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Monday
October 25, 1982

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Securities and Exchange Commission

Air Pollution Control

Environmental Protection Agency

Aviation Safety

Federal Aviation Administration

Banks, Banking

Federal Reserve System

Classified Information

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Food Grades and Standards

Agricultural Marketing Service

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Nuclear Power Plants and Reactors

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Organization and Functions (Government Agencies)

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

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Proclamation 4989 of October 22, 1982

The President

Myasthenia Gravis Awareness Week, 1982

By the President of the United States of America

A Proclamation

Myasthenia gravis is a chronic neuromuscular disease marked by progressive weakness and abnormally rapid fatigue of the voluntary muscles. An estimated 100,000 Americans suffer from this cruel disease, and experts say that there may be as many as 100,000 others in whom the condition is as yet undiagnosed.

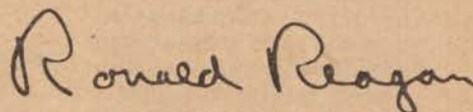
No respecter of age, racial origin, or class, myasthenia gravis strikes all elements of society. Formerly, many people with this disease died within the first few years of the illness. Today, a number of therapeutic approaches exist that give thousands of patients marked relief and allow them time to live normal life spans.

This remarkable progress has come about largely through research sponsored by the Myasthenia Gravis Foundation, Inc. and from the persistent efforts of scientists in both private and federal research institutions.

Until the cause of myasthenia gravis is discovered and a cure for it found, however, we cannot count the battle against this crippler won. There is a continuing need to intensify research on myasthenia gravis and to focus public attention on the plight of those who suffer from this condition. The Congress, by Senate Joint Resolution 197, has designated the period October 17 through October 23, 1982, as "Myasthenia Gravis Awareness Week."

NOW, THEREFORE, I, RONALD REAGAN, President of the United States of America, do hereby designate the week beginning October 17, 1982, as "Myasthenia Gravis Awareness Week," and I call upon Government agencies and the people of the United States to observe this week with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-second day of October, in the year of our Lord nineteen hundred and eighty-two, and of the Independence of the United States of America the two hundred and seventh.



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James H. Hodge, Jr., M.D.

Rules and Regulations

Federal Register

Vol. 47, No. 206

Monday, October 25, 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

Animal and Plant Health Inspection Service

7 CFR Part 371

Organization, Functions, and Delegations of Authority

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: This document revises the statement of organization, functions and delegations of authority of the Animal and Plant Health Inspection Service as it relates to the Deputy Administrator, Plant Protection and Quarantine, to specifically assign functional responsibilities under Title III (and related portions of Title IV) of the Federal Seed Act which pertain to the importation of seed through foreign commerce.

EFFECTIVE DATE: October 25, 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: The statement of organization, functions, and delegations of authority of the Animal and Plant Health Inspection Service, is being amended to delegate to the Deputy Administrator, Plant Protection and Quarantine, the responsibility for administering the provisions of Title III (and Title IV to the extent that it relates to Title III) of the Federal Seed Act (FSA) which pertain to the importation of seeds through foreign commerce.

Title III, the Foreign Commerce section of the FSA, has in the past been administered by the Agricultural Marketing Service. Since APHIS

currently administers the Federal Noxious Weed Act, and in order for the Department to carry out its mission more effectively and efficiently, the Secretary has delegated this responsibility to the Assistant Secretary for Marketing and Inspection Services, who in turn has delegated such authority to the Administrator, Animal and Plant Health Inspection Service (47 FR 41725), thus allowing APHIS to sample all imported seed shipments and to inspect such samples for noxious weeds.

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 procedures with respect thereto are impractical 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 Pub. L. 96-354, the Regulatory Flexibility Act, and thus is exempt from the provisions of that Act.

List of Subjects in 7 CFR Part 371

Organization and functions (Government agencies).

PART 371—ORGANIZATION, FUNCTIONS AND DELEGATIONS OF AUTHORITY

Accordingly, 7 CFR Part 371 is amended as follows:

1. The authority citation for Part 371 reads as follows:

Authority: 5 U.S.C. 301.

2. Section 371.2 is amended by adding a new paragraph (c)(2)(xiii) to read as follows:

§ 371.2 The Office of the Administrator.

(c) * * *

(2) * * *

(xiii) Title III (and Title IV to the extent that it relates to activities under Title III) of the Federal Seed Act, as amended (7 U.S.C. 1581-1610).

* * *

Issued at Washington, DC, this 13th day of October, 1982.

Harry C. Mussman,
Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 82-29285 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-34-M

Agricultural Marketing Service

7 CFR Part 999

Prune Imports; Minimum Quality Requirements for Imported Prunes

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This final rule amends the import regulation for prunes so its quality requirements conform with those prescribed by Marketing Order No. 993, which regulates the handling of dried prunes produced in California. On August 1, 1982, a continuing undersized regulation became effective under that marketing order to improve the quality of prunes used in prune products. Therefore, a similar or comparable quality-related size regulation must be added to the prune import regulation pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended.

EFFECTIVE DATE: To become effective October 25, 1982.

FOR FURTHER INFORMATION CONTACT: J. S. Miller, Chief, Specialty Crops Branch, Fruit and Vegetable Division, AMS, USDA, Washington, D.C. 20250 (202) 447-5697.

SUPPLEMENTARY INFORMATION: This final rule has been reviewed under USDA guidelines implementing Executive Order 12291 and Secretary's Memorandum No. 1512-1 and has been determined to be a "non-major" rule under criteria contained therein.

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 result in only minimal costs being incurred by the 3 known importers who have imported prunes during the past three years.

It is found that good cause exists for not postponing the effective date of this action until 30 days after publication in

the Federal Register (5 U.S.C. 553). The provisions of the marketing order for dried prunes produced in California establishing a continuing minimum undersized regulation became effective August 1, 1982. Therefore, pursuant to section 8e of the act this quality-related minimum must also be applied to prunes offered for importation as soon as possible. The proposal inviting written comments on this action was sent to each known importer of prunes. Consequently, importers are aware of this action and need no additional advance notice to prepare for compliance with the quality-related undersized regulation established herein. Moreover, no useful purpose would be served by delaying the effective date of this action.

Notice of this action was published in the July 29, 1982, issue of the *Federal Register* (47 FR 32724), and interested persons were given until September 30, 1982, to submit written comments. None was received.

This action is required by section 8e (7 U.S.C. 608e-1) of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to collectively as the "act". Section 8e of the act provides, in part, that whenever a marketing order issued by the Secretary of Agriculture, pursuant to section 8c of the act (7 U.S.C. 608c), contains any terms and conditions regulating the grade, size, quality, or maturity of prunes produced in the United States, the importation of prunes into the United States during the period of time such order is in effect shall be prohibited unless such commodity complies with the grade, size, quality, and maturity provisions of such order or comparable restrictions promulgated under section 8e. Marketing Order No. 993, as amended (7 CFR 993), regulating the handling of dried prunes produced in California (hereinafter referred to as the "order"), prescribes, grade, size, and quality provisions for such prunes.

On August 1, 1982, a continuing regulation, applicable to undersized French and non-French prunes, became effective under § 993.49(c) of the order. The undersized regulation removes from the marketable supply those French prunes passing freely through a round opening 23/32 of an inch in diameter (23/32 screen size) and those non-French prunes passing freely through a round opening 28/32 of an inch in diameter (28/32 screen size). Prunes this size are inferior in quality to larger sized prunes used for manufacturing purposes. The purpose of this regulation is to preclude the use of these very small prunes in prune products like juice,

concentrate, and jam, thereby improving their quality.

Section 993.50(g) of the order prohibits the shipment or disposition for human consumption of prunes determined by the inspection service pursuant to § 993.49(c) to be undersized prunes. Undersized prunes may be disposed of for non-human usage. Therefore, the quality-related minimum undersized regulation under the order also must be applied to prunes offered for importation pursuant to section 8e of the act.

Imported prunes generally have the same characteristics as those varieties defined in the order as French prunes, rather than those defined as non-French prunes. Therefore, the minimum undersized restriction under the order for French prunes will apply to all prunes offered for importation as a comparable quality-related size restriction.

List of Subjects in 7 CFR Part 999

Food grades and standards, Imports, Prunes

Therefore after consideration of all relevant matter presented, including that in the notice, and other available information, it is further found that revising the 8e prune import regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

PART 999—SPECIALTY CROPS; IMPORT REGULATIONS

1. Section 999.200 is amended by adding a new paragraph (a)(9) and revising paragraph (b)(2) to read as follows:

§ 999.200 Regulation governing the importation of prunes.

(a) * * *

(9) "Undersized prunes" means those prunes that pass freely through a round opening 23/32 of an inch in diameter.

(b) * * *

(2) Any person may import any lot of prunes, except any lot containing undersized prunes, into the United States for use in human consumption outlets as prune products in which the prunes lose their form and character as prunes by conversion prior to consumption if the prunes are inspected and an inspection certificate issued with respect thereto, and each lot meets the grade requirements set forth in paragraphs (1), (2), and (3) of Exhibit A of this section, and the importer first files as a condition of such importation an executed "Prune Form No. 1 Prunes—Section 8e Entry Declaration".

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

Dated: October 20, 1982.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division.

[FR Doc. 82-29280 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-02-M

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

8 CFR Part 212

Documentary Requirements for Nonimmigrants; Mexican Nationals

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Final rule.

SUMMARY: This rule adds bearers of Mexican diplomatic or official passports to the group of aliens who do not need visas to enter the United States for six months or less. Eliminating the visa requirement for certain Mexican officials is in accord with an agreement between the Department of State and the Mexican government. This waiver of the visa requirement facilitates the travel of certain Mexican officials to the United States.

EFFECTIVE DATE: November 1, 1982.

FOR FURTHER INFORMATION CONTACT:

For General Information:
Stanley J. Kieszkil, Acting Instructions Officer, Immigration and Naturalization Service, 425 Eye Street, NW., Washington, D.C. 20536, Telephone: (202) 633-3048.

For Specific Information:
Edward K. Burns, Immigration Inspector, Immigration and Naturalization Service, 425 Eye Street, NW., Washington, D.C. 20536, Telephone: (202) 633-3995.

SUPPLEMENTARY INFORMATION: An agreement has been reached between the United States and Mexico under which military or civilian officials of either Federal government who bear diplomatic or official passports of their respective government will not require a visa to enter the receiving country for periods of six months or less. The spouse and dependent family members under 19 years of age, who are in the actual company of such an official and who themselves bear a diplomatic or official passport, will also be excepted from the visa requirement. The visa waiver applies regardless of the purpose of the entry except when the official of the sending government is going to a permanent assignment at an office of the sending government in the other country

or when an accompanying spouse or dependent family member of an official entitled to the visa waiver is entering the other country mainly for the purpose of study.

Section 212(d)(4) of the Immigration and Nationality Act provides in part for a waiver of documentary requirements by the Attorney General and the Secretary of State on the basis of reciprocity with respect to nationals of contiguous territory.

The agreement entered into between Mexico and the United States provides for such a waiver for certain officials of those countries on the basis of reciprocity. Since this order facilitates the travel of those officials and expedites processing of travels at border crossing points, compliance with 5 U.S.C. 553 as to notice of proposed rulemaking and delayed effective date is unnecessary because the rule is limited to agency practice and procedure and is of benefit to the public.

In accordance with 5 U.S.C. 605(b), the Commissioner of Immigration and Naturalization certifies that the rule will not have a significant economic impact on a substantial number of small entities.

This rule is not a major rule within the meaning of section 1(b) of E.O. 12291.

List of Subjects in 8 CFR Part 212

Aliens, Foreign officials, Passports and visas.

Accordingly, Chapter I of Title 8 of the Code of Federal Regulations is amended as follows:

PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

In § 212.1, paragraph (c) introductory text is revised, a new paragraph (c-1) is added, and the former paragraph (c-1) is redesignated paragraph (c-2) to read as follows:

§ 212.1 Documentary requirements for nonimmigrants.

(c) *Mexican nationals.* A visa and a passport are not required by a Mexican national who is in possession of a border crossing card, either Form I-186 or Form I-586, and who is applying for admission to the United States as a temporary visitor for business or pleasure; or, who is entering solely for the purpose of applying for a Mexican passport or other official Mexican document at a border Mexican Consular office in the United States. A visa is not required by a Mexican national who is a crewperson employed on an aircraft belonging to a Mexican company

authorized to engage in commercial transportation into the United States.

(c-1) *Bearers of Mexican diplomatic or official passports.* A visa shall not be required by a Mexican national bearing a Mexican diplomatic or official passport who is a military or civilian official of the Federal Government of Mexico entering the United States for six months or less for a purpose other than on assignment as a permanent employee to an office of the Mexican Federal Government in the United States and the official's spouse or any of the official's dependent family members under 19 years of age, bearing diplomatic or official passports, who are in the actual company of such official at the time of entry into the United States. This waiver does not apply to the spouse or any of the official's family members classifiable under section 101(a)(15) (F) or (M) of the Act.

(c-2) *Aliens entering pursuant to International Boundary and Water Commission Treaty.*

(Sec. 103, 104, 212 of the Immigration and Nationality Act, as amended (8 U.S.C. 1103, 1104, 1182))

Dated: October 12, 1982.

Alan C. Nelson,
Commissioner of Immigration and Naturalization.

[FR Doc. 82-29030 Filed 10-22-82; 8:45 a.m.]

BILLING CODE 4410-10-M

FEDERAL RESERVE SYSTEM

12 CFR Part 217

[Req. Q; Docket No. R-0425]

Interest on Deposits; Loan Upon the Security of a Time Deposit

AGENCY: Federal Reserve System.

ACTION: Final interpretation.

SUMMARY: The Board of Governors has adopted an interpretation of Regulation Q—Interest on Deposits (12 CFR Part 217) concerning the terms under which a member bank may make a loan upon the security of a time deposit. Under the interpretation, a member bank, in making a loan to a depositor upon the security of his or her time deposit, must charge an interest rate on the loan of at least 1 percentage point above the annual effective rate being paid on the time deposit. The purpose of this provision is to ensure that the rules regarding the maintenance of interest rate ceilings are not violated, including rules that require penalties for early withdrawals of time deposits.

EFFECTIVE DATE: October 18, 1982.

FOR FURTHER INFORMATION CONTACT:

Gilbert T. Schwartz, Associate General Counsel (202/452-3625), Paul S. Pilecki, Senior Attorney (202/452-3281), or Beverly A. Belcamino, Legal Assistant (202/452-3623), Legal Division, Board of Governors of the Federal Reserve System, Washington, D.C.

SUPPLEMENTARY INFORMATION:

List of Subjects in 12 CFR Part 217

Advertising, Banks, banking, Foreign banking.

PART 217—[AMENDED]

Effective October 18, 1982, pursuant to its authority under section 19 of the Federal Reserve Act (12 U.S.C. §§ 371a, 371b, 461 (a)), the Board amends Regulation Q (12 CFR Part 217) by adding a new § 217.160 as follows:

§ 217.160 Loan upon the security of a time deposit.

(a) Section 217.4(f) of Regulation Q (12 CFR 217.4(f)) provides that a member bank may make a loan to a depositor upon the security of his or her time deposit as long as the rate of interest on the loan is at least 1 percentage point above the rate being paid on the deposit. The purpose of this provision is to ensure that the rules regarding the maintenance of interest rate ceilings are not violated, including rules that require penalties for early withdrawals of time deposits.

(b) Effective October 5, 1982, the Board amended Regulation D—Reserve Requirements of Depository Institutions (12 CFR Part 204) to define as transaction accounts, time deposits issued in connection with an arrangement that permits the depositor to obtain credit, directly or indirectly, through the drawing of a check, draft or similar device that can be used for the purpose of making payments or transfers to third persons or others. (47 FR 44992) In considering this amendment, the Board concluded that some of these arrangements are structured using a loan secured by a time deposit with terms providing for interest on the loan to be charged at 1 percentage point over the annual simple rate being paid on the deposit when the effective rate on the deposit is higher due to the effects of compounding. For example, after daily compounding on a 365/360 basis, a 12 per cent annual simple rate being paid on a deposit results in an annual effective rate of 12.935 per cent. This result has the effect of minimizing the impact of the required 1 percentage point differential. In order to preserve the effectiveness of § 217.4(f) of Regulation Q, the Board believes the

interest rate charged (on an annual basis) on a loan secured by a time deposit must be at least 1 percentage point above the annual effective rate paid on the time deposit, taking into account the effects of compounding of the interest on the deposit. Thus, in the example, provided above, the minimum annual rate that may be charged on a loan secured by the time deposit would be 13.935 per cent, which is 1 percentage point above the 12.935 annual effective rate being paid on the deposit. The Board has been advised that a similar position has been adopted by the Federal Deposit Insurance Corporation and the Federal Home Loan Bank Board.

(c) In order not to disadvantage depositors who currently have such loans outstanding or agreements for such loans, this interpretation is applicable to loans secured by a time deposit that are made, extended or renewed on or after October 18, 1982, or agreements for such loans entered into on or after October 18, 1982.

By order of the Board of Governors,
October 18, 1982.

William W. Wiles,
Secretary of the Board.

[FR Doc. 82-29017 Filed 10-22-82; 8:45 am]
BILLING CODE 6210-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 82-CE-31-AD; Amdt. 39-4479]

Eagle Model DW-1 Airplanes; Airworthiness Directives

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new Airworthiness Directive (AD), applicable to Eagle Model DW-1 airplanes which requires installation of new elevator push tube assemblies at 400 hours time-in-service and at each additional 400 hours time-in-service intervals thereafter. There has been a report of a failure of this component attributed to fatigue caused by vibratory stresses imposed on the part during normal operation. This failure causes loss of aircraft pitch control and an accident may result. The replacement required by the AD will assure that these components do not accumulate sufficient fatigue damage to cause an in-service failure.

DATES:
Effective Date: November 1, 1982.

Compliance: As specified in the body of the AD.

ADDRESSES: Eagle Aircraft Service Letter 82-6 dated September 7, 1982, applicable to this AD may be obtained from Eagle Aircraft Co., Municipal Airport, P.O. Box 994, Alexandria, Minnesota, Telephone (612) 762-0291. A copy of this information is also contained in the Rules Docket, Office of the Regional Counsel, Room 1558, 601 East 12th Street, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Kenneth W. Payauys, Chicago Aircraft Certification Office, ACE-120C, FAA, 2300 East Devon Avenue, Des Plaines, Illinois 60018; Telephone (312) 694-7138.

SUPPLEMENTARY INFORMATION: A failure of the aft elevator push tube on an Eagle Model DW-1 airplane has been reported. The failure occurred during the takeoff roll and the pilot aborted the takeoff due to loss of elevator control. This incident, because of the operational phase during which it occurred, did not result in an accident. Loss of elevator control has a high accident potential and this incident would probably have terminated in an accident under less favorable circumstances.

The manufacturer has accomplished investigations of the failed part which establish that it failed due to fatigue damage. Airplane tests show that vibration stresses high enough to impose fatigue damage on the part may be experienced in service. Accordingly, the manufacturer has recommended in Service Letters 82-6 dated September 7, 1982, that the elevator push tube assembly P/N 162000-16 be replaced when it has accumulated 400 hours time-in-service. The FAA concurs with this recommendation.

Since the FAA has determined that the unsafe condition described herein is likely to exist or develop in other airplanes of the same type design, an AD is being issued requiring replacement of the P/N 162000-16 aft elevator push tube assembly with a new P/N 162000-29 assembly on all Eagle Model DW-1 airplanes having 400 hours or more time-in-service and each 400 hours time-in-service thereafter. Because an emergency condition exists that requires the immediate adoption of this regulation, it is found that notice and public procedure hereon are impractical and contrary to the public interest, and good cause exists for making this amendment effective in less than 30 days.

List of Subjects in 14 CFR Part 39

Aviation safety, Aircraft.

Adoption of the Amendment

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

Eagle: Applies to all Model DW-1, airplanes certificated in any category.

Compliance: Required as indicated, unless already accomplished.

To prevent loss of elevator control due to failure of the aft elevator push tube, accomplish the following:

(a) Within 25 hours after the effective date of this AD on airplanes having 400 or more hours time-in-service or prior to the accumulation of 425 hours time-in-service on airplanes with less than 400 hours time-in-service and each 400 hours time-in-service thereafter:

(1) Replace the existing Aft Elevator Push Tube Assembly (P/N 162000-16) with a new (zero service time) Aft Elevator Push Tube Assembly P/N 162000-29 in accordance with Eagle Aircraft Co. Service Letter No. 82-6 dated September 7, 1982.

(b) Aircraft may be flown in accordance with FAR 21.197 to a location where this AD may be accomplished.

(c) An equivalent method of compliance with this AD may be used if approved by the Chief, Chicago Aircraft Certification Office, FAA, 2300 East Devon Avenue, Des Plaines, Illinois 60018, Telephone (312) 694-7357.

This amendment becomes effective on November 1, 1982.

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

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

Issued in Kansas City, Missouri, on October 15, 1982.

Murray E. Smith,
Director, Central Region.

[FR Doc. 82-29026 Filed 10-22-82; 8:45 am]
BILLING CODE 4910-13-M

14 CFR Part 71**[Airspace Docket No. 82-AWA-19]****Alteration of Federal Airways, Sault Ste Marie, MI****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule; request for comments.

SUMMARY: This amendment alters Federal Airways V-36 and V-316 in the vicinity of Sault Ste Marie, MI. The Canadian Government requested these airway changes in order to improve traffic flow by incorporating the Elliot Lake, ON, Canada, Nondirectional Beacon (NDB) into the Canadian control system. Only an 8-mile segment of these airways are within the United States. This action coincides with the Canadian request.

DATES: Effective date December 23, 1982.

Comments must be received on or before November 25, 1982.

ADDRESSES: Send comments on the rule in triplicate to: Director, FAA, Great Lakes Region, Attention: Manager, Air Traffic Division, Docket No. 82-AWA-19, Federal Aviation Administration, 2300 East Devon, Des Plaines, IL 60018.

The official docket may be examined in the Rules Docket, weekdays, except Federal holidays, between 8:30 a.m. and 5:00 p.m. The FAA Rules Docket is located in the Office of the Chief Counsel, Room 918, 800 Independence Avenue, SW., Washington, D.C.

An informal docket may also be examined during normal business hours at the office of the Regional Air Traffic Division.

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

SUPPLEMENTARY INFORMATION:**Request for Comments on the Rule**

Although this action is in the form of a final rule, which involves the alteration of Federal Airway descriptions by realigning several airways in the vicinity of Sault Ste Marie, only an 8-mile segment of these airways is within the United States, and, thus, was not preceded by notice and public procedure. Comments are invited on the rule. When the comment period ends, the FAA will use the comments submitted, together with other available information, to review the regulation.

After the review, if the FAA finds that changes are appropriate, it will initiate rulemaking proceedings to amend the regulation. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in evaluating the effects of the rule, and determining whether additional rulemaking is needed. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy aspects of the rule that might suggest the need to modify the rule.

The Rule

The purpose of this amendment to § 71.123 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) is to realign these airways as follows: V-36 from Sault Ste Marie, MI, to Elliot Lake, ON, Canada, NDB via the 091°T(095°M) radial, thence to Wiarton, ON, Canada, VORTAC via the Wiarton 327°(335°M) radial. V-316, from Sault Ste Marie, to Elliot Lake NDB via the 091°T(095°M) radial thence to Sudbury, ON, Canada, VORTAC via the 259°T(268°M) radial. This action improves air navigation by utilizing the Elliot Lake NDB to maintain course centerline. Section 71.123 of Part 71 of the Federal Aviation Regulations was republished in Advisory Circular AC 70-3 dated January 29, 1982.

Under the circumstances presented, the FAA concludes that there is an immediate need for a regulation to alter the descriptions of V-36 and V-316 which lie almost entirely within Canada, and this action expedited the rulemaking process, thereby cooperating with the Canadian Government to make this amendment effective on the next charting cycle. Therefore, I find that notice or public procedure under 5 U.S.C. 553(b) is contrary to the public interest, and that good cause exists for making this amendment effective on the next charting date.

List of Subjects in 14 CFR Part 71

VOR Federal airways, Aviation safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, § 71.123 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) is amended, effective 0901 G.m.t., December 23, 1982, as follows:

V-36 [Amended]

By deleting the words "From Sault Ste Marie, MI, to the INT of the Sault Ste Marie 110° radial and the United States/Canadian border. From Toronto, ON" and substitute for them the words "From Sault Ste Marie, MI, via the 091° radial

to Elliot Lake, ON, NDB, thence via the 327° radial to Wiarton, ON, Canada; INT Wiarton 150° and Toronto, ON, 314° radial, Toronto;"

V-316 [Amended]

By deleting the words "INT Sault Ste Marie 076° and Sudbury, ON, Canada, 274° radial to Sudbury," and substitute for them the words "thence via Sault Ste Marie 091° radial to Elliot Lake, ON, Canada, NDB, thence to Sudbury, ON, via the 259° radial to Sudbury."

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

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

Issued in Washington, D.C., on October 18, 1982.

John W. Baier,

Acting Manager, Airspace and Air Traffic Rules Division.

[FR Doc. 82-29024 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-13-M**14 CFR Part 71****[Airspace Docket Number 82-ACE-17]****Alteration of Transition Area; Manhattan, Kansas****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule.

SUMMARY: The nature of this federal action is to alter the 700-foot transition area at Manhattan, Kansas, to provide controlled airspace for aircraft executing a new instrument approach procedure to the Junction City, Kansas Airport, utilizing the Cavalry Non-Directional Radio Beacon (NDB) as a navigational aid. This action changes the status of the Junction City Airport from VFR to IFR. The intended effect of this action is to ensure segregation of aircraft using the new approach procedure under Instrument Flight Rules (IFR) and other aircraft operating under Visual Flight Rules (VFR).

EFFECTIVE DATE: December 23, 1982.

FOR FURTHER INFORMATION CONTACT:

Dale Carnine, Airspace Specialist, Operations, Procedures and Airspace Branch, Air Traffic Division, ACE-532, FAA, Central Region, 601 East 12th Street, Kansas City, Missouri 64106, Telephone (816) 374-3408.

SUPPLEMENTARY INFORMATION:

To enhance airport usage, a new instrument approach procedure to the Junction City, Kansas Airport is being established utilizing the Cavalry NDB as a navigational aid. The establishment of this new instrument approach procedure based on this navigational aid entails alteration of a transition area at Manhattan, Kansas, at and above 700 feet above the ground (AGL) within which aircraft are provided air traffic control service. It will also change the status of the Junction City, Kansas Airport from VFR to IFR. The intended effect of this action is to ensure segregation of aircraft using the new approach procedure under Instrument Flight Rules (IFR) and other aircraft operating under Visual Flight Rules (VFR).

Discussion of Comments

On pages 36218 and 36219 of the Federal Register dated August 19, 1982, the Federal Aviation Administration published a Notice of Proposed rulemaking which would amend Section 71.181 of Part 71 of the Federal Aviation Regulations so as to alter the transition area at Manhattan, Kansas. Interested persons were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No objections were received as a result of the Notice of Proposed Rulemaking.

List of Subjects in 14 CFR Part 71

Aviation safety, Transition areas.

Accordingly, pursuant to the authority delegated to me, § 71.181 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) is amended, effective 0901 G.m.t., December 23, 1982, by altering the following transition area:

Manhattan, Kansas

That airspace extending upward from 700 feet above the surface, within a 7-mile radius of the Manhattan, Kansas, Municipal Airport (Latitude 39°08'28"N; Longitude 96°40'10"W) and within 4 miles each side of the Manhattan, Kansas VOR 046° radial extending from the 7-mile radius area to 11 miles northeast of the VOR, within 2 miles northeast and 3 miles southwest of the 126° bearing from the McDowell Creek RBN, extending from the RBN to 10 miles southeast, within 6 miles south and 9 miles north of the Fort Riley VOR 059° radial extending from the VOR to 21 miles northeast

within 2 miles each side of the Fort Riley VOR 222° radial extending from the VOR to 8 miles southwest, within 7 miles north of the Fort Riley VOR 239° radial extending from the VOR to 2 miles southwest.

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

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

Issued in Kansas City, Missouri, on October 13, 1982.

John E. Shaw,
Acting Director, Central Region.

[FR Doc. 82-29023 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 71

[Airspace Docket No. 82-AWA-4]

Alteration of VOR Federal Airways, Louisville, KY; Correction

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Correction to final rule.

SUMMARY: An error was noted in the list of airways to be amended that would eliminate several alternate VOR airways in the vicinity of Louisville, KY. Inadvertently V-47 and new V-511 were included. The FAA has decided not to alter those airways at this time, and this action corrects that mistake.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT:

Lewis W. Still, Airspace Regulations and Obstructions Branch (AAT-230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone: (202) 426-8783.

List of Subjects in 14 CFR Part 71

VOR Federal airways, Aviation safety.

SUPPLEMENTARY INFORMATION:

History

Federal Register Document 82-26003 was published on September 23, 1982, (47 FR 41945) that designated several VOR Federal Airways in the vicinity of Louisville, KY, by deleting alternate airway segments, and renumbering other airway segments. After further study of the airways changes, the FAA decided not to include changes to V-47, and not to designate new VOR Federal Airway V-511 at this time, and this action supports that request.

Adoption of the Correction

Accordingly, pursuant to the authority delegated to me, Federal Register Document 82-26003, as published in the Federal Register on September 23, 1982, is corrected as follows:

Under No. 12: By deleting the title and text of "V-511 [New]".

Under No. 13: By deleting the title and text of "V-47 [Amended]".

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

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

Issued in Washington, D.C., on October 18, 1982.

John W. Baier,
Acting Manager, Airspace and Air Traffic Rules Division.

[FR Doc. 82-29025 Filed 10-22-82; 8:45 am]

BILLING CODE 4510-13-M

14 CFR Part 71

[Airspace Docket No. 82-ASO-52]

Alteration of Control Zone, San Juan, Puerto Rico

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; request for comments.

SUMMARY: This amendment alters the San Juan, Puerto Rico (International Airport), Control Zone by reducing its

size approximately 50 percent. A review of instrument approach procedures serving Puerto Rico International Airport reveals that the Control Zone encompasses airspace which is in excess of that required. This action will raise the floor of controlled airspace from the surface to 700 feet, within an area that encompasses approximately 100 square miles, east and northeast of the airport.

DATES:

Effective Date: 0901 G.m.t., December 23, 1982.

Comments must be received on or before November 23, 1982.

ADDRESSES: Send comments on the rule in triplicate to: Federal Aviation Administration, Manager, Airspace and Procedures Branch, ASO-530, Air Traffic Division, P.O. Box 20636, Atlanta, Georgia 30320.

The official docket may be examined in the Office of the Regional Counsel, Room 652, 3400 Norman Berry Drive, East Point, Georgia 30344, telephone: (404) 763-7646.

FOR FURTHER INFORMATION CONTACT:

Donald Ross, Airspace and Procedures Branch, Air Traffic Division, Federal Aviation Administration, P.O. Box 20636, Atlanta, Georgia 30320; telephone: (404) 763-7646.

SUPPLEMENTARY INFORMATION:

Request for Comments on the Rule

Although this action is in the form of a final rule, which involves a reduction in the size of the San Juan, Puerto Rico, Control Zone and, thus, was not preceded by notice and public procedure, comments are invited on the rule. When the comment period ends, the FAA will use the comments submitted, together with other available information, to review the regulation. After the review, if the FAA finds that changes are appropriate, it will initiate rulemaking proceedings to amend the regulation. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in evaluating the effects of the rule and determining whether additional rulemaking is needed. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy aspects of the rule that might suggest the need to modify the rule.

Coordination

As part of this action relates to the navigable airspace outside the United States, this notice is submitted in

consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 of and Annex 11 to the Convention on International Civil Aviation, which pertain to the establishment of air navigation facilities and services necessary to promoting the safe, orderly, and expeditious flow of civil air traffic. Their purpose is to ensure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since this action involves, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

The Rule

The purpose of this amendment to § 71.171 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) is to redesignate the San Juan, Puerto Rico, Control Zone by reducing it in size to the minimum required for Instrument Flight Rule (IFR) operations in the vicinity of Puerto Rico International Airport. Instrument approach procedures which formerly required very large control zone arrival extensions have either been redesigned or canceled. These actions have negated

the need for two arrival extensions northeast and east of the airport. Section 71.171 of Part 71 of the Federal Aviation Regulations was republished in Advisory Circular AC 70-3 dated January 29, 1982. Under the circumstances presented, the FAA concludes that there is a need for a regulation to reduce the size of the control zone and raise the floor of controlled airspace in the vicinity of Puerto Rico International Airport. Therefore, I find that notice or public procedure under 5 U.S.C. 553(b) is unnecessary as this action reduces the burden on the public and that good cause exists for making this amendment effective in less than 60 days after its publication in the Federal Register.

List of Subjects in 14 CFR Part 71

Aviation safety, Airspace, Control zone.

Accordingly, pursuant to the authority delegated to me, § 71.171 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) (as amended) is further amended, effective 0901 G.m.t., December 23, 1982, as follows:

San Juan, PR—Revised

Within a 6-mile radius of Puerto Rico International Airport (Lat. 18°26'29"N., Long. 66°00'08"W.); within a 3-mile radius of Isla Grande Airport (Lat. 18°27'32"N., Long. 66°05'55"W.).

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

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

Issued in East Point, Georgia, on October 14, 1982.

George R. LaCaille,
Acting Director, Southern Region.

[FR Doc. 82-29273 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-13-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 200

[Release No. 33-6432]

Classification and Declassification of National Security Information and Material

AGENCY: Securities and Exchange Commission.

ACTION: Amendments to rules.

SUMMARY: The Securities and Exchange Commission is amending its rules to conform to the provisions of Executive Order 12356 (47 FR 14874, April 6, 1982) and its implementing directive, Information Security Oversight Office Directive No. 1 (47 FR 27836, June 25, 1982). These orders, effective August 1, 1982, establish procedures and criteria for classifying, declassifying and safeguarding national security information. The Commission's current rules are based upon Executive Order 12065 which was revoked by Executive Order 12356.

EFFECTIVE DATE: Effective October 25, 1982.

FOR FURTHER INFORMATION CONTACT: George A. Fitzsimmons, Secretary, Office of the Secretary, (202) 272-2600; Douglas J. Scheidt, Special Counsel, Office of the General Counsel, (202) 272-2454.

SUPPLEMENTARY INFORMATION: The Commission finds, in accordance with the Administrative Procedure Act ("APA"), that these amendments (1) relate solely to agency internal management, organization, procedure or practice, (2) do not relate to substantive rules, and (3) impose no significant burden on any member of the public. Accordingly, notice and opportunity for public comment pursuant to the APA are unnecessary. The Commission also finds that an immediate effective date is in the public interest.

Regulatory Flexibility Act

No regulatory flexibility analysis (or certification that one is not required) is necessary because the rule amendments are procedural and thus not within the definition of "rule" for purposes of Chapter 6, Title 5 U.S.C.

List of Subjects in 17 CFR Part 200

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

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

In consideration of the foregoing, the Securities and Exchange Commission amends Subpart J of Part 200 of Chapter II, Title 17, Code of Federal Regulations, as follows:

The authority for subpart J reads as follows:

Subpart J—Classification and Declassification of National Security Information and Material

Authority: Sec. 19 Securities Act of 1933, as amended, 48 Stat. 84, 15 U.S.C. 77s. Executive Order 12356, 47 FR 14874, April 6, 1982. Information Security Oversight Office Directive No. 1 (47 FR 27836, June 25, 1982).

1. Section 200.500 is revised as follows:

§ 200.500 Purpose.

This part establishes general policies and procedures for the classification, declassification and safeguarding of national security information which is generated, processed and/or stored by the Commission, and supplements Executive Order 12356, April 6, 1982 (47 FR 14874), and Information Security Oversight Office Directive No. 1, June 25, 1982 (47 FR 27836).

2. Section 200.502 is revised as follows:

§ 200.502 Definition.

As used in this part: "Foreign government information" means either (a) information provided to the United States by a foreign government or governments, an international organization of governments, or any element thereof with the expectation, express or implied, that the information, the source of the information, or both, are to be held in confidence, or (b) information produced by the United States pursuant to or as a result of a joint arrangement with a foreign government or governments or an international organization of governments or any element thereof, requiring that the information, the arrangement, or both, are to be held in confidence.

3. Section 200.503 is revised as follows:

§ 200.503 Senior agency official.

The Secretary of the Commission is designated the senior agency official responsible for conducting an oversight program to ensure effective implementation of Executive Order 12356. Any complaints or suggestions regarding the Commission's information security program should be directed to

the Office of the Secretary, Securities and Exchange Commission, Attn: Information Security Program, 450 5th Street, N.W., Washington, D.C. 20549.

4. Section 200.504 is amended by adding paragraphs (i) and (j) as follows:

§ 200.504 Oversight Committee.

(i) Develop special contingency plans for the protection of classified information used in or near hostile or potentially hostile areas.

(j) Promptly notify the Director of the Information Security Oversight Office whenever an officer or employee of the United States Government or its contractors, licensees or grantees knowingly, willfully or negligently (1) discloses to unauthorized persons information properly classified under Executive Order 12356 or predecessor orders or (2) classifies or continues the classification of information in violation of Executive Order 12356 or predecessor orders.

5. Section 200.506 is revised as follows:

§ 200.506 Derivative classification.

Any document that includes paraphrases, restatements, or summaries of, or incorporates in new form, information that is already classified shall be assigned the same level of classification as the source; if, however, the basic information appears to have been so changed that no classification, or a lower classification than originally assigned, should be used, the appropriate official of the originating agency or office of origin who has the authority to upgrade, downgrade or declassify the information must be consulted prior to assigning a different classification to the information.

6. Section 200.507 is revised as follows:

§ 200.507 Declassification dates on derivative documents.

(a) A document that derives its classification from information classified under Executive Order 12356 of predecessor orders shall be marked with the date or event assigned to that source information for its automatic declassification or for review of its continued need for classification.

(b) A derivative document that derives its classification from the approved use of the classification guide of another agency shall bear the declassification date required by the provisions of that classification guide.

7. Paragraph (a) of § 200.503 is revised as follows:

§ 200.508 Requests for mandatory review for declassification.

(a) Requests for mandatory review of a Commission document for declassification may be made by any United States citizen or permanent resident alien, including Commission employees, or a federal agency, or a State or local government. The request shall be in writing and shall be sent to the Office of the Secretary, Attn: Mandatory Review Request, Securities and Exchange Commission, 450 5th Street NW., Washington, D.C. 20549.

8. Paragraph (b)(2) of § 200.510 is revised as follows:

§ 200.510 Access by historical researchers.

(b) * * *

(2) To protect the classified information in accordance with the provisions of Executive Order 12356; and

9. Paragraph (b)(2) of § 200.511 is revised as follows:

§ 200.511 Access by former presidential appointees.

(b) * * *

(2) To protect the classified information in accordance with the provisions of Executive Order 12356; and

Dated: October 15, 1982.

George A. Fitzsimmons,
Secretary.

[FR Doc. 82-29271 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

17 CFR Part 200

[Release Nos. 33-6428; 34-19136; 35-22667; IC-12737; FR-4]

Public Availability of Correspondence About Accountants' Independence

AGENCY: Securities and Exchange Commission.

ACTION: Interpretation.

SUMMARY: The Commission announces a new policy regarding the public availability of correspondence about the impact of certain relationships between registrants and their current or proposed independent accountants on the independence of such accountants. The Commission has determined to make available for public inspection and

copying the letters requesting the staff's views on accountants' independence and the staff's responses thereto because several independent accounting firms have expressed an interest in reviewing the letters.

EFFECTIVE DATE: November 30, 1982.

FOR FURTHER INFORMATION CONTACT: Linda Griggs or Clarence M. Staubs, Office of the Chief Accountant, Securities and Exchange Commission, Washington, D.C. 20549 (202/272-2130).

SUPPLEMENTARY INFORMATION:**I. Background**

The Commission frequently has emphasized that the independence of public accountants that audit financial statements included in registration statements and reports filed with the Commission pursuant to the Federal securities laws is central to the effective implementation of those laws.¹ Because the independence of an accountant is dependent upon the pertinent facts in each particular case, however, the Commission has not attempted to identify all the relationships that might impair an accountants' independence. Therefore, the Commission has urged registrants and accountants to consult its staff when questions arise as to accountants' independence.² The Commission's Office of the Chief Accountant responds to requests for its views on whether particular described relationships between a registrant and an accountant are or would be of such a nature as to prevent the accountant from being considered independent for purposes of auditing financial statements to be filed under the securities laws.

In addition, since the issuance of Accounting Series Release No. 2 (May 6, 1937) (11 FR 10913), the Commission has issued releases announcing its views on the impact of particular types of relationships between registrants and accountants on the independence of such accountants. In these releases, the Commission has organized by topic and stated its conclusions regarding the relationships most frequently described in letters to its Office of the Chief Accountant from persons interested in the staff's views on accountants' independence.

In May 1982, the Commission authorized the publication of a codification of its Accounting Series Releases discussing its interpretations of

accounting and auditing matters.³ Section 602.02 of that Codification contains the Commission's current views on questions regarding accountants' independence.

II. Discussion

Recently, several independent accounting firms inquired as to whether they could review the files maintained by the Commission's Office of the Chief Accountant containing correspondence about the impact of various sets of circumstances on the independence of the accountants involved.⁴ These files contain letters requesting the staff's views on accountants' independence and the staff's responses thereto. The letters were not made publicly available in the past because the policy of the Commission has been to summarize them periodically in Accounting Series Releases that discussed the impact on accountants' independence of typical financial and business relationships between registrants and their accountants.

In light of this current interest in the staff's views, the Commission has decided to implement a new policy and make the letters on independence questions publicly available. The Commission intends to continue to issue releases from time to time that discuss its views on independence questions but it believes that public availability of the independence letters may facilitate the public's awareness of the staff's views. Of course, the staff's letters on the independence of accountants under particular sets of circumstances are not Commission views and, therefore, they should not be regarded as precedents binding on the Commission at such time, if any, that the Commission should review a staff interpretation.

The Commission's new policy regarding the public availability of the independence letters will only affect letters of request dated after the effective date of the policy, November 30, 1982. The Office of the Chief Accountant has identified financial and other information of a confidential or private nature in many of the independence letters in its files and the requestors may assume that such information will remain confidential. Moreover, such confidential or private information is excluded from the independence files made available

¹ FRR 1.

² Section 601.01 Codification of Financial Reporting Policies announced in Financial Reporting Release No. 1 (May 12, 1982) (47 FR 21028, May 17, 1982) ("FRR 1").

³ Id. at section 602.02.a.

⁴ Two of the accounting firms filed requests under the Freedom of Information Act, 5 U.S.C. 552, to examine those files containing letters written since January 1980; the records have been provided to one of the firms.

pursuant to requests under the Freedom of Information Act.

III. Conclusion

The Commission has determined to make publicly available pursuant to 17 CFR 200.81 the letters that request its staff's views on the impact on accountants' independence of particular sets of circumstances and the staff's responses thereto. Letters of request dated after November 30, 1982, and the staff's responses thereto, will be included in a public file and will be available at the Commission's Public Reference Room for public inspection and copying 30 days after the staff has given or sent the response to the person requesting it. Any request that the public availability of the letters be delayed beyond the 30 day period must be made pursuant to 17 CFR 200.81(b).

By the Commission.
George A. Fitzsimmons,
Secretary.

October 14, 1982.

[FR Doc. 82-29284 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF STATE

22 CFR Part 41

[Departmental Reg. 108-825]

Nonimmigrants Not Required To Present Passports, Visas, or Border-Crossing Identification Cards; Mexican Nationals

AGENCY: Department of State.

ACTION: Final rule.

SUMMARY: The Department is amending its nonimmigrant visa regulations in § 41.6(c) to provide a waiver of the visa requirement for certain Mexican national officials and their spouses and dependents. These amendments are necessary because an agreement has been reached between the United States and Mexico which facilitates the travel of certain Mexican national officials and expedites processing of travelers at border crossing points. Excluded from the visa waiver are Mexican national officials coming to assignments with diplomatic missions or other offices of the Mexican Government in the United States as commissioned permanent employees and otherwise qualifying dependents coming to pursue a full course of study in the United States.

EFFECTIVE DATE: November 1, 1982.

FOR FURTHER INFORMATION CONTACT: Gerald M. Brown, Legislation and Regulations Division, Visa Services. (202) 632-1900.

SUPPLEMENTARY INFORMATION: An agreement has been reached between the United States and Mexico under which military or civilian officials of either Federal government who bear diplomatic or official passports of their respective government will not require a visa to enter the receiving country for periods of up to six months. The spouse and dependent family members under 19 years of age, who are in the actual company of such an official and who themselves bear a diplomatic or official passport, will also be excepted from the visa requirement. The visa waiver applies regardless of the purpose of the entry except when the official of the sending government is going to a permanent assignment at an office of the sending government in the other country or when an accompanying spouse or dependent family member of an official entitled to the visa waiver is entering the other country mainly for the purpose of study.

Section 212(d)(4) of the Immigration and Nationality Act provides in part for a waiver of documentary requirements by the Attorney General and the Secretary of State on the basis of reciprocity with respect to nationals of contiguous territory.

The agreement entered into between Mexico and the United States provides for such a waiver for certain officials of those countries on the basis of reciprocity. Since this order facilitates the travel of those officials and expedites processing of travelers at border crossing points, compliance with 5 U.S.C. 553 as to proposed rule making and delayed effective date is unnecessary in this instance.

List of Subjects in 22 CFR Part 41

Visas, Waivers, Aliens.

PART 41—[AMENDED]

Part 41, therefore, is amended by adding the following language at the end of paragraph (c) of § 41.6 to read:

§ 41.6 Nonimmigrants not required to present passports, visas, or border-crossing cards.

(c) *Mexican nationals.* * * * A visa shall not be required of a Mexican national bearing a Mexican diplomatic or official passport who is a military or civilian official of the Federal Government of Mexico entering the United States for a stay of up to six months for any purpose other than on assignment as a permanent employee to an office of the Mexican Federal Government in the United States. A visa shall also not be required of the official's spouse or any of the official's

dependent family members under 19 years of age, bearing diplomatic or official passports, who are in the actual company of such official at the time of entry into the United States. This waiver does not apply to the spouse or any of the official's family members classifiable under sections 101(a)(15)(F) or (M) of the Act.

* * * * *

(Sec. 104, 66 Stat. 174; 8 U.S.C. 1104; Sec. 109(b)(1), 91 Stat. 847)

J. Donald Blevins,
Acting, Assistant Secretary for Consular Affairs.

October 14, 1982.

Concurrence: October 18, 1982.

Alan C. Nelson,
Commissioner, Immigration and Naturalization Service.

[FR Doc. 82-29031 Filed 10-22-82; 8:45 am]

BILLING CODE 4710-06-M

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

23 CFR Parts 200, 630, 635, 640, 642, 650, 740, and 771

Action Plans; Technical Amendments

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Final rule.

SUMMARY: This document contains technical amendments to existing regulations that reflect changes necessitated by the rescission of the regulation on the development of environmental Action Plans (23 CFR Part 795). The technical amendments delete the existing references to "Action Plans" and conforming language as reflected by the rescission is inserted where appropriate.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. George F. Duffy, Chief, Community Values Branch, Office of Environmental Policy, (202) 426-0303, or Ms. Jane B. DeCell, Office of the Chief Counsel, (202) 426-0789, Federal Highway Administration, 400 Seventh Street, SW., Washington, D.C. 20590. Office hours are from 7:45 a.m. to 4:15 p.m. ET, Monday through Friday.

SUPPLEMENTARY INFORMATION: On May 20, 1982, FHWA published a final rule (47 FR 21780) rescinding the regulation on the development of environmental Action Plans (effective May 11, 1982) and making corresponding changes in the regulation on public hearings and location/design approval in order to eliminate unnecessary duplication of

environmental procedures (23 CFR Parts 771, 790 and 795). The technical amendments conform the language of existing regulations which had referenced the Action Plans to reflect the rescission of 23 CFR Part 795.

The FHWA has determined that this document contains neither a major rule under Executive Order 12291 nor a significant regulation under the regulatory policies and procedures of the Department of Transportation. Notice and opportunity for comment are not required because these amendments are technical in nature and make no substantive changes in the regulations. It is not anticipated that a request for comments would result in the receipt of useful information and due to the technical nature of these amendments, the FHWA finds good cause to make it effective in less than 30 days.

No economic impacts are anticipated as a result of this action. Accordingly, a full regulatory evaluation is not required. For the above reasons and under the criteria of the Regulatory Flexibility Act, it is certified that this action will not have a significant impact on a substantial number of small entities.

In consideration of the foregoing and under the authority of 23 U.S.C. 109(h), 128, 138 and 315; 49 CFR 1.48(b), the Federal Highway Administration revises Chapter I, Parts, 200, 630, 635, 640, 642, 650, 740, and 771 of title 23, Code of Federal Regulations, as set forth below.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning, and Construction. The provisions of OMB Circular No. A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects apply to this program)

List of Subjects in 23 CFR Parts 200, 630, 635, 640, 642, 650, 740, and 771

Environmental impact statements, Environmental protection, Grant programs—transportation, Highway and roads.

Issued on: October 18, 1982.

Ray Barnhart,

Federal Highway Administrator, Federal Highway Administration.

Chapter I of Title 23, Code of Federal Regulations, is amended as follows:

PART 200—[AMENDED]

§ 200.15 [Removed]

1. Part 200, "Title VI Program and Related Statutes—Implementation and Review Procedures," is amended by removing § 200.15, "Action plan," from the table of sections and from the corresponding text.

PART 630—[AMENDED]

2. In § 630.110, paragraphs (c)(2) and (e)(2)(i) are revised to read as follows:

§ 630.110 General requirements.

(c) * * *

(2) A procedure contained in an accepted State certification (23 CFR Part 640), approved secondary road plan (23 CFR Part 642), or State procedures accepted under 23 U.S.C. 109(h).

(e) * * *

(2) * * *

(i) A procedure contained in an accepted State certification, approved secondary road plan, or State procedures accepted under 23 U.S.C. § 109(h), or

§ 630.114 [Amended]

3. In § 630.114, paragraph (h)(3) is amended by revising the first sentence to read as follows:

(h) * * *

(3) The preliminary studies portion of the PE and ROW phase(s) (including hardship acquisition and protective buying) through the location stage (i.e., from the end of system planning through the selection of a particular location), when an SHA requests authorization with obligation of funds. * * *

PART 635—[AMENDED]

4. In § 635.309, paragraph (d) is revised to read as follows:

§ 635.309 Authorization.

(d) The State highway agency has satisfied the requirements of 23 CFR Part 790 where applicable or, under alternate procedures which have been accepted by FHWA, has submitted public hearing transcripts, certifications and reports pursuant to 23 U.S.C. § 128.

PART 640—[AMENDED]

§ 640.103 [Amended]

5. In § 640.103, "Definitions," paragraph (a), the definition of action plan, is removed and paragraphs (b) through (d) are redesignated paragraphs (a) through (c), respectively.

6. In § 640.109, amend paragraph (a)(2)(ii)(A) by revising the first sentence and revise paragraph (b)(1) to read as follows:

§ 640.109 Requirements for certification acceptance.

(a) * * *

(2) * * *

(ii) * * *

(A) Evaluation of a State's performance shall be based on previously conducted reviews, including secondary road plan reviews, reviews under 23 U.S.C. 109(h), safety reviews and reports, audit reports, reviews of State bidding practices, inspections in depth, and maintenance inspections.

(b) * * *

(1) The policies and objectives of title 23, United States Code, are being accomplished under the State's approved secondary road plan and State procedures accepted under 23 U.S.C. 109(h). Supplementary standards and procedures appropriate to the types of projects to be added to the coverage must provide similar assurance, and

7. In § 640.111, paragraph (b) is revised to read as follows:

§ 640.111 Content of State certification.

(b) Existing assurances and formal agreements between the State and FHWA with respect to equal employment opportunity, current billing, and control of outdoor advertising will continue in full force and effect and may be incorporated by reference. Likewise, the State's procedures accepted under 23 U.S.C. 109(h) may be incorporated by reference.

PART 642—[AMENDED]

§ 642.109 [Amended]

8. In § 642.109, paragraph (a)(2) is amended by revising the last sentence to read as follows:

§ 642.109 Content.

(a) * * *

(2) * * * Procedures that are adequately covered in the State's submissions accepted under 23 U.S.C. 109(h) may be incorporated by reference.

PART 650—[AMENDED]

§ 650.109 [Amended]

9. In § 650.109, "Public involvement," the first paragraph is amended by removing the citation "795 or" from the text. Also, § 650.109 is amended by designating the unnumbered first paragraph as paragraph (a) and redesignating the paragraphs (a) and (b) to read as paragraphs (b) and (c), respectively.

PART 740—[AMENDED]

10. In § 740.35, amend paragraphs (c) and (d) by revising the first sentence of each paragraph to read as follows:

§ 740.35 Public information.

(c) *Corridor public hearings.* The "social, economic, and environmental effects" to be discussed at public hearings are contained in Part 790 or the State's procedures accepted under 23 U.S.C. 109(h). * * *

(d) *Highway design or combined public hearings.* The "social, economic, and environmental effects" of the project should be discussed at public hearings as provided for in Part 771, Part 790, and in the State's procedures accepted under 23 U.S.C. 109(h). * * *

PART 771—[AMENDED]

11. In Part 771, amend the authority statement to read as follows:

Authority: 42 U.S.C. 4321 *et seq.*; 23 U.S.C. 109(h), 138, 315; 49 U.S.C. 1653(f); 49 CFR 1.48(b).

[FR Doc. 82-29032 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-22-M

23 CFR Parts 625 and 626**[FHWA Docket No. 82-2, Notice 2]****Design Standards for Highway Pavement Structures**

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of Docket Closing for Amendment of Final rule.

SUMMARY: On April 1, 1982, the FHWA published a rule which adopted revised guides for highway pavement construction. Comments were solicited on the revised guides which were approved by the American Association of State Highway and Transportation Officials (AASHTO). Those comments are discussed in **SUPPLEMENTARY INFORMATION** below. Clarifications issued by FHWA concerning the use of this guide are also discussed. The purpose of this notice is to announce the closing of this docket.

FOR FURTHER INFORMATION CONTACT: Mr. Leon M. Noel, Highway Design Division, Office of Engineering, 202-426-0327 or Mr. Michael J. Laska, Office of the Chief Counsel, 202-426-0761, Federal Highway Administration, 400 Seventh Street, SW., Washington, D.C. 20590. Office hours are from 7:45 a.m. to 4:15

p.m. ET, Monday through Friday.

SUPPLEMENTARY INFORMATION: The standards policies and guides that have been approved by the FHWA for application on all Federal-aid highway projects are incorporated by reference in 23 CFR Part 625. The provisions that apply to roadway design are listed in 23 CFR 625.3(a). Pavement design policy and procedures are also contained in 23 CFR Part 626.

On April 1, 1982, The FHWA adopted the document entitled "AASHTO Interim Guide for Design of Pavement Structures—1972, Chapter III Revised, 1981" to be substituted for the existing publication which was incorporated by reference in 23 CFR Parts 625 and 626. The document had originally been approved by the American Association of State Highway and Transportation Officials (AASHTO). The revised AASHTO publication constitutes the FHWA's policy on the design of pavement structures for all federally assisted construction and reconstruction projects. Although the Revised Guides became effective on the date of publication (April 1, 1982), comments were requested on the revisions to the design guide.

Most of the comments received were submitted by the cement and concrete industry. The majority of the comments requested that the adoption be rescinded. A number of comments objected to the FHWA's adoption of the Revised Guide without prior notice and comment. The FHWA in the April 1, 1982, Federal Register notice, listed seven reasons for finding good cause to make the adoption effective without prior notice and opportunity for comment and without a 30-day delay in effective date. Neither a general notice or proposed rulemaking nor a 30-day delay in effective date is required under the Administrative Procedure Act because the matters affected relate to grants, benefits, or contracts pursuant to 5 U.S.C. 553(a)(2).

Another criticism received was that a revision was being made to rigid pavement portion without a similar, timely change to flexible pavement. A project to accomplish the revision of the entire guide has been initiated through the Transportation Research Board and every effort will be made to complete this work at the earliest possible date. Copies of all comments received to the docket have been transmitted to the appropriate offices for use in this update.

The objection to the adoption most frequently stated concerned the higher factor of safety guidance. The commentators believed that the use of a

higher factor of safety by highway agencies would result in thicker designs and corresponding higher bid prices creating a disadvantage for rigid pavements in the pavement type selection process. The comments appeared to misinterpret FHWA's adoption of the Revised Guide as encouraging, mandating, or promoting thicker concrete pavements through the use of the higher factor of safety. This was not FHWA's intention. The revision merely allows the designer greater flexibility so that in unusual cases where a higher level of confidence is needed, he can design for it. It should be pointed out that these are unusual cases and the normal factor of safety for design of concrete pavements remains unchanged at 1.33. Therefore, the FHWA feels that the adoption of the Revised Guide will not create an unfair disadvantage in the pavement type determination as stated.

Based on the aforementioned analysis and discussion of comments made to the docket, the adoption of the Revised Guide is retained in the regulation and the docket is closed effective immediately. However, the FHWA feels that some merit may exist with regard to the possible misinterpretation of the Revised Guide's applicability. To clarify the situation, the FHWA has issued a memorandum to its field offices on September 7, 1982, to ensure that the Revised Guide is not misinterpreted. The increased factor of safety is only recommended in the following situations:

1. For freeways and other high volume facilities where closing a lane for possible rehabilitation will cause the projected traffic to exceed capacity of a probable detour.

2. For any projected traffic condition which indicate a relatively low number of total 18 kip equivalences during the design life, (<1,000,000 for example) but contain above average wheel loads (>10,000 pounds).

3. Where local experience has shown that environmental or other factors require that a thicker pavement be provided. These are unusual situations such as high volume, urban facilities where a higher level of confidence is needed. For most conditions a value of 1.33 is recommended. Each case where a higher factor of safety on a Federal-aid project is applied should be adequately justified.

It is hoped that these clarifications will foster the prudent and uniform application of the Revised Guide without any adverse impacts to industry, while using the latest

technology to provide a quality product for the public.

The Federal Highway Administration has determined that this rulemaking proceeding is not considered major under Executive Order 12291 nor significant under the regulatory policies and procedures of the Department of Transportation.

(Catalog of Federal Domestic Assistance Program No. 20.205, Highway Research, Planning, and Construction. The provisions of OMB Circular No. A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects apply to this program.)

List of Subjects in 23 CFR Parts 625 and 626

Design standards, Highways and roads, Pavements.

Issued on: October 18, 1982.

Ray Barnhart,

Federal Highway Administrator, Federal Highway Administration.

[FR Doc. 82-29033 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-22-M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 35

[T. D. 7839]

Withholding From Pensions, Annuities, and Certain Other Deferred Income; Correction

AGENCY: Internal Revenue Service, Treasury.

ACTION: Correction to final rule.

SUMMARY: This document contains a correction to the *Federal Register* publication beginning at 47 FR 45868 (October 14, 1982) of the full text of the temporary regulations which were the subject of Treasury Decision 7839 relating to withholding from pensions, annuities, and certain other deferred income under sections 3405, 6047(e), and 6704 of the Internal Revenue Code of 1954.

EFFECTIVE DATE: The regulations are effective for payments made after December 31, 1982. This correction is to be effective the same date.

FOR FURTHER INFORMATION CONTACT: Patricia K. Keesler or Mary M. Levontin of the Employee Plans and Exempt Organizations Division of the Office of Chief Counsel, Internal Revenue Service, 1111 Constitution Avenue, N.W., Washington, D.C. 20224, 202-566-3430, not a toll-free call.

SUPPLEMENTARY INFORMATION:

Background

On October 14, 1982, the *Federal Register* published temporary regulations (47 FR 45868) which provided payors and payees of pensions, annuities, and certain other deferred income with the guidance necessary to comply with changes to the applicable tax law that were made by the Tax Equity and Fiscal Responsibility Act of 1982 (Pub. L. 97-248).

Need for a Correction

As published, the full text of the temporary regulations that were the subject of Treasury Decision 7839 contained a misprint in the section number for the paragraph heading.

Correction of Publication

Accordingly, the publication of the full text of the temporary regulations that were the subject of FR Doc. 82-28266 (47 FR 45868) is amended by the following correction:

The section number and heading (26 CFR Part 35) at page 45868, third column, is corrected to read as follows:

§ 35.3405-1 Questions and answers relating to withholding on pensions, annuities, and certain other deferred income.

Jonathan P. Marget,

Assistant Director, Employee Plans and Exempt Organizations Division.

[FR Doc. 82-29230 Filed 10-22-82; 8:45 am]

BILLING CODE 4830-01-M

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[CGD7-82-10]

Amendment to Security Zone—Kennedy Space Center, FL

AGENCY: Coast Guard, DOT.

ACTION: Interim rule with request for comments.

SUMMARY: This amendment to the Coast Guard's Security Zone regulations increases the area included in the Security Zone on the Banana River south of the NASA Causeway East (Orsino Causeway), moving the boundary line from the causeway to a line one-quarter mile south of the causeway. This action is an interim final rulemaking, to make this rule effective prior to the next Space Shuttle launch. Public comments are invited.

DATES: Interim rule effective October 25, 1982. Comments must be submitted on or before November 24, 1982.

ADDRESSES: Comments should be mailed to Commander (m), Seventh Coast Guard District, 51 S.W. First Avenue, Miami, FL, 33130. The comments and other materials referenced in this notice will be available for inspection or copying at Room 1231, 51 S.W. First Avenue, Miami, FL, 33130. Normal office hours are between 7:30 a.m. and 4:00 p.m., Monday through Friday, except holidays. Comments may also be hand-delivered to this address.

FOR FURTHER INFORMATION CONTACT:

Lieutenant Robert Buford, Commander (m) Seventh Coast Guard District, 51 S.W. First Avenue, Miami, FL, 33130, (305)-350-5651.

SUPPLEMENTARY INFORMATION:

Interested persons are invited to participate in this rulemaking by submitting written views, data or arguments. Persons submitting comments should include their names and addresses, identify this notice (CGD7-82-10), and the specific section of the proposal to which their comments apply, and give the reasons for each comment. Receipt of comments will be acknowledged if a stamped self-addressed postcard or envelope is enclosed. The rule may be changed in light of comments received. All comments received before the expiration of the comment period will be considered before final action is taken on this proposal. No public hearing is planned, but one may be held if written requests for a hearing are received and it is determined that the opportunity to make oral presentations will aid the rulemaking process.

DRAFTING INFORMATION: The principal persons involved in drafting this notice are Lieutenant Robert Buford, Project Officer, Marine Safety Division, Seventh Coast Guard District and Lieutenant Michael T. Harris, Project Attorney, Legal Officer, Seventh Coast Guard District.

DISCUSSION OF INTERIM RULE: This change in the security zone boundary is being made to allow the Coast Guard adequate response time to any intrusions of the security zone. The causeway is within the area controlled by NASA and needed for emergency or high-priority traffic. Moving the boundary line south of the causeway would remove the group of spectator boats, normally anchored on the line, from the causeway, leaving a clear space in which any intrusions would be obvious and could be dealt with faster and with more certain response. This security zone formerly codified in 33

CFR 127.701 was relocated to 33 CFR 165.701 on July 8, 1982, 47 FR 29659.

This action will affect only the spectator boats in the Banana River observing space craft launches. The effect on these vessels will be minimal, because the view from the new boundary to the launch area will be essentially the same, and because the river there is as suitable for anchoring as it is by the causeway. The new boundary is approximately where the Coast Guard Patrol Commander has set the limits during recent Space Shuttle launches.

These regulations are considered to be nonsignificant in accordance with guidelines set out in the Policies and Procedures for Simplification, Analysis and Review of Regulations (DOT Order 2100.5 of May 22, 1980). An economic evaluation of the proposals has not been conducted since their impact is expected to be minimal. In accordance with section 605(b) of the Regulatory Flexibility Act (94 Stat. 1164), it is also certified that these rules will not have a significant economic impact on a substantial number of small entities.

List of Subjects in 33 CFR Part 165

Harbors, Marine safety, Navigation, Security measures, Vessels, Waterways.

PART 165—[AMENDED]

§ 165.701 [Amended]

In consideration of the foregoing, § 165.701 paragraph (a), of Title 33, Code of Federal Regulations is amended by revising the text now reading:

"(a) * * * ICW to NASA Causeway east (Orsino Causeway), then west along the southern shoreline of the NASA Causeway east to the shoreline on Merritt Island at 28°31'12"N, 80°37'24"W," * * *

* * *

to read as follows:

(a) * * * "Intracoastal Waterway to daymarker "35" thence North Westerly one quarter of a mile south of NASA Causeway East (Orsino Causeway) to the shoreline on Merritt Island at position 28-30.95N, 80-37.6W," * * *

* * *

(c. 30, sec. 1.40 Stat. 220, as amended (50 U.S.C. 191; E.O. 10173; 33 CFR 6.04-6; 49 CFR 1.46(b))

Dated: September 8, 1982.

A. D. Breed,

Commander, Seventh Coast Guard District, Acting.

[FR Doc. 82-29087 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-14-M

DEPARTMENT OF COMMERCE

Patent and Trademark Office

37 CFR Part 1

[Docket No. 21001-201]

File Wrapper Continuing Application Procedure

AGENCY: Patent and Trademark Office, Commerce.

ACTION: Final rule.

SUMMARY: The Patent and Trademark Office is amending the rules of practice in patent cases to provide a new procedure for filing continuation, continuation-in-part, and divisional patent applications. This procedure is being provided to simplify filing and processing of continuation, continuation-in-part and divisional patent applications which have heretofore required a new set of application papers. By using the application which is to be abandoned, the procedure will eliminate many of the problems currently involved in preparing and processing such continuing patent application papers.

EFFECTIVE DATE: February 27, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. Louis O. Maassel by telephone at (703) 557-3070, or by mail marked to his attention and addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

SUPPLEMENTARY INFORMATION: The Patent and Trademark Office is amending the rules of practice for patent cases to permit an applicant to file a continuation or division of a pending patent application by simply filing a request therefor and paying the necessary application filing fee. To file a continuation-in-part application, an amendment adding the additional subject matter and an oath or declaration relating thereto is also required.

The "file wrapper continuing" (FWC) procedure is incorporated in the rules by adding a new § 1.62. Under this simplified procedure, any continuing application such as a continuation, continuation-in-part, or divisional application may be filed by using the papers in the copending prior application, which application will become automatically expressly abandoned. Under the FWC procedure, a new serial number is assigned and the specification, drawings and other papers in the parent application file wrapper are used as the papers in the continuing application. Changes in inventorship may be made. The "file wrapper

continuing" (FWC) procedure is available for utility, design, plant, and reissue applications to the full extent that continuing applications can now be filed in such applications. Use of the FWC procedure will automatically result in express abandonment of the prior application as of the date that the continuation, continuation-in-part, or divisional application is filed.

The FWC procedure could be used for any continuation, continuation-in-part or divisional application provided the applicant wishes the copending prior application to become abandoned. If a divisional application is desired without abandonment of the parent application, the procedure under § 1.60 should be used. Applicant also has the option of filing new application papers with a reexecuted oath or declaration.

Background

The notice of proposed rulemaking was published in the *Federal Register* on November 7, 1980 at 45 FR 73965 and in the *Official Gazette* on December 9, 1980 at 1003 O.G. 9. An oral hearing was held on February 4, 1981.

Discussion of Major Issue Involved

A continuation or divisional application is an application in which the disclosure is identical to an earlier application. However, the claims may be changed. Continuation applications are often filed in situations where the applicant feels that the issue of patentability has not been satisfactorily resolved before the examiner and the application is not in condition for an appeal from the final rejection to the Board of Appeals. Divisional applications are filed voluntarily or as a result of a requirement for restriction by the examiner in a prior application. Continuation-in-part applications are filed where additional subject matter is added and claimed in the application. Under 35 U.S.C. 120 of the patent law, a continuation, continuation-in-part or divisional application may be filed during the pendency of the prior application and the benefit of the filing date of the prior application for the subject matter disclosed therein may be obtained.

The practice under § 1.60 has resulted in a number of problems, especially difficulties in obtaining good-quality copies of prior applications. In addition, the practice involves unnecessary handling and processing delays.

Under new § 1.60, the specification, claims and drawings, and any amendments in the prior application are made available for use in the continuation, continuation-in-part, or

divisional application. A new filing fee is required in accordance with 35 U.S.C. 41 and 37 CFR 1.16. The only other statutory requirement under 35 U.S.C. 111 is a signed oath or declaration. Since a continuation or divisional application cannot contain new matter, the oath or declaration filed in the prior application would supply all the information required under the statute and rules to have a complete application and to obtain a filing date. Accordingly, the previously-filed oath or declaration will be considered to be the oath or declaration of the § 1.62 continuation or division. However, if a continuation-in-part application is being filed, or a correction of inventorship is being made, then a new oath or declaration must be signed and filed by the applicant.

The original disclosure of an application filed under § 1.62 will be the original parent application as executed by the inventor(s). However, the filing fee will be based on the claims in the § 1.62 application after entry of any unentered amendments under § 1.116 in the prior application and any preliminary amendment which may accompany the FWC request and filing fee. The Certificate of Mailing Procedure under 37 CFR 1.8 will not apply to filing a request for a "File Wrapper Continuing" application since the filing of such a request is considered to be a filing of application papers for the purpose of obtaining an application filing date (37 CFR 1.8(a)(i)).

The applicant may file a signed FWC request and the regular filing fee under § 1.16 and other necessary papers with the Patent and Trademark Office, either by mail addressed to "Box FWC" or in person with the mail room. An individual check or deposit account authorization should accompany each FWC application, since combined checks delay processing.

The Correspondence and Mail Division will sort out all "Box FWC" envelopes upon receipt and deliver them to a reader for prompt special handling. The reader would apply the "Mail Room" date stamp and mark the categories of the fees. The papers for each FWC application would be assigned a regular national serial number and be placed in a "Jumbo" size file wrapper. The Special Handling Branch will review the FWC request for accuracy and completeness and assign the filing date if everything appears to be in order. Problems will be handled, insofar as possible, by calling the applicant or attorney by telephone. There will be no need for any processing of the FWC application by the Classification or Examination Branches

of Application Division since there are no papers to be examined and the FWC application will be routed to the group assigned the prior application. When the FWC application file wrapper is received in the examining group, the parent application will be promptly obtained and processed by a clerical staff member.

All of the correspondence from the Office in a FWC application will refer to the FWC application serial number and filing date and will be processed in the same manner as any other continuation, continuation-in-part or divisional application. The first action final rejection procedures set forth in § 706.07(b) of the Manual of Patent Examining Procedure will also apply to FWC applications filed under § 1.62.

The PALM III system will supply information to authorized persons as to the location of the parent application file wrapper and will tie the parent application number to the FWC application number.

The provisions of § 1.62 provide that if any application in the file wrapper is available to the public that all applications in the file wrapper will be available to the public.

Some of the anticipated benefits of the new § 1.62 procedure are the following:

For the Applicant

1. Formal requirements will be minimal.
2. A more prompt first action in the continuing application should be received in view of reduced processing time. The Application Division can process promptly all § 1.62 applications with minimal effort. In the examining groups, the applications will be given high priority for processing purposes.
3. Amendments made to the specification, drawings and claims of the prior application will carry over into the § 1.62 continuing application and will not need to be resubmitted in the continuing application.

For the Public

1. The pendency of a series of applications should be reduced since the time delay before examination and issuance of a continuing application filed under the § 1.62 procedure would be reduced.
2. The entire record of prosecution could be in one file wrapper under the § 1.62 procedure, even if several continuing applications are filed. This will result in easier access by the public to a series of applications if a patent is later issued.

For the Patent and Trademark Office

1. The workload of reviewing and processing new application papers in the Application Division will be reduced.
2. The examining group clerks will not be required to again enter amendments made in the prior application.
3. Less storage space will be required under § 1.62 since there will be fewer papers to store.
4. The prior application file history and references cited therein will be readily available to the examiner under § 1.62 and will not need to be ordered from abandoned files.
5. The Office will not be required to prepare a copy of the prior application file under the § 1.62 procedure.

Discussion of Comments Received

After careful consideration of the comments which have been received, the proposed rulemaking relating to file wrapper continuing application procedure is being adopted with certain changes. A total of 23 comment letters were received. Six of these letters were received from patent law organizations. Two persons presented oral comments at the hearing. The comments of 6 letters supported the proposed rulemaking without further suggestions for change. Only one letter opposed the proposal.

Seven of the letters urged adoption of a procedure whereby an applicant could pay a fee to have a final rejection withdrawn so that prosecution could be extended in an application rather than filing a continuing application. This suggestion was not adopted for several reasons. Such a procedure could not be used for filing of continuation-in-part applications, the average pendency of applications in the Office would be extended, and significant problems in internal record systems would be created.

A number of comments were received which presented specific suggestions to proposed § 1.62. Four letters commented that the requirement of proposed § 1.62(a)(4) to supply information as to title, applicant, correspondence address, etc. in order to file under § 1.62 could easily lead to filing errors.

In final § 1.62(a)(3) only the serial number, filing date and applicant's name of the prior application are required. The filing of information relating to the title, applicant's name, etc. is however urged in paragraph (e) of final § 1.62 and is needed to prepare Office records and the filing receipt.

One comment letter was received which indicated that a specific reference should be made to unentered

amendments filed under 37 CFR 1.116. Such a reference has been added to paragraph (a)(2) of § 1.62.

Two letters objected to the requirement in proposed § 1.62(a)(2) that a new set of claims be presented. This requirement has been deleted from final § 1.62.

A number of general comments were also presented relating to § 1.62. One comment argued that the proposed practice would encourage abuse by examiners of the second action final rejection practice. In response to this argument, it is felt that the proposed procedure would not create any new problems.

One comment indicated that problems involving access to the file wrapper may arise. It is felt, however, that access problems should not arise in view of paragraph (c) of final § 1.62 which relates to waiver of secrecy. The current PALM III computer record system is capable of indicating the location of both the prior and continuing applications.

One comment was received relating to proposed § 1.138 which indicated that the reference to § 1.60 was confusing. The reference to § 1.60 has been deleted in final § 1.138.

New § 1.62 sets forth the requirements of the file wrapper continuing procedure.

Section § 1.138 is amended so that a registered attorney or agent could, without being of record, file a § 1.62 application and expressly abandon a pending prior application. Such an action would not affect applicant's rights to any great extent since the prior application would only be expressly abandoned if a filing date was granted to a continuing application.

Other Considerations

Environmental, Energy, and Other Considerations: The rule change will not have a significant impact on the quality of the human environment or the conservation of energy resources.

This rule change is in conformity with the requirements of the Regulatory Flexibility Act (Pub. L. 96-354), Executive Order 12291, and the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et seq.).

The rule change will not have a significant adverse economic impact on a substantial number of small entities because it adds no burdens and does simplify filing procedures (Regulatory Flexibility Act, Pub. L. 96-354).

The Patent and Trademark Office has determined that this rule change is not a major rule under Executive Order 12291. The annual effect on the economy will be less than \$100 million. There will be no major increase in costs or prices for

consumers, individual industries, Federal, State, or local government agencies, or geographic regions. There will be no significant adverse effects on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

This rule change will not impose a burden under the Paperwork Reduction Act of 1980, 44 U.S.C. 3501 et seq., since no significant additional record keeping or reporting requirements are placed upon the public. In fact, some paperwork, especially that related to preparing application papers and amendments, will be reduced.

List of Subjects in 37 CFR Part 1

Administrative practice and procedure, Inventions and patents, Lawyers.

PART 1—[AMENDED]

For the reasons set out in the preamble and under the authority given to the Commissioner of Patents and Trademarks by Section 6 of Title 35 of the United States Code, Part 1 of Title 37 of the Code of Federal Regulations is amended as set forth below.

1. A new § 1.62 is added to read as follows:

§ 1.62 File wrapper continuing procedure.

(a) A continuation, continuation-in-part, or divisional application which uses the specification and drawings from a prior application may be filed before the payment of the issue fee, abandonment of, or termination of proceedings on a prior application if each of the following four conditions are met:

(1) A request is made for filing under this section;

(2) The filing fee for a continuation, continuation-in-part, or divisional application is paid. Such filing fee must be based on the number of claims remaining in the application after entry of any preliminary amendment and any repeated amendment under § 1.116 unentered in the prior application;

(3) The prior application is identified by Serial Number, filing date, and applicant's name;

(4) In the case of a continuation-in-part which adds additional disclosure, a new oath or declaration must also be filed as provided by 35 U.S.C. 111. In a continuation or divisional application which discloses and claims only subject matter disclosed in a prior application, no additional oath or declaration is required.

(b) An application filed under this section will utilize the file wrapper and contents of the prior application to constitute the new continuation, continuation-in-part, or divisional application but will be assigned a new application serial number.

(c) The filing of an application under this section will be construed to include a waiver of secrecy by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, or information concerning, either the prior application or any continuing application filed under the provisions of this section may be given similar access to, or similar information concerning, the other application(s) in the file wrapper.

(d) The filing of a request for a continuing application under this section will be considered to be a request to expressly abandon the prior application as of the filing date granted the continuing application.

(e) The applicant is urged to furnish the following information relating to the prior application to the best of his or her ability:

(1) Title as originally filed and as last amended;

(2) Name of applicant as originally filed and as last amended;

(3) Current correspondence address of applicant;

(4) Identification of prior foreign application and any priority claim under 35 U.S.C. 119.

(f) Envelopes containing only application papers and fees for filing under this section should be marked "Box FWC".

2. Section 1.138 is revised to read as follows:

§ 1.138 Express abandonment.

An application may be expressly abandoned by filing in the Patent and Trademark Office a written declaration of abandonment signed by the applicant himself or herself, and the assignee of record, if any, identifying the application. Except as provided in § 1.262 an application may also be expressly abandoned by filing a written declaration of abandonment signed by the attorney or agent of record. A registered attorney or agent acting under the provision of § 1.34(a), or of record, may also expressly abandon a prior application as of the filing date granted to a continuing application when filing such a continuing application. Express abandonment of the application may not be recognized by the Office unless it is actually received by appropriate

officials in time to act thereon before the date of issue.

Dated: September 30, 1982.

Gerald J. Mossinghoff,

Commissioner of Patents and Trademarks.

[FR Doc. 82-29283 Filed 10-22-82; 8:45 am]

BILLING CODE 3510-16-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[A-S-FRL 2221-1]

Approval and Promulgation of Implementation Plans; Michigan

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: The purpose of today's rulemaking is to announce final approval of Consent Order APC No. 02-1980, for the Hayes-Albion Corporation and Permits 341-79 and 375-79 for the American Colloid Plant, as a revision to the Michigan State Implementation Plan (SIP) in Calhoun County. Consent Order APC No. 02-1980, contains control measures beyond the present requirements of Michigan's Rule 336.1301 and 336.1331 for reducing total suspended particulate (TSP) emissions. EPA's action is based upon a proposed revision to the SIP submitted by the State.

EFFECTIVE DATE: This action will be effective December 27, 1982 unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: Copies of this revision to the Michigan SIP are available for inspection at the Office of the Federal Register, 1100 L Street, NW., Room 8401, Washington, D.C. 20460.

