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Thursday
February 24, 1983

Selected Subjects

Air Carriers
Civil Aeronautics Board

Aviation Safety
Federal Aviation Administration

Coal Mining
Surface Mining Reclamation and Enforcement Office

Holding Companies
Federal Reserve System

Housing Standards
Federal Housing Commissioner—Office of Assistant Secretary for Housing

Marketing Agreements
Agricultural Marketing Service

Milk Marketing Orders
Agricultural Marketing Service

Mortgage Insurance
Federal Housing Commissioner—Office of Assistant Secretary for Housing

Pesticides and Pests
Environmental Protection Agency

Radio Broadcasting
Federal Communications Commission

Securities
Federal Reserve System

Television Broadcasting
Federal Communications Commission

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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.

Contents

Federal Register
Vol. 48, No. 38
Thursday, February 24, 1983

The President
EXECUTIVE ORDERS
7717 Federal Regional Councils (EO 12407)

Executive Agencies

Agricultural Marketing Service
RULES
7719 Oranges (navel) grown in Ariz. and Calif.
PROPOSED RULES
Milk marketing orders:
7745 Southern Illinois

Agriculture Department
See also Agricultural Marketing Service.
NOTICES
7765 Agency forms submitted to OMB for review

Air Force Department
NOTICES
Meetings:
7773 Scientific Advisory Board

Army Department
NOTICES
Meetings:
7773 Medical Research and Development Advisory Committee

Centers for Disease Control
NOTICES
Meetings:
7811 Roofers; motivational and job design factors to control exposure to carcinogens; NIOSH meeting

Civil Aeronautics Board
RULES
Procedural regulations:
7728 Unused authority procedures; fitness investigation
NOTICES
Hearings, etc.:
7765 Air Washington, Inc.
7766 North American Airlines, Inc.

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

Commodity Futures Trading Commission
NOTICES
Contract market proposals:
7772 MidAmerica Commodity Exchange; copper

Defense Department
See also Air Force Department; Army Department.
NOTICES
7774 Agency forms submitted to OMB for review (2 documents)
7773 Household goods program, international; inquiry

Economic Regulatory Administration
NOTICES
Natural gas; fuel oil displacement certification applications:
7776 Chino Mines Co.
7776 Consolidated Edison Co. of New York, Inc.
7777 Lukens Steel Co.
Powerplant and industrial fuel use; electric utility conservation:
7778 Plan receipts

Education Department
NOTICES
Postsecondary education:
7775 Institutional aid programs; technical assistance workshops

Energy Department
See also Economic Regulatory Administration; Federal Energy Regulatory Commission.
NOTICES
Environmental statements; availability, etc.:
7805 Niagara Falls Storage Site, N.Y.; extension of
International atomic energy agreements; civil uses; subsequent arrangements:
7805 European Atomic Energy Community (2 documents)
7805 Sweden and Finland
Meetings:
7775 Energy Research Advisory Board

Environmental Protection Agency
RULES
Pesticide chemicals in or on raw agricultural commodities; tolerances and exemptions, etc.:
7737 Paraquat
Pesticides; tolerances in animal feeds:
7730 Paraquat
Pesticides; tolerances in animal feeds and food:
7729 Ethyl 3-methyl-4-(methylthio) phenyl (1-methylethyl) phosphoramidate
NOTICES
Toxic and hazardous substances control:
7806 Confidential information and data transfer to contractors
7806 Premanufacture notices receipts; correction

Federal Aviation Administration
RULES
Air traffic rules, special:
7726 Abbotsford, British Columbia, and Sault Ste. Marie, Ontario, Canada; correction
Aircraft products and parts, certification:
7721 Piper Aircraft Corp. Model PA-42 series; special conditions
Airworthiness directives:
7721 Boeing
7723 DeHavilland
7724 Fokker
7725 Control zones
7727 Standard instrument approach procedures
7725 Transition areas

PROPOSED RULES
Airworthiness directives:
7747 Fairchild (Swearingen)
7748 General Electric Co.
NOTICES
Meetings:
7841 Aeronautics Radio Technical Commission (2 documents)

Federal Communications Commission
RULES
Radio stations; table of assignments:
7743 Alaska
7743 Arkansas
7738 California
7739 Idaho
7740 New York
7744 Utah
Television stations; table of assignments:
7742 Florida
PROPOSED RULES
Radio stations; table of assignments:
7755 California
7756 Colorado
7751, 7757 Florida (2 documents)
7758 Maine
7749 Mississippi
7759 Missouri
7750 New Mexico
7760 Texas
7761 Utah
Television stations; table of assignments:
7752, 7754 Alaska (2 documents)
2763 South Carolina
NOTICES
Hearings, etc.:
7806 Dona Ana County Television et al.
7808 Johnson, Edward M., et al.
7807 Lea County Television, Inc., et al.
7809 Sterling Associates, Ltd., et al.

Federal Deposit Insurance Corporation
NOTICES
7846, 7847 Meetings; Sunshine Act (3 documents)

Federal Energy Regulatory Commission
NOTICES
Hearings, etc.:
7782 Arkansas Louisiana Gas Co. et al.
7783 Arkansas Power & Light Co.
7783 Cajun Electric Power Cooperative, Inc., et al.
7783 Carolina Power & Light Co.
7784 Cities Services Co. et al.
7778 Connecticut Light & Power Co.
7779 Consolidated Edison Co. of New York, Inc. (2 documents)
7779 Dayton Power & Light Co. (2 documents)
7784 El Paso Natural Gas Co.
7785 Energenics Systems, Inc. (3 documents)
7785 Hyder Hydro Co.
7785 Inland Gas Co., Inc.
7781 Michigan Wisconsin Pipe Line Co.
7786 Mississippi Power & Light Co.
7786 Montana-Dakota Utilities Co.
7782 New York State Electric & Gas Corp.
7786 Northern Natural Gas Co.
7787 Pacific Northwest Generating Co. et al.
7787 Pennsylvania Power Co.
7782 Portland General Electric Co.
7788 Public Service Co. of Indiana, Inc.
7788 Public Service Co. of New Mexico
7788 Seagull Shoreline System
7789 Stephens, James H.
7789 Trunkline Gas Co. et al.
Natural gas companies:
7780 Certificates of public convenience and necessity; applications, abandonment of service and petitions to amend (Kerr-McGee Corp. et al.)
7787 Small producer certificates, applications (Petro-Lewis Funds, Inc., et al.)
Natural Gas Policy Act:
7790, 7796 Jurisdictional agency determinations (2 documents)
Small power production and cogeneration facilities; qualifying status; certification applications, etc.:
7780 Home Federal Savings & Loan Association
7786 Krivanek, Charles
7789 Simpson Paper Co.
7790 United Ethanol Corp. of Delano

Federal Highway Administration
NOTICES
Environmental statements; availability, etc.:
7774 New York, N.Y.; intent to prepare

Federal Home Loan Bank Board
NOTICES
7847 Meetings; Sunshine Act (3 documents)

Federal Housing Commissioner—Office of Assistant Secretary for Housing
RULES
Mortgage and loan insurance programs:
7731 Manufactured homes; extension of eligibility for mortgage insurance; interim
PROPOSED RULES
Minimum property standards:
8032 Multifamily housing; marketability and livability criteria deletion and adoption of model building codes

Federal Maritime Commission
NOTICES
7848 Meetings; Sunshine Act (2 documents)

Federal Reserve System
RULES
Bank holding companies (Regulation Y):
7719 Futures, forward, and options contracts on U.S. Government and agency securities and money market instruments; policy statement
PROPOSED RULES
Bank holding companies (Regulation Y):
7746 Nonbanking activities; discount securities brokerage and securities credit lending
NOTICES
7810 Agency forms submited to OMB for review
7848 Meetings; Sunshine Act (2 documents)

Fine Arts Commission
NOTICES
7772 Meetings

Fish and Wildlife Service
NOTICES
7820 Agency forms submitted to OMB for review
7820 Alaska National Wildlife Refuges; boundaries description

Health and Human Services Department
See also Centers for Disease Control; Health Resources and Services Administration; Public Health Service; Social Security Administration.
NOTICES
Meetings:
7813 Social Security Advisory Council (2 documents)

Health Resources and Services Administration
NOTICES
Grants; availability, etc.:
7811 Nurse practitioner programs

Housing and Urban Development Department
See Federal Housing Commissioner—Office of Assistant Secretary for Housing.

Historic Preservation, Advisory Council
NOTICES
Programmatic memorandums of agreement:
7765 Energy weatherization and conservation measures design and installation

Interior Department
See Fish and Wildlife Service; Land Management Bureau; Minerals Management Service; Surface Mining Reclamation and Enforcement Office.

International Trade Administration
NOTICES
Antidumping:
7768 Portable electric typewriters from Japan
7771 Spun acrylic yarn from Italy
7766 Tapered journal roller bearings and parts from Italy
7767 Tapered journal roller bearings and parts from Japan
7766 Tapered journal roller bearings and parts from West Germany
Scientific articles; duty free entry:
7768 University of California
7768 Indiana University of Pennsylvania

International Trade Commission
NOTICES
Import investigations:
7821 Carbon steel wire rod from Venezuela
7821 Caulking guns
7822 Fresh potatoes from Canada
7826 Heavy-duty staple gun tackers
7828 Marine hardware and accessories
7827 Radio paging and alerting receiving devices from Japan
7823 Seamless steel pipes and tubes from Japan
7824 Stainless steel sheet and strip from France
7825 Stainless steel sheet and strip from West Germany
7826 Textile spinning frames and automatic doffers
7823 Steel industry data, selected; monthly report

Interstate Commerce Commission
NOTICES
Motor carriers:
7828 Finance applications
7829, 7834 Permanent authority applications (2 documents)
Rail carriers; contract tariff exemptions:
7837 Chicago, Milwaukee, St. Paul & Pacific Railroad Co., et al.
Railroad operation, acquisition, construction, etc.:
7838 Louisville & Nashville Railroad Co.; abandonment exemption
Railroad services abandonment:
7838 Chicago & North Western Transportation Co.

Justice Department
See Parole Commission.

Land Management Bureau
NOTICES
Conservation and recreation areas:
7818 California Desert Conservation Area Plan; 1983 review; inquiry
Environmental statements; availability, etc.:
7819 Frontier Pipeline Project, Wyo., et al.
Exchange of public lands for private land:
7814 Oregon
Meetings:
7814 Kingman Resource Area Grazing Advisory Board
7819 Salt Lake District Grazing Advisory Board
Opening of public lands:
7819 Montana

Maritime Administration
NOTICES
Applications, etc.:
7841 ARCO Transportation Co.

Minerals Management Service
NOTICES
Outer Continental Shelf; oil, gas, and sulphur operations; development and production plans:
7820 Conoco Inc.

National Highway Traffic Safety Administration
NOTICES
Motor vehicle defect proceedings; petitions, etc.:
7842 Hardis, Jonathan E.

National Oceanic and Atmospheric Administration
PROPOSED RULES
Fishery conservation and management:
7764 Bering Sea-Aleutian Islands king crab fishery off Alaska; hearing

National Transportation Safety Board
NOTICES
7848 Meetings; Sunshine Act

Occupational Safety and Health Review Commission
NOTICES
7848, 7849 Meetings; Sunshine Act (2 documents)

Parole Commission
RULES
Federal prisoners; paroling, releasing, recommitting, and supervising:
7736 Offense severity scale; policy guidelines; correction

Public Health Service
NOTICES
Medical technology scientific evaluations:
7812 Cardiac pacemaker monitors, self-contained
7811 Cardiac pacemakers; use of telephone transmitters
Meetings:
7812 National Toxicology Program; Scientific Counselors Board

Research and Special Programs Administration
NOTICES
Hazardous materials:
7842 Applications; exemptions, revewals, etc.

Securities and Exchange Commission
NOTICES
Hearings, etc.:
7838 Georgia Power Co.
7839 Warlick High Value-High Yield Fund, Inc.
7849 Meetings; Sunshine Act
Self-regulatory organizations; proposed rule changes:
7839 American Stock Exchange, Inc.
7840 Pacific Stock Exchange, Inc.

Social Security Administration
NOTICES
Public assistance plans; conformity with Social Security Act:
7813 Minnesota; hearing date and location changed
Social security benefits:
7813 Contribution and benefit base; "old law" determination

State Department
NOTICES
7840 El Salvador; continuation of assistance
Meetings:
7841 International Radio Consultative Committee
7841 International Telegraph and Telephone Consultative Committee

Surface Mining Reclamation and Enforcement Office
RULES
Coal exploration on non-Federal and non-Indian lands; Federal program regulations, various States:
7870 Washington
NOTICES
Surface coal mining operations; unsuitable lands; petitions, designations, etc.:
7820 Colorado

Transportation Department
See Federal Aviation Administration; Federal Highway Administration; Maritime Administration; National Highway Traffic Safety Administration; Research and Special Programs Administration.

United States Information Agency
NOTICES
Meetings:
7845 Ethical Values Advisory Committee

Separate Parts of the Issue

Part II
7870 Department of the Interior, Office of Surface Mining Reclamation and Enforcement

Part III
7890 Department of the Interior, Fish and Wildlife Service

Part IV
8032 Department of Housing and Urban Development, Office of the Assistant Secretary for Housing/ Federal Housing Commissioner

CFR PARTS AFFECTED IN THIS ISSUE

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

3 CFR
Executives Orders:
12314 (Revoked by EO 12407) 7717
12407 7717

7 CFR
907 7719
Proposed Rules:
1032 7745

12 CFR
225 7719
Proposed Rules:
225 7746

14 CFR
21 7721
39 (3 documents) 7721-7724
71 (2 documents) 7725
93 7726
97 7727
321 7728
Proposed Rules:
39 (2 documents) 7747, 7748

21 CFR
193 7729
561 (2 documents) 7729, 7730

24 CFR
200 7731
203 7731
Proposed Rules:
200 8032

28 CFR
2 7736

30 CFR
947 7870

40 CFR
180 7737

47 CFR
73 (7 documents) 7738-7744
Proposed Rules:
73 (13 documents) 7749-7763

50 CFR
Proposed Rules:
677 7764

Federal Register
Vol. 48, No. 38
Thursday, February 24, 1983

Presidential Documents

Title 3—

The President

Executive Order 12407 of February 22, 1983

Federal Regional Councils

By the authority vested in me as President by the Constitution and statutes of the United States of America, and in order to eliminate a mechanism for interagency and intergovernmental coordination which is no longer needed, it is hereby ordered that Executive Order No. 12314, establishing the Federal Regional Councils, is revoked.

Ronald Reagan

THE WHITE HOUSE,
February 22, 1983.

[FR Doc. 83-4884
Filed 2-23-83; 10:33 am]
Billing code 3195-01-M

Rules and Regulations

Federal Register
Vol. 48, No. 38
Thursday, February 24, 1983

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 907

[Navel Orange Reg. 567]

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

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation establishes the quantity of fresh California-Arizona navel oranges that may be shipped to market during the period February 25–March 3, 1983. Such action is needed to provide for orderly marketing of fresh navel oranges for this period due to the marketing situation confronting the orange industry.

EFFECTIVE DATE: February 25, 1983.

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

SUPPLEMENTARY INFORMATION:

Findings

This rule has been reviewed under USDA procedures and Executive Order 12291 and has been designated a "non-major" rule. William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this action will not have a significant economic impact on a substantial number of small entities. This action is designed to promote orderly marketing of the California-Arizona navel orange crop for the benefit of producers and will not substantially affect costs for the directly regulated handlers.

This regulation is issued under the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of navel oranges grown in Arizona and designated part of California. The agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The action is based upon the recommendation and information submitted by the Navel Orange Administrative Committee and upon other available information. It is hereby found that this action will tend to effectuate the declared policy of the Act.

This action is consistent with the marketing policy for 1982–83. The marketing policy was recommended by the committee following discussion at a public meeting on September 21, 1982. The committee met again publicly on February 22, 1983 at Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended a quantity of navel oranges deemed advisable to be handled during the specified weeks. The committee reports the demand for navel oranges is easier.

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

List of Subjects in 7 CFR Part 907

Marketing agreements and orders, California, Arizona, Oranges (navel).

PART 907—[AMENDED]

1. § 907.867 is added as follows:

§ 907.867 Navel orange regulation 567.

The quantities of navel oranges grown in California and Arizona which may be handled during the period February 25, 1983 through March 3, 1983, are established as follows:

(a) District 1: 1,300,000 cartons;
(b) District 2: Unlimited cartons;
(c) District 3: Unlimited cartons;
(d) District 4: Unlimited cartons.

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

Dated: February 22, 1983.

D. S. Kuryloski,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 83–4956 Filed 2–23–83; 1:03 pm]

BILLING CODE 3410–02–M

FEDERAL RESERVE SYSTEM

12 CFR Part 225

[Docket No. R–0456]

Regulation Y; Bank Holding Companies; Futures, Forward and Options Contracts on U.S. Government and Agency Securities and Money Market Instruments

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Amended policy statement.

SUMMARY: On August 21, 1980, the Board of Governors adopted a policy statement with respect to the use by bank holding companies of futures, forward and standby contracts on U.S. government and agency securities. The policy statement is being amended at this time, principally to request that bank holding companies furnish written notification to their District Federal Reserve Bank if such contract activities are undertaken by a parent bank holding company or a nonbank subsidiary. In addition, the policy statement is amended to clarify that it encompasses futures and options contracts on money market instruments, as well as U.S. government and agency securities, and exchange traded options contracts, as well as "standby" contracts.

EFFECTIVE DATE: March 1, 1983.

FOR FURTHER INFORMATION CONTACT: Robert S. Plotkin, Assistant Director, or Michael J. Schoenfeld, Senior Securities Regulation Analyst, Division of Banking Supervision and Regulation, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 (202–452–2781).

SUPPLEMENTARY INFORMATION: In March, 1980, the three federal bank regulatory agencies adopted revised guidelines for banks engaging in futures,

forward and standby contracts on U.S. government and agency securities.[1] After questions arose concerning the application of the joint bank policy statements to bank holding companies contemplating similar practices, the Board adopted a statement setting forth its policy with respect to bank holding company participation in forward placement or delayed delivery contracts and interest rate futures contracts (collectively referred to as "financial contracts"), pursuant to sections 5(b) and 8 of the Bank Holding Company Act (12 U.S.C. 1844 and 1847) and section 8(b) of the Financial Institutions Supervisory Act (12 U.S.C. 1818(b)).[2] Subsequent to the commencement of futures trading specifying delivery of domestic bank certificates of deposit, the Board issued a final interpretation to clarify that the financial contracts policy statement also applies to newer interest rate futures contracts which specify delivery of money market instruments, as well as government or agency securities.[3] Hence, this amended policy statement includes money market instruments in its title, and also reflects the fact that since the issuance of the policy statement, exchange trading has begun in options specifying delivery of debt securities, money market instruments, or futures contracts specifying delivery of debt securities.

The principal purpose of this amendment to the policy statement is to incorporate a revised paragraph (f), Federal Reserve Bank Notification. Revised paragraph (f) requests that bank holding company management notify the appropriate District Reserve Bank when the parent bank holding company or a nonbank subsidiary has begun to engage in financial contract transactions. Holding company systems already engaged in financial contract transactions are requested to notify the appropriate Federal Reserve Bank of the activity by March 31, 1983.

This notification is intended to aid District Reserve Banks in monitoring such activities. Since the federal bank regulatory agencies will begin to receive Supplemental Call Report data with respect to financial contract activities as of June 30, 1983, specific notification by State member banks does not appear necessary at this time.

[1] See 45 FR 18116 (March 20, 1980); 45 FR 18120 (March 20, 1980); Comptroller of the Currency, Banking Circular 79 (2nd Rev.).

[2] See 45 FR 61595 (September 17, 1980); 12 CFR 225.142.

[3] See 46 FR 46386 (September 18, 1981).

List of Subjects in 12 CFR Part 225

Banks, banking, Holding companies, Securities, Reporting and recordkeeping requirements.

PART 225—[AMENDED]

Accordingly, pursuant to sections 5(b) and 8 of the Bank Holding Company Act (12 U.S.C. 1844 and 1847) and section 8(b) of the Financial Institutions Supervisory Act (12 U.S.C. 1818(b)) the Board hereby amends its policy statement at 12 CFR § 225.142 to read in its entirety as follows:

§ 225.142 Statement of policy concerning bank holding companies engaging in futures, forward and options contracts on U.S. government and agency securities and money market instruments.

(a) *Purpose of Financial Contract Positions.* In supervising the activities of bank holding companies, the Board has adopted and continues to follow the principle that bank holding companies should serve as a source of strength for their subsidiary banks. Accordingly, the Board believes that any positions that bank holding companies or their nonbank subsidiaries take in financial contracts should reduce risk exposure, that is, not be speculative.

(b) *Establishment of Prudent Written Policies, Appropriate Limitations and Internal Controls and Audit Programs.* If the parent organization or nonbank subsidiary is taking or intends to take positions in financial contracts, that company's board of directors should approve prudent written policies and establish appropriate limitations to insure that financial contract activities are performed in a safe and sound manner with levels of activity reasonably related to the organization's business needs and capacity to fulfill obligations. In addition, internal controls and internal audit programs to monitor such activity should be established. The board of directors, a duly authorized committee thereof or the internal auditors should review periodically (at least monthly) all financial contract positions to insure conformity with such policies and limits. In order to determine the company's exposure, all open positions should be reviewed and market values determined at least monthly, or more often, depending on volume and magnitude of positions.

(c) *Formulating Policies and Recording Financial Contracts.* In formulating its policies and procedures, the parent holding company may consider the interest rate exposure of its nonbank subsidiaries, but not that of its bank subsidiaries. As a matter of policy, the Board believes that any financial contracts executed to reduce the interest rate exposure of a bank affiliate of a holding company should be reflected on the books and records of the bank affiliate (to the extent required by the bank policy statements), rather than on the books and records of the parent company. If a bank has an interest rate exposure that management believes requires hedging with financial contracts, the bank should be the direct beneficiary of any effort to reduce that exposure. The Board also believes that final responsibility for financial contract transactions for the account of each affiliated bank should reside with the management of that bank.

(d) *Accounting.* The joint bank policy statements of March 12, 1980 include accounting guidelines for banks that engage in financial contract activities. Since the Financial Accounting Standards Board is presently considering accounting standards for contract activities, no specific accounting requirements for financial contracts entered into by parent bank holding companies and nonbank subsidiaries are being mandated at this time. The Board expects to review further developments in this area.

(e) *Board to Monitor Bank Holding Company Transactions In Financial Contracts.* The Board intends to monitor closely bank holding company transactions in financial contracts to ensure that any such activity is consistent with maintaining a safe and sound banking system. In any cases where bank holding companies are found to be engaging in speculative practices, the Board is prepared to institute appropriate action under the Financial Institutions Supervisory Act of 1966, as amended.

(f) *Federal Reserve Bank Notification.* Bank holding companies should furnish written notification to their District Federal Reserve Bank within 10 days after financial contract activities are begun by the parent or a nonbank subsidiary. Holding companies in which the parent or a nonbank subsidiary currently engage in financial contract activity should furnish notice by March 31, 1983.

Board of Governors of the Federal Reserve System, February 17, 1983.

William W. Wiles,

Secretary of the Board.

[FR Doc. 83-4873 Filed 2-23-83; 8:45 am]

BILLING CODE 6210-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 21

[Docket No. 19591; Amdt. No. 1 to Special Conditions No. 23-90-SO-3]

Special Conditions; Piper Aircraft Corporation Model PA-42 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final special conditions.

SUMMARY: This amendment to Special Conditions No. 23-90-SO-3 permits their application to Piper Aircraft Corporation Model PA-42-1000 airplanes as well as future Model PA-42 derivative airplanes. The FAA has determined that these Special Conditions originally developed for the Piper Model PA-42 airplane (Cheyenne III) are also applicable to other Piper Model PA-42 series airplanes. This amendment will allow future PA-42 derivative airplanes to be added to the type certification without revising the Special Condition document.

EFFECTIVE DATE: March 20, 1983.

FOR FURTHER INFORMATION CONTACT: William L. Olson, Aerospace Engineer, Aircraft Certification Division, Federal Aviation Administration, Room 1656, Federal Office Building, Kansas City, Missouri 64106; Telephone (816) 374-5688.

SUPPLEMENTARY INFORMATION:

Type Certification Basis

The certification basis for the Piper PA-42 series airplane is as follows: Part 23 of the Federal Aviation Regulations (FAR), effective February 1, 1965, through Amendment 23-16, effective February 14, 1975; Amendment 23-17 §§ 23.977 and 23.1385, effective February 1, 1977; Amendment 23-18, § 23.1145, effective May 2, 1977, Amendment 23-21 §§ 23.45, 23.49, 23.65, 23.67, 23.77, 23.1145, and 23.1581, effective March 1, 1978; Amendment 23-23, § 23.1545(a); Special Federal Aviation Regulation (SFAR) 23 paragraph 55, effective January 20, 1970; SFAR 27, effective February 1, 1974 through Amendment 27-1; Part 36 of the FAR effective December 1, 1969 through Amendment 36-6; Special Conditions No. 23-90-SO-3, Docket No. 19591, issued September 24, 1978 including Amendment 1; the FAA Southern Region Engineering and Manufacturing Branch letter dated August 7, 1980, showing the equivalent level of safety finding for § 23.201(e) of the FAR.