Copies of the revision and other materials relating to this rulemaking are available for inspection at the following addresses (It is recommended that you telephone the contact person listed below, before visiting the Region V Office.): Environmental Protection Agency, Air Programs Branch, 230 South Dearborn Street, Chicago, Illinois 60604; Michigan Department of Natural Resources, Air Quality Division, 7150 Harris Drive, Lansing, Michigan 48909.

Written comments should be sent to Gary Gulezian, Chief, Regulatory Analysis Section, Air Programs Branch, Region V, Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Toni Lesser/Steve Rosenthal, Air

Programs Branch, Region V, Environmental Protection Agency, 230 South Dearborn Street, Chicago, Illinois 60604, (312) 886-6037.

SUPPLEMENTARY INFORMATION: In the May 6, 1980, Federal Register (45 FR 29790), EPA approved the strategy developed by the State of Michigan for attaining the primary and secondary TSP National Ambient Air Quality Standards (NAAQS). For the Albion primary nonattainment area that strategy consisted of developing source-specific abatement orders requiring more stringent controls than the generally applicable requirements of Michigan Rules 336.1301 and 336.1331. In the May 6, 1980, Federal Register, EPA stated that the source-specific Abatement Orders were to be submitted to EPA for review and approval as revisions to the Michigan SIP.

On April 5, 1982, the State of Michigan submitted to EPA Consent Order APC No. 02-1980 for the Hayes-Albion Corporation, along with alterations to Section 5(D) of the Consent Order. The Hayes-Albion foundry is located in Calhoun County. On June 18, 1982, the State of Michigan submitted a Fugitive Dust Control Plan and a Malfunction Abatement Plan for major air cleaning devices at Hayes Albion as part of its SIP revision. These plans contain specific measures for reducing TSP emissions and have been implemented by the dates specified in Consent Order APC No. 02-1980.

A 1-square-mile area on the west side of Albion City, around Hayes-Albion (Calhoun County, R4W, T2S, Section 34), has been designated as nonattainment for the primary TSP standards. This nonattainment area was designated based on the monitoring results from one sampler located near the foundry. Because of the nonattainment designation, IIT Research Institute (IITRI) was contracted to provide optical microscopy and other particle identification services in order to determine the nature of sources causing the excessive ambient air concentration levels. IITRI results were used by Michigan in preparing a linear rollback technique for the air quality demonstration.

Hayes-Albion prepared a new air quality improvement demonstration which identified American Colloid, a foundry sand processor located adjacent to Hayes-Albion, as a significant source of foundry sand related particulates. Emissions from American Colloid's railroad unloading were estimated at 1117 tons per year and emissions from their coal grinding were estimated at 657 tons per year. Traffic and combustion

sources also contributed to the elevated TSP levels. A direct correlation was found between the wind direction and the industrial source contributors. On September 21, 1982, the State of Michigan formally submitted construction permits 341-79 and 375-79 for the American Colloid Plant which provide for installation of air pollution controls on the railroad unloading and coal grinder facilities, and require compliance with specified particulate emission limits. These limits will result in estimated emission reductions of 1766.8 tons per year. The Hayes-Albion and American Colloid plants were the only significant sources within a 10-mile radius of the nonattainment area. Air quality data for 1981 indicate that there were no monitored TSP violations. The air quality demonstration submitted by Hayes-Albion indicates that the abatement programs in Consent Order APC No. 02-1980, as amended, along with the emission reductions at American Colloid (Permits 341-79 and 375-79) will provide for the attainment of the primary TSP NAAQS.

Consent Order APC No. 02-1980 for Hayes-Albion contains the following elements: (1) No. 3 Line Emission Control Program; (2) Hard Iron Line Emission Control Program; (3) Emission Evaluation Program; (4) Fugitive Dust Control Plan Requirement; (5) Malfunction Abatement Plan Requirement; (6) Collected Baghouse Dust Disposal.

The emission limitations for the No. 3 Line and Hard iron line sand handling system are specified in paragraphs 5(a) and 5(b) of Consent Order APC No. 02-1980. Paragraph 5(a) imposes more stringent limitations than the requirements of R336.1331 on line 3's Rotary Shakeout Drum, Sand Handling Equipment and Automatic Pouring system. Michigan has calculated that the provisions of paragraph 5(a) will result in an 86 tons per year reduction for line 3. Paragraph 5(b) requires that the "Hard Iron Line" be shut down with a resulting 187.5 tons per year reduction. In addition, prior to the Consent Order, a 50 tons per year reduction was obtained from line 1 and 4.5 tons per year reduction was obtained from the Core Molding Hot Box. These reductions add up to 328.5 tons per year out of a total (in 1977) of 523.0 tons per year from Hayes-Albion's sand handling operation. Michigan has also determined that the stack emissions from the ventilation system serving the Molten Metal Handling Equipment are reduced by 78% (87.1 tons/yr.) as a result of the Malfunction Abatement Plan required by Paragraph 5(E) of the Consent Order.

Michigan estimates that the total reductions from Molten Metal Handling are calculated to be 87.1 out of 289.2 tons per year (or a 30% reduction).

Electric Arc Furnace baghouse emptying procedures were not included in the original emission inventory. The emission reductions required by Paragraph 5(f) of the Consent Order should result in at least a 75% reduction of emissions from this source. The required method of emission reduction consists of adequate control of all collected dust transfer points for all dry collectors at the foundry and the transporting of collected baghouse dust in enclosed trucks or in open-body trucks covered with firmly secured canvas or a similar type covering.

The Fugitive Dust Control Plan required by Paragraph 5(D) of the Consent Order consists of "Control Activities" for the following sources of fugitive dust at the Hayes-Albion foundry: (1) Loading and unloading of open storage piles of bulk materials; (2) Transporting of Bulk Materials; (3) Outdoor conveying of bulk materials; (4) Road and lots; (5) building ventilation.

The Malfunction Abatement Plan required by Paragraph 5(E) of the Consent Order establishes procedures for the prevention, detection and correction of all malfunction of identified major air cleaning devices at the Hayes-Albion foundry.

EPA's technical review of the Hayes-Albion and American Colloid plans dated June 22, 1982, and September 21, 1982, support approval of this SIP revision. EPA reviewed the TSP emissions reduction requirement in Consent Order APC No. 02-1980 including the Fugitive Dust Control Plan and the Malfunction Abatement Plan developed by Hayes-Albion Corporation pursuant to that order and believes that this Consent Order and the American Colloid permits are an acceptable TSP plan for the Albion nonattainment area in Calhoun County, and will provide for air quality improvements and attainment of the TSP NAAQS.

Because EPA considers today's action noncontroversial and routine, we are approving it today without prior proposal. The action will become effective on (60 days from the date of this notice). However, if we receive notice by (30 days from the date of this notice) that someone wishes to submit critical comments, then EPA will publish: (1) A notice that withdraws the action, and (2) a notice that begins a new rulemaking by proposing the action and establishing a comment period.

The Office of Management and Budget has exempted this rule from the

requirements of Section 3 Executive Order 12291.

Under 5 U.S.C. 605(b), the Administrator has certified that SIP approvals do not have a significant economic impact on a substantial number of small entities (See 46 FR 8709).

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by December 27, 1982. This action may not be challenged later in proceedings to enforce its requirements (See 307(b)(2)).

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur dioxide, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

Note.—Incorporation by reference of the State Implementation Plan for the State of Michigan was approved by the Director of the Federal Register on July 1, 1982.

(Sec 110, Clean Air Act, as amended (42 U.S.C. 7410))

Dated: October 18, 1982.

Anne M. Gorsuch,
Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Subpart X—Michigan

1. Section 52.1170 is amended by adding paragraph (c)(60) as follows:

§ 52.1170 Identification of plan.

(c) * * *

(60) On April 5, 1982, the State of Michigan submitted Consent Order APC No. 02-1980 along with alterations to Section 5(D) of the Consent Order for the Hayes-Albion foundry in Calhoun County. The Consent Order contains control measures beyond the present requirements of Michigan's R336.1301 and R336.1331 for Total Suspended Particulate (TSP) emissions and evaluation methods for determining significant particulate emission sources from the foundry. On June 18, 1982, the State of Michigan also submitted a Fugitive Dust Control Plan and a Malfunction Abatement Plan for the Hayes-Albion foundry. On September 21, 1982, the State of Michigan formally submitted Permits 314-79 and 375-79 for the American Colloid Plant. Consent Order APC No. 02-1980, the Malfunction

Abatement Plan and Fugitive Dust Control Plan, along with the emission reductions at the American Colloid Plant will provide for air quality improvements and attainment of the primary TSP NAAQS.

[FR Doc. 82-29200 Filed 10-22-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 52

[A-6-FRL 2221-3]

Approval and Promulgation of Revisions to the Texas Implementation Plan

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: This action approves a revision to the Texas State Implementation Plan (SIP) which was submitted to the Environmental Protection Agency on July 6, 1982. This action is taken based upon the State's request to revise the description of the fiscal and manpower resources available to state and local agencies in Texas for the performance of SIP commitments.

EFFECTIVE DATE: This rulemaking will be effective on December 27, 1982, unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: Written comments on this action should be addressed to Carol D. Peters of the EPA Region 6 Air Branch (address below). Copies of the State's submittal may be examined during normal business hours at the following locations:

U.S. Environmental Protection Agency,
Region 6, Air Branch, 1201 Elm Street,
Dallas, Texas 75270,

Texas Air Control Board, 6330 Hwy. 290
East, Austin, Texas 78723,

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

Copies of the State's submittal are available for inspection at: The Office of the Federal Register, 1100 L Street, NW, Room 8401, Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Carol D. Peters, State Implementation Plan Section, Air & Waste Management Division, U.S. EPA, Region 6, 1201 Elm Street, Dallas, Texas 75270, (214) 767-9856.

SUPPLEMENTARY INFORMATION: The Executive Director of the Texas Air Control Board (TACB) has submitted to EPA amendments to Section XII

(Resources) and requested that they be reviewed and processed as a revision of the Texas SIP. Changes incorporated in this revision are administrative in nature and were submitted in accordance with 40 CFR 51.6(c).

This revision supersedes and deletes the previous Section XII as cited in 42 FR 20462, April 20, 1977. Section XII contains a description of the fiscal and manpower resources available to state and local agencies in Texas for the performance of SIP commitments. The revision covers the six local federally funded air pollution control agencies and TACB for the years 1981, 1982, 1984 and 1986. The information included and the format followed conforms to the requirements specified in 40 CFR 51.20 and Appendix K, respectively.

Based on the Agency's review, EPA is approving this revision to the Texas SIP.

The public should be advised that this action will be effective 60 days from date of this notice. However, if notice is received within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and two subsequent notices will be published before the effective date. One notice will withdraw the final action and another will begin a new rulemaking by announcing a proposal of the action and establishing a comment period.

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by December 27, 1982. This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2)).

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

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

Note.—Incorporation by reference of the State Implementation Plan for the State of Texas was approved by the Director of the Federal Register on July 1, 1982.

(Secs. 110 and 172, Clean Air Act, 42 U.S.C. 7410(a) and 7520)

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

Dated: October 18, 1982.

Anne M. Gorsuch,
Administrator.

PART 52—[AMENDED]

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

Subpart SS—Texas

1. In § 52.2270, paragraph (c)(47) is added to read as follows:

§ 52.2270 Identification of plan.

* * *

(c) * * *
(47) Revisions to Section XII (Resources) as submitted by the Executive Director on July 6, 1982.

(FR Doc. 82-29257 Filed 10-22-82; 8:45 am)

BILLING CODE 6560-50-M

40 CFR Part 52

[A-6-FRL 2202-4]

Approval and Promulgation of Implementation Plans for Monsanto Chemical Intermediates Company, Texas City and Chocolate Bayou, Texas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Withdrawal of final rule.

SUMMARY: On January 6, 1982, the Governor requested revisions to the Texas State Implementation Plan (SIP) for Alternate Emission Reduction Plans ("Bubbles") for Monsanto Chemical Intermediates Company Facilities in Texas City and Chocolate Bayou, Texas. On June 23, 1982 (47 FR 27071) EPA approved these revisions to the Texas SIP. EPA subsequently received a request for an opportunity to submit an adverse or critical comment on this approval. Accordingly, EPA is today withdrawing its approval of this revision. EPA will propose the revision and provide an opportunity to comment on the proposal in a future Federal Register notice.

DATE: This action is effective on October 25, 1982.

ADDRESSES: Copies of the State's submittals are available for review during normal business hours at the following locations:

Environmental Protection Agency, Air Branch, Region 6, 1201 Elm Street, Dallas, Texas 75270.

FOR FURTHER INFORMATION CONTACT: John R. Hepola, Chief, State Implementation Plan Section, Air Branch, Air and Waste Management Division, EPA Region 6, 1201 Elm Street, Dallas, Texas 75270, (214) 767-1518.

SUPPLEMENTARY INFORMATION: On January 6, 1982, the State of Texas submitted two revisions to its SIP for ozone. The two revisions consisted of alternate emission reduction plans ("bubbles") for the Monsanto Chemical Intermediates Company Facilities in Texas City and Chocolate Bayou, Texas. On June 23, 1982 (47 FR 27071) EPA announced the availability of these submittals and approved them as revisions to the Texas SIP. (For further information about the two revisions, see 47 FR 27071).

In the approval notice, EPA advised the public that it was deferring the effective date of its approval for 60 days (until August 23, 1982) to provide an opportunity to submit comments on the revisions. EPA announced that, if, within 30 days of the publication of the notice of approval, it received notice that someone wanted to submit an adverse or critical comment, it would withdraw its approval and begin a new rule—by proposing the action and establishing a 30-day comment period.

EPA also published a general notice explaining this procedure on September 4, 1981 (46 FR 44476).

EPA has received notice that a member of the public wishes to submit an adverse or critical comment on the revisions for Monsanto Chemical Intermediates Company Facilities in Texas City and Chocolate Bayou, Texas. Therefore, in accordance with the procedure described above, EPA is today withdrawing its June 23, 1982 approval of these revisions.

EPA is withdrawing this action without providing prior notice and opportunity to comment. EPA finds that it has good cause within the meaning of 5 U.S.C. 553(b) to proceed without notice and comment. Notice and comment would be impracticable because EPA needs to withdraw its approval as quickly as possible in order to consider the comments which members of the public want to submit. Moreover, further notice is not necessary because EPA has already informed the public that it would follow this procedure if it received a request for an opportunity to comment. (See 47 FR 27071 and 46 FR 44476). For the same reasons, EPA finds it has good cause under 5 U.S.C. 553(d) to make this withdrawal immediately effective.

Pursuant to the provisions of 5 U.S.C. 605(b), I hereby certify that the attached rule will not have a significant economic impact on a substantial number of small entities since it imposes no new requirements.

Under Section 307(b)(1) of the Act, petitions for judicial review of this

action must be filed in the United States Court of Appeals for the appropriate circuit by December 27, 1982. This action may not be challenged later in proceedings to enforce its requirement. (See 307(b)(2).)

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

(Sec. 110, Clean Air Act, as amended (42 U.S.C. 7410))

List of Subjects in 40 CFR Part 52

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

Dated: October 18, 1982.

Anne M. Gorsuch,
Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Part 52 of Chapter 1, Title 40 of the Code of Federal Regulations is amended as follows:

Subpart SS—Texas

§ 52.2270 [Amended]

In § 52.2270, paragraphs (c)(34) and (35) are removed and reserved as follows:

* * * * *

(c) * * *

(34) [Reserved]

(35) [Reserved]

[FR Doc. 82-29259 Filed 10-22-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Parts 52 and 81

[TN-003; A-4-FRL 2219-5]

Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Tennessee: VOC Compliance Schedules, DuPont Operating Permit and Section 107 Redesignations

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The State of Tennessee has submitted revisions to its State Implementation Plan (SIP) for EPA's approval. The revisions include individual VOC compliance schedules and an individual operating permit. The State has also requested the redesignation of two areas to unclassifiable for TSP. EPA hereby approves these changes.

EFFECTIVE DATE: This action will be effective December 27, 1982 unless notice is received within 30 days that someone wishes to submit adverse or critical comments.

ADDRESSES: Written comments should be addressed to James Manning of EPA Region IV's Air Management Branch (see EPA Region IV address below). Copies of the material submitted by Tennessee may be examined during normal business hours at the following locations:

Public Information Reference Unit,
Library Systems Branch,
Environmental Protection Agency, 401
M Street, SW., Washington, D.C.
20460

Library, Office of the Federal Register,
1100 L Street NW., Room 8401,
Washington, D.C. 20005

Tennessee Air Pollution Control
Division, 150 9th Avenue, North,
Nashville, Tennessee 37203

Air Management Branch, Environmental
Protection Agency, Region IV, 345
Courtland Street, NE., Atlanta,
Georgia 30365.

FOR FURTHER INFORMATION CONTACT:
James Manning at the EPA Region IV
address above or call 404/881-3286 (FTS
257-3286).

SUPPLEMENTARY INFORMATION: After public hearing in conformity with 40 CFR 51.4 the Tennessee Air Pollution Control Board (Board) on January 27, 1982, adopted individual compliance schedules for several sources of volatile organic compounds (VOC), an operating permit, and the redesignation of two areas to unclassifiable. The VOC schedules were adopted for the following companies: Mid-Valley Pipeline Company, Hornsby and New Johnsonville; Westvaco Corporation, Cleveland; William L. Bonnell Company, Carthage; and the Trane Company, Clarksville. The schedules are for various sources at the installations. Each source has an individual final compliance date later than allowed by Rule 1200-3-18-41.

Summaries of the individual petitions are as follows:

1. Mid-Valley Pipeline Company in Hornsby and New Johnsonville is installing secondary seals on their floating roof crude oil storage tanks. The extended final compliance date of October 15, 1982, is necessary to allow time for installing the equipment as part of the company's multistate compliance program.

2. Westvaco Corporation in Cleveland is installing solvent recovery systems on two rotogravure presses. The extended final compliance date of December 31, 1985, has been satisfactorily

demonstrated as necessary to allow for equipment testing in their multistate compliance program.

3. William L. Bonnell Company in Carthage is installing applicators to be used with high-solids coatings being developed for their processes. The extended final compliance date of July 1, 1983, is necessary to complete development of those coatings.

4. The Trane Company in Clarksville is changing over to low solvent content in their product coatings. The extended final compliance date of May 1, 1982, allowed the paint testing and evaluation necessary for the process modification.

The compliance schedules were submitted in accordance with Rule 1200-3-18-42 of the Tennessee SIP which specifies the conditions of acceptability of individual compliance schedules. Therefore, EPA is today approving these alternative compliance schedules as a revision to the Tennessee SIP.

The operating permit adopted by the Board is for the Scrub Solids Kiln at E. I. DuPont de Nemours and Company, Inc., in New Johnsonville, Tennessee. The permit was issued in conformance with Rule 1200-3-7-10 of the Tennessee SIP which allows an alternate emission standard of 1.0 grains per dry standard cubic foot of stack gases (gr/dscf) for sources which meet the conditions of the Rule. This standard is in lieu of the limit of 0.25 gr/dscf required by Rule 1200-3-7-.04(2). EPA is approving this alternative emission standard as a revision to the Tennessee SIP.

On January 27, 1982, the Board also changed the attainment status of two areas in the State to unclassifiable for total suspended particulate matter (TSP) in relation to the NAAQS. The first area, that portion of Maury County in the northern section of Columbia, was designated as nonattainment for TSP in the March 3, 1978, Federal Register (43 FR 8962 at 9035). At the public hearing on December 3, 1981, the State presented information indicating that sufficient doubt exists as to the validity of the data used to determine the nonattainment area. After review of that information, EPA agrees with the State's contention and is approving this redesignation.

The second area, that portion of Roane County within the Clymersville section of Rockwood, is currently designated by EPA as attaining the NAAQS TSP standard. The State, however, changed their designation of the area to nonattainment effective October 10, 1979. The redesignation was submitted for EPA's approval on October 15, 1979, but subsequently was withdrawn by the State before EPA

processed it. On January 27, 1982, the Board adopted an amendment redesignating this area as unclassifiable and the State is now requesting that EPA change its designation to unclassifiable also. Based on the review of the information submitted relating to this request, EPA is today redesignating the area as unclassifiable for TSP. There are now two areas of Rockwood which are unclassifiable for this pollutant.

Action: EPA today approves these revisions to the Tennessee SIP and the redesignation requests. This is being done without prior proposal because the actions are noncontroversial, being based on accepted procedures, have limited impact, and are expected to elicit no comments. The public should be advised that this action will be effective 60 days from the date of this Federal Register notice. However, if notice is received within 30 days that someone wishes to submit adverse or critical comments, this action will be withdrawn and subsequent notices will be published before the effective date. The subsequent notices will withdraw the final action and begin a new rulemaking by announcing a proposal of the action and establishing a comment period.

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by December 27, 1982. This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)

Under 5 U.S.C. 605(b), the Administrator has certified that SIP approvals do not have a significant economic impact on a substantial number of small entities. (See 46 FR 8709.)

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

Note.—Incorporation by reference of the Tennessee State Implementation Plan was approved by the Director of the Federal Register on July 1, 1982.

List of Subjects in 40 CFR Part 52

Air pollution control, Intergovernmental relations, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons.

(Secs. 107 and 110 of the Clean Air Act (42 U.S.C. 7407 and 7410))

Dated: October 18, 1982.

Anne M. Gorsuch,
Administrator.

PART 52—[AMENDED]

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

Subpart RR—Tennessee

1. In § 52.2220, paragraph (c) is amended by adding subparagraph (48) as follows:

§ 52.2220 Identification of plan.

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

(48) Extended compliance schedules

§ 81.343 Tennessee.

TENNESSEE—TSP

Designated area	Does not meet primary standards	Does not meet secondary standards	Cannot be classified	Better than national standards
That portion of Roane County within the City of Johnsonville section of Rockwood.			X	

[FR Doc. 82-29261 Filed 10-22-82; 8:45 am]

BILLING CODE 6560-50-M

40 CFR Part 62

[A-10-FRL 2219-1]

Approval and Promulgation of State Plans for Designated Facilities and Pollutants; Idaho

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This Notice approves the State of Idaho Department of Health and Welfare's certification submitted February 23, 1981 for negative declaration of fluoride emissions from existing primary aluminum plants as required under Section 111(d) of the Clean Air Act.

EFFECTIVE DATE: October 25, 1982.

ADDRESSES: Copies of the material submitted to EPA may be examined during normal business hours at:

Central Docket Section (10A-79-5),
Environmental Protection Agency,
West Tower Lobby, Gallery I, 401 M
Street, SW., Washington, D.C. 20460
Air Programs Branch, Environmental
Protection Agency, 1200 Sixth Avenue
Seattle, Washington 98101

State of Idaho, Department of Health
and Welfare, 450 West State Street,
Boise, Idaho 83720

for five sources of VOC, and operating permit for Du Pont de Nemours Company's scrub solids kiln at New Johnsonville, submitted on February 12, 1982, by the Tennessee Department of Public Health.

PART 81—[AMENDED]

Part 81 of Chapter I, Title 40, Code of Federal Regulations, is amended as follows:

Subpart C—Section 107 Attainment Status Designations

2. In the Tennessee-TSP table of § 81.343, the first entry for Maury County (indicating nonattainment) is removed, the words "the remainder of" are removed from the remaining entry for Maury County, and a second entry for Roane County is added as follows:

FOR FURTHER INFORMATION CONTACT:

David C. Bray, Air Programs Branch,
Environmental Protection Agency, 1200
Sixth Avenue, Seattle, Washington
98101, Telephone: (206) 442-1980, FTS:
399-1980.

SUPPLEMENTARY INFORMATION:

Background

Section 111(d) of the Clean Air Act, as amended, requires EPA to establish procedures under which States submit plans to control certain existing sources of certain pollutants. On November 17, 1975 (40 FR 53340), EPA began to implement Section 111(d) by promulgating Subpart B of 40 CFR Part 60, establishing procedures and requirements for adoption and submittal of State plans for control of "designated pollutants" from "designated facilities." Designated pollutants are those not already listed under Section 108(a) of the Act (National Ambient Air Quality Standards) or Section 112(b)(1)(A) (Hazardous Air Pollutants), but for which standards of performance for new source have been established under Section 111(b) (Standards of Performance for New Stationary Sources).

If a State does not have a designated facility within its borders, a State may submit a certification of negative declaration in lieu of a control plan.

On February 23, 1981, the State of Idaho Department of Health and Welfare submitted a letter of certification asking for a negative declaration for fluoride emissions from existing primary aluminum plants under Section 111(d) of the Clean Air Act. On May 13, 1981 (46 FR 26504), EPA published in the *Federal Register* a proposed approval of this negative declaration and no comments were received during the 30-day comment period. Therefore, EPA hereby approves the certification.

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

Under Section 307(b)(1) of the Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by December 27, 1982. This action may not be challenged later in proceedings to enforce its requirements. (See 307(b)(2).)

List of Subjects in 40 CFR Part 62

Air pollution control, Ozone, Sulfur oxides, Nitrogen dioxide, Lead, Particulate matter, Carbon monoxide, Hydrocarbons, Intergovernmental relations.

(Sec. 111 and 301(a), Clean Air Act, as amended (42 U.S.C. 7413 and 7601).

Dated: October 18, 1982.

Anne M. Gorsuch,
Administrator.

PART 62—[AMENDED]

Part 62 of Chapter I, Title 40, Code of Federal Regulations is amended as follows:

Subpart N—Idaho

Section 62.3100 is added as follows:

Fluoride Emissions from Existing Primary Aluminum Plants

§ 62.3100 Identification of plan—negative declaration.

The State of Idaho Department of Health and Welfare submitted on February 23, 1981, certification that there are no existing primary aluminum plants in the State subject to Part 60, Subpart B of this chapter.

[FR Doc. 82-29259 Filed 10-22-82; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Maricopa County, Arizona Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Maricopa County, Arizona. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Maricopa County, Arizona, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 040037 Panel 0935A, published on October 6, 1980, in 45 FR

66116, indicates that Lots 15 through 31, 61 through 73, and 113 through 120, proposed Blue Hills Subdivision, being a 19.39 acre tract of land located in the SE¼ of the NE¼ of Section 29, Township 4 North, Range 3 East, Phoenix, Arizona, as recorded in Docket 16025, Page 271, in the Office of the Recorder, Maricopa County, Arizona, are located within the Special Flood Hazard Area.

Map No. H & I 040037 Panel 0935A is hereby corrected to reflect that the above-mentioned lots are not within the Special Flood Hazard Area identified on July 2, 1979. These lots are in Zone C.

Pursuant to the provisions of 5 USC 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 70

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; Executive Order 12127, 44 FR 19367; Delegation of Authority to Associate Director, State and Local Programs and Support)

Issued: September 14, 1982.

Lee M. Thomas,
Associate Director, State and Local Programs and Support.

[FR Doc. 82-29215 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6116]

Letter of Map Amendment for City of Santa Maria, California Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Santa Maria, California. It has been determined by the Associate Director, State and Local Programs and

Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Santa Maria, California, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 060336 Panel 0005B, published on July 22, 1981, in 46 FR 37653, indicates that Lots 1 through 3, 8 through 14, 47 through 50, 54, and 67 through 82, Stonebridge, Tract 5273, Santa Maria, California, as recorded in Book 97, Page 90 through 93, in the Office of the Recorder, Santa Barbara County, California, are located within the Special Flood Hazard Area.

Map No. H & I 060336 Panel 0005B is hereby corrected to reflect that the existing structures located on the above-mentioned lots are not within the Special Flood Hazard Area identified on June 1, 1981. These structures are in Zone B.

Pursuant to the provisions of 5 USC 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 70

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; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: September 3, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29214 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Dade County, Florida Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: The Federal Emergency Management Agency published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Dade County, Florida. It has been determined by the Associate Director, State and Local Programs and Support after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Dade County, Florida, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert G. Chappell, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP), P.O. Box 34294, Bethesda, Maryland 20034, Phone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map Number H & I 125098, Panel 0275 D published on October 6, 1980 in 45 FR 66058 indicates that Lot 28, Block 2 of Lazarus on Richmond in Dade County, Florida according to the plat, recorded in Plat Book 110 at Page 99 of the Public Records of Dade County, is located within the Special Flood Hazard Area.

Map Number H & I 125098, Panel 0275 D is hereby corrected to reflect that the structure on the above-mentioned lot is not within the Special Flood Hazard Area identified on November 14, 1980. The structure is located in Zone C. However, the lot would still be inundated by a flood having a one-percent chance of occurrence in any given year.

Map Number H & I 125098, Panel 0275 D published on October 6, 1980 in 45 FR 66058 indicates that Lots 2 and 3 of Block 2 in "Deerwood Park of Industry Section 1" in Dade County, Florida, according to the plat thereof as recorded in Plat Book 118 at Page 31 of the Public Records of Dade County, are located within the Special Flood Hazard Area.

Map Number H & I 125098, Panel 0275 D is hereby corrected to reflect that the structures on the above-mentioned lots is not within the Special Flood Hazard Area identified on November 14, 1980. The structures are located in Zone C. However, the lots would still be inundated by a flood having a one-percent chance of occurrence in any given year.

Map Number H & I 125098, Panel 0375 D published on October 6, 1980 in 45 FR 66058 indicates that a portion of Section 14, Township 56 South, Range 38 East, in Dade County, Florida as recored in Deed Book 10650 at Page 278 of the Public Records of Dade County, is located within the Special Flood Hazard Area.

Map Number H & I 125098, Panel 0375 D is hereby corrected to reflect that the existing structure located on the above-mentioned property is not within the Special Flood Hazard Area identified on November 14, 1980. The structure is in Zone C. However, portions of the lot would still be inundated by a flood having a one-percent chance of occurrence in any given year.

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 70

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; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: September 27, 1982.

Lee M. Thomas,
Associate Director, State and Local Programs and Support.

[FR Doc. 82-29217 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for City of Kansas City, Missouri Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Kansas City, Missouri. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Kansas City, Missouri,

that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 290173 Panel 0045A, published on October 6, 1980, in 45 FR 66106, indicates that Lot 5, Sherrydale Estates, Plat 4, Kansas City, Missouri, recorded as Instrument No. D27759 in Book 16, Page 66, in the Office of the Recorder, Clay County, Missouri, is located within the Special Flood Hazard Area.

Map No. H & I 290173 Panel 0045A is hereby corrected to reflect that the existing structure located on the above-mentioned property is not within the Special Flood Hazard Area identified on September 29, 1978. This structure is in Zone C.

Map No. H & I 290173 Panel 0045A, published on October 6, 1980, in 45 FR 66106, indicates that Lot 6, Sherrydale Estates, Plat 4, Kansas City, Missouri, recorded as Instrument No. D27759 in Book 16, Page 66, in the Office of the Recorder, Clay County, Missouri, is located within the Special Flood Hazard Area.

Map No. H & I 290173 Panel 0045A is hereby corrected to reflect that the existing structure located on the above-

mentioned property is not within the Special Flood Hazard Area identified on September 29, 1978. This structure is in Zone C.

Pursuant to the provisions of 5 USC 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 70

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; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: September 27, 1982.

Lee M. Thomas,
Associate Director, State and Local Programs and Support.

[FR Doc. 82-29218 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Harris County, Texas Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Harris County, Texas. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Harris County, Texas, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood

insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 480287 Panel 400C, published on October 6, 1980, in 45 FR 66098, indicates that proposed One Forum Plaza, located on a 2.8599-acre tract of land in the W. E. Sanders Survey, Abstract No. 1137, Harris County, Texas, recorded as Film Code Numbers 187-87-1646 through 187-87-1649, in the Office of the Clerk, Harris County, Texas, is located within the Special Flood Hazard Area.

Map No. H & I 480287 Panel 400C is hereby corrected to reflect that the existing structures located on the above-mentioned property are not within the Special Flood Hazard Area identified on February 24, 1981. These structures are in Zone B.

Map No. H & I 480287 Panel 0275D, published on October 6, 1980, in 45 FR 66098, indicates that Lots 27 through 40, Block 1, Proposed Raintree Village Subdivision, Section One, being a portion of a 372.41 acre tract of land out of the H.&T.C.R.R. Survey, A-987, Harris County, Texas, recorded as Film Code Numbers 116-89-0279 through 116-89-0292, in the Office of the Clerk, Harris County, Texas, is located within the Special Flood Hazard Area.

Map No. H & I 480287 Panel 0275D is hereby corrected to reflect that the

above-mentioned property is not within the Special Flood Hazard Area identified on March 30, 1982. These lots are in Zone B.

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 70

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; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: September 27, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29216 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the Borough of North Plainfield, New Jersey Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: The Federal Emergency Management Agency published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the Borough of North Plainfield, New Jersey. It has been determined by the Associate Director, State and Local Programs and Support after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the Borough of North Plainfield, New Jersey, that certain property is located within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is located

within the Special Flood Hazard Area, reinforces the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

The map amendments listed below are in accordance with § 70.7(b):

Map H & I 345307 A, Panel 02 published on October 6, 1980 in 45 FR 66029 indicates that Lot 15 in Block 58 as shown on the Tax Map of the Borough of North Plainfield, New Jersey, recorded in Deed Book 1439, Pages 350 through 352 in the Somerset County Clerk's Office, is partially within the Special Flood Hazard Area.

Map Number H & I 345307 A, Panel 02 is hereby corrected to reflect that the above-mentioned property is located completely within the Special Flood Hazard Area identified on February 13, 1976.

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 70

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: September 17, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29211 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5923]

Letter of Map Amendment for the City of Las Vegas, Nevada Under National Flood Insurance Program**AGENCY:** Federal Emergency Management Agency.**ACTION:** Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Las Vegas, Nevada. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Las Vegas, Nevada, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.**FOR FURTHER INFORMATION CONTACT:**

Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 325276 Panel 0025B, published on October 21, 1980, in 45 FR 69451, indicates that Lots 10, 11, and 12, Desert Sands Villas, Las Vegas, Nevada, recorded as Document No. 1399800 in

Book 27, Page 32 of Plats, Book No. 1440 of Official Records, in the Office of the Recorder, Clark County, Nevada, are located within the Special Flood Hazard Area.

Map No. H & I 325276 Panel 0025B is hereby corrected to reflect that the existing structures located on the above-mentioned lots are not within the Special Flood Hazard Area identified on September 30, 1980. These structures are in Zone B.

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 70

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: September 17, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29210 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Ludlow, Kentucky Under National Flood Insurance Program**AGENCY:** Federal Emergency Management Agency.**ACTION:** Final rule.

SUMMARY: The Federal Emergency Management Agency published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Ludlow, Kentucky. It has been determined by the Associate Director, State and Local Programs and Support after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Ludlow, Kentucky, that

certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.**FOR FURTHER INFORMATION CONTACT:**

Mr. Robert G. Chappell, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP), P.O. Box 34294, Bethesda, Maryland 20034, Phone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map Number H & I 210266, Panel 0001 B published on October 6, 1980 in 45 FR 66064 indicates that the parcel of land known as Highpoint, Parcel A, Ludlow, Kentucky and recorded in Deed Book 951, Pages 23 through 29 in the Office of the Clerk of the Kenton County Court is located within the Special Flood Hazard Area.

Map Number H & I 210266, Panel 0001 B is hereby corrected to reflect that the existing structure located on the above-mentioned property is not within the Special Flood Hazard Area identified on September 28, 1979. The structure is in Zone C. However, portions of the property would still be inundated by a flood having a one-percent change of occurrence in any given year.

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 70

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; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: September 3, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29212 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5977]

Letter of Map Amendment for the City of Moore, Oklahoma, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Moore, Oklahoma. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Moore, Oklahoma, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition

of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 400044 Panel 0003B, published on January 23, 1981, in 46 FR 7352, indicates that Lots 14 through 16, Block 3; and Lots 40 through 42, 46, and 47, Block 4, Proposed McKelvy Addition, being a 26.8 acre tract of land located in the Southwest Quarter of Section 22, Township 10 North, Range 3 West of the Indian Meridian, Moore, Oklahoma, as recorded in Book 377, Pages 318 and 319, in the Office of the Clerk, Cleveland County, Oklahoma, are located within the Special Flood Hazard Area.

Map No. H & I 400044 Panel 0003B is hereby corrected to reflect that the above-mentioned lots are not within the Special Flood Hazard Area identified on December 2, 1980. These lots are in Zone C.

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 70

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; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: September 17, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29205 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6209]

Letter of Map Amendment for the City of Sugar Land, Texas Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Sugar Land, Texas. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Sugar Land, Texas, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT:

Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda,

Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 480234 Panel 0015B, published on December 10, 1981, in 46 FR 60449, indicates that All of Block 1; Lots 1 through 11, Block 2; Lots 1 through 13, Block 4; and Reserves A and B, Sugar Lakes, Section Two; Lots 1, 2, and 71 through 75, Block 2; and the Private Recreation Reserve, proposed Sugar Lakes, Section Four; and Lots 27 through 54, Block 2; Lots 24 through 26, Block 3; all of Block 4; and Reserves A and D, proposed Sugar Lakes, Section Five, Sugar Land, Texas, recorded as Instrument Number 16892 in Volume 25, Page 1 and Instrument Number 49915 in Volume 780, Pages 253 through 273, in the Office of the Clerk, Fort Bend County, Texas, are located within the Special Flood Hazard Area.

Map No. H & I 480234 Panels 0015B and 0020B is hereby corrected to reflect that the above-mentioned lots are not within the Special Flood Hazard Area identified on November 4, 1981. These lots are in Zone C.

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 70

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: September 3, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29208 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Wichita Falls, Texas Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Wichita Falls, Texas. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Wichita Falls, Texas, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):
Map No. H & I 480662 Panels 0025B and 0030B, published on October 6, 1980, in 45 FR 66101, indicates that Lots 1

through 5, Block 1; Lots 14 and 15, Block 2; Lots 12 through 24, Block 3; and Lot 4, Block 4, Sikes Estates, Unit 1, Section G, Wichita Falls, Texas, as recorded in Volume 24, Pages 19 and 20 of Plats, in the Office of the Clerk, Wichita County, Texas, are located within the Special Flood Hazard Area.

Map No. H & I 480662 Panels 0025B and 0030B are hereby corrected to reflect that the above-mentioned property are not within the Special Flood Hazard Area identified on October 16, 1979. These lots are in Zone B.

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 70

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: September 17, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29207 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for East Baton Rouge Parish, Louisiana Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included East Baton Rouge Parish, Louisiana. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood

information and after further technical review of the Flood Insurance Rate Map for East Baton Rouge Parish, Louisiana, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 220058 Panel 0110B, published on October 6, 1980, in 45 FR 66092, indicates that Lot 16, Final Plat, Jefferson Terrace East Subdivision, First Filing, East Baton Rouge Parish, Louisiana, as recorded in Book 94, Page 32, in the Office of Recorder, East Baton Rouge Parish, Louisiana, is located within the Special Flood Hazard Area.

Map No. H & I 220058 Panel 0110B is hereby corrected to reflect that the above-mentioned property is not within the Special Flood Hazard Area identified on July 6, 1982. This lot is in Zone C.

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 70

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: September 3, 1982.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29206 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for San Joaquin County, California Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, Map Correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included San Joaquin County, California. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for San Joaquin County, California, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, P.E., Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial

assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map No. H & I 060299 Panel 0290A, published on October 6, 1980, in 45 FR 66119, indicates that the proposed Landing and Luckey parcels, being a 157.949 acre tract of land, located in a portion of Sections 7 and 8, Township 2 North, Range 6 East, M.D.B.&M., Stockton, California, as recorded in Book 27, Page 185, in the Office of the Recorder, San Joaquin County, California, are located within the Special Flood Hazard Area.

Map No. H & I 060299 Panel 0290A is hereby corrected to reflect that the above-mentioned property is not within the Special Flood Hazard Area identified on May 15, 1980. This property is protected from the 100-year flood by a levee, subject to failure or overtopping during larger floods. This property is in Zone B.

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 70

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: September 1, 1982.

Lee M. Thomas,
Associate Director, State and Local Programs
and Support.

[FR Doc. 82-29213 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6126]

Letter of Map Amendment for the Town of New Marlborough, Massachusetts Under National Flood Insurance Program

AGENCY: Federal Emergency
Management Agency.

ACTION: Final rule.

SUMMARY: The Federal Emergency Management Agency published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the Town of Marlborough, Massachusetts. It has been determined by the Associate Director, State and Local Programs and Support after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the Town of New Marlborough, Massachusetts, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related

financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: October 25, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP), P.O. Box 34294, Bethesda, Maryland 20034, Phone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(b):

Map Number H & I 250033, Panel 0020 B published on August 17, 1982 in 46 FR 41503 indicates that a parcel of land along Clayton-Southfield Road in the Town of New Marlborough, Massachusetts, as recorded in Deed Book 501, Page 206 in the Southern Berkshire Registry of Deeds Office, is

located within the Special Flood Hazard Area.

Map Number H & I 250033, Panel 0020 B is hereby corrected to reflect that the above-mentioned property is not within the Special Flood Hazard Area identified on July 2, 1981. The property is located in Zone C.

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 70

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: September 13, 1982.

Lee M. Thomas,
Associate Director, State and Local Programs
and Support.

[FR Doc. 82-29209 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-03-M

Proposed Rules

Federal Register

Vol. 47, No. 206

Monday, October 25, 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.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 1131

[Docket No. AO-271-A24]

Milk in the Central Arizona Marketing Area; Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Public hearing on proposed rulemaking.

SUMMARY: The hearing is being held to consider industry and State of Arizona proposals to amend the Central Arizona milk order. A proposal submitted by United Dairymen of Arizona would reduce the pooling standard for a cooperative association's manufacturing plant. Other proposals submitted by the cooperative, the State of Arizona and a producer would not pool the milk of dairy farmers who supply other nonfederally regulated markets. An additional proposal by two fluid milk handlers would reduce the price for milk in fluid uses. Proponents contend that the proposals are necessary because of marketing problems associated with an increasing reserve supply of milk.

DATE: November 9, 1982.

ADDRESS: Phoenix Hilton Hotel, Central and Adam, Phoenix, Arizona 85001.

FOR FURTHER INFORMATION CONTACT: Robert F. Groene, Marketing Specialist, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, 202-447-4824.

SUPPLEMENTARY INFORMATION: This administrative action is governed by the provisions of sections 556 and 557 of Title 5 of the United States Code and, therefore, is excluded from the requirements of Executive Order 12291.

Notice is hereby given of a public hearing to be held at the Phoenix Hilton Hotel, Central and Adam, Phoenix, Arizona 85001, beginning at 9:30 a.m., on

November 9, 1982 with respect to proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the Central Arizona marketing area.

The hearing is called pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 *et seq.*), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900).

The purpose of the hearing is to receive evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreement and to the order.

Actions under the Federal milk order program are subject to the "Regulatory Flexibility Act" (Pub. L. 96-354). This act seeks to insure that, within the statutory authority of a program, the regulatory and informational requirements are tailored to the size and nature of small businesses. For the purpose of the Federal order program, a small business will be considered as one which is independently owned and operated and which is not dominant in its field of operation. Most parties subject to a milk order are considered as a small business. Accordingly, interested parties are invited to present evidence on the probable regulatory and informational impact of the hearing proposals on small businesses. Also, parties may suggest modifications of these proposals for the purpose of tailoring their applicability to small businesses.

List of Subjects in 7 CFR Part 1131

Milk marketing orders, Milk, Dairy products.

PART 1131—[AMENDED]

The proposed amendments, as set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by United Dairymen of Arizona: Proposal No. 1

§ 1131.7 [Amended]

Amend § 1131.7(c) by removing the words "65 percent or more" and inserting in lieu thereof the words "50 percent or more".

Proposal No. 2

Amend § 1131.12 by adding paragraph (b)(4) as follows:

§ 1131.12 Producer.

* * * * *

(b) * * *

(4) Any person (except a producer located in the marketing area) whose milk is received at a pool plant if during the month milk from the same farm was received at a nonpool plant (except other order plant) other than as a diversion from a pool plant.

Proposal No. 3

Amend § 1131.13 by adding paragraph (c)(3) as follows:

§ 1131.13 Producer milk.

* * * * *

(c) * * *

(3) Milk of any producer which is received at a nonpool plant within the limitation of § 1131.13(c) shall be deemed to have been diverted by the operator of the pool plant at which the greater share of the milk was received as producer milk during the month.

Proposal No. 4

Make such other conforming changes as will provide for payment by the operator of the pool plant of the difference between the blend price and the Class III price to the producer whose milk is diverted for the producer's account pursuant to § 1131.13(c)(3).

Proposed by the State of Arizona and Jerome and Peggy LaSalvia: Proposal No. 5

Amend § 1131.12 by adding paragraph (b)(4) as follows:

§ 1131.12 Producer.

* * * * *

(b) * * *

(4) Any person whose milk is received at a pool plant if during the month milk from the same farm was received at a nonpool plant (except other order plant) other than as a diversion from a pool plant, except that this provision will not apply to any producer who is physically located within the State of Arizona or who, if not for the operation of this provision, otherwise would have been pooled in Federal Order 131 for three consecutive months.

Proposed by Sunshine Swiss Corporation and the Carnation Company: Proposal No. 6

Amend § 1131.50(a) by reducing the Class I differential from \$2.52 to \$1.52.

Proposed by the Dairy Division, Agricultural Marketing Service: Proposal No. 7

Make such changes as may be necessary to make the entire marketing agreement and the order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, 1121 E. Missouri, Suite 324, Phoenix, Arizona 85014, or from the Hearing Clerk, Room 1077, South Building, United States Department of Agriculture, Washington, D.C. 20250 or may be there inspected.

From the time that a hearing notice is issued and until the issuance of a final decision in proceeding, Department employees involved in the decisional process are prohibited from discussing the merits of the hearing issues on an ex parte basis with any person having an interest in the proceeding. For this particular proceeding the prohibition applies to employees in the following organizational units:

Office of the Secretary of Agriculture
Office of the Administrator, Agricultural Marketing Service
Office of the General Counsel
Dairy Division, Agricultural Marketing Service (Washington Office only)
Office of the Market Administrator, Central Arizona Marketing Area

Procedural matters are not subject to the above prohibition and may be discussed at any time.

Signed at Washington, D.C., on October 20, 1982.

Eddie F. Kimbrell,

Deputy Administrator, Commodity Services.

[FR Doc. 82-29281 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-02-M

granting power reactor construction permits. Under the proposed amendment, the Commission would itself conduct a limited review of the Licensing Board decision to determine whether it should go into effect so as to authorize the issuance of the construction permit pending the completion of administrative appeals. The requirement that the Appeal Board conduct a similar effectiveness review would be deleted. This proposal is intended to avoid unnecessary delay in the issuance of construction permits. It conforms the effectiveness review procedures for construction permits and construction authorizations (e.g., limited work authorizations) with those presently in effect for operating licenses and is based partly upon Commission experience in reviewing operating license decisions. It would not affect the separate Appeal Board and Commission appellate reviews of the merits of Licensing Board decisions.

DATE: Comments must be submitted on or before November 24, 1982. Comments received after this date will be considered if it is practical to do so.

ADDRESS: Comments may be mailed to the Secretary, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555; Attention: Docketing and Service Branch. Copies of comments received may be examined in the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Richard A. Parrish, Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, telephone: (202) 634-3224.

SUPPLEMENTARY INFORMATION: In the aftermath of the accident at Three Mile Island (TMI), the Nuclear Regulatory Commission suspended in part its so-called immediate effectiveness rule. The original rule authorized the Director of Nuclear Reactor Regulation to issue construction permits, operating licenses, or amendments thereto immediately upon receipt of favorable Licensing Board decisions, notwithstanding the filing of administrative appeals. 10 CFR 2.764(a) (1981 ed.). In its place, a special review procedure was adopted to provide that no decision authorizing issuance of a nuclear power reactor construction permit, construction authorization (e.g., limited work authorization) or operating license could become effective, and no permit or license thereby issued, without prior Appeal Board and Commission review. See 44 FR 65049, published November 9, 1979. 10 CFR Part 2, Appendix B (1981 ed.).

The rule as applied to operating license decisions has since been partially reinstated. 10 CFR 2.764(f) (1982 ed.). See 46 FR 28627, published May 28, 1981; 46 FR 47764, published September 30, 1981. The new procedures exempted decisions authorizing fuel loading and low-power testing from the effectiveness review, provided a 10-day comment period on full-power decisions, and removed the Appeal Board from the effectiveness review while expanding the time set as a goal for Commission review from twenty (20) to thirty (30) days. These modifications were based on experience gained in reviewing several operating license decisions and the determination that TMI-related requirements were sufficiently settled to warrant the amended procedures. Stays of effectiveness remain available pursuant to 10 CFR 2.788 and the appellate review of the merits of Licensing Board decisions was retained.

The application of the immediate effectiveness rule to construction permit decisions has been under review by the Commission for quite some time. 44 FR 33883, published June 13, 1979; 45 FR 34279, published May 22, 1980. In a 1978 Seabrook decision, *Public Service Company of New Hampshire* (Seabrook Station, Units 1 and 2), 7 NRC 1 (1978), the Commission had requested a detailed study of the rule and options for modifying it. See "Report of the Advisory Committee on Construction During Adjudication" (Milhollin Report), NUREG-0646, January 1980. The Commission is now considering modifying the rule as it applies to construction permits and construction authorizations (e.g., limited work authorizations) to provide a 10-day comment period on construction permit decisions, remove the Appeal Board from the effectiveness review process, and establish a thirty (30) day goal for the completion of Commission's effectiveness review. This proposal is based on experience gained in the Commission review of operating license decisions, as no construction permits have been issued since the suspension of the original rule. A more detailed explanation of the background, purpose, and effect of this rule may be found in the notices cited above. The Commission intends to retain the option of further modifying the rule in accordance with the alternatives presented in the Milhollin Report and those notices.

Part 2 of the Commission's rules, which includes § 2.764 on Immediate Effectiveness, will be the subject of reform proposals from the Commission's Regulatory Reform Task Force later this

NUCLEAR REGULATORY COMMISSION

10 CFR Part 2

Commission Review Procedures for Power Reactor Construction Permits; Immediate Effectiveness Rule

AGENCY: Nuclear Regulatory Commission.

ACTION: Proposed rule.

SUMMARY: The Nuclear Regulatory Commission is proposing to amend its rules of practice for review of Atomic Safety and Licensing Board decisions

year. The rules proposed here are intended only to put the effectiveness review procedures for construction permits and limited work authorizations on a par with operating licenses and are not intended as a comprehensive revision of immediate effectiveness procedures. Such revisions, if and when they are proposed, would come at a later date as part of broader reforms to the Commission's hearing process.

This proposed rule would not affect the standard Appeal Board and Commission appellate reviews of the merits of Licensing Board decisions, or the availability of stays pursuant to 10 CFR 2.788. The Commission wishes to emphasize that the proposed modifications are not intended to allow any reduction in the overall quality of NRC adjudicatory proceedings. The changes, if adopted, would be applicable to ongoing NRC construction permit proceedings.

The Commission notes that the proposed rule retains the provision that TMI-related requirements that extend beyond NRC regulations may be imposed on applicants for operating licenses. TMI-related requirements for construction permit applications have been finalized as Commission regulations. See 47 FR 2286, published January 15, 1982.

Commissioner Ahearne's Dissenting Views

I was willing to maintain the status quo. Addressing immediate effectiveness of Licensing Board decisions for construction permits should involve a substantial discussion. Because of the limited number of outstanding construction permit applications, such a discussion would have limited significance for the near term. At the same time, major changes to the licensing process are being discussed, which in turn will affect considerations underlying immediate effectiveness. Consequently, I was willing to defer consideration of the issue. However, the Commission chose to take up the matter at this time.

In a 1978 *Seabrook* opinion the Commission pointed out that "our rule giving immediate effectiveness to our Licensing Board's grant of a construction permit and our stay rule often operate together to assure that Commission-level review will not take place until such time as construction is well underway. This case illustrates the need to develop a procedure for assuring early Commission-level review of controverted licensing proceedings, where appropriate, particularly where siting is an issue." *Public Service Company of New Hampshire (Seabrook*

Station, Units 1 and 2), CLI-78-1, 7 NRC 1, 6-7 (1978) (footnote omitted). In that opinion the Commission announced it was going to initiate a study to assess the issues. In January 1979, the Commission established a committee to conduct the study; and in December 1979, the committee submitted its final report to the Commission (often referred to as the "Milhollin study").

As a separate matter, as a result of the Three Mile Island accident, in October 1979 the Commission issued a formal statement that new construction permits (as well as limited work authorizations and operating licenses) "shall be issued only after action of the Commission itself." The current version of the regulations was adopted in November 1979 to implement that decision.

After consideration of the Milhollin study, the Commission issued a notice of proposed rulemaking in May 1980 in order to obtain comment on the three options for altering the Commission's immediate effectiveness rule discussed by the committee. In March 1981, the Office of General Counsel prepared a paper proposing the Commission once again address the issues raised in *Seabrook* and the proposals suggested by the Milhollin study. In connection with that paper OGC was asked to prepare the current proposal.

I am not concurring because I do not believe the Commission has addressed the concerns identified in *Seabrook* or given the Milhollin study the full consideration it deserves.

Paperwork Reduction Act Statement

This proposed rule contains no new or amended recordkeeping, reporting, or application requirement or any type of information collection requirement subject to the Paperwork Reduction Act (Pub. L. 96-511).

Regulatory Flexibility Certification

In accordance with the Regulatory Flexibility Act of 1980, 5 U.S.C. 605(b), the Commission hereby certifies this rule, if adopted, will not have a significant economic impact on a substantial number of small entities. This proposed rule would affect the Commission's Rules of Practice and Procedures by permitting expedition of the adjudicatory process.

List of Subjects in 10 CFR Part 2

Administrative practice and procedure, Antitrust, Byproduct material, Classified information, Environmental protection, Nuclear materials, Nuclear power plants and reactors, Penalty, Sex discrimination,

Source material, Special nuclear material, Waste treatment and disposal.

PART 2—RULES OF PRACTICE FOR DOMESTIC LICENSING PROCEEDINGS

Pursuant to the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and section 553 of Title 5 of the United States Code, notice is hereby given that adoption of the following amendments to 10 CFR Part 2 is contemplated.

1. The authority citation for Part 2 reads as follows:

Authority: Secs. 161, 181, 68 Stat. 948, 953 (42 U.S.C. 2201, 2231); sec. 191, as amended, Pub. L. 87-615, 76 Stat. 409 (42 U.S.C. 2241); sec. 201, Pub. L. 93-438, 88 Stat. 1242, as amended by Pub. L. 94-79, 89 Stat. 413 (42 U.S.C. 5841); 5 U.S.C. 552. (Section 2.101 also issued under secs. 53, 62, 81, 103, 104, 105, 68 Stat. 930, 932, 935, 936, 937, 938, as amended (42 U.S.C. 2073, 2093, 2111, 2133, 2134, 2135); sec. 102, Pub. L. 91-190, 83 Stat. 853 (42 U.S.C. 4332); sec. 301, 88 Stat. 1248 (42 U.S.C. 5871). Sections 2.102, 2.104, 2.105, 2.721 also issued under secs. 102, 103, 104, 105, 183, 189, 68 Stat. 936, 937, 938, 954, 955, as amended (42 U.S.C. 2132, 2133, 2134, 2135, 2233, 2239). Sections 2.200-2.206 also issued under sec. 186, 68 Stat. 955 (42 U.S.C. 2236); sec. 206, 88 Stat. 1246 (42 U.S.C. 5846). Sections 2.600-2.606, 2.730, 2.772 also issued under sec. 102, Pub. L. 91-190, 83 Stat. 853 (42 U.S.C. 4332). Sections 2.700a, 2.719 also issued under 5 U.S.C. 554. Sections 2.754, 2.760, 2.770 also issued under 5 U.S.C. 557. Section 2.790 also issued under sec. 103, 68 Stat. 936, as amended (42 U.S.C. 2133). Sections 2.800-2.807 also issued under 5 U.S.C. 553. Section 2.808 also issued under 5 U.S.C. 553 and sec. 102, 83 Stat. 853 (42 U.S.C. 4332). Section 2.809 also issued under 5 U.S.C. 553 and sec. 29, Pub. L. 85-256, 71 Stat. 579, as amended by Pub. L. 95-209, 91 Stat. 1483 (42 U.S.C. 2039). Appendix A is also issued under sec. 6, Pub. L. 91-580, 84 Stat. 1472 (42 U.S.C. 2135).)

§ 2.764 [Amended]

2. In both paragraphs (a) and (b) of § 2.764, the opening phrase "Except as provided in paragraphs (c) through (f) of this section," is amended to read "Except as provided in paragraphs (c) through (e) of this section,".

3. Paragraphs (e) (1) and (2) of § 2.764 are revised to read as follows:

* * * * *

(e) *Nuclear Power Reactor Construction Permits and Operating Licenses.* (1) *Atomic Safety and Licensing Boards.*—(i) *Atomic*

Safety and Licensing

Boards shall hear and decide all issues that come before them, indicating in their decisions the type of licensing action, if any, which their decision would authorize. A Board's decision authorizing issuance of a construction permit, a construction authorization (e.g., limited work authorization), or an operating license (other than a fuel loading and low-power (up to 5 percent of rated power) testing license) shall not become effective until the Commission actions outlined in paragraph (e)(2) of this section have taken place. Insofar as it authorizes fuel loading and low-power operation up to 5 percent, the Board's decision shall become effective immediately and the Director shall issue the appropriate permit or license in accordance with paragraph (b) of this section.

(ii) In reaching their decisions, the Boards should interpret existing regulations and regulatory policies with due consideration to the implications for those regulations and policies of the Three Mile Island accident. In this regard, it should be understood that as a result of analyses still under way, the Commission may change its present regulations and regulatory policies regarding operating licenses in important respects. Thus, compliance with existing regulations may turn out to no longer warrant approval of an operating license application. As provided in paragraph (e)(2) of this section, in addition to taking generic rulemaking actions, the Commission will be providing case-by-case guidance on changes in regulatory policies in conducting its reviews in adjudicatory proceedings. The Boards shall, in turn, apply these revised regulations and policies in cases then pending before them to the extent that they are applicable. The Commission expects the Licensing Boards to pay particular attention in their decisions to analyzing the evidence on those safety and environmental issues arising under applicable Commission regulations and policies which the Boards believe present serious, close questions and which the Boards believe may be crucial to whether a permit or license should become effective before full appellate review is completed. Furthermore, the Boards should identify any aspects of the case which in their judgment present issues on which prompt Commission policy guidance is called for. The Boards may request the assistance of the parties in identifying such policy issues but, absent specific Commission directive, such policy issues shall not be the

subject of discovery, examination, or cross-examination.

(2) *Commission.* (i) Reserving the power to step in at an earlier time, the Commission will, upon receipt of the Licensing Board decision authorizing issuance of a construction permit, a construction authorization (e.g., limited work authorization) or an operating license, other than a decision authorizing only fuel loading and low-power (up to 5 percent of rated power) testing, review the matter on its own motion to determine whether to stay the effectiveness of the decision. A construction authorization (e.g., limited work authorization) construction permit, or operating license decision will be stayed by the Commission if it determines that it is in the public interest to do so, based on a consideration of the gravity of the substantive issue, the likelihood that it has been resolved incorrectly below, the degree to which correct resolution of the issue would be prejudiced by construction or operation pending review, and other relevant public interest factors.

(ii) For decisions subject to this review and consistent with the target schedule set forth in this section, the parties may file brief comments with the Commission pointing out matters which, in their view, pertain to the immediate effectiveness issue. To be considered, such comments must be received within 10 days of the Board decision. However, the Commission may dispense with comments by so advising the parties. No extensive stay shall be issued without giving the affected parties an opportunity to be heard.

(iii) The Commission intends to issue a stay decision within 30 days of receipt of the Licensing Board's decision. The Licensing Board's initial decision will be considered stayed pending the Commission's decision insofar as it may authorize construction or operations other than fuel loading and low-power (up to 5 percent of rated power) testing.

(iv) In announcing a stay decision, the Commission may allow the proceeding to run its ordinary course or give instructions as to the future handling of the proceeding (for example, it may direct the Appeal Board to review the merits of particular issues in expedited fashion; furnish policy guidance with respect to particular issues; or decide to review the merits of particular issues itself, bypassing the Appeal Board). Furthermore, the Commission may in a particular operating license case determine that compliance with existing regulations and policies may no longer be sufficient to warrant approval of an

operating license application and may alter those regulations and policies.

* * * * *

4. Paragraph (f) of § 2.764 is removed.
5. Paragraph (g) of § 2.764 is redesignated as paragraph (f).

Dated at Washington, D.C., this 19th day of October, 1982.

For the Nuclear Regulatory Commission.

Samuel J. Chilk,

Secretary of the Commission.

[FR Doc. 82-29282 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Ch. III

Semiannual Agenda of Regulations

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Publication of semiannual agenda of regulations.

SUMMARY: The Board of Directors of the Federal Deposit Insurance Corporation ("FDIC") has approved the publication of the FDIC's semiannual agenda of regulations for October 1982. The agenda summarizes outstanding proposed amendments to the FDIC's regulations, regulations under development, and final regulations and a policy statement adopted during the past six months.

FOR FURTHER INFORMATION CONTACT: William P. Carley, Project Specialist, Office of the Executive Secretary, telephone (202) 389-4352, or the staff person identified by the respective entry in the agenda. The address for all staff identified in this agenda is: Federal Deposit Insurance Corporation, 550 17th Street, NW., Washington, D.C. 20429.

SUPPLEMENTARY INFORMATION: The FDIC publishes an agenda of regulations each April and October for the purpose of making the public more aware of, and enabling it to more effectively participate in, the FDIC's regulatory activities. Publication of the agenda is prescribed by the Board of Directors in the statement of policy entitled "Development and Review of FDIC Rules and Regulations" (44 FR 31007, May 30, 1979; 44 FR 32353, June 6, 1979; 44 FR 76858, December 28, 1979) and by the Regulatory Flexibility Act (Sec. 3, Pub. L. No. 96-354, 94 Stat. 1166 (5 U.S.C. 602)).

Based on an assessment by the staff, none of the prospective amendments to the regulations appearing in the agenda below will have a significant economic impact on a substantial number of small

entities. Amendments to its regulations are made pursuant to the FDIC's general rulemaking authority appearing in section 9 of the Federal Deposit Insurance Act (12 U.S.C. 1819), and, in some instances, to additional, specific authority in the FDI Act or other statutes.

The FDIC reminds all interested persons that they may petition for the issuance, amendment, or repeal of any regulation by submitting a written petition to the Executive Secretary. Petitioners should include complete and concise statements of their interests in the subject matters and reasons why petitions should be granted.

Section A—Proposals Outstanding

Entries under this heading identify proposed regulations that have been published for comment and have not yet been promulgated in final form.

1. Applications

(12 CFR Parts 303, 304 and 347)

The FDIC has proposed changes to the information and notification requirements pertaining to applications for branches, remote service facilities and relocations (47 FR 29554, July 7, 1982). The proposals would substantially reduce the existing burden on applicants.

Comments on the proposal were due by September 7, 1982.

For further information, contact Robert F. Mialovich, Assistant Director, Division of Bank Supervision, telephone (202) 389-4677.

2. Credit Card Agreements and Check Guarantees

(12 CFR Parts 332 and 337)

The FDIC published a proposed amendment to its regulations that would allow banks: (1) to sponsor credit card agreements with other banks and (2) to issue check guarantee cards (46 FR 31018, June 12, 1981). The proposal would provide an exemption from prohibitions in the regulations against banks guaranteeing the obligations of third parties.

Comments were due by August 11, 1981.

For further information, contact W. Randolph Torres, Attorney, Legal Division, telephone (202) 389-4151.

3. Current Value Basis for Savings Bank

(12 CFR Part 350)

The FDIC proposed an addition to its regulations that would require current value reporting of all debt and equity securities acquired by a savings bank on or after January 1, 1983, for purposes of the reports of condition and income that

are filed with the FDIC by savings banks and would permit savings banks to defer and amortize gains and losses on dispositions of financial assets acquired prior to January 1, 1983 (47 FR 23743, June 1, 1982). The regulation would provide savings banks with an opportunity to restructure their asset portfolios and place a market discipline over decisions to acquire or hold investment securities.

Comments were due by August 2, 1982.

For further information, contact Paul L. Sachtleben, Projects and Planning Specialist, Division of Bank Supervision, telephone (202) 389-4141.

4. Delegation of Authority To Act on Enforcement Matters

(12 CFR Parts 303 and 308)

The FDIC has proposed delegating certain powers to act on enforcement matters under section 8 of the Federal Deposit Insurance Act to its Board of Review, the Director of the Division of Bank Supervision, the Deputy General Counsel for Open Bank Regulation and Supervision, and to the appropriate regional director or regional counsel, or both (47 FR 28108, June 29, 1982). The changes would improve the efficiency of the FDIC's internal operating procedures.

Comments on the proposal were due by August 30, 1982.

For further information, contact Arthur L. Beamon, Counsel, Legal Division, telephone (202) 389-4171.

5. Delegation of Authority To Act on Merger Applications

(12 CFR Part 303)

The FDIC has proposed delegating to the Director of the Division of Bank Supervision and to the Regional Directors authority to approve, but not deny, merger applications that meet certain routine characteristics (47 FR 43983, October 5, 1982). The delegations would result in increased efficiencies within the FDIC and shorten the approval period for many applicants.

Comments are due by December 6, 1982.

For further information, contact Donald F. Pfeiffer, Supervising Examiner, Division of Bank Supervision, telephone (202) 389-4343.

6. Maximum Balance Restriction on Savings Deposits

(12 CFR Part 329)

The FDIC published proposed amendments to its regulations which would remove the \$150,000 maximum balance limitation which applies to savings deposits accepted by a

commercial bank from corporations, partnerships, associations or certain other organizations (47 FR 33276, August 2, 1982). The amendment would allow commercial banks to more effectively compete for funds.

Comments on the proposal were due by October 1, 1982.

For further information, contact Peter M. Kravitz, Senior Attorney, Legal Division, telephone (202) 389-4171.

7. Retail Repurchase Agreements

(12 CFR Part 329)

Existing regulations exempt a less than \$100,000 repurchase agreement obligation (retail repo) of a bank from interest rate ceilings, if, among other things, the obligation matures in less than 90 days. The FDIC published a proposed amendment to its regulations which would remove the less than 90-day condition (47 CFR 37248, August 25, 1982). Inasmuch as the less than 90-day maturity condition discourages the widespread offering of retail repos and thereby limits circumvention of interest rate ceilings, removal of the condition is in line with the mandate of the Depository Institutions Deregulation Act of 1980 to remove all interest ceilings by March 31, 1986.

Comments were due on the proposal by October 12, 1982.

For further information, contact Carol J. Galbraith, Attorney, Legal Division, telephone (202) 389-4171.

Section B—Potential Actions

Entries under this heading describe regulatory actions that the staff is either actively developing or anticipates developing for consideration by the Board of Directors. Entries are the result of evaluations of present circumstances; consequently, subsequent action may be taken on a matter that is not included or not taken on a matter that is included.

1. FDIC Employee Responsibilities and Conduct

(12 CFR Part 336)

The staff may develop and submit for approval modifications to existing restrictions on transactions between FDIC employees and FDIC-supervised banks. Proposed modifications, if any, may be subject to consultation or negotiation, as appropriate, with recognized labor organizations.

For further information, contact Margaret M. Olsen, Assistant Executive Secretary, Office of the Executive Secretary, telephone (202) 389-4446.

2. Interest Rate Differential for Stock Organizations

(12 CFR Part 329)

The staff is developing an amendment to the regulations that would allow a stock savings bank that conforms to the definition of "savings bank" in 12 U.S.C. § 1813(g) to pay the interest-rate differential on deposits that is available to mutual savings banks. The staff will propose that a mutual savings bank that converts to a stock organization that does not conform to the definition in section 1813(g) would retain the right to pay the differential for those deposit accounts in existence at the time of the conversion. This amendment would remove a condition that stands in the way of a mutual savings bank improving its capital base by converting to a stock organization.

For further information, contact W. Randolph Torres, Attorney, Legal Division, telephone (202) 389-4171.

3. Management Official Interlocks

(12 CFR Part 348)

The Board of Directors of the FDIC conditionally approved final and proposed amendments on August 23, 1982, to regulations that generally prohibit certain management official interlocks between depository institutions, depository holding companies, and their affiliates. The effectiveness and publication of the amendments are being deferred pending the adoption of similar amendments by the other Federal agencies that regulate financial institutions. Among other things, the amendments would clarify and relax restrictions by limiting the extent to which existing prohibitions apply to depository holding companies, broadening the situations in which an extension of time for loss of management officials is available, and clarifying the provision requiring termination of a grandfathered interlock due to a merger, acquisition or consolidation.

For further information, contact Pamela E. F. LeCren, Senior Attorney, Legal Division, telephone (202) 389-4171.

4. Securities Business Affiliates

(12 CFR Part 337)

The FDIC is soliciting comments, through October 25, 1982, on (1) whether there is a need for rulemaking to condition, restrict, or prohibit insured nonmember banks from establishing or acquiring subsidiaries that issue, underwrite, sell, or distribute stocks, bonds, debentures, notes, or other securities, (2) whether there is a need for rulemaking in order to restrict the

manner in which an insured nonmember bank may deal with a securities affiliate, and (3) what criteria should be taken into account in deciding if a securities subsidiary is in fact a bona fide subsidiary (47 FR 42121, September 24, 1982). For related information, refer to entry number 11 in section C below: Glass-Steagall Act Interpretation.

For further information, contact Pamela E. F. LeCren, Senior Attorney, Legal Division, telephone (202) 389-4171.

5. Securities Registered Under the Securities Exchange Act of 1934

(12 CFR Part 335)

The staff is drafting an amendment to the regulations applicable to securities registered with the FDIC under the Securities Exchange Act of 1934. The amendment would contain a number of minor changes that would conform the FDIC's regulations with recent changes made by the Securities and Exchange Commission to its regulations.

For further information, contact Gerald J. Gervino, Senior Attorney, Legal Division, telephone (202) 389-4171.

Section C—Rules and Statements of Policy Promulgated From April 1, 1982 Through October 18, 1982

1. Access to Public Records

(12 CFR Part 309)

The FDIC amended its regulation that is applicable to the availability of information pursuant to the Freedom of Information Act effective October 7, 1982 (47 FR 39130, September 7, 1982). Substantive changes include a revision of the fee schedule and delegation of authority to (i) the General Counsel for determination of appeals of denials of initial requests, and (ii) the Executive Secretary for determinations of requests for waivers or reductions of fees.

For further information, contact Margaret M. Olsen, Assistant Executive Secretary, Office of the Executive Secretary, telephone (202) 389-4446.

2. Approval of Credit to Insiders

(12 CFR Part 337)

The FDIC amended its regulations on October 18, 1982, effective on publication in the *Federal Register*, to preserve the requirement that the board of directors of an insured, state nonmember bank approve extensions of credit in excess of \$25,000 to an executive officer, director, or principal shareholder of the bank. The amendment was in response to the adoption of the Garn-St Germain Depository Institutions Act of 1982 on October 15, 1982. Among other things, the Act replaced the \$25,000 standard

established by an earlier statute with a provision directing the federal banking agencies to set the minimum amount of credit extended to an insider that will necessitate approval by the bank's board of directors. The FDIC plans to solicit comments at a later date on whether to change the \$25,000 threshold amount.

For further information, contact Pamela E. F. LeCren, Senior Attorney, Legal Division, telephone (202) 389-4171.

3. Approval of Subordinated Debt

(12 CFR Part 329)

The FDIC amended its regulations, effective July 29, 1982, by rescinding a requirement that subordinated debt be approved by the FDIC as an addition to a bank's capital in order for the debt to be excepted from interest rate ceilings (47 FR 32696, July 29, 1982). The amendment conforms the regulations with the FDIC policy statement, adopted on December 17, 1981, that excludes subordinated debt from consideration as bank capital.

For further information, contact Robert E. Feldman, Attorney, Legal Division, telephone (202) 389-4151.

4. Disclosure of Reports of Examination

(12 CFR Part 309)

In order to eliminate unnecessary administrative procedures, the FDIC amended its regulations effective June 23, 1982, to allow banks to copy and release FDIC examination reports to their parent holding companies or majority shareholders, if certain conditions are met (47 FR 22344, May 24, 1982). Under prior procedures, only the FDIC, at the request of the bank, was allowed to make copies of the reports available to the holding companies or majority shareholders.

For further information, contact Pamela E. F. LeCren, Senior Attorney, Legal Division, telephone (202) 389-4171.

5. IBF Time Deposits

(12 CFR Part 329)

Consistent with previously existing regulations, an International Banking Facility (IBF) can accept large denomination time deposits with a minimum maturity or required notice period of only two business days from foreign nonbank residents. The FDIC amended its regulations, effective July 29, 1982, by removing IBF time deposits from the definition of "deposits" for all purposes of the Federal Deposit Insurance Act (47 FR 32696, July 29, 1982). The amendment conformed the regulations with the International

Banking Facility Deposit Insurance Act which was approved on December 26, 1981.

For further information, contact Robert E. Feldman, Attorney, Legal Division, telephone (202) 389-4151.

6. Interest on Deposits

(12 CFR Part 329)

The FDIC amended its regulations, effective September 1, 1982, by establishing a narrow exception to the 14-day minimum maturity requirement for time deposits. The exception allows state nonmember banks to make full use of the seven to thirty-one day deposit authorized by the Depository Institutions Deregulation Committee beginning September 1, 1982.

For further information, contact Christine C. A. Tullio, Attorney, Legal Division, telephone (202) 389-4151.

7. Management Official Interlocks

(12 CFR Part 348)

The FDIC amended its regulations, effective May 24, 1982, that generally prohibit certain management official interlocks between depository institutions, depository holding companies, and their affiliates (47 FR 22343, May 24, 1982). There had been uncertainty over the availability of an exception for an institution facing conditions that endanger its safety and soundness when the institution is not supervised by a Federal agency. The amendment makes it clear that the exception is available in such instances.

For further information, contact Pamela E. F. LeCren, Senior Attorney, Legal Division, telephone (202) 389-4171.

8. Mandatory Convertible Debt

(12 CFR Part 329)

Nondeposit debt obligations of a bank are exempt from interest rate ceilings when certain conditions are met, including a condition that the debt has a maturity of at least seven years or, in the case of serial debt, has an average maturity of at least seven years. As a result of amendments to the FDIC's regulations effective September 8, 1982, the seven-year maturity or average maturity condition is no longer applicable to debt that must be unconditionally converted into permanent capital shares (47 FR 39473, September 8, 1982). The amendment gives managements flexibility in improving the capital positions of their banks by avoiding otherwise prolonged debt servicing schedules.

For further information, contact Christie A. Sciacca, Examination

Specialist, Division of Bank Supervision, telephone (202) 389-4141.

9. Registration of Securities Transfer Agents

(12 CFR Part 341)

The FDIC amended its regulations, effective September 30, 1982, that apply to the registration of securities transfer agents under the Securities Exchange Act of 1934 (47 FR 38105, August 30, 1982). The amendment clarifies and simplifies the regulations and substantially reduces the information previously required by the registration form.

For further information, contact John F. Harvey, Chief, Review Unit, Division of Bank Supervision, telephone (202) 389-4295.

10. Retail Repurchase Agreements

(12 CFR Part 329)

Under prior regulations, interest rate ceilings generally did not apply to a less than \$100,000 repurchase agreement obligation (retail repo) of a bank, if, among other things, the obligation had a maturity of less than 90 days and was not subject to automatic renewal or extension. Effective July 29, 1982, the FDIC amended its regulations by extending from August 1, 1982, to March 31, 1986, the provision that waives the less than 90-day maturity requirement for those retail repo obligations that in the aggregate do not exceed the comparable amount outstanding by the bank on August 1, 1979 (47 FR 28087, June 29, 1982). Subsequently, effective August 16, 1982, the FDIC amended its regulations by removing the proviso that retail repos not be subject to automatic renewal or extension (47 FR 37076, August 25, 1982). Inasmuch as each of the restrictions would discourage or has discouraged widespread offerings of retail repos and thereby would limit or has limited circumvention of interest rate ceilings, continued deferral or removal of the prohibitions is in line with the Depository Institutions Deregulation Act of 1980, which orders the complete removal of interest rate ceilings by March 31, 1986.

For further information, contact Carol J. Galbraith, Attorney, Legal Division, telephone (202) 389-4171.

11. Glass-Steagall Act Interpretation

The FDIC published a policy statement expressing its position in regards to the applicability of the Glass-Steagall Act to securities activities of subsidiaries of insured nonmember banks (47 FR 38984, September 3, 1982). It is the opinion of the FDIC that the Banking Act of 1933, popularly known as the Glass-Steagall Act, does not prohibit

an insured nonmember bank from establishing an affiliate relationship with, or organizing or acquiring, a subsidiary corporation that engages in issuing, underwriting, selling or distributing stocks, bonds, debentures, notes or other securities.

For further information, contact Arthur L. Beamon, Counsel, Legal Division, telephone (202) 389-4171.

12. Accrual Accounting

(12 CFR Part 337)

In response to a recommendation of the Federal Financial Institutions Examination Council, the FDIC published a proposed amendment to its regulations that would have required all insured state nonmember commercial and savings banks to maintain their books and records of account on the accrual basis of accounting (47 FR 17264, April 21, 1982). The FDIC Board of Directors withdrew the proposal on September 27, 1982, as a result of information from commentators showing that the costs of implementing and maintaining a comprehensive system of accrual records would likely outweigh the intended benefits.

For further information, contact Felicite Macfarlane, Planning and Program Development Specialist, Division of Bank Supervision, telephone (202) 389-4141.

By order of the Board of Directors,
October 18, 1982.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,
Executive Secretary.

[FR Doc. 82-29153 Filed 10-22-82; 8:45 am]

BILLING CODE 6714-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 210

[Release Nos. 33-6430; 34-19137; 35-22668; IC-12738; S7-947]

Qualifications and Reports of Accountants; Proposed Amendment of Rules Regarding Independence of Accountants

AGENCY: Securities and Exchange Commission.

ACTION: Proposed rules.

SUMMARY: The Commission proposes to amend its rule regarding the independence of accountants because it believes that application of the rule may be unnecessarily broad. The proposed action would redefine the term "member", as used in § 210.2-01(b), so

that the rule would no longer apply to any professional employee who is not involved in providing professional services to the subject client or any of its affiliates, and is not a managerial employee located in an office of the firm participating in a significant portion of the audit. If the Commission adopts the proposed amendments, it will make appropriate revisions to its published independence interpretations relating to the financial interests and business relationships of professional employees to conform them to the limited application of the independence rule resulting from the revised definition of "member".

DATE: Comments should be received by the Commission on or before December 31, 1982.

ADDRESS: Comments should refer to File No. S7-947 and be submitted in triplicate to George A. Fitzsimmons, Secretary, Securities and Exchange Commission, Washington, D.C. 20549. All comments will be available for public inspection at the Commission's Public Reference Room.

FOR FURTHER INFORMATION CONTACT: Clarence M. Staubs, Office of the Chief Accountant, Securities and Exchange Commission, Washington, D.C. 20549 (202-272-2130).

SUPPLEMENTARY INFORMATION:

I. Background

The Commission's Independence Requirements

Issuers subject to the Federal securities laws are required to include in registration statements and periodic reports filed with the Commission financial statements that are reported on by an independent accountant.¹ In light of the statutory origin of the independence requirement, the Commission historically has considered the independence of auditors who examine financial statements filed with the Commission as central to the effective implementation of the Federal securities laws. The Commission has sought to assure the integrity of the concept of auditor independence through the adoption of Rule 2-01 of Regulation S-X (17 CFR 210.2-01) regarding the independence of

accountants,² enforcement actions,³ the publication of interpretations of situations which impair accountants' independence,⁴ and other actions.⁵ In these actions, the Commission has emphasized that the issue of auditor independence is one of both fact and appearance. The public's confidence in the integrity of financial reporting is in no small part dependent upon its confidence in the objectivity of independent auditors. Therefore, auditors of publicly held companies have a duty to investors and other users of financial information to assure that their audit engagements have been conducted, in fact and in appearance, with the highest degree of integrity and objectivity.

The provision in existing § 210.2-01 that an accountant be independent of his client applies to the accountant individually, his firm, and to the members of his firm. The term "member", as presently defined in § 210.2-01(b), includes all partners in the firm and all professional employees participating in the audit or located in an office of the firm participating in a significant portion of the audit. Therefore, all professional employees located in participating offices are required to be independent of the clients served by those offices in the same

¹ Rule 2-01(b) presently states:

(b) The Commission will not recognize any certified public accountant or public accountant as independent who is not in fact independent. For example, an accountant will be considered not independent with respect to any person or any of its parents, its subsidiaries, or other affiliates (1) in which, during the period of his professional engagement to examine the financial statements being reported on or at the date of his report, he or his firm or a member thereof had, or was committed to acquire, any direct financial interest or any material indirect financial interest; (2) with which, during the period of his professional engagement to examine the financial statements being reported on, at the date of his report or during the period covered by the financial statements, he or his firm or a member thereof was connected as a promoter, underwriter, voting trustee, director, officer, or employee, except that a firm will not be deemed not independent in regard to a particular person if a former officer or employee of such person is employed by the firm and such individual has completely disassociated himself from the person and its affiliates and does not participate in auditing financial statements of the person or its affiliates covering any period of his employment by the person. For the purposes of this § 210.2-01 the term "member" means all partners in the firm and all professional employees participating in the audit or located in an office of the firm participating in a significant portion of the audit.

² See, e.g., In the Matter of Cornucopia Gold Mines, 1 S.E.C. 364 (1936); In the Matter of American Terminals and Transit Company, 1 S.E.C. 701 (1936); and Accounting Series Release No. 19 (1940).

³ Section 602 of the Codification of Financial Reporting Policies, announced by the Commission in Financial Reporting Release No. 1 (April 15, 1982) (47 FR 21028 May 17, 1982).

⁴ Id. at Section 600 et seq.

manner as a partner in the firm or a professional employee assigned to the audit engagement.

The AICPA's Independence Requirements

The American Institute of Certified Public Accountants ("AICPA") also has an independence rule and has issued various interpretations of the rule's application to particular relationships. The AICPA's interpretations differ in various respects from the Commission's independence interpretations. The most notable of the differences between the interpretations of the AICPA and the Commission is the Commission's proscription against offering accounting and bookkeeping services to audit clients.⁶

The AICPA Professional Ethics Division recently issued an exposure draft of Proposed Interpretation 101-9, "The Meaning of Certain Independence Terminology and the Effect of Family Relationships on Independence." The proposed interpretation would include in the definition of the term "member" a person or entity falling within the definition of "he and his firm".⁷

II. Discussion of Proposed Rule Changes

The Commission's rules and interpretations dealing with the independence of auditors recognize that certain relationships between an auditor and his client may appear to impartial observers as potentially impairing the auditor's objectivity. Since objectivity exists only as a state of mind, independence in fact, or the absence of it, is rarely susceptible to demonstrable proof. Thus, both the appearance and the fact of independence are equally important, and certain activities and relationships between auditors and their clients must be avoided in order to preserve the credibility of auditor

⁶ See, Codification of Financial Reporting Policies at Section 602.02.c. Also see In the Matter of Interstate Hosiery Mills, Inc., 4 S.E.C. 706 (1939).

⁷ In pertinent part, Draft Interpretation 101-9 reads:

For purposes of Rule 101, "he and his firm" includes—

- (1) The proprietor of, or all partners or shareholders in, the firm.
- (2) All full- and part-time professional employees* participating in the engagement.
- (3) All full- and part-time managerial employees* located in an office participating in a significant portion of the engagement.
- (4) Any entity (for example, partnership, corporation, trust, joint venture, pool, and so forth) whose operating, financial, or accounting policies can be "significantly influenced" . . . by one of the persons described in (1) through (3) or by two or more of such persons if they choose to act together.

* Refers to all professional employees irrespective of their functional classification (e.g., audit, tax, management advisory services).

¹ For example, Schedule A of the Securities Act, 15 U.S.C. 77aa, requires that balance sheets and profit and loss statements be "certified by an independent public or certified public accountant * * * Pursuant to the authority granted the Commission in Sections 12 (15 U.S.C. 781) and 13 (a)(2) (15 U.S.C. 78m(a)(2)) of the Securities Exchange Act, the Commission requires registrants to include "certified" financial statements in the registration statements and annual reports filed under that Act.

independence. These proscriptions, however, should not apply needlessly to parties having only very remote identification with the audit client and thus no actual or apparent ability or opportunity to influence the audit or reporting processes.

Clearly, a partner, shareholder, or other principal in an audit firm should be independent in regard to all of the firm's audit clients, including the parents, subsidiaries and other affiliates⁸ of those clients (hereinafter "client(s)"). In addition, professional employees involved in rendering any professional service to an audit client and employees at a managerial level located in an office of the firm in which a significant portion of the audit is performed should be independent in regard to that particular client. However, it is less clear that the Commission's independence requirements should apply to a professional employee below the managerial level who does not participate in providing services to the client and who has no other real or apparent opportunity to influence the accounting or reporting processes of a client simply because the employee is located in an office that participates in a significant part of the audit engagement. The mere physical presence of the employee at that office location would not appear to have any effect on the audit engagement or the reporting process. Furthermore, the application of the rule to such employees results in a firm being unable to employ a person whose spouse, dependent relative, or other relative living in the same household (a) is an officer or director of, (b) has some other significant business relationship with, or (c) has a financial interest in an audit client. If any such relationship develops between a relative of a professional employee and an audit client, the present independence requirements call for corrective action in order to preserve the accounting firm's independence. Such action may take the form of a transfer of the professional employee, dismissal of the professional employee, or termination by the relative of the offending relationship. Such measures may not be justified in a case involving a non-managerial professional employee who provides no service to the client in question.

In connection with requests for interpretations of the Commission's independence requirements, public

accountants and others have questioned the indiscriminate application of the rule to all of the persons encompassed by the present definition of the term "member." Some have pointed out that firms are unable to employ, even in junior professional positions, persons with relatives who have material financial interests in, are officers or directors of, or have certain other types of business relationships with an audit client. As noted above, the problem is exacerbated when a relative of any professional employee accepts a position with or acquires a material financial interest in an audit client.⁹

In light of its judgment that the present definition of member may be unnecessarily broad, the Commission is proposing to amend § 210.2-01(b) to redefine the term "member" and thus remove from the application of the Rule any professional employee who (1) is not involved in providing professional services to the client in question or to the affiliates of such client, and (2) is not a managerial employee located in an office participating in a significant portion of the audit engagement for that client or its affiliates.

The Commission's existing independence requirements do not apply to professional employees who are not located in an office of the firm which participates in the audit of the client in question since such employees are not "members", as defined in the Rule. Further, the financial interests and other client involvements of the relatives of "non-member" professional employees do not fall within the scope of the present requirements. The proposed revisions to § 210.2-01(b) would not affect these matters. The proposed revisions, however, would reclassify as "non-members" those professional employees below the managerial level who are not involved in providing services to the audit client which is the subject of the independence determination. Of course, the involvements of the relatives of such "non-member" professional employees also would not impact the independence of the firm.

There are several cases included in the recently issued codification of Financial Reporting Policies, announced in Financial Reporting Release No. 1 (17 CFR 211), which would be inconsistent with § 210.2-01(b) if it is revised as proposed. The Commission will revise or delete, as appropriate, any such interpretations so that Section 602 of the

Codification will be consistent with § 210.2-01(b), as amended.

Finally, certain minor technical changes are being proposed to clarify the intent of the rule.

Although the definition of the term "he and his firm" included in the AICPA's Draft Interpretation referred to above and the Commission's proposed revision to the definition of the term "member" are consistent in all material respects, the AICPA proposal would relax the application of certain presumptions regarding the adverse effects on independence due to the involvements of members' relatives with audit clients, and result in additional differences between the independence requirements of the Commission and the AICPA. The AICPA proposal incorporates the concepts of "significant influence" and "audit sensitivity". These concepts are employed in a manner which would permit a spouse, a dependent relative, or another person living in the same household with the member to have a financial interest in, be employed by or have a business relationship with an audit client provided that any such person is not in a position that allows significant influence (as narrowly defined) over the client's operating, financial, or accounting policies and that the person's activities are not otherwise "audit sensitive".¹⁰ The Commission's present requirements, which are unchanged by this proposal, generally ascribe any financial interest in or business relationship with a client to the "member" and thereby proscribes any such involvements between a "member", the "member's" spouse, and dependent relatives and the client.¹¹

III. Regulatory Flexibility Act Considerations

The Chairman has certified that the proposed rules, if promulgated, will not have a significant economic impact on a substantial number of small entities.

Text of Proposed Rules

List of Subjects in 17 CFR Part 210

Accounting, Reporting requirements, Securities.

Chapter II Title 17 of the Code of Federal Regulations is proposed to be amended as follows:

¹⁰ The term "audit sensitive" is not defined in the Proposed Interpretation. The utility of the concept of audit sensitivity in this context would seem to be a function of how the term is interpreted and the perceptions of users having limited factual knowledge of the client relationships.

¹¹ See, Codification of Financial Reporting Policies at Section 602.02.h.

⁸ Section 210.1-02(b) defines an affiliate as follows: An "affiliate" of, or a person "affiliated" with, a specific person is a person that directly, or indirectly through one or more intermediaries, controls, or is controlled by, or is under common control with, the person specified.

⁹ Family relationships are not referred to in the examples set forth in § 210.2-01(b), but rather are discussed in Section 602 of the Codification referred to in footnote 4 above.

PART 210—FORM AND CONTENT OF AND REQUIREMENTS FOR FINANCIAL STATEMENTS, SECURITIES ACT OF 1933, SECURITIES EXCHANGE ACT OF 1934, PUBLIC UTILITY HOLDING COMPANY ACT OF 1935, INVESTMENT COMPANY ACT OF 1940, AND ENERGY POLICY AND CONSERVATION ACT OF 1975

1. By revising paragraph (b) of § 210.2-01 to read as follows:

§ 210.2-01 Qualifications of accountants.

(b) The Commission will not recognize any certified public accountant or public accountant as independent who is not in fact independent. For example, an accountant will be considered not independent with respect to any person or any of its parents, its subsidiaries, or other affiliates (1) in which, during the period of his professional engagement to examine the financial statements being reported on or at the date of his report, he, his firm, or a member of his firm had, or was committed to acquire, any direct financial interest or any material indirect financial interest; (2) with which, during the period of his professional engagement to examine the financial statements being reported on, at the date of his report or during the period covered by the financial statements, he, his firm, or a member of his firm was connected as a promoter, underwriter, voting trustee, director, officer, or employee. A firm's independence will not be deemed to be affected adversely where a former officer or employee of a particular person is employed by or becomes a partner, shareholder or other principal in the firm and such individual has completely disassociated himself from the person and its affiliates and does not participate in auditing financial statements of the person or its affiliates covering any period of his employment by the person. For the purposes of § 210.2-01(b), the term "member" means (i) all partners, shareholders, and other principals in the firm, (ii) any professional employee involved in providing any professional service to the person, its parents, subsidiaries, or other affiliates, and (iii) any professional employee having managerial responsibilities and located in an engagement or other office of the firm which participates in a significant portion of the audit.

(Secs. 6, 7, 8, 10 and 19(a) (15 U.S.C. 77f, 77h, 77i, 77j) of the Securities Act of 1933; Sections 12, 13, 15(d) and 23(a) (15 U.S.C. 78l, 78m, 78o(d), 78w) of the Securities Exchange

Act of 1934; Sections 5(b), 14 and 20(a) (15 U.S.C. 79e, 79n, 79t) of the Public Utility Holding Company Act of 1935; Sections 8, 30, 31(c) and 38(a) (15 U.S.C. 80a-8, 80a-29, 80a-30(c), 80a-37(a)) of the Investment Company Act of 1940)

By the Commission.

George A. Fitzsimmons,

Secretary.

October 14, 1982.

Regulatory Flexibility Act Certification

I, John S. R. Shad, Chairman of the Securities and Exchange Commission, hereby certify, pursuant to 5 U.S.C. 605(b) that the proposed amendments contained in Securities Act Release No. 6430 which revise the definition of the term "member", as used for the purpose of applying the Commission's requirements as to the independence of a certified public accountant or public accountant, will not have a significant economic impact on a substantial number of small entities. The reason for the certification is that any change in costs and any other burdens associated with compliance with the Commission's independence rule in not expected to be significant for any entity if the Commission adopts the proposal to narrow the current scope of the rule to exclude the relationships of certain professional employees who are not involved in rendering professional services to the person, or its affiliates, in assessing the independence of the accounting firm.

John S. R. Shad,

Chairman.

October 14, 1982.

[FR Doc. 82-29266 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

17 CFR Part 230

[Release Nos. 33-6429; FR-5; File No. S7-834]

Accountants' Liability for Reports on Unaudited Supplementary Financial Information

AGENCY: Securities and Exchange Commission.

ACTION: Withdrawal of proposals.

SUMMARY: The Commission is withdrawing proposed rule amendments which would have excluded from liability under Section 11(a) of the Securities Act of 1933 reports by independent accountants on unaudited supplementary financial information as to the effects of changing prices and as to oil and gas reserves. The rule amendments were proposed to clarify the impact of Section 11 on such reports and, thereby, to facilitate the development of such reporting. The Commission has concluded that further consideration of the proposed rules is

not appropriate at this time because it believes that the development of explicit reporting is unlikely in the near future.

EFFECTIVE DATE: This withdrawal is effective October 25, 1982.

FOR FURTHER INFORMATION CONTACT:

Linda L. Griggs (202-272-2130), Office of the Chief Accountant, Securities and Exchange Commission, Washington, D.C. 20549.

SUPPLEMENTARY INFORMATION: In Securities Act Release No. 6208 (April 30, 1980) (45 FR 29849, May 6, 1980), the Securities and Exchange Commission proposed amendments to 17 CFR 230.436 which would have provided that reports issued by independent accountants on unaudited supplementary financial information as to the effects of changing prices and as to oil and gas reserves were not reports for purposes of Sections 7 and 11 of the Securities Act. The Commission has concluded that further consideration of the proposed amendments is not appropriate at this time because the current private-sector initiatives described below are likely to further delay consideration of explicit reporting¹ on supplementary financial information by the Auditing Standards Board ("ASB") of the American Institute of Certified Public Accountants ("AICPA").

Recently, the ASB announced a major project to review the nature of accountants' association with different types of unaudited financial information. In addition, the AICPA and the FASB are sponsoring a project to study the nature of reviews conducted by independent accountants of supplementary financial information as to the effects of changing prices. These projects are likely to further delay the ASB's consideration of reporting on supplementary financial information.

Therefore, the Commission is withdrawing the amendments proposed in Securities Act Release No. 6208. However, the Commission is prepared to reconsider the proposal being withdrawn today if, in the future, it believes such action is necessary to facilitate a private sector determination that accountants should report explicitly on supplementary financial information.

¹Explicit accountants' reports, also called limited assurance reports, might state that, based on the limited review procedures performed, the accountant was not aware of any material modifications that should be made to the information for it to conform with reporting guidelines.

By the Commission.
George A. Fitzsimmons,
Secretary.

October 14, 1982.

[FR Doc. 82-29286 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

17 CFR Part 240

[Release No. 34-19142; File No. S7-948]

Maintenance of Accurate Securityholder Files and Safeguarding of Funds and Securities by Registered Transfer Agents

AGENCY: Securities and Exchange Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Securities and Exchange Commission, in order to facilitate the establishment of a national system for the clearance and settlement of securities transactions under Section 17A of the Securities Exchange Act of 1934 and to ensure the prompt and accurate clearance and settlement of those transactions, is proposing rules and amendments to existing rules that would: (1) Require registered transfer agents to maintain certain information concerning securityholder records; (2) require registered transfer agents to maintain current and accurate securityholder records; (3) require registered transfer agents to post promptly all transfers, purchases and redemptions to those securityholder records and to notify their appropriate regulatory agency if they are unable to do so; (4) require registered transfer agents to exercise diligent and continuous attention in resolving record inaccuracies; (5) require registered transfer agents to disclose directly to the issuers for which they perform transfer agent functions and to their appropriate regulatory agency information regarding record inaccuracies that might require remedial action by the issuer and appropriate regulatory agency; (6) require registered transfer agents to buy-in certain record inaccuracies that cannot be resolved within six months; (7) prescribe a minimum level of communication between registered transfer agents contractually related to the same issuer; (8) set standards for the safeguarding of funds and securities in the custody or possession of registered transfer agents; (9) require certain registered transfer agents to obtain on an annual basis an internal accounting control report prepared by an independent public accountant; and (10) eliminate the requirement that certain transfer agents file notices with the appropriate regulatory agency regarding

their status as exempt transfer agents under the "turnaround" rules. The Securities and Exchange Commission also is soliciting the views of interested persons with respect to: (1) The desirability of proposing net worth and insurance requirements for registered transfer agents (other than federally regulated banks and transfer agents that perform transfer agent functions exclusively for their own securities); and (2) whether certain aspects of the turnaround and processing performance requirement set forth in the turnaround rules should be amended and, if so, what alternative standards should be required.

DATE: Comments must be received on or before December 31, 1982.

ADDRESS: Persons wishing to submit written views, data and comments should file three copies with George A. Fitzsimmons, Secretary, Securities and Exchange Commission, 450 5th Street, NW., Washington, D.C. 20549. All comments should refer to File No. S7-948 and will be available for public inspection and copying at the Commission's Public Reference Room.

FOR FURTHER INFORMATION CONTACT: Harry Melamed, Principal Senior Special Counsel, at (202) 272-2412 or Jonathan Kallman, Branch Chief, at (202) 272-2775, Division of Market Regulation, Securities and Exchange Commission, Washington, D.C. 20549.

SUPPLEMENTARY INFORMATION: The Securities and Exchange Commission (the "Commission") is proposing for public comment amendments to sections 240.17Ad-4 (b) and (c) and new §§ 240.17Ad-9 through 17Ad-13 under the Securities Exchange Act of 1934 (the "Act") that, if adopted, would amend Title 17, Chapter II, Part 240 of the Code of Federal Regulations. In accordance with Section 17A(d)(3)(A)(i) of the Act, the Commission consulted with, and requested the views of, the federal bank regulatory agencies at least fifteen days prior to this announcement.

I. Introduction

Section 17A(a)(2) of the Act directs the Commission to use its authority under the Act "to facilitate the establishment of a national system for the prompt and accurate clearance and settlement of transactions in securities . . . in accordance with the findings and to carry out the objectives set forth in (Section 17A(a)(1) of the Act)." Transfer agents play an integral part in the operation of that system. Transfer agents cancel certificates presented for transfer, issue new certificates to the transferee and record the change of record ownership of securities on the

issuer's securityholder records. They also prepare, maintain and certify securityholder records, disburse dividends and interest payments and mail securityowner communications, such as proxy materials and annual reports. Some transfer agents maintain custody of certificates on behalf of securities depositories.

Because transfer agents are an integral component of the securities handling process, the entire clearance, settlement and transfer process suffers to the extent transfer agents fail to perform their activities promptly, accurately and safely.¹ Moreover, substandard performance by transfer agents can affect the accuracy of an issuer's securityowner records and interrupt the channels of communication between issuers and shareowners. As a result, substandard performance by transfer agents can adversely affect issuers, broker-dealers, banks, other financial intermediaries, public investors and the securities markets in general.

Because of the relationship between transfer agent functions and the other functions which make up the national clearance and settlement system, the Securities Acts Amendments of 1975 provided for federal regulation of transfer agents. Pursuant to Section 17A(c)(1) of the Act, a transfer agent must be registered with its appropriate regulatory agency² if it performs transfer agent functions³ for any security registered under Section 12 of the Act or for any security which would be required to be registered but for the exemptions from registration for securities of registered investment companies (Section 12(g)(2)(B) of the

¹ See Securities and Exchange Commission, *Study of Unsafe and Unsound Practices of Brokers and Dealers*, H.R. Doc. No. 231, 92nd Cong., 1st Sess., 37-39 (1971); see also *Clearance and Settlement of Securities Transactions*, Hearings on S. 3412, S. 3297 and S. 2551 Before the Subcomm. on Securities of the Senate Comm. on Banking, Housing and Urban Affairs, 92nd Cong., 2d Sess., 95-96, 105-106 (1972); *Securities Processing Act*, Hearings on H.R. 14567, H.R. 14626 and S. 3876 Before the Subcomm. on Commerce and Finance of the House Comm. on Interstate and Foreign Commerce, 92nd Cong., 2d Sess., 100 (1972).

² The term "appropriate regulatory agency" when used with respect to a transfer agent is defined in Section 3(a)(34)(B) of the Act. The appropriate regulatory agencies for transfer agents that are federally regulated banks, subsidiaries of such banks, or bank holding companies and their bank subsidiaries are the Board of Governors of the Federal Reserve System, Office of the Comptroller of the Currency or the Federal Deposit Insurance Corporation. The Commission is the appropriate regulatory agency for all other registered transfer agents.

³ Transfer agent functions are enumerated in Section 3(a)(25) of the Act, which defines the term "transfer agent."

Act) and for securities issued by certain insurance companies (Section 12(g)(2)(G) of the Act).

Section 17A(d)(1) of the Act provides, among other things, that no registered transfer agent shall engage in any activity in contravention of any rules and regulations that the Commission may promulgate "as necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of (the Act)." Pursuant to that grant of authority, the Commission, on June 16, 1977, adopted §§ 240.17Ad-1 through 240.17Ad-7 under the Act (the "turnaround rules"), the first substantive rules regulating registered transfer agents.⁴ The turnaround rules establish minimum performance standards for transfer agents in connection with the timely cancellation and issuance of securities certificates. Those rules also provide for an early warning system in the event of untimely performance, apply limitations on the expansion of transfer agent activities when transfer agents are unable to meet the minimum performance standards, assure prompt response to written inquiries concerning, among other things, the status of items presented for transfer, and require the maintenance and preservation of certain records necessary to monitor compliance with the turnaround rules.

On the basis of the Commission's experience in the operation of the transfer agent regulatory program, the Commission believes that additional rulemaking is necessary and appropriate at this time. Because of the adverse effects that can be experienced by the securities industry, the securities markets, the issuer community and the investing public when a transfer agent's operation collapses,⁵ when records maintained by a transfer agent contain significant inaccuracies⁶ or when internal accounting controls are inadequate,⁷ the proposals discussed in

this release are considered necessary to foster investor protection and to facilitate the uninterrupted and efficient operation of the national clearance and settlement system and the securities markets. These proposals will complement the turnaround rules by requiring the timely creation of accurate transfer agent records and the safeguarding of funds and securities in the possession of registered transfer agents. The Commission believes that compliance with the proposed standards will not impose significant additional costs on a substantial majority of existing registered transfer agents. The Commission also believes that to the extent additional costs may be imposed on some registered transfer agents, significant countervailing benefits exist because of the introduction of standards reasonably designed to assure that transfer agents provide safe and efficient services to the securities industry, the securities markets and the investing public.

This release discusses the need for, and the operation of, the proposed sections and requests public comment thereon. It also requests public comment on the desirability of proposing net worth and insurance requirements for registered transfer agents (other than federally regulated banks and transfer agents that perform transfer agent functions exclusively for their own securities) and on the appropriateness of amending certain aspects of the Commission's turnaround and processing performance requirements.

II. Section-by-Section Discussion of the Proposed Rules

A. Section 240.17Ad-9: Definitions

Section 240.17Ad-9 defines the principal terms used throughout the proposed sections. Familiarity with these terms is essential to understanding the proposals.

Paragraph (a) of § 240.17Ad-9 defines the term "certificate detail" to include certain *minimum* identifying information about securities which experience has shown to be important in the maintenance of accurate securityholder records and in the efficient and effective research of inaccuracies in the master securityholder file ("record inaccuracies").⁸ "Certificate detail" is defined to include, at a minimum: the certificate number; the number of shares of equity securities or the principal dollar amount of debt securities represented by the certificate; the securityholder's registration (e.g.,

individual, partnership or corporate name of owner and capacity in which securities are being held, such as "Joint Tenant"; or "Custodian") and address; the date the certificate was issued; the cancellation date of the certificate; and, in the case of redeemable securities of investment companies, an appropriate description of the transaction for each debit and credit being posted (e.g., "purchase," "Redemption,"⁹ or "transfer" ¹⁰).

Failure by a registered transfer agent to record sufficient certificate detail severely hampers its efforts or those of its successors to create and maintain accurate securityholder records and to research errors when discovered. In some cases, transfer agents have recorded little certificate detail. In certain cases, this failure to record sufficient certificate detail can be traced to a transfer agent's conversion from manual to automated recordkeeping systems. In the process of that conversion, however, some transfer agents, instead of incorporating certificate detail, carried over into the computerized records only share or dollar balances (i.e., the total number of shares or the principal dollar amount registered in the securityholder's name) without any indication of the number and denomination of certificates comprising that total. As a result, when a certificate is presented for transfer, those transfer agents (instead of debiting certificate against certificate, which is the premier control device for maintaining accurate securityholder records) debit certificates against a share or dollar total composed of unidentifiable parts. When that happens, a certificate may be debited to a securityholder account even through that certificate, when issued, was credited to another account or not credited to any account. Because of the absence of certificate detail in that securityholder's account, those transfer agents can detect such errors only when a certificate is presented for transfer evidencing a share or dollar amount greater than the balance left in the account. To identify the nature and date of the error, the transfer agent may have to research every transaction in the account. Accordingly, the certificate detail requirement is designed to eliminate, or at least reduce, these problems.

Moreover, as the component parts of the national system for the clearance

⁸The terms "purchase" and "redemption" refer to redeemable securities of investment companies.

¹⁰The term "transfer" is defined in section 240.17Ad-1(d).

⁹Transfer agents may, and are encouraged to, record additional identifying information.

⁴See Securities Exchange Act Release No. 13636 (June 16, 1977), [42 FR 32404] (June 28, 1977).

⁵See Securities Exchange Act Release No. 18100 (September 17, 1981) (trading suspension in stock of Lewis Energy Corporation when possibility of substantial over issuance occurred) and Litigation Release Nos. 9452 (September 22, 1981) and 9462 (October 1, 1981) (appointment of receiver and preliminary injunction with respect to First Independent Stock Transfer Agent, Inc., a registered transfer agent).

⁶See, e.g., Litigation Release No. 9728 (August 5, 1982) (*Securities & Exchange Commission v. Falvey*); In re Government Securities Management Co., Inc., Investment Advisers Act Release No. 747 (January 26, 1981); In re Exchange Place Securities Transfer Corp., Securities Exchange Act Release No. 15976 (June 27, 1979).

⁷In re Government Securities Management Co., Inc., Investment Advisers Act of 1940 Release No. 814 (July 21, 1982).

and settlement of securities transactions become increasingly integrated, it will be important for all registered transfer agents to maintain the same minimal amount of information about securities. Requiring minimum certificate detail is the first essential step toward the maintenance of accurate securityholder records by registered transfer agents and represents an important step toward facilitating the development of "book-entry transfer" of securities ownership.¹¹

Section 240.17Ad-9(b) defines the term "master securityholder file" to be "the official list of individual securityholder accounts." The master securityholder file is synonymous with the record often referred to under state corporate law as the stockholder ledger or register and is recognized by the issuer as the official listing of persons or entities that are the record owners of the issuer's securities. Because of the importance of this listing, section 240.17Ad-10(a) requires that postings of certificate detail to the master securityholder file remain on this list until a debit to securityholder account in the file is appropriate.

Section 240.17Ad-9(c) defines the term "subsidiary file" as "any list or record of accounts, securityholders, or certificates that evidences debits or credits that have not been posted to the master securityholder file." Thus, subsidiary files would include any record showing any "deferred posting accounts" or any other "suspense" accounts that contain certificate detail which cannot currently be posted to the master securityholder file for any reason.

Taken together, the master securityholder file and the subsidiary files (if any) contain all the certificate detail relating to securities transferred or, in the case of redeemable securities of investment companies, securities transferred, purchased or redeemed.

Section 240.17Ad-9(d) defines a "control book" to be "the record or other document that shows the total number of shares (in the case of equity securities) or the principal dollar amount (in the case of debt securities) authorized and issued by the issuer." This section complements existing § 240.17Ad-6(b), which required transfer agents to obtain and to retain documentation that substantiates the total figures in the control book. An

accurate, up-to-date control book should contain information identical to that in the possession of the issuer and its outside registrar (if any)¹² regarding the total number of shares or principal dollar amount of securities authorized and issued by the issuer. Because the control book is a fundamental tool in determining whether and to what extent the transfer agent has overissued the securities of an issuer, and in ascertaining the resulting potential dollar exposure to the issuer and the transfer agent, proposed § 240.17Ad-10(e) requires that it be kept current and accurate.

Paragraphs (e) and (f) of § 240.17Ad-9 define the terms "credit" and "debit," respectively. "Credit" is defined as "an addition of certificate detail to the master securityholder file because of the purchase or transfer of a security." "Debit" is defined as "a cancellation of certificate detail¹³ from the master securityholder file because of the transfer or redemption of securities."

The term "record difference" is defined in § 240.17Ad-9(g). It includes the situation when the share or dollar totals in the master securityholder file do not balance with the control book. The term also includes situations when securities transferred or redeemed contain certificate detail different from the certificate detail currently in the master securityholder file, which difference cannot be resolved immediately, so that debits are related certificate detail are posted to a subsidiary file (e.g., a suspense account or deferred posting account). Thus, the term will include any type of record difference or inaccuracy in the securityholder files, whether occurring, among other things, as the result of a physical overissuance of shares or clerical or other posting errors.

Paragraphs (h), (i), (j) and (k) of § 240.17Ad-9 define several types of transfer agents. Under the proposed rules, different types of transfer agents may have differing responsibilities. (For example, see §§ 240.17Ad-10 and 240.17Ad-11, discussed *infra*. The

Commission believes that the terminology used in these sections comports with industry practice. The use of this terminology in the proposed rules is intended to ensure that the responsibilities under these proposals are consistent with the actual contractual relationships between issuers and their named transfer agent and between a named transfer agent and any service company it engages.

B. Section 240.17Ad-10—Prompt Posting of Certificate Detail to Master Securityholder Files, Maintenance of Accurate Securityholder Files, Communications Between Co-Transfer Agents and Recordkeeping Transfer Agents, Maintenance of Current Control Book and Retention of Certificate Detail

1. Prompt Posting of Certificate Detail to Master Securityholder File—

Paragraph (a). To ensure the timely updating of the master securityholder file, proposed § 240.17Ad-10(a) requires each recordkeeping transfer agent to post promptly certificate detail to its master securityholder file after a security is transferred, purchased or redeemed. The Commission believes that a "prompt posting" requirement is necessary because delayed posting or the failure to post may create record inaccuracies. Absent prompt posting, the accurate payment of dividends or interest and the solicitation of proxies could be severely affected.

The Commission emphasizes that this "prompt posting" requirement is a minimum standard. It does not require the use of any particular system and transfer agents can utilize "front-end," "back-end," or "on-line" systems. Transfer agents will not be able to delay unreasonably, however, the posting of, or completely fail to post, certificate detail regarding securities transferred, purchased or redeemed. Thus, a recordkeeping transfer agent may post to its master securityholder file debits and credits prior to, or contemporaneously with, but in no case later than promptly after, the transfer, purchase or redemption of an item to which the debits and credits relate.

The Commission is of the view that the "prompt" standard allows recordkeeping transfer agents considerable flexibility in effecting compliance with the Rule. For purposes of Rule 17Ad-10(a), whether a posting occurs "promptly" should be determined in light of the following factors: volume of items presented for transfer and the maintenance of accurate securityholder records. The application of these factors in various contexts may be illustrated as follows: a recordkeeping transfer agent

¹² The term "outside registrar" is defined in section 240.17Ad-1(b).

¹³ There are at least two reasons why certificate detail might continue to appear on the master securityholder files but nevertheless relate to certificates that have been cancelled, i.e., situations in which certificate detail about the debit and credit relating to the security may be retained on the files. First, many transfer agents retain information about former securityholders to comply with a requirement of the Internal Revenue Service that certain information be reported annually. Accordingly, transfer agents generally do not purge their files more often than once a year. Second, some transfer agents retain certificate detail on the files as long as possible to expedite research of record differences.

¹¹ Book-entry systems for the transfer, purchase and redemption of shares are now used extensively by investment companies and their transfer agents. In view of that fact, together with the industry's present efforts to immobilize securities certificates by linking securities depositories to transfer agents, the proposed rules, among other things, require the retention of accurate, minimum certificate detail by registered transfer agents.

that is an exempt transfer agent as defined in section 240.17Ad-4(b) and does not perform transfer agent functions for issuers of redeemable securities of an investment company will be deemed to have promptly posted certificate detail, if the certificate detail is posted within one month after the security has been transferred. A non-exempt recordkeeping transfer agent that performs transfer agent functions for issues with sustained low transfer volume would satisfy the "prompt" posting requirement if certificate detail is posted within five business days of transfer. A non-exempt recordkeeping transfer agent that performs transfer agent functions for sustained high transfer volume issues, will be deemed to have posted promptly if certificate detail is posted within three business days following transfer of the securities. Accordingly, if a non-exempt recordkeeping transfer agent performs transfer agent functions for different issues of securities with different transfer volumes, the applicable time frame should be determined on the basis of the volume of activity. Moreover, when a recordkeeping transfer agent receives transfer journals from a co-transfer agent containing debits and credits, the recordkeeping transfer agent would be required in the usual case to post those debits and credits to the master securityholder file within the time frames specified above. If a recordkeeping transfer agent performs transfer agent functions for an issue of redeemable securities of an investment company, posting of certificate detail to the master securityholder file for a purchase, redemption or transfer normally should occur within three business days after (i) receipt of the relevant information in proper form regarding the purchase or redemption or (ii) transfer.

The Commission recognizes that securities may be presented for transfer or redemption that contain certificate detail different from the detail currently posted to the master securityholder file. In those cases, a transfer agent will be required by section 240.17Ad-10(a) to post any unreconciled portion of the debit and related certificate detail to a subsidiary file and maintain it there until resolved.¹⁴ The corresponding

credit, however, must nonetheless be posted to the master securityholder file.

Maintenance of this information in a subsidiary file will expedite research. Under the proposal, the transfer agent must thereafter use diligent and continuous attention to research these discrepancies. Once a discrepancy is resolved, however, appropriate postings to the master securityholder file must occur promptly in accordance with paragraph (a) of § 240.17Ad-10.

2. Maintenance of Accurate Securityholder Files—Paragraph (b). Proposed § 240.17Ad-10(b) provides that every registered recordkeeping transfer agent must maintain and keep current, accurate master securityholder files and subsidiary files, if any.¹⁵ If a recordkeeping transfer agent has a "record difference," it must use diligent and continuous attention to resolve the record difference. If the record difference cannot be resolved within six months, however, the recordkeeping transfer agent would be required under the file to purchase in the open market ("buy in") an amount of securities sufficient to reduce the record difference. The recordkeeping transfer agent, however, would not be required to buy-in record differences that exist as of the effective date of the rule or arise thereafter, if caused by a co-transfer agent or a prior recordkeeping transfer agent.

The Commission believes that the buy-in requirement serves as an appropriate prophylactic measure and imposes a necessary financial discipline on recordkeeping transfer agents to avoid substantial record differences. Without such a requirement substantial record differences may accrue, resulting in financial exposure to the transfer agent and possible financial exposure to the issuer and its securityholders. The Commission does not believe, however, that the buy-in requirement will impose substantial financial burdens on transfer agents.

The Commission preliminarily believes that paragraph (b) of § 240.17Ad-10 takes an essential step toward ensuring the accuracy of the issuers' securityholder records by requiring that the master securityholder file, the fundamental record regarding such holders, be current and accurate. Without this requirement,

securityholders of an issuer could not be assured that they are recognized as such by the issuer and that they will receive all corporate distributions and communications.

3. Communications Between Co-Transfer Agents and Recordkeeping Transfer Agents—Paragraphs (c) and (d). Paragraphs (c) and (d) of proposed § 240.17Ad-10 require, respectively, that every registered co-transfer agent: (1) Promptly dispatch or mail to the recordkeeping transfer agent a record of certificate detail for every certificate cancelled and every certificate issued; and (2) respond promptly to all inquiries from the recordkeeping transfer agent regarding that record of certificate detail.

These paragraphs will facilitate communications between co-transfer agents and recordkeeping transfer agents to ensure further the accuracy of securityholder files. Thus, these subsections address those situations where: (1) record inaccuracies have resulted because of delays by co-transfer agents in transmitting transfer journals (the "record of certificate detail") to recordkeeping transfer agent; and (2) the recordkeeping transfer agent, because it could not post a debit or credit shown on the co-transfer agent's transfer journal, had to contact the co-transfer agent to inquire about those debits and credits and did not receive a timely response.

The performance standard required by paragraphs (c) and (d) is a minimum standard intended to provide registered co-transfer agents with some flexibility. The term "promptly," as used in paragraphs (c) and (d), means within a reasonable period of time in light of all the facts and circumstances. In the absence of unusual circumstances, however, if a co-transfer agent fails to perform its obligations by the end of the next business day after the triggering event (*i.e.*, in the case of paragraph (c), accomplishing transfer of a security, or in the case of paragraph (d), receiving an inquiry from a recordkeeping transfer agent), that co-transfer agent will have failed to perform "promptly" its obligations.

4. Control Book—Paragraph (e). Paragraph (e) of proposed § 240.17Ad-10 requires every registered recordkeeping transfer agent to "maintain and keep current an accurate control book for each issue of securities." As indicated in the discussion of the terms "control book" and "record difference" *supra*, the control book and the master securityholder file are the basic sources needed by recordkeeping transfer agents

¹⁴ This subsection will not preclude a transfer agent from rejecting securities presented for transfer or redemption if that rejection would be appropriate under applicable state law. See *e.g.*, Uniform Commercial Code § 8-401(1). If rejection of the security is not appropriate, however, the transfer agent must process the item in accordance with the requirements of the turnaround rules. See *e.g.*, section 240.17Ad-2.

¹⁵ Although this provision requires that a recordkeeping transfer agent maintain an accurate master securityholder file, the provision, if adopted, will not be applied retroactively. That is, a recordkeeping transfer agent will not be required at the effective date of the section to determine whether the certificate detail currently in its master securityholder file and subsidiary files at that time is accurate.

to determine the nature and extent of record differences.

5. *Retention of Purged Certificate Detail—Paragraph (f).* Proposed paragraph (f) would require recordkeeping transfer agents to retain, for a period of six years, a copy of any certificate detail deleted from the master securityholder file. This information may be stored on microfilm in accordance with the provisions of § 240.17Ad-7(f).

The Commission understands that current industry practice among transfer agents is to retain certificate detail, even if deleted from the master securityholder file, for a substantial length of time in order to facilitate research. The Commission, therefore, believes that a six year record retention requirement will not impose a significant burden on the transfer agent industry.

C. Section 240.17Ad-11—Reports

Proposed § 240.17Ad-11 requires that, within ten business days following the end of each month, registered recordkeeping transfer agents report to issuers and the appropriate regulatory agency certain information regarding aged record differences when the dollar amount or the number of shares regarding those differences reach certain levels. Proposed § 240.17Ad-11 (c) requires that registered recordkeeping transfer agents immediately report to the appropriate regulatory agency when any debits or credits reflecting any security transferred, purchased or redeemed remain unposted to the master securityholder and/or subsidiary file for more than five business days after debits or credits are required to be posted to the master securityholder file in accordance with § 240.17Ad-10.¹⁶

The proposal is designed to accomplish two purposes. First, the reports will provide issuers with the information necessary to make informed decisions about (1) whether the transfer agent is performing its recordkeeping functions in a satisfactory manner and (2) whether the amount of aged record differences is sufficiently serious to be material and therefore require disclosure to securityholders.

Second, the reports will provide regulatory authorities with timely information concerning the source and

extent of aged record differences and the identity of transfer agents who are experiencing difficulties in posting their records. These reports, in conjunction with transfer agent reports already required under § 240.17Ad-2 (c) and (d) (notices of non-compliance with the turnaround and processing performance standards), will provide regulatory authorities with information regarding those transfer agents that are not performing their functions promptly or accurately.¹⁷ Under the proposal, however, the regulatory authorities will only be informed under certain circumstances. Armed with such reports, regulatory authorities will then be able to focus their attention on those transfer agents whose performance may represent potential harm to investors or a threat to the smooth operation of the national system for clearance and settlement of securities transactions.

1. *Reports to Issuers Regarding Aged Record Differences.* Paragraph (a) of § 240.17Ad-11 sets forth reporting requirements to issuers regarding aged record differences (including aged debits in the subsidiary file).

Paragraph (a)(1) requires that a recordkeeping transfer agent report to the issuer when either of two circumstances occur. A report will be required by paragraph (a)(1)(i) when aged record differences for an issue of securities (the aggregate principal dollar amount of debt securities of the issue or the aggregate market value¹⁸ of equity securities of the issue) exceeds \$50,000. The dollar value of the debits and credits for the same transaction should not be aggregated, however. For example, suppose the transfer agent transfers a certificate from shareholder A to shareholder B for 50,000 shares of common stock with a market value of \$50,000. The master securityholder file does not show any shares as having been issued to A. The transfer agent posts to the master securityholder file the transfer to B of 50,000 shares and creates a subsidiary file showing a debit of 50,000 shares to A. For purposes of determining whether a report is required, the aggregate market value of this transaction would be \$50,000 (not \$100,000).

A report will also be required when the number of shares that are involved in a record difference exceeds 10,000. This alternative requirement recognizes that with respect to stocks with a low market value, there may occur

substantial record differences which should be brought to the attention of the issuer even though the dollar amount involved is less than \$50,000. In no event, however, will a report be required if the dollar amount is less than \$10,000.¹⁹

Paragraph (a)(3)(i) requires every registered recordkeeping transfer agent (other than a service company and a transfer agent that performs transfer agent functions solely for its own securities) to report the information regarding aged record differences directly to the chief executive officer of the issuer for which the transfer agent performs transfer agent functions and for which aged record differences exist. If the registered recordkeeping transfer agent is a service company, the service company must report that information to the registered named transfer agent, who, in turn, must report the information required under paragraph (a)(2) of § 240.17Ad-11 to the chief executive officer of that issuer.

2. *Reports to Appropriate Regulatory Agencies.* Unlike paragraph (a), which focuses on a single issue of securities, paragraph (b) is concerned with all issues for which the transfer agent performs transfer agent functions. Paragraph (c) focuses on problems experienced by transfer agents in posting certificate detail to their securityholder records. When the thresholds specified in paragraph (b) or (c) are reached, a transfer agent must report to its appropriate regulatory agency. The Commission believes that the transfer agents that cross those thresholds may represent a threat to investor protection and the efficient and accurate operation of the national clearance and settlement system. At that point, under the proposal, the appropriate regulatory agency must be informed of the situation so that it can take appropriate action.

3. *Reporting Levels.* With respect to the reports to issuers and the appropriate regulatory agency, the Commission specifically requests comment on the appropriateness of the threshold levels for reporting. If a commentator does not believe the threshold levels (e.g., age of record difference or dollar amount of aged record difference) for reporting to the issuer and appropriate regulatory agency are appropriate, the Commission invites the commentator to suggest an

¹⁶ Thus, § 240.17Ad-11(c) will require reports (i) by non-exempt transfer agents (a) for issues with sustained low volume, ten business days after transfer; or (b) for issues with sustained high volume, eight business days after transfer; (ii) by transfer agents that perform transfer agent functions for issues of redeemable investment company securities, eight business days after purchase, redemption or transfer; and (iii) by exempt transfer agents, thirty-five calendar days after transfer.

¹⁷ See, § 240.17Ad-10 (a) and (b).

¹⁸ For purposes of section 240.17Ad-11, section 240.17Ad-11(d) provides that market value must be determined as of the last business day of each month.

¹⁹ In determining whether aged record differences exceed the specific thresholds, aged record differences caused by prior transfer agents should be included. The Commission believes that issuers should be informed of all aged record differences and of the progress made by the current recordkeeping transfer agent in resolving them.

alternative and to submit reasons why such an alternative is appropriate. Additionally, the Commission requests comment on whether the requirements for the reports should be predicated on other bases. For example, the Commission specifically requests comment whether reports should be required when aged record differences in a particular issue of securities exceeds a certain dollar amount or set percentage of the outstanding securities issued.

4. Recordkeeping Requirement.

Paragraph (e) of § 240.17Ad-11 provides that any report required under that section be retained by the reporting transfer agent for a period of not less than three years, the first year in and easily accessible place.

D. Section 240.17Ad-12—Safeguarding of Funds and Securities

Proposed § 240.17Ad-12 sets forth certain minimum standards for the safeguarding of funds and securities in the custody or possession of registered transfer agents. The Commission is proposing this provision to strengthen investor protection.

Registered transfer agents, in addition to possession securities in transfer, may have custody and possession of substantial amounts of funds and securities for a variety of reasons. First, some transfer agents maintain balance certificates in their capacity as transfer agent custodians.²⁰ Second, an increasing number of transfer agents are becoming administrators of dividend reinvestment plans ("DRPs"),²¹ which require the handling and safeguarding of both funds and securities. Third, dividend checks and certificates of securityholders who cannot be located must be retained by transfer agents for various periods of time under state law. Fourth, transfer agents often maintain a substantial working supply of unissued securities certificates for each issue. Fifth, some transfer agents, as authorized by their issuers, distribute cash dividends to the securityholders shown on the master securityholder file. Finally, some transfer agents may be the entities through which mutual fund shares are redeemed.

To provide for the safeguarding of those funds and securities, paragraph (a) states that it is unlawful for a registered transfer agent to "take any action" with respect to funds or securities related to its transfer agent activities unless the

transfer agent has taken actions to ensure the safeguarding of those funds and securities. Thus, unless these conditions are satisfied, a transfer agent will be precluded from performing transfer agent activities, including cancelling or issuing certificates or registering the transfer of securities.

Paragraph (a)(1), however, does not specify the types of safeguards that must be in place. While transfer agents may, therefore, exercise responsible discretion in adopting particular safeguards, they must take into account other federal and state statutes or regulations as well as the requirement that those safeguards be adequate to protect funds and securities under the circumstances. Adequate "safekeeping" measures might include: a dual control vault for safekeeping of unissued blank certificates and unissued dividend checks; sign-in procedures for vault entry; closed circuit TV cameras; security guards; locked doors to departments or offices where transfer agent activities are performed; identification badges worn by persons entering those areas; magnetized identification or other cards or electronically controlled locked doors for entry to the transfer agent's EDP department; user codes, password procedures or other terminal access controls to ensure security over EDP system terminals in connection with operator identification and the initiation and processing of transactions; and dual control vaults or other secure locations for the original books and records regarding securities transfers (e.g., transfer journals). In addition, transfer agents registered with the Commission should exercise extreme caution in hiring personnel who have been convicted within the previous ten years of any crime involving dishonesty or a breach of trust and should establish suitable safeguards prior to authorizing access by such personnel to funds, securities or records in the possession of the transfer agent.²² Generally, most transfer agents, especially banks, have many of these measures in place.

E. Section 240.17Ad-13—Annual Audit Requirement

Proposed section 17Ad-13 would require certain transfer agents to obtain a report by an independent accountant on the adequacy of internal accounting controls and procedures for safeguarding funds and securities

relative to the transfer agents' operations. The proposal would exempt registered transfer agents that perform transfer agent functions solely for their own securities, solely for securities issued by wholly owned subsidiaries, or solely for securities issued by other corporations that own 100% of the capital stock of the registered transfer agents (collectively, "issuer transfer agents") and certain other transfer agents that qualify under section 17Ad-13(f) (generally, transfer agents that are small businesses (for purposes of this release referred to as "small transfer agents")). The proposal also would permit the federal bank regulatory agencies to exempt bank transfer agents subject to their jurisdiction that are not otherwise exempt as small transfer agents or issuer-transfer agents, provided that a report similar in scope to the report required by section 240.17Ad-13 is prepared by the bank's internal auditors for the bank's board of directors or an audit committee of the Board of Directors. The Commission understands that many federally regulated banks presently provide for such an audit. Therefore, assuming the federal bank regulators take appropriate action, section 240.17Ad-13 would apply primarily to non-bank professional transfer agents that perform transfer agent functions on behalf of other issuers.

The report would be required to be prepared annually by an independent public accountant and would be filed with the appropriate regulatory agency. The report would be based on an examination of the internal accounting control and procedures for safeguarding funds and securities used in the transfer agents' operations²³ and would report and comment on any material inadequacy found to exist, as of the date of the examination or state that the examination did not disclose any material inadequacy.²⁴

The minimum permissible scope of the examination is set forth in paragraph (a). The subjects to be covered in, and the technical requirements for, the accountant's report are set forth in paragraph (b). For example, the report must be dated and manually signed by the accountant and must indicate the city and state where it was issued. Moreover, the accountant must include a reasonably comprehensive statement of the scope and findings of the

²⁰ A "balance certificate" represents securities registered in the nominee name of a securities depository that are being held by a transfer agent.

²¹ See Report on Bank Securities Activities of the Securities and Exchange Commission, 95th Cong., 1st Sess. (1977), at 37.

²² Registered transfer agents are required, pursuant to section 240.17f-2, to fingerprint personnel having regular authorized access to funds or securities. Information concerning convictions, therefore, is routinely obtained in the course of compliance with that section.

²³ See American Institute of Certified Public Accountants, Statement of Auditing Standards No. 30, Reporting on Internal Accounting Control, 54-59 (July 1980).

²⁴ See § 240.17Ad-13(a)(2) for the definition of material inadequacy.

examination, including a comment on any material inadequacies found to exist, and must represent whether the examination was conducted in accordance with generally accepted auditing standards.

If the accountant's report specifies any "material inadequacies," proposed paragraph (d) becomes operative. That paragraph requires the transfer agent receiving that report to indicate, in writing, to its appropriate regulatory agency and to the accountant, within thirty calendar days of receipt of the accountant's report, the corrective action taken, or planned to be taken, by the transfer agent. Sixty calendar days thereafter, the transfer agent must obtain from the accountant and forward to the transfer agent's appropriate regulatory agency a written statement regarding whether the corrective action has been implemented, and if not, the reasons therefor.

Finally, paragraph (e) requires that the accountant's letter required by paragraph (b) and all documents required by paragraph (d) be maintained for at least three years, the first year in an easily accessible place.

Because the safe and accurate flow and recording of a large volume of securities transfers is dependent upon the adequacy, accuracy and reliability of the systems and procedures used by transfer agents, the Commission believes it is imperative that there be systematic verification of the adequacy, accuracy and reliability of those procedures. The Commission also believes that an adequate system of internal accounting control and procedures for safeguarding funds and securities is critical to the establishment of an accurate and safe clearance and settlement system for securities transactions. Therefore, the Commission preliminarily believes that the benefits of this proposal to the transfer agent community, public investors and the federal regulatory agencies are likely to outweigh the compliance costs placed on the approximately 200 transfer agents subject to the audit requirement of the rule.

Moreover, transfer agents will be fully informed of the adequacy of their systems of internal accounting controls and their procedures for safeguarding funds and securities that come into their possession or custody. That information also should bolster transfer agent efforts to establish and to maintain sufficient controls and procedures. Further, by enhancing transfer agents' ability to establish and to maintain sufficient controls and procedures, public investors, who necessarily must use the services of transfer agents to become

record owners of securities issuers, also should experience fewer delays and inaccuracies in receiving their securities and related distributions from transfer agents.

Finally, while an independent audit cannot replace examinations by the federal regulatory agencies charged with inspecting registered transfer agents, those agencies will be able to enhance their ability to focus examination resources on those transfer agents that are experiencing serious difficulties. More importantly, the federal regulatory agencies may be able to rely, in the first instance, on the efforts of transfer agents and their accountants to remedy any problems without extensive government involvement.

III. Deletion of the Notice Requirements—Sections 240.17Ad-4 (b) and (c)

Section 240.17Ad-4(b) exempts from certain portions of the turnaround rules (240.17Ad-1-7) a registered transfer agent that receives within any six consecutive months, with respect to all issues serviced, fewer than 500 items for transfer and fewer than 500 items for processing, provided the transfer agent files with its appropriate regulatory agency, within ten business days of the close of the sixth such month, a notice described in that section. Section 240.17Ad-4(c) requires a transfer agent which previously was exempt and thereafter has an increase in activity volume to file a notice to that effect with its appropriate regulatory agency.

The Commission is proposing to amend § 240.17Ad-4 (b) and (c) to eliminate the requirement that a transfer agent file notices with its appropriate regulatory agency. Under the proposals the transfer agent need only prepare and maintain those notices.

IV. Request for Comments With Respect to Net Worth and Insurance Requirements for Certain Registered Transfer Agents and the Turnaround Performance Requirement for Registered Transfer Agents

In addition to requesting comments on the proposed rule changes, the Commission is soliciting comment with respect to whether there should be a net worth and insurance requirement for certain registered transfer agents and whether the turnaround performance standard for registered transfer agents should be amended.

A. Net Worth Test

Because of the risks attendant to the performance of transfer agent activities, the Commission is soliciting comments on whether there should be a minimum

net worth standard for registered transfer agents (other than federally regulated banks or transfer agents that perform transfer agent functions exclusively for their own securities), and if so, what minimum net worth should be required. The Commission also requests comment on whether there would be a need for a net worth requirement if these registered transfer agents were required to maintain a minimum amount of insurance.

B. Insurance Requirement

The Commission is also soliciting comments on whether an insurance requirement for registered transfer agents (other than federally regulated banks or transfer agents that perform transfer agent functions exclusively for their own securities) should be imposed in addition to, or as an alternative to, a new worth requirement. In regard to this issue, the Commission requests that commentators address the following questions:

1. Should there be a minimum insurance requirement applicable to these registered transfer agents? If so, why? If not, why?
2. What amount of insurance is appropriate with respect to these transfer agents and why are these amounts appropriate?
3. If these registered transfer agents were required to maintain a minimum amount of net worth, would there be a need for an insurance requirement. If yes, why? If not, why not?

C. Section 240.17Ad-2—Turnaround and Processing Performance Standards

Paragraph (a) of § 240.17Ad-2 sets forth the basic requirement that registered transfer agents (except when acting as outside registrars) must turnaround 90% of all routine items received during a month within three business days of their receipt. Subsection (b) of the section sets forth similar performance requirements with respect to the processing of items by outside registrars, except that the relevant time period is one business day after receipt.²⁵

Inasmuch as these performance standards have been in effect for several years and the transfer agent community has developed more refined systems in

²⁵ In accordance with § 240.17Ad-2(e), routine items not turned around or processed within the minimum time periods in paragraphs (a) or (b) of that section must be turned around "promptly," which is the usual case, means one additional business day. See Question 56 and n. 43 of Securities Exchange Act Release No. 17111 (September 11, 1980) ("34-17111"). Non-routine items must receive "diligent and continuous attention and shall be turned around as soon as possible." See Question 60 of 34-17111.

conjunction with increased automation and the use of securities depositories and clearing corporations, the Commission solicits public comments with respect to the appropriateness of certain aspects of the current performance standards. Specifically, the Commission requests that commentators respond to the following questions:

1. Should the minimum performance standards set forth in § 240.17Ad-2 (a) and (b) be shortened, lengthened or remain the same?
2. If you believe that the minimum performance standards should be changed, what are your reasons?
3. Should the minimum performance standards be lengthened with respect to "mail items" (that is, items received by the transfer agent through U.S. Mails)? What are your reasons?
4. If the minimum performance standards were to be lengthened, what adverse or beneficial effect would there be on registered transfer agents, registered broker-dealers, registered clearing agencies (including depositories) and public investors?
5. Should the thresholds for the exemption in § 240.17Ad-4(b) be raised, and, if so, why, and to what level?

V. Regulatory Flexibility Act Certification

Section 603(a) ²⁶ of the Administrative Procedure Act, ²⁷ as amended by the Regulatory Flexibility Act (the "Flexibility Act"), ²⁸ generally requires the Commission to undertake a regulatory flexibility analysis of all proposed rules or proposed rule amendments to determine the impact of such rulemaking on "small entities." ²⁹

²⁶ 5 U.S.C. 603(a).

²⁷ 5 U.S.C. 551, et seq.

²⁸ Pub. L. No. 96-354 (September 19, 1980), 94 Stat. 1164, reprinted in [1980] U.S. Code Cong. & Ad. News 1169.

²⁹ Although Section 601(b) of the Flexibility Act defines the term "small entity," the statute permits agencies to formulate their own definitions. The Commission published final definitions of the terms "small business" and "small organization" in Securities Act Release No. 6380 (February 4, 1982) (47 FR 5215). Section 240.0-10(h) defines a small transfer agent for purposes of the Flexibility Act as follows:

For purposes of Commission rulemaking in accordance with the provisions of Chapter Six of the Administrative Procedures Act (5 U.S.C. et seq.) and unless otherwise defined for purposes of a particular rulemaking proceeding, the term "small business" or "small organization" shall—

(h) When used with reference to a transfer agent, mean a transfer agent that:

(1) Received less than 500 items for transfer and less than 500 items for processing during the preceding six months (or in the time that it has been in business, if shorter);

(2) Maintained master shareholder files that in the aggregate contained less than 1,000 shareholder accounts or was the named transfer agent for less than 1,000 shareholder accounts at all times during

Section 605(b) of the Flexibility Act, however, specifically exempts from that requirement any proposed rule, or proposed rule amendment for which the Chairman of the Commission certifies that, if adopted, would not have a "significant economic impact on a substantial number of small entities."

Approximately 800 registered transfer agents qualify as "small entities" for purposes of the Flexibility Act and would be subject to some of the requirements of proposed §§ 240.17Ad-10 through 17Ad-12. Transfer agents that qualify as small entities under the Flexibility Act would be exempt from the audit requirement of proposed § 240.17Ad-13. In addition, although these entities would be subject to the "prompt posting", reporting and safeguarding of the funds and securities requirements of proposed §§ 240.17Ad-10 through 17Ad-12, the Commission believes that the proposed rules provide sufficient flexibility for compliance that the requirements of these rules, if adopted, will not impose any significant costs on these entities. Proposed § 240.17Ad-10 will require transfer agents to post promptly certificate detail to the master securityholder file. "Promptly," however, has been defined in a manner that permits transfer agents that qualify as small entities to continue to post certificate detail to the master securityholder file within their current time frames. Furthermore, proposed § 240.17Ad-11 will require reports to issuers and the appropriate regulatory agency when aged record differences for an issue of securities exceeds certain thresholds. The Commission preliminarily believes, however, that compilation of required information, preparation of the report and submission of the report will not impose significant costs on any transfer agents. Moreover, the safeguarding of funds and securities requirement of § 240.17Ad-12 has been stated as a general principle, thereby permitting transfer agents to act responsibly in effecting compliance. Finally, the proposed amendments to § 240.17Ad-4 will eliminate filing requirements and, therefore, reduce compliance costs for small transfer agents. For these reasons, therefore, the Chairman of the Commission has certified, pursuant to Section 605(b) of the Flexibility Act, that the proposed sections and amendments will not, if adopted, have a significant economic

the preceding fiscal year (or in the time that it has been in business, if shorter); and

(3) Is not affiliated with any person (other than a natural person) that is not a small business or small organization under this section.

impact on a substantial number of small entities.

VI. Statutory Authority

Pursuant to the Securities Exchange Act of 1934 and particularly Section 2, 17(a), 17A(d), and 23(a) thereof, 15 U.S.C. 78b, 78q(a), 78q-1(d), and 78w(a), the Commission proposes to amend §§ 240.17Ad-4 (b) and (c) and to add §§ 240.17Ad-9 through 240.17Ad-13 in Chapter II of Title 17 of the Code of Federal Regulations in the manner set forth below.

VII. Text of Proposed Amendments

List of Subjects in 17 CFR Part 240

Reporting requirements, Securities.

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

It is proposed to amend 17 CFR Part 240 as follows:

1. By revising paragraphs (b) and (c) of § 240.17Ad-4, to read as follows:

§ 240.17Ad-4 Applicability of Sections 240.17Ad-2, 240.17Ad-3 and 240.17Ad-6(a) (1) through (7) and (11).

(b) Except as provided in paragraph (c) of this section, §§ 240.17Ad-2 (a), (b), (c), (d) and (h), 240.17Ad-3 and 240.17Ad-6(a) (2) through (7) and (11) shall not apply to any registered transfer agent which during any six consecutive months shall have received fewer than 500 items for transfer and fewer than 500 items for processing and which, within ten business days following the close of the sixth such consecutive month, shall have prepared and maintained in its possession a document stating to that effect (hereinafter an "exempt transfer agent").

(c) Within five business days following the close of each month, every exempt transfer agent shall calculate the number of items which it received during the preceding six months. Whenever any exempt transfer agent receives 500 or more items for transfer or 500 or more items for processing during any six consecutive months, it shall, within ten business days after the end of such month, prepare and maintain in its possession a document stating to that effect. Thereafter, beginning with the first month following the month in which such document is required to be prepared, the registered transfer agent shall no longer be exempt under paragraph (b) of this section from the requirements of §§ 240.17Ad-2(a), (b), (c), (d) and (h), 240.17Ad-3 and 240.17Ad-6(a), (2) through (7) and (11). Any registered transfer agent which has

ceased to be an exempt transfer agent shall not qualify again for exemption until it has conducted its transfer agent operations pursuant to the foregoing sections for six consecutive months following the month in which it was required to prepare the document specified in this paragraph.

2. By adding §§ 240.17Ad-9 through 240.17Ad-13 to read as follows:

§ 240.17Ad-9 Definitions.

As used in this section and sections 240.17Ad-10, 240.17Ad-11, 240.17Ad-12 and 240.17Ad-13:

(a) "Certificate detail" includes, at a minimum, all of the following:

- (1) The certificate number;
- (2) The number of shares for equity securities or the principal dollar amount for debt securities;
- (3) The securityholder's registration;
- (4) The address of the registered securityholder;
- (5) The issue date of the certificate;
- (6) The cancellation date of the certificate; and

(7) In the case of redeemable securities of investment companies, an appropriate description of each debit and credit (e.g., "purchase," "redemption," or "transfer").

(b) "Master securityholder file" is the official list of individual securityholder accounts.

(c) A "subsidiary file" is any list or record of accounts, securityholders, or certificates that evidences debits or credits that have not been posted to the master securityholder file.

(d) A "control book" is the record or other document that shows the total number of shares (in the case of equity securities) or the principal dollar amount (in the case of debt securities) authorized and issued by the issuer.

(e) A "credit" is an addition of certificate detail to the master securityholder file because of the purchase or transfer of a security.

(f) A "debit" is a cancellation of certificate detail from the master securityholder file because of the transfer or redemption of a security.

(g) A "record difference" occurs when either (1) the total number of shares or total principal dollar amount of securities in the master securityholder file does not equal the number of shares or principal dollar amount in the control book, or (2) the security transferred or redeemed contains certificate detail different from the certificate detail currently on the master securityholder file, which difference cannot be immediately resolved.

(h) A "recordkeeping transfer agent" is the transfer agent that maintains and updates the master securityholder file.

(i) A "co-transfer agent" is a transfer agent that transfers securities but does not maintain and update the master securityholder file.

(j) A "named transfer agent" is a transfer agent that is engaged by an issuer to perform transfer agent functions for an issue of securities but has engaged a service company to perform some or all of those functions.

(k) A "service company" is a transfer agent engaged by a named transfer agent to perform transfer agent functions for that named transfer agent.

§ 240.17Ad-10 Prompt posting of certificate detail to master securityholder files, maintenance of accurate securityholder files, communications between co-transfer agents and recordkeeping transfer agents, maintenance of current control book, and retention of certificate detail.

(a) Every registered recordkeeping transfer agent shall promptly post to the master securityholder file accurate debits and credits reflecting every security transferred, purchased or redeemed; *Provided, however,* That if a security transferred or redeemed contains certificate detail different from that currently posted to the master securityholder file, the credit shall be posted to the master securityholder file and the debit and related certificate detail shall be maintained in a subsidiary file until resolved. The transfer agent shall exercise diligent and continuous attention to resolve and post to the master securityholder file the debit maintained in the subsidiary file. Postings of certificate detail shall remain on the master securityholder file until a debit to a securityholder account is appropriate.

(b) Every registered recordkeeping transfer agent shall maintain and keep current an accurate master securityholder file and subsidiary file. If such transfer agent has a record difference, the transfer agent's master securityholder file and subsidiary files must accurately reflect all relevant debits and credits until the record difference is resolved. The recordkeeping transfer agent shall exercise diligent and continuous attention to resolve any record difference; *Provided, however,* That the recordkeeping transfer agent shall buy-in any record difference caused by such recordkeeping transfer agent that is not resolved within six months.

(c) Every registered co-transfer agent shall dispatch or mail promptly to the recordkeeping transfer agent a record of

debits and credits for every security transferred.

(d) Every registered co-transfer agent shall respond promptly to all inquiries from the recordkeeping transfer agent regarding records required to be dispatched or mailed by the co-transfer agent pursuant to § 240.17Ad-10(c).

(e) Every registered recordkeeping transfer agent shall maintain and keep current an accurate control book for each issue of securities. A change in the control book shall not be made except upon written authorization from a duly authorized agent of the issuer.

(f) Every registered recordkeeping transfer agent shall retain a copy of any certificate detail deleted from the master securityholder file for a period of six years. In lieu of maintaining a hard copy, a registered recordkeeping transfer agent may comply with § 240.17Ad-7(f).

§ 240.17Ad-11 Reports regarding aged record differences and failure to post certificate detail to security holder files.

(a)(1) Every registered recordkeeping transfer agent shall make a report, within ten business days following the end of each month, with respect to each issue of securities for which it acts as a recordkeeping transfer agent and for which a record difference exists, to the persons specified in paragraph (a)(3) of this section, when either (i) the aggregate principal dollar amount of debt securities or the aggregate market value of equity securities for all record differences in that issue that have existed for more than 30 calendar days (7 calendar days, in the case of redeemable securities issued by an open-end investment company) exceeds \$50,000, or (ii) the total number of shares of equity securities comprising a record difference in that issue that have existed for more than 30 calendar days (7 calendar days, in the case of redeemable securities issued by an open-end investment company) exceeds 10,000 shares and \$10,000.

(2) Each report shall set forth with respect to each issue of securities: (i) The principal dollar amount of debt securities or the number of shares of equity securities comprising the record difference and the related market value; (ii) the reasons for the record difference; and (iii) the steps being taken or to be taken to resolve the record difference.

(3) The report shall be sent by:

(i) Every registered recordkeeping transfer agent (other than a service company and a recordkeeping transfer agent that performs transfer agent functions solely for its own securities) to (A) the chief executive officer of the

issuer of the securities for which the record difference exists and with respect to which the transfer agent acts as a recordkeeping transfer agent; or (B) if it acts as a service company, to the registered named transfer agent; and

(ii) Every registered named transfer agent, which is engaged by an issuer to maintain and update the master securityholder file, to the chief executive officer of the issuer for which the record differences exist.

(b) Every registered recordkeeping transfer agent shall file a report containing the information specified in § 240.17Ad-11(a)(2) with its appropriate regulatory agency in accordance with § 240.17Ad-2(h) within ten business days following the end of each month when the aggregate market value of record differences for all issues exceeds (1) \$100,000 if it is a recordkeeping transfer agent for fewer than 5 issues; (2) \$200,000 for 6-24 issues; (3) \$300,000 for 25-49 issues; (4) \$400,000 for 50-74 issues; (5) \$500,000 for 75-99 issues; (6) \$600,000 for 100-999 issues; or (7) \$1,000,000 for over 1,000 issues.

(c) When a registered recordkeeping transfer agent has any debits or credits for securities transferred, purchased or redeemed which are unposted to the master securityholder and/or subsidiary files for more than five business days after debits or credits are required to be posted to the master securityholder file pursuant to § 240.17Ad-10, it shall immediately file with its appropriate regulatory agency in accordance with § 240.17Ad-2(h) a report specifying such fact and stating what steps have been and are being taken to correct the situation.

(d) For the purpose of this section, the market value of an issue shall be determined as of the last business day of each month.

(e) A copy of any report required under this section shall be retained by the reporting transfer agent for a period of not less than three years, the first year in an easily accessible place.

§ 240.17Ad-12 Safeguarding of funds and securities.

(a) It shall be unlawful for any registered transfer agent that has custody or possession of any funds or securities related to its transfer agent activities to take any action, directly or indirectly, with respect to such funds or securities, unless (1) all such securities are held in safekeeping and are handled, in light of all facts and circumstances, in a manner reasonably free from risk of destruction, theft or other loss; and (2) all such funds are protected, in light of all facts and circumstances, against misuse.

§ 240.17Ad-13 Annual audit of internal accounting control.

(a) *Requirement and Scope of Examination.* Every registered transfer agent (other than a transfer agent exempted by paragraph (f) of this section) shall obtain on an annual basis an examination by an independent public accountant of the internal accounting control and procedures for safeguarding funds and securities used in the transfer agent's operations.

(1) The scope of the study and evaluation shall be made in accordance with generally accepted auditing standards and be sufficient to enable the accountant to issue a report on whether or not there were any material inadequacies in the system of internal accounting control and procedures for safeguarding funds and securities as of the date of the examination in the following areas:

(i) All securities certificates being held on the premises of the transfer agent, including unissued certificates, cancelled certificates, and securities being held for depository accounts;

(ii) Bank accounts;

(iii) Equity securities or principal amount of debt securities reported in the master securityholder file;

(iv) Transfer journals, including verification that certificates have been issued in sequence;

(v) Dividend, interest or redemption payments;

(vi) Securities handled pursuant to corporate reorganizations or otherwise;

(vii) Supervision of employees engaged in the transfer agent function; and

(viii) Security over its facility and data processing operations, including its record retention system and disaster recovery system; and

(ix) Securities transfers.

(2) For purposes of this report, a material inadequacy is a condition for which the auditor believes that the prescribed procedures (or lack thereof) or the degree of compliance with them does not provide reasonable assurance¹ that errors or irregularities in amounts that would materially affect the transfer agent would be prevented or detected within a timely period by employees in the normal course of performing their assigned functions.² A material

¹ "Reasonable assurance" is intended to recognize that it is not in the interest of the entity involved for the cost of internal accounting control to exceed the benefit thereof. Such benefits, and in many cases such costs, are not likely to be precisely quantifiable. Therefore, many decisions concerning reasonable assurance will necessarily depend in part on estimates and judgments which must be reasonable under the circumstances.

² Detection of errors or irregularities that, either individually or in the aggregate, are material, is

inadequacy in internal accounting control in a transfer agent includes, among other things, any condition or conditions individually, or taken as a whole, which could reasonably be expected to (i) inhibit the transfer agent from promptly and accurately discharging its responsibilities; (ii) result in material financial loss to the transfer agent; (iii) result in material misstatements in the transfer agent's or the relevant issuer's financial statements; or (iv) result in inaccurate books and records maintained by the transfer agent to such an extent that the conditions described in (i)-(iii) could reasonably be expected to occur.

(b) *Accountant's Report.* The transfer agent's board of directors, general partners, or other authorized persons shall obtain promptly after each examination a report from an independent accountant stating that an examination was made and containing, at a minimum, the following information.

(1) *Technical Requirements.* The transfer agent shall cause the accountant's report to include (i) the date; (ii) a manual signature of the accountant; and (iii) the city and state where issued.

(2) *Representations as to Examination.* The transfer agent shall cause the accountant's report (i) to contain a reasonably comprehensive statement as to the scope of the examination made, consistent with the minimum guidelines set forth in paragraph (a); (ii) to state whether the examination was made in accordance with generally accepted auditing standards applicable in the circumstances; (iii) to state whether the examination omitted any procedure deemed necessary by the accountant under the circumstances of the particular case and the reasons for its omission; (iv) to set forth any comment upon any material inadequacies found to exist, as of the date of the examination, in the system of internal accounting control and in the procedures for safeguarding funds and securities (and if the examination did not disclose any material inadequacy, the accountant's report shall so indicate); and (v) to set forth corrective action taken or proposed to be taken.

(c) *Filing Requirement.* The transfer agent shall, within 90 days after the date of the examination, file with the appropriate regulatory agency an

important to a system of internal accounting control. Further, if such errors or irregularities occur more frequently than in isolated instances, consideration should be given to whether the system has a material weakness and needs to be improved.

accurate and complete copy of the accountant's report.

(d) *Notice of Corrective Action.* If the accountant's report specifies any material inadequacy, the transfer agent, within thirty calendar days after receipt of the report, shall indicate, in writing, to the transfer agent's appropriate regulatory agency and the accountant the corrective action taken or proposed to be taken by the transfer agent. The transfer agent shall obtain from the accountant and forward to the transfer agent's appropriate regulatory agency within sixty calendar days after the date that the written notice of corrective action was sent to the appropriate regulatory agency a statement regarding whether the corrective action has been implemented, and if not, the reasons therefor.

(e) *Record Retention.* The accountant's report and any documents required by paragraph (d) of this section shall be maintained by the transfer agent for at least three years, the first year in an easily accessible place.

(f) *Exemptions.* (1) A registered transfer agent shall be exempt from the provisions of § 240.1Ad-13 if it performs transfer agent functions: (i) Solely for its own securities; (ii) solely for securities issued by its wholly owned subsidiary; or (iii) solely for securities issued by another corporation that owns 100% of the capital stock of the registered transfer agent.

(2) A registered transfer agent shall be exempt from the provisions of § 240.1Ad-13 if that transfer agent (i) is an exempt transfer agent under § 240.1Ad-4(b); and (ii) in the case of a transfer agent that performs transfer agent functions for issuers of redeemable securities registered under Section 8 of The Investment Company Act of 1940, maintains master securityholder files, which contain, in the aggregate, fewer than 1000 shareholder accounts.

(3) A registered transfer agent that is a bank subject to regulation by the Board of Governors of the Federal Reserve System, the Comptroller of the Currency or the Federal Deposit Insurance Corporation shall be exempt from the provisions of § 17Ad-13 if:

(i) A report, the scope of which is similar to the minimum standards set forth in § 240.17Ad-13(a), prepared by internal auditors of the bank for the bank's board of directors or an audit committee of the board of directors with such frequency as the appropriate regulatory agency shall designate; and (ii) The appropriate regulatory agency for the transfer agent, individually or by class, has authorized such exemption.

By the Commission.
George A. Fitzsimmons,
Secretary.
October 15, 1982.

REGULATORY FLEXIBILITY ACT CERTIFICATION

I, John S. R. Shad, Chairman of the Security and Exchange Commission, hereby certify pursuant to 5 U.S.C. 605(b) that proposed Rules 17Ad-9 through 17Ad-13 and the proposed amendments to Rule 17Ad-4 set forth in Securities Exchange Act Release No. 19142, if promulgated, will not have a significant economic impact on a substantial number of small entities. The reasons for this certification are that transfer agents qualifying as small entities for purposes of the Regulatory Flexibility Act are expressly exempted from the requirements of Rule 17Ad-13 and, although subject to the requirements of Rules 17Ad-10, 17Ad-11 and 17Ad-12, those rules provide sufficient flexibility for compliance that significant costs for compliance can be avoided. For example, although Rule 17Ad-10 requires the "prompt" posting of certificate detail to master security-holder files, the applicable time frame for transfer agents qualifying as small entities is 30 days. Furthermore, reports under Rule 17Ad-11 are required only when transfer agents experience certain operational difficulties. The cost of compiling required information and preparing and submitting the report will be insignificant. Finally, the safeguarding of funds and securities requirement of Rule 17Ad-12 has been stated as a general principle, thereby permitting transfer agents to use responsible discretion in effecting compliance. The proposed amendments to Rule 17Ad-4 will eliminate filing requirements and, therefore, reduce compliance costs for small transfer agents.

Dated: October 15, 1982.
John S. R. Shad,
Chairman.
[FR Doc. 82-29224 Filed 10-22-82; 8:45 am]
BILLING CODE 8010-01-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 1, 22, 73, 87, 90 and 94

[Gen. Docket No. 81-768]

Selection From Among Certain Competing Applications Using Random Selection or Lotteries Instead of Comparative Hearings; Correction

AGENCY: Federal Communications
Commission.

ACTION: Proposed rule; correction.

SUMMARY: This document corrects an error made concerning the comment/reply comment dates as shown in the Preamble of the proposed rule in this proceeding concerning competing applications and the use of random

selection or lotteries instead of comparative hearings.

ADDRESS: Federal Communications
Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:
Randy W. Thomas, Office of the General
Counsel, (202) 632-6990.

SUPPLEMENTARY INFORMATION: In the
Matter of Amendment of the
Commission's Rules to Allow the
Selection from Among Certain
Competing Applications Using Random
Selection or Lotteries Instead of
Comparative Hearings.

On October 13, 1982, a Second Notice
of Proposed Rule Making in the above-
captioned proceeding was published in
the Federal Register on page 45046.
Inadvertently, the comment/reply
comment dates mentioned in the
Preamble of that document were
incorrect. The correct dates, which
appear in paragraph 49 of the document,
are November 12, 1982 and December 3,
1982 respectively.

William J. Tricarico,
Secretary, Federal Communications
Commission.

[FR Doc. 82-29269 Filed 10-22-82; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 80-520; RM-3358; RM-3795;
RM-3796]

FM Broadcast Stations in Aguada, Puerto Rico, et al.; Order Extending Time for Filing Replies to Oppositions to Petition for Reconsideration

AGENCY: Federal Communications
Commission.

ACTION: Petition for Reconsideration;
Extension of reply comment period to
oppositions.

SUMMARY: Action taken herein extends
the time for filing a reply to the
oppositions to the petition for
reconsideration involving the
assignment of FM Channel 249A to
Lajas, Puerto Rico. Petitioner, Jose J.
Arzuaga, states that the additional time
is needed to respond to the oppositions
filed by Guayama Broadcasting
Company, Radio Americas Corporation
and Arecibo Radio Corporation.

DATE: Reply responses must be filed on
or before October 31, 1982.

ADDRESS: Federal Communications
Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:
Montrose H. Tyree, Broadcast Bureau,
(202) 632-7792.

SUPPLEMENTARY INFORMATION:
Adopted: October 15, 1982.

Released: October 19, 1982.

1. On August 16, 1982, a petition for reconsideration was filed by Jose J. Arzuaga, concerning the above captioned proceeding. The reply comment deadline was October 7, 1982.

2. We now have before us a request filed by the petitioner for additional time to and including October 31, 1982, to respond to the oppositions to the petition submitted by Guayama Broadcasting Company, Radio Americas Corporation and Arecibo Radio Corporation (parties in the proceeding). In support of his request, petitioner states that as the operator of a small market radio station, he must perform

the duties of General Manager, Program Director, Production Director and Chief Engineer. Although the opposition papers were served on October 1, 1982, these function have allowed little time to prepare a response. Petitioner adds that he does not believe that the additional time will prejudice the position of any interested party.