Background

On November 25, 1981, the Piper Aircraft Corporation, Piper Lakeland Division, Lakeland, Florida 33803, submitted an application to amend Type Certificate A23SO to add a new Model PA-42-1000 airplane in the normal category. The Piper PA-42 series are pressurized, low-wing, T-tail, twin-turbopropeller-engine airplanes with a seating capacity of 10 including two crewmembers. The Piper Model PA-42 airplane for which Special Conditions No. 23-90-SO-3 were developed is powered with two 720 horsepower engines, has a maximum operating altitude of 33,000 feet, and a maximum gross weight of 11,200 pounds. The Piper Model PA-42-1000 airplane will be powered with two 1000-horsepower engines, have a maximum operating altitude of 41,000 feet, and a maximum gross weight of 11,950 pounds.

Because the PA-42 airplane design included turbopropeller engines and the regulations incorporated by reference in the type certification (TC) did not contain adequate or appropriate safety standards, Special Conditions No. 23-90-SO-3 were developed for the Piper Model PA-42 airplane to ensure a level of safety equivalent to that provided by Part 3 of the CAR and Part 23 of the FAR. Special Conditions No. 23-90-SO-3, Docket No. 19591 issued September 24, 1979, for type certification of the Piper Model PA-42 airplane are applicable to the Piper Model PA-42-1000 airplane as well as other new Piper PA-42 Series airplanes for the same novel or unusual design features for which the Special Conditions were developed. Accordingly, this amendment proposes to extend the applicability status of Special Conditions No. 23-90-SO-3 to all Piper PA-42 series airplanes, as appropriate, to Type Certificate A23SO without revising the Special Condition documents. This does not preclude the application of later amendments under the provisions of § 21.101(b)(1) or the issuance of Special Conditions that may be necessary under the provisions of § 21.101(b)(2) for future series of the Piper Model PA-42 airplanes.

The applicant and other interested persons have been given an opportunity to participate in the making of these Special Conditions. Notice No. SC-82-6-CE was published in the Federal Register on January 13, 1983, and no comments were received during the comment period.

Under rulemaking procedures, substantive rules are required to be published in the Federal Register 30 days before the effective date unless good cause exists for making the rule effective in less than 30 days and such cause is published with the rule. The airplane manufacturer has advised the FAA that its projected date for type certification of the Model PA-42-1000 airplane is March 20, 1983. Any delay beyond that projected date would have a serious impact on the company's production schedule and would delay the recall of employees who have been laid off from its Lakeland, Florida, factory. Accordingly, based on the foregoing, the FAA has determined that good cause exists for making this amendment effective in less than 30 days.

List of Subjects in 14 CFR Part 21

Aviation safety, Aircraft, Air transportation and Safety.

Special Condition Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, Special Condition No. 23-90-SO-3 issued September 24, 1979, to Piper Aircraft Corporation for the type certification of the Piper Model PA-42 airplane under Type Certificate No. A23SO is hereby amended by amending its applicability to read as follows:

"Special Conditions for the type certification of the Piper Model PA-42 series airplanes under Type Certificate A23SO."

(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)); and §§ 11.28 and 11.29(b), Federal Aviation Regulations (14 CFR 11.28 and 11.29(b)).

Issued in Kansas City, Missouri, on February 18, 1983.

John E. Shaw,

Acting Director, Central Region.

[FR Doc. 83-4675 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Docket No. 82-NM-62-AD; Amdt. 39-4570]

Airworthiness Directives; Boeing Model 727 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adds a new airworthiness Directive (AD) which requires inspection and repair, if necessary, of the wing spar terminal fitting. The AD is prompted by numerous reports of fatigue cracks in the wing rear spar terminal fitting. Failure to detect cracks prior to reaching critical length

may severely reduce the load carrying capability of the wing.

DATE: Effective March 31, 1983.

ADDRESSES: The applicable service bulletins may be obtained upon request from the Boeing Commercial Airplane Company, P.O. Box 3707, Seattle, Washington 98124. This information also may be examined at the address shown below.

FOR FURTHER INFORMATION CONTACT: Mr. Don Gonder, Airframe Branch, ANM,–120S, Seattle Aircraft Certification Office, FAA, Northwest Mountain Region, 9010 East Marginal Way South, Seattle, Washington, telephone (206) 767–2516. Mailing Address: Seattle Aircraft Certification Office, FAA, Northwest Mountain Region, 17900 Pacific Highway South, C–68966, Seattle, Washington 98168.

SUPPLEMENTARY INFORMATION: A proposal to amend Part 39 of the Federal Aviation Regulations to include an AD requiring the inspection and repair, as necessary, of the wing rear spar terminal fittings on certain Boeing Model 727 series airplanes was published in the **Federal Register** on September 16, 1982 (47 FR 40808). The comment period for the proposal closed on October 29, 1982.

Interested persons have been afforded an opportunity to participate in the making of this amendment. Due consideration has been given to all comments received.

The Air Transport Association of America (ATA) commenting on behalf of its member operators requested that the comment period be extended to February 22, 1983. The ATA stated that this would give industry and the FAA time to review the Supplemental Structural Inspection Document (SSID) presently in development. The FAA does not concur. It has been previously established and is well documented that the structural details covered by the SSID include only those details for which there are no known fatigue cracking histories. The fatigue cracking history of the wing rear spar terminal fitting is well established. As such, the inspection of the affected fittings will not be included in the SSID.

One commenter expressed concern about the amount of cold expansion of certain fastener holes in the fittings. Cold expansion, a specialized form of cold working, tends to increase the fatigue resistance of the material around fastener holes. The commenter stated that the amount of cold expansion specified in the Boeing service bulletin may be inadequate to give the necessary fatigue properties. Therefore, the inspection thresholds and intervals may not be appropriate. Further investigation has revealed that the effects of cold expansion were not considered in the manufacturer's structural assessment. The existence of an inadequate amount of cold expansion is, therefore, immaterial when considering the appropriateness of the manufacturer's recommended inspection times. In addition, there have been no reports of fatigue cracks involving the reworked fittings.

Several commenters stated that the compliance time of 3,000 landings after the effective date was too restrictive and would result in considerable unscheduled down time, flight schedule disruption and possible grounding of some affected airplanes; and that the availability of replacement parts is not consistent with the proposed compliance time. The commenters suggested compliance times of 5000 to 6000 landings. Because of the difficulty and expense of gaining access into the inspection area and desirability to accomplish the preventive modification once access is gained, the initial compliance threshold should be compatible with the replacement parts availability. Further, the FAA has determined that an initial compliance threshold of 6000 landings would not have an adverse effect on safety. Therefore, the AD, as adopted, requires compliance within the next 6000 landings or prior to accumulating 30,000 landings, whichever occurs later.

Several commenters expressed concern that the AD required repetitive inspection of fittings, either improved ones installed prior to delivery or ones modified in service, for which there is no adverse fatigue history. The commentors maintain that by previously established guidelines for the development of the SSID, these fittings should be covered by the SSID and not the AD. The FAA concurs. Due to the lack of adverse service data concerning the improved fittings, these fittings do not require AD action and should more appropriately be covered by the SSID. The FAA also concurs that modification in accordance with the manufacturer's service instructions should constitute terminating action for the inspection requirements of this AD because of the lack of adverse service history on modified parts. The AD, as adopted, reflects these changes.

One commenter requested that credit be allowed for inspections completed prior to the effective date. The FAA concurs and the AD as adopted states that compliance is required as indicated, unless already accomplished.

Another commenter requested that an FAA maintenance inspection be allowed to adjust repetitive inspection intervals. Provision for the adjustment of inspection times is already allowed for by paragraph F. of the AD, as an alternate means of compliance. However, any alternate means of compliance must be approved by the Manager, Seattle Aircraft Certification Office.

Approximately 620 airplanes of U.S. registry will be affected by this AD. It is estimated that the inspections will require approximately 336 manhours and that the average labor cost will be $40 per manhour. Based on the figures the total cost impact of this AD is estimated to be $8,332,000 per inspection cycle. For these reasons, the AD is not considered to be a major rule under the criteria of Executive Order 12291. Few, if any, small entities within the meaning of the Regulatory Flexibility Act will be affected.

After careful review of the available data, including the comments noted above, the FAA has determined that air safety and public interest require the adoption of the proposed rule with the changes previously noted.

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 Part 39 of the Federal Aviation Regulations (14 CFR 39.13), is amended by adding the following new Airworthiness Directive.

Boeing: Applies to Model 727 series airplanes certificated in all categories listed in Boeing Service Bulletin No. 727–57–103, Revision 3, or later FAA approved revisions.

Compliance is required as indicated, unless already accomplished. To ensure the structural integrity of the wing rear spar terminal fitting accomplish the following:

A. Inspect the wing rear spar terminal fittings for cracks, using x-ray, eddy current and close visual techniques, in accordance with the procedures listed in Table I of the Addendum, Flight Safety Section, Boeing Service Bulletin No. 727–57–103, Rev 3, or later FAA approved revisions, within the next 6000 landings or prior to accumulating 30,000 landings, whichever occurs later, and thereafter at intervals not to exceed 20,000 landings.

Note.—Terminal fittings listed in the above referenced service bulletin as not requiring modification need not be inspected in accordance with the requirements of this AD.

B. Cracked structure is to be repaired before further flight in accordance with Service Bulletin No. 727–57–103, original issue, or later FAA approved revisions.

C. Repair or modification in accordance with Service Bulletin No. 727–57–103, original issue, or later FAA approved revisions

eliminates the need for the repetitive inspections required by paragraph A., above, and constitutes terminating action for the requirements of this AD.

D. For the purpose of this AD, and when approved by an FAA maintenance inspector, the number of landings may be computed by dividing each airplane's time in service by the operator's fleet average time from takeoff to landing for the aircraft type.

E. Aircraft may be ferried to a maintenance base for repair in accordance with FAR 21.197 and 21.199.

F. Alternate means of compliance which provide an equivalent level of safety may be used when approved by the Manager, Seattle Aircraft Certification Office, FAA, Northwest Mountain Region.

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

All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to Boeing Commercial Airplane Company, P.O. Box 3707, Seattle, Washington 98124. These documents may also be examined at the FAA, Northwest Mountain Regions, 9010 East Marginal Way South, Seattle, Washington.

This AD becomes effective March 31, 1983.

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

Note.—For the reasons discussed earlier in the preamble, the FAA has determined that this regulation is not considered to be major under Executive Order 12291 or significant under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). It is further certified under the criteria of the Regulatory Flexibility Act that this rule will not have a significant economic effect on a substantial number of small entities since it involves few, if any, small entities. A final evaluation has been prepared for this regulation and has been placed in the docket. A copy of it may be obtained by contacting the person identified under the caption, "FOR FURTHER INFORMATION CONTACT."

Issued in Seattle, Washington, on February 14, 1983.

Charles R. Foster,

Director, Northwest Mountain Region.

[FR Doc. 83-4540 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 39

[Docket No. 83-CE-1-AD; Amdt. 39-4568]

Airworthiness Directives; DeHavilland Model DHC-3 (U-1A) Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new Airworthiness Directive (AD), applicable to DeHavilland Model DHC-3 (U-1A) airplanes which requires inspection and, if necessary, repair or replacement of the control column lower assembly. Cracks have been reported in the welded assembly at the base of the control column These cracks may result in fracture of the assembly causing loss of primary flight controls. The inspections will detect cracks before fracture occurs.

EFFECTIVE DATE: March 1, 1983.

Compliance: As prescribed in the body of the AD.

ADDRESSES: DeHavilland Service Bulletin (S/B) No. 3/39, Revision "A" dated October 1, 1982, applicable to this AD may be obtained from DeHavilland Aircraft of Canada, Limited, Downsview, Ontario, Canada M3K 1Y5; Telephone (416) 633-7310. A copy of this information is also contained in the Rules Docket, FAA Office of the Regional Counsel, Room 1558, 601 East 12th Street, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Mr. Vahan Barsamian, Aerospace Engineer, New York Aircraft Certification Office, ANE-170, 181 South Franklin Avenue, Room 202, Valley Stream, New York 11581; Telephone (516) 791-6220.

SUPPLEMENTARY INFORMATION: DeHavilland has received reports of cracks in the lower welded assembly, P/N C3CF 39-15 or P/N C3CF 39-13, at the base of the control column on its Model DHC-3 (U-1A) airplanes. These cracks appear to occur due to ground gusts acting on elevator surfaces when the airplane is parked.

As a result, DeHavilland has issued Service Bulletin S/B No. 3/39 dated October 1, 1982, which provides for inspection and repair or replacement of the control column lower welded assembly. The Department of Transport (DOT) who has responsibility and authority to maintain the continuing airworthiness of these airplanes in Canada has issued Airworthiness Directive CF-82-34 dated December 8, 1982, which makes the actions recommended in S/B No. 3/39 mandatory on airplanes operated in Canada to assure their continued airworthiness. The FAA relies upon the certification of DOT Canada, combined with FAA review of pertinent documentation, in finding compliance of the design of these airplanes with the applicable United States airworthiness requirements and the airworthiness and conformity of products of this design certificated for operation in the United States.

The FAA has also examined the available information related to the issuance of Service Bulletin S/B No. 3/39 and DOT Canada Airworthiness Directive CF-82-34. Based on the foregoing, the FAA has determined that the unsafe condition described herein is likely to exist or develop in other products of the same type design certificated for operation in the United States. Accordingly, an AD is being issued requiring visual inspection and, as necessary, repair or replacement of the control column lower welded assembly on DeHavilland Model DHC-3 (U-1A) airplanes. 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.

DeHavilland: Applies to Model DHC-3 (U-1A) airplanes certificated in any category.

Compliance: As prescribed in the body of the AD.

To prevent loss of primary flight controls due to fracture of the control column lower weld assembly, accomplish the following:

a. Within the next 25 hours time-in-service after the effective date of this AD, unless already accomplished within the last 75 hours, and at each 100 hours time-in-service thereafter, visually inspect the control column lower weld assembly, P/N C3CF 39-15 or C3CF 39-13 for cracks in accordance with the Accomplishment Section of DeHavilland Service Bulletin S/B No. 3/39 dated October 1, 1982.

b. If no cracks are found, return the airplane to service and repeat the inspections required by paragraph a of this AD.

c. If cracks are found in control column lower assembly P/N C3CF 39-13, replace the assembly prior to further flight with a serviceable assembly P/N C3CF 39-15 or P/N C3CF 39-21 (Modification 3/930) as specified in the Replacement Section of said Service Bulletin.

d. If cracks longer than 1 inch are found in control column lower assembly P/N C3CF 39-15, repair or replace the assembly prior to further flight as instructed in the Accomplishment Instructions Section of said Service Bulletin.

e. If cracks 1 inch or less in length are found in control column lower assembly P/N

C3CF 39-15, repair or replacement may be delayed for a period of 150 hours time-in-service provided the inspection prescribed in paragraph a above is accomplished at 25-hour intervals.

f. The repetitive inspections of paragraph a of this AD may be discontinued when control column lower assembly P/N C3CF 39-21 (Modification 3/930) is installed.

g. The airplane may be flown in accordance with Federal Aviation Regulation 21.197 to a location where this AD can be accomplished.

h. An equivalent method of compliance with this AD may be used if approved by the Manager, New York Aircraft Certification Office, ANE-170, Federal Aviation Administration, 181 South Franklin Avenue, Room 202, Valley Stream, New York 11581; Telephone (516) 791-6680.

This amendment becomes effective on March 1, 1983.

(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 Sec. 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, MO., on February 14, 1983.

John E. Shaw,

Acting Director, Central Region.

[FR Doc. 83-4541 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 39

[Docket No. 82-NM-118-AD; Amdt. 39-4569]

Airworthiness Directives; Fokker VFW B.V. Model F28 Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adds a new airworthiness directive (AD) applicable to Fokker VFW B.V. Model F28 airplanes which requires a one time inspection and replacement, if necessary of the aileron control cables. One incident of a jammed aileron control has been reported which occurred during flight and resulted in partial loss of lateral control. Loss of lateral control during flight could result in the loss of the airplane.

DATE: Effective March 7, 1983.

ADDRESS: A copy of the telegraphic Netherlands airworthiness directive may be obtained upon request to the Service Manager, Fokker Aircraft, 2361 Jefferson Davis Highway, Arlington, Virginia 22202, or may be examined at the address shown below.

FOR FURTHER INFORMATION CONTACT: Mr. Sulmo Mariano, Foreign Aircraft Certification Branch, ANM-150S, Seattle Aircraft Certification Office, FAA, Northwest Mountain Region, 9010 East Marginal Way South, Seattle, Washington, telephone (206) 767-2530. Mailing address: FAA, Northwest Mountain Region, 17900 Pacific Highway South, C-68966, Seattle, Washington 98168.

SUPPLEMENTARY INFORMATION: On November 2, 1982, the Netherlands civil air authority (RLD) issued a telegraphic airworthiness directive, BLA No. 82-41-27, applicable to the F28 series airplanes which requires a one time inspection and replacement, if necessary, of aileron control cables. One incident of a jammed aileron control has been reported which occurred shortly after takeoff. The aircraft subsequently returned to the departure point and made a successful landing. Inspection of the aileron control system revealed that on the L.H. wing two identical cables of the control assembly were broken. Cable failure appeared to be caused by severe corrosion of the cables at the point where it passes two rows of cable pulleys in the area between wing stations 3100 and 3600. A loss of lateral control during flight could result in the loss of the airplane.

This airplane model is manufactured in the Netherlands and type certificated in the United States under the provision of § 21.29 of the Federal Aviation Regulations and the applicable airworthiness bilateral agreement.

Since this condition is likely to exist or develop on airplanes of this model registered in the United States, the FAA has determined that an AD is necessary which would require a one time inspection and replacement, if necessary, of aileron control cables.

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

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 Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended by adding the following new airworthiness directive:

Fokker-VFW B.V.: Applies to Model F28 airplanes serial number 11003 and on. To prevent loss of airleron control, accomplish the following, unless already accomplished within the last three months prior to the effective date of this AD:

1. Within the next 50 hours time in service or one month, whichever occurs first after the effective date of this AD, perform a one time inspection of the aileron control cables in both the R.H. and L.H. wings for airplanes with more than one year's time from the date of manufacture in accordance with the following instructions:

a. Open the main landing gear doors and flap shroud doors 81j, 81k, 82j, and 82k.

b. Rotate the aileron control wheel in the cockpit to the full left-hand position.

c. With the control wheel in this position, inspect the four aileron input cables at location of cable pulleys between stations 3100 and 3600 (illustrated parts catalog, chapter 27-10-01-05). Inspection must be performed with the aid of mirror and a very strong light, otherwise corrosion may remain undetected.

d. If wires are broken or there are definite signs of corrosion in the cables, accomplish the actions of paragraph 2.

e. Rotate the aileron control wheel in the cockpit to the full righthand position and repeat the inspections described in paragraphs (c) and (d).

2. If corrosion on the cables is evident from the inspection of paragraph 1, above, accomplish the following:

a. Disconnect the cable at the turnbuckle in the wheelwell per the F28 Maintenance Manual, chapter 27-11.

b. Pull out the cable at the cable pulleys between stations 3100 and 3600.

c. Carefully bend the cable one time at the location of the corrosion over a radius of one inch. If any wire breaks while being bent, replace the cable prior to further flight.

d. If no wires failed during the bending test of paragraph 2(c), repeat the test by bending the cable in the opposite direction. If any wire breaks, replace the cable before further flight.

e. If the cable is not rejected by the bending tests of paragraphs 2(c) or 2(d), inspect the cable for interior corrosion in accordance with the F28 Maintenance Manual, chapter 20-30-9.

f. If interior corrosion is found, replace the cable before further flight.

g. Remove any exterior corrosion and treat the cable in accordance with F28 Maintenance Manual, chapter 20-30-9.

h. Reconnect the turnbuckles in the L.H. and R.H. wheelwells and adjust the cable system in accordance with F28 Maintenance Manual, chapter 27–11–00, and check the aileron for free and smooth operation.

3. Alternate means of compliance which provide an equivalent level of safety may be used when approved by the Manager, Seattle Aircraft Certification Office, FAA, Northwest Mountain Region.

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

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

This amendment becomes effective March 7, 1983.

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

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

Issued in Seattle, Wash., on February 14, 1983.

Charles R. Foster,

Director, Northwest Mountain Region.

[FR Doc. 83-4542 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 82-AGL-16]

Revocation of Control Zone

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: The nature of this Federal action is to revoke the existing designated control zone serving Marion Municipal Airport, Marion, Indiana, due to nonavailability of required weather observations. The intended effect of this action is to return designated airspace to a non-controlled status.

The most recent action involving this control zone, excluding Notices to Airmen, was accomplished in Airspace Docket No. 75-GL-12, issued February 28, 1975.

EFFECTIVE DATE: April 14, 1983.

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

SUPPLEMENTARY INFORMATION: The floor of the controlled airspace within the perimeter of the area currently described as the Marion control zone will be raised from the surface to 700 feet above the surface. No changes will be required to any existing instrument approach procedures, but the minimum descent altitudes associated with those procedures may no longer be contained within controlled airspace. The control zone information will be removed from aeronautical charts and maps.

History

On page 31702 of the **Federal Register** dated July 22, 1982, the FAA proposed to amend Section 71.171 of the Federal Aviation Regulations (14 CFR Part 71) so as to alter the control zone near Marion, Indiana. Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA.

Except for editorial changes, and except as specifically discussed below, this amendment is the same as that proposed in the notice. Section 71.171 of Part 71 of the Federal Aviation Regulations was published in Advisory Circular AC 70-3A dated January 3, 1983.

Discussion of comments: One letter was received from Air Marion, Inc., acknowledging its responsibility for taking hourly sequential reports and special observations at Marion Municipal Airport, but advising that business demands received greater priority than taking weather observations. They indicated on August 10, 1982, that weather observations would receive a first priority basis in the future. However, a recently conducted survey from November 17 to December 15, 1982, disclosed receipt of only 39 such reports out of the required minimum of 160 hourly reports not including any special observations which may have been appropriate. This equates to weather observations being received approximately 24% of the time, which is deemed not sufficient to justify retention of the control zone designation and associated airspace.

List of Subjects in 14 CFR Part 71

Control zones, Aviation safety.

Adoption of the Amendment

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

Marion, IN [Revoked]

(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 is certified that this—(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 Des Plaines, Ill., on February 14, 1983.

Monte R. Belger,

Acting Director, Great Lakes Region.

[FR Doc. 83-4543 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 83-ASO-6]

Alteration of Transition Area, Manning, South Carolina

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; request for comments.

SUMMARY: This amendment alters the Manning, South Carolina, transition area by revising the coordinates of the Manning radio beacon which has been relocated to a new on-airport site. In addition, the base of controlled airspace overlying Grayson Airport will be raised from 700 to 1,200 feet above the surface. There is a need for a regulation to properly list the geographical coordinates of the Manning radio beacon and raise the base of controlled airspace over the Grayson Airport so that the description of the transition area will be technically correct. No significant change in airspace is intended by this action.

DATES: Effective 0901 G.m.t., April 14, 1983. Comments must be received on or before April 1, 1983.

ADDRESSES: Send comments on the rule in triplicate to: Federal Aviation Administration, Attn: 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 technical adjustments to the transition area and raising the floor of controlled airspace above Grayson Airport 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 § 71.181 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) is to correct the geographical coordinates of the Manning radio beacon which has been relocated and to raise the base of controlled airspace overlying the Grayson Airport as there is no existing requirement for a 700-foot transition area over the airport. Section 71.181 of Part 71 of the Federal Aviation Regulations was republished in Advisory Circular AC 70-3A dated January 3, 1983. Under the circumstances presented, the FAA concludes that there is a need for a regulation to properly list the geographical coordinates of the Manning radio beacon and raise the base of controlled airspace over the Grayson Airport so that the description of the transition area will be technically correct. Therefore, I find that notice of public procedure under 5 U.S.C. 553(b) is unnecessary 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, Transition areas.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, § 71.181 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) (as amended) is further amended, effective 0901 G.m.t., April 14, 1983, as follows:

Manning Clarendon County Airport, SC—Revised

That airspace extending upwards from 700 feet above the surface within a 6.5-mile radius of Clarendon County Airport (Lat. 33°35'13"N., Long. 80°12'32"W.); within 3 miles each side of the 201° bearing from Manning RBN (Lat. 33°35'18"N., Long. 80°12'20"W.), extending from the 6.5-mile radius area to 8.5 miles south of the RBN; within 2 miles each side of Vance VORTAC 061° radial, extending from the 6.5-mile radius area to the VORTAC.

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

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore: (1) Is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); 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 Flexbility Act.

Issued in East Point, Georgia, on February 10, 1983.

George R. LaCaille,

Acting Director, Southern Region.

[FR Doc. 83-4538 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 93

[Docket No. 19497; Amdt. No. 93-45]

Special Airport Traffic Areas and Air Traffic Rules for Abbotsford, BC, and Sault Ste. Marie, ON, Canada

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; correction.

SUMMARY: This action corrects Amendment 45 to Part 93 of the Federal Aviation Regulations published on December 10, 1981, (46 FR 60420) and as corrected on December 31, 1981, (46 FR 63222) by correcting a minor discrepancy in the description of the Abbotsford, BC, Special Airport Traffic Area.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. William C. Davis, Air Traffic Rules Branch (AAT-220), Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591, Telephone: (202) 426-3128.

SUPPLEMENTARY INFORMATION: Since this action is necessary to prescribe the originally intended regulatory amendments under Amendment 93-45 and since this action is corrective in nature, I find that notice and public procedure regarding the action are impractical and unnecessary. Further, since it would not be in the public interest or consistent with sound regulatory practice to delay making necessary corrections to the Amendment, good cause exists for making it effective in less than 30 days after publication.

List of Subjects in 14 CFR Part 93

Airport traffic areas, Air traffic control, Air traffic patterns, Communications.

Adoption of the Amendment

The following corrections are made in FR Docket No. 81-35289, appearing on page 60420, in the **Federal Register** issue of December 10, 1981, as corrected by FR Docket No. 81-37148 appearing on page 63222 on December 31, 1981:

1. On page 60421, in column 1, "122°28'40"" is corrected to read "122°27'40"".

(Secs. 307 and 313(a), Federal Aviation Act of 1958, as amended (49 U.S.C. 1348, and 1345(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)), and 14 CFR 11.45)

Note.—The FAA has determined that this document involves a minor correction to a regulation which is—(1) Not major under Executive Order 12291; (2) not significant

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 correction does not substantively affect the Amendment, the FAA certifies that it will not have a significant impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Issued in Washington, D.C., on February 14, 1983.

J. Lynn Helms,

Administrator.

[FR Doc. 83-4546 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 97

[Docket No. 23532; Amdt. No. 1236]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the amendatory provisions.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, D.C. 20591;

2. The FAA Regional Office of the region in which the affected airport is located; or

3. The Flight Inspection Field Office which originated the SIAP.

For Purchase—Individual SIAP copies may be obtained from:

1. FAA Public Information Center (APA-430), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, D.C. 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

By Subscription—Copies of all SIAPs, mailed once every 2 weeks, are for sale by the Superintendant of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

FOR FURTHER INFORMATION CONTACT: Donald K. Funai, Flight Procedures and Airspace Branch (AFO-730), Aircraft Programs Division, Office of Flight Operations, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone (202) 426-8277.

SUPPLEMENTARY INFORMATION: This amendment to Part 97 of the Federal Aviation Regulations (14 CFR Part 97) prescribes new, amended, suspended, or revoked Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR Part 51, and § 97.20 of the Federal Aviation Regulations (FARs). The applicable FAA Forms are identified as FAA Forms 8260-3, 8260-4 and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA from document is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

This amendment to Part 97 is effective on the date of publication and contains separate SIAPs which have compliance dates stated as effective dates based on related changes in the National Airspace System or the application of new or revised criteria. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Approach Procedures (TERPs). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs is unnecessary, impracticable, or contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

List of Subjects in 14 CFR Part 97

Approaches, Standard instrument.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, Part 97 of the Federal Aviation Regulations (14 CFR Part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 G.m.t. on the dates specified, as follows:

1. By amending Part 97.23 VOR-VOR/DME SIAPs identified as follows:

** * * Effective March 31, 1983*

Thermal, CA—Thermal, VOR-A, Amdt. 2
Thermal, CA—Thermal, VOR/DME Rwy 30/35, Amdt. 2
Iowa City, IA—Iowa City Muni, VOR Rwy 35, Amdt. 9
Cleveland, MS—Cleveland Muni, VOR-A, Amdt. 6
Memphis, TN—Memphis Intl, VOR Rwy 18R, Amdt. 1, cancelled
Memphis, TN—Memphis Intl, VOR Rwy 27, Amdt. 1
Bay City, TX—Bay City Muni, VOR/DME-A, Amdt. 3
Childress, TX—Childress Muni, VOR Rwy 35, Amdt. 8
Fort Stockton, TX—Fort Stockton-Pecos County, VOR Rwy 12, Amdt. 6
Fort Stockton, TX—Fort Stockton-Pecos County, VOR/DME-A, Amdt. 4
Paducah, TX—Dan E. Richards Muni, VOR/DME Rwy 35, Amdt. 1
Pecos City, TX—Pecos Muni, VOR Rwy 13, Amdt. 5
Wink, TX—Winkler County, VOR Rwy 13, Amdt. 9
Beloit, WI—Beloit, VOR-A, Amdt. 3

2. By amending Part 97.27 NDB/ADF SIAPs identified as follows:

** * * Effective March 31, 1983*

Cleveland, MS—Cleveland Muni, NDB Rwy 17, Amdt. 4
Boise City, OK—Boise City, NDB-A, Amdt. 1
Providence, RI—Theodore Francis Green State, NDB Rwy 5R, Amdt. 12

Manning, SC—Clarendon County, NDB Rwy 1, Orig
Manning, SC—Clarendon County, NDB Rwy 1, Amdt. 1, cancelled
Memphis, TN—Memphis Intl, NDB Rwy 9, Amdt. 25
Memphis, TN—Memphis Intl, NDB Rwy 36R, Amdt. 7
Bay City, TX—Bay City Muni, NDB Rwy 13, Amdt. 1
Hondo, TX—Hondo Muni, NDB Rwy 35R, Orig

** * * Effective March 17, 1983*

Washington, DC—Dulles Intl, NDB Rwy 1R, Amdt. 13
Chicago, IL—Chicago Midway, NDB Rwy 4R, Amdt. 11
Chicago, IL—Chicago Midway, NDB Rwy 31L, Amdt. 9
Chicago, IL—Chicago Midway, NDB Rwy 13R, Amdt. 9

** * * Effective February 17, 1983*

Atwood, KS—Atwood-Rawlins County City-County, NBD Rwy 16, Original

3. By amending Part 97.29 ILS-MLS SIAPs identified as follows:

** * * Effective March 31, 1983*

Atlanta, GA—DeKalb-Peachtree, ILS Rwy 20L, Amdt. 1
Savanna, GA—Savannah Muni, ILS Rwy 36, Orig
Providence, RI—Theodore Francis Green State, ILS Rwy 5R, Amdt. 10
Providence, RI—Theodore Francis Green State, ILS Rwy 23L, Amdt. 1
Memphis, TN—Memphis Intl, ILS Rwy 9, Amdt. 23
Memphis, TN—Memphis Intl, ILS Rwy 18L, Amdt. 7
Memphis, TN—Memphis Intl, ILS Rwy 18R, Amdt. 8
Memphis, TN—Memphis Intl, ILS Rwy 27, Amdt. 1
Memphis, TN—Memphis Intl, ILS Rwy 36L, Amdt. 9
Memphis, TN—Memphis Intl, ILS Rwy 36R, Amdt. 8

** * * Effective March 17, 1983*

Washington, DC—Dulles Intl, ILS Rwy 1R, Amdt. 17
Chicago, IL—Chicago Midway, ILS Rwy 4R, Amdt. 8
Chicago, IL—Chicago Midway, ILS Rwy 13R, Amdt. 36
Butler, PA—Butler County, ILS Rwy 8, Original

4. By amending Part 97.31 RADAR SIAPs identified as follows:

** * * Effective March 31, 1983*

Memphis, TN—Memphis Intl, RADAR-1, Amdt. 36

5. By amending Part 97.33 RNAV SIAPs identified as follows:

** * * Effective March 31, 1983*

Iowa City, IA-Iowa City Muni, RNAV Rwy 24, Original
Afton, OK-Shangri-La, RNAV Rwy 17, Orig
Afton, OK-Shangri-La, RNAV Rwy 35, Orig
Lewisburg, TN-Ellington, RNAV Rwy 20, Orig

(Secs. 307, 313(a), 601 and 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348, 1354(a), 1421, and 1510); Sec. 6(c), Department of Transportation Act (49 U.S.C. § 1655(c)); and 14 CFR 11.49(b)(3))

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. The FAA certifies that this amendment 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 February 11, 1983.

John M. Howard,

Manager, Aircraft Programs Division.

Note.—The incorporation by reference in the preceding document was approved by the Director of the Federal Register on December 31, 1980, and reapproved as of January 1, 1982.

[FR Doc. 83-4544 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

CIVIL AERONAUTICS BOARD

14 CFR Part 321

[Reg. PR-259; Amdt. No. 4; Docket 40959]

Unused Authority Procedures

AGENCY: Civil Aeronautics Board.

ACTION: Final rule.

SUMMARY: The CAB requires applicants for dormant authority to include fitness information in their applications. The CAB will revoke the route authority of those carriers that unreasonably delay their fitness investigation or that are found to be unfit. This action is taken at the CAB's initiative to implement the continuing fitness requirement in the Federal Aviation Act and to maintain the quality of the air transport system.

DATES: Adopted: February 8, 1983. Effective: March 26, 1983.

FOR FURTHER INFORMATION CONTACT: David Schaffer, Office of General Counsel, Civil Aeronautics Board, 1825 Connecticut Avenue, NW., Washington, D.C. 20428; 202-673-5442.

SUPPLEMENTARY INFORMATION: By PDR-82, 47 FR 40812, September 16, 1982, the Board proposed to require applicants for dormant route authority to include fitness information in their applications. The Board also proposed to revoke the dormant authority of any carrier that unreasonably delayed its fitness investigation or that was found to be unfit.

With the "sunset" of the Board's domestic route authority, it was assumed that persons seeking to start an airline would apply for their certificates under section 401(d)(1) of the Federal Aviation Act of 1958 (Pub. L. 85-726), as amended by the Airline Deregulation Act of 1978 (Pub. L. 95-504). Once a carrier is found fit under this section and has received its certificate, it is able to serve any route in the United States without having to file additional applications every time it wants to expand service.

Some persons have, however, continued to file for route authority under section 401(d)(5) of the Act. This section is known as the dormant authority or unused authority provision. It requires the Board to issue a certificate to the first applicant for a route for which another carrier has authority, but that it is not serving. Persons that receive route authority under this section have to file additional applications every time they wish to serve another route. Although the broader authority available under section 401(d)(1) would appear to encourage applicants to file under that section, some have continued to file under the dormant authority provision because that provision does not contain an explicit fitness requirement.

The Board became concerned that the absence of a fitness requirement in section 401(d)(5) was a loophole that posed a potential danger to the public. PDR-82 was issued to close this loophole. It relied on section 401(r) of the Act (49 U.S.C. 1371(r)), the continuing fitness requirement, which states that regardless of the source of the carrier's route authority, it must continue to be found fit. It authorizes the Board to revoke a carrier's authority if it fails to comply with requirement or to submit any reports that the Board requires. PDR-82 proposed to implement section 401(r) with respect to dormant authority carriers.

Charles Jones of Atlanta, Georgia wrote a letter in support of the Board's proposal. No other comments were filed. For the reasons stated in PDR-82 and summarized above, therefore, the Board is adopting the rule as proposed.

Under this rule, an applicant for dormant authority will have to include fitness information in its application as specified by § 321.11(d) and (e). Although under section 401(d)(5) the requested authority usually must be granted within 15 or 60 days (depending on the number of carriers serving the route), the Board or the Director of the

Bureau of Domestic Aviation will promptly institute a fitness investigation. If the Board concludes that the carrier is not fit or that it is unduly delaying the investigation, its authority will be revoked.

In accordance with 5 U.S.C. § 605(b), as added by the Regulatory Flexibility Act, P.L. 96-354, the Board certifies that this rule will not have a significant economic impact on a substantial number of small entities. Most small entities will apply for certificated route authority under section 401(d)(1), as explained above, and are therefore not affected by this rule. Only rarely will a small carrier seek dormant authority. Nevertheless, this rule is necessary to prevent harm to the public in those few instances where a carrier attempts to use the dormant authority provision to evade the fitness requirement.

List of Subjects in 14 CFR Part 321

Administrative practice and procedure, Air carriers.

PART 321—[AMENDED]

Accordingly, the Board amends 14 CFR Part 321, *Unused Authority Procedures*, as follows:

1. The authority for Part 321 is:

Authority: Secs. 204, 401, 1001, Pub. L. 85-726, as amended, 72 Stat. 743, 754, 788; 49 U.S.C. 1324, 1371, 1481.

2. A new Subpart F is added to the Table of Contents, as follows:

* * * * * *

Subpart F—Continuing Fitness

Sec.
321.50 Order instituting proceeding.
321.51 Answers.
321.52 Revocation of authority.

3. Paragraph (d) and (e) of § 321.11 are revised to read:

§ 321.11 Contents of applications.

Each application shall:

* * * * * *

(d) For applicants not yet found by the Board to be fit, willing, and able to provide any sort of air transportation service, include the material required by § 204.5 of this chapter to support such a finding. The applicant may incorporate by reference material submitted in a prior fitness proceeding before the Board, updated as necessary.

(e) For applicants already found by the Board to be fit, willing, and able to provide air transportation, cite the most recent Board order establishing that finding and—

(1) If the finding pertained to certificated charter air transportation, include the material required by § 204.4 of this chapter;

(2) If the finding pertained to operations as a commuter air carrier, include the material required by § 204.5 of this chapter.

4. A new Subpart F is added to read:

Subpart F—Continuing Fitness

§ 321.50 Order instituting proceeding.

Within 15 days after an application is filed under this part, the Board may issue an order instituting an investigation of the applicant's fitness.

§ 321.51 Answers.

Any person may respond to the Board's order instituting the investigation by filing with the Board a written answer or a petition to intervene under § 302.15 of this chapter, within the time specified in the order.

§ 321.52 Revocation of authority.

(a) The Board may revoke the authority granted under this part in either of the following situations:

(1) The Board finds, after notice and hearing conducted pursuant to the procedures of Part 302 of this chapter, that the carrier is not fit, willing, and able to provide scheduled passenger air transportation.

(2) The Board finds, after notice and hearing, that the carrier has unduly delayed, or has failed to participate fully in, the proceeding to establish its fitness.

(b) The hearing under this section may be conducted by written submissions rather than by an oral evidentiary hearing.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4678 Filed 2-23-83; 8:45 am]

BILLING CODE 6320-01-M

ENVIRONMENTAL PROTECTION AGENCY

21 CFR Parts 193 and 561

[FAP 3H5373/R135; FAP 3H5373/R136; PH-FRL 2311-1]

Ethyl 3-Methyl-4-(Methylthio)Phenyl (1-Methylethyl)Phosphoramidate

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: These rules establish a food and feed additive regulation to permit the combined residues of the nematocide ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate and its cholinesterase-inhibiting metabolites in or on certain food and feed commodities under an experimental use permit. These regulations to establish maximum permissible levels for the combined residues of the insecticide in or on the food and feed commodities were requested, pursuant to a petition, by the Mobay Chemical Corporation.

EFFECTIVE DATE: Effective on February 24, 1983.

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

FOR FURTHER INFORMATION CONTACT: Henry Jacoby, Product Manager (PM) 21, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 227, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-1900).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the Federal Register of December 22, 1982 (47 FR 57129) that announced that the Mobay Chemical Corporation, P.O. Box 4913, Kansas City, MO 64120, had submitted food and feed additive petition 3H5373 proposing to amend 21 CFR Parts 193 and 561 by establishing regulations permitting the combined residues of the nematocide ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate and its cholinesterase-inhibiting metabolites in or on certain food and feed commodities as follows:

1. Part 193, FAP 3H5373, raisins at 0.3 part per million (ppm) resulting from applications of the nematocide to grapes.

2. Part 561, FAP 3H5373, grape pomace at 1.0 ppm and raisin waste at 3.0 ppm resulting from applications of the nematocide to grapes.

There were no comments received in response to the notice of filing.

The toxicological data considered in support of these tolerances included a 2-year dog feeding study with a no-observed effect-level (NOEL) of 0.025 mg/kg body weight/day (1.0 ppm); a 2-year rat feeding study with a NOEL of 0.15 mg/kg/day (3.0 ppm); an 18-month mouse oncogenic study with no oncogenic effects observed at 7.50 mg/kg/day (50 ppm); a 3-generation rat reproduction study with a NOEL of 1.5 mg/kg/day (30 ppm); a rat teratology study with a NOEL of 0.5 mg/kg/day; and a rabbit teratology study with a NOEL of 30 mg/kg/day.

Using a 10-fold safety factor and based on the NOEL of 0.025 mg/kg/day in dogs, the acceptable daily intake (ADI) is 0.0025 mg/kg/day and the maximum permissible intake (MPI) is 0.1500 mg/day for a 60-kg person.

Presently established temporary tolerances, toxicologically approved tolerances, and these tolerance result in a maximum theoretical exposure of 0.0054 mg/day for a 60-kg person which represents 3.61 percent of the ADI. Temporary tolerances have previously been established for combined residues of this nematocide and its cholinesterase-inhibiting metabolites in or on pineapple and pineapple bran.

There are no regulatory actions pending against continued registration of the pesticide and there are no other considerations involved in establishing these temporary tolerances. The metabolism of this fungicide and its metabolites is adequately understood, and an adequate analytical method, gas chromatography with scintillation spectrophotometry, is available for enforcement purposes.

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

Any person adversely affected by this regulation may, within 30 days after publication of this notice in the **Federal Register**, file written objections with the Hearing Clerk, at the address given above. Such objections should specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

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

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

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

List of Subjects in 21 CFR Parts 193 and 561

Food additives, Animal feeds, Pesticides and pests.

Dated: February 11, 1983.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

PART 193—[AMENDED]

Therefore, 21 CFR, Chapter I, is amended as follows:

1. In Part 193 by adding a new § 193.463 to read as follows:

§ 193.463 Ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate.

(a) [Reserved].

(b) A tolerance of 0.3 part per million is established for the combined residues of the nematocide ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate and its cholinesterase-inhibiting metabolities in raisins resulting from applications of the nematocide in accordance with the provisions of an experimental use permit that expires December 31, 1983.

(1) Residues in raisins not in excess of 0.3 ppm resulting from the use described in paragraph (b) of this section remaining after expiration of the experimental use program will not be considered actionable if the pesticide is legally applied during the terms of, and in accordance with, the provisions of the experimental use permit and the food additive tolerance.

(2) The Mobay Chemical Corporation shall immediately notify the Environmental Protection Agency of any findings from the experimental use that have a bearing on safety. The Corporation shall also keep records of distribution and performance and, on request, make the records available to any authorized officer or employee of the Environmental Protection Agency or the Food and Drug Administration.

PART 561—[AMENDED]

2. In Part 561, § 561.232 is revised to read as follows:

§ 561.232 Ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate.

(a) [Reserved].

(b) Tolerances are established for the combined residues of the nematocide ethyl 3-methyl-4-(methylthio)phenyl (1-methylethyl) phosphoramidate and its cholinesterase-inhibiting metabolites in the following processed feeds when present as a result of applications of this pesticide to the growing crop under an experimental use permit (EUP).

Feeds	Parts per million	Company	EUP expires
Pineapple bran	10.0	Pineapple Growers' Association of Hawaii.	Aug. 31, 1985.
Grape pomace (dry and wet).	1.0	Mobay Chemical Corp.	Dec. 31, 1983.
Raisin waste	3.0	Mobay Chemical Corp.	Do.

(1) Residues in the feed not in excess of the tolerance level indicated resulting from the use described in paragraph (b) of this section remaining after expiration of the experimental use program will not be considered actionable if the pesticide is legally applied during the term of, and in accordance with, the provisions of the experimental use permit and the feed additive tolerance.

(2) The Company concerned shall immediately notify the Environmental Protection Agency of any findings from the experimental use that have a bearing on safety. The Company shall also keep records of distribution and performance and on request make the records available to any authorized officer or employee of the Environmental Protection Agency or the Food and Drug Administration.

[FR Doc. 83-4674 Filed 2-23-83; 8:45 am]

BILLING CODE 6560-50-M

21 CFR Part 561

[FAP 8H5181/R130 PH-FRL 2311-2]

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

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule

SUMMARY: This rule establishes a feed additive regulation for residues of the desiccant, defoliant, and herbicide paraquat in spent mint hay resulting from application of the pesticide to the growing crop. This reguation, requested in a petition submitted by the Interregional Research Project No. 4 (IR-4), establishes the maximum permissible level for residues of paraquat in or on spent mint hay at 3.0 parts per million (ppm).

EFFECTIVE DATE: Effective on February 24, 1983.

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

FOR FURTHER INFORMATION CONTACT: Donald R. Stubbs, Emergency Response Section, Registration Division (TS-

767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 716B, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703–557–1192).

SUPPLEMENTARY INFORMATION: EPA issued a notice published in the **Federal Register** of September 29, 1982 (47 FR 42805) that announced that the Interregional Research Project No. 4 (IR–4), New Jersey Agricultural Experiment Station, P.O. Box 231, Rutgers University, New Brunswick, NJ 08903, had filed feed additive petition 8H5181 for residues of the pesticide paraquat (1,1'dimethyl4,4'-bipyridinium ion), derived from application of either the bis(methyl sulfate) or the dichloride salt (both calculated as the cation), in or on spent mint hay at 3.0 ppm when present therein as a result of the application to growing peppermint or spearment.

No comments or request for referral to an advisory committee were received by the Agency in response to this notice of filing.

A related document (PP 8E2048/9E2229/0E2345/2E2611/R515) establishing tolerances for residues of paraquat in or on various raw agricultural commodities, including mint hay (40 CFR 180.205), appears elsewhere in this issue of the **Federal Register.**

The data submitted in the petition and other relevant material have been evaluated and discussed in the notice of proposed rulemaking for PP 8E2048 (47 FR 57975, December 29, 1982). The pesticide is considered useful for the purpose for which the regulation is sought, and it is concluded that the pesticide maybe safely used in the prescribed manner when such use is in accordance with the label and labeling registered pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act, as amended (86 Stat. 973, 80 Stat. 751; 7 U.S.C. 136(a) *et seq.*). Therefore, 21 CFR 561.289 is amended as set forth below.

Any person adversely affected by this regulation may, within 30 days after publication of this notice in the **Federal Register**, file written objections with the Hearing Clerk, at the address given above. Such objections should be submitted in quintuplicate and specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

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

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96–534, 94 Stat. 1164, 5 U.S.C. 601–612), the Administrator has determined that regulations establishing new food or feed additives, or conditions for safe use of additives, or raising such food or feed additive levels do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24945). Effective on: February 24, 1983.

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 348(c)(1)))

List of Subjects in 21 CFR Part 561

Feed additives, Pesticides and pests.

Dated: February 11, 1983.

Edwin L. Johnson

Director, Office of Pesticide Programs.

PART 561—[AMENDED]

Therefore, 21 CFR 516.289 is revised to read as follows:

§ 561.289 Paraquat.

Tolerances are established for residues of the defoliant, desiccant, and herbicide paraquat (1,1'-dimethyl-4,4'-bipyridinium ion) derived from the application of either the bis(methyl sulfate) or dichloride salt (both calculated as the cation) in the following processed feeds when present therein as a result of application of paraquat to the growing crops:

Feeds	Parts per million
Mint, hay, spent	3.0
Sunflower, seed hulls	6.0

[FR Doc. 83–4679 Filed 2–23–83; 8:45 am]

BILLING CODE 6560–50–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Parts 200 and 203

[Docket No. R–83–1013]

Eligibility of Manufactured Homes for Mortgage Insurance

AGENCY: Office of Assistant Secretary for Housing—Federal Housing Commissioner.

ACTION: Interim rule.

SUMMARY: HUD is extending eligibility for mortgage insurance pursuant to Title II of the National Housing Act to manufactured homes constructed in conformance with the Manufactured Home Construction and Safety Standards when permanently attached to a site-built permanent foundation which meets HUD's Minimum Property Standards. Under existing practice, manufactured homes are not eligible for Title II mortgage insurance when the manufactured home itself does not meet HUD's Minimum Property Standards.

DATES: Effective Date: Upon expiration of the first period of 30 calendar days of continuous session of Congress after publication, subject to waiver. Further notice of the effective date of this interim rule will be published in the **Federal Register.** Comment Due Date: April 25, 1983.

ADDRESS: Interested persons are invited to submit comments to the Rules Docket Clerk, Office of General Counsel, Room 10278, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, D.C. 20410. Each comment should include the commentor's name and address and must refer to the docket number indicated in the heading of this rule. A copy of each comment will be available for public inspection and copying during regular business hours at the above address.

FOR FURTHER INFORMATION CONTACT: John J. Coonts, Director, Single Family Development Division, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 9270, Washington, D.C. 20410, (202) 755–6720. This is not a toll-free number.

SUPPLEMENTARY INFORMATION: Pursuant to Title VI of the Housing and Community Development Act of 1974 (42 U.S.C. 5401 et seq.), the Department issues Manufactured Home Construction and Safety Standards to improve the quality and durability of manufactured homes. The Standards, which apply to all manufactured homes manufactured after June 15, 1976, take into consideration existing State and local laws but preempt those which are not identical to the Federal standards. The Standards appear at 24 CFR Part 3280.

The Department also facilitates the financing of manufactured home purchases by insuring manufactured home loans made by private lending institutions pursuant to Title I of the

National Housing Act (12 U.S.C. 1703). The Department insures loans for the purchase of a manufactured home pursuant to 24 CFR Part 201, Subpart B, and for the purchase of a manufactured home and lot ("combination loans") pursuant to 24 CFR Part 201, Subpart D. Under Title I loans, the manufactured home is treated as a chattel and, therefore, the loan insured is comparable to a consumer loan. The rate ordinarily is 1 to 2 percentage points higher than a real estate mortgage loan, and the maturities average only about 15 years. The present Title I loan limits are $22,500 for 20 years on single-module units, $35,000 for 20 years on double-module units, and up to $47,500 for 25 years for combination loans.

Loans for the purchase of manufactured homes and sites have not generally been eligible for mortgage insurance pursuant to Title II of the National Housing Act for several reasons. Loans insured pursuant to Title II must be secured by mortgages on real property, so that chattel mortgages are not eligible. Further, properties subject to loans insured pursuant to Title II generally must meet HUD's Minimum Property Standards in all respects. The Manufactured Home Construction and Safety Standards promulgated by HUD are not the same as the Minimum Property Standards, which are compiled in contemplation of site-built "stick" housing.