3. We believe that the requested extension of time is justified in order to provide sufficient time to respond to all issues raised in the proceeding. It does not appear that any party involved in the proceeding would be adversely affected by the extension.

4. Accordingly, it is ordered, That the date for filing reply responses to the petition for reconsideration in Docket 80-520 (RMs-3358, 3795, 3796) is extended to and including October 31, 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 §§ 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. 82-29268 Filed 10-22-82; 8:45 am]

BILLING CODE 6712-01-M

Notices

Federal Register

Vol. 47, No. 206

Monday, October 25, 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

Forest Service

Sitgreaves National Forest Grazing Advisory Board; Meeting

The Sitgreaves National Forest Grazing Advisory Board will meet at 10:30 a.m., December 17, 1982 at the Maxwell House in Show Low, Arizona. The purpose of this meeting is to include a discussion on expenditures of Range Betterment Funds for FY 1984 for the Sitgreaves National Forest. Discussion of Allotment Management Planning will be included.

The meeting will be open to the public. Persons who wish to attend should notify the Forest Supervisor, P.O. Box 640, Springerville, Arizona 85938, (602) 333-4301. Written statements may be filed with the Board before or after the meeting.

The Board has established the following rules for public participation: any interested persons besides the Advisory Board members are welcome to attend and will be afforded the opportunity to speak after being duly recognized by the Chairman of the Board.

Dated: October 12, 1982.

Nick W. McDonough,
Forest Supervisor.

[FR Doc. 82-29149 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-11-M

Packers and Stockyards Administration

Deposting of Stockyards

It has been ascertained, and notice is hereby given, that the livestock markets named herein originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7

U.S.C. 181 et seq.), no longer come within the definition of a stockyard under said Act and are, therefore, no longer subject to the provisions of the Act.

Facility no., name, and location of stockyard	Date of posting
PA-148 Marland C. France Sales Stables, Doylestown, Pennsylvania.	March 30, 1972
TN-154 Pulaski Stockyards, Pulaski, Tennessee.	May 8, 1959

Notice or other public procedure has not preceded promulgation of the foregoing rule. There is no legal justification for not promptly deposting a stockyard which is no longer within the definition of that term contained in the Act.

The foregoing is in the nature of a change relieving a restriction and may be made effective in less than 30 days after publication in the **Federal Register**. This notice shall become effective upon publication in the **Federal Register**.

(42 Stat. 159, as amended and supplemented; 7 U.S.C. 181 et seq.)

Done at Washington, D.C., this 19th day of October, 1982.

Jack W. Brinckmeyer,
Chief, Financial Protection Branch Livestock Marketing Division.

[FR Doc. 29164 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-02-M

Posted Stockyards

Pursuant to the authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), it was ascertained that the livestock markets named below were stockyards within the definition of that term contained in section 302 of the Act, as amended (7 U.S.C. 202), and notice was given to the owners and to the public by posting notices at the stockyards as required by said section 302, on the respective dates specified below.

Facility no., name, and location of stockyard	Date of posting
IA-256 Green's Livestock Auction Co., De Witt, Iowa.	September 17, 1982

Done at Washington, D.C., this 19th day of October, 1982.

Jack W. Brinckmeyer,
Chief, Financial Protection Branch, Livestock Marketing Division.

[FR Doc. 82-29165 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-02-M

Gene Hicks Auction & Livestock, Ramsey, Ill., et al.; Proposed Posting of Stockyards

The Chief, Financial Protection Branch, Packers and Stockyards Administration, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the Act.

IL-169 Gene Hicks Auction and Livestock, Ramsey, Illinois
NY-163 Jack Wood's Livestock and Auction Service, Cincinnati, New York

TX-324 Community Livestock Sales, Inc. Rio Grande City, Texas

Notice is hereby given, therefore, that the said Chief, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), proposes to designate the stockyards named above as posted stockyards subject to the provisions of the Act as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed designation, may do so by filing them with the Chief, Financial Protection Branch, Packers and Stockyards Administration, United States Department of Agriculture, Washington, D.C. 20250, by November 9, 1982.

All written submissions made pursuant to this notice shall be made available for public inspection in the office of the Chief of the Financial Protection Branch, during normal business hours.

Done at Washington, D.C., this 19th day of October, 1982.

Jack W. Brinckmeyer,

Chief, Financial Protection Branch, Livestock Marketing Division.

[FR Doc. 82-29166 Filed 10-22-82; 8:45 am]

BILLING CODE 3410-02-M

CENTRAL INTELLIGENCE AGENCY

Privacy Act of 1974; Annual Publication of Systems of Records

The Privacy Act of 1974 (5 U.S.C. 552a(e)(4)) requires agencies to publish annually in the *Federal Register* a notice of the existence and character of their systems of records. The Central Intelligence Agency last published the full text of its systems of records at 42 FR 48050, September 22, 1977. This was further updated by documents published at 44 FR 4518, January 22, 1979; 44 FR 21057, April 9, 1979; and 45 FR 6820, January 30, 1980. Since then, an amendment to a record system was adopted: CIA-10, June 8, 1981 (46 FR 22417).

The full text of the Central Intelligence Agency systems of records also appears in Privacy Act Issuances, 1980 Compilation, Volume 4, page 83. This volume is available for inspection at Federal depository libraries and Federal information centers.

On July 2, 1982, this Agency amended the routine use statements for the CIA systems of records. For the convenience of the public, the revision of the general routine uses is republished below.

The following routine uses apply to, and are incorporated by reference into each system of records maintained by the CIA:

1. A record from this system of records may be disclosed as a routine use, to a federal, state or local agency, other appropriate entities or individuals, or, through established liaison channels, selected foreign governments whenever such disclosure is necessary or appropriate to enable the Central Intelligence Agency to carry out its responsibilities under any federal statute, Executive order, national security directive, or any regulations or procedures promulgated pursuant thereto:

2. In the event that a system of records maintained by the Central Intelligence Agency to carry out its functions indicates, or relates to, a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program pursuant thereto, the relevant records in the system of records may be disclosed, as a

routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with the responsibility to take appropriate administrative action or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

3. A record from this system of records may be disclosed as a routine use, to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a Central Intelligence Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance or special access, or the performance of the Agency's acquisition functions.

4. A record from this system of records may be disclosed as a routine use, to a federal, state, or local agency, or other appropriate entities or individuals, in connection with the hiring or retention of an employee, the issuance of a security clearance or special access, the reporting or an investigation of an employee, the letting of a contract, or the issuance of a license, grant or other benefit, to the extent that the information is relevant and necessary to the entity's decision on the matter.

5. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate or administrative tribunal, including disclosures to opposing parties or their counsel or other representatives in the course of settlement negotiations, and disclosures made pursuant to statutes or regulations governing the conduct of such proceedings.

6. A record from this system of records may be disclosed to the Office of Management and Budget in connection with the review of private relief legislation, as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

7. A record from a system of records may be disclosed, as a routine use, to NARS (GSA) in records management inspections conducted under the authority of 44 U.S.C. 2904 and 2908.

Harry E. Fitzwater,
Deputy Director for Administration.
October 18, 1982.

[FR Doc. 82-29278 Filed 10-22-82; 8:45 am]

BILLING CODE 6310-02-M

CIVIL AERONAUTICS BOARD

[Docket 40534]

Braniff-South American Route Transfer Case; Hearing

Notice is hereby given, pursuant to the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled matter is assigned to be held commencing December 14, 1982, at 9:30 a.m. (local time), Room 1003, hearing Room "A", 1875 Connecticut Avenue, NW., Washington, D.C., before the undersigned Chief Administrative Law Judge.

Dated at Washington, D.C., October 20, 1982.

Elias C. Rodriguez,
Chief Administrative Law Judge.

[FR Doc. 82-29276 Filed 10-22-82; 8:45 am]

BILLING CODE 6320-01-M

Order Establishing Standard Foreign Fare Level

The International Air Transportation Competition Act (IACATA), Pub. L. 96-192, requires that the Board establish a Standard Foreign Fare Level (SFFL) by adjusting the SFFL base periodically by percentage changes in actual operating costs per available seat-mile (ASM). The SFFL thus computed becomes the benchmark for measuring the statutory nonsuspend zone similar to the zone of reasonableness established by the Airline Deregulation Act and set forth in sec. 1002(d) of the Federal Aviation Act of 1958, as amended. Order 80-2-69 established the first interim SFFL and subsequent Order 82-8-65 established the currently effective two-month SFFL applicable through September 30, 1982.

In establishing the SFFL for the two-month period starting October 1, 1982, we have projected nonfuel costs based on the year ended June 30, 1982, and have determined fuel prices on the basis of experienced monthly fuel cost levels and reported weekly fuel cost trends.

By Order 82-9-130, effective October 1, 1982 fares may be increased by the following adjustment factors over the October 1, 1979, level:

Atlantic—1.1736
Latin America—1.2130
Pacific—1.2812

Copies of the Board's order are available from the C.A.B. Distribution Section, Room 100, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the metropolitan area may send a postcard request.

For Further Information Contact:
Julien R. Schrenk, (202) 673-5298.

By the Civil Aeronautics Board: September 30, 1982.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 82-29275 Filed 10-22-82; 8:45 am]

BILLING CODE 6320-01-M

DEPARTMENT OF COMMERCE

Bureau of the Census

Designation of Members of the Bureau of the Census Performance Review Board

The following individuals will serve as members of the Bureau of the Census Performance Review Board:

- (1) Barbara Bailar
- (2) O. Bryant Benton, Jr.
- (3) Shirley Kallek
- (4) Jerome A. Mark
- (5) Stanley D. Moore
- (6) Katherine K. Wallman

Date October 21, 1982.

Bruce Chapman,

Director, Bureau of the Census.

[FR Doc. 82-29347 Filed 10-22-82; 8:45 am]

BILLING CODE 3510-07-M

DEPARTMENT OF ENERGY

Floodplain Involvement Notification for Proposed Loan Guarantee to Tennol, Incorporated, Jasper, Tennessee

AGENCY: Energy Department.

ACTION: Notice of Floodplain Involvement.

SUMMARY: The Department of Energy (DOE) is negotiating a proposed loan guarantee to Tennol, Incorporated, for construction of a 25 million gallon per year fuel ethanol plant to be built in Jasper, Tennessee. Under the authority of the Energy Security Act, Pub. L. 96-294, the DOE Office of Alcohol Fuels issued a Solicitation Announcement for loan guarantees. Tennol, Incorporated, proposes to construct its plant on a parcel of land bounded by Interstate 24 on the north, and the Tennessee River on the south. Construction of the plant would involve the drilling of wells for process water, which would involve actions in a floodplain area.

In accordance with DOE regulations for compliance with floodplain/wetland environmental review requirements (10 CFR Part 1022), DOE will prepare a floodplain assessment, to be incorporated in the environmental assessment of this proposed action. Maps and further information are available from DOE at the address shown below.

DATE: Any comments are due on or before November 9, 1982.

ADDRESS: Send comments to: Robert J. Stern, Director, Office of Environmental Compliance, EP-36, Office of the Assistant Secretary for Environmental Protection, Safety, and Emergency Preparedness, Room 4C-064 Forrestal Building, U.S. Department of Energy, Washington, D.C. 20585.

Issued at Washington, D.C., October 18, 1982.

William A. Vaughan,

Assistant Secretary, Environmental Protection, Safety, and Emergency Preparedness.

[FR Doc. 82-29274 Filed 10-22-82; 8:45 am]

BILLING CODE 6450-01-M

Office of Assistant Secretary for International Affairs

Peaceful Uses of Atomic Energy; Proposed Subsequent Arrangement; European Atomic Energy Community (EURATOM)

Pursuant to section 131 of the Atomic Energy Act of 1954, as amended (42 U.S.C. 2160) notice is hereby given of a proposed "subsequent arrangement" under the Additional Agreement for Cooperation Between the Government of the United States of America and the European Atomic Energy Community (EURATOM) Concerning Peaceful Uses of Atomic Energy, as amended.

The subsequent arrangement to be carried out under the above mentioned agreement involves an exchange of notes between the Government of the United States of America and the European Atomic Energy Community to confirm that material of United States origin located in Greece will be subject to the Additional Agreement for Cooperation inasmuch as Greece is now a member of the European Atomic Energy Community, and notification to the International Atomic Energy Agency that continuation of safe-guards under the suspended IAEA-Greece-United States trilateral agreement is no longer required, inasmuch as IAEA safeguards under the EURATOM-IAEA Verification Agreement will be applied.

In accordance with section 131 of the Atomic Energy Act of 1954, as amended, it has been determined that this subsequent arrangement will not be inimical to the common defense and security.

This subsequent arrangement will take effect no sooner than fifteen days after the date of publication of this notice.

For the Department of Energy.

Dated: October 19, 1982.

George Bradley,

Principal Deputy Assistant Secretary for International Affairs.

[FR Doc. 82-29137 Filed 10-22-82; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Project No. 6662-000]

Lower Gunlock Reservoir Corp.; Application for Exemption for Small Hydroelectric Power Project of 5 MW or Less Capacity

October 19, 1982.

Take notice that on August 31, 1982, Lower Gunlock Reservoir Corporation (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 No. 6662 would be located on the Santa Clara River in Washington County, Utah. Correspondence with the Applicant should be directed to: Rudger M. McArthur, Lower Gunlock Reservoir Corporation, 175 East 200 North, St. George, Utah 84770.

Project Description—The proposed project would utilize the existing 1,400-foot-long and 110-foot-high earth fill Gunlock Dam owned by the Applicant, which has a crest elevation of 3,597 feet m.s.l. and reservoir with a 10,880 acre-foot storage capacity. The proposed facilities consist of: (1) A 30-inch-diameter penstock 579 feet long to be connected to the existing outlet pipe just downstream of the dam; (2) a powerhouse with an installed capacity of 300 kW; (3) a one-mile long transmission line; and (4) other appurtenances. Applicant estimates an average annual generation of 1,481,000 kWh. Project energy would be sold to the City of St. George.

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 Utah Division of Wildlife 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 file with the Commission, on or before November 2, 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. Filing 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 Motions To Intervene—Anyone may file comments, a protest, or a motion to intervene in accordance with the requirements of the Rules 211 or 214, 18 CFR 385.211 or 385.214, 47 FR 19025-26 (1982). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be filed on or before November 29, 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 "MOTION 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 motion 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. 82-29246 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6529-000]

Town of Skykomish; Application for Preliminary Permit

October 19, 1982

Take notice that Town of Skykomish (Applicant) filed on July 16, 1982, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 6529 to be known as the Lost Creek Water Power Project located on Lost Creek, within Snoqualmie-Mt. Baker National Forest in Snohomish 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. Donald J. White, Agent for the Town of Skykomish, #600 CSB Tower, 50 South Main Street, Salt Lake City, Utah 84144.

Project Description—The proposed project would consist of: (1) A 6-foot-high, 50-foot-long diversion structure; (2) a 36-inch-diameter, 8,000-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 2,320 kW; and (4) appurtenant facilities. The Applicant estimates a 10.15 million kWh average annual energy production.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant has requested a 24-month permit to prepare a definitive project report including preliminary designs, results of geological, environmental, and economic feasibility studies. The cost of the aforementioned 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 \$100,000. Power would be sold to Puget Sound Power and Light Company.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must file with the Commission, on or before December 30, 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 file such an application in response to this notice. A notice of intent to file an application for license or exemption must be filed to the Commission on or before December 30, 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].

Filing 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 February 28, 1983.

Agency Comments—Federal, State, and local agencies are invited to file 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 Motions To Intervene—Anyone may file comments, a protest, or a motion to intervene in accordance with the requirements of Commission Rules 211 or 214, 18 CFR 385.211 or 385.214, 47 FR 19025-26 (1982). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be filed on or before December 30, 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 "MOTION 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 motion 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. 82-29247 Filed 10-22-82; 8:45 am]
BILLING CODE 6717-01-M

[Project No. 6531-000]

Town of Skykomish; Application for Preliminary Permit

October 19, 1982.

Take notice that Town of Skykomish (Applicant) filed on July 16, 1982, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 6531 to be known as the Sloan Creek Water Power Project located on Sloan Creek, within Snoqualmie-Mt. Baker National Forest in Snohomish 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. Donald J. White, Agent for the Town of Skykomish, No. 600 CSB Tower, 50 South Main Street, Salt Lake City, Utah 84144.

Project Description—The proposed project would consist of: (1) Two 6-foot-high, 50-foot-long diversion structures; (2) a 16-inch-diameter, 3,800-foot-long, and a 20-inch-diameter, 4,600-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 3,620 kW; and (4) appurtenant facilities. The Applicant estimates a 19.04 million kWh average annual energy production.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant has requested a 24-month permit to prepare a definitive project report including preliminary designs, results of geological, environmental, and economic feasibility studies. The cost of the aforementioned 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

\$100,000. Power would be sold to Puget Sound Power and Light Company.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must file with the Commission, on or before December 30, 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 file such an application in response to this notice. A notice of intent to file an application for license or exemption must be filed to the Commission on or before December 30, 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].

Filing 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 February 28, 1983.

Agency Comments—Federal, State, and local agencies are invited to file 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 Motions To Intervene—Anyone may file comments, a protest, or a motion to intervene in accordance with the requirements of Commission Rules 211 or 214, 18 CFR 385.211 or 385.214, 47 FR 19025-26 (1982). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be filed on or before December 30, 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 "MOTION 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 motion 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. 82-29248 Filed 10-22-82; 8:45 am]
BILLING CODE 6717-01-M

[Project No. 6537-000]

Town of Skykomish; Application for Preliminary Permit

October 19, 1982.

Take notice that Town of Skykomish (Applicant) filed on July 16, 1982, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 6537 to be known as the French Creek Water Power Project located on French Creek, within Snoqualmie-Mt. Baker National Forest in Snohomish 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. Donald J. White, Agent for the Town of Skykomish, #600 CSB Tower, 50 South Main Street, Salt Lake City, Utah 84144.

Project Description—The proposed project would consist of: (1) A 6-foot-high, 50-foot-long diversion structure; (2) a 24-inch-diameter, 8,000-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 2,330 kW; and (4) appurtenant facilities. The Applicant estimates a 12.24 million kWh average annual energy production.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction. Applicant has requested a 24-month permit to prepare a definitive project report including preliminary designs, results of geological, environmental, and economic feasibility studies. The cost of the aforementioned 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 \$100,000. Power would be sold to Puget Sound Power and Light Company.

Competing Applications—Anyone desiring to file a competing application

for preliminary permit must file with the Commission, on or before December 30, 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 file such an application in response to this notice. A notice of intent to file an application for license or exemption must be filed to the Commission on or before December 30, 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].

Filing 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 February 28, 1983.

Agency Comments—Federal, State, and local agencies are invited to file 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 Motions To Intervene—Anyone may file comments, a protest, or a motion to intervene in accordance with the requirements of Commission rules 211 or 214, 18 CFR 385.211 or 385.214, 47 FR 19025-26 (1982). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be filed on or before December 30, 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 "MOTION 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 motion 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. 82-29249 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6538-000]

Town of Skykomish; Application for Preliminary Permit

October 19, 1982.

Take notice that Town of Skykomish (Applicant) filed on July 16, 1982, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for Project No. 6538 to be known as the Helena Creek Water Power Project located on Helena Creek, within Snoqualmie-Mt. Baker National Forest in Snohomish 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. Donald J. White, Agent for the Town of Skykomish, #600 CSB Tower, 50 South Main Street, Salt Lake City, Utah 84144.

Project Description—The proposed project would consist of: (1) Two 6-foot-high, 50-foot-long diversion structures; (2) a 12-inch-diameter, 500-foot-long, and a 24-inch-diameter, 13,000-foot-long penstock; (3) a powerhouse containing a generating unit with a rated capacity of 1,810 kW; and (4) appurtenant facilities. The Applicant estimates a 9.5 million kWh average annual energy production.

Proposed Scope of Studies Under Permit—A preliminary permit, if issued, does not authorize construction.

Applicant has requested a 24-month permit to prepare a definitive project report including preliminary designs, results of geological, environmental, and economic feasibility studies. The cost of the aforementioned 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 \$100,000. Power would be sold to Puget Sound Power and Light Company.

Competing Applications—Anyone desiring to file a competing application for preliminary permit must file with the Commission, on or before December 30, 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 file such an application in response to this notice. A notice of intent to file an application for license or exemption must be filed to the Commission on or before December 30, 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].

Filing 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 February 28, 1983.

Agency Comments—Federal, State, and local agencies are invited to file 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 Motions To Intervene—Anyone may file comments, a protest, or a motion to intervene in accordance with the requirements of Commission Rules 211 or 214, 18 CFR 385.211 or 385.214, 47 FR 19025-26 (1982). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be filed on or before December 30, 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 "MOTION 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 motion 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. 82-29250 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: October 18, 1982.

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER

CALIFORNIA DEPARTMENT OF CONSERVATION								

-PETRO-LEWIS CORPORATION								
RECEIVED: 09/17/82 JA: CA								
8256536	82-4-0109	0402965863	103		ELLIS 75H-19	SOUTH BELRIDGE	24.7	MOBIL OIL CORP
8256538	82-4-0111	0402966541	103		ELLIS 75I-19	SOUTH BELRIDGE	15.0	MOBIL OIL CORP
8256539	82-4-0110	0402964818	103		ELLIS 76G-19	SOUTH BELRIDGE	18.8	MOBIL OIL CORP
8256551	82-4-0123	0402962772	103		ELLIS 85F-19	SOUTH BELRIDGE	1.7	MOBIL OIL CORP
8256550	82-4-0124	0402964817	103		ELLIS 85H-19	SOUTH BELRIDGE	14.4	MOBIL OIL CORP
8256553	82-4-0125	0402965866	103		ELLIS 85J-19	SOUTH BELRIDGE	18.2	MOBIL OIL CORP
8256552	82-4-0126	0402960155	103		ELLIS 86F-19	SOUTH BELRIDGE	17.8	MOBIL OIL CORP
8256554	82-4-0127	0402962021	103		ELLIS 86G-19	SOUTH BELRIDGE	4.8	MOBIL OIL CORP
8256555	82-4-0128	0402962826	103		ELLIS 86H-19	SOUTH BELRIDGE	8.0	MOBIL OIL CORP
8256557	82-4-0129	0402964816	103		ELLIS 86I-19	SOUTH BELRIDGE	12.1	MOBIL OIL CORP
8256556	82-4-0130	0402965867	103		ELLIS 86J-19	SOUTH BELRIDGE	24.2	MOBIL OIL CORP
8256537	82-4-0112	0402962050	103		KING 77D-19	SOUTH BELRIDGE	11.3	MOBIL OIL CORP
8256542	82-4-0113	0402960157	103		KING 78D-19	SOUTH BELRIDGE	13.3	MOBIL OIL CORP
8256541	82-4-0114	0402965871	103		KING 78G-19	SOUTH BELRIDGE	15.0	MOBIL OIL CORP
8256540	82-4-0115	0402958034	103		KING 81B-30	SOUTH BELRIDGE	6.3	MOBIL OIL CORP
8256545	82-4-0116	0402960357	103		KING 81C-30	SOUTH BELRIDGE	9.0	MOBIL OIL CORP
8256544	82-4-0117	0402962054	103		KING 81D-30	SOUTH BELRIDGE	7.2	MOBIL OIL CORP
8256543	82-4-0118	0402962053	103		KING 82B-30	SOUTH BELRIDGE	6.6	MOBIL OIL CORP
8256547	82-4-0119	0402958125	103		KING 82C-30	SOUTH BELRIDGE	6.4	MOBIL OIL CORP
8256546	82-4-0120	0402960355	103		KING 83B-30	SOUTH BELRIDGE	4.3	MOBIL OIL CORP
8256549	82-4-0121	0402964712	103		KING 83C-30	SOUTH BELRIDGE	3.7	MOBIL OIL CORP
8256548	82-4-0122	0402960356	103		KING 84B-30	SOUTH BELRIDGE	2.0	MOBIL OIL CORP
8256558	82-4-0131	0402965872	103		KING 88J-19	SOUTH BELRIDGE	21.0	MOBIL OIL CORP
8256559	82-4-0132	0402965873	103		KING 88K-19	SOUTH BELRIDGE	32.0	MOBIL OIL CORP

COLORADO OIL & GAS COMMISSION								

-AMOCO PRODUCTION CO								
RECEIVED: 09/16/82 JA: CO								
8256405	81-847	0500107804	103		ABBOTT FARMS INC #1	KRAUTHEAD	20.0	CRYSTAL OIL CO
8256414	81-870	0512309943	103		AUGUST LAMBRECHT GAS UNIT #2	WATTENBERG	100.0	PANHANDLE EASTERN
8256500	82-466	0500107012	108		BOXCLDER "G" #2	WATTENBERG	16.7	PANHANDLE EASTERN
8256406	81-759	0500107535	103		CHAMPLIN 117 AMOCO "I" #1	HOLSTER	21.0	PANHANDLE EASTERN
8256504	82-464	0500107366	108		CHAMPLIN 125 AMOCO "F" #1	WATTENBERG	15.4	PANHANDLE EASTERN
8256505	82-475	0500107339	108		CHAMPLIN 125 AMOCO "J" #1	WATTENBERG	10.4	PANHANDLE EASTERN
8256407	81-871	0500107583	103		CHAMPLIN 287 AMOCO C #5	ZENITH	1.0	COLORADO INTERSTA
8256506	82-463	0512309072	108		CHAMPLIN 367 AMOCO #1	SCABBARD	17.9	CRYSTAL OIL CO
8256408	81-868	0500107588	103		CHAMPLIN 459 AMOCO #2	SUN	20.0	KOCH OIL CO
8256409	81-854	0503906354	103		CHAMPLIN 569 AMOCO "E" #1	UNNAMED	30.0	COLORADO INTERSTA
8256503	82-459	0500107202	108		CHAMPLIN 67 AMOCO UNIT "F" #1	CHIEFTAIN	10.8	PANHANDLE EASTERN
8256428	81-866	0500107733	103		CLYDE E WILLIAMS JR #2	RADAR	20.0	PANHANDLE EASTERN

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256415	81-850	0512310615	103		CLYDE MARSHALL #1	HANBERT	100.0	PANHANDLE EASTERN
8256509	82-474	0500106457	108		D G H L #1	WATTENBERG	16.7	PANHANDLE EASTERN
8256502	81-865	0512307912	108		EARL V BROTEMARKE #1 (3RD)	WATTENBERG	14.7	PANHANDLE EASTERN
8256510	82-483	0512307310	108		ESTHER F GAUMER #1	WATTENBERG	6.6	PANHANDLE EASTERN
8256417	81-865	0500107785	103		GEORGE SAUTER #1	KRAUTHHEAD	60.0	CRYSTAL OIL CO
8256513	82-884	0512308637	108		M ALFRED KROUGH #1	WATTENBERG	16.6	PANHANDLE EASTERN
8256413	81-758	0512310045	103		HANKS POOLING UNIT #2	WATTENBERG	150.0	PANHANDLE EASTERN
8256410	81-867	0512310225	103		HARRY S CHIKUMA UNIT "C" #1	SPINDLE	15.0	COLORADO INTERSTA
8256508	82-477	0512309705	108		J H CUYKENDALL "B" #1	TANPA	9.4	PANHANDLE EASTERN
8256501	82-470	0512307803	108		JAKE B BRETHAVER #1	WATTENBERG	16.6	PANHANDLE EASTERN
8256507	82-882	0512308045	108		LYLE V CONKSEY GAS UNIT #1	WATTENBERG	20.0	PANHANDLE EASTERN
8256419	81-846	0512310280	103		MARGARET TWOMBLY "B" #5	SPINDLE	5.0	COLORADO INTERSTA
8256512	82-869	0512308504	108		MAUDE KOEHLER GAS UNIT #1	WATTENBERG	10.8	PANHANDLE EASTERN
8256514	82-862	0512309752	108		MILLER FEED LOTS UNIT #1	HANBERT	14.6	PANHANDLE EASTERN
8256411	81-855	0512310202	103		NELS CHRISTENSEN GAS UNIT #2	WATTENBERG	100.0	PANHANDLE EASTERN
8256416	81-849	0500506429	103		PRITCHETTE GREEN "B" #1	POLLEN	30.0	COLORADO INTERSTA
8256515	82-868	0512307738	108		RAYMOND V SARCHET UNIT "B" #1	WATTENBERG	14.1	PANHANDLE EASTERN
8256412	81-852	0512310067	103		ROY DUTCHER UNIT #2	WATTENBERG	100.0	PANHANDLE EASTERN
8256418	81-869	0512309980	103		SUCKLA FARMS INC "B" #2	WATTENBERG	60.0	PANHANDLE EASTERN
8256516	82-461	0512307848	108		UPRR 22 PAN AM "G" #1	WATTENBERG	17.1	PANHANDLE EASTERN
8256517	82-471	0500106698	108		UPRR 23 PAN AM "F" #1	AMBUSH	14.2	PANHANDLE EASTERN
8256420	81-872	0500506437	103		UPRR 26 PAN AM "C" #1	QUILL	30.0	COLORADO INTERSTA
8256421	81-853	0500506422	103		UPRR 42 PAN AM "A" #3	POLLEN	60.0	COLORADO INTERSTA
8256422	81-848	0512310200	103		UPRR 43 PAN AM "G" #4	WEST SPINDLE	10.0	COLORADO INTERSTA
8256423	81-856	0512309720	103		UPRR 43 PAN AM "Q" #1	WATTENBERG	6.0	PANHANDLE EASTERN
8256424	81-757	0512309744	103		UPRR 43 PAN AM "R" #1	WATTENBERG	90.0	PANHANDLE EASTERN
8256426	81-857	0512309722	103		UPRR 43 PAN AM "U" #1	WATTENBERG	40.0	PANHANDLE EASTERN
8256427	81-851	0512309741	103		UPRR 43 PAN AM "V" #1	WATTENBERG	100.0	PANHANDLE EASTERN
8256425	81-864	0512309721	103		UPRR 43 PAN AM "S" #1	WATTENBERG	100.0	PANHANDLE EASTERN
8256519	82-460	0512307255	108		UPRR 59 PAN AM #1	WATTENBERG	18.4	PANHANDLE EASTERN
8256511	82-473	0512307996	108		WAYNE D HIBBS UNIT #1	WATTENBERG	16.4	PANHANDLE EASTERN
8256520	82-467	0512307797	108		WEBSTER LAND & CATTLE	WATTENBERG	19.1	PANHANDLE EASTERN
8256521	82-472	0512308331	108		WELD COUNTY LUMBER CO GAS UNIT #1	WATTENBERG	12.0	PANHANDLE EASTERN
-ANTELOPE PRODUCTION CO					RECEIVED: 09/16/82	JA: CO		
8256380	81-660	0512310205	102-4		DOLAN #1	TERRACE	36.0	KANSAS-NEBRASKA N
8256381	81-659	0512310048	102-4		NELSON RANCHES INC #3	TERRACE	36.0	KANSAS-NEBRASKA N
-CHAMPLIN PETROLEUM COMPANY					RECEIVED: 09/16/82	JA: CO		
8256389	81-810	0500107859	102-2		ABBOTT LANDS 32-7 #4	BASLINE	58.0	COLORADO INTERSTA
8256429	81-910	0500107945	103		ABBOTT LANDS 41-1 #2	BASLINE	110.0	COLORADO INTERSTA
8256430	81-808	0500107614	103		ANTELOPE FARMS 32-23 #1	PORTER	128.0	COLORADO INTERSTA
8256431	81-927	0500107943	103		ATWATER 13-1 #1	RADAR	15.0	COLORADO INTERSTA
8256432	81-809	0512310260	103		HARKIS 32-15 #1	VALENTINE	78.0	PANHANDLE EASTERN
8256433	81-988	0500107395	103		HOSMER 32-29 #1	JAMBOREE	10.0	PANHANDLE EASTERN
8256434	81-786	0500107732	103		KALLSEN 24-9 #1	TRAPPER SOUTH	58.0	PANHANDLE EASTERN
8256435	81-787	0500506475	103		OAKLAND CATTLE CO 21-27 #1	PUNA	66.0	COLORADO INTERSTA
8256436	81-742	0500506480	103		REEVES 32-21 #4	QUILL FIELD	25.0	AMOCO PRODUCTION
8256437	81-746	0500506399	103		SCHROTH 41-21 #1	PRONGHORN	164.0	AMOCO PRODUCTION
8256438	81-807	0512310261	103		TWO-E RANCHES 32-7 #1	ARISTOCRAT	86.0	PANHANDLE EASTERN
8256439	81-983	0503906361	103		WHITEMEAD 42-7 #2	COMANCHE CREEK	1.0	AMOCO PRODUCTION
-CONTINENTAL GAS TRANSMISSION					RECEIVED: 09/16/82	JA: CO		
8256440	82-173	0500107941	103		MITCHEM 34-26	ZENITH	100.0	PANHANDLE EASTERN
-DOOME PETROLEUM CORP					RECEIVED: 09/16/82	JA: CO		

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256461	81-769	0504505056	107-TF		BALDY CREEK #1-17	WILDCAT	513.2	NORTHWEST PIPELIN
8256462	81-793	0504506280	107-TF		BALDY CREEK #3-28	WILDCAT	85.8	NORTHWEST PIPELIN
-ENERGY MINERALS CORPORATION								
8256463	81-862	0512506607	107-TF	RECEIVED:	09/16/82	WAVERLY	165.0	CITIES SERVICE GA
8256464	81-863	0512506606	107-TF		CLYDE #1	WAVERLY	65.0	CITIES SERVICE GA
8256390	81-777	0508707622	102-2		FREY #1	WILDCAT	160.0	PANTERA ENERGY CO
8256441	81-775	0512310408	103		LISA #1	WATTENBURG	47.0	COLORADO INTERSTA
8256465	81-861	0512506605	107-TF		R M R RANCH #1	WAVERLY	158.0	CITIES SERVICES G
8256442	81-776	0512310339	103		VICTOR STATE #1	WATTENBURG	150.0	PHILLIPS PETROLEU
-ENERGY OIL INC								
8256385	81-661	0512310090	102-4	RECEIVED:	09/16/82	WILDCAT	225.0	PANHANDLE EASTERN
-EXCEL ENERGY CORP								
8256466	81-954	0512310411	107-TF	RECEIVED:	09/16/82	WATTENBURG	0.0	PANHANDLE EASTERN
8256467	81-747	0512310161	107-TF		BERRY #1	WATTENBURG	0.0	PANHANDLE EASTERN
8256468	81-819	0512310391	107-TF		FORT ST VRAIN #2	WATTENBURG	0.0	PANHANDLE EASTERN
8256469	81-820	0512310392	107-TF		FORT ST VRAIN #6	WATTENBURG	0.0	PANHANDLE EASTERN
8256472	81-721	0512310159	107-TF		FREAUFF #1	WATTENBURG	0.0	PANHANDLE EASTERN
8256470	81-718	0512310376	107-TF		FT ST VRAIN #8	WATTENBURG	0.0	PANHANDLE EASTERN
8256471	81-722	0512310377	107-TF		FT ST VRAIN #9	WATTENBURG	0.0	PANHANDLE EASTERN
8256473	81-720	0512310364	107-TF		HOBDAV #1	WATTENBURG	0.0	PANHANDLE EASTERN
8256474	81-719	0512310158	107-TF		SCHLAGEL #1	WATTENBURG	0.0	PANHANDLE EASTERN
-J W NYLUND								
8256458	81-767	0512310291	103	RECEIVED:	09/16/82	GRAIL	21.9	KANSAS-NEBRASKA N
8256459	81-766	0512310371	103		BIGGS #2	GRAIL	21.9	KANSAS-NEBRASKA N
-J W OPERATING COMPANY								
8256392	81-799	0512506596	102-2	RECEIVED:	09/16/82	WILDCAT (UNNAMED)	225.0	KANSAS-NEBRASKA N
8256522	82-436	0512506331	108		H CHAPMAN #1-33	MILDRED	14.1	KANSAS-NEBRASKA N
8256393	81-800	0512506597	102-2		KELLER CATTLE CO #10	ECKLEY	333.0	KANSAS-NEBRASKA N
8256391	81-907	0512506535	102-2		M CONRAD #2-30	WILDCAT	110.0	CITIES SERVICE GA
8256394	81-908	0512506598	102-2		MYRTLE AKEY #1-25	ROCK CREEK	46.0	CITIES SERVICE GA
8256395	81-906	0512506610	102-2		R KOPF #3-25	ROCK CREEK	69.0	KANSAS-NEBRASKA N
-JEROME P MCHUGH								
8256455	81-748	0506706515	103	RECEIVED:	09/16/82	IGNACIO BLANCO MESAVE	804.0	EL PASO NATURAL G
-KOCHE INDUSTRIES INC								
8256523	82-434	0500106838	108	RECEIVED:	09/16/82	WATTENBURG	13.9	COLORADO INTERSTA
-L & B OIL CO INC								
8256443	81-577	0500107818	103	RECEIVED:	09/16/82	SUN FIELD	146.0	KOCH HYDROCARBON
8256444	81-607	0500107882	103		AMOCO - UPRR LINNEBUR #14-3	SUN FIELD	150.0	KOCH HYDROCARBON
8256445	81-791	0500107890	103		ANDERSON #1	SUN FIELD	140.0	KOCH HYDROCARBON
8256446	81-687	0500107919	103		ANDERSON #2	SUN FIELD	110.0	KOCH HYDROCARBON
8256447	82-278	0500108059	103		ANDERSON #3	SUN	80.0	KOCH HYDROCARBON
8256452	82-428	0500108094	103		ANDERSON #4	SUN	110.0	KOCH HYDROCARBON
8256396	81-272	0500107698	102-2		LINNEBUR #2-3	WILDCAT	50.0	PANHANDLE EASTERN
8256448	81-283	0512309972	103		PERKINS-THORNBURG #1	SPACE CITY	35.0	PANHANDLE EASTERN
8256475	81-282	0512309972	107-TF		STATE OF COLORADO #1-36CG	SPACE CITY	35.0	PANHANDLE EASTERN
8256449	81-281	0512310168	103		STATE OF COLORADO #1-36CG	SPACE CITY	50.0	PANHANDLE EASTERN
8256476	81-280	0512310168	107-TF		STATE OF COLORADO #2-36CG	SPACE CITY	50.0	PANHANDLE EASTERN
8256450	81-130	0500107576	103		STATE OF COLORADO #2-36CG	QUAIL	100.0	PANHANDLE EASTERN
8256451	81-354	0500107812	103		STATE OF COLORADO #6-36 T2S R63W	QUAIL	160.0	PANHANDLE EASTERN
8256397	81-74	0500100000	102-2	RECEIVED:	09/16/82	WILDCAT	20.0	PANHANDLE EASTERN
-MARTIN EXPLORATION MGMT CORP								
8256477	81-789	0501306080	107-TF		UPRR-AMOCO #1	BOULDER VALLEY	0.0	PANHANDLE EASTERN
8256478	81-879	0512310427	107-TF		ALMQUIST #1	WATTENBURG	0.0	PANHANDLE EASTERN
					BECKY #2-6			

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256453	81-858	0501306093	103	RECEIVED:	BECKY #3-36	SPINDLE	12.5	PANHANDLE EASTERN
8256479	81-821	0501306010	107-TF		ERTL #18-2	BOULDER VALLEY	0.0	PANHANDLE EASTERN
8256454	81-984	0500107918	103		HOKR #20-1	WILDCAT	25.2	PANHANDLE EASTERN
8256480	81-931	0501306088	107-TF		MACY #2-3	WATTENBERG	75.6	PANHANDLE EASTERN
-MORMAC ENERGY CORP								
8256481	81-709	0512506444	107-TF		HICKMAN 1-19	UNNAMED	36.0	CITIES SERVICE GA
8256482	81-710	0512506478	107-TF		HICKMAN 2-13	UNNAMED	36.0	CITIES SERVICE GA
8256483	81-711	0512506479	107-TF		HICKMAN 2-18	WHISPER	36.0	CITIES SERVICE GA
8256484	81-712	0512506481	107-TF		HICKMAN 4-18	UNNAMED	36.0	CITIES SERVICE GA
8256485	81-713	0512506482	107-TF		HICKMAN 5-18	UNNAMED	36.0	CITIES SERVICE GA
8256486	81-714	0512506542	107-TF		HICKMAN 6-18	UNNAMED	36.0	CITIES SERVICE GA
8256456	82-24	0500107951	103		PILAND 11-12	RADAR	0.0	PANHANDLE EASTERN
-NORTHWEST PIPELINE CORPORATION								
8256524	82-480	0506705404	108	RECEIVED:	09/16/82 JA: CO	IGNACIO BLANCO MESAVE	0.0	NORTHWEST PIPELIN
-PLATTE VALLEY PETRO ENERGY INC								
8256386	81-751	0508707555	102-4	RECEIVED:	09/16/82 JA: CO	BOXER	18.3	KOCH HYDROCARBONS
8256388	81-750	0508707528	102-4		MUSGRAVE 1-CX	BOXER	0.0	KOCH HYDROCARBONS
8256387	81-749	0508707576	102-4		MUSGRAVE 3-D	BOXER	8.8	KOCH HYDROCARBON
-REGAL PETROLEUM LTD								
8256398	81-725	0508707607	102-2	RECEIVED:	09/16/82 JA: CO	HAPPY DOG	50.0	PANTERA ENERGY CO
8256399	82-80	0508707625	102-2		LISLE #1	HAPPY DOG	150.0	PANTERA ENERGY CO
8256400	81-726	0508707589	102-2		STATE DZ	WILDCAT	150.0	PANTERA ENERGY CO
8256401	81-727	0508707612	102-2		WILDCAT RANCHES #1A	WILDCAT CREEK	50.0	PANTERA ENERGY CO
-SHAKESPEARE OIL CO INC								
8256457	81-771	0512109705	103	RECEIVED:	09/16/82 JA: CO	REOVING	180.0	KANSAS NEBRASKA N
-TETON ENERGY CO INC								
8256404	81-815	0507708377	102-2	RECEIVED:	09/16/82 JA: CO	PLATEAU CREEK	297.0	NORTHWEST PIPELIN
8256489	81-816	0507708377	107-TF		COURY 18-2	PLATEAU CREEK	297.0	NORTHWEST PIPELIN
8256402	81-813	0507708370	102-2		COURY 18-2	PLATEAU	369.0	NORTHWEST PIPELIN
8256487	81-814	0507708370	107-TF		LYONS 14-1	PLATEAU	369.0	NORTHWEST PIPELIN
8256403	81-817	0507708369	102-2		LYONS 14-1	PLATEAU	282.0	NORTHWEST PIPELIN
8256488	81-818	0507708369	107-TF		LYONS 14-2	PLATEAU	282.0	NORTHWEST PIPELIN
8256460	81-811	0507708390	103		ZIEGAL #7-1	PLATEAU	433.0	NORTHWEST PIPELIN
8256490	81-812	0507708390	107-TF		ZIEGAL 7-1	PLATEAU	433.0	NORTHWEST PIPELIN
-TIGER OIL INC								
8256382	81-716	05050506461	102-4	RECEIVED:	09/16/82 JA: CO	PUMA	55.0	AMOCO PRODUCTION
8256383	81-723	05050506457	102-4		AMOCO-UPRR OAKLANDS CATTLE CO 12-27	PUMA	36.0	AMOCO PRODUCTION
8256384	81-715	05050564720	102-4		JOHN SCOTT 42-28	PUMA	200.0	AMOCO PRODUCTION
-VESSELS OIL & GAS COMPANY								
8256491	81-782	0501306057	107-TF	RECEIVED:	09/16/82 JA: CO	WEST WATTENBERG EXTEN	77.4	PANHANDLE EASTERN
8256492	81-845	0512310333	107-TF		ALCORN #1	WATTENBERG	438.0	PANHANDLE EASTERN
8256493	81-902	0512310365	107-TF		BEEBE DRAW CATTLE CO #1	WATTENBERG	638.8	PANHANDLE EASTERN
8256494	81-901	0512310410	107-TF		BEEBE DRAW CATTLE CO #2	WATTENBERG	419.8	PANHANDLE EASTERN
8256495	81-900	0512310426	107-TF		BEEBE DRAW CATTLE CO #2-A	WATTENBERG	379.6	PANHANDLE EASTERN
8256496	81-827	0501306047	107-TF		MCDONALD #1	WATTENBERG	255.6	PANHANDLE EASTERN
8256497	81-960	0501306095	107-TF		OXFORD FARMS "F" UNIT #1	WATTENBERG	438.0	PANHANDLE EASTERN
8256498	81-915	0512310265	107-TF		STATE PETERSON #1	FAIRWAY	173.4	PANHANDLE EASTERN
8256499	81-985	0501306052	107-TF		WARREN H WIGGETT #1	WATTENBERG EXTENSION	262.8	PANHANDLE EASTERN
-KANSAS CORPORATION COMMISSION								
-CITIES SERVICE COMPANY								
8256369	K-82-0566	1512920569	102-3	RECEIVED:	09/13/82 JA: KS	WINTER UPPER MORROW	22.0	COLORADO INTERSTA

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JD NO	JA DKT	API NO	D SEC(1) SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256370	K-82-0567	1512920581	102-3	WILLIAMS D #2	WINTER UPPER MORROW	2.0	COLORADO INTERSTA
8256378	K-81-0930	1503522319	102-2	STEWART #1	GUTHRIE	1.2	CITIES SERVICE GA
LOUISIANA OFFICE OF CONSERVATION							

8256527	82-2367	1710720400	RECEIVED: 09/20/82	JA: LA	WILDCAT	292.0	LOCUST RIDGE GAS
8256375	82-455	1709320203	RECEIVED: 09/16/82	JA: LA	BURTON	1752.0	
8256534	81-2554	1702720849	RECEIVED: 09/20/82	JA: LA	BLACKBURN	365.0	UNITED GAS PIPELI
8256535	81-2556	1702720808	RECEIVED: 09/20/82	JA: LA	BLACKBURN	365.0	UNITED GAS PIPELI
8256531	82-86	1711920323	RECEIVED: 09/20/82	JA: LA	SIBLEY	360.0	UNITED GAS PIPELI
8256530	82-85	1701320525	RECEIVED: 09/20/82	JA: LA	WEST BRYCELAND	300.0	LOUISIANA INTERST
8256532	81-2781	1708120385	RECEIVED: 09/16/82	JA: LA	GAHAGAN	200.8	LOUISIANA INTRAST
8256373	82-3338	1702120867	RECEIVED: 09/16/82	JA: LA	COOPER	35.0	LOUISIANA INTRAST
8256371	81-2522	1709320196	RECEIVED: 09/16/82	JA: LA	HESTER	350.0	UNITED GAS PIPE L
8256374	82-3288	1708120439	RECEIVED: 09/16/82	JA: LA	CARROLL CREEK	28.0	RELM CORP
8256528	82-2968	1701320260	RECEIVED: 09/20/82	JA: LA	WOODARDVILLE	9.0	UNITED GAS PIPE L
8256529	81-2866	1711920316	RECEIVED: 09/20/82	JA: LA	ADA	500.0	ARKANSAS LOUISIAN
8256525	82-3096	1711123478	RECEIVED: 09/16/82	JA: LA	MONROE GAS	14.6	DEVON CORP
8256376	81-1649	1705921859	RECEIVED: 09/16/82	JA: LA	LITTLE CREEK	100.0	
8256372	81-1334	1705721716	RECEIVED: 09/16/82	JA: LA	RACELAND	526.0	
8256377	81-891	1705520191	RECEIVED: 09/16/82	JA: LA	NORTH OSSUN	0.0	CONOCO INC
8256533	82-1498	1700700241	RECEIVED: 09/20/82	JA: LA	PIERRE PASS FIELD	6.0	SUGAR BOWL GAS CO
8256526	82-3476	1707720299	RECEIVED: 09/20/82	JA: LA	MOORE-SAMS	1900.0	COLUMBIA GAS TRAN
MICHIGAN DEPARTMENT OF NATURAL RESOURCES							

8256379	2105500000	RECEIVED: 09/13/82	JA: MI	NEW FIELD (UNNAMED) G	292.0	CONSUMERS POWER C	
8256561	2107935404	RECEIVED: 09/20/82	JA: MI	KALKASKA #29*	184.0	CONSUMERS POWER C	
8256562	2114100000	RECEIVED: 09/20/82	JA: MI	ALLIS 29	107.0	MICHIGAN CONSOLID	
MISSISSIPPI OIL & GAS BOARD							

8256562	2114100000	RECEIVED: 09/20/82	JA: MS	NEW FIELD (UNNAMED) G	292.0	CONSUMERS POWER C	
TOMLINSON INTERESTS INC							

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 FIELD NAME PROD PURCHASER

 JOHNS 6000.0 TRANSCONTINENTAL

 S QUINTON 73.0 ARKANSAS LOUISIAN

 API NO D SEC(1) SEC(2) WELL NAME

 2312120094 107-DP VERA C COX 32-7 #1

 OKLAHOMA CORPORATION COMMISSION

 RECEIVED: 09/14/82 JA: OK
 WHITE "K" 1
 103
 3507700000
 8256368 10190
 -FARMERS ENERGY CORP
 8256368 10190

SOURCE DATA FOR THIS NOTICE IS AVAILABLE ON MAGNETIC TAPE FROM THE NATIONAL TECHNICAL INFORMATION SERVICE (NTIS). FOR INFORMATION,
 CONTACT STUART WEISMAN (NTIS) AT (703) 487-4808, 5285 PORT ROYAL RD, SPRINGFIELD, VA 22161, OR SANDRA SPEAR (PERC) (202) 357-8344.

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 within fifteen days after publication of notice in the **Federal Register**.

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. 82-29251 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

[Volume 7551]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: October 18, 1982.

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
LOUISIANA OFFICE OF CONSERVATION								

-ARKLA EXPLORATION COMPANY	1707522792	RECEIVED: 09/21/82	J A: LA	TIGER RIDGE	500.0	SOUTHERN NATURAL		
8256777 81-2590		102-2	DELACROIX #4-8	CHURCH POINT	1384.0	MONTEREY PIPELINE		
-ASPEN EXPLORATION	1700121046	RECEIVED: 09/21/82	J A: LA	CHURCH POINT	2153.0	MONTEREY PIPELINE		
8256741 82-2092		102-4	MARK R FRUGE #2	GRAND CANE	30.0	LOUISIANA INTRAST		
8256784 82-2341	1700121076	RECEIVED: 09/21/82	J A: LA	MOORE-SAMS	3833.0	SUGAR BOUL GAS CO		
-CARMET OIL INC		102-4	WINDSOR DAIGLE #2	CHALKLEY	1466.0	TEXAS GAS TRANSMI		
8256776 81-2975	1703121138	103	BOISE SOUTHERN #4	KINDER	0.0	LOUISIANA STATE G		
-CHEVRON U S A INC	1707720267	RECEIVED: 09/21/82	J A: LA	ARKANA	1627.9	ARKANSAS LOUISIAN		
8256793 82-3475		107-OP	R G CURET #1 18-100 TUSC RA SUL	BEAR CREEK	365.0	LOUISIANA GAS PUR		
-COCKRELL CORPORATION	1702321516	RECEIVED: 09/21/82	J A: LA	LAFORCHE CROSSING	0.0	SHELL OIL CO		
8256787 82-3405		102-4	MATILDA GRAY STREAM #1	LAKE LONG FIELD	365.0	COLUMBIA GAS TRAN		
-CORAL PETROLEUM DEVELOPMENT INC	1700320231	RECEIVED: 09/21/82	J A: LA	EVERY ISLAND	200.0	COLUMBIA GAS TRAN		
8256775 82-3199		102-4	LUCIAN FONTENOT #1	UNIONVILLE	88.0	MANVILLE FOREST P		
-CRYSTAL OIL COMPANY	1701521710	RECEIVED: 09/21/82	J A: LA	HOLLYWOOD	1820.0	UNITED GAS PIPELI		
8256745 82-2352		107-TF	THOMPSON #1 - ALT HAY RA SU D	HOLLYWOOD	0.0	UNITED GAS PIPELI		
-DAVIS OIL COMPANY	1701320483	RECEIVED: 09/21/82	J A: LA	ELLIS	328.0	LOUISIANA INTRAST		
8256756 82-0776		103	JOHN N FORD #1	N BURTVILLE	153.3	LOUISIANA INTRAST		
-DEM OIL & GAS COMPANY INC	1705721372	RECEIVED: 09/21/82	J A: LA	TEN MILE BAYOU	36.0	TENNESSEE GAS PIP		
8256785 82-3290		102-2	J THIBODAUX #1 9600 RA SUA	GRAND BAY	70.0	UNITED GAS PIPELI		
-EDWIN L COX	1705721817	RECEIVED: 09/21/82	J A: LA	CADDO PINE ISLAND	500.0	ARKANSAS LOUISIAN		
8256735 82-2802		102-4	COX - STATE LEASE 328 #3	HODGE	365.0	ARKANSAS LOUISIAN		
-EXXON CORPORATION	1704520685	RECEIVED: 09/21/82	J A: LA	COFFEE BAY	75.0	SOUTHERN NATURAL		
8256754 82-2366		103	PETT ANSE CO B #63 AI UL-1 RC SU					
-FRANKS PETROLEUM INC ETAL	1706120118	RECEIVED: 09/21/82	J A: LA					
8256744 82-2364		107-TF	J C COLVIN B #1					
-GETTY OIL CO	1710922395	RECEIVED: 09/21/82	J A: LA					
8256757 82-1165		107-OP	HOUMA COMMUNITY #9					
-GETTY OIL COMPANY	1710922543	RECEIVED: 09/21/82	J A: LA					
8256739 82-3434		107-OP	SOUTHDOWN SUGARS #18					
-GOLDKING PRODUCTION COMPANY	1700100000	RECEIVED: 09/21/82	J A: LA					
8256733 82-1240		102-4	LB & JW LAWSON #1					
8256760 82-2837	1703320113	103	S J GIAMELLONI JR #2-D					
-GUERNSEY PETROLEUM CORPORATION	1703121836	RECEIVED: 09/21/82	J A: LA					
8256790 82-3316		103	TAYLOR #1					
-GULF OIL CORPORATION	1707522735	RECEIVED: 09/21/82	J A: LA					
8256762 82-0202		103	SL 195 GG WELL #187					
-H D MCCORMICK	1701724016	RECEIVED: 09/21/82	J A: LA					
8256779 82-0263		103	MCCORMICK #1 SERIAL #174121					
-HENRY GOODRICH D/B/A GOODRICH OIL C	1704920177	RECEIVED: 09/21/82	J A: LA					
8256788 82-1053		103	CONTINENTAL CAN CO #1 JAMES RA SUC					
8256759 82-0379	1705721816	103	GRANDISON #1					

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256792	82-1349	1702720878	103	RECEIVED:	HASSELL #1 CV RA SUG	SUGAR CREEK	365.0	UNITED GAS PIPE L
-HERD PRODUCING COMPANY INC					09/21/82			
8256763	81-2829	1702720825	103	RECEIVED:	R SIMS #2 SHK C RA SUF	EAST HAYNESVILLE	205.0	LOUISIANA GAS INT
-HOGAN EXPLORATION INC					09/21/82			
8256774	82-2311	1702120909	102-4	RECEIVED:	WILLIS TARTER #3 LUX RA SUL	WELCOME HOME	35.0	LOUISIANA INTRAST
-JEEMS BAYOU PRODUCTION CORP					09/21/82			
8256764	82-3016	1703121096	103	RECEIVED:	CONTINENTAL CAN #2	GROGAN	160.0	TENNESSEE GAS PIP
-KILROY CO OF TEXAS					09/21/82			
8256761	82-3396	1701724613	102-4	RECEIVED:	HUNTER CO #3 MOSS CRA SUD	SHREVEPORT	365.0	ARKANSAS-LOUISIAN
-LGS EXPLORATION INC					09/21/82			
8256750	82-3321	1700520158	102-4	RECEIVED:	C C MYERS #1	SORRENTO	360.0	TRANSCONTINENTAL
-LOUISIANA LAND & EXPLORATION CO					09/21/82			
8256751	82-2201	1701520892	102-4	RECEIVED:	MCCALMAN #1 - 153609	NORTH MISSIONARY LAKE	461.0	ARKANSAS-LOUISIAN
-MARSHALL EXPLORATION INC					09/21/82			
8256781	82-0527	1703121108	103	RECEIVED:	CLARA FOSHEE #1 FBG RA SU 14	LOGANSPOUT	109.0	ARKANSAS-LOUISIAN
-MAY PETROLEUM INC					09/21/82			
8256782	82-0528	1703121108	103	RECEIVED:	CLARA FOSHEE #1 L GR RA SUD	LOGANSPOUT	80.0	ARKANSAS LOUISIAN
-MCRAE EXPLORATION INC					09/21/82			
8256780	81-2835	1705520200	102-4	RECEIVED:	V GUILBEAU #1 (169310) CAN A RB SUA SCOTT	DOWNSVILLE	365.0	LOUISIANA INTRAST
-MULLINS & PRICHARD					09/21/82			
8256778	82-0517	1711123327	102-2	RECEIVED:	BEARDEN #4 U HOSS RA SUB	DOWNSVILLE	0.0	LOUISIANA GAS INT
8256747	82-2372	1705100320	107-PE	RECEIVED:	E P BRADY 1 #1	BAYOU PEROT FIELD	0.0	UNITED GAS PIPE L
8256748	82-2371	1705100326	107-PE	RECEIVED:	E P BRADY 1 #10	BAYOU PEROT FIELD	0.0	UNITED GAS PIPE L
8256749	82-2370	1705100327	107-PE	RECEIVED:	E P BRADY 1 #3	BAYOU PEROT FIELD	0.0	UNITED GAS PIPE L
8256738	82-2368	1705100321	107-PE	RECEIVED:	E P BRADY 1 #5	BAYOU PEROT FIELD	0.0	UNITED GAS PIPE L
8256737	82-2369	1705100317	107-PE	RECEIVED:	E P BRADY 1 #6	BAYOU PEROT FIELD	0.0	UNITED GAS PIPE L
-OXY PETROLEUM INC					09/21/82			
8256735	81-2831	1703100000	107-TF	RECEIVED:	LEE HOLLOWELL #1	WEST GRAND CANE	49.8	LOUISIANA INTRAST
-PICKENS CO INC					09/21/82			
8256746	82-3403	1701920398	107-PE	RECEIVED:	POLICE JURY #1 CH 12 RC SU C	GILLIS/ENGLISH BAYOU	940.0	LOUISIANA GAS SYS
-P60 PRODUCING COMPANY					09/21/82			
8256791	82-3235	1701521661	102-2	RECEIVED:	KAVANAUGH #1	ANTRIM	182.0	UNITED GAS PIPE L
-QUINTANA PETROLEUM CORP					09/21/82			
8256736	82-3431	1711202630	107-OP	RECEIVED:	S/L 8010 #2	SHIP SHOAL BLOCK 15	1500.0	TEXAS GAS TRANSMI
8256772	82-2343	1710120856	107-OP	RECEIVED:	SHINN #7 GC MA 10 RA SU	GARDEN CITY	5475.0	UNITED GAS PIPE L
-SANYER ENERGY INC					09/21/82			
8256765	82-0309	1703121715	103	RECEIVED:	BRUMMEIT #2	HOLLY	0.0	LOUISIANA INTRAST
-SHELL OIL CO					09/21/82			
8256771	81-2765	1710922139	103	RECEIVED:	SL 2077 #13 MAI NVUA	HALTER ISLAND FIELD	90.0	TENNESSEE GAS PIP
-SONAT EXPLORATION COMPANY					09/21/82			
8256752	82-3317	1701320552	103	RECEIVED:	OTIS POOLE #4	BUNCHY CREEK	0.0	SOUTHERN NATURAL
-SOURCE PETROLEUM INC					09/21/82			
8256770	81-2759	1700320087	103	RECEIVED:	JAMES POURTEAU #2 VUA	BELLE ISLE	0.0	TEXAS EASTERN TRA
-SUN EXPL. & PROD. CO. - HOUSTON					09/21/82			
8256773	82-2272	1710101697	107-PE	RECEIVED:	BI N VUA #1-47	BAYOU ST VINCENT	0.0	UNITED GAS PIPE L
-SUN EXPLORATION & PRODUCTION CO					09/21/82			
8256768	82-2317	1700700405	108-ER	RECEIVED:	PLAN 2 RA SUA-P LABARRE #2	BAYOU ST VINCENT	6.0	UNITED GAS PIPE L
8256769	82-0856	1700700000	108	RECEIVED:	SL 340 #166 CBI 66A RC-C-1 SU	COTE BLANCHE ISLAND	277.0	
-TEXACO INC					09/21/82			
8256743	82-2358	1710121027	107-OP	RECEIVED:	SL 341 7-0 BAL SU	BATEMAN LAKE	1640.0	CITY OF MORGAN CI
8256767	81-2775	1710121111	103	RECEIVED:	QUERBES "A" #1 CV D SU NN	GREENWOOD-WASKOM	608.5	UNITED GAS PIPE L
-TEXAS OIL & GAS CORP					09/21/82			
8256789	81-3000	1701724150	103	RECEIVED:				

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROU	PURCHASER
-TEXASGULF INC	8256766 82-0391	1700121010	103	RECEIVED: 09/21/82	JA: LA	CROWLEY	400.0	
-TRIGON EXPLORATION INC	8256742 82-3739	1710922563	102-4	RECEIVED: 09/21/82	JA: LA	LAPEYROUSE	38.0	UNITED GAS PIPELI
-UNION TEXAS PETROLEUM	8256783 81-2549	1706120200	102-4	RECEIVED: 09/21/82	JA: LA	TERRYVILLE SEC 30 T 1	0.0	LOUISIANA GAS PUR
-WAGNER & BROWN	8256740 82-2344	1707720285	107-0P	RECEIVED: 09/21/82	JA: LA	MOORE-SAMS	1838.0	COLUMBIA GAS TRAN
-WESTLAND OIL DEVELOPMENT CORP	8256786 82-3714	1705120568	102-4	RECEIVED: 09/21/82	JA: LA	WEST BARATARIA	24.0	SOUTHERN NATURAL
8256758 82-3715	1705120579	102-4	RECEIVED: 09/21/82	JA: LA	WEST BARATARIA	24.0	SOUTHERN NATURAL	

NEW MEXICO DEPARTMENT OF ENERGY & MINERALS								

-ALAN J ANTWEIL	8256578	3002527714	103	RECEIVED: 09/20/82	JA: NM	WEST NADINE BLINEBRY	4.9	WARREN PETROLEUM
-BASS ENTERPRISES PRODUCTION CO	8256568	3002527802	103	RECEIVED: 09/20/82	JA: NM	WILDCAT	125.0	
-EL PASO NATURAL GAS COMPANY	8256576	3004523044	108	RECEIVED: 09/20/82	JA: NM	BLANCO - PICTURED CLI	19.0	EL PASO NATURAL G
8256574	3003920046	108	RECEIVED: 09/20/82	JA: NM	BLANCO - DAKOTA	2.0	EL PASO NATURAL G	
8256572	3003920000	108-PB	RECEIVED: 09/20/82	JA: NM	BLANCO - MESA VERDE	0.0	EL PASO NATURAL G	
-EXXON CORPORATION	8256579	3002527360	102-3	RECEIVED: 09/20/82	JA: NM	UNDESIGNATED MORROW -	767.0	LLANO INC
-GETTY OIL COMPANY	8256569	3002527884	103	RECEIVED: 09/20/82	JA: NM	LANGLIE MATTIX	17.5	EL PASO NATURAL G
-NORTHWEST PIPELINE CORPORATION	8256575	3004523834	108	RECEIVED: 09/20/82	JA: NM	BASIN DAKOTA	0.0	NORTHWEST PIPELIN
-PIONEER PRODUCTION CORPORATION	8256573	3004500000	108	RECEIVED: 09/20/82	JA: NM	BASIN DAKOTA	0.0	WESTAR TRANSMISSI
-READ & STEVENS INC	8256577	3001524003	103	RECEIVED: 09/20/82	JA: NM	BUNKER HILL PENROSE	47.0	PHILLIPS PETROLEU
-SUN EXPLORATION & PRODUCTION CO	8256563	3002500000	108	RECEIVED: 09/20/82	JA: NM	LANGLIE MATTIX	17.0	EL PASO NATURAL G
8256564	3002500000	108	RECEIVED: 09/20/82	JA: NM	LANGLIE MATTIX	17.0	EL PASO NATURAL G	
8256566	3002500000	108	RECEIVED: 09/20/82	JA: NM	LANGLIE MATTIX	9.0	PHILLIPS PETROLEU	
-TEXAS CRUDE INC	8256570	3002500000	103	RECEIVED: 09/20/82	JA: NM	LOVINGTON PENN NE	127.5	
-VIKING PETROLEUM CORP	8256567	3000500000	107-TF	RECEIVED: 09/20/82	JA: NM	UNDESIGNATED ABO	0.0	TRANSWESTERN PIPE
-YATES PETROLEUM CORPORATION	8256571	3000561566	102-2	RECEIVED: 09/20/82	JA: NM	UND PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8256565	3002527874	103	RECEIVED: 09/20/82	JA: NM	SAUNDERS UPPER PERMO	0.0	WARREN PETROLEUM	

OKLAHOMA CORPORATION COMMISSION								

-AN-SUN CORPORATION	8256811 16159	3505920896	103	RECEIVED: 09/20/82	JA: OK	NE BUFFALO	8.8	MICHIGAN WISCONSI
-ANADARKO PRODUCTION COMPANY	8256733 18272	3500722231	102-4	RECEIVED: 09/17/82	JA: OK	FLORIS	55.0	PANHANDLE EASTERN
-ANDOVER OIL COMPANY	8256585 15951	3501721902	103	RECEIVED: 09/14/82	JA: OK		180.0	PHILLIPS PETROLEU
8256598 16090	3501121607	103	RECEIVED: 09/14/82	JA: OK		180.0	OKLAHOMA GAS PIPE	

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-ANDOVER OIL COMPANY	8256714	3501722085	RECEIVED:	09/17/82	JA: OK							
-APACHE CORPORATION	8256594	3500920476	RECEIVED:	09/17/82	JA: OK							180.0 DELHI GAS PIPELIN
-APACHE CORPORATION	8256797	3512920782	RECEIVED:	09/20/82	JA: OK							323.0 EL PASO NATURAL G
-ARCO OIL AND GAS COMPANY	8256718	3501320067	RECEIVED:	09/17/82	JA: OK							112.0 EL PASO NATURAL G
-ARKOMA GAS CO	8256595	3512100000	RECEIVED:	09/14/82	JA: OK							73.0
-BOBERT OIL CO	8256592	3501121532	RECEIVED:	09/14/82	JA: OK							3.6 ARKANSAS LOUISIAN
-C/S ENERGY CORP	8256599	3508321569	RECEIVED:	09/14/82	JA: OK							900.0 ARKANSAS LOUISIAN
-CHAMPLIN PETROLEUM COMPANY	8256794	3509300000	RECEIVED:	09/20/82	JA: OK							80.0
-CIMARRON PETROLEUM CORPORATION	8256601	3507323371	RECEIVED:	09/14/82	JA: OK							10.0 CHAMPLIN PETROLEU
-CLARK RESOURCES INC	8256596	3507323274	RECEIVED:	09/14/82	JA: OK							84.0 PHILLIPS PETROLEU
-CLARK RESOURCES INC	8256711	3507323401	RECEIVED:	09/17/82	JA: OK							73.0 CITIES SERVICE GA
-COLA PETROLEUM INC	8256712	3507323461	RECEIVED:	09/17/82	JA: OK							50.0 CONOCO INC
-CONQUINA OIL CORPORATION	8256723	3503214090	RECEIVED:	09/14/82	JA: OK							70.0 CONOCO INC
-DAVID E MORGAN	8256814	3507323429	RECEIVED:	09/20/82	JA: OK							70.0 CITIES SERVICE GA
-DAVIS OIL COMPANY	8256806	3512920613	RECEIVED:	09/20/82	JA: OK							7.6 UNION OF TEXAS PE
-DOWNEY OIL CO	8256734	3508358161	RECEIVED:	09/17/82	JA: OK							14.8 UNION OF TEXAS PE
-ENTEX PETROLEUM INC	8256807	3508321017	RECEIVED:	09/20/82	JA: OK							6.3 UNION OF TEXAS PE
-F M BUXTON	8256729	3508321932	RECEIVED:	09/17/82	JA: OK							73.0 ARCO OIL & GAS CO
-FARMERS INVESTMENTS INC	8256705	3511921335	RECEIVED:	09/17/82	JA: OK							50.0 ONG WESTERN INC
-FOUR STAR PETROLEUM INC	8256720	3508121441	RECEIVED:	09/17/82	JA: OK							0.0
-FUNK EXPLORATION INC	8256730	3508321919	RECEIVED:	09/17/82	JA: OK							40.0 CITIES SERVICE GA
-GEORGE RODMAN INC	8256810	3504921666	RECEIVED:	09/20/82	JA: OK							2.0 EASON OIL CO
-GULF OIL CORPORATION	8256591	3503920416	RECEIVED:	09/14/82	JA: OK							73.0 CONOCO INC
-GULF OIL CORPORATION	8256704	3504520968	RECEIVED:	09/17/82	JA: OK							18.3 EASON OIL CO
-HAMM PRODUCTION CO			RECEIVED:	09/14/82	JA: OK							32.0 MERIDIAN ENERGY I
												0.0 SUN GAS CO
												61.0 WARREN PETROLEUM
												0.0
												0.0 MICHIGAN WISCONSI

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256727	16227	3507323440	103		RUND A #1	SE ALTONA	0.0	PANHANDLE EASTERN
8256717	16326	3501722118	103		SHADID #A #1	OKLAHOMA CITY	0.0	ONG WESTERN INC
8256726	07520	3508121009	103	RECEIVED:	09/17/82	SW MT VERNON	90.0	SUN GAS CO
8256604	16031	3504722862	103	RECEIVED:	09/14/82	NW CARRIER	70.0	PANHANDLE EASTERN
8256813	16170	3509322376	103	RECEIVED:	09/20/82	WEST FAIRVIEW	270.0	DELHI GAS PIPELIN
8256728	16230	3503723365	103	RECEIVED:	09/17/82		650.0	COLORADO GAS COMP
8256582	16063	3511921648	103	RECEIVED:	09/14/82	NORTH CUSHING	3.0	ENTERPRISE DEVELO
8256581	16067	3511921649	103	RECEIVED:	09/17/82	NORTH CUSHING	3.0	ENTERPRISE DEVELO
8256731	20917	3512920878	107-OP	RECEIVED:	09/17/82	WEST REYDON	191.6	EL PASO NATURAL G
8256796	17963	3504321274	102-4	RECEIVED:	09/20/82	CLOFTON MISSISSIPPIAN	750.0	PANHANDLE EASTERN
8256805	16209	3505921100	103	RECEIVED:	09/20/82	SOUTH LAVERNE	217.0	INTERNORTH INC
8256803	16199	3511921831	103	RECEIVED:	09/20/82		22.0	CITIES SERVICE GA
8256804	16200	3511921845	103	RECEIVED:	09/17/82	NE RUSSELL	0.0	CITIES SERVICE GA
8256697	15599	3509322378	103	RECEIVED:	09/17/82	WEST CLEO SPRINGS	0.0	RINGWOOD GATHERIN
8256698	15600	3509322385	103	RECEIVED:	09/14/82	NORTHWEST CLEO	0.0	PIONEER GAS PRODU
8256588	20758	3501521325	107-OP	RECEIVED:	09/14/82		438.0	TENNESSEE GAS PIP
8256583	16057	3513921487	103	RECEIVED:	09/14/82	CAPLE	500.0	INTER NORTH INC
8256795	17303	3500722162	103	RECEIVED:	09/20/82	MUCANE-LAVERNE	159.0	COLORADO INTERSTA
8256702	16052	3505121161	103	RECEIVED:	09/17/82	N E AMBER	365.0	
8256809	17288	3515320165	108	RECEIVED:	09/20/82	CHESTER WEST	12.0	MICHIGAN-WISCONSI
8256808	16232	3501722213	103	RECEIVED:	09/20/82	REEDING SOUTH	98.5	PHILLIPS PETROLEU
8256798	18262	3505300844	102-2	RECEIVED:	09/17/82	UNNAMED	78.5	
8256724	16237	3510321543	103	RECEIVED:	09/14/82	WEST LONE ELM	36.0	AMINOIL USA INC
8256590	20732	3504722258	103	RECEIVED:	09/17/82	GARBER	153.0	ARCO OIL & GAS CO
8256725	16244	3500722172	103	RECEIVED:	09/17/82	N PLAINVIEW	13.0	
8256716	16251	3509322429	103	RECEIVED:	09/17/82	HOUGE AREA	146.0	PANHANDLE EASTERN
8256696	12297	3511325304	102-4	RECEIVED:	09/17/82	WILLOCAT	0.0	CITIES SERVICE GA
8256695	20788	3503920689	107-OP	RECEIVED:	09/20/82	TURKEY CREEK	1460.0	EL PASO NATURAL G
8256800	18268	3503920622	102-2	RECEIVED:	09/20/82	NE MOOREWOOD	776.0	ARKANSAS LOUISIAN

** DEPARTMENT OF THE INTERIOR, MINERALS MANAGEMENT SERVICE, ALBUQUERQUE, NM								

-AMERADA HESS CORPORATION								
RECEIVED: 09/20/82 JA: NM 4								

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256687	NM0779-82	3002500000	108	RECEIVED:	H W ANDREWS #3	EUNICE - MONUMENT	1.5	WARREN PETROLEUM
-AMOCO PRODUCTION CO								
8256627	NM 050182102	3002527640	102-4	RECEIVED:	DUNN FEDERAL COM #2	UND BUFFALO PENN MORR	1741.0	LLANO INC
8256631	NM 0579-82	3001523782	102-4	RECEIVED:	FEDERAL BL #1	WILDCAT MORROW	2000.0	EL PASO NATURAL G
8256634	NM-0595-82	3004511632	108	RECEIVED:	GALLEGOS CANYON UNIT #204	BASIN OKATO	20.0	EL PASO NATURAL G
8256625	NM-0140-82	3003905975	108	RECEIVED:	JICARILLA CONTRACT 148 # 16 (2ND)	OTERO-CHACRA	21.0	EL PASO NATURAL G
-ANADARKO PRODUCTION COMPANY								
8256689	NM 0854-82	3001523988	102-4	RECEIVED:	ARNOLD FEDERAL COM #1	CEGAR BREAKS PROSPECT	3265.0	TRANSWESTERN PIPE
-CONOCO INC								
8256613	NM0004-82ER	3002524622	108-ER	RECEIVED:	JACK B-17 #4	NMFU - JALMAT TANSILL	15.9	EL PASO NATURAL G
8256614	NM-0010-82ER	3002500000	108-ER	RECEIVED:	SANDERSON B-1 #2	EUMONT YATES 7 RIVERS	8.0	EL PASO NATURAL G
-DAVID FASKEN								
8256680	NM-0763-82	3001510881	108	RECEIVED:	JA: NM #4	CEMETERY (MORROW)	20.0	NATURAL GAS PIPE
-DUGAN PRODUCTION CORP								
8256688	NM 0780-82	3004522969	108	RECEIVED:	FAF #4	WAW FRUITLAND PICTURE	14.6	EL PASO NATURAL G
-EL PASO EXPLORATION CO								
8256659	NM-0730-82	3003906203	108	RECEIVED:	JICARILLA 117 E #6	TAPACITO - PICTURED C	13.0	NORTHWEST PIPELIN
-EL PASO NATURAL GAS COMPANY								
8256647	NM-0694-82	3004506373	108	RECEIVED:	ANGEL PEAK #2	BASIN - DAKOTA	17.0	EL PASO NATURAL G
8256652	NM-0700-82	3003920271	108	RECEIVED:	CANYON LARGO UNIT #151	OTERO - CHACRA	20.0	EL PASO NATURAL G
8256659	NM-0714-82	3003921172	108	RECEIVED:	GRAMBLING A #4	BASIN - DAKOTA	19.0	EL PASO NATURAL G
8256618	NM-1800-81	3004520819	108	RECEIVED:	HARDIE E #1	BLANCO SOUTH-PICTURED	22.0	EL PASO NATURAL G
8256626	NM-0487-82	3004507496	108	RECEIVED:	HUSBELL #6	BLANCO - MESA VERDE	21.0	EL PASO NATURAL G
8256656	NM-0711-82	3004520792	108	RECEIVED:	HUERFANO UNIT #104 DK	AZTED - PICTURED CLIF	16.0	EL PASO NATURAL G
8256650	NM-0698-82	3004505830	108	RECEIVED:	HUERFANO UNIT #213	BASIN - DAKOTA	20.0	EL PASO NATURAL G
8256611	NM0134-82PB	3004520764	108-PB	RECEIVED:	HUERFANO UNIT #239	BASIN-DAKOTA GAS	16.0	EL PASO NATURAL G
8256663	NM-0719-82	3004521227	108	RECEIVED:	HUERFANO UNIT #259	ANGEL PEAK - GALLUP	20.0	EL PASO NATURAL G
8256683	NM-0699-82	3004521411	108	RECEIVED:	HUERFANO UNIT #59	BASIN - DAKOTA	16.0	EL PASO NATURAL G
8256651	NM-0699-82	3004505707	108	RECEIVED:	HUERFANO UNIT #68	BASIN-DAKOTA GAS	18.0	EL PASO NATURAL G
8256607	NM-0130-82PB	3004521397	108-PB	RECEIVED:	LACKEY B #3	BALLARD - PICTURED CL	9.9	EL PASO NATURAL G
8256646	NM-0693-82	3004513259	108	RECEIVED:	MCCONNELL #2	AZTEC - PICTURED CLIF	19.0	EL PASO NATURAL G
8256645	NM-0692-82	3004505564	108	RECEIVED:	MCMANUS #10	BALLARD - PICTURED CL	18.0	EL PASO NATURAL G
8256616	NM-1733-81	3004500000	108	RECEIVED:	MICHENER A #4 MV & PC	BALLARD - PICTURED CL	22.0	EL PASO NATURAL G
8256666	NM-0722-82	3004521101	108	RECEIVED:	MUDGE #33	BLANCO MESA VERDE & A	18.0	EL PASO NATURAL G
8256664	NM-0720-82	3004521101	108	RECEIVED:	MUDGE #41 PC	BLANCO - PICTURED CL	17.0	EL PASO NATURAL G
8256660	NM-0715-82	3004521028	108	RECEIVED:	NAM-DI-DES-WOOD #1	BLANCO - PICTURED CL	19.0	EL PASO NATURAL G
8256619	NM-1825-81	3004505693	108	RECEIVED:	RIDDLE B #7	BALLARD - PICTURED CL	22.0	EL PASO NATURAL G
8256643	NM-0688-82	3004520848	108	RECEIVED:	RINCON UNIT #113	BLANCO - PICTURED CL	21.0	EL PASO NATURAL G
8256657	NM-0712-82	3003906985	108	RECEIVED:	RUSSELL #9	BLANCO - MESA VERDE	16.0	EL PASO NATURAL G
8256661	NM-0717-82	3004521263	108	RECEIVED:	SAN JUAN 27-5 UNIT #158	SOUTH BLANCO - PICTUR	19.0	EL PASO NATURAL G
8256665	NM 0721-82	3003920672	108	RECEIVED:	SAN JUAN 28-5 UNIT #267	TAPACITO - PICTURED C	16.0	EL PASO NATURAL G
8256644	NM-0691-82	3003907430	108	RECEIVED:	SAN JUAN 29-7 UNIT #103	BLANCO - MESA VERDE	20.0	EL PASO NATURAL G
8256648	NM-0695-82	3003920509	108	RECEIVED:	SCHWERTFEGGER A #8	BLANCO - PICTURED CL	16.0	EL PASO NATURAL G
8256662	NM-0718-82	3003920525	108	RECEIVED:	SELLERS #6	BLANCO MESAVERDE	0.0	EL PASO NATURAL G
8256658	NM-0713-82	3004507025	108	RECEIVED:	SUNRAY D #1	SOUTH BLANCO - PICTUR	21.0	EL PASO NATURAL G
8256649	NM-0697-82	3004509161	108	RECEIVED:	VAUGHN #10	BASIN - DAKOTA	18.0	EL PASO NATURAL G
8256655	NM-0710-82	3004509295	108	RECEIVED:	JA: NM #4	BASIN - DAKOTA	20.0	EL PASO NATURAL G
8256653	NM-0702-82	3003920258	108	RECEIVED:	WATTAM FEDERAL #4	OTERO - CHACRA	20.0	EL PASO NATURAL G
-EXXON CORPORATION								
8256638	NM 0641-82	3000520813	103	RECEIVED:	WATTAM FEDERAL #7	CATO - SAN ANDRES	0.0	
8256639	NM 0642-82	3000520815	103	RECEIVED:	JA: NM #4	CATO (SAN ANDRES)	1.0	
-GETTY OIL COMPANY								
8256673	NM-0741-82	3002527472	102-4	RECEIVED:	BILBREY FED COM #1	UNDESIGNATED MORROW	176.9	EL PASO NATURAL G

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256637	NM 0626-82	3002527448	103	RECEIVED: 09/20/82	WYERS LANGLIE MATTIX UNIT #205	LANGLIE MATTIX	7.3 EL PASO NATURAL G	
8256629	NM 0532-82	3001523446	103	RECEIVED: 09/20/82	MARQUARDT FEDERAL #4	WHITE CITY PENN	0.0 EL PASO NATURAL G	
8256633	NM-0588-82	3002523306	102-4	RECEIVED: 09/20/82	JAI: NM 4	TRAVIS UPPER PENN	0.0 EL PASO NATURAL G	
8256628	NM-0526-82	3002527534	102-4	RECEIVED: 09/20/82	JAI: NM 4	NO YOUNG BONE SPRING	0.0 EL PASO NATURAL G	
8256632	NM-0586-82	3002527679	102-4	RECEIVED: 09/20/82	JAI: NM 4	NO YOUNG BONE SPRING	0.0 EL PASO NATURAL G	
8256630	NM 0533-82	3004320345	103	RECEIVED: 09/20/82	NAVAJO 9-22-7/1	WILDCAT	6.6 SOUTHWEST GAS COR	
8256622	NM-2037-81	3001522443	102-2	RECEIVED: 09/20/82	LEVERS #5	CAVE POOL	100.0 TRANSWESTERN PIPE	
8256623	NM-2038-81	3001523032	102-2	RECEIVED: 09/20/82	LEVERS #6	CAVE POOL	100.0 TRANSWESTERN PIPE	
8256681	NM0764-82102	3000561376	102-2	RECEIVED: 09/20/82	JAI: NM 4	UNDESIGNATED ABO	35.0 TRANSWESTERN PIPE	
8256682	NM0765-82102	3000561377	102-2	RECEIVED: 09/20/82	JAI: NM 4	UNDESIGNATED ABO	62.0 TRANSWESTERN PIPE	
8256667	NM-0723-82	3004511322	108	RECEIVED: 09/20/82	UTE #7	SARKER CREEK PARADOX	13.0 EL PASO NATURAL G	
8256679	NM0750-82102	3000561350	102-2	RECEIVED: 09/20/82	JAI: NM 4	PECOS SLOPE ABO	620.0	
8256678	NM0749-82102	3000561517	102-2	RECEIVED: 09/20/82	JAI: NM 4	PECOS SLOPE ABO	491.0	
8256640	NM 0646-82-A	3003922753	103	RECEIVED: 09/20/82	SCOTT FEDERAL #6	BLANCO MESAVARDE	636.0	
8256641	NM 0646-82-B	3003922753	103	RECEIVED: 09/20/82	SCOTT FEDERAL #6	BASIN DAKOTA	2110.0	
8256676	NM0747-82102	3000561412	102-2	RECEIVED: 09/20/82	JAI: NM 4	PECOS SLOPE ABO	445.0	
8256677	NM0748-82102	3000561494	102-2	RECEIVED: 09/20/82	JAI: NM 4	UNDESIGNATED ABO	360.0	
8256685	NM0775-82102	3000561085	102-2	RECEIVED: 09/20/82	JAI: NM 4	UNDESIGNATED ABO	500.0	
8256636	NM 0620-82-B	3003922860	103	RECEIVED: 09/20/82	JAI: NM 4	UNDESIGNATED	9.9 NORTHWEST PIPELIN	
8256610	NM0133-82PB	3003921133	108-PB	RECEIVED: 09/20/82	JAI: NM 4	TAPACITO PICTURED CLI	24.0 NORTHWEST PIPELIN	
8256609	NM0132-82PB	3003920779	108-PB	RECEIVED: 09/20/82	JAI: NM 4	BASIN DAKOTA	0.0 NORTHWEST PIPELIN	
8256690	NM-0136-82PB	3003920779	108-PB	RECEIVED: 09/20/82	JAI: NM 4	BASIN DAKOTA	0.0 NORTHWEST PIPELIN	
8256608	NM-0131-82PB	3004560243	108-PB	RECEIVED: 09/20/82	JAI: NM 4	BLANCO	17.0 NORTHWEST PIPELIN	
8256612	NM0135-82PB	3004560243	108-PB	RECEIVED: 09/20/82	JAI: NM 4	BLANCO	17.0 NORTHWEST PIPELIN	
8256620	NM-1974-81	3001523577	102-4	RECEIVED: 09/20/82	JAI: NM 4	SOUTHWEST INDIAN FLAT	300.0 NATURAL GAS PIPE	
8256635	NM-061782102	3001523969	102-4	RECEIVED: 09/20/82	JAI: NM 4	INDIAN FLATS	750.0 NATURAL GAS PIPE	
8256642	NM 0652-82	3003922831	103	RECEIVED: 09/20/82	JAI: NM 4	BASIN	182.0 EL PASO NATURAL G	
8256654	NM 0706-82	3003922866	103	RECEIVED: 09/20/82	JAI: NM 4	BASIN	182.0 EL PASO NATURAL G	
8256668	NM0724-82102	3000561056	102-2	RECEIVED: 09/20/82	JAI: NM 4	UNDESIGNATED ABO	125.0 TRANSWESTERN PIPE	
8256670	NM-0731-82	3004505415	108	RECEIVED: 09/20/82	JAI: NM 4	BISTI	0.0 EL PASO NATURAL G	
8256672	NM-0735-82	3004522723	108	RECEIVED: 09/20/82	JAI: NM 4	FULCHER KUTZ PC	2.8 EL PASO NATURAL G	
8256674	NM0743-82102	3000561484	102-2	RECEIVED: 09/20/82	JAI: NM 4	UND ABO	0.0 TRANSWESTERN PIPE	
8256675	NM0744-82102	3000561456	102-2	RECEIVED: 09/20/82	JAI: NM 4	PECOS SLOPE ABO	0.0 TRANSWESTERN PIPE	
8256684	NM0772-82102	3000561486	102-2	RECEIVED: 09/20/82	JAI: NM 4	UND ABO	0.0 TRANSWESTERN PIPE	
8256686	NM0778-82	3000561458	102-2	RECEIVED: 09/20/82	JAI: NM 4	PECOS SLOPE ABO	0.0 TRANSWESTERN PIPE	
8256671	NM0734-82102	3000561461	102-2	RECEIVED:				

JD NO	JA DKT	API NO	U SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256617	UA 1762-81	4303730661	103		MCELMO CREEK UNIT N-22	GREATER ANETH	0.0	EL PASO NATURAL G
8256615	UA 1711-81	4303730506	103		MCELMO CREEK UNIT P-22	GREATER ANETH	0.0	EL PASO NATURAL G
8256621	UA-2036-81	4303730651	103		MCELMO CREEK UNIT R-12	GREATER ANETH	0.0	EL PASO NATURAL G
8256624	NM 0027-82	4303730430	103		NAVAJO TRIBAL #34-33	ROCKWELL SPRINGS	0.0	EL PASO NATURAL G

SOURCE DATA FOR THIS NOTICE IS AVAILABLE ON MAGNETIC TAPE FROM THE NATIONAL TECHNICAL INFORMATION SERVICE (NTIS), FOR INFORMATION, CONTACT STUART WEISMAN (NTIS) AT (703) 487-4808, 5285 PORT ROYAL RD, SPRINGFIELD, VA 22161, OR SANDRA SPEAR (FERC) (202) 357-8944.