In time, however, the differences between manufactured homes and site-built homes have become blurred. Improvements in the design and construction of manufactured homes have enhanced their durability and acceptability in residential neighborhoods. Communities and some States have revised their zoning policies which previously relegated manufactured homes to mobile home parks. Permanently placed manufactured homes may now appreciate in value as do comparable site-built houses, rather than being considered to depreciate as they have in the past. This has resulted in jurisdictions reclassifying manufactured homes from chattels to real property status. Manufacturers are beginning to sell their manufactured homes through real estate developers rather than through dealers, and some private lenders offer mortgages on manufactured homes if they are permanently placed on the borrower's lot.

Current housing trends indicate that with certain exceptions, manufactured homes permanently placed on acceptable sites can provide less expensive housing than comparable site-built housing. The inherent economies of production line assembly, relatively immune from delaying weather conditions, make a manufactured home less expensive than a comparable site-built home.

Extension of FHA mortgage insurance to manufactured housing further expands the availability of affordable housing that may fulfill the needs of many households. With a real estate mortgage loan, the prospective buyer of a manufactured home gains the advantages of the lower interest rate on a real property mortgage as compared with a personal property loan and the lower amortization requirements resulting from a longer loan term. A buyer can, in essence, finance a larger amount for the same monthly payment.

The Department previously has recognized the suitability of certain existing (as distinguished from newly constructed) manufactured houses for Title II mortgage insurance. By Notice H-80-95 (August 28, 1980), the Department advised that existing permanently sited double-wide manufactured homes would be treated as any other existing property for insurance eligibility purposes. Subsequently, by Notice H-81-6 (January 12, 1981), the Department further advised concerning the eligibility of proposed construction involving double-wide manufactured homes conforming to Minimum Property Standards requirements for Title II insurance.

The President's Commission on Housing has also taken note of evolutionary development in the manufactured housing industry, stating:

> Manufactured housing is a significant source of affordable housing for American families, particularly first-time homebuyers, the elderly, and low- and moderate-income families. Manufactured homes accounted for almost 36 percent of all single-family homes sold in the United States in 1981, and for the vast majority of those sold for under $50,000.
>
> Manufactured housing has competed effectively in a national housing market characterized by a vast array of Federal credit programs, institutional financing facilities, and regulations that favor conventional housing competitors. However, special limitations on the financing of manufactured housing continue to place serious inhibitions on what could be a valuable and afforable source of housing for millions of Americans. The Commission believes that the disincentives that now characterize the manufactured housing sector should be removed in order to make full use of this resource.
>
> The Commission therefore recommended that:
>
> Federal and State government and quasi-government agencies provide the regulatory and legal framework necessary to permit permanent mortgage financing of [manufactured homes permanently attached to the land] on the same basis as other real property loans. [The Report of the President's Commission on Housing 85 (1982).]

Committees of Congress also have proposed the expansion of FHA mortgage insurance eligibility for manufactured housing. Both the Housing and Community Development Amendments of 1982 (S. 2607), as reported by the Senate Committee on Banking, Housing and Urban Affairs, and the Housing and Urban-Rural Recovery Act of 1982 (H.R. 6296), as reported by the House Committee on Banking, Finance and Urban Affairs, contain provisions confirming eligibility of manufactured housing conforming to the Manufactured Home Construction and Safety Standards and affixed to a permanent foundation for mortgage insurance under Title II. The Department views such proposals as intended to encourage the extension of mortgage insurance to such properties without indicating a lack of present authority to do so.

The Department, therefore, is extending the eligibility of Title II mortgage insurance to newly constructed manufactured homes which comply with the Manufactured Home Construction and Safety Standards and are attached permanently to a site-built permanent foundation meeting Minimum Property Standards requirements. The site, site improvements, and all other features of the mortgaged property not addressed by the Manufactured Home Construction and Safety Standards must meet or exceed the applicable requirements of the Minimum Property Standards.

In certain limited respects, the Department proposes to impose certain eligibility requirements for mortgage insurance in areas involving the manufactured structure itself which are addressed by the Manufactured Home Construction and Safety Standards. As insurer, the Department is subject to actuarially unknown risks in extending insurance to mortgages on manufactured housing, and therefore the Department is imposing these additional requirements that are believed to be cost-beneficial to

the buyer and will enhance the adequacy of the property as security for mortgages insured under Title II. The additional requirements provide greater structural durability and resale potential as realty, thus assuring that the loans may be economically sound investments and otherwise acceptable risks for homeowners who qualify for insured single family mortgage loans.

The Department also is confirming the eligibility of existing properties involving a manufactured home for mortgage insurance. This eligibility is not limited, as formerly, to double-wide homes but will include any manufactured home constructed in conformance with the Manufactured Home Construction and Safety Standards having a 400 square foot minimum floor area. Consistent with the Department's single-family mortgage insurance programs, an "existing property" is one where the manufactured home has been permanently affixed to the site for more than one year prior to the application for insurance. The expiration of this minimum life on site permits insurance valuation on the basis of the simpler standards applied for eligibility of existing properties.

Section-by-Section Analysis

24 CFR 200.925, which requires generally that all housing constructed under HUD mortgage insurance and low-rent housing programs shall meet or exceed HUD Minimum Property Standards, is proposed to be amended to limit its applicability to manufactured homes only to the extent provided by new § 203.43f, which is proposed to be added to an existing series of provisions in Part 203, Subpart A, establishing requirements for special situation mortgages. Section 203.43f provides that a mortgage covering a one-family manufactured home (as defined in 24 CFR § 3280.2(a)(16)) which meets the requirements of Part 203, Subpart A, except as modified by the further provisions of the section, shall be eligible for insurance pursuant to Subpart A.

Subsection (a) of § 203.43f states the requirement of compliance with the Manufactured Home Construction and Safety Standards as evidenced by the manufacturer's certification label. It also sets an insurance eligibility requirement of 400 square feet minimum floor area for the manufactured home. Amendments adopted in 1980 to the National Manufactured Housing Construction and Safety Standards Act altered the size dimensions contained in the definition of manufactured home so as to include units of 320 or more square feet. However, the conference report on the 1980 amendments directed the Secretary to consider differing, more flexible standards for smaller manufactured homes (such as park models) where square footage is between 320 and 400 square feet. Also, most smaller manufactured homes are designed not for permanent anchoring to a permanent foundation but for frequent transportation. In its recent implementation of the 1980 statutory amendments, the Department noted its intent to address the question of standards for application to smaller units in the near future (47 FR 28091 (June 29, 1982)). In anticipation of this separate treatment of smaller units, the Department believes it appropriate to limit mortgage eligibility to units covered by the full Manufactured Home Construction and Safety Standards.

The Department also notes a related issue regarding what traditionally have been referred to as "modular homes." Prior to enactment of the National Manufactured Housing Construction and Safety Standards Act in 1974, modular housing which satisfied the requirements of HUD's Minimum Property Standards was considered eligible for Title II mortgage insurance. Because more modular homes fell within the definition of "manufactured home" adopted by the statute, the Department, by regulation, exempted from the requirements of the new legislation structures manufactured in accordance with HUD's Minimum Property Standards or, alternatively, with one or another of a specified group of model building codes. The Department's approach was confirmed legislatively by Section 902 of the Housing and Community Development Act of 1977, which added subsection (h) to Section 604 of the National Manufactured Housing Construction and Safety Standards Act (42 U.S.C. 5403(h)). The amendment authorizes the Secretary to exclude from coverage of the safety and construction standards requirements any structure

> * * * which the manufacturer certified, in a form prescribed by the Secretary, to be:
>
> (1) Designed only for erection or installation on a site-built permanent foundation;
>
> (2) Not designed to be moved once so erected or installed;
>
> (3) Designed and manufactured to comply with a nationally recognized model building code or an equivalent local code, or with a State or local modular building code recognized as generally equivalent to building codes for site-built housing, or with minimum property standards adopted by the Secretary pursuant to title II of the National Housing Act; and
>
> (4) To the manufacturer's knowledge is not intended to be used other than on a site-built permanent foundation. 42 U.S.C. 5403(h).

The exemption provision is implemented at 24 CFR 3282.12. It provides that exemption will be evidenced by the certification label, affixed in a permanent manner, which, among other things, identifies the qualifying code in compliance with which the structure has been manufactured.

The Department continues to regard modular homes not subject to the Manufactured Housing Construction and Safety Standards Act as eligible for Title II insurance if they meet the Minimum Property Standards. As noted, however, compliance with the Minimum Property Standards is only one of a series of alternative bases considered substantially equivalent to each other for exemption from the construction and safety standards. The Department therefore solicits comment on the question of whether manufactured homes meeting the exemption requirements on the basis of compliance with codes other than the Minimum Property Standards should be equally eligible for Title II mortgage insurance.

Subsection (b) of § 203.43f requires that the insured mortgage covering the manufactured home and site constitute a mortgage on real estate and limits the term of the mortgage to not more than 30 years. 24 CFR 203.17(e), which limits mortgage maturities to not in excess of three-fourths of the remaining economic life of the building improvements, is made inapplicable. The statutory basis of this regulatory requirement was repealed in 1980, and the Department intends to revoke this regulation. However, because of uncertainty regarding the useful economic life of manufactured housing (due to the fact that the Manufactured Home Construction and Safety Standards have been in effect only seven years), the Department has determined that a 30-year maximum term is prudent and, accordingly, that the provisions of § 203.17(d) (i) and (ii), permitting maturities of up to 35 years in certain circumstances, will not apply.

Subsection (c) contains the further requirements applicable to a manufactured home which has not been permanently erected on a site for more than one year.

Clause (i) of subsection (c) requires that the manufactured home be permanently attached to a permanent foundation that meets the Minimum Property Standards. The regulation precludes any intent to move the home to another location and is intended to

make the manufactured home on its foundation a structural entity comparable to a stick-built house on its foundation. Clause (i) further requires that the site itself (which includes utilities) and all site improvements, including but not limited to driveways, walks, patios, porches, carports and garages meet the applicable requirements of the Minimum Property Standards for One- and Two- Family Dwellings. The only deviation from the Minimum Property Standards is the requirement that the finish grade level beneath the dwelling be at or above the 100-year return frequency flood elevation instead of the 50-year return frequency flood elevation currently required by § 311–2 of the Minimum Property Standards. The National Flood Insurance Program damage projections indicate that manufactured housing is more susceptible to flood damage than sitebuilt housing because of the materials used. Therefore, this higher elevation is required to minimize a possible risk to the insurance fund.

Clause (ii) of subsection (c) requires a continuous perimeter enclosure constructed of a material that conforms to the Minimum Property Standards requirements for foundations. This enclosure may or may not be the supporting foundation of the manufactured home, depending upon its structural characteristics. If it is the supporting foundation, as set forth in clause (i), it must meet Minimum Property Standards requirements and be able to resist all design loads identified in § 601 of the Minimum Property Standards. If it is not the supporting foundation, it must resist whatever forces to which it may be subject without transmitting adverse forces to the building superstructure.

Clause (iii) of subsection (c) prescribes thermal requirements that are more energy-conservative than those included in the current Manufactured Home Construction and Safety Standards. They are set at a level which will have a projected five-to-seven year payback in energy cost savings for a typical manufactured home and which the Department believes is currently being met by some manufacturers. Zone I covers the same area as in the present Manufactured Home Construction and Safety Standards. The following States have been removed from Zone II and added to Zone III: Montana, Wyoming, North and South Dakota, Minnesota, Wisconsin, Michigan, Maine, New Hampshire and Vermont.

Clause (iv) of subsection (c) results from a study contracted by HUD which concluded that highway shock and vibration adversely affected long-term structural durability, shortening the useful economic life of manufactured housing. Unlike a site-built house, by the time a manufactured home is ready for occupancy, it has already lost a percentage of its useful economic life due to stresses on the structure during transportation to its permanent foundation. Tests conducted in the course of the study indicated that this degradation, which can result in loosened joints, poorly fitting windows and doors and leaky roofs, could be significantly reduced if manufactured homes, particularly double-wide manufactured homes, were properly cross-braced and stiffened during transportation. The Department has determined that this requirement is cost-effective for manufactured homes to be insured under Title II. The transportation period is considered to begin when the manufactured home leaves the manufacturer and to continue until the manufactured home is placed upon its permanent foundation.

Clause (v) merely clarifies that the requirement of approval of a dwelling for insurance prior to construction does not apply to the manufactured unit itself but only to site improvements.

Clause (vi) modifies the standard warranty. The additional requirements are the delivery of the manufacturer's warranty which is required when the Department insures the purchase of a manufactured home under Title I, and provisions warranting that no hidden damage was sustained during transportation. In the case of a double-wide manufactured home, the warranty shall also provide that the sections were properly joined and sealed.

Subsection (d) of § 203.43f contains the further requirements applicable to a manufactured home which has been permanently erected on a site for more than one year and is proposed for mortgage insurance as existing housing. The requirements are based on Notice H–80–95, referred to above. Clause (i) requires that the existing manufactured home be permanently anchored to and supported by permanent footings and have permanently installed utilities protected from freezing, and that the space beneath the home be a properly enclosed crawl space. Clause (ii) requires that all features of the mortgaged property not addressed by the Manufactured Home Construction and Safety Standards comply with the abbreviated minimum property standards applicable to existing properties, except for the same deviation discussed above in connection with Clause (i) of Subsection (c). Requirements for Existing Housing (Handbook 4905.1) only states that the dwelling not be located so as to be subject to damage from flood. For Title II insurance purposes for existing manufactured homes, the finish grade level beneath the manufactured home must also be at or above the 100-year return frequency flood evaluation.

Clause (iii) of subsection (d) states a requirement not contained explicitly in Notice H–80–95. It provides that the manufactured home shall have been occupied only at the location covered by the insured mortgage. The Department believes this requirement to be necessary for acceptability of the insurance risk because of the greater degradation that may be experienced as a result of several transportations and which may not be apparent at the time of appraisal. The Department does not believe that this requirement will result in a significant limitation on the availability of mortgage insurance.

Publication as Interim Rule

The Secretary has determined that delay of the effectiveness of this regulation until after receipt and consideration of public comment is unnecessary and contrary to the public interest. Support for the extension of mortgage insurance to manufactured housing permanently affixed to the land is widespread. The conditions on such eligibility which are stated in the regulation are minimal and, to a significant degree, are based upon existing practice. To the extent that some commentators may believe that even certain of these minimal requirements may be unnecessary, the Department believes that most potentially eligible properties will meet all the requirements and, therefore, that there is no good reason to delay the eligibility of those properties pending refinements that may only further expand eligibility. The Secretary also believes that it will be in the public interest to assure the availability of mortgage insurance for proposed construction involving manufactured homes prior to the Spring 1983 building season. For these reasons, the Secretary has determined that the regulation should be published as an interim rule for early effectiveness, coupled with a solicitation of public comments to be considered in the formulation of a final rule.

Section 7(o) of the Department of HUD Act (42 U.S.C. 3535(o)(3)) provides that any regulation published by the Department may not become effective prior to expiration of the first period of 30 calendar days of continuous session

of Congress occurring after publication, unless such requirement is waived by the Chairmen and the Ranking Minority Members of the Senate Committee on Banking, Housing, and Urban Affairs and the House Committee on Banking, Finance and Urban Affairs. The current Congressional schedule will not permit satisfaction of this requirement until 30 session days after commencement of the 98th Congress in January 1983, which is likely to occur in late February or early March 1983. In view of the consideration stated above, the Secretary has requested the described waivers in order that the regulation may become effective at an earlier date. At the time of publication of this interim rule, it is not known whether or when such waivers will be granted. Under Section 7(o)(5) of the Department of HUD Act, "Congressional inaction on any rule or regulation shall not be deemed an expression of approval of the rule or regulation involved." The foregoing provision refers to inaction on a joint resolution of disapproval or other legislation which is intended to modify or invalidate the rule or regulation or any portion thereof, and the principle that such inaction does not imply Congressional approval applies, *a fortiori*, to a waiver of the nature requested by the Secretary.

In any event, notice of the effectiveness of this interim rule will be published in the **Federal Register.**

Other Findings

Pursuant to the provisions of 5 U.S.C. 605(b) (The Regulatory Flexibility Act), the undersigned hereby certifies that this rule would not have a significant economic impact on a substantial number of small entities, since its impact is limited to making mortgage insurance more readily available, on generally more favorable terms, to purchasers of qualifying manufactured homes.

This rule does not constitute a "major rule" as that term is defined in Section 1(b) of the Executive Order on Federal Regulation issued by the President on February 17, 1981. Analysis of the rule indicates that it does not: (1) Have an annual effect on the economy of $100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, Federal, State or local government agencies, or geographic regions; or (3) have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

A Finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations in 24 CFR Part 50 which implements Section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332). The Finding of No Significant Impact is available for public inspection and copying during regular business hours in the Office of the Rules Docket Clerk, Room 10278, 451 Seventh Street, S.W., Washington, D.C. 20410.

This rule was listed as Item H-82-82 in the Department's Semiannual Agenda of Regulations published on October 28, 1982, (47 FR 48422, 48445) pursuant to Executive Order 12291 and the Regulatory Flexibility Act.

The following numbers identify the programs, as listed in the Catalog of Federal Domestic Assistance, affected by the regulation.

Section 203(b)
- 14.117 Mortgage Insurance—Homes
- 14.118 Mortgage Insurance—Homes for Certified Veterans

Section 213
- 14.126 Mortgage Insurance—Management Type Cooperative Projects

Section 220
- 14.122 Mortgage Insurance—Homes in Urban Renewal Areas

Section 221(d)(2)
- 14.120 Mortgage Insurance—Homes for Low and Moderate Income Families

Section 222
- 14.166 Mortgage Insurance—Servicemen

Section 233
- 14.152 Experimental Housing

Section 234
- 14.133 Mortgage Insurance—Purchase of Units in Condominiums (f)

Section 235
- 14.147 Homeownership for Lower Income Families

Section 237
- 14.140 Special Mortgage Insurance for Low and Moderate Income Families

Section 244
- 14.161 Coinsurance

Section 245(a) and Section 245(b)
- 14.159 Section 245 Graduated Payment Mortgage Program

List of Subjects

24 CFR Part 200

Administrative practice and procedure, Claims, Equal employment opportunity, Fair housing, Housing standards, Loan programs—housing and community development, Mortgage insurance, Organization and functions (Government agencies), Reporting and recordkeeping requirements, Minimum property standards.

24 CFR Part 203

Home improvement, Loan programs—housing and community development, Mortgage insurance, Solar energy.

Accordingly, Subchapter A of Title 24 CFR is amended as follows:

PART 200—INTRODUCTION

1. Section 200.925 is revised as follows:

§ 200.925 Applicability of minimum property standards.

All housing constructed under HUD mortgage insurance and low-rent public housing programs shall meet or exceed HUD Minimum Property Standards, except that this requirement shall be applicable to manufactured homes eligible for insurance pursuant to § 203.43f of this Part only to the extent provided therein.

PART 203—MUTUAL MORTGAGE INSURANCE AND REHABILITATION LOANS

2. Section 203.43f is added, as follows:

§ 203.43f Eligibility of mortgages covering manufactured homes.

A mortgage covering a one-family manufactured home (as defined in 24 CFR 3280.2(a)(16)) that meets the requirements of this subpart, except as modified by this section, shall be eligible for insurance pursuant to this subpart.

(a) The manufactured home, when erected on site, shall have floor space area of not less than four hundred square feet and shall have been constructed in conformance with the National Manufactured Home Construction and Safety Standards as evidenced by a certification label affixed thereto in accordance with 24 CFR 3280.8.

(b) The mortgage shall cover the manufactured home and site, shall constitute a mortgage on a property classified and taxed as real estate, and shall have a term of not more than 30 years from the date of the beginning of amortization. Section 203.17(e) of this subpart shall not be applicable.

(c) In the case of a manufactured home which has not been permanently erected on a site for more than one year prior to the date of the application for mortgage insurance:

(i) The manufactured home shall be erected on a site-built permanent foundation that meets or exceeds applicable requirements of the Minimum Property Standards for One- and Two-Family Dwellings, 4900.1 (see 24 CFR 200.929(b)(1)) (MPS) and shall be

permanently attached thereto by anchoring devices adequate for all loads identified in the MPS. The towing hitch or running gear, which includes axles, brakes, wheels and other parts of the chassis that operate only during transportation, shall have been removed. The finished grade level beneath the manufactured home shall be at or above the 100-year return frequency flood elevation. The site, site improvements, and all other features of the mortgaged property not addressed by the Manufactured Home Construction and Safety Standards shall meet or exceed applicable requirements of the MPS.

(ii) The space beneath the manufactured home shall be enclosed by continuous foundation-type construction designed to resist all forces to which it is subject without transmitting forces to the building superstructure. The enclosure shall be adequately secured to the perimeter of the manufactured home and be constructed of materials that conform to MPS requirements for foundations.

(iii) The manufactured home shall have an overall coefficient of heat transmission ("U_o" value) calculated in accordance with the procedures of NFPA 501 BM–1976 ("Mobile Home Heating, Cooling Load Calculations") that does not exceed the following for all locations within the following climatic zones:

Zone I	.145
Zone II	.099
Zone III [1]	.087

NFPA 501 BM–1976 is incorporated by reference and is issued by and available from the National Fire Protection Association, Batterymarch Park, Quincy, MA 02269.

(iv) The manufactured home shall be braced and stiffened before it leaves the factory to resist racking and potential damage during transportation.

(v) The conditions of paragraphs (i) and (ii) of § 203.18(a)(2) of this subpart shall not apply to construction of the manufactured home but shall be applicable to improvement of the site, including construction of the site-built foundation.

(vi) Section 203.14 of this subpart is modified to the extent provided in this paragraph. Applications relating to insurance of mortgages under this paragraph (c) must be accompanied by an agreement in form satisfactory to the Commissioner executed by the seller or builder or such other person as the Commissioner may require agreeing that in the event of any sale or conveyance of the dwelling within a period of one year beginning with the date of initial occupancy, the seller, builder, or such other person will at the time of such sale or conveyance deliver to the purchaser or owner of such property the manufacturer's warranty on a form prescribed by the Commissioner, which shall provide that the manufacturer's warranty is in addition to and not in derogation of all other rights and remedies the purchaser or owner may have, and a warranty in form satisfactory to the Commissioner warranting that the manufactured home, the foundation, positioning and anchoring of the manufactured home to its permanent foundation, and all site improvements are constructed in substantial conformity with the plans and specifications (including amendments thereof or changes and variations therein which have been approved in writing by the Commissioner) on which the Commissioner has based his valuation of the dwelling. The warranty shall also include provisions that the manufactured home sustained no hidden damage during transportation, and if the manufactured home is a double-wide, that the sections were properly joined and sealed. Such agreement must provide that upon the sale or conveyance of the dwelling and delivery of the warranty, the seller, builder or such other person will promptly furnish the Commissioner with a conformed copy of the warranty establishing by the purchaser's receipt thereon that the original warranty has been delivered to the purchaser in accordance with this section.

(d) In the case of a manufactured home which has been permanently erected on a site for more than one year prior to the dae of the application for mortgage insurance:

(i) The manufactured home shall be permanently anchored to and supported by permanent footings and shall have permanently installed utilities that are protected from freezing. The space beneath the manufactured home shall be a properly enclosed crawl space.

(ii) The site, site improvements, and all other features of the mortgaged property not addressed by the Manufactured Home Construction and Safety Standards shall meet or exceed applicable requirements of the Requirements for Existing Housing—One to Four Family Living Units (Handbook 4905.1). The finished grade level beneath the manufactured home shall be at or above the 100-year return frequency flood elevation.

(iii) The manufactured home shall have been occupied only at the location subject to the mortgage sought to be insured.

(Secs. 203, 211, National Housing Act (12 U.S.C. 1709, 1715b); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d))

Dated: December 16, 1982.

Philip Abrams,

Assistant Secretary for Housing—Federal Housing Commissioner.

[FR Doc. 83-4415 Filed 2-23-83; 8:45 am]

BILLING CODE 4210-27-M

[1] Zone III includes Alaska, Montana, Wyoming, North and South Dakota, Minnesota, Wisconsin, Michigan, Maine, New Hampshire, and Vermont.

DEPARTMENT OF JUSTICE

Parole Commission

28 CFR Part 2

Paroling, Recommitting and Supervising Federal Prisoners

AGENCY: Parole Commission, Justice.

ACTION: Final rule.

SUMMARY: The Commission is correcting several clerical errors and making several interpretative clarifications to its final rule at 28 CFR 2.20, Paroling Policy Guidelines published on December 16, 1982 at 47 FR 56334. These corrections and clarifications were suggested by staff and Commissioners during staff training sessions.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: Peter Hoffman, Research Director, United States Parole Commission, 5550 Friendship Boulevard, Chevy Chase, Maryland 20815, Tel: (301) 492–5980.

SUPPLEMENTARY INFORMATION:

PART 2—[AMENDED]

1. In FR Doc 82–33881, December 16, 1982, page 56336, second column, 28 CFR 2.20(d) is revised to more accurately reflect as part of the statement of policy the terminology of the new offense severity index as follows:

§ 2.20 Paroling policy guidelines; statement of general policy.

* * * * *

(d) The guidelines contain instructions for the rating of certain offense behaviors. However, especially mitigating or aggravating circumstances in a particular case may justify a decision or a severity rating different from that listed.