BILLING CODE 6717-01-C

This 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 within fifteen days after publication of notice in the **Federal Register**.

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-PR: 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. 82-29252 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER

TEXAS RAILROAD COMMISSION								

-ABCO ENERGY CORP		4217531506	RECEIVED:	09/22/82	JA: TX			
8256943	F-02-055550	102-4	103	LLOYD RICHARDSON #1		FANNIN SOUTH (4230)	100.0	HOUSTON PIPE LINE
-ALPAR RESOURCES INC			RECEIVED:	09/22/82	JA: TX			
8256866	F-10-052240	4235731230	102-4	PEARSON #3-109		ALPAR (ST LOUIS)	350.0	DIAMOND SHAMROCK
-AMERICAN ENERGY GROUP INC			RECEIVED:	09/22/82	JA: TX			
8256941	F-09-055503	4223700000	103	BURT 21960		PEEK WEST (CADD0)	15.0	SOUTHWESTERN GAS
8256940	F-09-055502	4207700000	103	RUSSELL #1 21346		BLUEGROVE SW STRAWN	20.0	FAGADAU ENERGY CO
8256936	F-09-055473	4207700000	103	RUSSELL #2 21991		BLUEGROVE CADD0	14.0	FAGADAU ENERGY CO
-AMERICAN PETROFINA COMPANY OF TEXAS			RECEIVED:	09/22/82	JA: TX			
8256825	F-06-045539	4242330487	103	107-TF KICKAPOO CREEK G U #1 WELL #1		OVERTON (COTTON VALLE	200.0	UNITED GAS PIPE L
-AMOCO PRODUCTION CO			RECEIVED:	09/22/82	JA: TX			
8256959	F-08-055783	4213533804	103	ELLIOTT F COMDEN A #145		FOSTER	0.6	WESTAR TRANSMISSI
8257091	F-03-056817	4204130727	102-4	FRANK L PATRANELLA UNIT	"A" #1-L	BRYAN N (GEORGETOWN)	36.0	FERGUSON CROSSING
8257092	F-03-056819	4204130756	102-4	FRANK L PATRANELLA UNIT	"B" #1-L	BRYAN N (GEORGETOWN)	73.0	FERGUSON CROSSING
8256882	F-10-053233	4239330856	103	G A MAHLER #50		MENDOTA NW (DOUGLAS L	0.0	
8256883	F-10-053257	4239330875	103	J B WATERFIELD C #4		MENDOTA NW - GRANITE	370.0	MICHIGAN WISCONSI
8257094	F-04-056821	4221500000	103	J J SWEENEY #5-L		ALAMO/7180/	5.6	CELANESE CORP
8257093	F-04-056820	4221500000	103	J J SWEENEY #5-U		DONNA/6700/	1.8	CELANESE CORP
8256958	F-8A-055782	4250132199	103	OWNBY/UPPER CLEARFORK/UNIT #11-3		OWNBY/UPPER CLEARFORK	0.3	AMOCO PRODUCTION
-ANDERSON PETROLEUM INC			RECEIVED:	09/22/82	JA: TX			
8256832	F-7C-046798	4210532105	108	ELMER HOOVER HATTON ESTATE	"F" 2-10	OZONA (CANYON SAND)	0.0	ANDERSON PIPELINE
8256842	F-7C-050127	4210532806	103	LAURA HOOVER ESTATE	"H" 1-18	OZONA (CANYON SAND)	75.0	ANDERSON PIPELINE
-ARAPAH0 PETROLEUM INCORPORATED			RECEIVED:	09/22/82	JA: TX			
8257020	F-06-056588	4206700000	108	SKINNER A #1		RODESSA (NORTH HILL)	8.0	BRECKENRIDGE GASO
-BASS ENTERPRISES PRODUCTION CO			RECEIVED:	09/22/82	JA: TX			
8256957	F-08-055775	4249531493	103	W A MCCUTCHEM #14R		KEYSTONE SW (SAN ANDR	0.3	SID RICHARDSON CA
-BEAL OPERATING			RECEIVED:	09/22/82	JA: TX			
8256900	F-7B-054165	4208331977	102-4	SHIELD #7		CHANEY (JENNINGS)	365.0	ODESSA NATURAL CO
8256923	F-7B-055237	4208332879	102-4	STRAWN #3 (100676)		CAMP COLORADO S (GUNS	77.0	SOUTHWESTERN GAS
-BRAZOS PETROLEUM CO			RECEIVED:	09/22/82	JA: TX			
8256927	F-08-055335	4232831046	103	SUTTON #1		SPRABERRY (TREN0 AREA	18.0	PHILLIPS PETROLEU
-BRIDWELL OIL CO			RECEIVED:	09/22/82	JA: TX			
8257053	F-09-056731	4207732180	103	SCALING RANCH "H" #36		WATSON	5.0	FAGADAU ENERGY CO
8257042	F-09-056730	4207732615	103	SCALING RANCH "H" #38		WATSON	35.0	FAGADAU ENERGY CO
8257041	F-09-056729	4207732616	103	SCALING RANCH "H" #39		WATSON	100.0	FAGADAU ENERGY CO
-BRIGHT & COMPANY			RECEIVED:	09/22/82	JA: TX			
8256924	F-04-055279	42215331238	102-4	107-TF HAMMAN "A" #2		MONTE CHRISTO (WICKS8	1000.0	VALERO TRANSMISSI
-BTA OIL PRODUCERS			RECEIVED:	09/22/82	JA: TX			
8256937	F-08-055475	4247532615	103	SUN #5 7513 JV-S		WARD-ESTES NORTH	7.3	CABOT PIPELINE CO
-BUCK WHEAT RESOURCES INC			RECEIVED:	09/22/82	JA: TX			
8256947	F-7B-055621	4242933287	102-4	SMITH #1 (100720)		SMITH (MISS)	559.0	WARREN PETROLEUM

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-C B CHRISTIE JR	8256981	F-09-056021	4223700000	RECEIVED: 09/22/82	JA: TX	ANTELOPE S E (MARBLE)	75.0	LONE STAR GAS CO
-CASHCO OIL CO	8256816	F-03-035590	4218500000	RECEIVED: 09/22/82	JA: TX	IOLA (GEORGETOWN)	0.0	LONE STAR GAS CO
-CENTRAL TEXAS PETROLEUM INC	8257015	F-01-056430	4217700000	RECEIVED: 09/22/82	JA: TX	GONZALES AUSTIN CHALK	73.0	VALERO TRANSMISSI
-CHAMPLIN EXPLORATION INC	8256990	F-03-056195	4228731044	RECEIVED: 09/22/82	JA: TX	GIDDINGS (AUSTIN CHAL	12.0	PHILLIPS PETROLEU
8257004	F-03-056281	4214930491	102-2	RECEIVED: 09/22/82	JA: TX	GIDDINGS (BUDA)	8.0	RESERVE GAS SYSTE
-CHAMPLIN PETROLEUM COMPANY	8256826	F-06-045588	4236500000	RECEIVED: 09/22/82	JA: TX	CARTHAGE (COTTON VALL	0.0	TENNESSEE GAS PIP
8256992	F-04-056206	4235500000	103	RECEIVED: 09/22/82	JA: TX	STRATTON (E-49-18)	32.9	TENNESSEE GAS PIP
8256833	F-03-047082	4204130707	103	RECEIVED: 09/22/82	JA: TX	KURTEN (WOODBINE)	97.5	FERGUSON CROSSING
-CHARLES E HANNON	8256860	F-08-051559	4231700000	RECEIVED: 09/22/82	JA: TX	SPRABERRY	0.0	PHILLIPS PETROLEU
-CHEVRON U S A INC	8256928	F-08-046108	4249531365	RECEIVED: 09/22/82	JA: TX	ARENOSO (STRAWN DETRI	142.0	PHILLIPS PETROLEU
-CITIES SERVICE COMPANY	8256901	F-7C-054175	4210533860	RECEIVED: 09/22/82	JA: TX	UNIVERSITY 31 (STRAUN	162.0	
-CLARK EXPLORATION & PRODUCTION CO	8257050	F-03-056741	4205100000	RECEIVED: 09/22/82	JA: TX	GIDDINGS AUSTIN-CHALK	105.0	FERGUSON CROSSING
-CLAYTON W WILLIAMS JR	8256845	F-03-050304	4204100000	RECEIVED: 09/22/82	JA: TX	GIDDINGS (AUSTIN CHAL	0.0	VALERO TRANSMISSI
8256892	F-03-053746	4205100000	102-2	RECEIVED: 09/22/82	JA: TX	GIDDINGS (AUSTIN CHAL	0.0	VALERO TRANSMISSI
8256891	F-01-053744	4249300000	102-2	RECEIVED: 09/22/82	JA: TX	SUTIL (AUSTIN)	0.0	VALERO TRANSMISSI
-COBRA OIL AND GAS CORPORATION	8257002	F-03-056276	4214931322	RECEIVED: 09/22/82	JA: TX	GIDDINGS (AUSTIN CHAL	100.0	PHILLIPS PETROLEU
8257018	F-03-056552	4205132272	102-2	RECEIVED: 09/22/82	JA: TX	GIDDINGS (AUSTIN CHAL	82.0	FERGUSON CROSSING
-CONOCO INC	8257127	F-10-056917	4206500000	RECEIVED: 09/22/82	JA: TX	WEST PANHANDLE	21.0	CITIES SERVICE GA
8257126	F-10-056916	4206500000	108	RECEIVED: 09/22/82	JA: TX	WEST PANHANDLE	12.0	CITIES SERVICE GA
8256884	F-04-053312	4242731626	103	RECEIVED: 09/22/82	JA: TX	RINCON (FRIO J)	172.0	TENNESSEE GAS PIP
8256902	F-08-054238	4200333116	103	RECEIVED: 09/22/82	JA: TX	FURMAN-MASCHO	33.2	PHILLIPS PETROLEU
8257121	F-78-056897	4243331398	103	RECEIVED: 09/22/82	JA: TX	FLOWERS WEST (CANYON	4.0	CITIES SERVICE CO
-CORPENING ENTERPRISES	8256854	F-03-051065	4248100000	RECEIVED: 09/22/82	JA: TX	KULCAKGRETA 4900	0.0	UNITED GAS PIPE L
8257034	F-10-056407	4235731198	103	RECEIVED: 09/22/82	JA: TX	FARNSWORTH N (K C -HA	10.0	PHILLIPS PETROLEU
-COURSON OIL & GAS INC	8257089	F-01-056813	4216331884	RECEIVED: 09/22/82	JA: TX	PEARSALL (AUSTIN CHAL	130.0	ESPERANZA TRANSMI
-CROWN PRODUCTION CO	8256930	F-03-055689	4205130723	RECEIVED: 09/22/82	JA: TX	CALDWELL (AUSTIN CHAL	0.0	CLAJON GAS CO
-DALECO RESOURCES	8256975	F-78-055980	4209333100	RECEIVED: 09/22/82	JA: TX	MITTIE (MARBLE FALLS)	100.0	LONE STAR GAS CO
-DEAN BURGER	8257022	F-10-056681	4217900000	RECEIVED: 09/22/82	JA: TX	PANHANDLE GRAY	120.0	CABOT PIPELINE CO
-DELTA OIL & GAS CO	8256862	F-78-051847	4242900000	RECEIVED: 09/22/82	JA: TX	STEPHENS COUNTY REGUL	0.0	LONE STAR GAS CO
-DIAMOND SHAMROCK CORPORATION	8257023	F-10-056682	4229530949	RECEIVED: 09/22/82	JA: TX	JAN	245.0	
-DISCOVERY OPERATING INC	8256989	F-7C-056134	4241331231	RECEIVED: 09/22/82	JA: TX	W O D (CANYON)	194.4	CRA INC

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8256989	F-7C-056134	4241331231	107-TF	RECEIVED: 09/22/82	LIN "E" #1	W O D (CANYON)	194.4	CRA INC
8256998	F-08-056263	4232930969	103	RECEIVED: 09/22/82	CRAWFORD 26-#1	SPRABERRY TREND AREA	21.9	PHILLIPS PETROLEUM
8256978	F-04-056008	4213136619	103	RECEIVED: 09/22/82	SULO-PETERS #8	PETERS N (OAKVILLE)	8.0	VALERO TRANSMISSION
8256938	F-10-055483	4235731209	103	RECEIVED: 09/22/82	KAWAS #1-121	RICKS (MORROW UPPER)	60.0	
8257025	F-78-056686	4205930980	108	RECEIVED: 09/22/82	H FRY #1 (17176)	CALLAHAN COUNTY REGUL	5.0	BENGAL GAS TRANSMISSION
8257026	F-78-056687	4205930874	108	RECEIVED: 09/22/82	JAMIE FRY #1 (17067)	CALLAHAN COUNTY REGUL	4.0	BENGAL GAS TRANSMISSION
8256876	F-06-052803	4241930395	103	RECEIVED: 09/22/82	J N ANDREWS #1	CARLIE & HOWELL	73.0	
8256986	F-08-056109	4237131809	103	RECEIVED: 09/22/82	PECOS VALLEY (5400* DEV)	PECOS VALLEY (5400* D)	34.0	INTER NORTH INC
8256987	F-08-056110	4237132338	103	RECEIVED: 09/22/82	PECOS VALLEY (5400* DEV)	PECOS VALLEY (5400* D)	30.0	INTER NORTH INC
8256952	F-03-055711	4205132194	103	RECEIVED: 09/22/82	COOKS POINT UNIT #3 #1R	LANSING NORTH (COTTON)	182.5	TEJAS GAS CORP
8256954	F-03-055712	4208931144	103	RECEIVED: 09/22/82	E HAMEL 8250 GU 3-1	REED NW (PROPOSED)	255.5	UNITED TEXAS TRANSMISSION
8256953	F-03-055712	4207131317	103	RECEIVED: 09/22/82	GALVESTON BAY STATE "A" #189	LANSING NORTH (COTTON)	0.0	TEJAS GAS CORP
8257036	F-03-056716	4248132334	103	RECEIVED: 09/22/82	H C COCKBURN #118	BLEIBLERVILLE (10,070)	274.0	ARMCO STEEL CORP
8256951	F-08-055693	4210332840	103	RECEIVED: 09/22/82	J B TUBB A/C2 #266L	BLEIBLERVILLE (WILCOX)	285.0	ARMCO STEEL CORP
8257056	F-04-056757	4227331621	103	RECEIVED: 09/22/82	K R MORGAN M-76 (05154)	GIDDINGS (AUSTIN CHAL)	18.0	FERGUSON CROSSING
8256969	F-04-055953	4227331650	103	RECEIVED: 09/22/82	K R SEELIGSON C-207 (099797)	HAMEL EAST (8250)	215.0	ARMCO STEEL CORP
8256955	F-03-055714	4215731145	103	RECEIVED: 09/22/82	LOCKWOOD & SHARP A-94	RED FISH REEF (MIOCEN)	300.0	HOUSTON PIPELINE
8256917	F-08-054965	4200333134	103	RECEIVED: 09/22/82	MEANS/SAN ANDRES/UNIT #2060	MAGNET WITHERS	12.4	ARMCO STEEL CORP
8256920	F-08-055012	4226130537	102-4	RECEIVED: 09/22/82	MIFFLIN GAS UNIT 2 WELL 2	SAND HILLS (TUBB)	11.0	EL PASO NATURAL GAS
8256912	F-03-054687	4215731300	102-4	RECEIVED: 09/22/82	PECAN GROVE GAS UNIT #5 #2	BORELCOGS WEST (SEG F)	12.0	ARMCO STEEL CORP
8256919	F-04-055009	4226131701	102-4	RECEIVED: 09/22/82	SARITA FIELD OIL & GAS UNIT 161-F	SEELIGSON (21-E N)	419.0	ARMCO STEEL CORP
8256942	F-08-055538	4249533803	103	RECEIVED: 09/22/82	YARBROUGH & ALLEN #54	THOMPSON	76.8	ARMCO STEEL CORP
8256829	F-02-046384	4217500000	103	RECEIVED: 09/22/82	M E MCCORD #1	MEANS	15.0	PHILLIPS PETROLEUM
8257003	F-7C-056277	4239900000	103	RECEIVED: 09/22/82	ONEAL #1 (RE-ENTRY)	MIFFLIN (H-63)	825.0	NATURAL GAS PIPELINE
8256886	F-7C-053547	4243532674	103	RECEIVED: 09/22/82	107-TF HUNT 36-#3	PECAN GROVE (8000)	730.0	ARMCO STEEL CORP
8256888	F-7C-053556	4243532667	103	RECEIVED: 09/22/82	107-TF HUNT 36-#4	SARITA (14-D W)	29.0	NATURAL GAS PIPELINE
8256977	F-7C-055995	4223531938	103	RECEIVED: 09/22/82	SHAW #1	ARENOSO (STRAWN DETRI)	6.0	EL PASO NATURAL GAS
8257000	F-03-056270	4270430163	102-4	RECEIVED: 09/22/82	ST TR 406-L NE/4 WELL #1	DALLAS #1	0.0	TEXAS EASTERN TRANSMISSION
8256857	F-03-051447	4204100000	102-2	RECEIVED: 09/22/82	L C NUCHE #1	H R O (CAPPS)	75.0	UNION TEXAS PETROLEUM
8256894	F-04-053941	4250531421	102-4	RECEIVED: 09/22/82	107-TF LA PERLA #39	PHYLLIS SONORA	0.0	INTRATEX GAS CO
8256906	F-04-054333	4247933185	102-4	RECEIVED: 09/22/82	107-TF LECHENGER #5	PHYLLIS SONORA	0.0	INTRATEX GAS CO
8256974	F-78-055979	4242933108	102-4	RECEIVED: 09/22/82	RUBY DAVIS #1 (100673)	BAKER RANCH (CANYON)	67.5	CRA INC
						MORGANITE (MARG "G")	912.0	
						KURTEN (WOODBINE)	91.0	FERGUSON CROSSING
						LA PERLA RANCH (8900)	75.0	VALERO TRANSMISSION
						SAMUELS (LOBO)	400.0	VALERO TRANSMISSION
						DAVIS (CADD00)	38.0	GREAT WESTERN GAS

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JD NO	JA DKT	API NO	U SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-GULF OIL CORPORATION								
8256861	F-09-051760	4218130819	RECEIVED:	09/22/82	JA: TX	N E SOUTHWAY	72.0	LONE STAR GAS CO
8256820	F-05-042790	4228930447	102-4	107-TF	CHARLES F BUTLER #1	MARQUEZ	700.0	DELHI GAS PIPELIN
8257067	F-8A-056771	4211530377	108		G G WRIGHT JR #12	FELKEN (SPRABERRY)	0.8	WESTAR TRANSMISSI
8257071	F-8A-056775	4211530398	108		G G WRIGHT JR #14	FELKEN (SPRABERRY)	0.8	WESTAR TRANSMISSI
8257068	F-8A-056772	4211530425	108		G G WRIGHT JR #15	FELKEN (SPRABERRY)	1.4	WESTAR TRANSMISSI
8257069	F-8A-056773	4211530554	108		G G WRIGHT JR #26	FELKEN (SPRABERRY)	0.0	WESTAR TRANSMISSI
8257064	F-8A-056768	4211530567	108		G G WRIGHT JR #28	FELKEN (SPRABERRY)	0.0	WESTAR TRANSMISSI
8257066	F-8A-056770	4211530624	108		G G WRIGHT JR #34	FELKEN (SPRABERRY)	3.0	WESTAR TRANSMISSI
8257065	F-8A-056769	4211531162	108		G G WRIGHT JR #35	FELKEN (SPRABERRY)	4.4	WESTAR TRANSMISSI
8257063	F-08-056767	4231730128	108		G W GLASS #A #2	SPRABERRY TREND AREA	9.0	ADDOE OIL
8256926	F-08-055334	4213531352	108		GOLDSMITH SAN ANDRES UNIT 1358	GOLDSMITH SAN ANDRES	1.0	PHILLIPS PETROLEU
8257061	F-08-056765	4200331072	108		TEXAS "PP" #5	SHAFTER LAKE (SAN AND	1.0	PHILLIPS PETROLEU
8257062	F-08-056766	4200310716	108		TEXAS "PP" #6	SHAFTER LAKE (SAN AND	1.0	PHILLIPS PETROLEU
8257060	F-08-056764	4200310728	108		TEXAS "PP" #7	SHAFTER LAKE (SAN AND	0.0	PHILLIPS PETROLEU
8257059	F-08-056763	4200310740	108		TEXAS "PP" #8	SHAFTER LAKE (SAN AND	1.0	PHILLIPS PETROLEU
8257070	F-08-056774	4200333095	103		TRIPLE-N/GRAYBURG/CONS A 8 P	TRIPLE-N/GRAYBURG/CON	19.0	PHILLIPS PETROLEU
8257072	F-08-056776	4200333091	103		TRIPLE-N/GRAYBURG/CONS N 14 N	TRIPLE-N/GRAYBURG/CON	25.0	PHILLIPS PETROLEU
-H L BROWN JR								
8256871	F-08-052466	4230130340	RECEIVED:	09/22/82	JA: TX	RED BLUFF	1.2	EL PASO NATURAL G
8256870	F-08-052465	4230130329	102-4		RED BLUFF 6 WELL #1	RED BLUFF (WOLF CAMP)	1.2	EL PASO NATURAL G
8256939	F-7B-055485	4236332711	103		ROBINSON #5	BRAZOS EAST (CADD0)	26.0	INTRASTATE GATHER
8256931	F-7C-055436	4243500000	RECEIVED:	09/22/82	JA: TX	SAWYER CANYON	329.0	INTRATEX GAS CO
-HOLT OIL & GAS CORP								
8256873	F-03-052585	4208931209	RECEIVED:	09/22/82	JA: TX	GINTHER (MIDCON)	180.0	VALERO TRANSMISSI
-HOUSTON OIL & MINERALS CORPORATION								
8256818	F-03-042509	4228750794	RECEIVED:	09/22/82	JA: TX	GIDDINGS (AUSTIN CHAL	219.0	
-HUFO OILS								
8256839	F-10-049688	4234130655	RECEIVED:	09/22/82	JA: TX	(PANHANDLE MOORE CO)	0.0	PANHANDLE EASTERN
-J M HUBER CORPORATION								
8257087	F-10-056797	4223300000	RECEIVED:	09/22/82	JA: TX	PANHANDLE	0.7	GETTY OIL CO
8257086	F-10-056796	4223300000	108		BURNETT "RH" #1	PANHANDLE	0.7	GETTY OIL CO
8257085	F-10-056795	4206500000	108		BURNETT "RH" #2	PANHANDLE	0.7	GETTY OIL CO
8257084	F-10-056794	4206500000	108		BURNETT "RH" #3	PANHANDLE	0.7	GETTY OIL CO
8257083	F-10-056793	4223300000	108		BURNETT "RH" #5	PANHANDLE	0.7	GETTY OIL CO
-JAMES M FORGOTSON								
8256847	F-06-050731	4240100000	RECEIVED:	09/22/82	JA: TX	OAK HILL (COTTON VALL	540.0	HYDROCARBON LTD
-JAY-DEE PRODUCING CO								
8257051	F-10-056743	4206500000	RECEIVED:	09/22/82	JA: TX	PANHANDLE	3.7	PHILLIPS PETROLEU
-JERRY J LOBLEY INC								
8256904	F-10-054255	4248300000	RECEIVED:	09/22/82	JA: TX	PANHANDLE (OSBORNE AR	0.5	RAEL GAS CO
8256905	F-10-054259	4248300000	108		PRICE (01363) #1	PANHANDLE (OSBORNE AR	0.5	RAEL GAS CO
-JOHN H YOUNG INC								
8256856	F-03-051329	4214931313	RECEIVED:	09/22/82	JA: TX	GIDDINGS (EDWARDS GAS	1095.0	CLAJON GAS CO
-JOHN Q MCCABE								
8257090	F-7C-056814	4241330841	RECEIVED:	09/22/82	JA: TX	FT MCKAVITT (LINE 427	12.0	ARCO OIL & GAS CO
-JONES CO								
8257075	F-7B-056784	4241733619	RECEIVED:	09/22/82	JA: TX	SHACKELFORD COUNTY RE	97.0	DELHI GAS PIPELIN
8257077	F-7B-056788	4241734114	103		MATTHEWS "23" #2 (16932)	SHACKELFORD COUNTY RE	37.0	DELHI GAS PIPELIN
8257076	F-7B-056785	4241733783	103		MATTHEWS "26" #1 (17509)	SHACKELFORD COUNTY RE	176.0	DELHI GAS PIPELIN
-JUMAS OIL PART. CORP								
8257072	F-7B-056785	4241733783	RECEIVED:	09/22/82	JA: TX	NEWELL "28" #1 (94484)		

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8257016	F-09-056494	4249700000	107-PE	RECEIVED:	P K TROXELL #1	WISE KENT (HAM SAND)	42.1	---	---
8256921	F-03-055096	4208900000	102-4	RECEIVED:	W W FONDREN ESTATE #3	FONDREN RANCH (WILCOX)	0.0	---	---
8256837	F-02-049113	4223931715	103	RECEIVED:	BOEHM #2	GANADO EAST (6000)	0.0	---	---
8256915	F-78-054880	4242933243	102-4	RECEIVED:	LANGFORD #1	WILDCAT	377.0	---	---
8256982	F-78-056031	4244700000	103	RECEIVED:	D J BAILES #2	BAILES	0.0	---	---
8256817	F-04-037207	4204730887	103	RECEIVED:	MESTENA OIL & GAS #3-B	SCOTT & HOPPER (6700)	0.0	---	---
8256983	F-78-056032	4243300000	103	RECEIVED:	WIENKE #4	GUNBY (CONGLOMERATE)	0.0	---	---
8257058	F-8A-056759	4207931553	103	RECEIVED:	REED WRIGHT #A-16	LEVELLAND	8.9	---	---
8256819	F-10-042626	4206500000	108	RECEIVED:	HAIDUK #1	PANHANDLE CARSON COUN	0.0	---	---
8257100	F-10-056843	4234130696	103	RECEIVED:	BROWN #5 ID #100226	WEST PANHANDLE	35.0	---	---
8257032	F-7C-056598	4243530708	108	RECEIVED:	ALDWELL RANCH #13# #8	ALDWELL RANCH (CANYON)	12.7	---	---
8257039	F-7C-056725	4243531963	108	RECEIVED:	ALDWELL RANCH #22# #6	WHITEHEAD (STRAWN)	5.5	---	---
8257038	F-7C-056724	4243532208	108	RECEIVED:	ALDWELL RANCH #22# #8	WHITEHEAD (STRAWN)	14.7	---	---
8257037	F-7C-056718	4243500000	108	RECEIVED:	ALDWELL RANCH #8# #3B	ALDWELL RANCH (CANYON)	19.8	---	---
8256999	F-03-056265	4231330354	102-4	RECEIVED:	C F CASON #1 098238	MADISONVILLE (DEXTER)	600.0	---	---
8256930	F-02-053400	4239131500	102-4	RECEIVED:	STATE TRACT 6 WELL #1	COPANO-HAMILL (FRIO N 1460.0	---	---	---
8256929	F-09-055372	4223700000	102-4	RECEIVED:	M E EASTER #1	CRUM (CONGL) -	300.0	---	---
8256988	F-03-056126	4214930951	103	RECEIVED:	GARLAND REEDY #1	GIDDINGS	13.0	---	---
8256911	F-10-054579	4229530616	103	RECEIVED:	CHAS R BROWN #1	LIPSCOMB (TOKAWA)	182.5	---	---
8256913	F-04-054804	4221531152	102-4	RECEIVED:	NORTH WESLACO UNIT #1	WESLACO NORTH (770.0)	182.5	---	---
8256881	F-08-053754	4231732309	103	RECEIVED:	NEWMONT #1	SPRABERRY TREND (WOLF	20.0	---	---
8256836	F-7C-049053	4223531691	102-2	RECEIVED:	UT-7 #1	ELA SUGG (WOLFCAMP)	113.0	---	---
8256980	F-7C-056012	4210534033	103	RECEIVED:	107-TF C E DAVISON III #3	OZONA (CANYON SAND)	170.3	---	---
8257010	F-7C-056340	4239900000	108	RECEIVED:	GIESECKE #2	GIESECKE (FRY)	7.8	---	---
8257011	F-7C-056342	4239900000	108	RECEIVED:	LURLENE GRESSETT #1	GRESSETT (MORRIS)	1.4	---	---
8257007	F-78-056337	4208300000	108	RECEIVED:	NELLE BAILEY "A" #1	CAMP COLORADO N (GARD	1.3	---	---
8257012	F-78-056345	4208300000	108	RECEIVED:	R C HINDS #1	GLEN COVE (JENNINGS)	10.2	---	---
8257009	F-78-056339	4208300000	108	RECEIVED:	SALOME STEVENS #1	CAMP COLORADO N (GARD	11.9	---	---
8257008	F-78-056338	4208300000	108	RECEIVED:	SALOME STEVENS "A" #1	CAMP COLORADO N (GARD	7.7	---	---
8256885	F-09-053432	4249732358	103	RECEIVED:	CHARLIE LAMBERT #2	BOONSVILLE (BEND CONG	56.0	---	---
8256824	F-8A-044738	4250132021	103	RECEIVED:	H O MAHONEY #57	WASSON	35.4	---	---
8256890	F-04-053706	4247931126	102-4	RECEIVED:	HELEN BONUGLI #1	HAY NOMAS	646.1	---	---
8257074	F-8A-056781	4207931568	103	RECEIVED:	NORTH CENTRAL LEVELLAND	LEVELLAND	17.2	---	---
8257108	F-8A-056864	4207931570	103	RECEIVED:	NORTH CENTRAL LEVELLAND UNIT #357	LEVELLAND	13.5	---	---

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8257109	F-8A-056865	4221933535	103		NORTH CENTRAL LEVELLAND UNIT #367	LEVELLAND	5.1	AMOCO PRODUCTION
8257073	F-8A-056780	4221933537	103		NORTH CENTRAL LEVELLAND UNIT #369	LEVELLAND	9.9	AMOCO PRODUCTION
8257111	F-08-056874	4200333212	103	RECEIVED:	09/22/82 JA: TX	SHAFER LAKE (SAN AND	7.0	
8257124	F-7C-056914	4238330393	108	RECEIVED:	09/22/82 JA: TX	SPRABERRY (TEND AREA	12.0	INTERNORTH INC
8257125	F-7C-056915	4238330424	108		ROCKER B "M" #3	SPRABERRY (TEND AREA	9.7	INTERNORTH INC
8256859	F-7C-051530	4238332027	103		UNIVERSITY "35A" #1	SPRABERRY (FUND AREA)	6.0	PHILLIPS PETROLEUM
8256968	F-7C-055942	4245130938	102-2	103	09/22/82 JA: TX	K W B (STRAWN)	45.9	LONE STAR GAS CO
8256887	F-04-053554	4213135844	108	RECEIVED:	09/22/82 JA: TX	NEELY (BRUNI 1900*)	6.5	NATURAL GAS PIPEL
8256899	F-03-054164	4214931332	102-2		09/22/82 JA: TX	GIDDINGS (AUSTIN CHAL	36.0	PHILLIPS PETROLEUM
8256893	F-10-053914	4235731080	102-4		09/22/82 JA: TX	TURNER S E (MORROW UP	400.0	TRANSWESTERN PIPE
8257031	F-7B-056692	4213333981	102-4	RECEIVED:	09/22/82 JA: TX	HAWK-EYE (ADAMS BRANC	4.0	ODESSA NATURAL CO
8257030	F-7B-056691	4213334035	102-4		MAXWELL #1 (18721)	HAWK-EYE (ADAMS BRANC	2.0	ODESSA NATURAL CO
8257027	F-7B-056688	4213334034	102-4		MAXWELL #2 (18721)	HAWK-EYE (ADAMS BRANC	2.0	ODESSA NATURAL CO
8257029	F-7B-056690	4213334033	102-4		MAXWELL #4 (18721)	HAWK-EYE (ADAMS BRANC	2.0	ODESSA NATURAL CO
8257028	F-7B-056689	4213334032	102-4		MAXWELL #5 (18721)	HAWK-EYE (ADAMS BRANC	1.0	ODESSA NATURAL CO
8257049	F-09-056738	4207730709	103	RECEIVED:	09/22/82 JA: TX	BELLEVUE SOUTH (CONGL	7.7	TEXAS UTILITIES F
8257048	F-09-056737	4207732020	103		O J ORTON #1	BELLEVUE SOUTH (CONGL	7.7	TEXAS UTILITIES F
8257047	F-09-056736	4207732286	103		O J ORTON #2	BELLEVUE SOUTH (CONGL	7.7	TEXAS UTILITIES F
8257046	F-09-056735	4207732405	103		O J ORTON #3	BELLEVUE SOUTH (CONGL	7.7	TEXAS UTILITIES F
8257045	F-09-056734	4207732208	103		O J ORTON #4	BELLEVUE SOUTH (CONGL	27.1	TEXAS UTILITIES F
8257044	F-09-056733	4207732183	103		O L TYSON #2	BELLEVUE SOUTH (CONGL	27.1	TEXAS UTILITIES F
8257024	F-03-056695	4229732800	103	RECEIVED:	09/22/82 JA: TX	SILVA FIELD (2850)	200.0	LIQUID ENERGY COR
8256868	F-7B-052385	4213300000	102-2	RECEIVED:	09/22/82 JA: TX	EASTLAND COUNTY REGUL	0.0	ODESSA NATURAL CO
8257006	F-10-056298	4223300000	108	RECEIVED:	09/22/82 JA: TX	WEST PANHANDLE	7.0	COLORADO INTERSTA
8256830	F-08-046643	4236500000	103	RECEIVED:	09/22/82 JA: TX	BETHANY (TRAVIS PEAK)	204.0	ARKANSAS LOUISIAN
8256841	F-10-049827	4221100000	103	RECEIVED:	09/22/82 JA: TX	FELDMAN/DOUGLAS	100.0	PANHANDLE EASTERN
8256909	F-02-054557	4223931616	103	RECEIVED:	09/22/82 JA: TX	WESTHOFF RANCH (5400)	250.0	HOUSTON PIPELINE
8256844	F-10-050154	4229531147	103	RECEIVED:	09/22/82 JA: TX	BRADFORD CLEVELAND	0.0	INTERNORTH INC
8256872	F-06-052575	4236531200	102-2	107-TF	INGRAM 2 #3	CARTHAGE COTTON VALLE	400.0	WESTERN GAS CORP
8256855	F-06-051179	4236531197	102-2	107-TF	PETER 2 #3	CARTHAGE COTTON VALLE	400.0	UNITED GAS PIPELI
8257134	F-08-056950	4213533910	103		SOUTH COWDEN UNIT #4-03	COWDEN SOUTH	1.0	ODESSA NATURAL CO
8256874	F-10-052601	4234130783	103		T J NUNLEY #2	PANHANDLE MOORE	0.0	EL PASO NATURAL G
8256843	F-10-050153	4234100000	103		WITHERBEE #2	PANHANDLE MOORE	0.0	EL PASO NATURAL G
8256849	F-10-050858	4223300000	103		YAKE G #13A	PANHANDLE HUTCHINSON	0.0	EL PASO NATURAL G
8256889	F-10-053619	4239300000	102-4	RECEIVED:	09/22/82 JA: TX	GILL FIELD	0.0	WESTAR TRANSMISSI
8257054	F-09-056755	4250300080	108	RECEIVED:	09/22/82 JA: TX	YOUNG COUNTY REGULAR	0.0	J H TAYLOR GAS

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8257055	F-78-056756	4236300000	108		FRANCES MURPHY SEC 15 #2	077588			0.0	LONE STAR GAS CO
8257057	F-09-056758	4223700000	108		GUNTER #1 19505				0.0	LONE STAR GAS CO
8257053	F-09-056754	4250300000	108		HOLCOMB -C- #2 09171				0.0	J H TAYLOR GAS CO
8257101	F-78-056846	4236300000	108		HOOPER #1 088241				0.0	INTRASTATE GATHER
-PLATEAU EXPLORATION & DEVELOPMENT			I	RECEIVED: 09/22/82	JA: TX				180.0	PRODUCER'S GAS CO
-PRECISION DRILLING CO INC		4241300000	103	107-TF PLATEAU-MUND #1	JA: TX				13.5	LONE STAR GAS CO
8257079	F-78-056789	4208300000	103	RECEIVED: 09/22/82	JA: TX				13.5	LONE STAR GAS CO
8257080	F-78-056790	4208300000	103	MRS EULA P WEAVER ESTATE #5					13.5	LONE STAR GAS CO
8257081	F-78-056791	4208300000	103	MRS EULA P WEAVER ESTATE #6					13.5	LONE STAR GAS CO
8257082	F-78-056792	4208332935	103	MRS EULA P WEAVER ESTATE #7					13.5	LONE STAR GAS CO
8257078	F-78-056788	4208300000	103	MRS EULA P WEAVER ESTATE #8					13.5	LONE STAR GAS CO
-PRUDECO EXPLORATION INC			I	RECEIVED: 09/22/82	JA: TX				56.3	FERGUSON CROSSING
8256925	F-03-055300	4204130737	102-2	MOSLEY UNIT 1 #15664					23.4	INTERNORTH INC
-Q E D EXPLORATION INC			I	RECEIVED: 09/22/82	JA: TX				25.0	INTERNORTH INC
8256896	F-7C-054116	4223531868	102-2	FARMAR-SUGG #1					440.0	
8256897	F-7C-054117	4223531870	102-2	FARMAR-SUGG #2					34.6	COMPRESSOR RENTAL
-QUINTEX PETROLEUM CORP			I	RECEIVED: 09/22/82	JA: TX				18.1	LONE STAR GAS CO
8256910	F-03-054559	4229131436	102-4	MACDONALD #1-L					20.5	LONE STAR GAS CO
-RIDGE OIL CO			I	RECEIVED: 09/22/82	JA: TX				110.0	SOUTHWEST GAS PIP
8256867	F-78-052316	4242933162	102-4	FROST #1					150.0	LONE STAR GAS CO
-ROBERTS & HAMMACK INC			I	RECEIVED: 09/22/82	JA: TX				6.1	INTERNORTH INC
8256948	F-05-055632	4228930111	108	R A PORTER 1-A					300.0	LONE STAR GAS CO
8256949	F-05-055633	4228930068	108	WELDON ALBRITTON #1					1350.0	PHILLIPS PETROLEU
-ROPAR OPERATING CO			I	RECEIVED: 09/22/82	JA: TX				233.6	PHILLIPS PETROLEU
8256834	F-09-047920	4223710100	102-2	J B LESTER #1					0.0	UNITED TEXAS TRAN
8257001	F-09-056275	4223734535	102-2	W B OWEN #1					500.0	
-SAGE ENERGY CO			I	RECEIVED: 09/22/82	JA: TX				500.0	INTRASTATE GATHER
8257095	F-7C-056824	4238300000	103	UNIVERSITY 5-G #5 RRC #08875					116.4	LONE STAR GAS CO
-SAMEDAN OIL CORPORATION			I	RECEIVED: 09/22/82	JA: TX				29.2	LONE STAR GAS CO
8256835	F-05-048966	4216606070	103	107-TF HENDERSON-LOTT #2					29.2	LONE STAR GAS CO
8257005	F-8A-056285	4216532146	103	SOUTH CENTRAL ROBERTSON UNIT #58					0.0	UNITED TEXAS TRAN
8257013	F-8A-056376	4216532326	103	SOUTH CENTRAL ROBERTSON UNIT #65					500.0	
-SANCHEZ-OBRIEN OIL & GAS CORP			I	RECEIVED: 09/22/82	JA: TX				500.0	INTRASTATE GATHER
8256985	F-02-056074	4229733018	102-4	BODDEN FROST GAS UNIT 1 WELL NO 2-U					116.4	LONE STAR GAS CO
8256850	F-04-050873	4250531413	102-4	107-TF MERCURIO MARTINEZ #2					29.2	LONE STAR GAS CO
8256875	F-04-052669	4250531443	102-4	107-TF SLATOR RANCH #1					29.2	LONE STAR GAS CO
-SCANDRILL CO			I	RECEIVED: 09/22/82	JA: TX				0.0	MAR/CON ENERGY IN
8256823	F-09-043766	4223733903	102-4	ATWOOD #2					3.6	GREAT WESTERN GAS
8256822	F-09-042927	4223733926	102-4	MCCONNELL #1					36.0	PHILLIPS PETROLEU
8256821	F-03-042809	4223733924	102-4	PENBERTON #1					350.0	TENNESSEE GAS PIP
-SEAGULL RESOURCES INC			I	RECEIVED: 09/22/82	JA: TX				387.0	LONE STAR GAS CO
8256838	F-02-049328	4217500000	102-4	G B R A "B" #3					27.0	UNION TEXAS PETRO
-SEELY OIL CO			I	RECEIVED: 09/22/82	JA: TX					
8257021	F-78-056680	4242933189	102-4	BLACK "1176-A" 18646						
-SERVICE DRILLING CO			I	RECEIVED: 09/22/82	JA: TX					
8256922	F-10-055137	4217900000	103	ANNA HERBER #8						
-SHELL OIL CO			I	RECEIVED: 09/22/82	JA: TX					
8256898	F-04-054118	4242731646	103	JUDD-ESTATE-STATE R P U #9						
-SNOW OIL CO			I	RECEIVED: 09/22/82	JA: TX					
8256956	F-78-055735	4213333872	102-4	HENDERSON-WEST #1						
-SO-TEX PETROLEUM, INC.			I	RECEIVED: 09/22/82	JA: TX					
8256965	F-78-055867	4244131973	103	BURNS 2A #1						

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8257110	F-78-056866	4244132196	103	RECEIVED:	BURNS 2A #2	JOCLEYN-VARN (FRY)	60.0	008	60.0	UNION TEXAS PETRO
-SOUTHERN ROYALTY INC					09/22/82					
8256979	F-04-056009	4240931642	102-4	RECEIVED:	JACKSON RANCH TRUST #1	HIBERNIA (4680)	217.0			HOUSTON PIPELINE
-STAHL PETROLEUM CO					09/22/82					
8256970	F-10-055958	4248300000	108		TROSTLE #1	EAST PANHANDLE	0.0			TRANSWESTERN PIPE
8256971	F-10-055959	4248300000	108		TROSTLE #2	EAST PANHANDLE	0.0			TRANSWESTERN PIPE
8256972	F-10-055960	4248300000	108		TROSTLE #3	EAST PANHANDLE	0.0			TRANSWESTERN PIPE
8256973	F-10-055961	4248300000	108		TROSTLE #4	EAST PANHANDLE	0.0			TRANSWESTERN PIPE
-SUN EXPLORATION & PRODUCTION CO					09/22/82					
8257136	F-04-056971	4224900000	108	RECEIVED:	B H DUNLAP #63	SEELIGSON/ZONE 20-1-4	20.0			CHANNEL INDUSTRIE
8256916	F-04-054912	4242731647	103		C LAUREL #8	SUN NORTH (7020 SAND)	794.0			
8256946	F-08-055620	4213500000	108		EAST GOLDSMITH SAN ANDRES #26-2U	GOLDSMITH EAST (SAN A)	0.6			PHILLIPS PETROLEU
8257135	F-08-056970	4213533013	103		EAST GOLDSMITH SAN ANDRES #1803	GOLDSMITH EAST (SAN A)	0.4			PHILLIPS PETROLEU
8257019	F-78-056576	4242900000	108		FLOYD RAY VICK #1	NECESSITY	15.0			SOUTHWESTERN GAS
8257088	F-04-056804	4235501000	108		REED & HANKAMER #1	RICHARD KING (4300)	19.0			TENNESSEE GAS PIP
8257131	F-03-056933	4207100000	108		STATE TRACT 288 #4	REDFISH REEF S W	9.0			UNITED TEXAS TRAN
8257130	F-03-056932	4219931459	103		SUN FEE LOT 25 #1	SARATOGA WEST	365.0			
8256944	F-08-055618	4213500000	108		UNIVERSITY -P- #2	EMBAR (5600)	8.0			PHILLIPS PETROLEU
8256945	F-08-055619	4213500000	108		UNIVERSITY -P- #5	EMBAR (5600)	8.0			PHILLIPS PETROLEU
-SUPERIOR OIL CO					09/22/82					
8256907	F-03-054384	4205132222	102-2	RECEIVED:	J L KUCHERA #2	GIDDINGS (AUSTIN CHAL	0.0			CLAJON GAS CO
8256858	F-03-051473	4228731184	102-2	103	Q LEHMANN #1	GIDDINGS (AUSTIN-CHAL	0.0			
8256869	F-03-052440	4228731235	102-2	103	R K MCHENRY WELL #1	GIDDINGS (AUSTIN-CHAL	0.0			
8256879	F-03-052932	4205132217	102-2	103	T E GIBSON "A" #1	GIDDINGS (AUSTIN CHAL	0.0			
-TAYLOR OPERATING COMPANY					09/22/82					
8256880	F-09-053010	4223700000	103	RECEIVED:	GUINN CAMPSEY #1 (095571)	BOONSVILLE (BEND CONG	18.3			LONE STAR GAS CO
8257102	F-09-056847	4207700000	103		SEGLER #1 (21640)	FREDDIE (CONGL 5600)	77.0			LONE STAR GAS CO
-TDC ENGINEERING INC					09/22/82					
8256991	F-91-056198	4217731272	102-4	RECEIVED:	TALIAFERRO #1	PEACH CREEK (AUSTIN C	271.0			VALERO TRANSMISSI
-TEE OPERATING CO					09/22/82					
8256815	F-03-027752	4228900000	103		SHEPARD GAS UNIT #1	JEWETT TRAVIS PEAK (1	200.0			LONE STAR GAS CO
8256918	F-054997	4228330876	102-4		SOUTH TEXAS SYNDICATE #1-110	TWO FINGERS E (WILCOX	0.0			VALERO TRANSMISSI
-TEMPLETON ENERGY INC					09/22/82					
8256903	F-04-054248	4221531171	102-2	RECEIVED:	YURRIA LAND & CATTLE CO #1	WEST DASKAM (VICKSBUR	500.0			VALERO TRANSMISSI
-TENNECO OIL COMPANY					09/22/82					
8256827	F-06-046082	4236531344	103	RECEIVED:	FLOYD GAS UNIT #5	BETHANY	675.0			UNITED GAS PIPE L
-TEXACO INC					09/22/82					
8256932	F-08-055440	4210931625	102-4	RECEIVED:	CULBERSON "A" FEE #3	GERALDINE	6.2			EL PASO NATURAL G
8256878	F-08-052854	4210931519	102-4		CULBERSON "X" FEE #1	GERALDINE	19.9			EL PASO NATURAL G
8256967	F-08-055933	4210931627	102-4		CULBERSON "X" FEE #7	GERALDINE	73.0			EL PASO NATURAL G
8256933	F-08-055441	4237133926	103		FORT STOCKTON SOUTH UNIT #23-3	FORT STOCKTON	0.1			NUECES CO
8256993	F-10-056212	4217900000	108		G H SAUNDERS NCT-3 #49	PANHANDLE GRAY COUNTY	31.0			COLTEXO CORP
8256935	F-10-055450	4217900000	108		G H SAUNDERS NCT-3 #50	PANHANDLE GRAY COUNTY	0.4			COLTEXO CORP
8256934	F-8A-055443	4221933392	103		MONTGOMERY ESTATE DAVIES NCT-2 #90	LEVALLAND	0.0			AMOCO PRODUCTION
8256831	F-8A-046780	4232900000	103	RECEIVED:	T C MARTIN #2	GIN (SPRAYBERRY)	0.0			PHILLIPS PETROLEU
-TEXAS CRUDE INC					09/22/82					
8256960	F-8A-055842	4221900000	103	RECEIVED:	MAGERS #1-10	LINKER (CLEAR FORK)	2.5			
8256997	F-06-056255	4207300000	102-4		NEW BIRMINGHAM "B" 6 U #1 WELL #1	WHITE OAK CREEK	265.0			DELHI GAS PIPELIN
8256996	F-06-056253	4207300000	102-4		NEW BIRMINGHAM "B" 6U #3 WELL #1	WHITE OAK CREEK	44.0			DELHI GAS PIPELIN
8256994	F-06-056216	4207303011	102-4		WHITEMAN-DECKER G U #1 WELL #1	WHITE OAK CREEK	77.0			DELHI GAS PIPELIN
-TEXAS WEST OIL & GAS CORPORATION					09/22/82					
8256984	F-08-056052	4222732622	103	RECEIVED:	ROBINSON #1	SOUTH HUTTO (LEONARD)	35.1			PHILLIPS PETROLEU
-THROCKMORTON GAS SYSTEMS					09/22/82					

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	VOLUME	PAGE	PROD	PURCHASER
8256995	F-7B-056221	4244700000	102-2	RECEIVED:	ALLEN #10	THROCKMORTON COUNTY R	756	009	0.0	WARREN PETROLEUM
-TOM BROWN INC			103		WOODY A #2-32	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257132	F-08-056941	4231732462	103	RECEIVED:	WOODY A #3-32	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257133	F-08-056943	4231732462	103	RECEIVED:	HARBAUGH #3141 (04726)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-TRI-EX CORP			102-4		HARBAUGH #A #1142 (04871)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256961	F-10-055856	4235700000	102-4	RECEIVED:	HARBAUGH #A #6142 (04871)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256964	F-10-055859	4235700000	102-4	RECEIVED:	HARBAUGH #A #8142 (04871)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256963	F-10-055858	4235700000	102-4	RECEIVED:	ALLGOOD GU #1	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256962	F-10-055857	4235700000	102-4	RECEIVED:	KIT #1 RRC ID N/A	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-TXO PRODUCTION CORP			102-2		NADINE UNIT #1 RRC ID N/A	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256840	F-06-049734	4245900000	102-2	RECEIVED:	SUSAN MARIE #1 RRC ID N/A	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-U S OPERATING INC			102-2		VIRGINIA #1 RRC ID N/A	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256895	F-03-053958	4228731166	102-2	RECEIVED:	FUHRMAN-MASCHO UNIT #607 BLK 10	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256864	F-03-052153	4228731046	102-2	RECEIVED:	WAYNE CLEVELAND #1-110	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256914	F-03-054857	4228731200	102-2	RECEIVED:	MASSIE (STRAWN)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256865	F-03-052154	4228730718	102-2	RECEIVED:	WESLEY DEMPSEY #1 (18368)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-UNION OIL COMPANY OF CALIF			102-4		4-W RANCH #1 (18217)	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257040	F-08-056727	4200332989	102-4	RECEIVED:	HOMERO SAENZ #1	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256740	F-08-050407	4229500000	102-4	RECEIVED:	EDWARDS ESTATE-STATE #1	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256928	F-01-055345	4210533721	102-4	RECEIVED:	EDWARDS ESTATE-STATE #2	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-W J WHITT			102-2		HATTIE CONNELL #E-12	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257128	F-7B-056926	4242933075	102-2	RECEIVED:	HATTIE CONNELL #G-2	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257129	F-7B-056927	4241734005	102-2	RECEIVED:	HATTIE CONNELL #H-4	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-W M LAUGHLIN			102-2		HATTIE CONNELL #H-6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256848	F-04-050786	4224900000	102-2	RECEIVED:	HATTIE CONNELL NO A-11	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-WARREN PETR CO A DIV OF GULF OIL			108		M F HENDERSON NCT-B #165	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257096	F-08-056838	4210300792	108	RECEIVED:	M L BARNESLEY "C" #1C	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257098	F-08-056840	4210311020	108	RECEIVED:	M L BARNESLEY "C" #5	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257104	F-08-056858	4210310555	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257106	F-08-056860	4210300760	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257105	F-08-056859	4210310558	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257107	F-08-056861	4210310826	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257103	F-08-056857	4210310554	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257097	F-08-056839	4210311879	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257099	F-08-056841	4210300166	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257138	F-08-057010	4210332095	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257139	F-08-057011	4210311142	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257137	F-08-057009	4210302979	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257120	F-08-056896	4210300772	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257119	F-08-056895	4210304770	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257118	F-08-056894	4210304772	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257117	F-08-056893	4210300780	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257116	F-08-056892	4210300776	108	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-WAYMAN W BUCHANAN			103		M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8256908	F-10-054479	4229531174	103	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-WESSELY ENERGY CORPORATION			102-4		M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257033	F-06-056706	4204330208	102-4	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-WICKLUND PETROLEUM CORP			102-4		M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257052	F-02-056744	4225530956	102-4	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-WILLIAM H SIEGEL			103		M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257017	F-09-056502	4250300000	103	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
-WILSON ENERGY INC			103		M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM
8257123	F-08-056902	4200333157	103	RECEIVED:	M L BARNESLEY "C" #6	SPRABERRY (TRENDA AREA			0.0	PHILLIPS PETROLEUM

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8257122	F-08-056901	4200333142	103		GREEN "A" #1	WEMAC (WOLF CAMP)	27.0	PHILLIPS PETROLEUM
8257112	F-7C-056884	4210533888	103		UNIVERSITY 15 47 #2	FARMER (SAN ANDRES)	109.0	J L DAVIS
8257115	F-7C-056888	4210533881	103		UNIVERSITY 15 50 #3	FARMER (SAN ANDRES)	127.0	J L DAVIS
8257114	F-7C-056887	4210533880	103		UNIVERSITY 15 50 #4	FARMER (SAN ANDRES)	182.0	J L DAVIS
8257113	F-7C-056886	4210533932	103		UNIVERSITY 15 50 #5	FARMER (SAN ANDRES)	127.0	J L DAVIS
-WOODS PETROLEUM CORPORATION			RECEIVED:	09/22/82	JA: TX			
8256853	F-8A-051857	4207931478	102-4	103	RJR RANCH "A" #1	BONANZA (SAN ANDRES)	5.0	WARREN PETROLEUM
-WOOLEY PETROLEUM			RECEIVED:	09/22/82	JA: TX			
8256877	F-08-052848	4249700000	103		RODNEY L WOOLEY #1	ALVORD SO (ATOKA)	12.0	TEXAS UTILITIES F
-3 W OIL INC			RECEIVED:	09/22/82	JA: TX			
8256976	F-10-055981	4217942179	103		TIEMAN ESTATE (04933) #1	PANHANDLE GRAY COUNTY	114.0	CABOT PIPELINE CO

SOURCE DATA FOR THIS NOTICE IS AVAILABLE ON MAGNETIC TAPE FROM THE NATIONAL TECHNICAL INFORMATION SERVICE (NTIS). FOR INFORMATION, CONTACT STUART WEISMAN (NTIS) AT (703) 487-1808, 5285 PORT ROYAL RD, SPRINGFIELD, VA 22161, OR SANDRA SPEAR (FERC) (202) 357-8344.

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 within fifteen days after publication of notice in the **Federal Register**.

Catagories 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. 82-29253 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: October 18, 1982.

47316

Federal Register / Vol. 47, No. 206 / Monday, October 25, 1982 / Notices

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER

WEST VIRGINIA DEPARTMENT OF MINES								

-BEN DRILLING PROGRAM								
8257159		4707301286	RECEIVED:	09/20/82	JA: WV	MCKIM WATERSHED	25.0	COLUMBIA GAS TRAN
-BEM I			107-DV	CUNNINGHAM #1				
8257160		4707301334	RECEIVED:	09/20/82	JA: WV	MIDDLE ISLAND CREEK W	15.0	
-CABOT OIL & GAS CORP			107-DV	KNIGHT #1				
8257179		4700500481	RECEIVED:	09/20/82	JA: WV	SCOTT	1.8	TENNESSEE GAS PIP
8257185		4708100209	108	ALLEN & PRYOR 30-590		SLAB FORK	9.7	TENNESSEE GAS PIP
8257180		4700500537	108	BEAVER COAL 25-1458		PEYTONA	19.8	TENNESSEE GAS PIP
8257184		4704700615	108	BULL CREEK 19-636		BROWNS CREEK	4.8	TENNESSEE GAS PIP
8257187		4704700615	108	LIITZ-HARMAN #1-1597		CABIN CREEK	3.6	TENNESSEE GAS PIP
8257186		4703901929	108	QUINCY COAL 13-664		SANDY RIVER	14.9	TENNESSEE GAS PIP
-CHESTERFIELD CORP		4704700361	108	RED ASH 4-1586				
8257173		4709702129	RECEIVED:	09/20/82	JA: WV			
8257171		4709702132	108	CAYNOR #1 - 47-097-2129			15.3	PARTNERSHIP PROPE
8257234		4708300000	103	FISHER #3 - 47-097-2132			17.9	COLUMBIA GAS TRAN
8257174		4700101458	108	FLANAGAN WELL #1 - 47-083-0568			0.0	PARTNERSHIP PROPE
8257172		4709702130	108	RADABAUGH #1 - 47-001-1458			13.5	PARTNERSHIP PROPE
-CITIES SERVICE COMPANY			108	WESTFALL #1 - 47-097-2130			13.9	PARTNERSHIP PROPE
8257231		4703501603	RECEIVED:	09/20/82	JA: WV	FLAT FORK	54.0	
-CONTINENTAL PETROLEUM CO			107-DV	LEE "A" #1				
8257141		4702103764	RECEIVED:	09/20/82	JA: WV	GLENNVILLE NORTH	45.0	COLUMBIA GAS TRAN
-DORAN & ASSOCIATES INC			107-DV	J MESSENGER #2-A				
8257154		4703302711	RECEIVED:	09/20/82	JA: WV	CLAY DISTRICT	25.0	CONSOLIDATED GAS
8257155		4703302350	103	ALBERT SHINN #8 KZ-22		SARDIS DISTRICT	25.0	CONSOLIDATED GAS
8257156		4703302223	103	E STROTHER/HARBERT #1 KL-269		SARDIS DISTRICT	25.0	CONSOLIDATED GAS
-ENERGY DEVELOPMENT CORP			RECEIVED:	09/20/82	JA: WV	BIG SANDY	18.0	CONSOLIDATED GAS
8257176		4704700703	108	MARY BROWN #1 KU-6				
-FERRELL L PRIOR			RECEIVED:	09/20/82	JA: WV	UNION DISTRICT	0.0	CARNEGIE NATURAL
8257170		4708504746	108	EDC #4 - MCD-703		UNION DISTRICT	0.0	CARNEGIE NATURAL
8257169		4708504747	108	W H BATSON #1				
-HARRY C BOGGS			RECEIVED:	09/20/82	JA: WV	NICUT	0.0	COLUMBIA GAS TRAN
8257233		4701303218	103	R F STALNAKER #10		NICUT	6.0	COLUMBIA GAS TRAN
8257232		4701303217	103	R F STALNAKER #8				
-J & J ENTERPRISES INC			RECEIVED:	09/20/82	JA: WV	PHILIPPI	0.0	CONSOLIDATED GAS
8257213		4700101160	108	B - 138		ELK	0.0	CONSOLIDATED GAS
8257224		4703301179	108	B-101		WARREN	0.0	CONSOLIDATED GAS
8257200		4709701800	108	B-129		ELK	0.0	CONSOLIDATED GAS
8257225		4703301180	108	B-142		UNION	0.0	CONSOLIDATED GAS
8257221		4700109500	108	B-143		WARREN	0.0	CONSOLIDATED GAS
8257202		4709701789	108	B-151		WARREN	0.0	CONSOLIDATED GAS
8257201		4709701792	108	B-152				

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JD NO	JA DKT	API NO	D SFC(1)	SFC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8257227		4703301201	108		B-157	TENNILE	0.0	CONSOLIDATED GAS
8257228		4703301202	108		B-158	TENNILE	0.0	CONSOLIDATED GAS
8257206		4700109600	108		B-160	PHILIPPI	0.0	CONSOLIDATED GAS
8257229		4703301692	108		B-163	EAGLE	0.0	CONSOLIDATED GAS
8257208		4700101028	108		B-166	PLEASANT	0.0	CONSOLIDATED GAS
8257209		4700101029	108		B-170	PLEASANT	0.0	CONSOLIDATED GAS
8257207		4700109760	108		B-172	PHILIPPI	0.0	CONSOLIDATED GAS
8257220		4700121046	108		B-184	PHILIPPI	0.0	CONSOLIDATED GAS
8257211		4700101093	108		B-188	ELK	0.0	CONSOLIDATED GAS
8257218		4703301950	108		B-201	EAGLE	0.0	CONSOLIDATED GAS
8257217		4703301955	108		B-217	COAL	0.0	CONSOLIDATED GAS
8257190		4703301979	108		B-220	EAGLE	0.0	CONSOLIDATED GAS
8257230		4703301917	108		B-229	CLARK	0.0	CONSOLIDATED GAS
8257204		4703302049	108		B-237	UNION	0.0	CONSOLIDATED GAS
8257195		4704102564	108		B-252	HACKER'S CREEK	0.0	CONSOLIDATED GAS
8257210		4700101092	108		B-256	UNION	0.0	CONSOLIDATED GAS
8257219		4703301941	108		B-257	TENNILE	0.0	CONSOLIDATED GAS
8257205		4703302014	108		B-263	EAGLE	0.0	CONSOLIDATED GAS
8257212		4700101138	108		B-271	UNION	0.0	CONSOLIDATED GAS
8257214		4700101184	108		B-284	ELK	0.0	CONSOLIDATED GAS
8257198		4703302190	108		B-296	SARDIS	0.0	CONSOLIDATED GAS
8257194		4709701682	108		B-37	UNION	0.0	CONSOLIDATED GAS
8257216		4703301000	108		B-50	ELK	0.0	CONSOLIDATED GAS
8257196		4704102103	108		B-63A	SKIN CREEK	0.0	CONSOLIDATED GAS
8257193		4709701729	108		B-70	WARREN	0.0	CONSOLIDATED GAS
8257191		4709701774	108		B-79	UNION	0.0	CONSOLIDATED GAS
8257222		4703301164	108		B-82	UNION	0.0	CONSOLIDATED GAS
8257223		4703301178	108		B-84	UNION	0.0	CONSOLIDATED GAS
8257192		4709701771	108		B-90	UNION	0.0	CONSOLIDATED GAS
8257199		4709701743	108		B-91	UNION	0.0	CONSOLIDATED GAS
8257226		4703301189	108		B-92	UNION	0.0	CONSOLIDATED GAS
8257203		4709701775	108		B-97	WARREN	0.0	CONSOLIDATED GAS
8257197		4704102169	108		B-98	HACKERS CREEK	0.0	CONSOLIDATED GAS
8257215		4701702479	108		J-54	MCLELLAN	12.8	CONSOLIDATED GAS
-JAMES F SCOTT				RECEIVED: 09/20/82	JA: WV			
8257168		4703302324	108		CUTLIP-LAYFIELD S-301	SARDIS	27.0	CONSOLIDATED GAS
8257167		4703301110	108		T P REYNOLDS #3	COAL	45.0	CONSOLIDATED GAS
-KAISER ENERGY INC				RECEIVED: 09/20/82	JA: WV			
8257152		4703501513	107-DV		C C BOGARD DEK #77	WILDING	1.8	ROARING FORK GAS
8257146		4703500222	107-DV		CHARLIE PICKEN KEM #36	ELMWOOD	9.1	ROARING FORK GAS
8257151		4703501384	107-DV		CONRAD MCCOY - DEK #9	COTTAGEVILLE NORTH	3.0	ROARING FORK GAS
8257148		4703501374	107-DV		EMMA BIBBEE - DEK #1	COTTAGEVILLE NORTH	11.0	ROARING FORK GAS
8257161		4703501411	107-DV		EMMA BIBBEE - DEK #50	FLATWOODS	29.9	ROARING FORK GAS
8257145		4703501428	107-DV		FRED B SAYRE KEM #2	EVANS	3.6	ROARING FORK GAS
8257150		4703501382	107-DV		FRED BUSH - DEK #7	SILVER VALLEY	1.4	ROARING FORK GAS
8257149		4703500238	107-DV		GRACE MORRISON KEM #7	ELMWOOD	7.3	ROARING FORK GAS
8257147		4703500234	107-DV		OTHO SAYRE KEM #39	ELMWOOD	9.1	ROARING FORK GAS
8257153		4703501407	107-DV		WAYNE HUGHES - DEK #42	RAVENSHOOD	18.3	ROARING FORK GAS
-LINCOLN PRODUCTION CO				RECEIVED: 09/20/82	JA: WV			
8257178		4704302499	108		WOODRUM NO #2	UNION DISTRICT	8.8	CONSOLIDATED GAS
-PHILLIPS PETROLEUM COMPANY				RECEIVED: 09/20/82	JA: WV			
8257175		4706100226	108		PIXLER A #1	SOUTH BURNS CHAPEL	18.0	CONSOLIDATED GAS
-R & B PETROLEUM INC				RECEIVED: 09/20/82	JA: WV			

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JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8257177		4700101071	108		DURRETT #3	VALLEY	10.8	PARTNERSHIP PROPE
8257182		4704700829	108		GEORGIA PACIFIC #4	BIG CREEK	14.6	COLUMBIA GAS TRAN
8257181		4704700845	108		GEORGIA PACIFIC #6	BIG CREEK	11.0	COLUMBIA GAS TRAN
8257183		4700101033	108		REGISTER #2	VALLEY	18.0	PARTNERSHIP PROPE
-ROBERT R JONES								
8257140		4702103769	103		09/20/82	GLENVILLE NORTH	50.0	COLUMBIA GAS TRAN
-ROSS-WHARTON GAS CO								
8257158		4704102976	103		09/20/82	HACKERS CREEK DISTRICT	25.0	CONSOLIDATED GAS
8257157		4704103094	103		09/20/82	HACKERS CREEK DISTRICT	25.0	CONSOLIDATED GAS
-ROY G HILDRETH ET AL								
8257142		4708700358	108		09/20/82	NEWTON	0.0	COLUMBIA GAS TRAN
8257144		4708700366	108		09/20/82	NEWTON	0.0	COLUMBIA GAS TRAN
8257143		4708700790	108		09/20/82	WALLBACK	0.0	COLUMBIA GAS TRAN
-STONESTREET LANDS CO								
8257188		4701501782	103		09/20/82	ELMIRA	26.0	COLUMBIA GAS TRAN
8257237		4701501776	103		09/20/82	ELMIRA	28.0	COLUMBIA GAS TRAN
8257189		4701501809	103		09/20/82	ELMIRA	25.0	COLUMBIA GAS TRAN
-STONEWALL GAS CO INC								
8257162		4701703067	103		09/20/82	GREENBRIER DISTRICT	210.0	CONSOLIDATED GAS
8257164		4708505215	103		09/20/82	GRANT	150.0	CONSOLIDATED GAS
8257163		4703302631	103		09/20/82	TENMILE DISTRICT	2.5	CONSOLIDATED GAS
8257165		4703302692	103		09/20/82	UNION DISTRICT	220.0	CONSOLIDATED GAS
8257166		4701703064	103		09/20/82	GREENBRIER DISTRICT	240.0	CONSOLIDATED GAS
-WAYMAN W BUCHANAN								
8257236		4703501639	107-DV		09/20/82	MIDWAY-EXTRA	0.0	CABOT CORP
8257235		4703903791	107-DV		09/20/82	ELK-POCA	24.0	COLUMBIA GAS TRAN
DEPARTMENT OF THE INTERIOR, MINERALS MANAGEMENT SERVICE, DENVER, CO								
-AMERICAN RESOURCES MANAGEMENT CORPO								
8257276		0504506406	103		09/23/82	2134* FUL 2306* FNL S	108.0	NORTHWEST PIPELIN
8257275		0504506286	103		09/23/82	498* FEL 1490* FNL SE	108.0	NORTHWEST PIPELIN
8257273		0504506407	103		09/23/82	285.0* FNL 247.0* FUL	144.0	NORTHWEST PIPELIN
8257269		0504506405	103		09/23/82	1260.3* FUL 230.4* FS	103.6	NORTHWEST PIPELIN
8257270		0504506000	103		09/23/82	57* FEL 1663* FSL SEC	108.3	NORTHWEST PIPELIN
8257277		0510308212	103		09/23/82	1600* FEL 1600* FSL S	144.0	NORTHWEST PIPELIN
8257274		0510307876	107-RT		09/23/82	1000* FEL 1500* FSL S	36.0	NORTHWEST PIPELIN
8257268		0510307747	107-RT		09/23/82	2208* FEL 1305* FUL S	36.0	NORTHWEST PIPELIN
8257272		0510307218	107-RT		09/23/82	SW NE SEC 21 T 4 S R	540.0	NORTHWEST PIPELIN
8257271		0510308203	107-RT		09/23/82	1111* FNL 1119* FEL S	252.0	NORTHWEST PIPELIN
-ARCO OIL AND GAS COMPANY								
8257288		0506706378	107-TF		09/23/82	IGNACIO BLANCO	103.0	WESTERN SLOPE GAS
8257278		0506706366	107-TF		09/23/82	IGNACIO BLANCO	203.0	WESTERN SLOPE GAS
8257287		0506706355	107-TF		09/23/82	IGNACIO BLANCO	292.0	WESTERN SLOPE GAS
8257285		0506706233	107-TF		09/23/82	IGNACIO BLANCO	296.0	EL PASO NATURAL G
8257283		0506706396	107-TF		09/23/82	IGNACIO BLANCO	226.0	WESTERN SLOPE GAS
8257286		0506706415	107-TF		09/23/82	IGNACIO BLANCO	335.0	WESTERN SLOPE GAS
8257289		0506706304	107-TF		09/23/82	IGNACIO BLANCO	257.0	WESTERN SLOPE GAS
8257279		0506706350	107-TF		09/23/82	IGNACIO BLANCO	162.0	WESTERN SLOPE GAS
8257282		0506706309	107-TF		09/23/82	IGNACIO BLANCO	276.0	EL PASO NATURAL G
8257281		0506706364	107-TF		09/23/82	IGNACIO BLANCO	130.0	EL PASO NATURAL G
8257280		0506706353	107-TF		09/23/82	IGNACIO BLANCO	130.0	EL PASO NATURAL G
8257284		0506706478	107-TF		09/23/82	IGNACIO BLANCO	325.0	WESTERN SLOPE GAS

JD NO	JA DKT	API NO	U SEC(1)	SEC(2)	WELL NAME	VOLUME	757	FIELD NAME	PROD	PURCHASER	PAGE	004
-CALVERT	WESTERN EXPLORATION CO		RECEIVED:	09/23/82	JA: CO 1			WILDCAT	270.0			
8257242	CD 0329-82	0510308217	102-2	GOVERNMENT	397-3-1							
-COSEKA	RESOURCES (USA) LIMITED		RECEIVED:	09/23/82	JA: CO 1			BAXTER PASS	85.4	NORTHWEST PIPELIN		
8257248	CD 0338-82	0510308633	102-2	FEDERAL	#14-25-4-103							
-EXXON	CORPORATION		RECEIVED:	09/23/82	JA: CO 1			WILDCAT	52.0			
8257291	CD 0313-82-B	0507708188	102-2	107-TF	OLD MAN MOUNTAIN #1L			WILDCAT	50.0			
8257290	CD 0313-82A	0507708188	102-2	107-TF	OLD MAN MOUNTAIN 1U							
-INTERCONTINENTAL	PETROLEUM EXPL		RECEIVED:	09/23/82	JA: CO 1			NORTH DRAGON TRAIL	56.0	WESTERN SLOPE GAS		
8257292	CD 0372-82	0510308867	103	107-TF	B-15-2-102							
8257293	CD 0373-82	0510308868	103	107-TF	L-15-2-102			NORTH DRAGON TRAIL	50.0	WESTERN SLOPE GAS		
-KOCH	INDUSTRIES INC		RECEIVED:	09/23/82	JA: CO 1			ROBERTS CANYON	425.0	NORTHWEST PIPELIN		
8257265	CD 0364-82	0507708428	107-TF	WINTERSHOE	CANYON 1-29			WINTER FALLS	25.0	NORTHWEST PIPELIN		
8257262	CD 0366-82	0507708455	107-TF	WINTER FLATS	1-10-99			UNKNOWN	25.0	NORTHWEST PIPELIN		
8257267	CD 0355-82	0507708455	102-2	WINTER FLATS	1-10-99			WINTER FLATS	22.0	NORTHWEST PIPELIN		
8257261	CD 0353-82	0507708464	102-2	WINTER FLATS	1-11-99			WINTER FLATS	22.0	NORTHWEST PIPELIN		
8257264	CD 0367-82	0507708464	107-TF	WINTER FLATS	1-11-99			UNKNOWN	15.0	NORTHWEST PIPELIN		
8257263	CD 0365-82	0507708457	107-TF	WINTER FLATS	1-16-99			UNKNOWN	15.0	NORTHWEST PIPELIN		
8257266	CD 0354-82	0507708457	102-2	WINTER FLATS	1-16-99			PHILADELPHIA CREEK MA	28.0	NORTHWEST PIPELIN		
-NORTHWEST	EXPLORATION COMPANY		RECEIVED:	09/23/82	JA: CO 1			MESAVERDE	0.0	NORTHWEST PIPELIN		
8257238	CD 0341-82	0510308224	108	PHILADELPHIA CREEK	#12X			UNDESIGNATED	0.0	MOUNTAIN FUEL SUP		
-NORTHWEST	PIPELINE CORPORATION		RECEIVED:	09/23/82	JA: CO 1			IGNACIO BLANCO DAKOTA	500.0	WESTERN SLOPE GAS		
8257247	CD 0418-82PB	0506705504	108-PB	IGNACIO	33-8 #12			IGNACIO BLANCO DAKOTA	500.0	WESTERN SLOPE GAS		
-RAYMOND	T DUNCAN		RECEIVED:	09/23/82	JA: CO 1			WILDCAT	200.0	NORTHWEST PIPELIN		
8257241	CD 0334-82	0503306055	102-2	SANTA FE CANYON	FED 42-7			COON HOLLOW	418.0	NORTHWEST PIPELIN		
8257258	CD 0188-82	0506706456	103	SOUTHERN UTE #26-1	33-11			PANOMA	37.0	PANHANDLE EASTERN		
8257257	CD 0187-82	0506706456	107-TF	SOUTHERN UTE #26-1	33-11			NATURAL BUTTES	127.0	COLORADO INTERSTA		
-SOUTHLAND	ROYALTY CO		RECEIVED:	09/23/82	JA: CO 1			NATURAL BUTTES	365.0	COLORADO INTERSTA		
8257244	CD 0040-82	0506706374	103	RED MESA #1				NATURAL BUTTES	374.0	COLORADO INTERSTA		
-TETON	ENERGY CO INC		RECEIVED:	09/23/82	JA: CO 1			NATURAL BUTTES	255.0	COLORADO INTERSTA		
8257240	CD 0343-82	0507708423	102-2	ROAN CREEK	FEDERAL 25-4			NATURAL BUTTES	419.0	COLORADO INTERSTA		
-ANADARKO	PRODUCTION COMPANY		RECEIVED:	09/23/82	JA: KS 1			NATURAL BUTTES	73.0	MOUNTAIN FUEL SUP		
8257243	CD 0273-82	1512920477	103	U S GOVERNMENT	"C" #1			FLATROCK	250.0	PRESSURE TRANSPOR		
-CIG	EXPLORATION INC		RECEIVED:	09/23/82	JA: UT 1			MAIN CANYON	605.0	PACIFIC GAS & ELE		
8257253	UD 0378-82	4304731149	103	107-TF	CIGE 90D-9-9-21J			MAIN CANYON	112.0	PACIFIC GAS & ELE		
8257254	UD 0378-82	4304731151	103	107-TF	CIGE 91D-15-9-21J			WESTWATER	300.0	NORTHWEST PIPELIN		
8257252	UD 0378-82	4304731162	103	107-TF	CIGE 92D-13-10-20J			OIL SPRINGS	97.0	MOUNTAIN FUEL SUP		
8257256	UD 0378-82	4304731163	103	107-TF	CIGE 93D-3-10-21J			SAN ARROYO	183.0	NORTHWEST PIPELIN		
8257255	UD 0335-82	4304731166	103	107-TF	CIGE 95D-14-10-21J							
-CONOCO	INC		RECEIVED:	09/23/82	JA: UT 1							
8257246	UD 0202-82	4304731113	102-3	107-TF	CONOCO UNCA TOM 6 #34							
-DEL-RIO	RESOURCES		RECEIVED:	09/23/82	JA: UT 1							
8257245	UD 0351-82	4304730981	102-2	LANDMARK-DEL RIO	29-1A							
-NATURAL	GAS CORPORATION OF CALIF		RECEIVED:	09/23/82	JA: UT 1							
8257250	UD 0377-82	4304731073	102-2	MAIN CANYON	6-8							
8257251	UD 0378-82	4304731044	102-2	MAIN CANYON	8-8							
8257249	UD 0369-82	4304731070	102-2	MAIN CANYON	9-3							
-ODEGARD	RESOURCES INC		RECEIVED:	09/23/82	JA: UT 1							
8257239	UD 0309-82	4301930891	107-TF	FEDERAL	"O" #1							
-TXO	PRODUCTION CORP		RECEIVED:	09/23/82	JA: UT 1							
8257260	UD 0317-82	4304731057	107-TF	ASPHALT CREEK	FEDERAL #1							
8257259	UD 0320-82	4301930639	108	VALENTINE	FEDERAL #1							

SOURCE DATA FOR THIS NOTICE IS AVAILABLE ON MAGNETIC TAPE FROM THE NATIONAL TECHNICAL INFORMATION SERVICE (NTIS). FOR INFORMATION, CONTACT STUART WEISMAN (NTIS) AT (703) 487-4808, 5285 PORT ROYAL RD, SPRINGFIELD, VA 22161, OR SANDRA SPEAR (FERC) (202) 357-8344.