* * * * *

2. In 28 CFR 2.20, definition 231(b) on page 56337, third column is clarified by substituting the phrase "sexual

relationship" for the more ambiguous phrase "significant relationship" and by making explicit the relationship addressed in this section is a relationship between victim and offender. The revised definition reads as follows:

231 *Forcible Rape or Forcible Sodomy*

* * * * *

(b) *Exception:* If a prior consensual sexual relationship between victim and offender is present, grade as Category Six.

3. In 28 CFR 2.20, definition 311(a) on page 56338, first column is clarified to explain that the Commission intends this section only to apply to facilities similar to an armory and not facilities such as a retail store. The revised definition reads as follows:

311 *Burglary or Unlawful Entry*

(a) If the conduct involves an armory or similar facility (e.g., a facility where automatic weapons or war materials are stored) for the purpose of theft or destruction of weapons or war materials, grade as Category Six;

* * * * *

4. In 28 CFR 2.20 definition 616 on page 56339, first column is clarified by substituting the phrase "in connection with" for the phrase "while in custody" to remove any possible ambiguity from this section as it applies to failure to appear since the term "while in custody" could be misinterpreted as referring only to confinement status. The revised definition reads as follows:

616 *Escape or Failure To Appear*

If in connection with another Federal offense for which a severity rating can be assessed, grade the underlying offense and apply the rescission guidelines to determine an additional penalty. Otherwise, grade as Category Three.

5. In 28 CFR 2.20 definition 901(e) on page 56339, third column is corrected to remove a clerical error in the cross reference to the definition of "large scale." The corrected definition reads as follows:

901 *Distribution or Possession With Intent To Distribute*

* * * * *

(e) If large scale [see paragraph (d)], and no proprietary or managerial role, grade as Category Five;

* * * * *

6. In 28 CFR 2.20 provision 931(c) on page 56340, second column is corrected to include 200,000 doses in the example of large scale. Through a clerical error the 200,000 dose amount was previously omitted: very large scale included more than 200,000 doses, and large scale included up to 199,999 doses. This modification corrects this error and places 200,000 doses in the less serious of the two categories. The corrected provision reads as follows:

931 *Distribution or Possession With Intent To Distribute*

* * * * *

(c) If large scale (e.g., involving 20,000–200,000 doses), grade as Category Five;

* * * * *

7. In 28 CFR 2.20, provision 931(d) on page 56340, second column is corrected by changing 199,999 to 19,999 doses. This was a printing error and its correction affirms the Commission's previous example of medium scale for drug offenses of this type. Any confusion which this error might have caused for amounts of 20,000 to 200,000 doses would have been resolved by General Note 1 which provides that if an offense behavior can be classified under more than one category, the most serious category is to be used. Under this Note, even prior to correction of this error, 20,000 to 200,000 doses would be rated under the more serious category, i.e., large scale. The corrected provision reads as follows:

931 *Distribution or Possession With Intent To Distribute*

* * * * *

(d) If medium scale (e.g., involving 1,000–19,999 doses), grade as Category Four;

* * * * *

8. In 28 CFR 2.20, Chapter Thirteen, General Notes and Definitions, Subchapter A—General Notes 2 on page 56341, first column is modified to make clear that in cases graded as Category Seven multiple separate offenses are not to be taken account of by increasing the severity level but by a decision above the guidelines. There is a large gap of months between the top of the Category Seven guideline range and the bottom of the Category Eight guideline range. This modification makes clear that multiple separate offenses in cases graded as Category Seven may, where the circumstances warrant, be sanctioned without necessarily continuing the prisoner into the much longer time frames of Category Eight, although this does not preclude a decision above the base of the Category Eight guidelines where the specific aggrevating case circumstances warrant. The revised note reads as follows:

CHAPTER THIRTEEN—GENERAL NOTES AND DEFINITIONS

SUBCHAPTER A—GENERAL NOTES

* * * * *

2. If an offense behavior involved multiple separate offenses, the severity level may be increased. Exception: in cases graded as Category Seven, multiple separate offenses are to be taken into account by consideration of a decision above the guidelines rather than by increasing the severity level.

* * * * *

Dated: February 14, 1983.

Benjamin F. Baer,

Chairman, Parole Commission.

[FR Doc. 83-4650 Filed 2-23-83; 8:45 am]

BILLING CODE 4410-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[PP 8E2048/9E2229/0E2345/2E2611/R515; PH-FRL 2311-3]

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

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes tolerances for residues of the desiccant, defoliant, and herbicide paraquat in or on a variety of raw agricultural commodities and crop groups. The regulation to establish maximum permissible levels for residues of the pesticide in or on the commodities and crop groups was submitted, pursuant to a petition, by the Interregional Research Project No. 4 (IR–4).

EFFECTIVE DATE: Effective on February 24, 1983.

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

FOR FURTHER INFORMATION CONTACT: Donald Stubbs, Emergency Response Section, Process Coordination Branch, Registration Division (TS–767C), Environmental Protection Agency, Rm. 716B, CM #2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703–557–1192).

SUPPLEMENTARY INFORMATION: EPA issued a notice of proposed rulemaking published in the **Federal Register** of December 29, 1982 (47 FR 57975) that announced that the Interregional Research Project No. 4 (IR–4), New Jersey Agricultural Experiment Station, P.O. Box 231, Rutgers University, New Brunswick, NJ 08903, has submitted the following pesticide petitions to EPA on behalf of the IR–4 Technical Committee and the named Agricultural Experiment Stations: 0E2345 on behalf of the Agricultural Experiment Stations of Arkansas, California, Florida, Georgia, Illinois, Kentucky, Louisiana, Maryland, Michigan, New Jersey, New York, North Carolina, Ohio, Texas, and Washington;

9E2229 and 2E2611 on behalf of the Agricultural Experiment Station of California; and 8E2048 on behalf of the Agricultural Experiment Stations of Idaho, Indiana, Oregon, Washington, and Wisconsin, and the United States Department of Agriculture.

Pesticide petition 0E2345 requested that the Administrator, pursuant to section 408(e) of the Federal Food, Drug, and Cosmetic Act, propose the establishment of tolerances for residues of the desiccant, defoliant, and herbicide paraquat (1,1'-dimethyl-4,4'-bipyridinium ion), resulting from application of either the bis(methyl sulfate) or the dichloride salt (both calculated as the cation), in or on the following raw agricultural commodities and crop groups: beans (lima, snap) (succulent form), cabbage, carrots, cauliflower, Chinese cabbage, collards, cucurbits (watermelon, cantaloupe/muskmelon, pumpkin, squash, cucumber), fruiting vegetables (eggplants), peas (succulent form), and turnips (top and roots) at 0.05 part per million (ppm); beans (forage) at 0.1 ppm; and peas (forage) at 0.2 ppm. The petition was later amended to include proposed tolerances for beans (hay) at 0.4 ppm and peas (hay) at 0.8 ppm.

Petitions 9E2229 and 2E2611 requested that the Administrator propose the establishment of tolerances for residues of paraquat, resulting from application of either the bis(methyl sulfate) or the dichloride salt (both calculated as the cation), in or on the raw agricultural commodities kiwifruit (PP 2E2611) and pistachio nuts (9E2229) at 0.05 ppm.

Petition 8E2048 requested that the Administrator propose the establishment of a tolerance for residues of paraquat, resulting from application of either the bis(methyl sulfate) or the dichloride salt (both calculated as the cation), in or on the raw agricultural commodity mint hay at 0.5 ppm.

A related document, [FAP 8H5181/R130], establishing a regulation permitting residues of paraquat in spent mint hay at 3.0 ppm appears elsewhere in this issue of the **Federal Register.**

The data submitted in the petition and other relevant material have been evaluated and discussed in the notice of proposed rulemaking. The pesticide is considered useful for the purpose for which the tolerances are sought. It is concluded that the tolerances would protect the public health and are established set forth below.

Any person adversely affected by this regulation may, within 30 days after publication of this notice in the **Federal Register,** file written objections with the Hearing Clerk, at the address given above. Such objections should specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

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

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

List of Subjects in 40 CFR Part 180

Administrative practice and procedure, Agricultural commodities, Pesticides and pests.

Dated: February 11, 1983.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

PART 180—[AMENDED]

Therefore, 40 CFR 180.205 is amended by removing the entries melons, peppers, and tomatoes, and adding and alphabetically inserting the proposed raw agricultural commodities and crop groups to read as follows:

§ 180.205 Paraquat; tolerances for residues.

* * * * *

Commodities	Parts per million
* * * * *	
Beans, forage	0.1
Beans, hay	0.4
Beans, lima (succulent)	0.05
Beans, snap (succulent)	0.05
* * * * *	
Cabbage	0.05
Carrots	0.05
* * * * *	
Cauliflower	0.05
* * * * *	
Chinese cabbage	0.05
* * * * *	
Collards	0.05
* * * * *	
Cucurbits	0.05
* * * * *	
Kiwifruit	0.05
* * * * *	
Melons	[1] 0.05(N)
* * * * *	
Mint, hay	0.5
* * * * *	
Peas (succulent)	0.05
Peas, forage	0.2
Peas, hay	0.8
Peppers	[1] 0.05(N)
* * * * *	
Pistachio nuts	0.05
* * * * *	
Tomatoes	[1] 0.05(N)
Turnips (roots)	0.05
Turnips (tops)	0.05
Vegetables, fruiting	0.05
Commodities	Parts per million
* * * * *	

[1] Removed.

[FR Doc. 83-4676 Filed 2-23-83; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[BC Docket No. 82-623; RM-4159]

FM Broadcast Station in Bakersfield, California; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns a fifth FM channel to Bakersfield, California, in response to a petition filed by Daniel Rushton.

DATE: Effective April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Bakersfield, California); BC Docket No. 82-623, RM-4159; Report and Order (Proceeding Terminated).

Adopted: January 26, 1983.

Released: February 11, 1983.

By the Chief, Policy and Rules Division.

1. The Commission has under consideration the *Notice of Proposed Rule Making,* 47 FR 40454, published September 14, 1982, proposing the assignment of Channel 221A to Bakersfield, California, as its fifth FM assignment. The *Notice* was issued in response to a petition filed by Daniel Rushton ("petitioner"). Supporting comments were filed by the petitioner and by Dr. Anetha Baxter [1], both stating

[1] Dr. Baxter's comments were filed after the comment period ended. A waiver of §§1.514 and 1.420 of the Rules was requested noting that she was only recently made aware of the proposed assignment. Since the comments merely state an interest in the assignment, we accept Dr. Baxter's late filed comments.

their intent to apply for the channel, if assigned.

2. The channel can be assigned in compliance with the minimum distance separation requirements. After consideration of the proposal and comments in this proceeding, we have concluded that the public interest would be served by assigning a fifth FM channel to Bakersfield.

3. Accordingly, pursuant to authority contained in Sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is ordered, That effective April 12, 1983, the FM Table of Assignments, §73.202(b) of the Commission's Rules, is amended with respect to the community listed below:

City	Channel No.
Bakersfield, Calif.	221A, 231, 243, 268, and 300.

4. It is further ordered, That this proceeding is terminated.

5. For further information concerning this proceeding, contact Montrose H. Tyree, Mass Media Bureau, (202) 634–6530.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4592 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 82-665; RM-4175]

FM Broadcast Station in Payette and Weiser, Idaho; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action taken herein substitutes FM Class C Channel 262 for Channel 261A at Payette, Idaho, modifies the Class A license accordingly; and substitutes Channel 257A for Channel 265A at Weiser, Idaho, in response to a petition filed by Blue Mountain Broadcasting Company.

DATE: Effective April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Mass Media Bureau, (202) 634–6530.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Payette and Weiser, Idaho); BC Docket No. 82–665, RM–4175; Report and Order (Proceeding Terminated).

Adopted: January 21, 1983.

Released: February 11, 1983.

By the Chief, Policy and Rules Division.

1. The Commission has under consideration the *Notice of Proposed Rule Making*, 47 FR 43743, published October 4, 1982, proposing the substitution of Class C Channel 262 for Channel 261A at Payette, Idaho, and the substitution of Channel 257A for Channel 265A at Weiser, Idaho, in response to a petition filed by Blue Mountain Broadcasting Company ("petitioner").[1] The *Notice* also proposed modification of the license for FM Station KWBJ (Channel 261A) to specify operation on Channel 262. Comments were filed by Mountain Land Broadcasting (applicant for Channel 265A at Weiser, Idaho), to which the petitioner responded.[2]

2. Mountain Land comments that it filed an application for Channel 265A on August 19, 1982. Mountain Land adds that it neither supports nor opposes the proposed substitution of channels at Weiser, as either channel would be adequate for the service it proposes. However, Mountain Land argues that the channel change should be conditioned upon the petitioner providing reimbursement for any reasonable and prudent expenses incurred in modifying its pending application to specify Channel 257A rather than Channel 265A. Additionally, it requests that the reimbursement package include further expenses to adapt to a full or partially constructed station to a new frequency, provided that construction has begun on Channel 265A before the rule making is adopted.

3. Petitioner in response states that it is not opposed to Mountain Land's request for reasonable and prudent expenditures in modifying its application or in changing the facility if construction has already begun.

4. After carefully considering the proposal and comments filed in response to the *Notice*, we conclude that the public interest would be served by the adoption of the proposed channel substitution at Payette in order to provide an increase in coverage by petitioner's station. In addition, we have authorized in paragraph 6 a modification of the petitioner's license for Station KWBJ(FM) (Payette, Idaho) to specify operation on Channel 262, since there has been no other expression of interest in the Class C channel. See *Cheyenne, Wyoming*, 62 F.C.C. 2d 63 (1976). We shall also substitute Channel 257A for Channel 265A at Weiser to avoid short spacing to the proposed Channel 262 at Payette. With respect to the reimbursement issue, the Commission does not generally require reimbursement for an applicant's expenses. Here, we shall take no position on petitioner's willingness to reimburse Mountain Land for expenses incurred in the changeover. We view that as a private matter between the affected parties.

5. Accordingly, pursuant to authority found in sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is ordered, That effective April 12, 1983, the FM Table of Assignments, § 73.202(b) of the Rules, is amended with respect to the communities listed below:

City	Channel No.
Payette, Idaho	262
Weiser, Idaho	257A

6. It is further ordered, pursuant to the authority contained in § 316 of the Communications Act of 1934, as amended, that the license of Station KWBJ(FM), Payette, Idaho, is modified to specify operation on Channel 262, subject to the following conditions.

(a) The licensee shall file with the Commission a minor change application for a construction permit (Form 301), specifying the new facility.

(b) Upon grant of the contruction permit, program tests may be conducted in accordance with § 73.1620.

(c) Nothing contained herein shall be construed to authorize a major change in transmitter location or to avoid the necessity of filing an environmental impact statement pursuant to § 1.1301 of the Commission's Rules.

7. It is further ordered; That this proceeding is terminated.

8. For further information concerning this proceeding, contact Montrose H. Tyree, Mass Media Bureau (202) 634–6530.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

[1] Blue Mountain Broadcasting Company is the licensee of Station KWBJ (FM), Payette, Idaho.

[2] Petitioner failed to file comments indicating its continued interest in the substitution of channels as requested in the Appendix to the *Notice*. However, we believe it is reasonable to acknowledge the continuing interest by virtue of its statements in the reply comments.

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4591 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 82-350; RM-4080]

FM Broadcast Station in Bay Shore, New York; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule

SUMMARY: Action taken herein denies a request to assign FM Channel 276A to Bay Shore, New York, as that community's first local aural service, in response to a petition filed by Living Communications, Inc. The proposal was denied for failure to comply with the minimum mileage separation requirements of § 73.207(a). Petitioner's request for waiver was not justified for failure to supply a compelling reason.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Nancy V. Joyner, Mass Media Bureau, (202) 634-6530.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Bay Shore, New York); BC Docket No. 82-350 RM-4080; Report and Order (Proceeding Terminated).

Adopted: January 31, 1983.

Released: February 14, 1983.

By the Chief, Policy and Rules Division.

1. The Commission herein considers the *Notice of Proposed Rule Making*, 47 FR 29856, published July 9, 1982, proposing the assignment of Channel 276A to Bay Shore, New York, as its first FM allocation. Comments were filed by petitioner in which it reaffirmed its intention to apply for the channel, if assigned. Comments were also filed by the following: Doubleday Broadcasting of New York, Inc. ("Doubleday"), licensee of FM Station WAPP (Channel 278), Lake Success, New York; Buckley Broadcasting Corporation of Connecticut ("Buckley"), licensee of Station WDRC-FM (Channel 275), Hartford, Connecticut; and Metromedia, Inc. ("Metromedia"), licensee of Station WNEW-FM (Channel 274), New York, New York. Petitioner and opponents all filed reply comments.

2. In order to accommodate its request, petitioner proposed a transmitter site 3.1 miles east of Bay Shore, in an area which is said to contain numerous suitable antenna sites. However, our staff engineering study revealed that the proposal required a transmitter siting 4 miles south of Bay Shore to avoid short-spacing to Stations WDRC-FM, Hartford, Connecticut, and WNEW, New York, New York. That area is close to the Atlantic Ocean and therefore we questioned whether an on-shore site could be found.

3. Although we generally are not concerned with site availability at the rule making stage of a proceeding, we do inquire whether a non-short-spaced transmitter site is possible. The question was relevant here particularly because this same channel had been deleted from Bay Shore due to the unavailability of suitable sites (*Bay Shore, New York*, 25 F.C.C. 2d 877 (1970)). The restricted location required placing the transmitter on a portion of Fire Island, located within the Fire Island National Seashore. That extremely limited area was the only possible one due to spacing requirements, the close proximity of the Atlantic Ocean, and environmental considerations. Also, in order to provide the required 3.16 mV/m contour over Bay Shore, a 300 foot tower was required.

4. At the time the assignment was originally made, environmental impact was not considered. The National Environmental Policy Act of 1969, 42 U.S.C. 4321-4347, had recently been enacted. That Act directs, *inter alia*, that all agencies of the Federal Government invoke or implement the environmental impact statement process before deciding on legislative or other major agency actions which would have a significant effect on the quality of the human environment. Further, it required that, before making an environmental statement, the initiating agency is responsible for consulting with and obtaining the comments of any other Federal agency which has jurisdiction by law or special expertise with respect to any environmental impact involved.

5. Since the available antenna locations would have been located within a national preserve falling within the jurisdiction of the Department of the Interior or the National Park Service, the Department of the Interior filed comments in opposition to the assignment.

6. As a consequence of the opposition, the Commission determined that, although the assignment would have provided Bay Shore residents an opportunity to receive a first local broadcast service, the environmental impact involved outweighed retaining the channel in the Table. Therefore, the Commission rescinded its earlier action and deleted the allocation from the FM Table of Assignments. See *Bay Shore, New York, supra.*

7. In view of this background, we requested in the *Notice* that petitioner provide evidence that a suitable transmitter location could now be found. Further, we requested that petitioner demonstrate in its comments the extent to which it coordinated its proposal with applicable Federal, State and local authorities to obtain approval for use of its site, and a technical showing to demonstrate that such site could place a city-grade signal over all of Bay Shore.

8. In their comments, opponents uniformly expressed the view that petitioner most likely would be unable to secure a transmitter site which would comply with all applicable spacing, zoning and environmental requirements due to the scarcity of available land in the Bay Shore area to accommodate the proposal.

9. Doubleday remarked that in addition to the environmental considerations set forth in the *Notice*, the Bay Shore proposal is also subject to constraints imposed by the National Historic Preservation Act of 1966, 16 U.S.C. 470. Specifically, it claimed that the area in which a transmitter might be located to avoid short-spacing (*i.e.*, approximately 4 miles south of Bay Shore), contains the Fire Island Light Station, on the Robert Moses Causeway, which is listed in the National Register of Historic Places. Thus, a transmitter site near this historic landmark would also require compliance with the provisions of that Act.

10. Further, Doubleday claimed that the instant proposal, if granted, would create interference to its Station WAPP listening audience, as well as inhibit it from ever relocating its transmitter to a site in that direction.

11. Moreover, according to Doubleday's consulting engineer, New York FM Stations WCTO, Smithtown, WALK-FM and WBLI, Patchogue, and WBAB, Babylon, all are within 15 miles of Bay Shore and provide at least 1 mV/m service thereto. Therefore, Doubleday asserted that the requested Bay Shore assignment should not be premised on a need for service.

12. Metromedia asserted that even if other environmental approvals could be obtained, it would be extremely difficult to procure local zoning clearance in the Bay Shore area to accommodate the

required 300-foot tower to provide city-grade service.

13. Additionally, Metromedia claimed that petitioner should have demonstrated initially whether the environmental matters entailed herein had received approval of the pertinent Federal agencies; whether its proposed site conformed to local zoning ordinances; and whether petitioner had reasonable assurance it could utilize such a site.

14. Buckley remarked that while an assignment to Bay Shore may be desirable from an allocations standpoint to provide that community with its first local broadcast station, it would be undesirable to do so at the expense of its own Station WDRC–FM since the proposed station would impair its ability to effectively compete in the marketplace.

15. In response to our request for information in the *Notice*, petitioner commented that in order to obviate short-spacing to Station WDRC in Hartford, Connecticut, it would be necessary to site its transmitter approximately 5.8 miles south of the reference point specified in its petition. However, it notes that area would place the transmitter either in the Great South Bay, or on Fire Island, the latter of which it concedes is unavailable for a transmitter.

16. Consequently, as an alternative solution, petitioner proposes to utilize the existing transmitter site and tower of its Station WLIX(AM), in Islip, New York, which is east of Bay Shore. Petitioner claims such existing tower meets Federal and State regulations as well as local zoning requirements. Further, it advises that the terrain surrounding Islip is relatively flat, whereas the WLIX(AM) tower is 320 feet high. Therefore, it claims the HAAT would be approximately 300 feet, as required for its proposal. Thus, according to petitioner, since no point in Bay Shore is more than four miles from the proposed Islip site, the requisite 70 dBu signal could be placed over the community.

17. However, as petitioner recognizes, the proposed Islip location would be short-spaced to Station WDRC(FM), in Hartford, Connecticut, by 5.8 miles. In an effort to prevent objectionable interference to that station, petitioner advises it would use a directional antenna "with a deep null in the antenna pattern." It claims that because the area south of Bay Shore consists of water, such an antenna system could additionally direct otherwise dissipated energy over Bay Shore. This course of action, it remarks, has occasionally been permitted under similar circumstances along the Florida and Gulf Coast areas.

18. Petitioner alleges that it has "checked" with pertinent governmental bodies regarding its proposed antenna site requirements and "finds" the present WLIX(AM) site meets all their requirements. Additionally, petitioner advises it contacted pertinent Bay Shore City management and was informed that the WLIX site is the only available one in the immediate vicinity. Thus, it claims use of the WLIX site would eliminate the environmental constraints previously imposed on a Bay Shore assignment and questioned here.

19. All three opponents note in their reply comments that § 73.316(c) of the Commission's Rules strictly prohibit use of a directional antenna to reduce mileage separation requirements for FM allocation purposes, citing *Revision of FM Rules*, 23 R.R. 1801, 1833 (1962), *recons. den.* 23 R.R. 1859, 1876 (1963); *Lexington, Kentucky*, 46 R.R. 2d 354–5 (1979); and *Basic Media, Ltd.* v. *F.C.C.*, 559 F. 2d 830 (D.C. Cir. 1977), which upheld the Commission's essential objective to uphold the integrity of the FM Table of Assignments based on required mileage separations.

20. Moreover, Metromedia notes that in BC Docket No. 80–90 *(Modification of FM Broadcast Station Rules To Increase the Availability of Commercial Broadcast Assignments*, 47 R.R. 2d 916 (1980)), the Commission, while setting forth numerous proposals to relax the FM allocation rules, specifically declined to consider directionalized antennas in connection with the rule making proceeding, noting it reserved consideration thereof for the future.

21. Metromedia asserts that rather than address the Commission's longstanding policy against short-spaced directionalized FM facilities, petitioner seems to rest its proposal on § 73.209(c) of the Rules which permit short-spacing in limited situations where an application specifies an antenna site in a designated antenna farm area. Since such is not the case here, Metromedia claims that § 73.209(c) is totally irrelevant to petitioner's proposal.

22. Opponents also assert that petitioner has neglected to present evidence demonstrating that it has a site which could comply with §§ 73.207 and 73.208(a)(4) of the Commission's Rules. This, Buckley maintains, is evidenced by petitioner's proposed use of the WLIX tower in Islip, which petitioner acknowledges would contravene § 73.207 with respect to Station WDRC–FM in Hartford, Connecticut. Likewise, Doubleday claims that if the Islip site is permitted using a directional antenna, it could cause interference to nearly twice as many persons as the Bay Shore transmitter site would generate.

23. Metromedia advises that in addition to the four FM signals received in Bay Shore, clear channel AM Stations WNBC and WCBS, located approximately 29.5 miles therefrom provide 2.0 mV/m service to the community. In light of the broadcast services available to Bay Shore, opponents assert that petitioner has not demonstrated any compelling need to justify its proposed assignment.

24. In reponse to these opposition comments, petitioner does not dispute that a transmitter siting is not possible on Fire Island, but reiterates that its alternate proposal to utilize the WLIX(AM) tower meets all local zoning requirements and eliminates environmental considerations. Petitioner reasserts that by utilizing a modified directional antenna, Station WDRC(FM), Hartford, would be afforded protection from interference equivalent to that which § 73.207 would afford.

25. While recognizing that § 73.209(c) applies to sites within a designated antenna farm, petitioner claims such provisions should apply here since special circumstances exist due to environmental constraints which contribute to a scarcity of available land in the area. Thus, petitioner urges waiver of § 73.207 to enable implementation of its proposal to provide Bay Shore with its first local FM service.