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 within fifteen days after publication of notice in the *Federal Register*.

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. 82-29254 Filed 10-22-82; 8:45 am]

BILLING CODE 6717-01-M

FEDERAL COMMUNICATIONS COMMISSION

Telecommunications Industry Advisory Group Definition and Rules Subcommittee Meetings

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of meetings of the Telecommunications Industry Advisory Group (TIAG) Definitions and Rules Subcommittee scheduled to meet on Tuesday, November 9, 1982, and Tuesday, November 23, 1982. Both meetings will be open to the public. The November 9th meeting will be held at 9:30 a.m. in the offices of GTE Service Corporation (9th Floor Conference Room) at 1120

Connecticut Avenue, N.W., Washington, D.C. 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.

The November 23rd meeting will be held at 9:30 a.m. in the offices of MCI Telecommunications Corporation (1st Floor Conference Room) at 1133 19th Street, N.W., Washington, D.C. 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 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.

Federal Communications Commission.
William J. Tricarico,
Secretary.

[FR Doc. 82-29228 Filed 10-22-82; 8:45 am]

BILLING CODE 6712-01-M

Joint Meeting of the TIAG Definitions and Rules Subcommittee and the Plant Accounts Subcommittee

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a joint meeting of the Telecommunications Industry Advisory Group (TIAG) Definitions and Rules Subcommittee and the Plant Accounts Subcommittee scheduled to meet on Tuesday, December 7, 1982. The meeting will be held at 9:30 a.m. in Conference Room A-B (10th Floor) of AT&T's offices located at 1120 20th Street, N.W., 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.

Federal Communications Commission.
William J. Tricarico,
Secretary.

[FR Doc. 82-29229 Filed 10-22-82; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

Agency Forms Submitted to the Office of Management and Budget for Clearance

The Federal Emergency Management Agency (FEMA) is submitting to the Office of Management and Budget the following information collection package for clearance in accordance with the Paperwork Reduction Act (44 CFR Chapter 35).

Type of submission: New
Title of information collection: FEMA-EMI Field Training and Education Program Quarterly Report
Respondents: State or local governments, business and other institutions

Number of respondents: 70
Authority: Federal Civil Defense Act of 1950, as amended

Abstract: This information will be used to obtain information about FEMA funded training and education activities conducted by States, local governments, or other contractors. It will be used nationally for management of these programs
OMB desk officer: Ken Allen (202)395-3786

Copies of the above information collection clearance package can be obtained by calling or writing the FEMA Clearance Officer, Linda Shiley (202) 287-9906, Federal Plaza Center, 500 C Street, S.W., Washington, D.C. 20472.

Written comments and recommendations for the proposed information collection packages should be sent both to Linda Shiley, FEMA Reports Clearance Officer, Federal Plaza Center, 500 C Street, S.W., Washington, D.C. 20472 and to Ken Allen, Desk Officer, OMB Reports Management Branch, Room 3235 New

Executive Office Building, Washington, D.C. 20503.

Dated: October 15, 1982.

Charles M. Girard,
Associate Director.

[FR Doc. 82-29197 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-01-M

[Docket No. FEMA-REP-5-IL-1]

Illinois Plan for Radiological Accidents Site; Specific for Dresden Nuclear Power Station

ACTION: Certification of FEMA Findings and Determination.

In accordance with FEMA Rule 44 CFR Part 350 (proposed) on March 31, 1981, the State of Illinois submitted its plans relating to the Dresden Nuclear Power Station to the Director of FEMA Region V for review and approval. The Regional Director forwarded his evaluation to the Associate Director for State and Local Programs and Support in accordance with Section 350.11 of the proposed Rule. Included in this evaluation were a review of the State and local plans around the Dresden facility; a critique of the exercises conducted on October 28, 1980 and September 30, 1981, in accordance with Section 350.9; and a report of the public meeting held on October 30, 1980, to discuss the site-specific aspects of the State and local plans in accordance with Section 350.10 of the proposed Rule. In the latest Dresden joint exercise conducted on June 29, 1982, it was demonstrated that the remaining outstanding deficiencies were corrected with the exception of the prompt alerting and notification systems.

Based on the evaluation by the Regional Director and the review by the FEMA Headquarters staff, I find and determine that, subject to the condition stated below, the State and local plans and preparedness for the Dresden Nuclear Power Station are adequate to protect the health and safety of the public living in the vicinity of the station. The plans and preparedness are assessed as providing reasonable assurance that appropriate protective measures can and will be taken offsite in the event of a radiological emergency and are capable of being implemented. The condition for the above approval is that the adequacy of the public alerting and notification system already installed and operational must be verified as meeting the standards set forth in Appendix 3 of the Nuclear Regulatory Commission (NRC)/FEMA Criteria of NUREG-0654/FEMA-REP-1, Revision 1.

FEMA will continue to review the status of plans and preparedness of the State and localities associated with the Dresden Nuclear Power Station in accordance with Section 350.13 of the proposed Rule.

For further details with respect to this action, refer to Docket File FEMA-REP-5-IL-1 maintained by the Regional Director, FEMA Region V at the Federal Center, Battle Creek, Michigan 49016.

Dated: October 14, 1982.

For the Federal Emergency Management Agency.

Lee M. Thomas,

Associate Director, State and Local Programs and Support.

[FR Doc. 82-29199 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-01-M

[Docket FEMA-REP-5-MI-4]

Michigan Radiological Emergency Plan

AGENCY: Federal Emergency Management Agency.

ACTION: Notice of receipt of plan.

SUMMARY: For continued operation of nuclear power plants, the Nuclear Regulatory Commission requires approved licensee and State and local governments' radiological emergency response plans. Since FEMA has a responsibility for reviewing the State and local government off-site plans, the State of Michigan, by letter of transmittal dated March 22, 1982, but not received in FEMA Region V until September 15, 1982, requested a formal review and approval of its Appendix 1, Nuclear Facility Procedures, to the Wayne County and Monroe County Emergency Operations Plans, site-specific to the Detroit Edison Company's Enrico Fermi II Atomic Power Plant located in Monroe County.

DATE: Plans Received November 19, 1981 for informal review.

FOR FURTHER INFORMATION CONTACT: Mr. John T. Anderson, Regional Director, FEMA Region V, 300 South Wacker, Chicago, Illinois 60606, (312-353-1500).

NOTICE: In support of the Federal requirement for off-site emergency response plans, FEMA has proposed a Rule describing its procedures for review and approval of State and local governments' radiological emergency response plans. Pursuant to this proposed FEMA Rule (44 CFR Part 350.8), "Review and Approval of State Radiological Emergency Plans and Preparedness," 47 FR 36386, the site-specific Enrico Fermi II radiological emergency plans were received by the Federal Emergency Management Agency, Region V Office.

Included are plans for local governments which are wholly or partially within the plume exposure pathway emergency planning zones for Monroe County and Wayne County.

Copies of the plan are available for review at the FEMA Region V Natural and Technological Hazards Division, Technological Hazards, Branch, Federal Center, Battle Creek, Michigan 49016. Copies will be made available upon request in accordance with the fee schedule for FEMA Freedom of Information Act requests, as set out in subpart C of 44 CFR Part 5. There are 356 pages in the document; reproduction fees are \$.10 a page payable with the request for copy.

Comments on the Plan may be submitted in writing to Mr. John T. Anderson, Regional Director, at the above address within thirty days of this Federal Register notice.

FEMA Proposed Rule 44 CFR 350.10 also calls for a public meeting prior to approval of the plans. A public meeting was held on the plans for the Enrico Fermi II plant on February 3, 1982, 7:00 p.m., City/County Chambers, 120 E. First Street, Monroe, Michigan.

Dated: September 24, 1982.

E. W. Hukala,

Deputy Regional Director.

[FR Doc. 82-29200 Filed 10-22-82; 8:45 am]

BILLING CODE 6718-01-M

FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder License No. 1748]

Cox-Patrick Transfer & Storage Co.; Order of Revocation

On October 18, 1982, Cox-Patrick Transfer & Storage Company, c/o Larmore Moving Systems, P.O. Box 3043, Wilmington, Delaware 19804 surrendered its Independent Ocean Freight Forwarder License No. 1748 for revocation.

Therefore, by virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (Revised, section 10.01(e) dated November 12, 1981;

It is ordered, that Independent Ocean Freight Forwarder License No. 1748 issued to Cox-Patrick Transfer & Storage Company be revoked effective October 18, 1982, without prejudice to reapplication for a license in the future.

It is further ordered, that a copy of this Order be published in the Federal

Register and served upon Cox-Patrick Transfer & Storage Company.

Albert J. Klingel, Jr.,

Director, Bureau of Certification and Licensing.

[FR Doc. 82-29264 Filed 10-22-82; 8:45 am]

BILLING CODE 6730-01-M

Independent Ocean Freight Forwarder License; Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as independent ocean freight forwarders pursuant to section 44(a) of the Shipping Act, 1916 (75 Stat. 522 and 46 U.S.C. 841(c)).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to communicate with the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, D.C. 20573.

James Lewis Garst, III, 303C Swing Road, P.O. Box 8049, Greensboro, NC 27419

La Flor de Mayo Express, Inc., 311 Bruckner Blvd., Bronx, NY 10454, Officers: Frank Hernandez, President, Ines Hernandez, Treasurer
Maria Cortez, d.b.a. W & W Forwarding Co., 2212 Hartwick, Houston, TX 77093

Robert Joseph Fearon, d.b.a. Delfa Lines Agency, 420 W. Oak Avenue, Tampa, FL 33602

Jefscott International Inc., c/o 3410 J. Paul Avenue, Bronx, NY 10468, Officer: Leonard Lipshitz, President/Director

American Lamprecht Transport Inc., 148-36 New York Blvd., Jamaica, NY 11434, Officers: Adolph Lamprecht-MacFayden, Chairman of the Board, A. Roland Schenk, President/Director, Hans-Peter Widmer, Executive Vice President/Director

Erich H. Trendel, 53 Maple Street, Roslyn Heights, NY 11577

By the Federal Maritime Commission.

Francis C. Hurney,
Secretary.

[FR Doc. 82-29262 Filed 10-22-82; 8:45 am]

BILLING CODE 6730-01-M

[Independent Ocean Freight Forwarder License No. 460]

Stanley Jarett, d.b.a. Murray Jarett; Order of Revocation

On October 15, 1982, Stanley Jarett, d.b.a. Murray Jarett, P.O. Box 766, 1191 Morris Avenue, Union, NJ 07083 requested the Commission to revoke his Independent Ocean Freight Forwarder License No. 460.

Therefore, by virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (Revised), § 10.01(e) dated November 12, 1981;

It is ordered, that Independent Ocean Freight Forwarder License No. 460 issued to Stanley Jarett d.b.a. Murray Jarett, be revoked effective October 15, 1982 without prejudice to reapplication for a license in the future.

It is further ordered, that Independent Ocean Freight Forwarder License No. 460 issued to Stanley Jarett, d.b.a. Murray Jarett be returned to the Commission for cancellation.

It is further ordered, that a copy of this Order be published in the Federal Register and served upon Stanley Jarett, d.b.a. Murray Jarett.

Albert J. Klingel, Jr.,

Director, Bureau of Certification and Licensing.

[FR Doc. 82-29263 Filed 10-22-82; 8:45 am]

BILLING CODE 6730-01-M

[Independent Ocean Freight Forwarder License No. 1689]

Malvar Cargo Service, Alberto Malvar, d.b.a.; Order of Revocation

On October 19, 1982, Malvar Cargo Service, Alberto Malvar, d.b.a., P.O. Box 897, Miami, FL 33144 surrendered his Independent Ocean Freight Forwarder License No. 1689 for revocation.

Therefore, by virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (Revised), § 10.01(e) dated November 12, 1981;

It is ordered, that Independent Ocean Freight Forwarder License No. 1689 issued to Malvar Cargo Service, Alberto Malvar, d.b.a. be revoked effective October 19, 1982, without prejudice to reapplication for a license in the future.

It is further ordered, that a copy of this Order be published in the Federal Register and served upon Malvar Cargo Service, Alberto Malvar, d.b.a.

Albert J. Klingel, Jr.,

Director, Bureau of Certification and Licensing.

[FR Doc. 82-29265 Filed 10-22-82; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Acquisition of Bank Shares by a 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. Any comment on the 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. Board of Governors of the Federal Reserve System (William W. Wiles, Secretary) Washington, D.C. 20551:

1. Valley Bancorporation, Appleton, Wisconsin to acquire substantially all of the assets of United Bankshares, Inc., Green Bay, Wisconsin and thereby indirectly acquire 100 percent of the voting shares or assets of East Bank, United Bank of Green Bay, and West Bank and Trust, all located in Green Bay, Wisconsin. This application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Chicago. Comments on this application must be received not later than November 18, 1982.

Board of Governors of the Federal Reserve System, October 19, 1982.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 82-29146 Filed 10-22-82; 8:45 am]

BILLING CODE 6210-01-M

Bank Holding Companies; Proposed De Novo Nonbank Activities

The bank holding companies listed in the notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to each application, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh

possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interest, or unsound banking practices." Any comment on an application that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

Each application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated for that application. Comments and requests for hearings should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than the date indicated for each application.

A. Federal Reserve Bank of Dallas
(Anthony J. Montelaro, Vice President)
400 South Akard Street, Dallas, Texas 75222:

1. *Merchants Financial Corporation*, Dallas, Texas (leasing of personal property; Texas): To engage, through its subsidiary MFC Leasing, Inc., in making leases of personal property in accordance with the Federal Reserve Board's Regulation Y. These activities would be conducted from an office in Dallas, Texas, serving the area with a one hundred mile radius around the Dallas-Fort Worth, Texas area. Comments on this application must be received not later than November 17, 1982.

B. Federal Reserve Bank of San Francisco, (Harry W. Green, Vice President) 400 Sansome Street, San Francisco, California 94120:

1. *Wells Fargo & Company*, San Francisco, California (underwriting credit life and disability insurance; Phoenix, Arizona): To expand, through its subsidiary, Central Western Insurance Company, its approved activity of underwriting, as reinsurer, credit life and credit disability insurance which is directly related to extensions of credit by the credit extending affiliates of Wells Fargo & Company to include the underwriting, as reinsurer, of such credit insurance directly related to such credit extensions in Texas and Virginia. This activity would be conducted at offices in Phoenix, Arizona. Comments of this application must be received not later than November 17, 1982.

Board of Governors of the Federal Reserve System, October 19, 1982.

James McAfee,
Associate Secretary of the Board.

[FR Doc. 82-29143 Filed 10-22-82; 8:45 am]

BILLING CODE 6210-01-M

Banco Cafetero International Corp.; Establishment of U.S. Branch of a Corporation Organized Under Section 25(a) of the Federal Reserve Act

Banco Cafetero International Corporation, New York, New York, a corporation organized under section 25(a) of the Federal Reserve Act, has applied for the Board's approval under § 211.4(c)(1) of the Board's Regulation K (12 CFR 211.4(c)(1)), to establish a branch in Miami, Florida. Banco Cafetero International Corporation operates as a subsidiary of Banco Cafetero, Bogota, Colombia.

The factors that are to be considered in acting on this application are set forth in § 211.4(a) of the Board's Regulation K (12 CFR 211.4(a)).

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of New York. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received no later than November 19, 1982. 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 summarize the evidence that would be presented at a hearing.

Board of Governors of the Federal Reserve System, October 19, 1982.

James McAfee,
Associate Secretary of the Board.

[FR Doc. 82-29144 Filed 10-22-82; 8:45 am]

BILLING CODE 6210-01-M

Citicorp; Proposed Retention of Citicorp Banking Corporation

Citicorp, New York, New York, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y (12 CFR 225.4(b)(2)), for permission to retain voting shares of Citicorp Banking Corporation, Wilmington, Delaware, after Citicorp Banking Corporation establishes branches in Manama, Bahrain; St. Helier, Jersey, Channel Islands, and Hong Kong.

Applicant states that the branches would engage in the following activities: accepting funds in dollars or foreign currency in wholesale money markets, i.e., in amounts over \$100,000; making commercial loans in amounts over \$100,000; placing funds with and making loans and advances to subsidiary and affiliated organizations; foreign exchange transactions; and other activities constituting commercial banking outside the United States.

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of New York.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than November 8, 1982.

Board of Governors of the Federal Reserve System, October 19, 1982.

James McAfee,
Associate Secretary of the Board.

[FR Doc. 82-29148 Filed 10-22-82; 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 Atlanta (Robert E. Heck, Vice President) 104 Marietta Street, NW., Atlanta, Georgia 30303:

1. *First Springfield National Corporation*, Springfield, Tennessee; to become a bank holding company by acquiring at least 80 percent of the voting shares of The First National Bank of Springfield, Springfield, Tennessee. Comments on this application must be received not later than November 18, 1982.

B. Federal Reserve Bank of Minneapolis (Bruce J. Hedblom, Vice President) 250 Marquette Avenue, Minneapolis, Minnesota 55480:

1. *Goodhue County Financial Corporation*, Red Wing, Minnesota; to become a bank holding company by acquiring at least 80 percent of the voting shares of Goodhue County National Bank of Red Wing, Red Wing, Minnesota. Comments on this application must be received not later than November 18, 1982.

C. Federal Reserve Bank of Kansas City (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. *AmBank Financial Corporation*, Denver, Colorado; to become a bank holding company by acquiring 100 percent of the voting shares of Orchard Valley Bank, Englewood, Colorado and 100 percent of the voting shares of Viejo Bank, Littleton, Colorado, a proposed new bank. Comments on this application must be received not later than November 17, 1982.

2. *Northwest Missouri Bancshares, Inc.*, Craig, Missouri; to become a bank holding company by acquiring 100 percent of the voting shares of Bank of Craig Bancshares, Inc., Craig, Missouri, which owns 96.75 percent of Bank of Craig, Craig, Missouri. Comments on this application must be received not later than November 17, 1982.

Board of Governors of the Federal Reserve System, October 19, 1982.

James McAfee,
Associate Secretary of the Board.

[FR Doc. 82-29145 Filed 10-22-82; 8:45]

BILLING CODE 6210-01-M

Valley Bancorporation; Proposed Acquisition of Uniban Services Inc.

Valley Bancorporation, Appleton, Wisconsin, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(C)(8)) and § 225.4(b)(2) of the Board's Regulation Y (12 CFR 225.4(b)(2)), for permission to acquire substantially all of the assets of United Bankshares, Inc., Green Bay, Wisconsin, and thereby indirectly acquire 100 percent of the voting shares of Uniban Services, Inc., Green Bay, Wisconsin.

Applicant states that the proposed subsidiary would engage in the activity of equipment leasing to businesses leasing on a non-cancellable full payment basis. These activities would be performed from offices of Applicant's subsidiary in Green Bay, Wisconsin, and the geographic areas to be served are the upper peninsula of Michigan, Dickinson, Marquette, Menominee, and Delta counties. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Chicago.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than November 19, 1982.

Board of Governors of the Federal Reserve System, October 19, 1982.

James McAfee,
Associate Secretary of the Board.

[FR Doc. 82-29147 Filed 10-22-82; 8:45 am]

BILLING CODE 6210-01-M

FEDERAL TRADE COMMISSION

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the *Federal Register*.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

(1) Masco Corporation's proposed acquisition of all voting securities of Evans-Aristocrat Industries, Inc.; October 15, 1982

FOR FURTHER INFORMATION CONTACT:
Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

James A. Tobin,
Acting Secretary.

[FR Doc. 82-29130 Filed 10-22-82; 8:45 am]

BILLING CODE 6750-01-M

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires

persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the Federal Register.

The following transactions were granted early termination of the waiting period by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

- (1) The 1964 Simons Trust's proposed acquisition of certain voting securities of the Amalgamated Sugar Company; October 15, 1982
- (2) Keystone Consolidated Industries, proposed acquisition of certain voting securities of The Amalgamated Sugar Company; October 15, 1982

FOR FURTHER INFORMATION CONTACT:

Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

James A. Tobin,
Acting Secretary.

[FR Doc. 82-29131 Filed 10-22-82; 8:45 am]
BILLING CODE 6750-01-M

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the Federal Register.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants

were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

- (1) Thomas B. Crowley's proposed acquisition of all voting securities of Delta Steamship Lines, Inc.; October 14, 1982
- (2) Royal Dutch Petroleum Company's proposed acquisition of certain assets of Occidental Petroleum Corporation; October 14, 1982
- (3) The Ochs Trust's proposed acquisition of all the assets of Worrell Newspapers Company and York County Newspapers, Inc.; October 14, 1982
- (4) The Northwestern Mutual Life Insurance Company of all voting securities of Northwestern Mutual Life Mortgage and Realty Investors ("the Trust"); October 14, 1982

FOR FURTHER INFORMATION CONTACT:

Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

Carol M. Thomas,
Secretary.

[FR Doc. 82-29132 Filed 10-22-82; 8:45 am]
BILLING CODE 6750-01-M

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General Advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the Federal Register.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

Lumbermens Mutual Casualty Company's proposed acquisition of substantially all the assets of Prescott, Ball and Turben; October 12, 1982

FOR FURTHER INFORMATION CONTACT:

Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

Carol M. Thomas,
Secretary.

[FR Doc. 82-29133 Filed 10-22-82; 8:45 am]
BILLING CODE 6750-01-M

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the Federal Register.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

- (1) Energy Methods Corporation's proposed acquisition of certain assets of Cenard Oil and Gas Company; October 8, 1982
- (2) Security Pacific Corporation's proposed acquisition of certain assets of The St. Paul Companies, Incorporated; October 7, 1982
- (3) The Mutual Life Assurance Company of Canada's proposed acquisition of all the voting securities of Association Life Insurance Company, Incorporated; October 8, 1982
- (4) American Express Company's proposed acquisition of all the voting securities of Wisconsin Employers Group; October 7, 1982
- (5) Xerox Corporation's proposed acquisition of all the voting securities of Crum and Forster; October 7, 1982

FOR FURTHER INFORMATION CONTACT:

Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

Carol M. Thomas,
Secretary.

[FR Doc. 82-29134 Filed 10-22-82; 8:45]

BILLING CODE 6750-01-M

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

- (1) International Telephone and Telegraph Corporation's proposed acquisition of certain assets of First National Boston Corporation; September 30, 1982
- (2) C. H. Butcher, Jr.'s proposed acquisition of all the voting securities of Farmers Deposit Bank of Brandenburg; October 4, 1982

FOR FURTHER INFORMATION CONTACT:

Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580 (202) 523-3894.

By the direction of the Commission.

Carol M. Thomas,
Secretary.

[FR Doc. 82-29135 Filed 10-22-82; 8:45 am]

BILLING CODE 6750-01-M

Granting of Request for Early Termination of the Waiting Period Under the Premerger Notification Rules

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General Antitrust advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies, in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the **Federal Register**.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Divisions of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

Transaction and Waiting Period Terminated—Effective

1. Household International Inc.'s proposed acquisition of certain assets of Associates Financial Services Company, Inc.; September 17, 1982
2. Chevy Chase Savings & Loan Inc.'s proposed acquisition of all the voting securities of Government Services Savings & Loan, Inc.; September 17, 1982
3. AGO Holdings NV's proposed acquisition of all the voting securities of LeaseAmerica Corp.; September 17, 1982
4. American International Group Incorporated's proposed acquisition of all the voting securities of Audubon Insurance Company; September 21, 1982
5. Aetna Life and Casualty Company proposed acquisition of certain voting securities of Samuel Montagu & Co.; September 23, 1982
6. Cyrus Tang's proposed acquisition of all assets of McLouth Steel Corporation; September 23, 1982
7. Clark Equipment Company's proposed acquisition of all voting securities of White Motor Corporation; September 23, 1982
8. Dresser Industries, Inc.'s proposed acquisition of certain assets of International Harvester Company; September 23, 1982
9. Super Valu Stores, Inc.'s proposed acquisition of all voting securities of Western Grocers, Inc.; September 23, 1982
10. Societe Lyonnaise des Eaux et de L'Eclairage proposed acquisition of all the voting securities of General Waterworks Corporation; September 28, 1982
11. The Plessey Company, plc of certain assets of Stromberg-Carlson Corp.; September 28, 1982

FOR FURTHER INFORMATION CONTACT:

Patricia A. Foster, Compliance Specialist, Premerger Notification Office, Bureau of Competition, Room 301, Federal Trade Commission, Washington, D.C. 20580, (202) 523-3894.

By direction of the Commission.

Carol M. Thomas,
Secretary.

[FR Doc. 82-29136 Filed 10-22-82; 8:45 am]

BILLING CODE 6750-01-M

GENERAL SERVICES ADMINISTRATION

Office of the Administrator

Advisory Board; Meeting

Notice is hereby given that the Contracting subcommittee of the GSA Advisory Board will meet on November 3, 1982, from 10:00 a.m. to 4:30 p.m., in Room 328, John W. McCormack Post Office/Courthouse, Post Office Square, Boston, Massachusetts 02109. This session will be open to the public and will be devoted to discussion of options available to GSA in improving its contracting process and the professionalism of the Government's contracting workforce.

Less than fifteen (15) days notice of this meeting is being provided due to scheduling difficulties.

For further information, contact Roger C. Dierman, Deputy Associate Administrator, on (202) 523-1141.

Charles S. Davis III,
Associate Administrator.

[FR Doc. 82-29391 Filed 10-22-82; 12:07 pm]

BILLING CODE 6820-26-M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Plan for the Use and Distribution of the Lac du Flambeau Band of Lake Superior Chippewa Indians of Wisconsin, Share of the Judgment Funds in Dockets No. 18-C and 18-T, Before the Indian Claims Commission to the Mississippi and Lake Superior Bands of Chippewa Indians; Correction

October 12, 1982.

In FR Doc. 43-182 appearing on page 30296 in the issue of Tuesday, July 13, 1982, in the 3rd column, the 2nd full paragraph, the 19th line should read,

"24, 1982, since Congress did not adopt
a * * *.

Kenneth Smith,

Assistant Secretary—Indian Affairs.

[FR Doc. 82-29150 Filed 10-22-82; 9:45 am]

BILLING CODE 4310-02-M

Bureau of Land Management

[F-14931-A, F-14931-B]

Alaska Native Claims Selection

Corrections

In FR Doc. 82-25610 beginning on page 41213 in the issue of Friday, September 17, 1982, make the following changes:

On page 41214, First column, under T. 32 N., R. W., fifth line, "F-154472;" Should read "F-15472;" Second column, under T. 32 N., R. 56 W., first line "96608" should read "6608".

BILLING CODE 1505-01-M

[F-19155-2]

Alaska Native Claims Selection

Correction

In FR Doc. 82-25612 beginning on page 41216 in the issue of Friday, September 17, 1982, on page 41217, first column, under T. 16 N., R. 2 E., fourth line, "102094;" should read "026094;".

BILLING CODE 1505-01-M

[M-55662, M-55663]

Montana; Realty Action—Exchange

AGENCY: Bureau of Land Management, Miles City District Office, Interior.

ACTION: Notice of Realty Action M-55662 and M-55663, Exchange of Public land in Garfield County for private land in Garfield and Lewis and Clark Counties and an "Easement" on private lands in Choteau County. If necessary, dependent upon further negotiation, private land in Treasure County will also be exchanged.

SUMMARY: The following described public lands have been determined to be suitable for disposal by exchange under section 206 of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1716:

Principal Meridian Montana

BILLING CODE 4310-84-M

The Public Lands Involved are:
Garfield County:

		Total Acres in Section	Total Acres in Township			Total Acres in Section	Total Acres in Township
T20N, R38E, PMM				T21N, R39E, P.M.M.			
Sec. 11: N1/2, SE1/4		480.00		Sec. 17: SW1/4SW1/4		40.00	
Sec. 12: N1/2, SW1/4		480.00	960.00	Sec. 18: Lots 3, 4, E1/2SE1/4		158.34	
T21N, R38E, PMM				Sec. 19: NE1/4SW1/4, SE1/4SE1/4		80.00	
Sec. 23: W1/2NE1/4, N1/2, SE1/4		560.00		Sec. 20: S1/2SW1/4		80.00	
Sec. 25: S1/2NE1/4, W1/2SW1/4		360.00		Sec. 21: SE1/4SW1/4		40.00	
SE1/4SW1/4, SE1/4		560.00		Sec. 29: W1/2, W1/2SE1/4, SE1/4SE1/4		440.00	
Sec. 26: W1/2NE1/4, W1/2, SE1/4		520.00		Sec. 30: Lots 2-4, E1/2, SE1/4NW1/4, E1/2SE1/4		558.89	
Sec. 35: N1/2, N1/2S1/2, SW1/4SW1/4			2,000.00	Sec. 31: Lots 1-4, E1/2, E1/2W1/2		639.44	
T18N, R39E, PMM				Sec. 32: N1/2, NW1/4SW1/4		360.00	
Sec. 1: Lots 1-4, S1/2N1/2, S1/2		640.36		Sec. 33: N1/2NW1/4, SW1/4NW1/4		120.00	2516.67
Sec. 3: S1/2SE1/4		80.00		T19N, R40E, P.M.M.			
Sec. 4: Lot 3, S1/2NW1/4, W1/2SW1/4		200.29		Sec. 1: Lot 1, S1/2NE1/4, SE1/4		280.11	280.11
Sec. 5: Lots 1-3, S1/2NE1/4, SE1/4NW1/4, S1/2		560.72		T20N, R40E, P.M.M.			
T18N, R39E, P.M.M.				Sec. 12: SE1/4NW1/4, E1/2SW1/4, SE1/4		280.00	
Sec. 6: SE1/4SW1/4, SE1/4		200.00		Sec. 13: W1/2NE1/4, E1/2NW1/4, SE1/4		320.00	
Sec. 7: E1/2NE1/4, N1/2NE1/4SE1/4		100.00		Sec. 26: E1/2		320.00	
Sec. 8: N1/2, N1/2N1/2S1/2		400.00		Sec. 34: All		640.00	
Sec. 10: NE1/4		160.00		Sec. 35: All		640.00	2200.00
Sec. 11: W1/2NE1/4, NW1/4		240.00		T19N, R41E, P.M.M.			
Sec. 12: NW1/4NW1/4, N1/2SW1/4NW1/4		60.00	2641.37	Sec. 6: Lots 1, 2, 3, 4, 5		189.07	189.07
T19N, R39E, P.M.M.				T20N, R41E, P.M.M.			
Sec. 27: NW1/4SW1/4		40.00		Sec. 7: Lots 3, 4		226.30	
Sec. 28: S1/2		320.00		E1/2SW1/4, W1/2SE1/4		219.76	
Sec. 31: E1/2SW1/4, S1/2SE1/4		160.00		Sec. 18: Lots 1, 2, 3, E1/2NW1/4, NE1/4SW1/4		154.28	600.34
Sec. 32: S1/2NW1/4, SW1/4		240.00		Sec. 31: Lot 4, SE1/4SW1/4, S1/2SE1/4			
Sec. 33: W1/2NW1/4, N1/2SW1/4, SE1/4SW1/4		200.00		Aggregating 12,530.27 acres of Public Land			
Sec. 35: NE1/4SE1/4		40.00	1000.00				
T20N, R39E, P.M.M.							
Sec. 6: Lots 6, 7		71.37					
Sec. 7: Lots 1, 2		71.34	142.71				

In exchange for the above described public land, the United States will acquire a Warranty Deed to the surface estate for the following described private land; (1) Horseshoe Ranch (2) Ox Row Ranch (3) Howrey Island

Principal Montana Meridian

(1) Horseshoe lands involved are:

Garfield County

T18N, R38E, P.M.M.
Sec. 12: E1/2E1/2
Sec. 13: E1/2SE1/4
Sec. 24: E1/2NE1/4

Total Acres
in Section

160.00
80.00
80.00

Total Acres
in Township

320.00

T18N, R39E, P.M.M.

Sec. 6: Lots 1, 2, 3, 7, SW1/4NE1/4,
SE1/4NW1/4
Sec. 7: Lots 1, 2, 3, 4
Sec. 8: S1/2SE1/2
Sec. 9: S1/2NW1/2SW1/4, S1/2NW1/2SE1/4,
S1/2SE1/4
Sec. 10: S1/2NE1/4SW1/4, SE1/4SW1/4, S1/2SE1/4

237.17
147.52
160.00
160.00
140.00

T18N, R39E, P.M.M. (cont.)

Sec. 15: E1/2E1/2
Sec. 17: N1/2, N1/2SE1/2
Sec. 18: Lots 3, 4, SE1/4NE1/4,
E1/2SW1/4, SE1/4
Sec. 19: Lots 1, 2, 3, 4, E1/2,
E1/2W1/2
Sec. 30: N1/2NE1/4, NE1/4NW1/4

160.00
480.00
354.62
630.40
120.00

T19N, R39E, P.M.M.

Sec. 30: SW1/4NE1/4

40.00

2589.71

Aggregating 2949.71 acres of Horseshoe Private Land

(2) Ox Row Lands Involved are:

Lewis and Clark County:

T14N, R3W, P.M.M.

Sec. 16: Lots 5, 6, 10
Sec. 21: E1/2
Sec. 22: Lots 3, 4

115.45
320.00
62.45

497.90

Aggregating 497.90 acres of Ox Row private land.

BILLING CODE 4310-84-C

(3) Howrey's Island

Treasure County:

T6N, R35E, P.M.M.

Sec. 15: Lots 5, 6, 7, 8, 9, SW1/4SE1/4
Sec. 21: Lot 5
Sec. 22: Lots 1, 2, 6, 7, 8, 9

163.78
4.45
152.30

320.53

Aggregating 320.53 acres of Howrey's private land.

In exchange for the above described public lands the United States will also acquire a "Easement" on the following described private land in Choteau County:

Principal Montana Meridian

Choteau County:

T24N, R13E, P.M.M.

Sec. 3: Lots 1, 2, 3, 6, 7, SE1/4NW1/4,
NE1/4SW1/4, S1/2SW1/4, NW1/4SE1/4,
S1/2SE1/4

391.70

Sec. 4: Lot 8

28.02

Sec. 9: Lot 1

27.22

Sec. 10: Lots 1, 2, NE1/4, E1/2NW1/4,
NW1/4NW1/4, NE1/4SW1/4

386.92

833.36

Choteau County (cont)

T25N, R13E, P.M.M.

Sec. 4: S1/2SE1/2
Sec. 5: Lots 5, 6, 9, NE1/4SE1/4
Sec. 9: Lots 1, 3, 4, 7, NE1/4NW1/4,
E1/2SE1/4, NW1/4SE1/4

160.00
130.20

461.61

Sec. 10: SW1/4SW1/4

40.00

Sec. 15: W1/2NW1/4, NW1/4SW1/4, S1/2SW1/4

200.00

Sec. 16: Lots 3, 4

58.21

Sec. 21: Lots 1, 2, 3, 4, E1/2SW1/4

208.30

Sec. 22: W1/2, N1/2NE1/4

400.00

Sec. 27: W1/2

320.00

Sec. 28: Lots 5, 8, E1/2E1/2

238.27

Sec. 33: Lot 1, SE1/4NE1/4

85.86

Sec. 34: W1/2NW1/4, SE1/4NW1/4, NE1/4SW1/4

160.00

TOTAL

2462.45

Aggregating a "Easement" on 3296.31 acres of Private Land.

This "Easement" will grant the United States the following rights on the subject land in Choteau County:

A. Grantee is granted the right to go upon the land for the following purposes:

1. To inspect for violations and to administer this easement.
 2. To clean up any trash, debris, garbage or other unsightly or offensive material which may be found on the above-described area.
 3. To selectively cut or prune bush and trees and implement control measures to eliminate noxious weeds. Such control measures will be confined to those methods and techniques consistent with the maintenance of existing high scenic and natural qualities of the area.
 4. To plant trees or perform restoration work as deemed necessary to protect, restore, or enhance the scenic view. Temporary fence enclosures may be used at the option of the Bureau of Land Management to protect such planting and restoration. However, such enclosures shall surround no more than one-half of existing natural stands of trees unless approved by Grantor.
 5. To protect and restore or excavate historical or archaeological sites which may exist within the easement area. Should excavation occur, the site would be restored to a natural condition.
 6. To take all measures deemed necessary and consistent with Bureau of Land Management modified fire plan to prevent or suppress wild fires.
 7. To screen any water pumping facilities or other facilities established in the development and extraction of any oil and gas located on the property for the purpose of protecting the natural qualities of the river area. Said screening may include, but shall not be limited to, the planting of suitable shrubs or trees and/or the construction and placement of a portable sound-reducing structure of sufficient height and width to enclose the pumping mechanism and draft pipes or storage and pressurization systems provided for in "II, I" herein, provided, however, that said screening shall not materially interfere with the functioning, maintenance, or access to the facility.
- The "Easement" will place the following restrictions upon the private land owner:

B. The following restrictions are to be imposed upon the land:

1. No structure of any kind, except those needed for normal removal of oil and gas and range improvements associated with livestock grazing shall be placed, used, erected, or maintained upon the easement area. However, any range improvement-related structures must have prior written approval by the Secretary of the Interior or his duly authorized agent.

2. No changes in the general topography or land surface (including excavation and the quarrying or removal of rock, sand, dirt, gravel, or other material) will be permitted within the easement area without prior written approval of the Secretary of the Interior or his duly authorized representative.

3. No dumping of trash, debris, garbage, or other unsightly or offensive material shall be placed or maintained upon the easement area.

4. No signs, billboards, outdoor advertising structures, or advertising of any kind or nature shall be located on the easement area without prior written approval of the Secretary of the Interior or his duly authorized representative.

5. No airstrip or helipad shall be constructed and no aircraft shall be kept within the easement area.

6. There is specifically retained by Grantor, his heirs, successors, and assigns the right to perform ordinary maintenance on all roads on the easement area. The replacement, rebuilding, or substitution of any such road with a similar road (new construction) must have prior written approval of the Secretary of the Interior or his duly authorized representative.

7. Pumping facilities and powerlines will be authorized contingent upon proper and reasonable protection of the natural qualities of the river.

8. Agricultural production activities, including irrigation, will be restricted to those areas under cultivation at the time this easement is acquired. Any further vegetative manipulation, including the removal of trees, must have prior written approval of the Secretary of the Interior or his duly authorized representative.

9. No insect or disease prevention measures should be undertaken on the easement area without prior written approval of the Secretary of the Interior or his duly authorized representative. Exception to this provision is that normal insect and disease control measures will be allowed on cultivated croplands.

10. Livestock grazing will not exceed the moderate utilization class (41-60%) of key forage species per Bureau of Land Management Manual 4410-Management Studies.

11. Archaeological and paleontological explorations may be conducted only by the Grantee or as authorized by the Secretary of the Interior or his duly authorized representative.

12. The above-described restrictions shall in no way be interpreted so as to restrict responsible oil and gas exploration and development.

C. In addition to the above rights and restrictions the United States will also acquire the following use on the following described lands within the "Easement" area:

T25N R13E P.M.M.

Sec. 16; lot 4,

33.22 acres;

Sec. 21; lots 1, 2,

98.72 acres.

Total, 131.94 acres.

The easement herein granted is for the full use of the above described property within a five hundred (500) foot strip immediately adjacent to the Missouri River as a public campground with the right to control the same as well as the right to construct, install, and maintain sanitation facilities and fire pits for the prevention of wild fires. Also granted is the right to permit public use of all the above described lands as well as the channels of Eagle Creek and Neat Coulee, a coulee lying in the south side of the above described tract and extending into the South Half of the Southwest Quarter (S½SW¼) Section 15 and the North Half of the Northwest Quarter (N½NW¼) Section 22, Township 25 North, Range 13 East, P.M.M. for the purposes of hiking and sightseeing, subject to reasonable rules and regulations of the Secretary of the Interior.

The grant of easement herein made is subject to the effects of reservations and leases, if any, of oil, gas, and other minerals in and under said lands.

DATES: For a period of 45 days from the date of first publication of this notice in the **Federal Register**, interested parties may submit comments to the District Manager, BLM, Box 940, Miles City Montana 59301. 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 the Department.

FOR FURTHER INFORMATION CONTACT: Information concerning this exchange, including the environmental assessment and land report, is available for review at the Miles City District Office, West of Miles City, Montana 59301.

SUPPLEMENTARY INFORMATION: The publication of this notice segregates the public lands described above from settlement, sale, location and entry under the public land laws, including the mining laws, but not from exchange pursuant to Section 206 of the Federal Land Policy and management Act of 1976.

The purpose of this exchange are to adjust land pattern in Garfield county for enhancement of grazing management, acquisition of valuable recreation lands on Holter Lake to enhance recreation opportunities, to acquire a "Easement" along the Nissour Wild and Scenic River Corridor to protect existing scenic values and to provide a public use area within the "Easement" area.

Only the surface estates will be exchanged and the subsurface estate shall remain with the present owners. The exchange is based on equal appraised values of the public lands, the deeded land, and the "Easement". The exchange is consistent with the Bureau's planning for the lands involved, and has been discussed with 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. This reservation applies to 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. The exchange must meet the requirements in 43 CFR 4110.4-2(b).

For the State Director.

Ray Brubaker,

District Manager, Miles City District.

[FR Doc. 82-29353 Filed 10-22-82; 8:45 am]

BILLING CODE 4310-84-M

[No. 38879]

Aero Mayflower Transit Company, Inc.; Petition for Exemption From Tariff Filing Requirements

AGENCY: Interstate Commerce Commission.

ACTION: Notice of Provisional Exemption.

SUMMARY: Aero Mayflower Transit Company, Inc., a motor contract carrier, has requested exemption from the requirements of 49 U.S.C. 10702, 10761, and 10762. The sought relief is provisionally granted in part.

DATES: Comments are due November 9, 1982. The exemption will become effective November 24, 1982, if no adverse comments are received.

ADDRESS: Send an original and, if possible, 15 copies of comments to:

Room 5340, Interstate Commerce Commission, Washington, D.C. 20423.

FOR FURTHER INFORMATION CONTACT:

Douglas Galloway, (202) 275-7278

or

Tom Smerdon, (202) 275-7277.

SUPPLEMENTARY INFORMATION: Section 10702(b) of the Interstate Commerce Act requires contract carriers to file with the Commission actual and minimum rates for the transportation they provide. Section 10761 prohibits transportation without a tariff on file with the Commission, and section 10762 sets forth general tariff requirements including contract carrier authority to file only minimum rates. Each of these sections authorizes the Commission to grant exemptions to contract carriers when relief is consistent with the public interest and the transportation policy of section 10101. 49 U.S.C. 10702(b), 10761(b) and 10762(f).

Aero Mayflower Transit Company, Inc. (Mayflower) has been a motor common carrier of household goods for many years and operates under certificate No. 2934. Under succeeding sub-numbers it also transports new products, such as furniture and fixtures, and those commodities dealt in by department stores.

Beginning in April of 1982, Mayflower has been granted a series of contract carrier permits to serve various shippers. It requests exemption from the statutory requirements noted above with respect to both existing and future contracts. Mayflower argues that, after the passage of the Motor Carrier Act of 1980 and the Household Goods Transportation Act of 1980, competition between carriers for available traffic has become very keen. Mayflower says that it is striving to compete fairly and vigorously in all markets and that to be as competitive as possible, it is interested in avoiding unnecessary expenses which may handicap its efforts to provide economical and efficient service.

We see no reason to deny the carrier the savings to be realized from a tariff filing exemption for existing contracts. It appears that the requirement that this carrier file tariffs covering its existing contract operations is not in the public interest and that relief will promote the transportation policies of 49 U.S.C. 10101. We are unable to conclude, however, that a similar exemption is justified for future contracts and services. Because the scope and terms of future contracts are necessarily unknown, an exemption as to future contracts can only be based on general findings, applicable to all motor contract carriers, about the continued utility of

any contract filing requirement. A proceeding to investigate this issue on an industry-wide basis will shortly be instituted in Ex Parte No. MC-165. Under these circumstances, we do not provisionally find that operations to be conducted under future contracts would be in the public interest or would promote the transportation policies of 49 U.S.C. 10101.

With the exception noted above, we provisionally grant the sought exemption. If we receive timely filed adverse comments, we will issue a further decision addressing them and deciding whether this tentative approval ought to be made final.

This decision would not appear to have a significant effect on either the quality of the human environment or conservation of energy resources. However, comments may be submitted on these issues.

(49 U.S.C. 10702(b), 10761(b), and 10762(f))

Decided: October 12, 1982.

By the Commission, Division 1,
Commissioners Sterrett, Simmons, and
Gradison. Commissioner Sterrett dissented in
part with a separate expression.

Agatha L. Mergenovich,
Secretary.

Commissioner Sterrett, Dissenting in Part

The majority forecloses individual exemptions for future contracts pending resolution of the rulemaking in Ex Parte No. MC-165. That rulemaking, however, has not yet been instituted, and it may be some time before it is resolved. In the meantime, the majority will require contract carriers to refile their exemption requests each time a new permit is obtained. I fail to see how this needless, repetitive practice will serve the public interest or the national transportation policy.

[FR Doc. 82-29159 Filed 10-22-82; 8:45 am]

BILLING CODE 7035-01-M

[Ex Parte No. 387]

Rail Carriers; Exemptions for Contract Tariffs

AGENCY: Interstate Commerce Commission.

ACTION: Notices of provisional exemptions.

SUMMARY: Provisional exemptions are granted under 49 U.S.C. 10505 from the notice requirements of 49 U.S.C. 10713(e), and the below-listed contract tariffs may become effective on one day's notice. These exemptions may be revoked if protests are filed.

DATES: Protests are due within 15 days of publication in the Federal Register.

ADDRESS: An original and 6 copies should be mailed to: Office of the

Secretary, Interstate Commerce Commission, Washington, DC 20423.

FOR FURTHER INFORMATION CONTACT:

Douglas Galloway, (202) 275-7278

or

Tom Smerdon, (202) 275-7277.

SUPPLEMENTARY INFORMATION: The 30-day notice requirement is not necessary in these instances to carry out the transportation policy of 49 U.S.C. 10101a or to protect shippers from abuse of market power; moreover, the transaction is of limited scope. Therefore, we find that the exemption requests meet the requirements of 49 U.S.C. 10505(a) and are granted subject to the following conditions:

These grants neither shall be construed to mean that the Commission has approved the contracts for purposes of 49 U.S.C. 10713(e) nor that the Commission is deprived of jurisdiction to institute a proceeding on its own initiative or on complaint, to review these contracts and to determine their lawfulness.

Sub-No.	Name of railroad, contract number, and specifics	Review board ¹	Decided date
327	Missouri Pacific Railroad Co., ICC-MP-C-0158, (grain sorghums).	1	10-19-82
328	Chicago, Milwaukee, St. Paul and Pacific Railroad Co., ICC-MILW-C-0249, (sodium carbonate).	2	10-19-82

¹Review Board No. 1, Members Parker, Chandler, and Fortier. Member Parker not participating. Review Board No. 2, Members Carleton, Williams, and Ewing.

This action will not significantly affect the quality of the human environment or conservation of energy resources.

(49 U.S.C. 10505)

Agatha L. Mergenovich,
Secretary.

[FR Doc. 82-29158 Filed 10-22-82; 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 Section 10928 of the Interstate Commerce Act and in accordance with the provisions of 49 CFR 1131.3. These rules provide that an original and two (2) copies of protests to an application may be filed with the Regional Office named in the **Federal Register** publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the **Federal Register**. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must

identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the ICC Regional Office to which protests are to be transmitted.

Note:—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

Motor Carriers of Property

Notice No. F-209

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.

This was first published in the **Federal Register** dated September 15, 1982.

MC 163377 (Sub-II-1TA), filed August 30, 1982. Applicant: INDEPENDENT DRESSED BEEF COMPANY, INC., Fairmont Pike, Rt. 19 South, P.O. Box 2276, Morgantown, WV 26505. Representative Edgar F. Heiskell, 242 Pleasant St., Morgantown, WV 26505. *Meat, meat products, meat by-products and dairy products, and articles distributed by meat packing houses, from Morgantown, WV, on the one hand, and, on the other, pts in Bridgeport, Elkins, Grafton, Harrisville, Mannington, Morgantown, Star City, West Milford and Weston, WV, having a prior or subsequent movement in interstate commerce. An underlying ETA seeks 120 days authority. Supporting shipper(s): John Morrel & Co., 208 S. LaSalle St., Chicago, IL 60604. The purpose of this re-publication is to correct commodity description which was incomplete in the previous publication.*

MC 86690 (Sub-II-11TA) filed October 4, 1982. Applicant: BOND TRANSFER CO., INC., 1301 Towson Street, Baltimore, Md. 21230 Representative: Leonard W. Smith III (same address as above). Contract, irregular: *Containers, sheet steel, new, empty; and supplies, materials, and equipment used in the*

manufacture of the above commodities, between: Jersey City, NJ and Baltimore, Federick, Westminster, and Hagerstown, MD; Richmond, Fredericksburg, Norfolk and Roanoke, VA; Phila., Harrisburg, Lancaster, and York, PA; Fayetteville, Gastonia, Raleigh and Greensboro, NC; Smyrna, Dover, Milford and Newark, DE; and Washington, DC. for 270 days. Supporting Shipper(s): Inland Steel Company, 353 Danforth Ave., Jersey City, NJ. 07305.

MC 140302 (Sub-II-4TA) filed October 4, 1982. Applicant: AMERICAN TANK TRANSPORT, INC., 6350 Ordnance Point Road, Curtis Bay, MD 21225. Representative: Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, NJ 08904. *Chemicals and related products except hazardous materials between the facilities of W. R. Grace & Co., at Baltimore, MD, Cincinnati, OH, Chattanooga, TN, and Aiken, SC, on the one hand, and, on the other, points in the US except AK and HI for 270 days. Supporting shipper: W. R. Grace & Co., Davison Chemical Division, P. O. Box 2117, Baltimore, MD 21230.*

MC 145242 (Sub-II-5TA) filed October 4, 1982. Applicant: CASE HEAVY HAULING, INC., P. O. Box 267, Warren, OH 44482. Representative: Paul F. Berry, 275 East State St., Columbus, OH 43215. *Contract Irregular: General commodities (except Classes A and B explosives, commodities in bulk, and household goods) between points in the US (except AK and HI) under continuing contract(s) with The Bostick Steel Lath Company and its subsidiaries for 270 days. An underlying eta seeks 120 days authority. Supporting shipper(s) The Bostwick Steel Lath Company, 49 West Federal St., Niles, OH 44446.*

MC 121507 (Sub-2-1TA), filed October 4, 1982. Applicant: PERISHABLE DELIVERIES, INC., 1520 Beason St., Baltimore, MD 21203. Representative: Dixie C. Newhouse, 1329 Pennsylvania Ave., P. O. Box 1417, Hagerstown, MD 21740. *Property for the U.S. Government of general commodities (except used household goods, hazardous or secret materials, and sensitive weapons and munitions) between points in the United States, for 270 days. An underlying ETA seeks 120 days authority.*

MC 36788 (Sub-II-1TA), filed October 4, 1982. Applicant: DILLON'S BUS SERVICE, INC., 8383 Elvaton Rd., Millersville, MD 21108. Representative: Steven L. Weiman, Suite 200, 444 N. Frederick Ave., Millersville, MD 20877. *Common; Regular. Passengers and their baggage between Annapolis, MD and Washington, D.C. over U.S. Highway 50.*

for 270 days. An underlying eta seeks 120 days authority. Supporting shipper(s) There are 20 supporting shippers. Their statements may be examined in the Phila. ICC office.

MC 151277 (Sub-II-3TA), filed October 4, 1982. Applicant: COCHRAN TRANSPORTATION SERVICE, INC., P.O. Box 578, Athens, OH 45701. Representative: John L. Alden, 1396 West Fifth Avenue, Columbus, OH 43212. *General commodities*, (except classes A and B explosives), between Athens, OH, on the one hand, and, on the other, points in the U.S. (except AK & HI) for 270 days. Supporting shipper(s): There are 6 supporting shippers. Their statements may be examined in the Phila ICC office.

MC 164094 (Sub-2-2TA), filed October 4, 1982. Applicant: FROCK BROS. TRUCKING, INC., P.O. Box 87, New Oxford, PA 17350. Representative: Dixie C. Newhouse, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740. Contract: Irregular: *Chain, cable and wire rope, including materials, equipment and supplies used in the manufacture, sale and distribution thereof*, between York, PA and Union City, CA, including their respective commercial zones, on the one hand, and, on the other, Portland, OR; Seattle, WA; Los Angeles, CA; Chicago, IL; Atlanta, GA and Boston, MA, including their respective commercial zones, under a continuing contract(s) with Campbell Chain Company, for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Campbell Chain Company, 3990 East Market St., York, PA 17402.

MC 164093 (Sub-II-1TA), filed October 4, 1982. Applicant: LADIES DELIGHT TRUCKING, INC., 3205 Logandale Ave., Richmond, VA 23224. Representative: Fletcher W. Paschall, Jr. (same address as applicant). *Lumber, paneling and wood supplies and heavy equipment and machinery*, between points in Milford, Culpeper and Ashland, VA, on the one hand, and, on the other, points in CT, DE, FL, GA, IL, IN, KY, MA, MD, ME, MI, MO, NC, NH, NJ, NY, OH, OK, PA, RI, SC, TN, TX, UT, VA, VT, WI and WV. An underlying ETA seeks 120 days authority. Supporting shipper(s): Hoover Universal, Inc., Milford, VA; Culpeper Wood Preservers, Culpeper, VA; C & N Equipment, Richmond, VA.

MC 108297 (Sub-II-2TA), filed October 5, 1982. Applicant: FOX TRANSPORT SYSTEM, 8 E. Oregon Ave., Philadelphia, PA 19148. Representative: James J. Fox (same address as applicant). *Electric cable and electric material and supplies* between points in NJ, NY, MD, NH, VT and ME. An

underlying ETA seeks 120 days authority. Applicant intends to tack this authority with its authority held in MC-108297 Sub-2-1TA. Supporting shipper(s): Western Electric Co., Inc., 2500 Broening Hwy., Baltimore, MD.

MC 136357 (Sub-II-2TA), filed October 4, 1982. Applicant: BEST TRANSPORTATION CORP., S. Washington Ave. & River St., Scranton, PA 18503. Representative: Raymond A. Talipski, 121 S. Main St., Taylor, PA 18517. *Foodstuffs and related products*, between Lancaster County, PA, on the one hand, and, on the other, points in the U.S. (except AK and HI). An underlying ETA seeks 120 days authority. Supporting shipper: Anderson Bakery, A Div. of Universal Foods, 433 East Milwaukee Ave., Milwaukee, WI 53201.

MC 164112 (Sub-2-1TA), filed October 5, 1982. Applicant: GOLDEN EAGLE EXPRESS, INC., Wye Switches, Duncansville, PA 16635. Representative: Carl E. Munson, 469 Fischer Building, P.O. Box 796, Dubuque, IA. 52001. *Paper, paper products and printed matter*, (1) Between E. Rutherford, NJ, on the one hand, and, on the other, Chicago, IL; Wilton Junction, and M. Pleasant, IA; Philadelphia, PA, and E. Ryegate, VT; and (2) From Duncansville, PA, to Danbury, Enfield and W. Hartford, CT; Chicago, Genoa and E. Peoria, IL; Clinton, Dubuque, Elk Horn and Wilton Junction, IA; Boston, E. Longmeadow and Holliston, MA; Camden, E. Rutherford and Paterson, NJ; Concord, Nashua and Wilson, NH; Deep Park, Brooklyn, Long Island and Yonkers, NY; Charlotte, Elm City and Raleigh, NC; Nashville, Memphis and Shelbyville, TN; and East Ryegate, VT. An underlying ETA seeks 120 days authority. Supporting shippers: Gotham Envelope, 1 Madison St., E. Rutherford, NJ 07073; North American Envelope Corp., P.O.B. 39, Duncansville, PA 16639.

MC 164094 (Sub-II-1TA), filed October 4, 1982. Applicant: FRICK BROS. TRUCKING, INC., P.O. Box 87, New Oxford, PA 17350. Representative: Dixie C. Newhouse, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21750. Contract, irregular: *Woven metal and fiber glass materials, including materials, equipment and supplies used in the manufacture, sale and distribution thereof*, (1) between Hanover, PA and Covington, GA, including their respective commercial zones, on the one hand, and, on the other, points in the U.S. (except AK & HI), under a continuing contract(s) with Hanover Wire Cloth, Div. of Continental Copper & Steel Industries, Inc.; and (2) between Worcester, MA and Hanover,

PA, including their respective commercial zones, on the one hand, and, on the other, Tucson and Phoenix, AZ; Signal Hill, Riverside, Buena Park and San Francisco, CA, including their respective commercial zones, under continuing contract(s) with G. F. Wright Steel & Wire Co., for 270 days. Supporting shipper(s): Hanover Wire, Cloth, Div. of Continental Copper & Steel Industries, Inc., Hanover, PA; G. F. Wright Steel & Wire, Co., Worcester, MA.

The following applications were filed in region 3. Send protests to: ICC, Regional Authority Center, Room 300, 1776 Peachtree Street NE., Atlanta, GA 30309.

MC 99975 (Sub-3-1TA), filed October 14, 1982. Applicant: CATAWBA TRUCKING CO., INC., P.O. Box 10352, Rock Hill, SC 29730. Representative: Edward L. Nehez, P.O. Box Y, 7 Becker Farm Road, Roseland, NJ 07068. Contract carrier, irregular routes, *piece goods* from Opelika, AL, Macon and Percale, GA, Lyman and Rock Hill, SC, and Greensboro, NC to Petaluma, CA, under continuing contract(s) with Kimlor Mills Inc., of Petaluma, CA. Supporting shipper: Kimlor Mills, Inc., 1338 Ross St., Petaluma, CA 94952.

MC 163510 (Sub-3-1TA), filed October 14, 1982. Applicant: CHARLIE C. MOORE JR., d.b.a. MOORE'S EXPRESS, 4043A West Blvd. (P.O. Box 19088), Charlotte, N.C. 28219. Representative: Stanley J. Fridlund (same address as applicant). *Textile mill products* between NC and SC. Supporting shippers: There are seven statements in support of this application which may be examined at the ICC Regional Office, Atlanta, GA.

MC 163153 (Sub-3-1TA), filed October 14, 1982. Applicant: ALACALCO, INC., P.O. Box 3508, Oxford, AL 36203. Representative: Terry P. Wilson, 428 South Lawrence Street, Montgomery, AL 36104. (1) *Steel coils*, from Butler and Bagdad, PA to the facilities of Square D. Company at Clearwater, FL; (2) *Porcelain bushings*, from Baltimore, MD and Derry, PA to the facilities of Square D. Company at Clearwater, FL; and (3) *Dry chemicals*, from Atlanta, GA to the facilities of Square D. Company at Clearwater, FL. Supporting shipper: Square D. Company, 2005 Calumet Street, Clearwater, FL 33515

MC 682 (Sub-3-7TA), filed October 14, 1982. Applicant: BURNHAM VAN SERVICE, INC., 5000 Burnham Boulevard, Columbus, GA 31907. Representative: David Earl Tinker, 1000 Connecticut Avenue NW., Suite 1112, Washington, DC 20036-5391. Contract,

irregular household goods, between points in the US, under continuing contract(s) with Employee Transfer Corporation of Chicago, IL. Supporting shipper: Employee Transfer Corporation, 20 North Wacker Drive, Chicago, IL 60606.

MC 682 (Sub-3-6TA), filed October 14, 1982. Applicant: BURNHAM VAN SERVICE, INC., 5000 Burnham Boulevard, Columbus, GA 31907. Representative: David Earl Tinker, 1000 Connecticut Avenue NW., Suite 1112, Washington, DC 20036-5391. *Contract, irregular general commodities (except classes A and B explosives and commodities in bulk)*, between points in the U.S. (except AK and HI), under continuing contract(s) with Digital Equipment Corporation of Maynard, MA. Supporting shipper: Digital Equipment Corporation, 450 Whitney Street, Northborough, MA 01532.

MC 159596 (Sub-3-1TA), filed October 14, 1982. Applicant: WESTBURY TRUCKING CO., INC., Route 1, Box 146, Cross, SC 29436. Representative: Robert E. Born, Suite 508, 1447 Peachtree Street NE., Atlanta, GA 30309. *Gypsum rock, in dump-type trailers, from Charleston and Georgetown, SC to Orangeburg and Dorchester Counties, SC and Fulton County, GA (having an immediate prior movement in foreign commerce)*. Supporting shipper: Paul Blum Company, Inc., P.O. Box 1026, Buffalo, NY 14210.

MC 2900 (Sub-3-35TA), filed October 14, 1982. Applicant: RYDER TRUCK LINES, INC., P.O. Box 2408, Jacksonville, FL 32203. Representative: R. E. Allish (same address as applicant). *Contract carrier: General commodities (except Classes A & B Explosives, household goods, and commodities in bulk)*, between points in the U.S. (except AK and HI) under continuing contract(s) with the E. I. duPont de Nemours Co., Inc., and its subsidiaries. E. I. duPont de Nemours Co., Inc., 1007 Market Street, Wilmington, DE 19898.

MC 161499 (Sub-3-2TA), filed October 14, 1982. Applicant: FLORENCE BERRYHILL AND WAYNE BERRYHILL, d.b.a., MITCHELL EXPRESS, Route 4, Box 9, Bakersville, NC 28705. Representative: Joseph L. Steinfeld, Jr., 915 Pennsylvania Building, 425 13th Street NW., Washington, DC 20004. *Passengers and their baggage, in special and charter operations, limited to transportation vehicles with a seating capacity not exceeding 15 passengers, beginning and ending at points in Mitchell and Yancey Counties, NC, and extending to points in the U.S. (except AK and HI)*. Supporting witnesses: Mitchell County Economic Development Commission, 306 Oak Avenue, Spruce

Pine, NC 28777; Yancey County Chamber of Commerce, 2 Town Square, Room 3, Burnsville, NC 28714; and Mitchell County Senior Citizens Center, P.O. Box 553, Bakersville, NC 28705.

MC 159597 (Sub-3-1TA), filed October 14, 1982. Applicant: ROY POWELL TRUCKING, INC., P.O. Box 872, 407 Kirk Street, Lawrenceburg, TN 38464. Representative: D. R. Beeler, P.O. Box 482, Franklin, TN 37064. *Rubber and clay products*, between the facilities of Pulaski Rubber Company at Pulaski, TN and Akron, OH on the one hand, and, on the other, points in the U.S., east of a line extending from the western boundaries of ND, SD, NE, CO, and NM. Supporting shipper: Pulaski Rubber Company, P.O. Drawer I, Pulaski, TN 38478.

MC 145190 (Sub-3-5TA), filed October 14, 1982. Applicant: D.A.D. TRANSPORT CORP., P.O. Box 2056, New Cummings Road, Chattanooga, TN 37409. Representative: Daniel O. Hands, 104 S. Michigan Avenue, Suite 410, Chicago, IL 60603. *Nuts and snack foods (except in bulk)* from the facilities of John B. Sanfilippo & Son, Inc. at or near Des Plaines and Elk Grove Village, IL to points in the U.S. (except AK and HI). Supporting shipper: John B. Sanfilippo & Son, Inc., 2299 Busse Road, Elk Grove Village, IL 60007.

MC 162149 (Sub-3-1TA), filed October 14, 1982. Applicant: JAMES A. HIERS, d.b.a., HIERS TRUCKING CO., 3113 Highway 90 East, Ocean Springs, MS 39564. Representative: Donald B. Morrison, P.O. Box 22628, Jackson, MS 39205. *Pre-stressed concrete and pre-cast concrete* between the facilities of Biloxi Prestress Concrete, Inc. at or near Biloxi, MS, on the one hand, and, on the other, points in LA. Supporting shipper: Biloxi Prestress Concrete, Inc., P.O. Box 407, Biloxi, MS 39533.

MC 163850 (Sub-3-1TA), filed October 13, 1982. Applicant: WILLIAM A. MONRO, d.b.a. MONRO MOVING & STORAGE CO., 126 New Savannah Road, P.O. Box 5565, Augusta, GA 30906. Representative: James M. Parrish, P.O. Box 1365, Marietta, GA 30061. *Plastic Articles and Materials, Equipment and Supplies used in the manufacture and distribution thereof*, between the plant sites of Amoco Foam Products Company in Aiken County, SC, and Richmond County, GA, on the one hand, and on the other, points in AL, FL, GA, KY, NC and TN. Supporting shipper: Amoco Foam Products Company, 2100 Powers Ferry Road, N.W., Atlanta, GA 30099.

MC 147547 (Sub-3-7TA), filed October 14, 1982. Applicant: R & D TRUCKING COMPANY, INC., 4401 Mars Hill Road,

Lauderdale Industrial Park, Florence, AL 35630. Representative: Roland M. Lowell, Fifth Floor, 501 Union Building Nashville, TN 37219. *Finished Household Appliances*, from the facilities of General Electric Company, at or near Chicago, IL to points in and east of MN, IA, MO, AR, LA. Supporting shipper: General Electric Company, 1400 South 54th Avenue, Cicero, Illinois, 60650.

The following applications were filed in Region 4: Send protests to: ICC, Complaint and Authority Branch, P.O. Box 2980, Chicago, IL 60604.

MC 15735 (Sub-4-33), filed October 12, 1982. Applicant: ALLIED VAN LINES, INC., 2120 S. 25th Ave., Broadview, IL 60153. Representative: Richard V. Merrill, P.O. Box 4403, Chicago, IL 60680. *Contract irregular: Household goods* between points in the U.S. (except AK and HI) under a continuing contract with Burroughs Corporation. Supporting Shipper: Burroughs Corporation, Detroit, MI.

MC 81779 (Sub-4-3TA), filed October 6, 1982. Applicant: PAUL JOHNSON INC., 340 West Adams Street, Waterman, IL 60556. Representative: E. Stephen Heisley, 1919 Pennsylvania Ave. NW., Washington, DC 20006. *Metal products, machinery, chemicals and related products*, between points in IN, IL, IA, WI and OMAHA NE. An underlying ETA seeks 90 days authority. Supporting shipper: Carlson Fertilizer Company, P.O. Box 137, Lee, IL 60530.

MC 138841 (Sub-4-6TA), filed October 12, 1982. Applicant: BLACK HILLS TRUCKING CO., P.O. Box 2130, Rapid City, SD 57709. Representative: James W. Olson, P.O. Box 1552, Rapid City, SD 57709. *Frozen dough products* between Madelia, MN and points in IN, MI, OH, PA, SD and VA. Supporting shipper: Golden Pantry Foods, Inc., 21 3rd St. NW, Madelia, MN 56062.

MC 144927 (Sub-4-19TA), filed October 12, 1982. Applicant: REMINGTON FREIGHT LINES, INC., Box 315, U.S. 24 West, Remington, IN 47977. Representative: Steve Martin (Address Same As Applicant). *Bakery food ingredients and materials* and supplies used in the manufacture of bakery food ingredients between the facilities of Caravan Products, its subsidiaries, and its suppliers at Totowa, NJ; Philadelphia, PA; Atlanta, GA; Decatur and Chicago, IL; Cedar Rapids, IA; St. Paul, MN; Cleveland, OH; Detroit, MI; Dallas, TX; Denver, CO; Buffalo, NY; Los Angeles, CA; Phoenix, AZ; Miami, FL; Seattle, WA; Portland, OR; and Gant's Quarry, AL. An underlying ETA seeks 120 days

authority. Supporting shipper: Caravan Products Company, Inc. 100 Adams Drive, P.O. Box 147, Totowa, NJ 07511.

MC 162610 (Sub-4-5TA), filed October 12, 1982. Applicant: JETM DISTRIBUTION SYSTEMS, INC., 8424 W. 47th Street, Lyons, IL 60534. Representative: Daniel C. Sullivan, Sullivan & Associates, Ltd., 180 N. Michigan Ave., Suite 1700, Chicago, IL 60601. *Contract, irregular; Food and related products, between Blue Island, IL, on the one hand, and, on the other, points in the U.S. in and east of ND, SD, NE, KS, OK, and TX, under continuing contract(s) with Miller Potato Company of Blue Island, IL.*

MC 164177 (Sub-4-1TA), filed October 12, 1982. Applicant: BRANDY SERVICE, INC., Rural Route 6, Box 116C, Shelbyville, IN 46176. Representative: Andrew K. Light, 1301 Merchants Plaza, Indianapolis, IN 46204. *Malt beverages and used empty malt beverage containers in return movements, from Fostoria and Cincinnati, OH and its commercial zone and Pabst City, GA to Indianapolis, IN. An underlying ETA seeks 120 days authority. Supporting shipper: Todd & Justak, Inc., 3721 E. 10th St., Indianapolis, IN 46201.*

MC 164189 (Sub-4-1), filed October 12, 1982. Applicant: YELLOWHEAD TRANSPORT, LTD., P.O. Box 386, Yorkton, Saskatchewan CA S3N 2W1. Representative: CHARLES E. JOHNSON, P.O. Box 2056, Bismarck, ND 58502-2056. *Transporting dry fertilizer from ports of entry located on the Canada/US international boundary at points in ND to points in ND, SD, MN, WI, NB and IA. Supporting shippers: There are five supporting shippers whose statements can be reviewed at the Regional Office. Underlying ETA seeks 120 day authority.*

The following applications were filed in region 5. Send protests to: Consumer Assistance Center, Interstate Commerce Commission, 411 West 7th Street, Suite 500, Fort Worth, TX 76102.

MC 5428 (Sub-5-1 TA), filed October 6, 1982. Applicant: LYON VAN LINES, INC., P.O. Box 5011, Carrollton, TX 75006. Representative: J. B. STUART (same as above). *Contract Irregular; general commodities (except classes A & B explosives, and commodities in bulk) between points in the U.S. including AK and HI, under a continuing contract(s) with Stromberg-Carlson Corporation, Lake Mary, FL. Supporting shipper: Stromberg-Carlson Corporation, Lake Mary, FL 32746.*

MC 67234 (Sub-5-30TA), filed October 7, 1982. Applicant: UNITED VAN LINES, INC., One United Drive, Fenton, MO 63026. Representative: B. W. LaTourette,

Jr., 11 South Meramec, Suite 1400, St. Louis, MO 63105. *General commodities (except Classes A and B explosives and commodities in bulk), between points and places in the U.S. (including AK and HI), under continuing contract(s) with Standard Oil Company (Indiana). Supporting shipper: Standard Oil Company (Indiana), Chicago, IL 60680.*

MC 67234 (Sub-5-31TA), filed October 7, 1982. Applicant: UNITED VAN LINES, INC., One United Drive, Fenton, MO 63026. Representative: B. W. LaTourette, Jr., 11 South Meramec, Suite 1400, St. Louis, MO 63105. *General commodities (except Classes A and B explosives and commodities in bulk), between points and places in the U.S. (excluding AK and HI), under continuing contract(s) with Leeds & Northrup Company, A Unit of General Signal Corp. Supporting shipper: Leeds & Northrup Company, A unit of General Signal Corp., North Wales, PA 19454.*

MC 89723 (Sub-5-2TA), filed October 12, 1982. Applicant: MISSOURI PACIFIC TRUCK LINES, INC., 210 N. 13th Street, St. Louis, Mo. 63103. Representative: Michael Thompson (same as above). *General commodities (except those of Unusual Value, Class A and B explosives, household goods as described by the Commission, and those which require special equipment) having a prior or subsequent movement by rail (1) between all points in the states of CA, CT, DC, DE, FL, GA, ID, ME, MD, MA, MI, MN, MT, NV, NH, NJ, NY, NC, ND, OR, PA, RI, SC, SD, UT, VT, VA, WA, WV, WI, and WY, on the one hand, and all points in the states of AL, AZ, AR, CO, IL, IN, IA, KS, KY, LA, MS, MO, NE, NM, OH, OK, TN, and TX, on the other and, in addition, (2) between all points in the states of AL, AZ, CA, CT, DC, DE, FL, GA, IN, ID, IA, KY, ME, MD, MA, MI, MN, MT, NV, NH, NJ, NY, NC, ND, OH, OR, PA, RI, SC, SD, UT, VT, VA, WA, WV, WI, and WY. Supporting shippers: 5.*

MC 114028 (Sub-5-11TA), filed October 6, 1982. Applicant: ROWLEY INTERSTATE TRANSPORTATION, COMPANY, INC., 2010 Kerper Boulevard, Dubuque, IA 52001. Representative: Carl L. Steiner, 29 South LaSalle Street, Chicago, IL 60603. *Contract—Irregular—Food and Related Products (1) From Dubuque, IA, to points in AL, AR, AZ, CA, CO, GA, IA, ID, FL, MO, MS, MT, NE, ND, NM, NV, OK, OR, SC, SD, TN, TX, UT, WA and WY and (2) From Rochelle, IL, and Milwaukee, WI, to points in the U.S. (Except AK & HI), all under continuing contract(s) with FDL Foods, Inc. of Dubuque, IA. Supporting shipper: FDL Foods, Inc., Dubuque, IA 52001.*

MC 146336 (Sub-5-17TA), filed October 6, 1982. Applicant: WESTERN TRANSPORTATION SYSTEMS, INC., 1609 109th Street, Grand Prairie, TX 75050. Representative: D. Paul Stafford, Suite 1125—Frito Lay Tower, P.O. Box 45538, Dallas, TX 75245. *Contract, Irregular; Liquor, Wine and Malt Beverages from points in CA, MI, OH, PA, IN, LA, AR, TN, IL and KY to points in TX, under continuing contract with Lone Star Company. Supporting shipper(s): Lone Star Company, 4000 Spring Valley, Dallas, TX 75234.*

MC 147536 (Sub-5-18TA), filed October 6, 1982. Applicant: D. L. SITTON MOTOR LINES, INC., P.O. Box 1567, Joplin, MO 64802. Representative: David L. Sitton, (same as above). *Automotive replacement parts, supplies, and accessories, between points in Greene County, MO, on the one hand, and, on the other, points in the U.S. (except AK and HI). Supporting shipper: Ozark Automotive Distributors, Springfield, MO 65801.*

MC 151723 (Sub-5-4TA), filed October 12, 1982. Applicant: SIMMCO CARRIERS, INC., 8704 S. Olie, Oklahoma City, OK 73139. Representative: J. A. Simms (same as above). *General Commodities, except Class A & B Explosives and Hazardous Waste Materials and Household Goods, between points in OK, on the one hand, and, on the other, points in the U.S. Supporting shippers: 6.*

MC 160242 (Sub-5-2TA), filed October 12, 1982. Applicant: NOAH ENTERPRISES, INC., P.O. Box 748, Yutan, NE 68073. Representative: James F. Crosby & Associates, 7363 Pacific Street, Suite 210B, Omaha, NE 68114. *Food and related products, from points in Madison and Dawson Counties, NE to points in the U.S. (except AK and HI). Supporting shipper: Dugdale of Nebraska, Inc., St. Joseph, MO 64502.*

MC 163718 (Sub-5-1 TA), filed October 6, 1982. Applicant: MAY TRANSPORTATION COMPANY, INC., Route 1, Box 84, N. Little Rock, AR 72217. Representative: Warren A. Goff, 109 Madison Avenue, Memphis, TN 38103. *Petroleum products, in bulk, in tank vehicles, between points in AR, LA, MO, MS, OK, TN and TX. Supporting shippers: 5.*

MC 163943 (Sub-5-1 TA), filed October 6, 1982. Applicant: T.J.M.A.C., INC., 11661 Dennis Road, No. 1126, Dallas, TX 75339. Representative: Doris Hughes, 546 Blueberry, Dallas, TX 75217. *New and Used Automobiles in Truck Away service between all points in the states of AL, AZ, AR, CA, CO, FL, GA, IL, IN, IO, KS, KN, LA, MS, MO, NE, NV,*

NM, OK, TN, TX and UT. Supporting shipper(s): National Car Rental, DFW Airport, TX; Greater Albuquerque Auto Auction, Albuquerque, NM; Dan Magee Enterprises, Durango, CO.

MC 164086 (Sub-5-1 TA), filed October 12, 1982. Applicant: VERN'S TRUCKING, INC., 6721 So. 85th Street, Omaha, NE 68127. Representative: James F. Crosby & Associates, 7363 Pacific Street, Suite 210B, Omaha, NE 68114. *Food and related products*, between (1) points in Pottawattamie County, IA and Douglas and Sarpy Counties, NE, and (2) Monmouth County, NJ on the one hand, and, on the other, points in the (except AK and HI). Supporting shipper: Blue Star Foods, Inc., Council Bluffs, IA.

MC 59367 (Sub-5-9 TA), filed October 14, 1982. Applicant: DECKER TRUCK LINE, INC., P.O. Box 915, Fort Dodge, IA 50501. Representative: William L. Fairbank, 2400 Financial Center, Des Moines, IA 50309. *Commodities dealt in by manufacturers of washers and driers*. Between Jefferson and Webster City, IA, on the one hand, and, on the other, points in U.S. in and west of PA, WV, VA, NC, SC, GA, and FL (except AK and HI). Supporting shippers: Webster City Products Company, Webster City, IA.

MC 118341 (Sub-5-4 TA), filed October 13, 1982. Applicant: VALLEY TRUCKING CO., INC., P.O. Box 2298, Brownsville, TX 78520. Representative: Billy R. Reid, 1721 Carl Street, Fort Worth, TX 76103. Contract irregular; *Food and related products*, between points in the U.S., except AK & HI, under continuing contract(s) with Southland Frozen Foods, Inc. Supporting shippers: Southland Frozen Foods, Inc., Plant City, FL 33566.

MC 128075 (Sub-5-6TA), filed October 13, 1982. Applicant: JOHNSRUD TRANSPORT, INC., 5301 Northeast 17th Street, Des Moines, IA 50313. Representative: William L. Fairbank, 2400 Financial Center, Des Moines, IA 50309. Contract; Irregular. *Vegetable oil, in bulk*, from Chicago, IL to Park Rapids, MN and Clark, SD, under contract with Hunt-Wesson Foods, Inc. Supporting shipper: Hunt-Wesson Foods, Inc., Fullerton, CA.

MC 146336 (Sub-5-18TA), filed October 13, 1982. Applicant: WESTERN TRANSPORTATION SYSTEMS, INC., 1609 109th Street, Grand Prairie, TX 75050. Representative: D. Paul Stafford, P.O. Box 45538, Dallas, TX 75245. Contract, Irregular; *General Commodities (except household goods, Classes A and B Explosives and commodities in bulk)* between Grand Prairie, TX on the one hand, and, on the

other, points in AR, OK, KS, NM, and CO, under continuing contract(s) with Valu-Rite Pharmacies, Inc. Supporting shipper(s): Valu-Rite Pharmacies, Inc., Grand Prairies, TX 75050.

MC 146336 (Sub-5-19TA), filed October 15, 1982. Applicant: WESTERN TRANSPORTATION SYSTEMS, INC., 1609 109th Street, Grand Prairie, TX 75050. Representative: D. Paul Stafford, P.O. Box 45538, Dallas, TX 75245. Contract, Irregular; *Liquor, Wine and Malt Beverages* from points in NY, MD, NJ, KY, TN, IN, IL, MI, and CA to points in TX, LA, AR, and AZ under continuing contract(s) with Glazer's Wholesale Drug Company, Inc. Supporting shipper(s): Glazer's Wholesale Drug Company, Inc., Dallas, TX 75221.

MC 164218 (Sub-5-1TA), filed October 14, 1982. Applicant: CONTAINER MAINTENANCE SERVICE, INC., P.O. Box 24781, Houston, TX 77029. Representative: Doyle G. Owens, P.O. Box 7735, Beaumont, TX 77706. *General Commodities, including bulk liquid and dry bulk shipments only when moving in ocean containers (except Class A and B Explosives and Household Goods)*, between the Commercial Zones of Galveston and Houston, TX, on the one hand, and on the other, points in the Commercial Zones of Austin, TX, Corpus Christi, TX, Dallas, TX, Ft. Worth, TX, San Antonio, TX, and Freeport, TX. Supporting shippers: Japan Line, U.S.A., Ltd., Houston, TX 77008; Solar Shipping Agency, Inc., Houston Branch, Houston, TX 77056; Stolt Tank Containers, U.S.A., Inc., Houston, TX 77060; Strachan Shipping Co. of Texas, Inc., Houston, TX 77018; United States Lines, Inc., Houston, TX 77092.

The following applications were filed in region 6. Send protests to: Interstate Commerce Commission, Region 6 Motor Carrier Board, 211 Main St., Suite 501, San Francisco, CA 94105.

MC 162193 (Sub-6-1TA), filed October 18, 1982. Applicant: DICK'S TRANSPORT, 2012 S. 146th, Seattle, WA 98168. Representative: Kenneth R. Mitchell, 2320A Milwaukee Wy., Tacoma, WA 98421. *Contract Carrier, Irregular Routes; Packaged Motor Oil and Anti-freeze*. Between Los Angeles County, CA on the one hand, and, on the other hand, points in OR and WA, under continuing contract(s) with Mauren-Laurens Oil Co. of Compton, CA, for 270 days. Supporting shipper: Mauren-Laurens Oil Co., 641 E. Compton Blvd., Compton, CA 90220.

MC 153758 (Sub-6-7TA), filed October 12, 1982. Applicant: LAMPMAN BROKERAGE, INC., d.b.a., MASTRO ENTERPRISES, 4233 W. Sierra Madre, Fresno, CA 93711. Representative: James

A. Spiegel, Olde Towne Office Park, 6333 Odana Rd., Madison, WI 53719. (a) *Food and related products and (b) rubber and related products*, (a) from port of entry New York, NY, to points in the U.S. (except AK and HI) restricted to shipments originating at the facilities of C&J Willenborg Co. Between NY, NJ and PA on the one hand and on the other hand points within CA. (b) between Fresno County, CA on the one hand and on the other hand points in AL, AR, AZ, GA, MO, MS, NC, NM, OK and TX, for 270 days. Supporting shipper(s): There are 10 shippers. Their statements may be examined in the office listed above.

MC 164200 (Sub-6-1TA), filed October 13, 1982. Applicant: PRIDE TRANSPORTATION, LTD., 1802 West Grant, Ste. 110, Tucson, AZ 85705. Representative: Robinson & Ames, 2228 West Northern Ave., Ste. B201, Phoenix, AZ 85021. *General commodities (except used household goods, Class A and B explosives, commodities in bulk and those commodities which because of size or weight require special equipment)*, between points in CA, Pima, Maricopa, Santa Cruz and Cochise Counties, AZ, El Paso County, TX, and points in OR on and west of U.S. Hwy 97 for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Exchange Enterprises International, Inc., 2155 South Main St., Ste. 1, Salt Lake City, UT 84115.

MC 164172 (Sub-6-1TA), filed October 8, 1982. Applicant: RICHWAY TRANSPORT, INC., 1471 E. Grand Ave., Pomona, CA 91766. Representative: Randal Walther (same address as applicant). *Contract Carrier, irregular routes: Lumber* between points in CA, AZ, ID, NV, OR and WA for 270 days. Supporting shipper: Sierra Madre Lumber Sales, Inc., 1344 E. Grand Ave., Pomona, CA 91768.

MC 164186 (Sub-6-1TA), filed October 12, 1982. Applicant: ROBERT E. MYERS, d.b.a., WESTERN 11 TRUCKING CO., 8155 West Westview Dr., Phoenix, AZ 85033. Representative: Lewis P. Ames, 2228 W. Northern Ave., Suite B201, Phoenix, AZ 85021. *Building and construction materials, equipment and supplies* between points in AZ, CA, CO, ID, MT, NM, NV, OR, UT, TX, WA and WY for 270 days. An underlying ETA seeks 120 days authority. Supporting shipper: Holdbrook Drilling Co., P.O. Box 303, McLaws Road, Holbrook, AZ 86025.

MC 150485 (Sub-6-17TA), filed October 8, 1982. Applicant: WESTSPAN HAULING, INC., 8916 South Tacoma Way, Tacoma, WA 98499. Representative: Henry C. Winters,

P.O.B. 5613, Bellevue, WA 98006.

Contract Carrier; irregular routes: Mobile homes and portable buildings, and equipment, materials and supplies used in the distribution and installation of mobile homes and portable buildings, between points in the commercial zones of Albany and Woodburn, OR, on the one hand, and, on the other, points in the commercial zone of Edmonds, WA, under continuing contract(s) with GREGGERSON HOMES, INC., of Edmonds, WA for 270 days. Supporting shipper: Gregerson Homes, Inc., 23930 Hwy 99N., Edmond, WA 98020.

MC 150485 (Sub-6-8TA), filed October 8, 1982. Applicant: WESTSPAN HAULING, INC., 8916 South Tacoma Way, Tacoma, WA 98499. Representative: Henry C. Winters, P.O. Box 5613, Bellevue WA 98006. *Contract Carrier; irregular routes: Mobile homes and portable buildings, and equipment, materials and supplies used in the distribution and installation of mobile homes and portable buildings, between points in the commercial zone of McMinnville, OR, on the one hand, and, on the other, points in King and Pierce Counties, WA, under continuing contract(s) with First Equity Homes, Inc., of Federal Way, WA., for 270 days. Supporting shipper: First Equity Homes, Inc., 29200 Pacific Hwy. S., Federal Way, WA 98002.*

Agatha L. Mergenovich,
Secretary.

[FR Doc. 82-29161 Filed 10-22-82; 8:45 am]

BILLING CODE 7035-01-M

[Volume No. 306]

Motor Carriers; Permanent Authority Decisions; Restriction Removals; Decision-Notice

Decided: October 18, 1982.

The following restriction removal applications, filed after December 28, 1980, are governed by 49 CFR Part 1137. Part 1137 was published in the *Federal Register* of December 31, 1980, at 45 FR 86747.

Persons wishing to file a comment to an application must follow the rules under 49 CFR 1137.12. A copy of any application can be obtained from any applicant upon request and payment to applicant of \$10.00.

Amendments to the restriction removal applications are not allowed.

Some of the applications may have been modified prior to publication to conform to the special provisions applicable to restriction removal.

Findings

We find, preliminarily, that each applicant has demonstrated that its requested removal of restrictions or broadening of unduly narrow authority is consistent with the criteria set forth in 49 U.S.C. 10922(h).

In the absence of comments filed within 25 days of publication of this decision-notice, appropriate reformed authority will be issued to each applicant. Prior to beginning operations under the newly issued authority, compliance must be made with the normal statutory and regulatory requirements for common and contract carriers.

By the Commission, Restriction Removal Board, Members Shaffer, Williams, and Higgins.

Agatha L. Mergenovich,
Secretary.

MC 113751 (Sub-60)X, filed September 17, 1982. Applicant: HAROLD F. DUSHEK, INC., 10th & Columbia Sts., Waupaca, WI 54981. Representative: James A. Spiegel, Old Towne Office Park, 6333 Odana Rd., Madison, WI 53719. Lead and Subs 11, 13, 15, 17, 20, 21F, 22F, 25F, 38F, 39F, and 40F, certificates: (A) broaden from: (1) lead (a) coal and commercial furniture and equipment, farm machinery, grain, feed, flour and sugar to "petroleum and coal products, furniture and fixtures, machinery, food and related products"; (b) commercial furniture and fixtures, uncrated to "furniture and fixtures"; (c) fertilizer and fertilizer, in bags, to "chemicals, fertilizers and related products"; (d) animal feed, meat scraps, and poultry feed to "food and related products"; (e) new furniture and store and office fixtures, uncrated to "furniture and fixtures"; (f) charcoal and empty pellets used in transporting charcoal to "petroleum and coal products"; and (g) frozen cherries, bananas and fresh vegetables, when moving in mixed shipments with bananas, and frozen vegetables to "food and related products"; (2) Sub 11, charcoal and charcoal briquettes, and wood chips, vermiculite, lighter fluid, and accessories used in outdoor cooking, in mixed loads with charcoal and charcoal briquettes to "petroleum and coal products and accessories used in outdoor cooking, and materials, equipment and supplies utilized in the manufacture, sale and distribution of the commodities specified above"; (3) Sub 13, charcoal and charcoal briquettes, and fireplace logs, wood chips, vermiculite, lighter fluid, and accessories used in outdoor cooking, in mixed loads with charcoal and charcoal briquettes to "petroleum and coal

products and accessories used in outdoor cooking"; (4) Sub 15, charcoal and charcoal briquettes, and fireplace logs, and wood chips, vermiculite, lighter fluid, and accessories used in outdoor cooking, in mixed loads with the commodities described above to "petroleum, wood and coal products and related products"; (5) Sub 17, potato products to "food and related products"; (6) Sub 21F, beverage preparations (except commodities in bulk) to "food and related products"; (7) Sub 22F, frozen foods to "food and related products"; (8) Subs 20 and 25F, frozen foodstuffs (except commodities in bulk, in tank vehicles) and frozen meat and meat by-products unfit for human consumption (except in bulk, in tank vehicles) to "food and related products"; (9) Sub 38F, foundry products and materials, equipment and supplies used in the manufacture of the above commodities to "metal products and materials, equipment and supplies used in the manufacture of the above commodities"; (10) Sub 39F, foodstuffs to "food and related products"; and (11) Sub 40F, charcoal, charcoal briquettes and equipment and supplies used in the manufacture of charcoal and charcoal briquettes to "petroleum and coal products," and equipment materials and supplies used in the manufacture of such commodities; (B) remove "originating at and/or destined to" restrictions, Subs 17, 20, 22F, and 25F; (C) broaden to (1) county-wide authority: (a) lead, Menominee County, MI (Menominee); Marinette, Dane, and Waupaca Counties, WI (Coleman, Madison, and Waupaca); Dubuque County, IA (Dubuque); and Door, Portage, Brown Counties, WI (Sturgeon Bay, Stevens Point, and Green Bay); (b) Sub 11, Waupaca County, WI (plantsite-Waupaca); Stark County, ND (plantsite-Dickinson); and Isanti County, MN (plantsite-Isanti); (c) Sub 13, Isanti County, MN (plantsite-Isanti); (d) Sub 15, Redwood County, MN (Redwood Falls); and Waupaca County, WI (Waupaca); (e) Subs 17 and 22F, Portage County, WI (facilities-Plover); (f) Subs 20 and 25F, Dodge and Milwaukee Counties, WI (facilities-Beaver Dam, Milwaukee and/or Wauwatosa); (g) Sub 21F, Waupaca County, WI (Manawa); (h) Sub 38F, Marinette and Waupaca Counties, WI (Marinette and Waupaca); and (i) Sub 39F, Van Buren County, MI (Lawton); and (2) radial authority, all Subs except Subs 38F and 40F.

MC 150312 (Sub-3)X, filed October 4, 1982. Applicant: HAROLD A. WALKER, d.b.a. TRANSAMERICAN DISTRIBUTORS, 4956 101st Street, Grand Junction, MI 49056.

Representative: Patrick H. Smyth, 105 West Madison Street, Chicago, IL 60602. Lead permit: broaden the territorial description to between points in the U.S. (except AK and HI), under continuing contract(s) with named shipper.

[FR Doc. 82-29162 Filed 10-22-82; 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 Team 1, (202) 275-7992.

Volume No. OP1-186

Decided: October 19, 1982.

By the Commission, Review Board No. 1. Members Parker, Chandler, and Fortier. (Member Parker not participating.)

MC 146651 (Sub-5), filed October 12, 1982. Applicant: ARTHUR W. COULTER, d.b.a. A. W. COULTER TRUCKING, P.O. Box 504, Terra Bella, CA 93270. Representative: Earl N. Miles, 3704 Candlewood Dr., Bakersfield, CA 93306, (805) 872-1106. Transporting for or on behalf of the United States Government, *general commodities* (except used household goods, hazardous or secret materials, and sensitive weapons and munitions), between points in the U.S. (except AK and HI).

MC 164141, filed October 6, 1982. Applicant: CHARLES H. DEUBER, d.b.a. ASSOCIATED TRANSPORTATION SERVICE, 8230 Bletzer Rd., Baltimore, MD 21222. Representative: Charles H. Heuber (same address as applicant), (301) 477-3737. As a *broker of general commodities* (except households), between points in the U.S. (except AK and HI).

For the following, please direct status inquiries to Team 5 at 202-275-7289.

Volume No. OP5-221

Decided: October 18, 1982.

By the Commission, Review Board No. 3. Members Krock, Joyce, and Dowell.

MC 164069, filed October 1, 1982. Applicant: GENE BILLINGSLEY ENTERPRISES, INC., d.b.a. G B ENTERPRISES, INC., 10724 Carmel Commons Blvd., Suite 550A, Pineville, NC 28134. Representative: Gene Billingsley (same address as applicant), 704-542-9559. As a *broker of general commodities* (except household goods), between points in the U.S. (except AK and HI).

MC 164129, filed October 6, 1982. Applicant: RAYMOND W. CONNELLY, d.b.a. CONNELLY ASSOCIATES, 2211 N. 40th St., Pennsauken, NJ 08110. Representative: Raymond P. Keigher, 401 E. Jefferson St., Suite 102, Rockville, MD 20850, 301-424-2420. As a *broker of general commodities* (except household goods), between points in the U.S. (except AK and HI).

Agatha L. Mergenovich,
Secretary.

[FR Doc. 82-29160 Filed 10-22-82; 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* of December 31, 1980, at 45 FR 86771. For compliance procedures, refer to the *Federal Register* issue of December 3, 1980, at 45 FR 80109.

Persons wishing to oppose an application must follow the rules under 49 CFR 1100.252. A copy of any application, including all supporting evidence, can be obtained from applicant's representative upon request and payment to applicant's representative of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated a public need for the proposed operations and that it is fit, willing, and able to perform

the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. This presumption shall not be deemed to exist where the application is opposed. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days from date of publication, (or, if the application later becomes unopposed) appropriate authorizing documents will be issued to applicants with regulated operations (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 Team 1, (202)275-7992.

Volume No. OP1-185

Decided: October 19, 1982.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier. (Member Parker not participating.)

MC 7840 (Sub-46), filed October 12, 1982. Applicant: ST. LAWRENCE FREIGHTWAYS, INC., LeRay Street Rd., P.O. Box 211, Watertown, NY 13601. Representative: Werner J. Steinaker (same address as applicant), (315)-788-0725. Transporting *food and related products*, between points in Jefferson County, NY, on the one hand, and, on the other, points in and east of WI, IL, KY, TN, AR and TX.

MC 14251 (Sub-8), filed October 13, 1982. Applicant: APPLIED DISTRIBUTION SYSTEMS CORP., 3275 Alum Creek Dr., Columbus, OH 43207.

Representative: A. Charles Tell, 100 E. Broad St., Columbus, OH 43215, (614) 228-1541. Transporting *auto parts*, between points in OH.

MC 30450 (Sub-6), filed September 30, 1982. Applicant: TAYLORVILLE TRANSIT, INC., R.R. No. 1, Box 5A, Taylorville, IL 62568. Representative: Robert J. Brooks, 1828 L Street, NW., Suite 1111, Washington, D.C. 20036 (202) 466-3892. Transporting *passengers and their baggage* in special and charter operations, between points in the U.S. (including AK and HI).

MC 56640 (Sub-65), filed October 12, 1982. Applicant: DELTA LINES, INC., P.O. Box 2081, Oakland, CA 94604. Representative: Kirk W. Horton, Delta California Industries, Inc., 333 Hegenberger Rd., Suite 408, Oakland, CA 94621, (415) 577-7000, Ext 7226. 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 Caltop Cooperative, Inc., of Bell, CA.

MC 56640 (Sub-66), filed October 12, 1982. Applicant: DELTA LINES, INC., P.O. Box 2081, Oakland, CA 94605. Representative: Kirk W. Horton, Delta California Industries, Inc., 333 Hegenberger Rd., Suite 408, Oakland, CA 94621, (415) 577-7000, Ext 7226. Transporting (1) *chemicals*; (2) *food and related products*; (3) *drug and health care products*; (4) *wines and spirits*; (5) *cleaning compounds*; and (6) *such commodities* as are dealt in or used by drugstores, between points in the U.S. (except AK and HI), under continuing contract(s) with Foremost-McKesson, Inc., of San Francisco, CA.

MC 56640 (Sub-67), filed October 12, 1982. Applicant: DELTA LINES, INC., P.O. Box 2081, Oakland, CA 94604. Representative: Kirk W. Horton, Delta California Industries, Inc., 333 Hegenberger Rd., Suite 408, Oakland, CA 94621, (415) 577-7000, Ext 7226. 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 Nationwide Freight, of La Mirada, CA.

MC 126091 (Sub-28), filed October 8, 1982. Applicant: FRAILEY & SCHILLING, INC., General delivery, Rushville, IN 46173. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240 (317)-846-6655. Transporting *metal products*, between Wheeling, WV, on the one hand, and, on the other, points in MO, OH, IN, IL, NE,

UT, TX, TN, KY, VA, PA, MD, MI and SC.

MC 96931 (Sub-3), filed October 6, 1982. Applicant: VALDEZ TRANSFER, INC., P.O. Box 6985, Phoenix, AZ 85009. Representative: Marshall Krage, 1919 Pennsylvania Avenue NW., Suite 300, Washington, DC 20006, (202) 466-3778. Transporting *household goods and furniture and fixtures*, between points in AL, AZ, AR, CA, CO, CT, DE, FL, GA, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WA, WV, WI, WY and DC.

MC 109331 (Sub-8), filed October 7, 1982. Applicant: NILSON VAN & STORAGE, 6913 North Main St., Columbia, SC 29230. Representative: David Earl Tinker, 1000 Connecticut Avenue NW., Suite 1112, Washington, DC 20036-5391, (202) 887-5868. Transporting *household goods and furniture and fixtures*, between points in the U.S. (except AK and HI).

MC 124111 (Sub-72), filed October 4, 1982. Applicant: OHIO EASTERN EXPRESS, INC., 300 West Perkins Ave., P.O. Box 2297, Sandusky, OH 44870. Representative: David A. Turano, 100 East Broad St., Columbus, OH 43215, (614) 228-1541. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between Chicago, IL, Pittsburgh, PA, and points in OH.

MC 127090 (Sub-9), filed October 12, 1982. Applicant: PACIFIC STORAGE, INC., P.O. Box 1757, Tacoma, WA 98401. Representative: Jack R. Davis, 1200 IBM Building, Seattle, WA 98101, (206) 624-7373. Transporting *general commodities* (except classes A and B explosives and household goods), between points in AK, on the one hand, and, on the other, points in AK, WA, OR and ID.

MC 135530 (Sub-10), filed October 8, 1982. Applicant: LAKE CENTER INDUSTRIES TRANSPORTATION, INC., 111 Market, Winona, MN 55987. Representative: Edward H. Instenes, P.O. Box 676, 128½ Plaza East Winona, MN 55987, (507) 454-3914. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in IL, IA, IN, MN, MO, MI, OH and WI.

MC 138841 (Sub-23), filed October 13, 1982. Applicant: BLACK HILLS TRUCKING CO., P.O. Box 2130, Rapid City, SD 57709. Representative: James W. Olson, P.O. Box 1552, Rapid City, SD 57709, (605) 342-7090. Transporting *frozen dough products*, between points in Watonwan County, MN, on the one

hand, and, on the other, points in IN, MI, OH, PA, SD and VA.

MC 141870 (Sub-11), filed October 12, 1982. Applicant: DIVERSIFIED TRUCKING CORP., 309 Williamson Ave., Opelika, AL 36801. Representative: Calvin R. Turner, Jr., P.O. Box 517, Evergreen, AL 36401, (205) 578-3212. 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 Flying H. Enterprises, of Tupelo, MS.

MC 142181 (Sub-26), filed October 13, 1982. Applicant: COBLE EXPRESS, INC., P.O. Box 1104, 214 Hermitage Ave., Nashville, TN 37202. Representative: Robert L. Baker, Sixth Floor, U.S. Bank Bldg., Nashville, TN 37219 (615) 244-8100. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. in and east of ND, SD, NE, KS, OK, and TX.

MC 143300 (Sub-10), filed October 1, 1982. Applicant: J.C. WOODBRIDGE, INC., Route 7, Box 43, Martinsville, VA 24112. Representative: Terrell C. Clark, P.O. Box 25, Stanleytown, VA 24168, (703) 629-2818. Transporting *general commodities* (except classes A and B explosives), between points in the U.S. (except AK and HI).

MC 144241 (Sub-2), filed October 12, 1982. Applicant: EXPRESS MARCO INC., 336 Main St., East Broughton, Quebec, Canada G0N 1G0. Representative: Jean-Marc Giguere, Highway No. 112, East Broughton, Quebec, Canada G0N 1G0, (418) 427-3418. Transporting *plywood products*, between points in the U.S. (except AK and HI), under continuing contract(s) with Placage Roy Inc., of Tring Jonction, Quebec, Canada.

Note:—This decision has been made in accordance with the statutory provision of the Bus Regulatory Reform Act of 1982 with great weight being given to the mandates set forth in the National Transportation Policy.

MC 146610. (Sub-5), filed October 7, 1982. Applicant: CHARLES JOINER TRUCKING, INC., 104 South Central, Tennille, GA 31087. Representative: Clyde W. Carver, P.O. Box 720434, Atlanta, GA 30328, (404) 256-4320. Transporting *general commodities* (except household goods, classes A and B explosives, and commodities in bulk), between points in the U.S. (except AK and HI).

Note:—The purpose of this application is to convert applicant's permits to a certificate of public convenience and necessity. CONDITION: Issuance of a certificate in this proceeding is subject to coincidental

cancellation by applicant's written request of the permits issued in MC 146610 (Sub-Nos. 2X and 3).

146831 (Sub-3), filed October 8, 1982. Applicant: MID-CONTINENT L.P. SERVICE, INC., P.O. Box 369, 3711 North Main, Great Bend, KS 67530. Representative: Lester C. Arvin, 814 Century Plaza Bldg., Wichita, KS 67202, (316) 265-2634. Transporting *petroleum and petroleum products*, between points in KS, OK, MO and NE.

MC 148151 (Sub-9), filed October 5, 1982. Applicant: RAY BELLEW & SONS, INC., 7810 Alameda Genoa Road, Houston, TX 77075. Representative: John W. Carlisle, P.O. Box 967, Missouri City, TX 77459, (713) 437-1768. Transporting *metal products, mercer commodities, machinery and earth drilling commodities*, between points in the U.S. (except HI).

MC 148791 (Sub-33), filed October 13, 1982. Applicant: TRANSPORT-WEST, INC., 2125 N. Redwood Rd., Salt Lake City, UT 84116. Representative: Rick J. Hall, P.O. Box 2465, Salt Lake City, UT 84110, (801) 531-1777. Transporting *salt and salt products*, between points in the U.S. (except AK and HI), under continuing contracts(s) with Leslie Salt Company, of Newark, CA.

MC 148900 (Sub-2), filed October 12, 1982. Applicant: QUALITY MOVERS EAST, INC., 601 N. 4th St., Jeannette, PA 15644. Representative: Herbert Alan Dubin, 818 Connecticut Ave., NW., Washington, DC 20006, (202) 331-3700. Transporting *household goods, instruments and photographic goods and machinery*, between points in the U.S. (except AK and HI). Condition: The person or persons who appear to be engaged in common control of another regulated carrier must either file an application under 49 U.S.C. 11343 or submit an affidavit indicating why such approval is unnecessary to the Secretary's office. In order to expedite issuance of any authority please submit a copy of the affidavit or proof of filing the application(s) for common control to team 1, Room 2379.

MC 149321 (Sub-3), filed September 24, 1982. Applicant: SCHMIDT TRUCKING, INC., 502 East 8th St., Garner, IA 50438. Representative: Stephen F. Grinnell, 1600 TCF Tower, Minneapolis, MN 55402, (612) 333-1341. Transporting *fertilizer and agricultural chemicals*, between Chicago, IL, and points in Ellis County, TX, of the one hand, and, on the other, points in IA, KS, MN, MO, NE, and WI.

MC 150951 (Sub-17), filed October 8, 1982. Applicant: CRANSTON TRUCKING COMPANY (Division of Cranston Print Works Company), 1381

Cranston St., Cranston, RI 02920. Representative: Paul M. Overton (same address as applicant) (401)-943-4800. Transporting *dyes, colors, or pigments in dry, liquid, or paste form*, between points in the U.S., under continuing contract(s) with Inmont Corporation, of Pawtucket, RI.

MC 152971 (Sub-3), filed October 13, 1982. Applicant: DEEP SOUTH FREIGHT LINES, INC., 6308 Boutall St., Metairie, LA 70003. Representative: Billy R. Reid, 1721 Carl St., Fort Worth, TX 76103, (817)-332-4718. 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 155411 (Sub-1), filed October 8, 1982. Applicant: S & C TRANSPORT, INC., 16657 Kennebec, Southgate, MI 48195. Representative: Neill T. Riddell, 900 Guardian Bldg., Detroit, MI 48226, (313) 963-3750. Transporting *petroleum and petroleum products*, between points in the U.S. (except AK and HI), under continuing contract(s) with Dearborn Refining Company, of Dearborn, MI, and Omega Oil Company, Inc., of Southgate, MI. Conditions: The person or persons who appear to be engaged in common control of another regulated carrier must either file an application under 49 U.S.C. § 11343 or submit an affidavit indicating why such approval is unnecessary to the Secretary's office. In order to expedite issuance of any authority please submit a copy of the affidavit or proof of filing the application(s) for common control to team 1, Room 6358.

MC 156361 (Sub-5), filed October 5, 1982. Applicant: BIGBEE TRANSPORTATION COMPANY, a corporation, P.O. Box 3610, American Lane, Greenwich, CT 06836-3610. Representative: Raymond L. Pucci, (same address as applicant) (203) 552-3513. Transporting *general commodities* (except classes A and B explosives, commodities in bulk, and household goods), between Chesapeake and Norfolk, VA, on the one hand, and, on the other, points in the U.S., under continuing contract(s) with Volvo Penta Production Division of Volvo of American Corporation, of Chesapeake, VA.

MC 158181 (Sub-2), filed October 5, 1982. Applicant: ALUMINUM EXPRESS, INC., 333 Rocky Fork Dr., N.E., Newark, OH 43055. Representative: Paul F. Berry, 275 E. State St., Columbus, OH 43215, (614) 228-8575. Transporting *metal products*, between points in the U.S. (except AK and HI).

MC 158821, filed October 6, 1982. Applicant: McLEAN

TRANSPORTATION, INC., 6616½ Longpoint, Houston, TX 77055.
Representative: Damon R. Capps, 305 Wells Fargo, Suite 1, Houston, TX 77090, (713) 583-8886. Transporting *mercer commodities, metal products, rubber and plastic products, paper and paper products, machines, machinery parts, and pipe*, between points in TX, LA, MS and OK.

MC 160860, filed October 8, 1982.
Applicant: AMBERG & ROPER TRUCKING, INC., Route 1, Box 60, Hickman, KY 42050. Representative: R. Connor Wiggins, Jr., 100 N. Main Bldg., Suite 909, Memphis, TN 38103, (901) 526-4114. Transporting *metal products and furniture and fixtures*, between points in Carlisle County, KY, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 162171, filed October 8, 1982.
Applicant: NOAH C. MATHIS, JR., d.b.a. MATHIS DEVELOPMENT COMPANY, P.O. Box 446 [U.S. Hwy 29], Century, FL 32535. Representative: John K. Mathis, (same address as applicant) (904) 256-2080. Transporting *oilfield equipment and supplies*, between points in FL, AL, MS, LA and TX.

MC 163100 (Sub-1), filed October 8, 1982. Applicant: ROBERT SCOTT d.b.a. SCOTT TRUCKING SERVICES, 7643 Shadyoak Dr., Downey, CA 90240. Representative: Lawrence V. Smart, Jr., 419 NW 23rd Ave., Portland, OR 97210, (503) 226-3755. 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 Superior Transportation Systems, Inc., of Wilsonville, OR.

MC 163500, filed October 7, 1982.
Applicant: JOHN TACKETT, Route 2, Box 24, Ashdown, AR 71822. Representative: James M. Duckett, 221 W. 2nd, Suite 411, Little Rock, AR 72201, (501) 375-3022. Transporting *paper and paper products*, between points in Little River County, AR, on the one hand, and, on the other, points in AZ, CA, FL, LA, MS, NM, OK, TN, TX and WI.

MC 163910, filed October 12, 1982.
Applicant: CHIKASKIA VALLEY TRUCKING, INC., P.O. Box 294, Rural Route No. 1, Argonia, KS 67004. Representative: Lester C. Arvin, 814 Century Plaza Bldg., Wichita, KS 67202, (316)-265-2634. Transporting *chemical and related products*, between Houston, TX, on the one hand, and, on the other, points in OK and KS.

MC 164060, filed October 1, 1982.
Applicant: KERI CORPORATION, 58-20 Borden Ave. Maspeth, NY 11378.

Representative: Maxwell A. Howell, 1100 Investment Bldg., 1511 K St., NW, Washington, DC 20005, (202) 783-7900. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in CT, DE, IL, IN, MA, MD, ME, NC, NH, NJ, NY, OH, PA, RI, SC, VA, VT, and DC.

MC 164090, filed October 4, 1982.
Applicant: IXL FREIGHTLINES, INC., 2115 Millburn Ave., Maplewood, NJ 07047. Representative: Herbert Alan Dubin, 818 Connecticut Ave., NW, Washington, DC 20006, (202) 331-370. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in CA, FL, IL, MA, NJ, NY, PA, RI, and TX.

MC 164111, filed October 5, 1982.
Applicant: MELVIN TRUCK LINES, INC., 18043 Bambriar, Houston, TX 77090. Representative: C.W. Ferebee, 3910 FM 1960 W., Suite 106, Houston, TX 77068, (713) 537-8156. Transporting *rubber and plastic products*, between Houston, TX, on the one hand, and, on the other, points in the U.S. (except AK, and HI).

MC 164131, filed October 5, 1982.
Applicant: KARAVAN LINES, INC., 1609-R Harmer Rd., Levittown, PA 19057. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW, Suite 1200, Washington, DC 20036. Transporting *general commodities* (except classes A and B explosives and household goods), between points in the U.S. (except AK and HI), under continuing contract(s) with Intermodal Consolidating Services, Inc., of Bridgewater, NJ.

MC 164150, filed October 6, 1982.
Applicant: DAVID GRIFFITH TRUCKING, Rt. 6, Box 409, Burnsville, NC 28714. Representative: David M. Griffith (same address as applicant), (704) 682-3689. Transporting *metal cans and can ends*, between points in Buncombe County, NC, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 164170, filed October 8, 1982.
Applicant: J & T TRUCKING, INC., Box 613, Lake Serene, Hattiesburg, MS 39401. Representative: Jack H. Blanshan, 205 W. Touhy Ave., Suite 102, Park Ridge, IL 60068. Transporting *food and related products*, between points in AL, FL, LA, MS, SC and TX, on the one hand, and, on the other, points in IL, IN, IA, KS, KY, MI, MN, MO, NE, OH, and WI.

MC 164180, filed October 12, 1982.
Applicant: HAVE A FLING TOURS, INC., P.O. Box 20867, 2210 Ken Oak Road, Baltimore, MD 21209.

Representative: Alice Gamse (same address as applicant), (301) 466-5458. Transporting *passengers and their baggage*, in charter and special operations, between points in MD, on the one hand, and, on the other, points in the U.S.

MC 164181, filed October 12, 1982.
Applicant: STONEFELT & CO. d.b.a., STONEFELD TRUCKING, 20241 East Valley Rd., Kent, VA 98032. Representative: George LaBissoniere, 15 So. Grady Way, Suite 239, Renton, WA 98055, (206)-288-3807. Transporting *food and related products*, between points in the U.S., under continuing contract(s) with Perry Bros., Inc., of Renton, WA.

MC 164210, filed October 13, 1982.
Applicant: HEXCEL CORPORATION, 650 California St., San Francisco, CA 94108. Representative: Edward J. Hegarty, 100 Bush St., 21st Floor, San Francisco, CA 94104, (415)-986-5778. 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 (1) Merit Distributing Services, Inc., of Santa Fe Springs, CA; (2) Atari, Incorporated, of Santa Clara, CA; and (3) Honeycomb Structural Products, Inc., of La Mirada, CA.

MC 164220, filed October 14, 1982.
Applicant: BASICS TRANSPORTATION, INC., 6300 Clark Ave., Dublin, CA 94568. Representative: Russell R. Sage, Suite 304, Overlook Building, 6121 Lincoln Road, Alexandria, VA 22312, (703) 750-1112. 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 164221, filed October 14, 1982.
Applicant: J & V, INC., Route 11, Box 465, Lake Charles, LA 70601. Representative: Emery Delafosse (same address as applicant), (318) 855-7368. Transporting (1) *lumber and wood products*, (2) *petroleum, natural gas and their products*, and (3) *chemicals and related products*, between points in FL, LA, MS, OK and TX.

MC 164230, filed October 15, 1982.
Applicant: PROGRESSIVE TRANSPORTATION CORPORATION, R.R. #3, Box 119A, Kahoka, MO 63445. Representative: Kenneth F. Dudley, P.O. Box 279, Ottumwa, IA 52501, (515) 682-8154. Transporting *food and related products*, between points in Lee County, IA, on the one hand, and, on the other, points in the U.S. (except AK and HI).

For the following, please direct status inquiries to Team 5 at 202-275-7289.

Volume No. OP5-220

Decided: October 18, 1982.

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

FF-518 (Sub-2), filed October 5, 1982.

Applicant: TRANS-GULF

FORWARDERS, INC., 120 South Central Ave., St. Louis, MO 63105.

Representative: Matthew J. Kimutis (Same address as applicant), 314-889-0114. As a freight forwarder in connection with the transportation of *general commodities* between points in AL, AR, IL, IN, IA, KS, KY, LA, MI, MS, MO, NE, OH, OK, PA, TN, TX, WV, and WI.MC 139579 (Sub-16), filed October 5, 1982. Applicant: GEORGE H. GOLDING INC., 5879 Marion Dr., Lockport, NY 14094. Representative: Norman Goldstein (same address as applicant) (716) 434-7003. Transporting *food and related products*, between points in AL, CT, FL, GA, IL, IN, KY, MA, ME, MD, MI, MO, NH, NJ, NY, NC, OH, PA, RI, SC, TX, VT, VA, WI, WV, and DC, under continuing contract(s) with Hunt Foods, Inc., of Fullerton, CA.MC 140729 (Sub-8), filed October 5, 1982. Applicant: RUSS EDIGER TRUCKING, INC., 4001 Martindale Rd., Sioux Falls, SD 57107. Representative: Thomas J. Simmons, P.O. Box 480, Sioux Falls, SD 57101, (605) 339-3629. Transporting (1) *furniture and fixtures* between Baltimore, MD, Huntington, WV, Youngstown, OH, Cincinnati, OH, Charlotte, NC, Orlando, FL, Carbon Hill, AL, El Paso, TX, Kansas City, MO, Chicago, IL, Sioux Falls, SD, and points in Walker County, AL, and Smith County, TX, on the one hand, and on the other, points in the U.S. (except AK and HI), (2) *such commodities* as are dealt in by retail automotive supply stores, between Sioux Falls, SD, Fargo, ND, Council Bluffs, IA, and Omaha, NE, on the one hand, and, on the other, points in the U.S. (except AK and HI), and (3) *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in IA, MN, NE, ND, and SD, on the one hand, and, on the other, points in the U.S. (except AK and HI).MC 153448 (Sub-4), filed October 5, 1982. Applicant: CONTRUX, INC., 9001 West 79th Place, Justice, IL 60458. Representative: Jack I. Anderson (same address as applicant) (800) 323-8485. Transporting *general commodities* (except classes A and B explosives, commodities in bulk and household goods), between points in the U.S. (except AK and HI).

MC 162409, filed October 5, 1982. Applicant: DURAND TRUCKING, 412

Jones Ave., Oconto, WI 54153.

Representative: Hugh R. H. Smith, 26 Kenwood Pl., Lawrence, MA 01841, 617-657-6071. Transporting *boats*, between points in the U.S. (except AK and HI), under continuing contract(s) with Northport, Inc., of Gillette, WI.MC 163899, filed October 5, 1982. Applicant: L & M TRANSPORTATION, INC., 2 Inverness Circle, Fairport, NY 14450. Representative: Norman A. Cooper, 145 W. Wisconsin Ave., Neenah, WI 54956, 414-722-2848. Transporting *furniture and fixtures*, between points in Stuben County, NY on the one hand, and, on the other, points in the U.S. (except AK and HI).MC 164108, filed October 5, 1982. Applicant: AMERICAN HARDWOODS, INCORPORATED, 9265 S. W. Fifth St., Wilsonville, OR 97070. Representative: Craig Keeler (same address as applicant) (503) 682-2922. Transporting *lumber and wood products*, between points in OR, WA, ID, CA, and MT, on the one hand, and, on the other, points in the U.S. (except AK and HI).MC 164109, filed October 5, 1982. Applicant: ROGER P. SARAZIN, Tift Road, P.O. Box 331, North Smithfield, RI 02876. Representative: Charles R. Reilly, 391 Davisville Road, North Kingstown, RI 02852, (401) 884-0969. Transporting *rubber and plastic products*, between points in the U.S. (except AK and HI), under continuing contract(s) with Ralco Industries, Incorporated, of Woonsocket, RI.MC 164149, filed October 6, 1982. Applicant: CHESTER L. UPTERGROVE d.b.a. UPTERGROVE & SONS' OILFIELD SERVICE, Route 1, Box 79, Elk City, OK 73644. Representative: William P. Parker, P.O. Box 54657, Oklahoma City, OK 73154, (405) 424-3301. Transporting *Mercer commodities*, between points in OK, on the one hand, and, on the other, points in AR, CO, KS, LA, MS, NM, TX, UT and WY.

Agatha L. Mergenovich, Secretary.

[FR Doc. 82-29163 Filed 10-22-82; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF JUSTICE

Agency Forms Under Review

October 20, 1982.

OMB has been sent 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 was published. The list has all the entries grouped into new forms, revisions,

extensions, or revisions. Each entry contains the following information:

(1) The name and telephone number of the Agency Clearance Officer (from whom a copy of the form and supporting documents is available); (2) The office of the agency issuing this form; (3) The title of the form; (4) The agency form number, if applicable; (5) How often the form must be filled out; (6) Who will be required or asked to report; (7) An estimate of the number of responses; (8) An estimate of the total number of hours needed to fill out the form; (9) An indication of whether Section 3504(H) of Pub. L. 96-511 applies; (10) The name and telephone number of the person or office responsible for OMB review.

Copies of the proposed forms and supporting documents may be obtained from the Agency Clearance Officer whose name and telephone number appear under the agency name. Comments and questions about the items on this list should be directed to the reviewer listed at the end of each entry and to the Agency Clearance Officer. If you anticipate commenting on a form but find that time to prepare will prevent you from submitting comments promptly, you should advise the reviewer and the Agency Clearance Officer of your intent as early as possible.

Department of Justice

Agency Clearance Officer Larry E. Miesse—202-633-4312.

Agency Forms Under Review, October 20, 1982

Extension (no change)

• Bureau of Justice Statistics

Department of Justice

NPS-1, Summary of Sentenced

Population Movement

NPS-1A, Quarterly Prison Population

Report Annually

State or local governments

The correction system (prisons) of each state, the District of Columbia and the Federal Bureau of Prisons: 275 responses; 770 hours; not applicable under 3504(h).

Andy Uscher—395-4814

Extension (adjustment to burden only)

• Antitrust Division, Department of Justice

Identical Bid Report, State and Local

Governments On occasion

State or local governments

State and local government procurement offices: 175 responses; 88 hours; not applicable under 3504(h).

Andy Uscher—395-4814

Revision

• Bureau of Justice Statistics
Department of Justice
National Prisoner Statistics
Annually
State or local governments
State Departments of Corrections, State
Parole Authorities: 133 responses;
3353 hours; not applicable under
3504(h).

Andy Uscher—395-4814.

Larry E. Miesse,

*Department Clearance Officer, Systems
Policy Staff, Office of Information
Technology, Justice Management Division,
Department of Justice.*

[FR Doc. 82-29198 Filed 10-22-82; 8:45 am]

BILLING CODE 4410-01-M

NATIONAL COMMISSION ON SOCIAL SECURITY REFORM

National Commission on Social Security Reform; Meeting

AGENCY: National Commission on Social Security Reform.

ACTION: Notice of Meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of a forth-coming meeting of the National Commission on Social Security Reform, this notice also describes the functions of the Commission. Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify the general public of their opportunity to attend.

DATE: November 11, 12, & 13, 1982, 9:00 a.m. to 5:00 p.m.

ADDRESS: Ramada Inn, Old Towne, 901 N. Fairfax Street, Alexandria, Virginia 22314.

FOR FURTHER INFORMATION CONTACT: Robert J. Myers, Executive Director, 736 Jackson Place, N.W., Washington, DC 20503; Telephone—(202)395-5132.

SUPPLEMENTARY INFORMATION: The National Commission on Social Security Reform is established by Executive Order No. 12335 dated December 16, 1981 to provide appropriate recommendations to the Secretary of Health and Human Services, the President, and the Congress on long-term reforms to put Social Security back on a sound financial footing.

The meeting of the Commission is open to the public. The proposed agenda includes:

Review of relevant analyses of the current and long-term financial condition of the Social Security trust funds; identify problems that may threaten the long-term solvency of such

funds; analyze potential solutions to such problems that will both assure the financial integrity of the Social Security system and the provision of appropriate benefits.

Records are kept of all Commission proceedings, and are available for public inspection at the Office of The Executive Director, National Commission on Social Security Reform, 736 Jackson Place, N.W., Washington, DC 20503.

Robert J. Myers,

Executive Director.

[FR Doc. 82-29227 Filed 10-22-82; 8:45 am]

BILLING CODE 3115-01-M

NUCLEAR REGULATORY COMMISSION

Advisory Committee on Reactor Safeguards

Combined Subcommittees on Reactor Radiological Effects and Site Evaluation; Meeting

The ACRS Combined Subcommittees on Reactor Radiological Effects and Site Evaluation will hold a meeting on November 12 and 13, 1982 in Room 1046, 1717 H Street NW., Washington, DC. The Subcommittees will (1) review and comment on Federal Emergency Management Agency's (FEMA) draft Federal Policy Statement on the use of potassium iodide (KI) as a thyroid blocking agent in the event of a radiation accident; (2) discuss consideration of seismic events in nuclear power plant emergency planning; (3) review and comment on NRC proposed revision to 10 CFR Part 20 (Standards for Protection Against Radiation); (4) be briefed by the Environmental Protection Agency (EPA) on proposed Federal Radiation Protection Guidance for Occupational Exposure; (5) be briefed by the Department of Energy (DOE) on its comments on NRC's proposed revision to Part 20; (6) review and comment on NRC proposed amendment to 10 CFR Part 50 (ALARA Rule for Nuclear Power Plants); and (7) review and comment on NRC proposed 10 CFR Part 140 (Criteria for Extraordinary Nuclear Occurrences).

In accordance with the procedures outlined in the Federal Register on October 1, 1982 (47 FR 43474), 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.

The agenda for subject meeting shall be as follows:

Friday, November 12, 1982—8:30 a.m.

until the conclusion of business

Saturday, November 13, 1982—8:30 a.m.

until the conclusion of business

During the initial portion of the meeting, the Subcommittees, along with any of their consultants who may be present, may exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittees will then hear presentations by and hold discussions with representatives of the NRC Staff, their consultants, industry and other interested persons.

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, Ms. R. C. Tang (telephone 202/634-1414) between 8:15 a.m. and 5:00 p.m., EDT.

Dated: October 20, 1982.

John C. Hoyle,

Advisory Committee Management Officer.

[FR Doc. 82-29245 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

The National Reliability Evaluation Program (NREP) Procedures Guide Issuance, Availability, and Comments

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of Availability, of the Draft of the NREP Procedures Guide (NUREG/CR-2815) for public comment.

SUMMARY: The Nuclear Regulatory Commission has issued for public comment a draft of the NREP Procedures Guide (NUREG/CR-2815). The guide's intent is to provide technical structure of a risk study of nuclear power plants to be performed under the National Reliability Evaluation Program (NREP) in response to item II.C.2, the "TMI-2 Action Plan" (NUREG-0660). The basic goal of this program is to develop a plant-specific risk profile to be used to identify the strengths and weaknesses in design and operation, and as the cornerstone for implementing an

effective risk management program at operating reactors. Programmatic details of the NREP are not provided in this guide. The program is currently under development by the staff and must be approved by the Commission prior to implementation.

The enclosed draft of the guide was developed by the Reliability & Risk Assessment Branch of the Division of Safety Technology with technical support from Brookhaven National Laboratory and its consultants. It addresses PRA methodologies and procedures for their applications. The procedures were chosen to assure consistency in the application and enhance scrutability of the results. The present scope proposed for the NREP studies is limited to the analysis of the response of plant systems to internal accident initiators (LOCAs and transients) that can potentially lead to core damage, as well as evaluation of the operability of active containment systems. Because of the large uncertainties inherent in the analysis of in-plant physical processes, ex-plant consequences, and external initiating events (seismic events, floods, fires, etc.), the staff has chosen not to include these analyses routinely on a plant-specific basis at the present time. It is anticipated that the NREP analyses will be extended to include analyses of plant-specific containment performance and of external events at a later date, and the NREP guide will be suitably augmented in the future, as appropriate.

The guide has greatly benefited from two major efforts in the development of PRA procedures. These are the IEEE/ANS PRA Procedures Guide (NUREG/CR-2300) and the Interim Reliability Evaluation Program and its draft procedures guide (NUREG/CR-2728).

Public comments are being solicited on the draft guide and should be sent to Adel El-Bassioni, Reliability & Risk Assessment Branch, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 no later than November 30, 1982.

NUREG documents are available for inspection and copying for a fee, in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20555. For further information contact Adel El-Bassioni, Reliability & Risk Assessment Branch, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone (301) 492-7646.

Dated at Bethesda, Maryland, this 30th day of September 1982.

Ashok C. Thadani,
Chief, Reliability & Risk Assessment Branch,
Division of Safety Technology.

[FR Doc. 82-29243 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[NUREG-0802]

"Safety/Relief Valve Quencher Loads: Evaluation for BWR Mark II and III Containments"; Issuance and Availability

The U.S. Nuclear Regulatory Commission (NRC) staff has prepared a report entitled, "Safety/Relief Valve Quencher Loads: Evaluation for BWR Mark II and III Containments" (NUREG-0802) dated September 17, 1982. In conjunction with NUREG-0661, "Mark I Containment Long-Term Program Safety Evaluation Report;" NUREG-0763, "Guidelines for Confirmatory Inplant Tests of Safety-Relief Valve Discharges for BWR Plants;" NUREG-0783, "Suppression Pool Temperature Limits for BWR containments," this NUREG will provide the staff's resolution of Task A-39. This task entitled, "Determination of Safety-Relief Valve (SRV) Pool Dynamic Loads and Temperature Limits for BWR Containment" was identified as an "Unresolved Safety Issue" in the 1978. Annual Report, pursuant to Section 210 of the Energy Reorganization Act of 1974.

NUREG-0802 is being issued to provide acceptance criteria for hydrodynamic loads on piping, equipment, and containment structures resulting from safety/relief valve actuation. These criteria apply to boiling water reactors with Mark II and III containments.

Copies of this report will be available after October 1982. Copies will be sent directly to utilities, utility industry groups and associations and environmental and public interest groups. Other copies will be available for review at the NRC Public Document Room, 1717 H Street, NW, Washington, DC; and the Commission's Local Public Document Room located in the vicinity of nuclear power plants. Addresses of these Local Public Document Rooms can be obtained from the Chief, Local Public Document Room Branch, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301) 492-7536.

Dated at Bethesda, Maryland, this 18th day of October, 1982.

For the Nuclear Regulatory Commission.

Stephen H. Hanauer,
Director, Division of Safety Technology,
Office of Nuclear Reactor Regulation.

[FR Doc. 82-29244 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-317 and 50-318]

Baltimore Gas and Electric Co.; Issuance of Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment Nos. 79 and to 59 Facility Operating Licenses Nos. DPR-53 and DPR-69, issued to Baltimore Gas and Electric Company, which revised Technical Specifications for operation of the Calvert Cliffs Nuclear Power Plant, Unit Nos. 1 and 2. The amendments are effective as of the date of issuance.

These amendments amend the Technical Specifications to increase the interval for containment purge isolation valve testing from six months to approximately 18 months in conjunction with a containment purge isolation valve seal replacement program.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of the amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments 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 the amendments.

For further details with respect to this action, see (1) the application for amendment dated September 22, 1982, (2) Amendment Nos. 79 and 59 to License Nos. DPR-53 and DPR-69, 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 Calvert County Library, Prince Frederick, Maryland. 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 13th day of October, 1982.

For the Nuclear Regulatory Commission.

Robert A. Clark,

Chief, Operating Reactors Branch #3 Division of Licensing.

[FR Doc. 82-29232 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-369]

Duke Power Co.; Issuance of Amendment Facility Operating License No. NPF-9

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 17 to Facility Operating License No. NPF-9, issued to Duke Power Company (licensee) for the McGuire Nuclear Station, Unit 1 (the facility) located in Mecklenburg County, North Carolina. The amendment is effective 72 hours after its date of issuance.

The amendment permits reduction in boron concentration in the boron injection tank from a nominal 20,000 ppm to 2,000 ppm, deletion of the Technical Specification on heat tracing for the boron injection tank, and revises minimum limit for primary containment upper compartment average air temperature.

Issuance of this amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations. The Commission has made appropriate findings as required by the Act and the Commission's 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) Duke Power Company letters dated March 2 and March 9, 1982, (2) Amendment No. 17 to Facility Operating License No. NPF-9 and (3) the Commission's related Safety Evaluation.

These items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C., and the Atkins

Library, University of North Carolina, Charlotte (UNCC Station) North Carolina 28223. A copy of these items 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 14th day of October 1982.

For the Nuclear Regulatory Commission.

Elinor G. Adensam,

Chief, Licensing Branch No. 4, Division of Licensing, NRR.

[FR Doc. 82-29233 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-302]

Florida Power Corp., et al; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 58 to Facility Operating License No. DPR-72, issued to the Florida Power Corporation, City of Alachua, City of Bushnell, City of Gainesville, City of Kissimmee, City of Leesburg, City of New Smyrna Beach and Utilities Commission, City of New Smyrna Beach, City of Ocala, Orlando Utilities Commission and City of Orlando, Sebring Utilities Commission, Seminole Electric Cooperative, Inc., and the City of Tallahassee (the licensees) which revised the Technical Specifications for operation of the Crystal River Unit No. 3 Nuclear Generating Plant (the facility) located in Citrus County, Florida. The amendment is effective as of the date of issuance.

The amendment pertains to the Environmental Technical Specifications (Appendix B to the Facility Operating License). The amendment (1) deletes all water quality requirements, (2) upgrades and changes the section on Administrative controls, and (3) divides the Appendix B Technical Specifications into two parts: Part I-Radiological Environmental Technical Specifications, and Part II-Environmental Protection Plan (Non-radiological) Technical Specifications.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required

since the amendment does not involve a significant hazards consideration.

The Commission has determined that dividing the Appendix B Technical Specifications into two parts and the changes to administrative controls will not result in any significant environmental impact and pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with the changes. The Commission has also determined that the deletion of water quality requirements is a ministerial action required as a matter of law and that therefore no environmental impact statement or environmental impact appraisal and negative declaration need be prepared in connection with this action.

For further details with respect to this action, see (1) the application for amendment dated February 19, 1982, (2) Amendment No. 58 to License No. DPR-72, and (3) the Commission's letter to Florida Power Corporation dated October 12, 1982. 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 Crystal River Public Library, 668 N.W. First Avenue, Crystal River, Florida. 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 12th day of October 1982.

For the Nuclear Regulatory Commission.

John F. Stolz,

Chief, Operating Reactors Branch No. 4 Division of Licensing.

[FR Doc. 82-29234 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-219]

Jersey Central Power and Light Co. and GPU Nuclear Corp.; Systematic Evaluation Program; Availability of draft Integrated Plant Safety Assessment Report

The Nuclear Regulatory Commission's (NRC) Office of Nuclear Reactor Regulation (NRR) has published its Draft Integrated Plant Safety Assessment Report related to Oyster Creek Nuclear Generating Station located in Ocean County, New Jersey.

The report documents the review completed under the Systematic Evaluation Program (SEP). The SEP was

initiated by the NRC to review the design of older operating nuclear reactor plants to reconfirm and document their safety. The review has provided for (1) an assessment of the significance of differences between current technical positions on safety issues and those that existed when the Oyster Creek plant was licensed, (2) a basis for deciding on how these differences should be resolved in an integrated plant review, and (3) a documented evaluation of plant safety. Equipment and procedural changes have been identified as a result of the review. It is expected that this report will be one of the bases in considering the conversion of the provisional operating license to a full-term operating license.

The report is being referred to the Advisory Committee on Reactor Safeguards and is being made available at the NRC's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555 and at 101 Washington Street, Toms River, New Jersey 08753 for inspection and copying. Single copies of this report (Document No. NUREG-0822) may be requested from the U.S. Nuclear Regulatory Commission, Director, Division of Technical Information and Document Control, Washington, D.C. 20555, Attention: Publications Unit.

Dated at Bethesda, Maryland, this 30th day of September, 1982.

For the Nuclear Regulatory Commission,
Dennis M. Crutchfield,
Chief, Operating Reactors Branch No. 5,
Division of Licensing.

[FR Doc. 82-29235 Filed 10-22-82; 8:45 am]
BILLING CODE 7590-01-M

[Docket No. 50-416]

**Mississippi Power and Light Co.,
Middle South Energy, Inc., South
Mississippi Electric Power
Association; Issuance of Amendment
of Facility Operating License**

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 4 to Facility Operating License No. NPF-13, issued to Mississippi Power and Light Company, Middle South Energy, Inc., and South Mississippi Electric Power Association (the licensees), for Grand Gulf Nuclear Station, Unit No. 1 (the facility) located in Claiborne County, Mississippi. This amendment grants changes to the Technical Specifications and adds an additional license condition. The changes to the Technical Specifications relate to Specifications Table 3.8.4.1-1, Molded Case Circuit Breaker Response

Time and 3/4.6.5, Drywell Post-LOCA Vacuum Breakers. The additional license condition relates to position indicators for the Drywell Post-LOCA Vacuum Breakers. The amendment is effective as of the date of issuance.

The applications for the amendments comply with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations. The Commission has made appropriate findings as required by the Act and the Commission's 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) applications for the amendments dated July 2, 1982 and September 13, 1982; (2) Amendment No. 4 to License NPF-13 dated October 14, 1982; and (3) the Commission's evaluation dated October 14, 1982. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555, and at the Hinds Jr. College, George M. McLendon Library, Raymond, Mississippi 39154. A copy of items (1), (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 14th day of October, 1982.

For the Nuclear Regulatory Commission,
A. Schwencer,
Chief, Licensing Branch No. 2, Division of
Licensing.

[FR Doc. 82-29236 Filed 10-22-82; 8:45 am]
BILLING CODE 7490-01-M

[Docket No. 50-222]

**Niagara Mohawk Power Corp.;
Issuance of Amendment to Facility
Operating License and Negative
Declaration**

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 50 to Facility Operating License No. DPR-63 issued to

Niagara Mohawk Power Corporation (the licensee) which revised the license operation of the Nine Mile Point Nuclear Station, Unit No. 1 (the facility) located in Oswego County, New York. The amendment is effective as of its date of issuance.

The amendment approves the recirculation system piping replacement program including the welding of system piping and the worker dose mitigation program, and it provides license conditions related to the replacement program.

The licensee's filings comply with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations 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 prepared an environmental impact appraisal for the proposed action and has conducted that an environmental impact statement for this particular action is not warranted because there will be no significant environmental impact attributable to the proposed action.

For further details with respect to this action, see (1) the licensee's filings dated August 6, 16 and 26, 1982, and September 27 and October 6, 1982, (2) Amendment No. 50 to License No. DPR-63, (3) the Commission's related Safety Evaluation, and (4) the Commission's related Environmental Impact Appraisal. 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 Penfield Library, State University College at Oswego, Oswego, New York 13126. A copy of items (2), (3) and (4) 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 15th day of October, 1982.

For the Nuclear Regulatory Commission,
Domenic B. Vassallo,
Chief, Operating Reactors Branch No. 2,
Division of Licensing.

[FR Doc. 82-29237 Filed 10-22-82; 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 U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 12 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 Technical Specifications for operation 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 the Technical Specifications to grant a one-time deferral of a pressure drop test of this unit's Containment Pressure-Vacuum Relief Isolation Valves.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since 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 October 7, 1982, (2) Amendment No. 12 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 15th day of October 1982.

For the Nuclear Regulatory Commission.
Steven A. Varga,
Chief, Operating Reactors Branch No. 1,
Division of Licensing.

[FR Doc. 82-29238 Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-272]**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 U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 47 to Facility Operating License No. DPR-70, 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 Technical Specifications for operation of the Salem Nuclear Generating Station, Unit No. 1 (the facility) located in Salem County, New Jersey. The amendment is effective as of the date of issuance.

The amendment revises the Technical Specifications to permit a one time deferral of the monthly surveillance requirement of Table 4.3-1 for pressurizer water level-high for a period of eight days for Channel I and a period of two days for Channel III.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since 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 October 7, 1982, (2) Amendment No. 47 to License No. DPR-70, 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 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 12th day of October 1982.

For the Nuclear Regulatory Commission.
Steven A. Varga,
Chief, Operating Reactors Branch No. 1,
Division of Licensing.

[FR Doc. 29239- Filed 10-22-82; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-272 and 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 Licenses and Negative Declaration**

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 48 to Facility Operating License No. DPR-70 and Amendment No. 13 to Facility Operating License No. 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 Technical Specifications for operation of the Salem Nuclear Generating Station, Unit Nos. 1 and 2 (the facilities) located in Salem County, New Jersey. The amendments are effective as of the date of issuance.

The amendments revise the Radiological Safety and Environmental Technical Specifications related to process and effluent monitors to agree with existing plant conditions.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has prepared an environmental impact appraisal for the revised Technical Specifications and has concluded that an environmental impact statement for this particular action is not warranted because there will be no environmental impact attributable to the action other than that which has already been predicted and described in the Commission's Final

Environmental Statement for the facility dated April 1973.

For further details with respect to this action, see (1) the application for amendments dated August 10, 1981, as modified by letter dated June 22, 1982, (2) Amendment Nos. 48 and 13 to License Nos. DPR-70 and DPR-75, (3) the Commission's related Safety Evaluation and (4) the Commission's Environmental Impact Appraisal. 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), (3) and (4) 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 18th day of October, 1982.

For the Nuclear Regulatory Commission.
Steven A. Varga,
Chief, Operating Reactors Branch No. 1,
Division of Licensing.

[FR Doc. 82-29240 Filed 10-22-82; 8:45 am]
BILLING CODE 7590-01-M

[Docket No. 50-305]

**Wisconsin Public Service Corp.
(Kewaunee Nuclear Power Plant);
Exemption**

I.

The Wisconsin Public Service Corporation (the licensee) holds Operating License No. DPR-43, which authorizes operation of the Kewaunee Nuclear Power Plant (the facility). This license provides, among other things, that it is subject to all rules, regulations and Orders of the Commission now or hereafter in effect.

The facility is a pressurized water reactor located in Kewaunee County, Wisconsin.

II.

Section IV.F.1 of Appendix E to 10 CFR Part 50 requires each licensee of a nuclear power facility to conduct an annual emergency preparedness exercise.

The licensee's letters of June 24 and August 17, 1982, to Harold R. Denton, Director, Office of Nuclear Reactor Regulation, requested a one-time exemption from the requirements of 10 CFR Part 50, Appendix E, Section IV.F.1, which provision requires conduct of an annual emergency preparedness exercise. The licensee is unable to meet the annual exercise requirement because of major scheduling constraints

experienced by the facility and by the State of Wisconsin, Division of Emergency Government (DEG). These constraints are further set forth in licensee's letter of August 17, 1982. As a result, the next exercise has been tentatively scheduled for November 1, 1983, to allow for the full-scale participation of all parties.

The last full-scale emergency preparedness exercise at Kewaunee was held on February 23, 1982. That exercise demonstrated an acceptable level of preparedness by the Kewaunee staff. During the interim period to November 1, 1983, upgraded facilities are to be completed and used in appropriate drills and training. It is the staff's view that the most effective and beneficial annual exercises are those involving the full-scale participation of State and local governmental organizations and the DEG is unable to meet the schedule called for by Section IV.F.1 Appendix E to 10 CFR Part 50. We have considered the results of the last exercise and the improvements to be completed before the next exercise and find that a one-time delay in performing the annual emergency preparedness at Kewaunee. Based on the above evaluation, the staff concludes that a one-time exemption will not endanger life or property or the common defense and security and is otherwise in the public interest.

Based on our evaluation, we conclude that the licensee's request for a one-time exemption from the requirements of 10 CFR Part 50 Appendix E, Section IV.F.1 should be granted.

III.

Accordingly, the Commission has determined that, pursuant to 10 CFR 50.12, an exemption is authorized by law and will not endanger life or property or the common defense and security and is otherwise in the public interest.

The NRC staff has determined that the granting of this exemption 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 this action.

For further details with respect to this action see (1) the licensee's request dated June 24, 1982, as supplemented August 17, 1982, which is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Kewaunee Public Library, 822 Juneau Street, Kewaunee, Wisconsin 54216.

Dated at Bethesda, Maryland this 15th day of October, 1982.

For the Nuclear Regulatory Commission.
Gus C. Lainas,
Acting Director, Division of Licensing.
[FR Doc. 82-29242 Filed 10-22-82; 8:45 am]
BILLING CODE 7590-01-M

POSTAL RATE COMMISSION

[Docket No. A83-2, Order No. 453]

Ruby Valley, Nevada 89833, Steve Wines, et al., Petitioners; Notice and Order of Filing of Appeal

October 15, 1982.

On October 8, 1982, the Commission received an appeal on behalf of Mr. Steve Wines and 34 other postal patrons, opposing a determination of the United States Postal Service to consolidate the Ruby Valley, Nevada post office.¹

Counsel for the petitioners, Mr. Thomas L. Belaustegui, has asserted several grounds for opposition to the proposed Postal Service action: (1) That the Service would, by the proposed consolidation, violate its duty to provide a maximum degree of effective and regular postal services to the Ruby Valley community, (2) that the proposed consolidation, in fact, amounts to an actual closing of that post office, (3) that the Service has failed to give appropriate consideration to a "requirement" for the most expeditious postal services for the Ruby Valley postal patrons, (4) that the Service, in its Final Determination, has failed to fully consider the effect of its proposed action on ranches, businesses and individual residents served by the Ruby Valley post office, (5) that the Postal Service has miscalculated in arriving at its estimate of the economic savings to result from the proposed action, and (6) that the Postal Service has failed to take account of recent growth trends with respect to population and seasonal residents, and also of the requirements of the cattle and agriculture industries located within Ruby Valley post office service area.

This appeal appears to set forth the Postal Service action complained of in sufficient detail to warrant further inquiry to determine whether the Postal Service has complied with the Act and with its regulations governing the

¹ On October 4, 1982, the Commission received a letter from Mrs. Bertha Gardner, asking that the decision of the Postal Service to consolidate the Ruby Valley post office be affirmed. Although received prior to the filing of the appeal, and while not technically conforming to the requirement of our Rules of Practice and Procedure, we are nevertheless construing the letter from Mrs. Gardner as a petition for intervention.

closing or consolidation of post offices.² The petitioners appear to have raised, at least preliminarily, the following issues of law:

1. Did the Postal Service consider whether this consolidation is consistent with the requirement of the Act that the Postal Service provide a maximum degree of effective and regular postal services to rural areas, communities and small towns where post offices are not self-sustaining, as required by § 404(b)(2)(C) of the Act?

2. Did the Postal Service properly calculate the economic savings which would result from the consolidation, as required by § 404(b)(2)(D) of the Act?

3. Did the Postal Service properly consider the effect of the proposed consolidation upon the community served by the Ruby Valley post office, to include nonpostal effects such as population growth and business and agricultural activity in the area, in conformity with § 404(b)(2)(A) of the Act?

Other issues of law may become apparent when the Commission has had the opportunity to fully review the Postal Service's determination. Furthermore, the determination in the present case may be found to resolve some or all of the issues involved.

In view of the above and in the interest of expediting this proceeding under the 120-day decisional deadline imposed by § 404(b)(5), the Postal Service is advised that the Commission reserves the right to request a legal memorandum from the Service on one or more of the issues described above and/or any further issues of law disclosed by our review in this proceeding. In the event that the Commission finds such memorandum necessary, it will make its request by order, specifying the issues to be addressed. Following issuance of such a request, the memorandum shall be due within 20 days and a copy of the memorandum shall be served upon counsel for the petitioners and upon all intervenors.

The Act does not contemplate appointment of an Officer of the Commission in Section 404(b) cases,³ and none is being appointed in this proceeding.

The Commission's rules of practice require that the Postal Service file the Administrative Record of the case within 15 days after the date upon which a petition for review has been filed with the Commission.⁴

² Domestic Mail Manual (DMM), § 113.2; the Commission's standard of review is set forth at 39 U.S.C. 404(b)(5).

³ In the Matter of Gresham, S.C., Route #1, Docket No. A78 1 (May 11, 1979).

⁴ 39 CFR 3001.113(a).

A procedural schedule of the various phases of this docket is set forth as an appendix.

The Commission orders:

(A) The appeal received on behalf of Mr. Steven Wines, et al., constitutes a petition for review pursuant to § 404(b) of the Act (39 U.S.C. 404(b)).

(B) The letter received from Mrs. Bertha Gardner constitutes a petition for intervention and is hereby accepted under 39 CFR 3001.111(b).

(C) The Secretary of the Commission shall publish this Notice and Order in the Federal Register.

By the Commission.

David F. Harris,

Secretary.

October 8, 1982—Filing of Petition

October 15, 1982—Notice and Order of Filing of Appeal

October 28, 1982—Last day for filing of petitions to intervene (see 39 CFR 3001.111(b)).

November 8, 1982—Petitioners' Initial Brief (see 39 CFR 3001.115(a)).

November 3, 1982—Postal Service Answering Brief (see 39 CFR 3001.115(b)).

December 8, 1982—(1) Petitioners' Reply Brief should petitioners choose to file (see 39 CFR 3001.115(c)).

(2) Deadline for motions by any party

requesting oral argument. The Commission will exercise its discretion, as the interest of prompt and just decision may require, in scheduling or dispensing with oral argument.

February 7, 1982—Expiration of 120 day decisional deadline (see 39 U.S.C. 404(b)(5)).

[FR Doc. 82-29220 Filed 10-22-82; 8:45 am]

BILLING CODE 7715-01-M

SECURITIES AND EXCHANGE COMMISSION

[File No. 22-11882]

Eastern Air Lines, Inc.; Application and Opportunity for Hearing

November 19, 1982.

Notice is hereby given that Eastern Air Lines, Inc. (the "Company") has filed an application under clause (ii) of Section 310(b)(1) of the Trust Indenture Act of 1939 (the "Act") for a finding by the Commission that the trusteeship of Chemical Bank under a proposed indenture which is to be qualified under the Act is not so likely to involve a material conflict of interest with the trusteeship of Chemical Bank under two indentures previously qualified under the Act as to make it necessary in the public interest or for the protection of investors to disqualify Chemical Bank from acting as trustee under any one or more of the three indentures.

Section 310(b) of the Act provides, *inter alia*, that if a trustee under an indenture qualified under the Act has or shall acquire any conflicting interest (as defined in the Section) it shall, within ninety days after ascertaining that it has such conflicting interest, either eliminate such conflicting interest or resign. Subsection (1) of Section 310(b) provides, with certain exceptions, that a trustee is deemed to have a conflicting interest if it is acting as trustee under another indenture of the same obligor. However, pursuant to clause (ii) of subsection (1), there may be excluded from the operation of this provision another indenture or other indentures under which other securities of such obligor are outstanding if the issuer shall have sustained the burden of proving, on application to the Commission, and after opportunity for hearing thereon, that trusteeship under the qualified indenture and such other indenture is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify such trustee from acting as trustee under any of such indentures.

The Company alleges that:

1. A single Registration Statement was filed on June 4, 1981 (Registration No. 2-68606), covering \$42,500,000 principal amount of 17½% Secured Equipment Certificates, Series A, due January 1, 1998, and \$47,500,000 principal amount of 17½% Secured Equipment Certificates, Series B, due July 1, 1997 (collectively, the "Series A and Series B Secured Equipment Certificates").

2. A Registration Statement was filed on September 21, 1982 (Registration No. 2-79440), covering \$94,000,000 principal amount of —% Secured Equipment Certificates, Series C, due October 15, 2002 (the "Series C Secured Equipment Certificates").

3. The Series A and Series B Secured Equipment Certificates were issued pursuant to two separate trust indentures qualified under the Act between the Company and Chemical Bank, as Trustee (collectively, the "Series A and Series B Indentures").

4. The Series C Secured Equipment Certificates will be issued pursuant to a trust indenture to be qualified under the Act between the Company and an indenture trustee. The Company desires to appoint Chemical Bank as Trustee under such proposed indenture (the "Series C Indenture").

5. The proceeds from the sale of the Series A and Series B Secured Equipment Certificates were used to provide financing for approximately 60% of the purchase price of eight Boeing

Model 727-225 aircraft—four aircraft in each of the two trusts—purchased pursuant to leveraged lease arrangements by an owner trustee and leased to the Company. The balance of the purchase price was provided by independent equity investors. The principal of, premium (if any) and interest on the Series A and Series B Secured Equipment Certificates is payable out of rentals owed by the Company on the related aircraft. With respect to the Series C Secured Equipment Certificates, the proceeds will be used to finance approximately 51% of the purchase price of up to ten Boeing Model 757-225 aircraft (the "Series C Aircraft").

6. With respect to the aircraft financed through the proceeds of the Series A and Series B Secured Equipment Certificates, pending delivery of each aircraft, Chemical Bank held the proceeds (and any permitted investments thereof) in segregated accounts as security for the Series A and Series B Secured Equipment Certificates issued with respect to such aircraft; the Series C Indenture provides for similar arrangements. The Series A and Series B Secured Equipment Certificates are secured by a security interest in the related aircraft and the right of Chemical Bank to receive rentals on the aircraft payable by the Company. Should Chemical Bank have occasion to proceed against the security under one of the three indentures (assuming it is appointed Trustee under the Series C Indenture), such action would not affect the security, or the use of any security, under either of the other two indentures. The Series C Indenture will not provide for leveraged lease arrangements by an owner trustee but rather will provide that the indenture trustee will purchase the Series C Aircraft and lease them to Eastern. The indenture trustee will retain legal title to the Series C Aircraft until such time as all principal, premium (if any) and interest due on the Series C Secured Equipment Certificates has been paid or duly provided for, at which time title to the Series C Aircraft shall vest in Eastern.

7. The differences in the provisions of the Series A and Series B Indentures and the Series C Indenture are not likely to involve Chemical Bank in a material conflict of interest so as to make it necessary in the public interest or for the protection of investors to disqualify Chemical Bank from acting as trustee under one or more of the three indentures.

The Company waives notice of hearing and waives hearing and waives any and all rights to specify procedures

under Rule 8(b) of the Commission's Rules or Practice with respect to the application.

For a more detailed account of the matters of fact and law asserted, all persons are referred to said application which is a public document on file in the offices of the Commission at the Public Reference Room, 450 Fifth Street, N.W., Washington, D.C.