26. Petitioner also disclaims that its proposal would cause interference to the listening audience of Doubleday's Station WAPP in Lake Success, New York, since there would be no overlap of contour and a licensee is not protected beyond its interference-free contours. Further, as to the impact on Doubleday in relocating its transmitter site in the future, petitioner notes there is no basis for speculating on a potential change in site as a basis for denying a present request for an assignment.

27. At the outset, we note that petitioner failed to supply documented evidence from any Federal, State, or local authority and acknowledged that it cannot satisfy the requirements of § 73.207(a) of our Rules regarding an available site in the Bay Shore vicinity due to environmental constraints.

28. As an alternative, petitioner proposes to utilize its WLIX(AM) tower site in Islip, New York. However, that site would cause short-spacing to Station WDRC–FM in Hardford, Connecticut, since § 73.207 of the Rules requires a separation of 65 miles between a Class B station and a first adjacent Class A, whereas the distance

involved here is 59.2 miles. In an attempt to reduce this interference factor, petitioner not only proposes use of a directional antenna, but urges that we waive the requirements of § 73.207 and apply § 73.209 to its proposal instead. Petitioner claims that by utilizing a directional antenna, it could achieve the same benefit as would § 73.207, *i.e.*, protection from interference.

29. We find that the proposal must fail for several reasons. First, petitioner has argued that despite the short-spacing violation that its proposal entails, no interference would be generated to Station WDRC(FM) in Hartford, Connecticut, if it employs a directional antenna. However, the Commission's standards of protection are not based on interference considerations. See, *Millington, Maryland,* 45 R.R. 2d 1689 (1979), and *Lexington, Kentucky,* 46 R.R. 2d 354 (1979). Moreover, § 73.316 of the Rules does not permit directional antennas to reduce the minimum mileage separation requirements. This is further reinforced by the dismissal of reconsideration in BC Docket No. 80–90 *(Modification of FM Broadcast Station Rules To Increase the Availability of Commercial FM Broadcast Assignments),* 47 R.R. 2d 916 (1980), wherein we noted that directional antennas have been approved to permit superpowered grandfathered stations to increase power and to encourage the location of transmitters on antenna farms. Beyond this, we declined to address the issue of directionalized antennas in connection with rule making proceedings, stating we reserved consideration thereof for the future.

30. Secondly, while we have occasionally granted requests for waiver of § 73.207, this has only been done in connection with applications for existing channels. The Commission has customarily held that a showing of need for the channel assignment must be compelling before a waiver of § 73.207 could be justified. See, *e.g., Frenchtown, New Jersey,* Mimeo No. 6376, released September 17, 1982; *Toms River, New Jersey,* 43 F.C.C. 2d 414 (1973); *Portland, Tennessee,* 35 F.C.C. 2d 601 (1972); and *Vass, North Carolina,* Mimeo No. 19852, released July 30, 1979. Thus, we do not take waiver requests lightly and consequently, have never granted a short-spaced assignment in a rule making proceeding, as to do so would weaken the very purposes we are attempting to serve. The reason for the heavy onus placed upon those seeking waiver is the emphasis we place on the foundation of the Table of Assignments, the mileage separation between channels. As a result, we recognize the regrettable fact that not every community will be able to obtain local service. See, *Anamosa and Iowa City, Iowa,* 46 F.C.C. 2d 520 (1974). Here, petitioner's showing that a first local service could be provided is insufficient to justify a waiver of § 73.207(a). See, *Frenchtown, N.J., supra; Vass, N.C., supra;* and *Millington, Md. supra.* In any event, Bay Shore is not devoid of service since it has been shown that the community is served by a minimum of four FM stations, all of which are within a 15 mile radius.

31. Section 73.209 pertains to grant of an application which specified an antenna in a designated antenna farm, and not of a petition to assign a channel. As has been established, there is no indication of available land to accommodate a suitable transmitter site to comply with §§ 73.207 and 73.208, much less is there evidence of a designated antenna farm in the area. Thus, petitioner's citation of § 73.209 is not pertinent here. See, *Independent Music Broadcasters, Inc.,* 26 R.R. 2d 1539, 1541 (1973); *Frenchtown, New Jersey, supra.*

32. In summation, petitioner has not demonstrated that it can overcome certain environmental constraints inherent in the Bay Shore vicinity in order to satisfy the requirements of § 73.207 of the Commission's Rules. It also has failed to provide a compelling reason to waive § 73.207. Therefore having found no justification for the proposal, the request must be denied. However, petitioner may wish to observe the progress of the proceeding in BC Docket No. 80–90 to ascertain if an FM channel can be made available to Bay Shore in the future consistent with the mileage separation requirements. See, *Modification of Broadcast Station Rules, supra.*

33. In light of the action taken herein, we have not addressed Doubleday's contention that the proposal, if granted, would generate interference to its Station WAPP (FM) in Lake Success, New York, or would affect its ability to relocate its transmitter in the future.

34. Accordingly, in consideration of the above, it is ordered, That, the petition of Living Communications, Inc. to assign Channel 276A to Bay Shore, New York, is denied.

35. It is further ordered, That this proceeding is terminated.

36. For further information concerning the above, contact Nancy V. Joyner, Mass Media Bureau, (202) 634–6530.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4597 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[BC Docket No. 82–663; RM–4176]

TV Broadcast Station in High Springs, Florida; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action taken herein assigns UHF commercial television Channel 53 to High Springs, Florida, as requested by American Satellite and Television, Inc. The channel could provide a first local television service to High Springs.

DATE: Effective April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: D. David Weston, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects In 47 CFR Part 73

Television broadcasting.

In the matter of Amendment of § 73.606(b), Table of Assignments, Television Broadcast Stations (High Springs, Florida); BC Docket No. 82–663, RM–4176.

Report and Order (Proceeding Terminated)

Adopted: January 31, 1983.

Released: February 11, 1983.

By the Chief, Policy and Rules Division:

1. The Commission has before it for consideration the *Notice of Proposed Rule Making,* 47 FR 43741, published October 4, 1982, proposing the assignment of UHF commercial television Channel 53 to High Springs, Florida. The *Notice* was adopted in response to a petition filed by American Satellite and Television, Inc. ("petitioner"). Supporting comments were filed by petitioner in which it reaffirmed its intention to apply for the channel, if assigned. No comments in opposition to the proposal were received.

2. High Springs is described as a community of 2,491, [1] persons in Alachua

[1] Population figures are taken from the 1980 U.S. Census.

County (population 151,348), about halfway between Gainesville and Lake City, Florida, "the two major communities in north central Florida." It is located within the Gainesville Standard Metropolitan Statistical Area, which, petitioner states, is one of the fastest growing in the nation. The population is said to have increased by 41.4 percent from 1960 to 1970 and 44.5 percent from 1970 to 1980. It has no local television service.

3. The Commission believes that the public interest would be served by assignment of UHF commercial television Channel 53 to High Springs, Florida. Petitioner has shown that there is an apparent need for a first local television service to the community, and the assignment can be made in compliance with the minimum distance separation requirements.

4. Accordingly, pursuant to authority contained in Sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's rules, it is ordered, That effective April 12, 1983, the Television Table of Assignments, Section 73.606(b) of the Commission's Rules, is amended for the following city:

City	Channel No.
High Springs, Fla	53+

5. It is further ordered, That this proceeding is terminated.

6. For further information concerning this proceeding, contact D. David Weston, Mass Media Bureau, (202) 634–6530.

(Secs. 4, 303, 48 stat., as amended 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4590 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 82-621; RM-4169]

FM Broadcast Station in Fairbanks, Alaska; Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action taken herein assigns Class C Channel 251 to Fairbanks Alaska, in response to a petition filed by Borealis Broadcasting, Inc. The assigned channel could provide a fifth local FM service to Fairbanks.

DATE: Effective: April 11, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Fairbanks, Alaska); BC Docket No. 82–621 RM–4169.

Report and Order (Proceeding Terminated)

Adopted: February 3, 1983.

Released: February 10, 1983.

1. The Commission has under consideration the *Notice of Proposed Rule Making*, 47 FR 40451, proposing the assignment of Class C Channel 251 to Fairbanks, Alaska, as that community's fifth FM assignment [1] in response to a petition filed by Borealis Broadcasting, Inc. ("petitioner"). Petitioner filed comments in support of the proposal and reaffirmed its intention to apply for the channel if it is assigned.

2. Canadian clearance has been received.

3. The Commission has determined that the public interest would be served by assigning Channel 251 to Fairbanks, Alaska, since it could provide a fifth local FM service to that community.

4. Accordingly, pursuant to the authority contained in sections 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.283 and 0.204(b) of the Commission's Rules, it is ordered, That effective April 11, 1983, § 73.202(b) of the Commission's Rules is amended, with respect to the following community:

City	Channel No.
Fairbanks, Alaska	240A, 251, 266, 273, and 284

5. It is further ordered, that this proceeding is terminated.

6. For further information, contact Mark, N. Lipp, Mass Media Bureau, (202) 634–6530.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

[1] In a recent proceeding (BC Docket 82–568) we assigned Channel 240A to Fairbanks (action taken January 13, 1983).

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4616 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 82–595; RM–4168]

FM Broadcast Station in Pine Bluff, Arkansas; Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: final rule.

SUMMARY: This action assigns FM Channel 257A to Pine Bluff, Arkansas, in response to a petition filed by Jerome Green. The proposed assignment could provide a third local FM service to Pine Bluff.

DATE: Effective: April 11, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Arthur D. Scrutchins, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: February 3, 1983.

Released: February 10, 1983.

1. The Commission herein considers the *Notice of Proposed Rule Making*, 47 FR 40452, published September 14, 1982, proposing the assignment of Channel 257A to Pine Bluff, Arkansas, as that community's third FM assignment, in response to a petition filed by Jerome Green ("petitioner"). Supporting comments were filed by petitioner in which he reaffirmed his intention to apply for the channel, if assigned. No oppositions to the proposal were received. The channel can be assigned consistent with the minimum distance separation requirements of § 73.207 of the Commission's Rules.

2. In view of the expressed interest in the proposed channel allocation, we find that public interest considerations warrant the assignment of 257A to Pine Bluff, Arkansas.

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(d)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204 and 0.283 of the Commission's Rules, it is ordered, That effective April 11, 1983, the FM Table of Assignments, § 73.202(b) of the Commission's Rules, is amended with

regard to Pine Bluff, Arkansas, as follows:

City	Channel No.
Pine Bluff, Ark	222,235, and 257A

4. It is further ordered, That this proceeding is terminated.

5. For further information concerning the above, contact Arthur D. Scrutchins, Mass Media Bureau, (202) 634–6530.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4615 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[BC Docket No. 82-620; RM-4173]

FM Broadcast station in Kanab, Utah; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: Action taken herein assigns FM Channel 266 to Kanab, Utah, in response to a petition filed by Jack H. Jensen. The proposal could provide a first FM service to that community.

DATE: Effective: April 11, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: D. David Weston, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: January 31, 1983.

Released: February 10, 1983.

1. The Commission has before it for consideration the *Notice of Proposed Rule Making*, 47 FR 40459, published September 14, 1982, proposing the assignment of FM Channel 266 to Kanab, Utah, as the community's first FM service. The *Notice* was adopted in response to a petition filed by Jack H. Jensen ("petitioner"). Supporting comments were filed by petitioner in which he reaffirmed his intention to apply for the channel, if assigned. No comments in opposition to the proposal were received.

2. The Commission believes that the public interest would be served by the assignment of FM Channel 266 to Kanab, Utah. Petitioner has shown that there is an apparent need for a first FM service to the community, and the assignment can be made in compliance with the minimum distance separation requirements.

3. Accordingly, pursuant to the authority contained in Sections 4(i), 5(d)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is ordered, That effective April 11, 1983, the FM Table of Assignments, Section 73.202(b) of the Commission's Rules, is amended for the following city:

City	Channel No.
Kanab, Utah	266

4. It is further ordered, that this proceeding is terminated.

5. For further information concerning this proceeding, contact D. David Weston, Mass Media Bureau, (202) 634–6530.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 83-4614 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

Proposed Rules

Federal Register
Vol. 48, No. 38
Thursday, February 24, 1983

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 1032

Milk in the Southern Illinois Marketing Area; Proposed Suspension of Certain Provisions of the Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed suspension of rules.

SUMMARY: This notice invites written comments on a proposal to suspend certain provisions relating to how much milk not needed for fluid (bottling) use may be moved directly from farms to nonpool plants and still be priced under the order. The proposed suspension would remove the limits on such movements of milk during the months of March thorugh August 1983. The action was requested by a cooperative association to assure the efficient disposition of milk not needed for fluid use and still maintain producer status under the order for dairy farmers regularly associated with the market. A seasonal increase in milk production and a reduction in the fluid milk requirements of pool distributing plants supplied by the cooperative association prompted the request.

DATE: Comments are due not later than March 3, 1983.

ADDRESS: Comments (two copies) should be filed with the Hearing Clerk, Room 1077, South Building, U.S. Department of Agriculture, Washington, D.C. 20250.

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 proposed action has been reviewed under USDA procedures established to implement Executive Order 12291 and has been classified as a "non-major" action.

It has been determined that any need for suspending certain provisions of the order on an emergency basis precludes following certain review procedures set forth in Executive Order 12291. Such procedures would require that this document be submitted for review to the Office of Management and Budget at least 10 days prior to its publication in the **Federal Register**. However, this would not permit the completion of the required suspension procedures and the inclusion of March 1983 in the suspension period if it is found necessary. The initial request for this action was received on February 14, 1983.

William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this proposed action would not have a significant economic impact on a substantial number of small entities. Such action would lessen the regulatory impact of the order on certain milk handlers and would tend to insure that dairy farmers would continue to have their milk priced under the order and thereby receive the benefits that accrue from such pricing.

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. *et seq.*), the suspension of the following provisions of the order regulating the handling of milk in the Southern Illinois marketing area is being considered for the months of March through August 1983:

1. In § 1032.13(b)(2), the language "during the months of May, June, and July, during the months of August and December for not more than 12 days of production of producer milk by such producer, and in any other month for not more than 8 days of production of producer milk by such producer".

2. In § 1032.13(b)(3), the language "for not more days of production of producer milk, by such producer than is received at a pool plant(s) pursuant to paragraph (a) of this section".

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension should file two copies of such material with the Hearing Clerk, Room 1077, South Building, United States Department of Agriculture, Washington, D.C. 20250, not later than 7 days from the date of publication of this notice in the **Federal Register**. The period for filing comments is limited to 7 days because a longer period would not provide the time needed to complete the required procedures and include March 1983 in the suspension period.

The comments that are sent will be available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Statement of Consideration

The proposed suspension would remove the limits on the amount of milk that may be diverted from pool plants to nonpool plants during the months of March through August 1983. The order now provides that during the months of January through April and September through November not more than 8 days' production of a producer may be diverted to nonpool plants that are not other order plants. Such diversions are limited to not more than 12 days' production of a producer during August and December. Diversions to nonpool plants that are also other order plants are limited each month of the year to not more than the number of days of production of a producer that is received at pool plants.

The suspension was requested by a cooperative association that supplies milk to handlers regulated under the order. The cooperative association has received notification that pool distributing plants it supplies will need less fluid milk during March through August 1983 due to a decrease in Class I sales in the Southern Illinois market. In addition, milk production is increasing seasonally in this market. As a result, milk of the cooperative's members will be temporarily in excess of fluid milk needs and will have to be moved to nonpool plants for surplus disposal during March through August.

Outlets for the displaced milk include manufacturing plants located in the production area and distributing plants in the St. Louis area that are regulated under the adjacent St. Louis-Ozarks order. The cooperative contends that suspension of the diversion limitations is necessary so that the milk can be moved to such plants in the most economical manner. Without the suspension, the cooperative contends, costly and inefficient movements of milk would have to be made to continue to pool the milk of dairy farmers who have been regularly associated with the market. Also, without the suspension, some of the milk would become pooled

under the St. Louis-Ozarks order, thereby lowering returns to producers supplying that market. The cooperative contends that St. Louis-Ozarks producers should not have their returns reduced as a result of carrying a reserve supply of milk that has regularly been associated with the Southern Illinois order.

List of Subjects in 7 CFR Part 1032

Milk marketing orders, Milk, Dairy products.

Signed at Washington, D.C., on February 18, 1983.

William T. Manley,

Deputy Administrator, Marketing Program Operations.

[FR Doc. 83-4891 Filed 2-23-83; 8:45 am]

BILLING CODE 3410-02-M

FEDERAL RESERVE SYSTEM

12 CFR Part 225

[Docket No. R-0455]

Regulations Y; Bank Holding Companies and Change in Bank Control; Nonbanking Activity; Discount Securities Brokerage and Securities Credit Lending

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Proposed rule.

SUMMARY: The Board of Governors recently approved by order an application by a major bank holding company filed pursuant to section 4(c)(8) of the Bank Holding Company Act to acquire a company engaged in providing certain brokerage and securities credit or "margin" lending services. In response to public notice of that application, several commentators suggested that those nonbanking activities be added to the list of nonbank activities in Regulation Y, 12 CFR 224 *et seq.*, that are generally permissible for bank holding companies. Accordingly, at this time, the Board has decided to consider amending § 225.4(a) of Regulation Y to add these activities to the list of permissible activities for bank holding companies.

DATE: Comments must be received by April 8, 1983.

ADDRESS: Comments, which should refer to Docket No. R-0455, may be mailed to William W. Wiles, Secretary, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue, N.W., 20551, or delivered to Room B-2223 between 8:45 a.m. and 5:15 p.m. Comments may be inspected in Room B-1112, except as provided in § 261.6(a) of the Board's Rules Regarding Availability of Information (12 CFR 261.6(a)).

FOR FURTHER INFORMATION CONTACT: Richard M. Ashton, Assistant General Counsel, 202/452-3750, or Richard M. Whiting, Senior Attorney, 202/452-3779, Legal Division, Board of Governors of the Federal Reserve System.

SUPPLEMENTARY INFORMATION: (1) *Proposed Rulemaking.* Section 4(c)(8) of the Bank Holding Company Act, 12 U.S.C. 1843(c)(8), states that bank holding companies lawfully may engage in those activities the Board has "determined (by order or regulation) to be so closely related to banking or managing and controlling banks as to be a proper incident thereto." 12 U.S.C. 1843(c)(8). Under proposed general guidelines provided in a federal circuit court opinion, a nonbanking activity may be regarded as closely related to banking if it meets one of the following criteria: (a) Banks generally have in fact provided the proposed service; (b) banks generally provide services that are operationaly or functionally so similar to the proposed service as to equip them particularly well to provide the proposed service; or (c) banks generally provide services that are so integrally related to the proposed service as to require their provision in a specialized form. *National Courier Association* v. *Board of Governors of the Federal Reserve System*, 516 F. 2d 1229 (D.C. Cir. 1975). The Board has found such guidelines useful in considering whether or not a proposed nonbanking activity is closely related to banking. In addition, the Board may consider other factors in deciding what activities are closely related to banking. *Alabama Association of Insurance Agents* v. *Board of Governors*, 533 F. 2d 224, 241 (5th Cir. 1976).

As referenced above, effective January 7, 1983, the Board of Governors approved the application filed pursuant to section 4(c)(8) of the Bank Holding Company Act by BankAmerica Corporation, San Francisco, California ("BAC"), a registerd bank holding company, to acquire the Charles Schwab Corporation and thereby engage in certain securities brokerage and margin lending activities pursuant to Regulation T. 69 Federal Reserve Bulletin 105 (1983). In its order approving BAC's application, the Board found that BAC's proposed discount securities brokerage and margin activities were closely related to banking. BAC also sought to engage in certain nonbank activities that it believed were "incidental" to the primary activities of securities brokerage and securities credit lending. Those activities were the provision of custodial services and the provision of investment alternatives for funds awaiting investment in securities. Particularly, these latter services include the offering to securities customers IRAs, sweep arrangements, and the payment of interest on net free balances awaiting investment, particularly through an account that combines payment of interest with customer access to such balances through a debit card and checking account with an unaffiliated bank.

In its order approving the BAC application, the Board relied upon record evidence that banks currently offer certain types of securities brokerage services. For example, banks have offered brokerage services in connection with servicing custodial accounts, dividend reinvestment plans, voluntary investment plans, employee stock purchase plans, automatic investment plans, customer transaction services and bank trust and advisory accounts. The extent and nature of these bank brokerage activities has been recognized and documented by the SEC.[1] In addition, national banks, the Board noted, are expressly authorized by statute (*i.e.*, 12 U.S.C. 27(7)) to purchase and sell securities without recourse and for the account of customers. Moreover, the Board found that the use of sophisticated techniques, resources, and personnel by banks to execute the purchase or sale of securities for the account of customers is so widespread as to justify a finding that banks generally provide securities brokerage services that equip them particularly well to engage in the proposed brokerage activities. Finally, the Board determined that the proposed "incidental" activities were permissible and could legally be conducted by BAC in connection with the proposed securities brokerage and securities credit lending activities.

Several commentators on BAC's application to engage in discount securities brokerage and margin lending activities suggested that these activities be added to the list of nonbank activities generally permissible for all bank holding companies. Accordingly, the Board now solicits comment as to whether the proposed activities of discount securities brokerage and securities credit lending should be added to the list of permissible nonbank activities in § 225.4(a) of Regulation Y. In this context, securities brokerage

[1] Securities and Exchange Commission, Final Report on Bank Securities Activities (1977).

means buying and selling securities solely as agent for the account of customers; it specifically excludes securities underwriting activities and the provision of investment advice or research services. Securities credit or margin lending means extending credit for the purchase or carrying of securities by nonbank subsidiaries of bank holding companies pursuant to the Board's Regulation T, 12 CFR Part 220.

(2) *Submission of Comments.* Interested persons may express their views on the question whether the proposed activities should be added to the list in Regulation Y of nonbanking activities that the Board has determined to be so "closely related to banking or managing or controlling banks as to be a proper incident thereto" within the meaning of section 4(c)(8) of the Bank Holding Company Act and therefore generally permissible nonbanking activities for all bank holding companies. Any request for a hearing on this matter should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

Pursuant to section 605(b) of the Regulatory Flexibility Act (Pub. L. No. 96-354); 5 U.S.C. 601 *et seq.*), the Board of Governors of the Federal Reserve System certifies that any amendment that might be adopted as a result of action on this matter, will not have significant economic impact on a substantial number of small entities that would be subject to the regulation. The proposed amendment would liberalize the existing regulations and would not have any particular effect on small entities that would be subject thereto.

List of Subjects in 12 CFR Part 225

Banks, banking, Holding companies, Securities, Reporting and recordkeeping requirements.

Authority. Accordingly, pursuant to its authority under section 5(b) of the Bank Holding Company Act, 12 U.S.C. 1844(b), and Sec. 5, 70 Stat. 137; 12 U.S.C. 1844, unless otherwise noted. The Board of Governors of the Federal Reserve System proposes to amend 12 CFR Part 225, as follows:

PART 225—[AMENDED]

1. Section 225.4 is amended by adding paragraph (a)(15) to read as follows:

§ 225.4 Nonbanking activities.

(a) * * *

(15) providing certain securities brokerage services and security credit lending, *provided that* (i) the brokerage services are restricted to buying and selling securities solely as agent for the account of customers and do not include the conduct of securities underwriting or the provision of investment advice or research services, and (ii) the securities credit lending is conducted by nonbank subsidiaries of bank holding companies pursuant to the Board's Regulation T, 12 CFR § 220.

* * * * *

By order of the Board of Governors of the Federal Reserve System, February 17, 1983.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-4667 Filed 2-23-83; 8:45 am]

BILLING CODE 6210-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 82-CE-25-AD]

Airworthiness Directives; Fairchild (Swearingen) Models SA226-T, SA226-TB, SA226-AT, SA226-TC, SA227-AC, SA227-AT, and SA227-TT Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to adopt a new Airworthiness Directive (AD) that would require a modification to the steering system by installing an improved nose steering manifold valve, a failure indicator light and a nose steering system hydraulic filter on Fairchild (Swearingen) Models SA226-T, SA226-TB, SA226-AT, SA226-TC, SA227-AC, SA227-AT and SA227-TT Airplanes. Nineteen incidents of nose steering malfunctions have occurred since September 1980, 14 of which were contributed to by contamination of the steering servo valve. The modifications required by the proposal will reduce the sensitivity of the system to contamination and prevent these malfunctions.

DATES: Comments must be received on or before April 30, 1983. *Compliance:* On or before July 1, 1983.

EFFECTIVE DATE: The applicable service bulletins may be obtained from: Fairchild Aircraft Corporation, P.O. Box 32486, San Antonio, Texas 78284 or the Rules Docket at the address below.

Send comments on the proposal in duplicate to: Federal Aviation Administration, Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 82-CE-25-AD, Room 1558, 601 East 12th Street, Kansas City Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Mark R. Schilling, Systems Engineer, Airplane Certification Branch, ASW-150, Southwest Regional Office, Fort Worth, Texas 76101, telephone: (817) 624-4911, Extension 516 or FTS 736-9516.

SUPPLEMENTARY INFORMATION:

Comments Invited

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

Availability of NPRM's

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Central Region, Office of the Regional Counsel, Attention: Airworthiness Rules Docket No. 82-CE-25-AD, Room 1558, 601 East 12th Street, Kansas City Missouri 64106.

Discussion.—The FAA has determined that there have been 19 incidents/accidents as a result of uncontrollable nose steering on Fairchild (Swearingen) SA226/SA227 series airplanes. In at least five incidents there have been substantial damage to airplanes. No injuries or fatalities have occurred as a result of the problem.