Notice is further given that any interested person may, not later than November 12, 1982, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of law or fact raised by such application which he desires to controvert or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. At any time after said date, the Commission may issue an order granting the application, upon such terms and conditions as the Commission may deem necessary or appropriate in the public interest or in the interest of investors, unless a hearing is ordered by the Commission.

For the Commission by the Division of Corporation Finance, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 82-29154 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-19148; File No. SR-BSECC-82-2]

**Self-Regulatory Organizations;
Proposed Rule Change by Boston
Stock Exchange Clearing Corp.
Relating to Increased Fees and
Surcharge**

Pursuant to Section 19(b) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), notice is hereby given that on October 12, 1982 the Boston Stock Exchange Clearing Corporation filed with the Securities and Exchange Commission the proposed changes described in Item 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 Boston Stock Exchange Clearing Corporation has adopted the 15%

surcharge as part of its fee schedule and has increased and/or established new fees as contained in Exhibit I attached

**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 the 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 set forth 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
Statement of the Purpose of, and Basis
for, the Proposed Rule Change**

(a) Due to the changing economic and operational environment of the Clearing Corporation, a Fee Committee was established to review projected costs and revise, where appropriate, all fees of the Clearing Corporation. In reviewing the preliminary budget, the Fee Committee recommended and the Board of Directors approved to increase and/or establish a number of changes in its fee structure and to adopt the 15% surcharge as a permanent part of the Clearing Corporation's fee schedule.

(b) The proposed rule change is consistent with the requirements of the Securities Exchange Act of 1934 and the rules and regulations thereunder applying to the Boston Stock Exchange Clearing Corporation because it continues the equitable allocation of fees charged to all participants. The proposed rule change will be implemented consistently with the safeguarding of securities and funds in its custody or control or for which it is responsible because it would insure an efficient system for the settlement of trades and the safekeeping of assets.

**(B) Self-Regulatory Organization's
Statement on Burden on Competition**

No burden on competition is perceived by adoption of the proposed rule change.

**(C) Self-Regulatory Organization's
Statement on Comments on the
Proposed Rule Change Received from
Members, Participants or Others**

Comments have neither been solicited nor received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing rule change has become effective pursuant to Section 19(b)(3) of the Securities Exchange Act of 1934 and subparagraph (e) of Securities Exchange Act Rule 19b-4. At any time within 60 days of the filing of such proposed rule change, the Commission, may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Securities Exchange Act of 1934.

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, 450 Fifth St., NW., Washington, D.C. 20549. Copies of the submission, all subsequent amendments, and 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 provision of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Section, 450 Fifth St., NW., Washington D.C. 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 within 21 days after the date of this publication.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

Dated: October 18, 1982.

George A. Fitzsimmons,
Secretary.

EXHIBIT I—SCHEDULE OF FEES EFFECTIVE OCTOBER 1, 1982

Category	Current	Proposed
15 percent surcharge.	Same	Adopt as part of fee schedule
Trade recording	60 cents per hundred shares—Regular rate 50 cents per hundred—specialist rate.	Increase specialist rate to 60 cents per hundred
S.C.S. fees	Minimum charge—55 cents per delivery.	Minimum charge \$1.00 per delivery

EXHIBIT I—SCHEDULE OF FEES EFFECTIVE OCTOBER 1, 1982—Continued

Category	Current	Proposed
Correspondent clearing	None	50 cents per trade

[FR Doc. 82-29156 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-19147; File No. SR-NSCC-82-24]

Self-Regulatory Organization; Proposed Rule Change by National Securities Clearing Corp. ("NSCC") Relating to Amendment to Clearing Fund Formula

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 September 27, 1982, the NSCC 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 NSCC. 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

Amend Section XIV, subsection A of National Securities Clearing Corporation's ("NSCC") SCC Division Procedures, as follows:

A. Clearing Fund Formula

Each Member of the Corporation is required to contribute to the Clearing Fund maintained by the Corporation an amount approximately equal to:

(i) 2½ percent of the Member's average daily settlement debits and credits other than the member's envelope settlement systems debits and credits, plus

(ii)(a) 2½ percent of the Member's average daily envelope settlement systems debits and credits, or (b) 5 percent of the Member's average daily envelope settlement systems debits, whichever is greater, adjusted by a factor (as defined below); provided, however, that each Member shall be required to contribute a minimum of \$10,000 (the "minimum contribution"). The first \$10,000 of a Member's contribution is required to be in cash unless all or part of the Member's open account indebtedness is collateralized with Letters of Credit, in which case, the first \$50,000 of the Member's contribution is required to be in cash.

For the purpose of Section XIV, subsection A(ii) the factor for broker/dealer Members shall be calculated as follows:

$$\frac{\text{average daily envelope settlement systems debits}}{\text{excess net capital}} = \text{factor}$$

The factor calculation shall be adjusted in order to provide a minimum of one with a maximum of [twenty] three.

For all other Members there shall be no factor adjustment until such time as the Corporation determines the appropriateness of developing a factor calculation for such Members.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, NSCC 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. NSCC has prepared summaries, set forth in section (A), (B), and (C) below, of the most significant aspects of such statements.

(A) Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

The purpose of the original rule change¹ was to permit NSCC to more adequately protect itself against the risks created by participants' use of NSCC's envelope settlement services. NSCC in 1981 had experienced the insolvency of two of its Members. In 1982 a receiver was appointed for a third Member and a fourth Member defaulted in its envelope settlement systems obligations because of serious cash flow problems. In focusing on the issues raised by these insolvencies and as part of an overall review of the risks to which NSCC is subject, NSCC had considered the adequacy of its clearing fund requirement as it relates to envelope settlement systems usage by participants. NSCC found that the present clearing fund requirement imposed upon envelope systems use did not adequately protect NSCC against the risks created by participants' use of these services. NSCC determined that it faced a greater potential for loss from participants whose average daily gross

¹SR-NSCC-82-10

envelope settlement systems debit balances (envelope debit balances) exceed their average daily gross envelope settlement systems credit balances (envelope credit balances), particularly so when participants' envelope debit balances significantly exceed their excess net capitalization. NSCC determined that the clearing fund requirement should be modified to compensate for these increased risks of loss. The original rule change imposed an increased clearing fund requirement on any participant whose envelope debit balances exceeded his envelope credit balances and also required that broker/dealer envelope system requirements be adjusted by a factor which takes into consideration excess net capitalization. To the extent that a Member's excess net capitalization equaled or exceeded his envelope debit balance, no increased contribution was required. To the extent that his excess net capital was less than his envelope debit balance, the requirement was adjusted accordingly. The purpose of the clearing fund is to protect the clearing corporation and its participants from defaults of participants and from other liabilities of the clearing corporation incurred in its clearance and settlement operations. By increasing the clearing fund requirements of participants in proportion to the risks that they pose to the Corporation, the proposed rule change enabled NSCC to more adequately protect itself against defaults of participants, as well as to increase its recovery capabilities in the event of such defaults, and was therefore consistent with the requirements of the Securities Exchange Act of 1934, as amended, ("34 Act") and the rules and regulations thereunder applicable to NSCC. The original rule change has been in effect for three months. Based on such experience, and the additional funds actually required of Members so situated, the Membership Committee of the Board of Directors has determined that sufficient additional funds are being made available to the Corporation under the present formula. However, the Committee recognized that the minimum/maximum levels set in determining the factor may, at the maximum end, create a requirement disproportionate to what it views the risks may be. Currently, the minimum factor is one and the maximum factor is twenty. The Committee has determined, pursuant to delegated authority, that the maximum factor should be reduced to three. While significantly limiting the geometric increase in a participant's requirement, the revised formula would still entitle the Corporation to increase a

Member's requirement up to three times if his average daily gross debits exceed his excess net capital. The Corporation, in addition to this increased requirement, can still require further increases for individual firms on surveillance.

(B) Self-Regulatory Organization's Statement on Burden on Competition

NSCC does not perceive that the proposed rule change will have an impact or impose a burden on competition.

(C) Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants, or Others

No comments have been solicited or received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing rule change has become effective pursuant to Section 19(b)(3) of the Securities Exchange Act of 1934 and subparagraph (e) of the Securities Exchange Act Rule 19b-4. At any time within 60 days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Securities Exchange Act of 1934.

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, 450 Fifth Street, N.W., 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, 450 Fifth Street, N.W., Washington, D.C. 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 within 21 days after the date of this publication.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

October 18, 1982.

[FR Doc. 82-29157 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 19149; File No. S7-787]

The National Association of Securities Dealers, Inc.; Filing of Proposed Amendment to Plan for Designation of National Market System Securities

October 18, 1982.

On September 28, 1982, the National Association of Securities Dealers, Inc. ("NASD") filed with the Commission pursuant to Rule 11Aa2-1 under the Securities Exchange Act of 1934 ("Act")¹ a proposed amendment to its "National Market System Securities Designation Plan With Respect to NASDAQ Securities" ("Designation Plan").²

As currently drafted, the Designation Plan allows OTC issuers of securities which meet the Tier 2 eligibility criteria to have their securities designated as NMS Securities on the effective date of Tier 2.³ Accordingly, the entire universe

¹ 17 CFR 240.11Aa2-1 ("Rule"). Pursuant to the Rule, certain actively-traded over-the-counter ("OTC") securities have been or will be designated as National Market System ("NMS") Securities. Upon designation, a NMS Security is deemed a "reported" security, as that term is defined in Rule 11Ac1-1(a)(6) under the Act, and subject to, among other things, the Commission's last sale reporting rule, Rule 11Aa3-1 under the Act.

The Rule employs a two-tiered approach to determine which OTC securities can be designated as NMS Securities. In this respect, Tier 1, which became effective on April 1, 1982, automatically requires that the most actively traded OTC securities be designated as NMS Securities and that trading activity with respect to potential NMS Securities be reviewed quarterly to determine if additional securities have become subject to the rule. Currently 62 OTC securities have been so designated. In addition, the Rule permits those securities meeting less stringent Tier 2 criteria to be designated as NMS Securities on or after February 1, 1983, if the issuers of those securities so elect. For further information concerning the rule, see Securities Exchange Act Release No. 18397 (January 7, 1982), 45 FR 2079.

² The Commission approved the NASD's Designation Plan on January 7, 1982. Securities Exchange Act Release No. 18399 (January 7, 1982), 47 FR 2226. Generally, the Designation Plan provides: (1) Procedures for the designation of NMS Securities; (2) procedures for determining substantial compliance with the Tier 2 criteria established in the Rule; procedures and criteria for terminating or suspending the NMS status of securities; and (5) procedures for publishing lists of NMS Securities.

³ On September 30, 1982, the Commission deferred the effective date of Tier 2 from October 1, 1982, to February 1, 1983. See Securities Exchange Act Release No. 19092 (September 30, 1982).

of eligible Tier 2 securities potentially could be designated on February 1, 1983, or shortly thereafter. The NASD is proposing to amend the Designation Plan to phase-in Tier 2 securities⁴ because, in the NASD's view, the designation of a large number of securities at one time could create administrative and clerical problems for the OTC broker-dealers who would be responsible for reporting transactions in the newly designated NMS Securities.⁵

Pursuant to the NASD's proposed phase-in plan, 100 securities would be designated on February 7, 1983. The 100 securities so designated would include those securities which become eligible, as of December 31, 1982, under the Tier 1 criteria. A NASD committee would select the remaining securities, up to a total of 100, from those eligible Tier 2 applications received on or before December 15, 1982.⁶ In this respect, designations of securities pursuant to the voluntary designation criteria of Tier 2 would be within the discretion of the committee based on various factors including trading characteristics, volume and location of market makers. However, the amendment would not permit the committee to select any security which was in the lowest 25 percent of Tier 2 eligible issuers based on dollar trading volume during the first nine months of 1982.

Between February 7, 1983, and April 29, 1983, the amendment would provide a period where no further designations become effective while the NASD studies the impact of last sale reporting on the markets for designated securities as well as the ability of the NASDAQ system to accommodate the additional NMS Securities. The amendment subsequently would provide for the committee to designate an additional 100 securities subject to the Tier 2 designation criteria on May 1, 1983, and each month thereafter, unless the study

reveals "significant unforeseen adverse effects on market makers or issuers of NASDAQ/NMS Securities."

The Commission views a phase-in plan, such as proposed in the instant amendment, as a reasonable method of minimizing administrative burdens in connection with the potential designation of a large number of securities pursuant to the Tier 2 designation criteria.⁷ In particular, the Commission believes that the study period which is to follow the February designations is appropriate in that it will provide the Commission, the NASD, issuers of potential NMS Securities, the trading community and investors with an opportunity to focus on the impact of last sale reporting for securities designated pursuant to the Tier 2 criteria. Although the Commission does not anticipate that this study period will reveal that last sale reporting will have caused any significant adverse effects on market makers or issuers of NMS Securities, the Commission will be prepared to take prompt regulatory action to ameliorate such effects should they arise. In this regard, the Commission would emphasize that it does not interpret the proposed amendment as permitting the NASD unilaterally to postpone any Tier 2 designations scheduled to become effective after the study period; rather, any change in the scheduling of Tier 2 designations could be effected only by further amendments to the designation plan or by amendment of Rule 11Aa2-1.

Publication of notice of the amendment to the Designation Plan is expected to be made in the **Federal Register** during the week of October 18, 1982. In order to assist the Commission in determining whether to approve the proposed amendment to the Designation Plan, interested persons are invited to submit written data, views and arguments concerning the submission within 21 days from the date of publication in the **Federal Register**. Persons desiring to make written comments should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, 450 5th Street, N.W., Washington, D.C. 20549. Reference should be made to file No. S7-787.

Copies of the submission, all written statements with respect to the amendment which are filed with the Commission, and all written communications relating to the amendment between the Commission and any person, other than those which

may be withheld from the public,⁸ will be available for inspection and copying at the Commission's Public Reference Room.

For the Commission, by the Division of Market Regulation, pursuant to delegated Authority.⁹

George A. Fitzsimmons,
Secretary.

[FR Doc. 82-29155 Filed 10-22-82; 8:45 am]

BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[Proposed License No. 04/04-5220]

Centra Capital Corp.; Application for a License To Operate as a Small Business Investment Company

An application for a license to operate as a small business investment company under the provisions of Section 301(d) of the Small Business Investment Act of 1958, as amended (the Act), (15 U.S.C. 661 et seq.), has been filed by Centra Capital Corporation (Applicant), with the Small Business Administration (SBA), pursuant to 13 CFR 107.102 (1982).

The officers, directors and sole stockholder of the Applicant are as follows:

Jose Dearing, 10301 SW. 17th St., Miami, FL 33165—Chairman of the Board, President, Treasurer, sole stockholder
Alberto R. Cardenas, 5035 Orduna Drive, Coral Gables, FL 33146—Secretary, Director
Francisco J. Hernandez, 9600 S.W. 93rd Avenue, Miami, FL 33176—Director.

Mr. Dearing is also President, General Manager, and a director of Verde Capital Corporation, a licensed Section 301(d) small business investment company (License No. 04/04-5156) in South Miami, Florida.

The Applicant, a Florida corporation, with its principal place of business at 880 Brickell Avenue, Miami, Florida 33173, will begin operations with \$500,000 of paid-in capital and paid-in surplus derived from the sale of 1,000 shares of common stock.

The Applicant will conduct its activities primarily in the State of Florida.

Applicant intends to provide assistance to qualified socially or economically disadvantaged small business concerns.

As a small business investment company under Section 301(d) of the Act, the Applicant has been organized and chartered solely for the purpose of

⁴The proposed amendments also would make the following changes to the Designation Plan: (1) a non-substantive change with reference to the definition of the term "Committee"; (2) a deletion of certain language no longer necessary due to the passage of time; (3) an addition of a fifth Tier 2 application requirement that issuer/applicants provide information concerning "tangible assets"; (4) a reduction of the net worth maintenance criteria from \$2 million to \$1 million which comports with the net worth criteria for Tier 2 designation; and (5) the inclusion of language which would permit the NASD to terminate the designation of securities of an issuer which has filed under any section of the Bankruptcy Act or who has announced a plan of liquidation which has been approved by its Board of Directors and to which the company is committed to proceed.

⁵See Securities Exchange Act Release No. 18397 (January 7, 1982), 47 FR 2079.

⁶Compliance with the voluntary designation criteria will be determined as of the application date.

⁷See Securities Exchange Act Release No. 18397 (January 7, 1982), 47 FR 2226.

⁸17 CFR 240.24b-2.

⁹17 CFR 240.200.30-3(a)(37).

performing the functions and conducting the activities contemplated under the Small Business Investment Act of 1958, as amended, from time to time, and will provide assistance solely to small business concerns which will contribute to a well-balanced national economy by facilitating ownership in such concerns by persons whose participation in the free enterprise system is hampered because of social or economic disadvantages.

Matters involved in SBA's consideration of the Applicant include the general business reputation and character of the proposed owner and management, and the probability of successful operation of the Applicant under this management, including adequate profitability and financial soundness, in accordance with the Small Business Investment Act and the SBA Rules and Regulations.

Notice is hereby given that any person may, not later than 15 days from the date of publication of this notice, submit to SBA written comments on the proposed Applicant. Any such communication should be addressed to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 "L" Street, N.W., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Miami, Florida.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 18, 1982.

Robert G. Lineberry,
Deputy Associate Administrator for Investment.

[FR Doc. 82-29225 Filed 10-22-82; 8:45 am]

BILLING CODE 8025-01-M

Advance Growth Capital Corp.; License Surrender

[License No. 05/07-0031]

Notice is hereby given that Advance Growth Capital Corporation, Radio Center, 9355 West Joliet Road, LaGrange, Illinois 60526 has surrendered its license to operate as a small business investment company under the Small Business Investment Act of 1958, as amended (the Act). Advance Growth Capital Corporation was licensed by the Small Business Administration on August 9, 1961.

Under the authority vested by the Act and pursuant to the regulations promulgated thereunder, the surrender was accepted on October 4, 1982, and accordingly, all rights, privileges, and

franchises derived therefrom have been terminated.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: October 15, 1982.

Robert G. Lineberry,
Deputy Associate Administrator for Investment.

[FR Doc. 82-29226 Filed 10-22-82; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF STATE

[Public Notice CM-8/565]

Advisory Committee on Historical Diplomatic Documentation; Meeting

The Advisory Committee on Historical Diplomatic Documentation will meet on November 5, 1982, at 9:00 a.m. in Room 1406 of the Department of State.

The Advisory Committee advises the Bureau of Public Affairs, and in particular the Office of the Historian, concerning problems connected with preparation of the documentary series entitled *Foreign Relations of the United States* and other responsibilities of that Office. Of particular importance are editorial and publishing practice and questions related to declassification of official records as specified in Executive Order 12356 (April 2, 1982).

In accordance with Section 10(d) of the Advisory Committee Act (Pub. L. 92-463) it has been determined that certain discussions during the meeting will necessarily involve consideration of matters recognized as not subject to public disclosure under 5 U.S.C. 552b (c)(1), and that the public interest requires that such activities be withheld from disclosure. The meeting will therefore be closed when such discussions take place, at 2:00 p.m., Friday, November 5.

Persons wishing to attend the meeting should come before 9:00 a.m. on November 5 to the Diplomatic Entrance of the Department of State at 22nd and C Streets, N.W., Washington, D.C. They will be escorted to room 1406 and at the conclusion of the open portion of the meeting back to the Diplomatic Entrance.

Questions concerning the meeting should be directed to William Z. Slany, Executive Secretary, Advisory Committee on Historical Diplomatic Documentation, Department of State,

Office of the Historian, Washington, D.C. 20520; telephone (202) 632-8888.

William Z. Slany,
Executive Secretary.

October 7, 1982.

[FR Doc. 82-29138 Filed 10-22-82; 8:45 am]

BILLING CODE 4710-11-M

[Public Notice CM-8/566]

Advisory Committee on Oceans and International Environmental and Scientific Affairs

Partially Closed Meeting

The Department of State's Advisory Committee on Oceans and International Environmental and Scientific Affairs will meet at 9:45 a.m., on Monday, November 8, 1982, in Room 150 of the National Academy of Sciences, 2101 Constitution Avenue, N.W., Washington, D.C.

At this meeting, responsible officers of the Department of State, and members of the Global Issues Working Group (on international environmental matters), international scientific and technological cooperation and the science attaché system. This session, which should last until noon, will be open to the public. The public will be admitted to the session to the limits of seating capacity and will be given the opportunity to participate in discussions according to the instructions of the chairman.

This same Advisory Committee will reconvene at 2:00 p.m., on Monday, November 8, in Room 7516 of the Department of State, in a session which will not be open to the public. This session will be devoted to the discussion of classified material under 5 U.S.C. 552b(c)(1) and 5 U.S.C. 552b(c)(9)(B). The disclosure of classified material and revelation of considerations which go into policy development would substantially undermine and frustrate the American position in future negotiations. The purposes of these discussions will be to elicit views and discuss issues concerning United States nuclear non-proliferation policy. This portion of the meeting will include classified briefings and examination and discussion of classified documents pursuant to Executive Order 12356.

Requests for further information on this meeting should be directed to Felix Dorrough or Stephen Johnson of the Office of Scientific and Technical Support of the Department of State's Bureau of Oceans and International Environmental and Scientific Affairs.

They may be reached by telephone on (202) 632-4068.

James L. Malone,
Chairman.

September 30, 1982.

[FR Doc. 82-29139 Filed 10-22-82; 8:45 am]

BILLING CODE 4710-09-M

[Public Notice CM-8/567]

Oceans and International Environmental and Scientific Affairs Advisory Committee; Partially Closed Meeting

The Antarctic Section of the Oceans and International Environmental and Scientific Affairs Advisory Committee will meet at 2:00 PM, Tuesday, November 16, 1982 in Room 1408, Department of State, Washington, D.C.

At this meeting, officers responsible for Antarctic affairs in the Department of State will discuss key issues and problems involving the Antarctic in the context of current domestic and international developments. This session will be open to the public. The public will be admitted to the session to the limits of seating capacity and will be given the opportunity to participate in discussions according to the instructions of the Chairman. As access to the Department of State is controlled, persons wishing to attend the November 16 meeting should enter the Department through the Diplomatic ("C" Street) Entrance. Department officials will be at the Diplomatic Entrance to escort attendees to Room 1408.

The Antarctic Section of the Oceans and International Environmental and Scientific Affairs Advisory Committee will also meet on Monday, November 15, 1982 at the National Academy of Sciences, 2101 Constitution Avenue, NW., in sessions, which will not be open to the public. As these sessions will include discussion of classified material, they have been closed pursuant to Section 10(d) of the Federal Advisory Committee Act and 5 U.S.C. 552b(c)(1) and 5 U.S.C. 552b(c)(9)(B). The disclosure of classified material and revelation of considerations which go into policy development would substantially undermine and frustrate the U.S. position in future negotiations. The purpose of these discussions will be to elicit views concerning the further development of United States policy regarding Antarctic resources, particularly Antarctic mineral resources. This portion of the meeting will include classified briefings and examination and discussion of classified documents pursuant to Executive Order 12356.

Requests for further information on the meetings should be directed to R.

Tucker Scully of OES/OPA, Room 5801, Department of State. He may be reached by telephone on (202) 632-3262.

Dated: September 29, 1982.

James L. Malone,
Chairman.

[FR Doc. 82-29140 Filed 10-22-82; 8:45 am]

BILLING CODE 4710-09-M

[Public Notice CM-8/568]

Shipping Coordinating Committee, Subcommittee on Safety of Life at Sea; Notice of Meeting

The U.S. SOLAS Working Group on Ship Design and Equipment will conduct an open meeting on Tuesday, November 9, 1982, at 9:30 A.M., in room 1303 of the Coast Guard Headquarters, 2100 Second Street, SW, Washington, D.C. 20593.

The purpose of this meeting will be to make preparations for the Twenty-sixth Session on the Ship Design and Equipment Subcommittee of the International Maritime Organization (IMO) which is scheduled for February 28-March 4, 1983 in London. The agenda includes the following discussion items:

- a. Requirements for machinery and electrical installations;
- b. Safety measures for special purpose ships;
- c. Maneuverability of ships;
- d. Safety measures for diving systems;
- e. Statistical data on failures/reliability and duplication of ship components;
- f. Helicopter facilities for all types of ships; and
- g. Revised standards for Mobile Offshore Drilling Units.

Members of the public may attend up to the seating capacity of the room.

For further information contact Captain A. E. Henn, U.S. Coast Guard (G-MTH/12), Washington, D.C. 20593. Telephone: (202) 426-2167.

Dated: October 10, 1982.

Gordon S. Brown,
Chairman, Shipping Coordinating Committee.

[FR Doc. 82-29141 Filed 10-22-82; 8:45 am]

BILLING CODE 4710-07-M

TENNESSEE VALLEY AUTHORITY

Tennessee Valley Authority Act of 1933 and Public Utility Regulatory Policies Act of 1978; Interim Program and Guidelines on Dispersed Power Production

AGENCY: Tennessee Valley Authority (TVA).

ACTION: Notice of revised price schedule under TVA's interim program on dispersed power production and

extension of TVA's Experimental Cogeneration Program.

SUMMARY: On April 20, 1981 TVA adopted a policy to encourage dispersed power production in the Tennessee Valley region and an interim program and guidelines to assist TVA and the distributors of TVA power in implementation of the policy. The policy, program, and guidelines encompass cogeneration and small power production facilities included under sections 201 and 210 of the Public Utility Regulatory Policies Act of 1978 (Pub. L. 95-617) (PURPA). The initial experimental price schedule under the program was available only to those entering into contracts prior to October 1, 1982. On September 22, 1982, TVA approved a revised price schedule to be available until October 1, 1983, and extended its Experimental Cogeneration Program until October 1, 1983.

EFFECTIVE DATE: October 1, 1982.

FOR FURTHER INFORMATION CONTACT:

Dawn S. Ford, Tennessee Valley Authority, 400 West Summit Hill Drive, EPB5, Knoxville, Tennessee 37902 (615) 632-4402.

SUPPLEMENTARY INFORMATION: TVA's policy on dispersed power production and interim program and guidelines for implementation were printed in the Federal Register on May 14, 1981 (46 FR 26728).

In developing the interim guidelines an experimental rate schedule (Experimental Price Schedule DPP-X) which was available only until October 1, 1982, was included to cover the purchase of output of small power production and cogeneration facilities. It was recognized at that time that subsequent revisions in prices would be necessary.

A revised new price schedule (Experimental Price Schedule DPP-X) is applicable for the purchase of output of small power production and cogeneration facilities under contracts entered into from October 1, 1982, through September 30, 1983. Prices under the schedule are not subject to further adjustment for the term of any contract entered into during this period. Dispersed power producers entering into contracts during this period will also have an option to change to any new purchase price schedules made available by TVA during the term of their contracts.

Purchases under contracts entered into prior to October 1, 1982, will continue to be paid for in accordance with the price schedule applicable under those contracts.

It is contemplated that capacity and supply conditions and changes now being considered for rates and charges applicable for power sales in the TVA region will lead to revised prices for the purchase of output from small power production and cogeneration facilities.

To provide continuity during this interim period, TVA is also extending until October 1, 1983 the Experimental Cogeneration Program that was initiated in 1979.

TVA's interim guidelines, revised to reflect the availability of the new price schedule (Experimental Schedule DPP-XR) and the extension of the Experimental Cogeneration Program, and the new price schedule are printed below.

Dated: October 18, 1982.

W. F. Willis,

General Manager.

Interim Guidelines

Effective October 1, 1982

The guidelines are intended to assist TVA and its distributors in developing arrangements for the effective utilization of dispersed power production in the Tennessee Valley. The guidelines are of a general nature and are intended to encompass a wide range of possibilities in this new area. As experience is obtained modifications to the guidelines may be necessary and may be made by TVA from time to time as it deems appropriate.

A. Facilities Owned by All Entities Except Distributors of TVA Power

1. Criteria for Qualified Facilities. Criteria for qualifications of small power production facilities and cogeneration facilities are the same as set out in FERC's rules (18 CFR Part 292).

2. Purchase of Output from Qualified Facilities.

a. Owners of qualified facilities (qualified producers) will be allowed the option of either (1) using the output of their production facilities to supply their own requirements or (2) selling their surplus or entire output to the connecting electric system, either the local distributor of TVA power or TVA.

b. Until October 1, 1983, owners of qualified cogeneration facilities may make arrangements to sell their output under the provisions of TVA's Experimental Cogeneration Program which was initiated on August 30, 1979, under any pricing schedule provided for in subsection A.3.a.

c. The qualified producer's right to sell power to the distributor or TVA may be subject to temporary curtailments during system emergencies and when, as a result of operational circumstances, the

delivery of such power would interfere with the safe operation of TVA's and/or distributor's respective power systems.

d. All qualified producers that desire to sell power to the distributors of TVA power or TVA will be required to execute contractual agreements.

3. Purchase Price for Power from Qualified Facilities.

a. Until October 1, 1983, qualified producers will have the option of (1) receiving payments for the output of their facilities billed under the experimental pricing schedule (see attached Experimental Price Schedule DPP-XR) or (2) any alternative pricing schedule that TVA may publish for use by itself and the distributors of TVA power prior to that date.

b. Qualified producers that enter into contracts prior to October 1, 1983, for the sale of power will be entitled to continue to be paid on the basis of the contracted pricing schedule for the term of the contract but not in excess of 10 years.

c. Payments under the pricing schedule to qualified producers that elect to sell their output to other than the connecting electric system will be subject to adjustments for line losses on and reasonable wheeling charges by the connecting electric system.

4. Availability of Standby Power to Qualified Facilities for Scheduled Maintenance and Emergency Backup.

a. The purchase of standby power by qualified producers will be optional.

b. Qualified producers contracting for the purchase of standby power requirements will have the option of (1) paying for such service under the experimental pricing schedule (see attached Experimental Standby Power Rate Schedule SP-X) or (2) any alternate standby rate schedule that TVA may publish for use by itself and the distributors of TVA power.

c. When the purchase of standby power requires the distributors or TVA to provide additional interconnection or metering facilities, qualified producers will pay for the additional costs of such facilities in accordance with subsections A.6.a. and c. of the guidelines.

5. Sale of Power to Qualified Facilities.

a. Qualified producers located within the area served with TVA power may purchase their firm, supplemental, or interruptible power requirements under the standard rates for their customer classifications currently in effect for the portion of the area in which a particular producer is located.

b. Qualified producers will contract for their expected maximum supply requirements including, as appropriate, amounts that may be needed to

compensate for scheduled or unscheduled loss of output from their own production facilities when a particular qualified producer elects not purchase standby power.

c. Neither TVA nor the distributors of TVA power will contract or otherwise become obligated to sell power to any qualified producers that are not located within the area in which TVA power can be made available under the provisions of the TVA Act.

6. Responsibility for Interconnection and Metering Costs.

a. Owners of qualified facilities will be required to pay for any additional transmission or distribution costs (including the costs of metering, system protection, and safety equipment) to the extent that such costs are in excess of those that the distributors of TVA power and TVA would have incurred if the qualified producer's output had not been purchased. For the duration of the Experimental Cogeneration Program, TVA will continue to pay the cost of cogeneration metering installations for facilities qualifying thereunder.

b. Existing customers of the distributors or TVA that subsequently install qualified facilities may also be required to compensate the distributor or TVA for the unamortized costs less salvage value of any existing transmission or distribution facilities that are rendered surplus by changes in the customer's supply requirements. When such surplus facilities are severable from distributor's or TVA's system, the qualified producer will have the option of taking possession of such facilities in lieu of receiving any credit for salvage value and/or the amortized costs of the facilities.

c. When electric systems are required to furnish the transmission and distribution facilities specified in a. and b. above, the qualified producer will be allowed to reimburse the electric system by either making a lump-sum payment at the beginning of the contract term or making equivalent monthly payments over the term of the contract. When the monthly payment option is elected, the electric system may include a finance charge based on the electric system's cost of money at the time that the facility investment was made.

When the electric system continues to operate and maintain the facilities for the benefit of the qualified producer, it may charge for such services either by billing the producer for the periodic costs as incurred or in equivalent uniform monthly amounts.

7. Compliance with Safety, System Protection, and System Operating Guidelines—For Qualified Producers

Operating in Parallel (see also section C for supplemental details and requirements for nonparallel operation).

a. Qualified producers will be required to provide and maintain suitable apparatus to prevent operation of their production facilities from causing unusual fluctuations or disturbances on the distributors' or TVA's systems.

b. Qualified producers will cooperate with the distributors and TVA in developing mutually acceptable operating procedures for delivery of the output of the qualified producers' facilities.

c. Qualified producers will be responsible for providing and maintaining all equipment they deem necessary for the protection of their own property and operations.

d. All protection, safety, and interconnecting equipment installed by qualified producers must meet standards of good utility practices and be capable of continuous parallel operation with TVA's and distributors' systems.

B. Facilities Owned by Distributors of TVA Power.

1. Criteria for Authorized facilities.

a. Distributors will be permitted to develop, own, and operate facilities that meet the qualifying criteria referred to in section A.1. with the exception of criteria in FERC's rules limiting electric system participation in facility ownership; provided the distributors comply with the following additional requirements.

b. Without prior approval from TVA, distributors will not undertake the construction or acquisition of production facilities with design production capacities in excess of (1) 80 MW for any individual facility or (2) any amount that would cause the aggregate production capacity of all production facilities owned by the distributor to exceed 10 percent of the distributor's peak capacity requirements projected for the year in which the facilities become operational.

c. Without prior approval from TVA, distributors will not undertake the construction or acquisition of production facilities for which the ongoing annual revenue requirements in the event of facility failure will cause the projected ongoing annual revenue requirements for all production facilities of the distributor to exceed 10 percent of the distributor's projected annual net revenues from its electric operations (resale electric revenues less total power supply costs) during any year after the facilities become operational.

d. In seeking TVA's prior approval of projects that exceed the limitations in

subsections b. and c. above, it will be the responsibility of the distributor to notify TVA in writing of the proposed undertaking and to provide TVA with such data and information as TVA might reasonably request for the purpose of evaluating the technical and financial feasibility of the proposed project. If the distributor has received no response from TVA within 90 days from the date that the distributor submitted such notice and information to TVA, the distributor may proceed with the proposed project.

2. Purchase of Output from Distributor-Owned Facilities.

a. Distributors owning authorized facilities will be allowed the option of either (1) using the output to partially supply their own power requirements or (2) selling their surplus or entire output to TVA.

b. Distributors' right to sell power to TVA may be subject to temporary curtailments during system emergencies and when, as a result of operational circumstances, the delivery of such power will interfere with the safe operation of TVA's bulk power supply system.

3. Purchase of Output from Distributor-Owned Facilities a. Until October 1, 1983, distributor producers will have the option of (1) receiving payments for the output of authorized facilities billed under the pricing schedule (see attached Experimental Price Schedule DPP-XR) or (2) any alternative pricing schedule that TVA may publish for use by itself and the distributors of TVA power prior to that date.

b. Distributor producers that enter into contracts prior to October 1, 1983, for the sale of their output will be entitled to continue to be paid on the basis of the contracted pricing schedule for the term of the contract not to exceed 10 years.

c. Payments under the pricing schedule to distributor producers will be increased as appropriate to reflect any savings in TVA's transmission losses resulting from TVA's purchases from the distributor.

4. Availability of Standby Power to Distributors for Scheduled Maintenance and Emergency Backup.

a. TVA will make arrangements for the supply of standby power to distributors for resale to qualified producers interconnected with their systems. Qualified producers contracting for the purchase of standby power requirements will do so in accordance with section A.4.

b. When distributors own production facilities and elect to use the output of their facilities to reduce their supply

requirements from TVA or when distributors contract with qualified producers for the same purpose and the aggregate supply of a particular distributor from other than TVA sources exceeds 10 percent of the distributor's total peak supply requirements, TVA reserves the right to require the distributor to purchase reasonable amounts of standby power from TVA. In the event this level of supply is achieved through dependence upon facilities operated by customers of the distributor, TVA will work with distributor to develop an appropriate method for allocating the charges for said supply of standby power among those customers.

c. When the purchase of standby power requires TVA to provide additional interconnections or metering facilities, distributors will pay for the additional costs of such facilities in accordance with subsection B.6.a. of the guidelines.

5. Sale of Power to Distributors Owning Authorized Production Facilities or Purchasing Partial Requirements from Qualified Producers.

a. Distributors obtaining part of their total supply requirements from their authorized facilities or their customers' qualified facilities may purchase the balance of their supply requirements from TVA at the then-current wholesale rate for municipal and cooperative distributors of TVA power; provided, however, as indicated in 4.b. above, distributors that purchase less than 90 percent of their peak capacity requirements from TVA may be required to purchase reasonable amounts of standby power from TVA.

b. For planning purposes, distributors should anticipate that the structure of TVA's wholesale rate may be changed to track TVA production costs from time of use—responsibility standpoints—and that these changes could affect the economics of distributor-owned facilities.

6. Responsibility for Transmission and Metering Costs.

a. Distributors that acquire production facilities for partial supply of their own requirements or for sale to TVA will be required to pay TVA for any additional transmission or distribution costs (including the costs of metering, system protection, and safety equipment) to the extent that any such additional costs are in excess of those that TVA would have incurred if the distributor did not acquire production facilities.

b. Distributors that purchase output for their own use from qualifying facilities owned by their customers will be required to pay TVA for any additional transmission or delivery costs

(including the costs of metering, system protection, and safety equipment) imposed on TVA to the extent that any such additional costs are in excess of those that TVA would have incurred if the distributors did not purchase part of their requirements from qualified producers. Likewise, distributors shall require qualified producers to bear the additional distribution costs resulting from their purchase commitments to qualified producers.

c. Distributors that accept delivery of the out-put purchased by TVA from qualifying facilities owned by the distributor's customers will be repaid by TVA for any additional transmission, distribution, and administration costs that the distributor incurs to the extent that such additional costs are in excess of those the distributor would have incurred if TVA had not purchased out-put from the distributor's customers. For the duration of the present Experimental Cogeneration Program, this will take the form of 1½ percent of the sum of (1) all standby power charges (reservation, demand use, and energy use) billed to cogenerators plus (2) the total amount paid by TVA for cogenerated energy purchased from cogenerators connected to the distributor's system.

d. Distributors that operate production facilities or purchase output from their customers for their own requirements may be required to compensate TVA for the unamortized costs of any existing transmission or distribution facilities owned by TVA that are rendered surplus by any reduction in the customer's supply requirements from TVA.

7. Compliance with Safety, System Protection, and System Operating Guidelines (see also section C for supplemental details)

a. Distributor producers will be required to provide and maintain suitable apparatus to prevent operation of their production facilities from causing unusual fluctuations or disturbances on TVA's system.

b. Distributor producers will cooperate with TVA in developing mutually acceptable operating procedures for integrating the output of their production facilities with the output from TVA's production facilities.

c. Distributor producers will be responsible for providing and maintaining all equipment they deem necessary for the protection of their own property and operations.

d. All protection, safety, and interconnection equipment installed by distributor producers must meet standards of good utility practices and be capable of continuous parallel operation with TVA's system.

8. Contract Amendments and Arrangements for Distributors TVA will enter into contract amendments and arrangements that:

a. Recognize that there may be limited distributor ownership and operation of production facilities meeting the criteria set forth in section B.1. and that distributors may purchase power from qualifying cogeneration facilities and qualifying small power production facilities as referred to in section A.

b. Permit distributors to use up to 2 percent of their annual net revenues (resale electric revenue less wholesale power cost) for research and demonstration activities including the evaluation of proposed dispersed power production projects. Activities requiring aggregate expenditures above this amount would be subject to prior review and approval by TVA.

c. Provide that in seeking TVA's prior approval of research and development expenditures that exceed the limitations in subsection b. above, it will be the responsibility of the distributor to notify TVA in writing of the proposed expenditure and to provide TVA with such data and information as TVA might reasonably request for the purpose of evaluating the proposed research and development activity. If the distributor has received no response from TVA within 90 days from the date the distributor submitted such notice and information to TVA, the distributor may proceed with the proposed expenditure.

d. Provide that TVA be given reasonable advance notice of all power production facilities that either the distributors or their customers plan to acquire, and to coordinate with TVA the development of any necessary power supply and operating arrangements.

e. Provide, at the distributor's option, for TVA to compensate the distributor for any net difference in the distributor's total power supply costs as determined by TVA that may result from the distributor's entering into one or more contracts to purchase the output from qualified producers whose individual production capacity is in excess of 100 kW. This approach will be applicable for all other qualified producers that exceed this production capacity level on the distributor's system.

C. *Supplemental Safety and System Protection Requirements Applicable to Owners of Qualified Production Facilities* These requirements shall be applicable to assure system safety and reliability of interconnected operations. The adequacy of safety and system protection facilities for interconnection with qualified producers will be determined by TVA and, as appropriate,

by the distributors but only insofar as necessary to determine the compatibility of such facilities with the connecting electric system.

It is recommended that the connecting electric system, TVA or distributor, emphasize to prospective qualified producers the importance of discussing plans with the connecting electric system before purchasing or installing equipment.

1. Fault Protection.

a. Adequate protection facilities shall be provided by the owner to protect the line(s) connecting the production facility to the electric system from fault currents originating from the production facility. The owner will provide adequate fault current interruption capability with secondary relaying and control circuits.

b. It shall be the responsibility of the owner to provide adequate protection for its production facility from fault currents originating in the electric system because of a fault in the production facility.

2. Overvoltage and Undervoltage.

a. It shall be the responsibility of the owner to provide adequate protection or safeguards to prevent damage to the connecting electric system caused by overvoltage originating from the operation of the production facility.

b. It shall be the responsibility of the owner to provide adequate protection of its production facility from inadvertent overvoltages originating on the connecting electric system.

c. It shall be the responsibility of the owner to provide facilities adequate to prevent the production facility from being damaged by undervoltage conditions on the connecting electric system.

3. Synchronization and Isolation.

a. The owner shall provide adequate facilities for the proper synchronization of its production facility with the connecting electronic system such that synchronism is accomplished without causing undesirable currents, surges, or voltage dips on the connecting electric system.

b. The owner shall provide means for properly disconnecting the production facility from the connecting electric system for system line interruptions, for occasions when the connecting electric system becomes isolated from its source of generation, and for the proper resynchronization of the production facility after such interruptions or isolation.

c. In order to provide safety for the connecting electric system's employees performing emergency repairs or routine maintenance to its lines, the owner must provide equipment for disconnecting

and isolating the production facility. Such equipment must be capable of preventing the production facility from energizing the system's lines during such interruptions and must include a device (or devices) which the electric system's employees can operate and lock so as to isolate the production facility and prevent all means of backfeed into the connecting electric system.

d. The owner may install generating facilities to supply a portion of its load without operating its generating facilities in parallel with the electric system. In these instances, the owner must verify to the electric system that the switches used for transferring the load from the electric system lines to the onsite generation facilities will meet the electric system's requirements for non-parallel operation. Also, the owner must verify there is no possibility of backfeed to the electric system's lines. If it is found that the generating facilities can backfeed, the facilities must meet the requirements for parallel operation.

4. Grounding.

The facilities (generator, connecting transformer, etc.) that connect to the electric system must be grounded in such a way that coordination is maintained with the relay system in use by the connecting electric system and the connected facilities will be protected from deleterious voltages during fault conditions.

5. Harmonics.

a. Adequate design precautions must be taken by the owner to prevent excessive and deleterious harmonic voltages or currents caused by the production facility from occurring on the connecting electric system.

b. The production facility must be designed to operate with normal harmonic voltages and currents that originate from the connecting electric system.

6. Power Factor.

Owners of production facilities operated in parallel with the connecting electric system will be required to meet the following requirements:

a. Production facilities with a maximum output of less than 100 kW shall be operated to maintain a power factor of no less than 0.85 lagging (consuming vars) at the times of the connected electric system's onpeak load conditions and a power factor of no less than 0.95 leading (sending vars) at the times of the connected electric system's offpeak load conditions.

b. Production facilities with a maximum output of 100 kW to 1,000 kW shall be operated to maintain a power factor of no less than 0.95 lagging (consuming vars) at the times of the connected electric system's onpeak load conditions and a power factor of no less than 0.99 leading (sending vars) during the connected electric system's offpeak load conditions.

c. Production facilities with a maximum output of over 1,000 kW shall be operated to maintain a power factor of no less than 0.98 lagging (consuming vars) at the times of the connected electric system's onpeak load conditions. Such production facilities shall be operated to avoid a leading power factor (sending vars) during the connected electric system's offpeak load conditions.

The electric system reserves the right to make periodic tests to determine the power factor of the owner's production facilities and to depart from the above requirements by mutual agreement with the owner of the production facilities.

7. Voltage Regulation.

The owner shall provide necessary voltage regulation equipment to prevent the production facility from causing excessive voltage variation on the connecting electric system. The voltage variation caused by the production facility must be within ranges capable of being handled by the voltage regulation facilities used by the connecting electric system.

8. Voltage Flicker.

The voltage surges caused by the operation, synchronization, or isolation of the production facility shall be within the standards of frequency of occurrence and magnitude established by the connecting electric system to prevent undue voltage flicker on the connecting electric system.

9. Voltage Balance.

a. The voltage produced by the production facility must be balanced if it is a three-phase installation. The waveform must be sinusoidal and compatible with the operation of the connecting electric system.

b. The owner will be responsible for protecting its production facility from the inadvertent phase unbalance in electric system's voltage.

10. Operational Oversight.

a. The owner will be responsible for operating its production facility in a manner that will not cause undesirable or harmful effects to the connecting electric system or its other customers.

b. The owner will not begin initial operation of the production facility until it has received written approval from the connecting electric system.

c. The owner shall supply the connecting electric system with technical specifications and drawings relating to the production facilities and related interconnection, operation, and protective equipment and any proposed changes to the aforesaid facilities.

d. The connecting electric system shall have the right at any time to inspect and test the operation of any control and protective equipment owned and maintained by the owner.

e. If, subsequent to initial operation, a production facility is unable to comply

with the Safety, System Protection, and System Operating Guidelines as provided herein, or is otherwise operated in an unsafe manner, the facility may be disconnected from the electric system until the problem has been corrected.

11. Metering.

The type of metering and associated equipment shall be determined by the electric system. Selection of metering arrangements will be based upon the lowest cost for equipment and arrangements that will also meet the electric system's reasonable data requirements. Operation, maintenance, and testing of the metering equipment may be required from time to time by the electric system. When tests are requested by the owner of a production facility, such tests shall be at the owner's expense.

Experimental Price Schedule DPP-XR

(October 2, 1982)

Availability

The output of small power production and cogeneration facilities that qualify under TVA's Dispersed Power Production Program will be purchased by TVA or distributors of TVA power in accordance with the current guidelines for this program.

Character of Purchased Power

Unless otherwise provided by contract, the character of purchased power will be alternating current, single- or three-phase, 60 hertz. Voltage shall be determined by the voltage of TVA's or the distributor's electric lines in the vicinity of the facilities to be connected unless otherwise agreed.

Purchase Prices

Electrical generation from qualifying dispersed power production facilities will be paid for on the following basis:

A. For small power producers with production capacity of less than 100 kW, without time-of-day metering capability: All kilowatthours per month at 3.444 cents per kilowatthour.

B. For small power producers with production capacity of less than 100 kW with time-of-day metering; all small power producers with production capacity of 100 kW or greater; and all cogenerators:

All onpeak kilowatthours per month at 4.649 cents per kilowatthour.

All offpeak kilowatthours per month at 2.927 cents per kilowatthour.

Onpeak hours shall be: During months of January-April and October-December from 6 a.m. to 12 noon and from 4 p.m. to 10 p.m., excluding Saturdays, Sundays, and designated Federal holidays. During months of May-September from 10 a.m.

to 10 p.m., excluding Saturdays, Sundays, and designated Federal holidays.

Offpeak hours shall be:

All hours not onpeak hours.

All hours on Saturdays, Sundays, and designated Federal holidays.

Designated Federal holidays are January 1, Memorial Day, July 4, Labor Day, Thanksgiving, and Christmas Day. The above times shall be the applicable local standard times prescribed under the Uniform Time Act of 1966, as amended. The time periods are subject to change by published notice from TVA, but the total number of onpeak hours will not be less than 45 per week.

Experimental Standby Power Rate Schedule SP-X

Availability

Available for small power producers and cogenerators that qualify under TVA's Dispersed Power Production Program and that elect to purchase standby service for scheduled maintenance and emergency backup power supply.

Character of Standby Service

Alternating current, single or multiphase, 60 hertz. Voltage supplied shall be at the discretion of Distributor and shall be determined by the voltage available from distribution lines in the vicinity or as otherwise agreed upon.

Standby Power Charges

Reservation charges:

30 percent of the Demand Charge per month per kilowatt of the customer's standby contract demand, plus

4 percent of the Demand Charge per month per kilowatt of the aggregate production capacity of customer's facilities

Demand use charges*: 20 percent of the Demand Charge per week per kilowatt of maintenance power prescheduled by the customer, plus 40 percent of the Demand Charge per week per kilowatt of emergency backup power used by the customer

Energy use charge*: 3 percent of the Demand Charge per day per kilowatt of maintenance power prescheduled by the customer and emergency backup power used by the customer.

Demand Charge as used above refers to the demand charge set out in Part B of the TVA General Power Rate Schedule, as adjusted pursuant to any then effective Adjustment Addendum, that is applicable for service to customer.

* Standby demand use charges will be prorated for periods of less than one week. The energy use charge is in addition to the energy charge under the applicable resale rate schedule which is applicable to all energy furnished to the customer.

Contract Requirement

Customers to whom this rate schedule is applicable shall be required to execute contracts, and such contracts shall be for a term not to exceed 10 years.

Payment

Bills under this rate schedule will be rendered monthly. Any amount of bill unpaid after due date specified on bill may be subject to additional charges under Distributor's standard policy.

Single-Point Delivery

The charges under this rate schedule are based upon the supply of standby service through a single delivery and metering point, and at a single voltage. If service is supplied to the same customer through more than one point of delivery or at different voltages, the supply of service at each delivery and metering point and at each different voltage shall be separately metered and billed under this rate schedule.

Service is subject to Rules and Regulations of the Distributor and guidelines in TVA's Dispersed Power Production Program.

[FR Doc. 82-29151 Filed 10-22-82; 8:45 am]

BILLING CODE 8120-01-M

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Reports, Forms, and Recordkeeping Requirements: Submittals to OMB, September 10-October 10, 1982

AGENCY: Department of Transportation (DOT), Office of the Secretary.

ACTION: Notice.

SUMMARY: This notice lists those forms, reports, and recordkeeping requirements, transmitted by the Department of Transportation, between Sept. 10 and Oct. 10, 1982, to the Office of Management and Budget (OMB) for its approval. This notice is published in accordance with the requirements of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35).

FOR FURTHER INFORMATION CONTACT:

John Windsor, John Chandler, or Annetta Wilson, Information Requirements Division, M-34, Office of the Secretary of Transportation, 400 7th Street, SW., Washington, D.C. 20590, (202) 426-1817 or

Donald Arbuckle or Wayne Leiss, Office of Management and Budget, New Executive Office Building, room 3238, Washington, D.C. 20503, (202) 395-7313.

SUPPLEMENTARY INFORMATION:

Background

Section 3507 of Title 44 of the United

States Code, as adopted by the Paperwork Reduction Act of 1980, requires that agencies prepare a notice for publication in the Federal Register listing those information collection requests submitted to the Office of Management and Budget (OMB) for approval under that Act. OMB reviews and approves agency submittals in accordance with criteria set forth in that Act. In carrying out its responsibilities, OMB also considers public comments on the proposed forms, reporting and recordkeeping requirements.

On Mondays and Thursdays, as needed, the Department of Transportation will publish in the Federal Register a list of those forms, reporting and recordkeeping requirements that it has submitted to OMB for review and approval under the Paperwork Reduction Act. The list will include new items imposing paperwork burdens on the public as well as revisions, renewals and reinstatements of already existing requirements. OMB approval of an information collection requirement must be renewed at least once every three years. The published list also will include the following information for each item submitted to OMB:

- (1) A DOT control number.
- (2) An OMB approval number if the submittal involves the renewal, reinstatement or revision of a previously approved item.
- (3) The name of the DOT Operating Administration or Secretarial Office involved.
- (4) The title of the information collection request.
- (5) The form numbers used, if any.
- (6) The frequency of required responses.
- (7) The persons required to respond.
- (8) A brief statement of the need for and uses to be made of the information collection.

Information Availability and Comments

Copies of the DOT information collection requests submitted to OMB may be obtained from the DOT officials listed in the "For Further Information Contact" paragraph set forth above.

Comments on the requests should be forwarded, as quickly as possible, directly to the OMB officials listed in the "For Further Information Contact" paragraph set forth above. If you anticipate submitting substantive comments, but find that more than 5 days from the date of publication is needed to prepare them, please notify the OMB officials of your intent immediately.

Items Submitted for Review by OMB

The following information collection requests were submitted to OMB

between September 10 and October 10, 1982:

DOT No: 1945 (Resubmitted from 6/82)
OMB No: 2120-0045

By: Federal Aviation Administration
Title: Bird Strike Incident Report
Forms: FAA Form 5200-7
Frequency: As required
Respondents: Pilots, Aircraft or Airport Operators

Need/Use: Federal Aviation Act of 1958, Section 311 (49 USC 1352) authorizes the collection of information relative to civil aeronautics. Data is collected about bird strikes of aircraft in operation to develop standards and monitor hazards to aviation. Bird strike data is required to provide controls and information on aircraft component failure as a result of birds.

DOT No: 2073

OMB No: 2130-0024

By: Federal Railroad Administration
Title: Assistance to States for Maintaining Local Rail Service
Forms: None

Frequency: With application and quarterly thereafter.

Respondents: State transportation agencies

Need/Use: States desiring or already receiving grants for local rail service provide this information to the Federal Railroad Administration. The information is reviewed to determine whether to issue the grant; and subsequently, whether the grant is being properly managed financially.

DOT No: 2074

OMB No: 2120-0008

By: Federal Aviation Administration
Title: Certification and Operations: Air Carriers and Commercial Operators of Large Aircraft

Forms: FAA Form 8070-1

Frequency: On occasion

Respondents: Air carriers

Need/Use: Federal Aviation Act of 1958, Section 604 (49 USC 1424), authorizes issuance of air carrier operating certificates. 14 CFR 121 prescribes the requirements governing air carrier operations. Information collected is used to determine operator compliance and applicant eligibility.

DOT No: 2076

OMB No: 2115-0054

By: U.S. Coast Guard

Title: Welding and Hot Work Permit

Forms: CG-4201

Frequency: On occasion

Respondents: Owners and operators of vessels and/or waterfront facilities.

Need/Use: This form permits welding, cutting or other hot-work on vessels or waterfront facilities containing hazardous materials. It specifies safe working practices and acts to inform the local Coast Guard Captain of the Port of hazardous activities occurring in the port area.

DOT No: 2077

OMB No: 2127-0021

By: National Highway Traffic Safety Administration

Title: National Accident Sampling

System Interview Forms

Forms: HS-429/443/428

Frequency: Annually

Respondents: 30,000

Need/Use: The National Accident Sampling System (NASS) is a nationally representative sample of all reported traffic accidents containing detailed information on vehicle damage, occupant injury, and the dynamics of the accident. These data are used to support National Highway Traffic Safety Administration (NHTSA) motor vehicle and highway safety actions.

DOT No: 2078

OMB No: 2125-0034

By: Federal Highway Administration

Title: Certification of Enforcement of Vehicle Size and Weight Laws

Forms: None

Frequency: Annually

Respondents: State highway agencies

Need/Use: Data being collected is required by Section 141 of Title 23 U.S.C. and Section 657 of Title 23 CFR and is needed to evaluate states size and weight enforcement efforts and to establish a national model program.

DOT No: 2079

OMB No: 2127-0025

By: National Highway Traffic Safety Administration

Title: Confidential Business Information

Forms: None

Frequency: As required

Respondents: 150

Need/Use: 49 CFR 512 sets forth procedures for submitting requests for confidentiality on marks for Motor Vehicle and Equipment Manufacturers.

DOT No: 2080

OMB No: 2133-0036

By: Maritime Administration

Title: Relative Cost of Shipbuilding in the Various Coastal Districts of the United States

Forms: I through V Parts

Frequency: Voluntary-Annually

Respondents: Voluntary-Shipyards

Need/Use: Information used as data for the report to Congress. Individual shipyard costs are kept confidential.

Issued in Washington, D.C. on October 15, 1982.

Karen S. Lee,

Deputy Assistant Secretary for Administration.

[FR Doc. 82-29064 Filed 10-22-82; 8:45 am]

BILLING CODE 4910-62-M

DEPARTMENT OF THE TREASURY

Public Information Collection Requirements Submitted to OMB for Review.

During the period October 8 through

October 14, 1982 the Department of Treasury submitted the following public information collection requirements to OMB, for review and clearance under the Paperwork Reduction Act of 1980, P.L. 96-511. Copies of these submissions may be obtained from the Treasury Department Clearance Officer, by calling (202) 634-2179. Comments regarding these information collections should be addressed to the Treasury Reports Management Officer, Information Resources Management Division, Room 309, 1625 I St. N.W., Washington, D.C. 20220; and to the OMB reviewer listed at the end of entry.

Date Submitted: October 8, 1982.

Submitting Bureau: Internal Revenue Service.

OMB Number: 1545-0140.

Form Number: 2210 and 2210F.

Type of Submission: Revision.

Title: Underpayment of Estimated Tax by Individuals and Underpayment of Estimated tax by Farmers and Fishermen.

Purpose: IRC section 6654 imposes a penalty for failure to pay estimated income tax. This form is used by taxpayers to determine whether they are subject to this penalty and to compute the penalty if it applies. The Service uses this information to determine whether the taxpayer is subject to the penalty and, also, to verify the penalty amount.

OMB Reviewer: Michael Abrahams (202) 395-6880, Office of Management and Budget, Room 3208, New Executive Office Building, Washington, D.C. 20503.

Date Submitted: October 13, 1982.

Submitting Bureau: Internal Revenue Service.

OMB Number: 1545-0645.

Form Number: 6793.

Type of Submission: Revision.

Title: Safe Harbor Lease Information Return.

Purpose: Section 168(f)(8) of the IRC allows a lessee and corporate lessor to elect lease status for new property. The lessor then claims depreciation and, usually, investment tax credit. The information is necessary to determine whether the lease is valid and to evaluate changes in the law.

OMB Reviewer: Michael Abrahams (202) 395-6880, Office of Management and Budget, Room 3208, New Executive Office Building, Washington, D.C. 20503.

Date: October 19, 1982.

Joy Tucker,

Departmental Reports Management Officer.

[FR Doc. 82-29219 Filed 10-22-82; 8:45 am]

BILLING CODE 4810-25-M

Sunshine Act Meetings

Federal Register

Vol. 47, No. 206

Monday, October 25, 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).

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1

FEDERAL DEPOSIT INSURANCE CORPORATION

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that the Federal Deposit Insurance Corporation's Board of Directors will meet in open session at 2:00 p.m. on Wednesday, October 27, 1982, to consider the following matters:

Summary Agenda: No substantive discussion of the following items is anticipated. These matters will be resolved with a single vote unless a member of the Board of Directors requests that an item be moved to the discussion agenda.

Disposition of the minutes of previous meetings.

Application for consent to establish a branch:

The Midland Bank and Trust Company, Paramus, New Jersey, for consent to establish a branch at 38 Sylvan Avenue, Englewood Cliffs, New Jersey.

Recommendations regarding the liquidation of a bank's assets acquired by the Corporation in its capacity as receiver, liquidator, or liquidating agent of those assets:

Case No. 45,440-SR—The Farmers State Bank, Protection, Kansas

Case No. 45,442-L—Franklin National Bank, New York, New York

Memorandum and Resolution re: The Hamilton Bank & Trust Company, Atlanta, Georgia

Memorandum and Resolution re: American Bank & Trust Company, New York, New York

Recommendation with respect to payment for legal services rendered and expenses incurred in connection with receivership and liquidation activities:

Kaye, Scholer, Fierman, Hays & Handler, New York, New York, in connection with the receivership of American Bank & Trust Company, New York, New York.

Reports of committees and officers:

Minutes of actions approved by the standing committees of the Corporation pursuant to authority delegated by the Board of Directors.

Reports of the Division of Bank Supervision with respect to applications or requests approved by the Director or Associate Director of the Division and the various Regional Directors pursuant to authority delegated by the Board of Directors.

Discussion Agenda:

Recommendation regarding a request by the Board of Governors of the Federal Reserve System that the Corporation help to underwrite the costs of conducting a consumer survey regarding the economic and regulatory aspects of financial services usage by households.

Memorandum and Resolution re:

Recommendation to withdraw proposed Part 350 of The Corporation's rules and regulations, entitled "Special Reporting Basis for Insured Savings Bank," which would have (1) required all insured savings banks to report all debt and equity securities acquired on or after January 1, 1983 on a current value basis for purposes of preparing their Reports of Condition and Income that are filed with the FDIC, and (2) permitted insured savings banks to defer and amortize gains and losses on dispositions of financial assets acquired prior to January 1, 1983.

The meeting will be held in the Board Room on the sixth floor of the FDIC building located at 550 17th Street, N.W., Washington, D.C.

Requests for further information concerning the meeting may be directed to Mr. Hoyle L. Robinson, Executive Secretary of the Corporation, at (202) 389-4425.

Dated: October 20, 1982.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,
Executive Secretary.

[S-1526-82 Filed 10-21-82; 11:33 am]

BILLING CODE 6714-01-M

2

FEDERAL DEPOSIT INSURANCE CORPORATION

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 2:30 p.m. on Wednesday, October 27, 1982, the Federal Deposit Insurance

Corporation's Board of Directors will meet in closed session, by vote of the Board of Directors, pursuant to sections 552b(c)(2), (c)(6), (c)(8), and (c)(9)(A)(ii) of Title 5, United States Code, to consider the following matters:

Summary Agenda: No substantive discussion of the following items is anticipated. These matters will be resolved with a single vote unless a member of the Board of Directors requests that an item be moved to the discussion agenda.

Recommendations with respect to the initiation, termination, or conduct of administrative enforcement proceedings (cease-and-desist proceedings, termination-of-insurance proceedings, suspension or removal proceedings, or assessment of civil money penalties) against certain insured banks or officers, directors, employees agents or other persons participating in the conduct of the affairs thereof:

Names of persons and names and locations of banks authorized to be exempt from disclosure pursuant to the provisions of subsections (c)(6), (c)(8), and (c)(9)(A)(ii) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(6), (c)(8), and (c)(9)(A)(ii)).

Note.—Some matters falling within this category may be placed on the discussion agenda without further public notice if it becomes likely that substantive discussion of those matters will occur at the meeting.

Discussion Agenda:

Application for Federal deposit insurance:

Westchester Bank, a proposed new bank to be located at 8524 S.W. 8th Street, Miami, Florida.

Application for Federal deposit insurance and for consent to exercise trust powers:

Marsh & McLennan Trust Company, a proposed new bank to be located at One Post Office Square, Boston, Massachusetts.

Application for Federal deposit insurance and for consent to merge and establish a branch:

Frontier State Bank, Show Low, Arizona, a proposed new bank in organization, for Federal deposit insurance and for consent to merge, under its charter and title, with Frontier Savings and Loan Association, Show Low, Arizona, and for consent to operate the sole branch of Frontier Savings and Loan Association as a branch of the resultant bank.

Application for consent to purchase assets and assume liabilities:

The Chase Manhattan Bank (National Association), New York, New York, for consent to purchase the assets of and assume the liabilities of Chase Bank, S.A., Buenos Aires, Argentina, a noninsured bank subsidiary of The Chase Manhattan Bank (National Association).

Application for consent to establish a foreign branch:

The Savings Bank of Baltimore, Baltimore, Maryland, for consent to establish a branch at George Town, Grand Cayman, Cayman Islands, British West Indies.

Request for consent to retire a subordinated note prior to maturity:

Name and location of bank authorized to be exempt from disclosure pursuant to the provisions of subsections (c)(8) and (c)(9)(A)(ii) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(8) and (c)(9)(A)(ii)).

Request for relief from adjustment for violations of Regulation Z:

Name and location of bank authorized to be exempt from disclosure pursuant to the provisions of subsection (c)(8) and (c)(9)(A)(ii) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(8) and (c)(9)(A)(ii)).

Personnel actions regarding appointments, promotions, administrative pay increases, reassignments, retirements, separations, removals, etc.:

Names of employees authorized to be exempt from disclosure pursuant to provisions of subsections (c)(2) and (c)(6) of the "Government in the Sunshine Act" (5 U.S.C. 552b(c)(2) and (c)(6)).

The meeting will be held in the Board Room on the sixth floor of the FDIC Building located at 550 17th Street, N.W., Washington, D.C.

Requests for further information concerning the meeting may be directed to Mr. Hoyle L. Robinson, Executive Secretary of the Corporation, at (202) 389-4425.

Dated: October 20, 1982.

Federal Deposit Insurance Corporation,
Hoyle L. Robinson,
Executive Secretary.

[S-1527-82 Filed 10-21-82; 11:34 am]

BILLING CODE 6714-01-M

3

FEDERAL DEPOSIT INSURANCE CORPORATION

Change in Subject Matter of Agency Meeting.

Pursuant to the provisions of subsection (e)(2) of the "Government in the Sunshine Act" (5 U.S.C. 552b(e)(2)), notice is hereby given that the following matter is expected to be withdrawn from the "Discussion Agenda" for

consideration at the open meeting of the Federal Deposit Insurance Corporation's Board of Directors scheduled for 2:00 p.m. on Wednesday, October 27, 1982:

Memorandum and Resolution re:

Recommendation to withdraw proposed Part 350 of the Corporation's rules and regulations, entitled "Special Reporting Basis for Insured Savings Banks," which would have (1) required all insured savings banks to report all debt and equity securities acquired on or after January 1, 1983 on a current value basis for purposes of preparing their Reports of Condition and Income that are filed with the FDIC, and (2) permitted insured savings banks to defer and amortize gains and losses on dispositions of financial assets acquired prior to January 1, 1983.

No earlier notice of the change in the subject matter of the meeting was practicable.

Dated: October 21, 1982.

Federal Deposit Insurance Corporation.

Hoyle L. Robinson,

Executive Secretary.

[S-1530-82 Filed 10-21-82; 4:00 p.m.]

BILLING CODE 6714-01-M

4

FEDERAL ENERGY REGULATORY COMMISSION

TIME AND DATE: 10 a.m., October 28, 1982.

PLACE: Room 9306, 825 North Capitol Street, N.E., Washington, D.C. 20426.

STATUS: Open.

MATTERS TO BE CONSIDERED: Agenda.

Note.—Items listed on the agenda may be deleted without further notice.

CONTACT PERSON FOR MORE INFORMATION:

Kenneth F. Plumb,
Secretary; telephone (202) 357-8400.

This is a list of matters to be considered by the Commission. It does not include a listing of all papers relevant to the items on the agenda; however, all public documents may be examined in the Division of Public Information.

Consent Power Agenda—758th meeting, October 28, 1982, Regular Meeting (10 a.m.)

CAP-1. Project No. 6376-000, Western Hydro Electric, Inc.

CAP-2. Project No. 6367-000, Western Hydro Electric, Inc.

CAP-3. Project No. 6190-001, Mountain Gems Corp.

CAP-4. Project No. 6301-002, Woods Creek, Inc./Murray-Pacific Corp., a joint venture

CAP-5. Project No. 5051-002, City of Yakima, Washington-Rattlesnake Creek; Project No. 4605-000, Sunnyside Valley Irrigation District, Devils Table; Project No. 4606-000, Sunnyside Valley Irrigation District, Little Rattler.

CAP-6. Project No. 3858-000, Idaho Renewable Resources, Inc. and City of Ashton, Idaho; Project No. 4168-000, Enagencis; Project No. 4803-002, American Falls Reservoir District No. and Big Wood Canal Co.

CAP-7. Project No. 5677-002, Swanson Mining Corp. and Walter M. Gleason

CAP-8. Docket No. ER82-746-000, Lockhart Power Co.

CAP-9. Docket No. ER82-732-000, Duke Power Co.

CAP-10. Docket No. ER82-751-000, Delmarva Power & Light Co.

CAP-11. Omitted.

CAP-12. Docket No. ER82-764-000, Jersey Central Power & Light Co.

CAP-13. Docket Nos. ER79-150-004, 005, and 006, Southern California Edison Co.

Consent Miscellaneous Agenda

CAM-1. Reserved

Consent Gas Agenda

CAG-1. Docket No. RP75-114-004, et al., East Tennessee Natural Gas Co.

CAG-2. Docket Nos. RP-80-97-000 and RP81-54-000, et al., Tennessee Gas Pipeline Co.;

Docket Nos. RP-80-100-000 and RP81-61-000, Michigan Wisconsin Pipeline Co.;

Docket Nos. RP80-102-000 and RP81-86-000, Southern Natural Gas Co.;

Docket Nos. RP-80-107-000 and RP81-49-000, Natural Gas Pipeline Co.;

Docket Nos. RP80-117-000 and RP82-3-000, Transcontinental Pipe Line Corp.;

Docket Nos. RP80-121-000 and RP81-81-000, et al., United Gas Pipe Line Co.;

Docket No. RP80-106-000, Trunkline Gas Co.;

Docket Nos. RP80-145-000 and RP81-82-000, Columbia Gulf Transmission Co.;

Docket Nos. RP80-146-000 and RP81-83-000, Columbia Gas Transmission Co.;

Docket Nos. RP80-55-000 and RP81-84-000, SEA Robin Pipeline Co.;

Docket Nos. RP81-7-000 and RP81-84-000, Florida Gas Transmission Co.;

Docket No. RP81-18-000, High Island Offshore System;

Docket No. RP81-20-000, U-T Offshore System;

Docket No. RP81-80-000, Consolidated Gas Supply Corp.;

Docket No. RP81-130-000, Transwestern Pipeline Co.;

Docket No. RP81-109-000, Texas Eastern Transmission Corp.

CAG-3. Docket No. RP3-1-000, Michigan Wisconsin Pipe Line Co.

CAG-4. Docket No. TA83-1-14-000 (PGA83-1), Lawrenceburg Gas Transmission Corp.

CAG-5. Docket No. TA83-1-17-000 (PGA83-1), Texas Gas Transmission Corp.

CAG-6. Docket No. TA83-1-20-000, Algonquin Gas Transmission Co.

CAG-7. Docket No. TA83-1-29-000 (PGA83-1), Transcontinental Gas Pipe Line Corp.

CAG-8. Docket No. TA83-1-46-000 (PGA83-1), Kentucky West Virginia Gas Co.

CAG-9. Docket No. TA83-1-47-000 (PGA83-1), MIGC Inc.

CAG-10. Docket No. TA83-1-49-000 (PGA83-1), Montana-Dakota Utility Co.

CAG-11. Docket No. TA83-1-50-000 (PGA83-1), Valley Gas Transmission Inc.

CAG-12. Docket No. TA83-1-51-000 (PGA83-1), Great Lakes Gas Transmission Co.

CAG-13. Docket No. TA83-1-52-000 (PGA83-1), Western Gas Interstate Gas Co.

CAG-14. Docket No. CP79-374-011, Southern Natural Gas Co.

CAG-15. Docket Nos. CI81-417-001, CI81-418-001, CI81-421-001 and CI81-422-001, Southern Union Exploration Co. (partial successor to Supron Energy Corp., et al.); Docket No. G-17113-001, Getty Oil Co.; Docket No. G-7217-002, Chevron U.S.A. Inc.

CAG-16. Docket No. CP82-381-002, Consolidated Gas Supply Corp.

CAG-17. Docket No. CP81-99-003, Transwestern Pipeline Corp.

CAG-18. Docket No. CP81-456-001, Transcontinental Gas Pipe Line Corp.

CAG-19. Docket Nos. CP74-192-007 and 008, Florida Gas Transmission Co.

CAG-20. Omitted.

CAG-21. Docket Nos. IS82-144-000 and IS82-80-000, et al., Marathon Pipe Line Co.; Docket Nos. IS82-100-000, et al., and IS82-152-000, et al., Continental Pipe Line Co.; Docket No. IS82-153-000, Texas Eastern Transmission Corp., Docket No. IS81-172-000, et al., Buckeye Pipeline Co.; Docket Nos. IS82-104-000, et al., Sun Pipe Line Co.

CAG-22. Docket No. ST82-159-000, Louisiana Gas Systems, Inc.

CAG-23. Docket No. ST82-55-002, Transcontinental Gas Pipeline Corp.

CAG-24. Docket No. TA83-1-48-000 (PGA83-1), Michigan Wisconsin Pipe Line Co.

Power Agenda

I. Licensed Project Matters

P-1. Reserved

II. Electric Rate Matters

ER-1. Docket Nos. EF79-4011-000 and EF82-4011-000, Southwestern Power Administration; ER-82. Docket No. EF80-5011-000, Western Area Power Administration; ER-3. Docket No. ER82-769-000, Minnesota Power & Light Co.

Miscellaneous Agenda

M-1. Reserved

Gas Agenda

I. Pipeline Rate Matters

RP-1. Reserved

II. Producer Matters

CI-1. Reserved

III. Pipeline Certificate Matters

CP-1. Reserved

Kenneth F. Plumb,
Secretary

[S-1528-82 Filed 10-21-82; 2:34 pm]

BILLING CODE 6717-01-M

5

FEDERAL HOME LOAN MORTGAGE CORPORATION

DATE AND TIME: October 26, 1982, 2 p.m.

PLACE: Fourth floor conference room 4-G, 1776 G Street, N.W., Washington, D.C.

STATUS: Closed.

CONTACT PERSON FOR MORE INFORMATION: Scott R. Daugherty.

MATTERS TO BE CONSIDERED: Closed Meeting:

Minutes of September 7 and September 30, 1982 Board of Director's Meetings
President's Report

Complete August Financial Statements
Partial September Financial Statements
Minute Entry

Year-End (Fourth Quarter) Dividend Declaration

Minutes of September 30, 1982 Financing

Strategy Meeting
Financial Strategy November 1982

Minute Entry
Maximum Authority for Short-term Debt (Discount Notes) Resolution

October 21, 1982.

[S-1525-82 Filed 10-21-82; 11:19 am]

BILLING CODE 6720-02-M

6

NUCLEAR REGULATORY COMMISSION

DATE: Week of October 25, 1982.

PLACE: Commissioners' Conference Room, 1717 H Street, N.W., Washington, D.C.

STATUS: Open and closed.

MATTERS TO BE DISCUSSED: Monday, October 25:

1:30 p.m.:

Briefing by Executive Branch (closed—Exemption 1)

Thursday, October 28:

10:00 a.m.:

Year End Program Review (public meeting)

2:00 p.m.:

Status of Zimmer Investigation (public meeting/portion closed—Exemption 5)

3:30 p.m.:

Affirmation/Discussion and Vote (public meeting)

a. Kerr-McGee Request for Consolidation of Hearing on Amendment Nos. 5 and 6

ADDITIONAL INFORMATION: On October 19 the Commission voted 5-0 to hold Discussion of Management-Organization and Internal Personnel Matters, held that day.

AUTOMATIC TELEPHONE ANSWERING

SERVICE FOR SCHEDULE UPDATE: (202)

634-1498. Those planning to attend a meeting should verify the status on the day of the meeting.

CONTACT PERSON FOR MORE

INFORMATION: Walter Magee (202) 634-1410.

October 20, 1982.

Walter Magee,

Office of the Secretary.

S-1529-82 Filed 10-21-82; 4:00 pm]

BILLING CODE 7590-01-M

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AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next

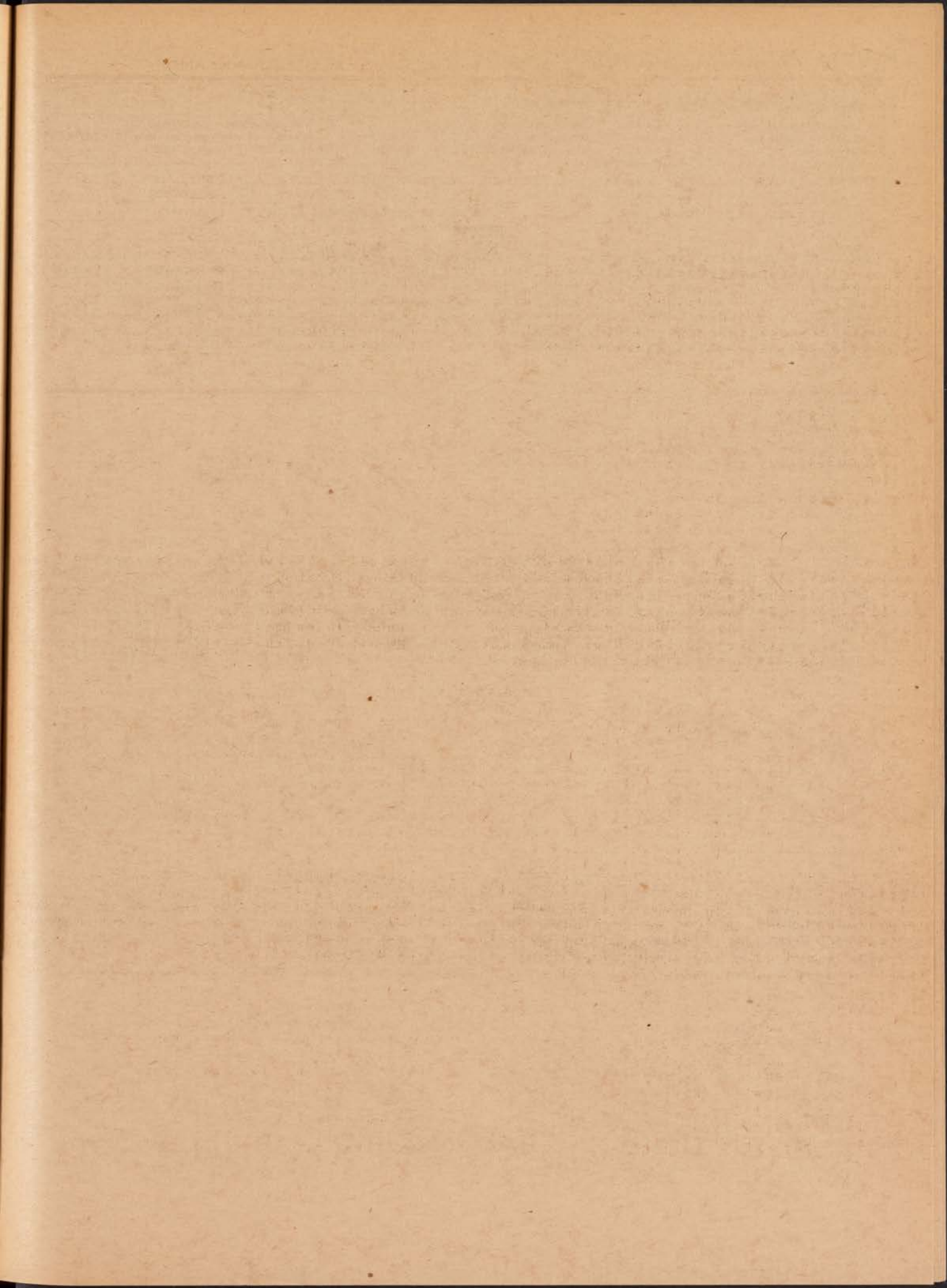
work day following the holiday. This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.)

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	

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 October 22, 1982



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