The operational restriction contained in the limitations section of the Airplane Flight Manual (AFM) limiting use of the nose wheel steering below 10 kts. ground speed will preclude loss of aircraft control due to nose wheel steering malfunctions. However, the unavailability of nose wheel steering at higher ground speeds may contribute to loss of aircraft control in the event of a dragging brake on takeoff or landing or with attempted takeoff with the prop in

the start lock position. Therefore, the nose steering must be modified to remove the limitation from the AFM so that nose wheel steering is available on the ground at all times. The manufacturer has issued the service bulletins referred to below which modify the steering system by installing an improved nose steering manifold valve, a failure indicator light and a nose steering hydraulic filter on affected Fairchild (Swearingen) SA226/SA227 series airplanes. Incorporation of these modifications permits removal of the operational restrictions from the AFM

Since this condition is likely to exist or develop on other airplanes of the same type design, the proposed AD would make compliance with Fairchild Service Bulletins SB32-006, SB32-037 or SB32-039, mandatory on or before July 1, 1983. The proposed AD is applicable to all Fairchild (Swearingen) Models SA226-T, SA226-TB, SA226-AT, SA226-TC, SA227-AC, SA227-AT and SA227-TT airplanes with hydraulic nose wheel steering installed.

Approximately 350 Fairchild (Swearingen) Models SA226-T, SA226-TB and SA226-TC could be affected by the proposal. Estimated costs of $1,000 for parts and $700 for labor are expected to accrue for a total of $1,800 per airplane ($630,000 for the fleet).

Approximately 138 Fairchild (Swearingen) Models SA227-AC, SA227-AT and SA227-TT could be affected by this proposal. Fairchild Aircraft Corporation reports all operators of the SA227 models have received kits for the modification; however, all have not been installed. Approximately 20 aircraft remain to be modified at a cost of $700 for labor per airplane ($14,000 for remaining fleet).

List of Subjects in 14 CFR Part 39

Aircraft, Aviation safety.

The Proposed Amendment

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

Fairchild (Swearingen): Applies to the following models and serial numbers of airplanes certificated in any category:

Model SA226-T (S/N T-249 through T-275, and T-227 through T-291),

Model SA226-TB (S/N T-276 and T-292 through T-417),

Model SA226-AT (S/N AT-025 through AT-069, AT-071 through AT-074),

Model SA226-TC (S/N TC-212 through TC-419),

Any SA226 model and serial number airplane modified in accordance with Service Bulletin SB-32-016.

Model SA227-AC (S/N AC-420 through AC-599) and all models with hydraulic nose wheel steering,

Model SA227-AT (S/N AT-070, AT-423 through AT-596),

Model SA227-TT (S/N TT-421 through TT-597).

Compliance: Required as indicated, unless already accomplished.

To assure reliable operation of the steering system:

(a) On or before July 1, 1983:

(1) Modify the nose wheel steering systems of the affected Serial No. Model SA 226-T, SA226-TB, SA226-AT and SA226-TC airplanes in accordance with Fairchild (Swearingen) Service Bulletin SB 32-037 revised July 15, 1982, or if optional tiller wheel steering is installed, in accordance with SB 32-039 dated September 9, 1982.

(2) Modify the nose wheel steering systems of the affected serial number Model SA227-AC, SA227-AT and SA227-TT airplanes in accordance with Fairchild Service Bulletin SB 32-006 revised July 27, 1982.

(3) When the modifications required by paragraphs a)1) and a)2) of this AD are accomplished, remove the nose wheel steering operational restrictions in the limitations section of the Airplane Flight Manual and placards in the airplane that were incorporated in accordance with Fairchild Swearingen Service Bulletins SB A 32-001 or SB A 32-032 both dated June 3, 1981.

(b) Airplanes 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 Manager, Aircraft Certification Branch, ASW-150, Federal Aviation Administration, Southwest Regional Office, Fort Worth, Texas 76101.

(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. 11.85 of the Federal Aviation Regulations (14 CFR 11.85)

Note.—For reasons discussed earlier in the preamble, the FAA has determined that this document: (1) Involves a proposed regulation which is not major under the provisions of Executive Order 12291, (2) is not significant under Department of Transportation Regulatory Policies and Procedures (44 FR 11034; February 26, 1979), and (3), I certify under the criteria of the Regulatory Flexibility Act that this proposed rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. A draft regulatory evaluation has been prepared and has been placed in the public docket.

Issued in Kansas City, Mo., on February 14, 1983.

John E. Shaw,

Acting Director, Central Region.

[FR Doc. 83-4539 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 39

[Docket No. 82-ANE-40]

Airworthiness Directive; General Electric Company CF6-45 Series and CF6-50 Series Model Turbofan Engines

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: This notice proposes to adopt an Airworthiness Directive (AD) which would require a reduction in the life limits of certain high pressure compressor rotor (HPCR) stage 14 disks in CF6-45 and CF6-50 series model engines. This AD is necessary to prevent disk cracking which could result in disk failures.

DATES: Comments on the proposed rule must be received on or before April 25, 1983. Proposed effective date June 24, 1983.

ADDRESSES: Send comments on the proposed rule in duplicate to the Federal Aviation Administration, Office of the Regional Counsel, New England Region, Attn: Rules Docket No. 82-ANE-40, 12 New England Executive Park, Burlington, Massachusetts 01803.

The applicable Service Bulletin (CF6-50/-45) 72-724, dated August 11, 1982, may be obtained from the General Electric Company, Neumann Way, Cincinnati, Ohio 45215.

Copies of the Service Bulletin are contained in the Rules Docket at the above FAA address.

FOR FURTHER INFORMATION CONTACT: Arthur W. Nelson, Transport Engine Section, ANE-141, Engine Certification Branch, New England Region, Federal Aviation Administration, 12 New England Executive Park, Burlington, Massachusetts 01803; telephone: (617) 273-7347.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Information on the economic, environmental, and energy impact that might result because of adoption of the proposed rule is requested. Communications should identify the regulatory docket number and be submitted in duplicate to the address specified above. All communications received on or before the closing date for comments will be considered by the Administrator before

taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons, and may be examined weekdays, except Federal holidays, between 8:00 a.m. and 4:30 p.m. A report summarizing each FAA-public contact, concerned with the substance of the proposed AD, will be filed in the Rules Docket.

Background

Recent studies by the General Electric Company using improved stress analysis techniques show that the crack initiation life for certain CF6–45 and CF6–50 series model engine HPCR stage 14 disks is significantly less than that calculated at certification. This proposed AD reduces the life limit of disks, Part Numbers 9080M34P03 and 9080MP04, from 30,000 cycles to 10,000 cycles, except that disks Part Number 9080M34P04, which since new have been installed in rotors incorporating the revised stage 14 joint bolting arrangement set forth in Service Bulletin 72–724, have revised life limit of 13,000 cycles. This proposed AD is required to prevent disk bolt hole cracks which could result in a noncontained engine failure.

Approximately 1,600 stage 14 HPCR disks are affected by the proposed AD. It is considered that the requirements of the proposed AD can be accomplished during normal HPCR disassembly. The cost impact for replacement disks brought about by the HPCR stage 14 life limit reduction is estimated to be $5,250,000. For this reason, the proposed rule is not considered to be major under the criteria of Executive Order 12291. Few, if any, small entities within the meaning of the Regulatory Flexibility Act would be affected, since the rule affects only operators of B747, DC10, and A300 aircraft in which the CF6–45, –50 engines are installed, none of which are believed to be small entities.

List of Subjects in 14 CFR Part 39

Engine, Aircraft, and Aviation safety.

The Proposed Amendment

Accordingly, the FAA proposes to amend § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) by adding the following new AD.

General Electric Company: Applies to the CF6–45 and CF6–50 series model turbofan engines.
Compliance required as indicated.

To prevent disk failures which could result in a noncontained engine failure, accomplish the following:

(a) Remove from service all high pressure compressor rotor (HPCR) stage 14 disks, Part Numbers 9080M34P03 and 9080M34P04, which have not, since new, been installed in rotors incorporating General Electric CF6–50/–45 Service Bulletin 72–724 dated August 11, 1982, or later revision approved by the Manager, Engine Certification Branch, FAA, New England Region, Burlington, Massachusetts 01803, prior to the accumulation of 10,000 cycles in service or 100 cycles after the effective date of this AD, whichever is later.

(b) Remove from service all HPCR stage 14 disks, Part Number 9080M34P04, which since new have been installed in rotors incorporating General Electric CFE6–50/–45 Service Bulletin 72–724 dated August 11, 1982, or later revision approved by the Manager, Engine Certification Branch, FAA, New England Region, Burlington, Massachusetts 01803, prior to the accumulation of 13,000 cycles in service.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958, as amended, (49 U.S.C. 1354(a), 1421, 1423); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); Sec 1185 Federal Aviation Regulations (14 CFR 11.85))

Note.–Based upon an assessment of the economic impact of this proposed AD, as discussed more fully in the section entitled "Background," I certify that this action 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) if promulgated, will not not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft evaluation for this action is contained in the Regulatory Docket. A copy of it may be obtained by contacting the person identified under the caption "For Further Information Contact."

Issued in Burlington, Massachusetts, on February 9, 1983.

Robert E. Whittington,

Director, New England Region.

[FR Doc. 83-4545 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 83-75; RM-4253]

FM Broadcast Stations in Bruce, Mississippi; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: Action taken herein proposes a first FM assignment to Bruce, Mississippi, in response to a petition filed by Bruce Independent TV, Inc.

DATES: Comments must be filed on or before March 28, 1983, and reply comments on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Bruce, Mississippi); MM Docket No. 83–75, RM–4253.

Notice of Proposed Rule Making

Adopted: January 26, 1983.
Released: February 11, 1983.

By the Chief, Policy and Rules Division:

1. Bruce Independent TV, Inc. ("petitioner") on November 17, 1982, submitted a petition for rule making seeking the assignment of Channel 296A to Bruce, Mississippi, as that community's first FM assignment. Petitioner stated its intention to apply for the channel, if assigned.

2. We have determined that a Channel 296A assignment at Bruce will require a site restriction of 2.5 miles northwest of the city.[1] Petitioner had indicated that the assignment would meet the minimum distance separation requirements, without a site restriction.

3. In view of the fact that the proposal could provide a first local broadcast service to Bruce, the Commission proposes to amend the FM Table of Assignments, § 73.202(b) of the Rules, with regard to the following community:

City	Channel No.	
	Present	Proposed
Bruce, Miss.		296A

4. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

[1] This restriction is necessary to avoid short spacing to Stations WLSM-FM (Channel 296A), Louisville, Mississippi, and WQLT(FM) (Channel 297), Florence, Alabama.

5. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

6. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification That Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making To Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

7. For further information concerning this proceeding, contact Montrose H. Tyree, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contracts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g), and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showing Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix to attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in § 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate or service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

b. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4610 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 83-74; RM-4260]

FM Broadcast Station in Maljamar, New Mexico; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to assign a first commercial FM channel to Maljamar, New Mexico, in response to a petition filed by Warren Broadcasting, Inc.

DATES: Comments must be filed on or before March 28, 1983, and reply comments on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of Amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Maljamar, New Mexico); MM Docket No. 83-74, RM-4260.

Notice of Proposed Rule Making

Adopted: January 26, 1983.

Released: February 11, 1983.

By the Chief, Policy and Rules Division.

1. Warren Broadcasting, Inc. ("Petitioner"), on November 22, 1982, submitted a petition for rule making which seeks the assignment of Channel 286 to Maljamar, New Mexico, as its first commercial FM channel.[1] Petitioner stated its intention to apply for the channel, if assigned. The channel can be assigned in full compliance with the minimum spacing requirements of Section 73.207 of the Rules.

2. Since Maljamar is within 320 kilometers (199 miles of the U.S.-Mexico border, the proposed assignment requires coordination with the Mexican Government.

3. In view of the fact that the proposed assignment could provide a first commercial FM service to Maljamar, the

[1] The petition was submitted as comments in BC Docket No. 82-698, which proposes the assignment of Channel *254 for noncommercial use.

Commission proposes to amend the FM Table of Assignments, § 73.202(b) of the rules, as follows for the community listed below:

City	Channel No.	
	Present	Proposed
Malamar, N. Mex.		*254,286

4. The Commission's authority to institute rule making proceedings, showing required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein. NOTE: A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

5. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

6. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification That Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making To Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

7. For further information concerning this proceeding, contact Montrose H. Tyree, Mass Media Bureau, (202) 634–6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4609 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 83-73; RM-4261]

FM Broadcasting Station in Key Largo, Florida; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes the assignment of Channel 280A to Key Largo, Florida, response to a petition filed by Florida Keys Broadcasting Corporation.

DATE: Comments must be filed on or before March 28, 1983, and reply comments on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

In the matter of amendment of §73.202(b), Table of Assignments, FM Broadcast Stations (Key Largo, Florida); MM Docket No. 83–73, RM–4261.

Notice of Proposed Rule Making

Adopted: January 26, 1983.

Released: February 11, 1983.

By the Chief, Policy and Rules Divisions.

1. The Commission herein considers a petition for rule making filed November 22, 1982, by Florida Keys Broadcasting Corporation ("petitioner"), which seeks the assignment of Channel 280A to Key Largo, Florida. Petitioner expressed a desire to apply for the channel, if assigned.

2. In support of the proposal to assign a first FM channel to Key Largo, petitioner submitted population and economic information. However, in view of the action taken in *Revision of FM Policies and Procedures*, 90 F.C.C. 2d 88 (1982), these issues were eliminated as a requirement to justify a non-conflicting proposal.

3. We have determined that Channel 280A can be assigned to Key Largo in conformity with the minimum distance separation requirements provided the transmitter site is located approximately 0.63 mile south of the city This restriction is necessary to avoid short spacing to Station WHSE(FM) (Channel 278), Fort Lauderdale, Florida.

4. In view of the fact that the proposal could provide a first local broadcast service to Key Largo, the Commission proposes to amend the FM Table of Assignments, §73.202(b) of the Rules, with regard to the following community:

City	Channel No.	
	Present	Proposed
Key Largo, Fla.		280A

5. The Commission's authority to institue rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein. NOTE: A showing of continuing interest is required by paragraph 2 of the appendix before a channel will be assigned.

6. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

7. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

8. For further information concerning this proceeding, contact Montrose H. Tyree, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1062; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter

Chief, Policy and Rules Division Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g), and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showing Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix to attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4608 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 83-76; RM-4256]

TV Broadcast Station in Anchorage, Alaska; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes the assignment of UHF Television Channel 44 to Anchorage, Alaska, as it fifth commercial television assignment in response to a petition filed by Triangulum Corporation.

DATES: Comments must be filed on or before March 28, 1983, and reply comments must be filed on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Television broadcasting.

In the matter of Amendment of § 73.606(b), Table of Assignments, TV Broadcast Stations (Anchorage, Alaska); MM Docket No. 83-76, RM-4256.

Notice of Proposed Rule Making

Adopted: January 26, 1983.

Released: February 11, 1983.

By the Chief, Policy and Rules Division.

1. The Commission herein considers a petition for rule making filed November 24, 1982, by Triangulum Corporation ("petitioner"), seeking the assignment of UHF Television Channel 44 to Anchorage, Alaska, as its first UHF television assignment. The channel can be assigned in compliance with the minimum distance separation requirements and other criteria. Petitioner failed to state that it would apply for the channel, if it is assigned. It is expected to do so in its comments.

2. Anchorage (population 173,017) [1], in Anchorage Borough (population 173,017), is located on the south central coast of Alaska. It has five commercial and one noncommercial educational television assignments.

3. Petitioner submitted information in support of its request. The proposed assignment would be the first UHF channel assignment in Anchorage, and the State of Alaska.

4. In view of the fact that Anchorage could receive its fifth commercial television service, we shall seek comments on the proposal to amend the Television Table of Assignments (§ 73.606(b) of the Commission's Rules) with respect to the city of Anchorage, Alaska, as follows:

City	Channel No.	
	Present	Proposed
Anchorage, Alaska	2-, 4-, *7-, 11, and 13-.	2-, 4-, *7, 11, 13-, and 44.

5. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

6. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the appendix for the proper procedures.

7. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the TV Table of Assignments, § 73.606(b) of the Commission's Rules. See *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73. 606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

8. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634:6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the TV Table of Assignments, Section 73.606(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in § 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service.

[1] Population figures are taken from the 1980 U.S. Census Advance Report.

(See § 1.420(a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4607 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR PART 73

[MM Docket No. 83-79; RM-4282]

TV Broadcast Station in Fairbanks, Alaska; Proposed Changes in Table in Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to assign commercial UHF Television Channel 30 to Fairbanks, Alaska, in response to a request by Triangulum Corporation, as its sixth commercial TV station.

DATES: Comments must be filed on or before March 28, 1983, and reply comments on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Philip S. Cross, Mass Media Bureau, (202) 632:5414.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Television broadcasting.

Adopted: January 31, 1983.

Released: February 11, 1983.

1. The Commission has under consideration a request by Triangulum Corporation ("Triangulum") for the assignment of UHF commercial television Channel 30 to Fairbanks, Alaska. In support of its request, Triangulum states that Channel 30 would be the first and only full-service UHF television facility in Fairbanks as well as the beginning of a television network from Fairbanks to Anchorage and, later, to other states. Triangulum asserts that Fairbanks is a rapidly growing city with a population in excess of 37,000. Triangulum adds that the proposed assignment would meet all spacing requirements of the Commission's Rules. Triangulum has failed to state that it would apply for the channel, if assigned. It should do so in comments.

2. In view of the above, we conclude that the public interest would be served by our proposing a sixth commercial television assignment at Fairbanks. Concurrence by the Canadian government will be required. We solicit comments on the following proposed amendment of the TV Table of Assignments, § 73.606(b) of the Commission's Rules:

City	Channel No.	
	Present	Proposed
Fairbanks, Alaska	2+, 4+, 7+ *9+, 11+, and 13+.	2+, 4+, 7+, *9+ 11+, 13+, and 30.

3. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

4. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

5. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the TV Table of Assignments, § 73.606(b) of the Commission's Rules. See *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making To Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules.* 46 FR 11549, published February 9, 1981.

6. For further information concerning this proceeding, contact Philip Cross, Mass Media Bureau, (202) 632-5414. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the TV Table of Assignments, § 73.606(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a

different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in writtten comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4604 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 83-84; RM-4255]

FM Broadcast Station in Johannesburg, California; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to assign FM Channel 280A to Johannesburg, California, in response to a petition filed by Kitchen Productions, Inc. The proposal could provide a first FM service to the community.

DATES: Comments must be filed on or before April 4 1983 and reply comments must be filed on or before April 19, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: February 3, 1983.

Released: February 15, 1983.

1. A petition for rule making was filed November 23, 1982, by Kitchen Productions, Inc. ("petitioner"), seeking the assignment of FM Channel 280 A to Johannesburg-Randsburg, California, as a hyphenated community to provide a first FM assignment. However, petitioner failed to set forth a justification to make a hyphenated assignment. Accordingly, since Johannesburg is the larger of the two communities, Johannesburg will be the designated community. Petitioner otherwise submitted information in support of the proposal and expressed an interest in applying for the channel, if assigned. The channel can be assigned in compliance with the minimum distance separation requirements.

2. Since Johannesburg is located within 320 kilometers (199 miles) of the U.S.-Mexican border, the proposed assignment requires the concurrence of the Mexican government.

3. In view of the fact that the proposed assignment could provide a first FM service to Johannesburg, the Commission believes it is appropriate to propose amending the FM Table of Assignments, § 73.202(b) of the Commission's Rules, with respect to the following community.

city	Channel No.	
	Present	Proposed
Johannesburg, Calif		280A

4. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

5. Interested parties may file comments on or before April 4, 1983, and reply comments on or before April 19, 1983, and are advised to read the Appendix for the proper procedures.

6. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making To Amend §§ 73.202(b), 73.504, and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

7. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showings Required.* Comments are invited on the proposal(s) descussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice,* they will be considered as comments in the proceeding, and Public Notice to this affect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the commission to assign a different channel than was requested for any of the Commumities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be make in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the Comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleading, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4600 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 83-85; RM-4266]

FM Broadcast Station in Silverton, Colorado; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes the assignment of FM Channel 257A to Silverton, Colorado, in response to a petition filed by Silverton Christian Broadcasting. The proposal could provide a second FM service to that community.

DATES: Comments must be filed on or before April 4, 1983, and reply comments must be filed on or before April 19, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: February 3, 1983.

Released: February 15, 1983.

1. A petition for rule making was filed December 13, 1982, by Silverton Christian Broadcasting ("petitioner") seeking the assignment of Channel 257A to Silverton, Colorado, as its second FM assignment. Petitioner expressed an interest in applying for the channel, if assigned. The channel can be assigned in compliance with the minimum distance separation requirements.

2. In view of the fact that the proposed assignment could provide a second local FM service to Silverton, Colorado, the Commission believes it is appropriate to propose amending the FM Table of Assignments (§ 73.202(b) of the Commission's Rules) with respect to the following community:

City	Channel No.	
	Present	Proposed
Silverton, Colo	280A	257A, 280A

3. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

4. Interested parties may file comments on or before April 4, 1983, and reply comments on or before April 19, 1983, and are advised to read the Appendix for the proper procedures.

5. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules,* 46 FR 11549, published February 9, 1981.

6. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a *Notice of Proposed Rule Making* is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s), who filed the comment to which the reply is directed, constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 Stat., as amended 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in

initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4590 Filed 2-23-83; 8:45 am]
BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 83-86; RM-4225]

FM Broadcast Station in Bonita Springs, Florida; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to substitute Class C FM Channel 241 for Channel 240A at Bonita Springs, Florida, and to modify the Class A license accordingly, in response to a petition filed by Gold Coast Broadcasting Corporation.

DATES: Comments must be filed on or before April 4, 1983, and reply comments must be filed on or before April 19, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: February 3, 1983.

Released: February 15, 1983.

1. Before the Commission is the petition for rule making filed October 19, 1982, by Gold Coast Broadcasting Corporation ("petitioner") [1] which seeks to substitute Class C Channel 241 for Channel 240A at Bonita Springs, Florida, and to modify the license of Station WLEQ (FM) to specify operation on Channel 241.

2. Petitioner filed comments in support of the proposal. It states that there has been significant population growth in the Bonita Springs area between the 1970 and 1980 Census creating the need for wider coverage. Petitioner also states that if Channel 241 is allocated to Bonita Springs, the necessary data will be promptly submitted to the Commission to effectuate an immediate shift over from Channel 240A to Channel 241. The channels can be substituted in compliance with the minimum distance separation requirements.

3. Channel 241 is available at Bonita Springs since the action taken in BC Docket No. 21239 substituted Channel 243 for Channel 242 at Miami, Florida. However, there is presently an interim operation proposed on Channel 242 which would have to be switched to Channel 243 before the assignment for Channel 241 at Bonita Springs could be effectuated.

4. We believe that the petitioner's proposal warrants consideration. In accordance with our established policy, we shall propose to modify the license of Station WLEQ(FM) (Channel 240A) to specify operation on Channel 241. However, if another party should show an interest in the Class C assignment, the modification could not be implemented. Instead, an opportunity for the filing of a competing application must be provided. See *Cheynne, Wyoming*, 62 F.C.C. 2d 63 (1976).

5. In view of the apparent need for a wider coverage area FM station, the Commission proposes to amend the FM Table of Assignments, § 73.202(b) of the Rules as pertains to Bonita Srings, Florida, as follows:

City	Channel No.	
	Present	Proposed
Bonita Springs, Fla	240A	241

6. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

7. Interested parties may file comments on or before April 4, 1983, and reply comments on or before April 19, 1983, and are advised to read the Appendix for the proper procedures.

8. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

9. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a *Notice of Proposed Rule Making* is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are

[1] Petitioner is the license of Station WLEQ(FM), Channel 240A, Bonita Springs, Florida.

prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix follows.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be make in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the Comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of Section 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4586 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 83-78; RM-4271]

FM Broadcast Station in Ellsworth, Maine; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to substitute Class B Channel 233 for Channel 232A in Ellsworth, Maine, and to modify the Class A permit for Station WKSQ (FM) accordingly, in response to a petition filed by Acadia Broadcasting Company.

DATES: Comments must be filed on or before March 28, 1983, and reply comments must be filed on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau (202) 634-6530.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: January 26, 1983.

Released: February 11, 1983.

1. A petition for rule making was filed December 10, 1982, by Acadia Broadcasting Company [1] ("petitioner"), which seeks to substitute Class B Channel 233 and 232A at Ellsworth, Maine, and to modify the construction permit for Station WKSQ (FM) (Channel 232A) to specify operation on Channel 233.

2. Petitioner submitted information in support of the proposal. It noted that the substitution of Class C Channel 233 would enable WKSQ to serve a greater portion of the area.

3. We believe that the petitioner's proposal warrants consideration. The channel can be substituted in compliance with the minimum distance separation requirements. In accordance with our established policy, we shall propose to modify the permit of Station WKSQ (FM) (Channel 232A) to specify operation on Channel 233. However, if another party should indicate an interest in the Class B assignment, then the modification could not be implemented. Instead, an opportunity for the filing of a competing application would be provided. See *Cheyenne, Wyoming*, 62 FCC 2d 63 (1976).

4. Since the proposed channel substitution in Ellsworth, Maine, is within 320 Kilometers (200 miles) of the U.S.-Canadian border, Canadian concurrence must be obtained.

5. In view of the apparent need for a second wide coverage area FM station, the Commission proposes to amend the FM Table of Assignments, § 73.202(b) of the Rules, as it pertains to Ellsworth, Maine, as follows:

City	Channel No.	
	Present	Proposed
Ellsworth, Maine	239, 232A	233, 239

6. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures,

[1] Petitioner is the permittee of Station WKSQ (FM) (Channel 232A) at Ellsworth, Maine.

and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

7. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

8. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making To Amend §§ 73.202(b), 73.504, and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

9. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634–6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in writtten comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4605 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 83-77; RM-4281]

FM Broadcast Station in Chillicothe, Missouri; Proposed Changes in Table of Assignments

AGENCY: Federal Communication Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to assign FM Channel 261A to Chillicothe, Missouri, in response to a petition filed by George Lang. The proposed assignment could provide a second FM service to that community.

DATES: Comments must be filed on or before March 28, 1983, and reply comments must be filed on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: January 26, 1983.

Released: February 11, 1983.

1. A petition for rule making was filed November 8, 1982, by George Lang ("petitioner") proposing the assignment of Channel 261A to Chillicothe, Missouri, as its second FM assignment. Petitioner submitted information in support of the proposal. The channel can be assigned in compliance with the minimum distance separation requirements. Petitioner failed to state that he would apply for the channel if it is assigned. He is expected to do so in his comments.

2. In view of the fact that the proposed assignment could provide a second local FM broadcast service to Chillicothe, Missouri, the Commission believes it is appropriate to propose amending the FM Table of Assignments, § 73.202(b) of the Commission's Rules, with respect to the following community:

City	Channel No.	
	Present	Proposed
Chillicothe, Mo	280A	261A, 280A

3. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

4. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

5. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 does not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

6. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634–6530. However, members of the public should note that from the time a *Notice of Proposed Rule Making* is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* the following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4606 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 83-80; RM-4270]

FM Broadcast Station in Denver City, Texas; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This action proposes to assign FM Channel 296A to Denver City, Texas, in response to a petition filed by Martha Anne Couzens. The proposal could provide a first FM service to that community.

DATES: Comments must be filed on or before March 28, 1983, and reply comments on or before March 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mark N. Lipp, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: January 31, 1983.

Released: February 11, 1983.

1. A petition for rule making was filed December 10, 1982, by Martha Anne Couzens ("petitioner") proposing the assignment of Channel 252A to Denver City, Texas, as its first FM assignment. Petitioner submitted information in support of the proposal and expressed an interest in applying for the channel, if assigned.

2. The assignment of Channel 252A at Denver City, Texas, would be short-spaced to proposed Channel 254 at

Maljamar, New Mexico.[1] A staff channel search indicates that Channel 296A can be assigned to Denver City. A site restriction of 3.5 miles north of Denver City is required for this assignment.

3. In view of the fact that the proposed assignment could provide a first FM service to Denver City, Texas, the Commission believes it appropriate to propose amending the FM Table of Assignments, § 73.202(b) of the Commission's Rules, with respect to the following community:

City	Channel No.	
	Present	Proposed
Denver City, Tex.		296A

4. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

5. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

6. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

7. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitites an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4603 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

[1] BC Docket No. 82-696 proposed the assignment of FM Channel *254 to Maljamar, New Mexico, for noncommercial educational use.

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47 CFR Part 73

[MM Docket No. 83-83; RM-4252]

FM Broadcast Station in Spanish Fork, Utah; Proposed Changes in Table Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: Action taken herein proposes substitute Class C FM Channel 293 for 292A at Spanish Fork, Utah, and to modify the license for Station KTMP to specify operation on Class C Channel 293, at the request of Mountain States Broadcasting Corporation.

DATES: Comments must be filed on or before April 4, 1983, and reply comments must be filed on or before April 19, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT:
Mark N. Lipp, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Adopted: January 31, 1983.
Released: February 15, 1983.

1. A petition for rule making was filed on November 16, 1982, by Mountain States Broadcasting Corporation ("petitioner")[1], which seeks to substitute Class C Channel 293 for 292A at Spanish Fork, Utah, and to modify the license to Station KTMP(FM) (Channel 292A) to specify operation on Channel 293.

2. Petitioner submitted information in support of the proposal. It noted that the substitution of the channels would enable the station to provide expanded service to the area and to compete more effectively for audience and revenues with other stations in the area. Petitioner also stated that if the substitution is allowed, it would file an application for a construction permit to modify the facilities of the station to meet the necessary requirements for the new Class C channel.

3. We believe the petitioner's proposal warrants consideration. The transmitter site is restricted to 11.2 miles south of Spanish Fork for Channel 293 to avoid short spacing to a new construction permit on Channel 292A in Evanston, Wyoming.

4. In accordance with our established policy, we shall propose to modify the license of Station KTMP(FM) to specify operation on Channel 293. However, of another party should indicate an interest in the Class C assignment, the modification could not be implemented. Instead, an opportunity for the filing of a competing application must be provided. See, *Cheyenne, Wyoming*, 62 F.C.C. 2d 63 (1976).

5. In view of the need for a wide coverage area FM station, the Commission proposes to amend the FM Table of Assignments, § 73.202(b) of the Rules, as it pertains to Spanish Fork, Utah, as follows:

City	Channel No.	
	Present	Proposed
Spanish Fork, Utah	292A	293A

6. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

7. Interested parties may file comments on or before April 4, 1983, and reply comments on or before April 19, 1983, and are advised to read the Appendix for the proper procedures.

8. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

9. For further information concerning this proceeding, contact Mark N. Lipp, Mass Media Bureau, (202) 634–6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, the *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

(Secs. 4, 303, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Section 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showing Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See Section 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead to the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comment and Reply Comments; Service.* Pursuant to applicable procedures set out in § 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b), and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an

[1] Petitioner is the licensee of Station KTMP(FM), Spanish Fork, Utah.

original and four copies of all comments, reply, comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4901 Filed 2-23-83; 8:45 am]
BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 83-81; RM-4263]

TV Broadcast Station in Rock Hill, South Carolina; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: Action taken herein proposes to delete the reservation on UHF TV Channel *55 at Rock Hill, South Carolina, making it available for commercial use, and to reserve Channel 30 already used on a noncommercial educational basis, in response to a petition filed by Palmetto Broadcasting System, Inc.

DATES: Comments must be filed on or before March 28, 1983, and reply comments on or before April 12, 1983.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION:

List of Subjects in 47 CFR Part 73

Television broadcasting.

Adopted: January 31, 1983.

Released: February 11, 1983.

1. The Commission has before it a petition for rule making filed December 1, 1982, by Palmetto Broadcasting System, Inc. ("petitioner"), licensee of AM Station WAGL, Lancaster, South Carolina. Petitioner proposes to amend the Television Table of Assignments (§73.606(b) of the Rules) by switching the reservation for noncommercial educational use from Channel *55 to Channel 30. The proposal could provide a first commercial service to Rock Hill. Channel 30 is presently licensed for noncommercial educational use by Station WNSC-TV. Petitioner stated its intention to file an application for Channel *55, if designated for commercial use.

2. Rock Hill (population 35,344) [1] in York County (population 106,720), is located in the north central part of South Carolina, approximately 30 kilometers (18 miles) southwest of Charlotte, North Carolina. Rock Hill is currently assigned two TV channels, Channel 30 (WNSC-TV) and Channel *55.

3. In support of the proposal petitioner asserts that Channel 30 is now licensed for noncommercial use and should be reserved to reflect that use. The reservation would free Channel *55 for commercial use since there has been no demand for a second noncommercial station.

4. We believe that the petitioner's proposal warrants consideration, the proposal meets all spacing requirements and could provide for a first local commercial TV station. In view of the above, comments are invited on the proposal to amend the Television Table of Assignments, with regard to the following community:

City	Channel No.	
	Present	Proposed
Rock Hill, South Carolina	30, *55-	*30, 55-

5. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

6. Interested parties may file comments on or before March 28, 1983, and reply comments on or before April 12, 1983, and are advised to read the Appendix for the proper procedures.

7. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the TV Table of Assignments, § 73.606(b) of the Commission's Rules. See, *Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend §§ 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, published February 9, 1981.

8. For further information concerning this proceeding, contact Montrose H. Tyree, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to the Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment to which the reply is directed constitutes an *ex parte* presentation and shall not be considered in the proceeding.

[1] Population figures are taken from the 1980 U.S. Census, Advance Report.

(Secs. 4, 48 stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Roderick K. Porter,

Chief, Policy and Rules Division, Mass Media Bureau.

Appendix

1. Pursuant to authority found in Section 4(i), 5(d)(1), 303 (g) and (r), and 307(b) of the Communications Act of 1934, as amended, and §§ 0.61, 0.204(b) and 0.283 of the Commission's Rules, It is proposed to amend the TV Table of Assignments, § 73.606(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build a station promptly. Failure to file may lead to denial of the request.

3. *Cut-off Procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of the Commission's Rules.)

(b) With respect to petitions for rule making which conflict with the

proposal(s) in this *Notice*, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

(c) The filing of a counterproposal may lead the Commission to assign a different channel than was requested for any of the communities involved.

4. *Comments and Reply Comments; Service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's Rules and Regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420 (a), (b) and (c) of the Commission's Rules.)

5. *Number of Copies.* In accordance with the provisions of § 1.420 of the Commission's Rules and Regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public Inspection of Filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 83-4602 Filed 2-23-83; 8:45 am]
BILLING CODE 6712-01-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 677

North Pacific Fishery Management Council et al.; Management Proposals for the 1983 Bering Sea/Aleutian Islands King Crab Fishery Off Alaska; Public Hearing

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of Public Hearing.

SUMMARY: The North Pacific Fishery Management Council (Council) and the Alaska Board of Fisheries (Board) will hold a public hearing on proposed regulations for the 1983 Bering Sea/Aleutian Islands King Crab Fishery off Alaska.

DATE: The hearing will be held from 9:00 a.m. to 5:00 p.m. on Tuesday, March 8, 1983.

ADDRESS: The hearing will be held in the auditorium of the Northwest and Alaska Fisheries Center, 2725 Montlake Boulevard East, Seattle, Washington.

FOR FURTHER INFORMATION CONTACT: Jim H. Branson, Executive Director, North Pacific Fishery Management Council, P.O. Box 103136, Anchorage, Alaska 99510, telephone (907) 274-4563.

SUPPLEMENTARY INFORMATION: In accordance with the provisions of the Joint Statement of Principles for king crab management between the North Pacific Fishery Management Council and the Alaska Board of Fisheries, the Council and Board will hold an annual public hearing in Seattle. At the March 8 hearing Council and Board members will listen to public testimony on regulatory proposals for the 1983 Bering Sea/Aleutian Islands King Crab Fishery. In addition, testimony will be accepted on regulatory proposals for the 1983 Tanner crab fisheries off Alaska. Copies of the proposals may be obtained from the Alaska Board of Fisheries, P.O. Box 3-2000, Juneau, Alaska 99802. The Board plans to review the proposals and take final action on its 1983 State shellfish regulations at its meeting beginning on Monday, March 28, 1983, in Anchorage.

The hearing will be tape recorded and the tapes will be filed as an official transcript of the proceedings. A written summary of the testimony will be prepared to supplement the record.

Dated: February 17, 1983.

Joe P. Clem,

Acting Chief, Operations Coordination Group, National Marine Fisheries Service.

[FR Doc. 83-4600 Filed 2-23-83; 8:45 am]
BILLING CODE 3510-22-M

Notices

Federal Register
Vol. 48, No. 38
Thursday, February 24, 1983

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.

ADVISORY COUNCIL ON HISTORIC PRESERVATION

Programmatic Memorandum of Agreement

AGENCY: Advisory Council on Historic Preservation.

ACTION: Notice.

SUMMARY: The Advisory Council on Historic Preservation proposes to execute a Proposal for a Programmatic Memorandum of Agreement pursuant to § 800.8 of the Council's regulations, "Protection of Historic and Cultural Properties" (36 CFR Part 800), with the Bonneville Power Administration, U.S. Department of Energy, and the State Historic Preservation Officers of Oregon, Washington, Montana, Idaho, Wyoming, Utah, California and Nevada. This Programmatic Agreement provides means for the identification and evaluation of historic properties and for the design and installation of energy weatherization and conservation measures on such properties in a manner compatible with their historically and architecturally significant qualities, in order to meet the requirements of Section 106 of the National Historic Preservation Act of 1966, as amended.

DATE: Comments due March 28, 1983.

ADDRESS: Executive Director, Advisory Council on Historic Preservation, Western Division of Project Review, 730 Simms Street, Room 450, Golden, Colorado 80401.

Dated: February 18, 1983.

Robert R. Garvey, Jr.,

Executive Director.

[FR Doc. 83-4658 Filed 2-23-83; 8:45 am]

BILLING CODE 4310-10-M

DEPARTMENT OF AGRICULTURE

Office of the Secretary

Forms Under Review by Office of Management and Budget

February 18, 1983.

The Department of Agriculture has submitted to OMB for review the following proposals for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35) since the last list was published. This list is grouped into new proposals, revisions, extensions, or reinstatements. Each entry contains the following information:

(1) Agency proposing the information collection; (2) Title of the information collection; (3) Form numbers(s), if applicable; (4) How often the information is requested; (5) Who will be required or asked to report; (6) An estimate of the number of responses; (7) An estimate of the total number of hours needed to provide the information; (8) An indication of whether section 3504(h) of Pub. L. 96-511 applies; (9) Name and telephone number of the agency contact person.

Comments and questions about the items in the listing should be directed to the agency person named at the end of each entry. If you anticipate commenting on a form but find that preparation time will prevent you from submitting comments promptly, you should advise the agency person of your intent as early as possible.

Copies of the proposed forms and supporting documents may be obtained from: Marshall L. Dantzler, Acting Statistical Clearance Officer, (202) 447-6201.

New

- Statistical Reporting Service On-Farm Grain Stock-Survey
Quarterly
Farms: 119,700 responses; 19,950 hours; not applicable under 3504(h)
Lee Sandberg (202) 447-6820

- Statistical Reporting Service
Annual Mink Survey
Annually
Farms: 1,120 responses; 186 hours; not applicable under 3504(h)
Lee Sandberg (202) 447-6820.

Extension

- Food and Nutrition Service
WIC Financial Aid Program Report
FNS 498 and SF 269
Monthly, quarterly and annually
State or local governments: 1,153 responses; 19,446 hours; not applicable under 3504(h)
Paula Dervay (703) 756-3710.

- Animal and Plant Health Inspection Service
Importation of Animals and Poultry and Animal/Poultry Products
VS-17-11, 17-20, 17-23, 17-29, 17-32, 17-65A, 17-65C, 17-129
On occasion
Businesses: 17,555 responses; 4,191 hours; not applicable under 3504(h)
Wade Ritchie (301) 436-8172.

- Animals and Plant Health Inspection Service
Certificate for Poultry or Hatching Eggs for Export
VS-17-6
On occasion
Forms, businesses: 16,000 responses; 2,080 hours; not applicable under 3504(h)
N.Q. Faizi (301) 436-8383.

- Animal and Plant Health Inspection Service
Proceeds for Animals Sold for Slaughter
VS 1-24
On occasion
Business: 2,500 responses; 500 hours; not applicable under 3504(h)
Ralph L. Hosker (301) 436-8715.

Marshall L. Dantzler,

Acting Statistical Clearance Officer.

[FR Doc. 83-4618 Filed 2-23-83; 8:45 am]

BILLING CODE 3410-01-M

CIVIL AERONAUTICS BOARD

[83-2-56; Docket 41095]

Application of Air Washington, Inc. for Certificate Authority Under Subpart Q

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order instituting the Air Washington, Inc. Fitness Investigation, 83-2-56, Docket 41095.

SUMMARY: The Board is instituting an investigation to determine the fitness of Air Washington, Inc. to engage in the interstate and overseas scheduled air transportation.

DATE: Persons wishing to intervene in the *Air Washington Fitness Investigation* shall file their petitions in Docket 41095 by February 28, 1983.

ADDRESS: Petitions to intervene should be filed in Docket 41095, and addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428.

FOR FURTHER INFORMATION CONTACT: John F. Brennan, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428, (202) 673-5333.

SUPPLEMENTARY INFORMATION: The complete text of Order 83-2-56 is available from our Distribution Section, Room 100, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the metropolitan area may send a postcard request for Order 83-2-56 to that address.

By the Bureau of Domestic Aviation: February 16, 1983.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 83-4652 Filed 2-23-83; 8:45 am]

BILLING CODE 6320-01-M

[Docket 40511]

North American Airlines, Inc.; Hearing

Notice is hereby given that a hearing in the above-entitled proceeding is assigned to be held on March 14, 1983, at 10:00 a.m. (local time), Room 1027, Universal Building, 1825 Connecticut Avenue, N.W., Washington, D.C., before the undersigned administrative law judge.

Dated at Washington, D.C., February 17, 1983.

Ronnie A. Yoder,

Administrative Law Judge.

[FR Doc. 83-4651 Filed 2-23-83; 8:45 am]

BILLING CODE 6320-01-M

DEPARTMENT OF COMMERCE

International Trade Administration

Initiation of Antidumping Investigation; Certain Tapered Journal Roller Bearings and Parts Thereof Germany

AGENCY: International Trade Administration, Commerce.

ACTION: Initiation of antidumping investigation.

SUMMARY: On the basis of a petition filed with the United states Department of Commerce, we are initiating an antidumping investigation to determine whether certain tapered journal roller bearings and parts thereof from the Federal Republic of Germany (FRG) are being, or are likely to be, sold in the United States at less than fair value. We are notifying the United States International Trade Commission (ITC) of this action so that it may determine whether there is a reasonable indication that imports of certain tapered journal roller bearings and parts thereof from the FRG are materially injuring, or are threatening to materially injure, a United States industry. If the investigation proceeds normally, the ITC will make its preliminary determination on or before March 14, 1983, and we will make ours on or before July 5, 1983.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: Gary Taverman, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue NW., Washington, D.C. 20230; telephone (202) 377-0161.

SUPPLEMENTARY INFORMATION:

Petition

On January 26, 1983 we received a petition from counsel for Brenco Incorporated, filed on behalf of the United States industry producing certain tapered journal roller bearings and parts thereof (roller bearings). In compliance with the filing requirements of § 353.36 of the Commerce Regulations (19 CFR Part 353), the petition alleges that imports of roller bearings are being, or are likely to be, sold in the United States at less than fair value within the meaning of section 731 of the Tariff Act of 1930, as amended (19 U.S.C. 1673) (the Act) and that these imports are materially injuring, or are threatening to materially injure, a United States industry. The allegations of sales at less than fair value are supported by comparisons of United States prices (developed from actual bids) on sales of the merchandise in the United States with FRG home market prices (obtained from price quotes from the FRG manufacturer to an import/export agent) on sales made in the FRG.

Initiation of Investigation

Under section 732(c) of the Act, we must determine, within 20 days after a petition is filed, whether a petition sets forth the allegations necessary for initiation of an antidumping investigation and whether it contains information reasonably available to the petitioner supporting the allegations. We have examined the petition on roller bearings and have found that it meets these requirements.

Therefore, in accordance with section 732 of the Act, we are initating an antidumping investigation to determine whether roller bearings from the FRG are being, or are likely to be, sold in the United States at less than fair value. If the investigation proceeds normally, we will make our preliminary determination by July 5, 1983.

Scope of Investigation

For purposes of this investigation, the term "certain tapered journal roller bearings and parts thereof" covers two-row tapered roller bearings and parts thereof including cone and cup assemblies in sets, cone assemblies and cups sold separately, and other parts which may or may not be lubricated, sealed at the manufacturer's factory, and/or unitized. This investigation includes only those tapered roller bearings with assembled outside diameters between 4.25 and 7.0 inches, and meeting the specifications established by the Association of American Railroads in Specification M-934-81. Such tapered roller bearings and parts thereof are currently provided for in items 680.3932, 680.3934, 680.3938, and 680.3940 of the *Tariff Schedules of the United States Annotated.*

Notification of the ITC

Section 732(d) of the Act requires us to notify the ITC of this action and to provide it with the information we used to arrive at this determination. We will notify the ITC and make available to it all nonprivileged and nonconfidential information. We will also allow the ITC access to all privileged and confidential information in our files, provided that the ITC confirms it will not disclose such information either publicly or under an administrative protective order without the written consent of the Deputy Assistant Secretary for Import Administration.

Preliminary Determination by ITC

The ITC will determine by March 14, 1983 whether there is a reasonable indication that imports of roller bearings from the FRG are materially injuring, or are threatening to materially injure, a United States industry. If its determination is negative, this investigation will terminate; otherwise, the investigation will proceed according to statutory procedures.

Dated: February 15, 1983.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 83-4661 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

Initiation of Antidumping Investigation; Certain Tapered Journal Roller Bearings and Parts Thereof From Italy

AGENCY: International Trade Administration Commerce.

ACTION: Initiation of antidumping investigation.

SUMMARY: On the basis of a petition filed with the United States Department of Commerce, we are initiating an antidumping investigation to determine whether certain tapered journal roller bearings and parts thereof from Italy are being, or are likely to be, sold in the United States at less than fair value. We are notifying the United States International Trade Commission (ITC) of this action so that it may determine whether there is a reasonable indication that imports of certain tapered journal roller bearings and parts thereof from Italy are materially injuring, or are threatening to materially injure, a United States industry. If the investigation proceeds normally, the ITC will make its preliminary determination on or before March 14, 1983, and we will make ours on or before July 5, 1983.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: Gary Taverman, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230; telephone (202) 377–0161.

SUPPLEMENTARY INFORMATION:

Petition

On January 26, 1983 we received a petition from counsel for Brenco Incorporated, filed on behalf of the United States industry producing certain tapered journal roller bearings and parts thereof (roller bearings). In compliance with the filing requirements of § 353.36 of the Commerce Regulations (19 CFR Part 353), the petition alleges that imports of roller bearings are being, or are likely to be, sold in the United States at less than fair value within the meaning of section 731 of the Tariff Act of 1930, as amended (19 U.S.C. 1673) (the Act) and that these imports are materially injuring, or are threatening to materially injure, a United States industry. The allegatons of sales at less than fair value are supported by comparisons of United States prices (developed from actual bids) on sales of the merchandise in the United States with Italian home market prices (obtained from price quotes from the Italian manufacturer to an import/export agent) on sales made in Italy.

Initiation of Investigation

Under section 732(c) of the Act, we must determine, within 20 days after a petition is filed, whether a petition sets forth the allegations necessary for initiation of an antidumping investigation and whether it contains information reasonably available to the petitioner supporting the allegations. We have examined the petition on roller bearings and have found that it meets these requirements.

Therefore, in accordance with section 732 of the Act, we are initiating an antidumping investigation to determine whether roller bearings from Italy are being, or are likely to be, sold in the United States at less than fair value. If the investigation proceeds normally, we will make our preliminary determination by July 5, 1983.

Scope of Investigation

For purposes of this investigation, the term "certain tapered journal roller bearings and parts thereof" covers two-row tapered roller bearings and parts thereof including cone and cup assemblies in sets, cone assemblies and cups sold separately, and other parts which may or may not be lubricated, sealed at the manufacturer's factory, and/or unitized. This investigation includes only those tapered roller bearings with assembled outside diameters between 4.25 and 7.0 inches, and meeting the specifications established by the Association of American Railroads in Specification M–934–81. Such tapered roller bearings and parts thereof are currently provided for in items 680.3932, 680.3934, 680.3938, and 680.3940 of the *Tariff Schedules of the United States Annotated.*

Notification of the ITC

Section 732(d) of the Act requires us to notify the ITC of this action and to provide it with the information we used to arrive at this determination. We will notify the ITC and make available to it all nonprivileged and nonconfidential information. We will also allow the ITC access to all privileged and confidential information in our files, provided that the ITC confirms it will not disclose such information either publicly or under an administrative protective order without the written consent of the Deputy Assistant Secretary for Import Administration.

Preliminary Determination by ITC

The ITC will determine by March 14, 1983 whether there is a reasonable indication that imports of roller bearings from Italy are materially injuring, or are threatening to materially injure, a United States industry. If its determination is negative, this investigation will terminate; otherwise, the investigation will proceed according to statutory procedures.

Dated: February 15, 1983.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 83-4660 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

Initiation of Antidumping Investigation; Certain Tapered Journal Roller Bearings and Parts Thereof From Japan

AGENCY: International Trade Administration, Commerce.

ACTION: Initiation of antidumping investigation.

SUMMARY: On the basis of a petition filed with the United States Department of Commerce, we are initiating an antidumping investigation to determine whether certain tapered journal roller bearings and parts thereof from Japan are being, or are likely to be, sold in the United States at less than fair value. We are notifying the United States International Trade Commission (ITC) of this action so that it may determine whether there is a reasonable indication that imports of certain tapered journal roller bearings and parts thereof from Japan are materially injuring, or are threatening to materially injure, a United States industry. If the investigation proceeds normally, the ITC will make its preliminary determination on or before March 14, 1983, and we will make ours on or before July 5, 1983.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: Gary Taverman, Office of Investigations, Import Administration, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230; telephone (202) 377–0161.

SUPPLEMENTARY INFORMATION:

Petition

On January 26, 1983 we received a petition from counsel for Brenco Incorporated, filed on behalf of the United States industry producing certain tapered journal roller bearings and parts thereof (roller bearings). In compliance with the filing requirements of § 353.36 of the Commerce Regulations (19 CFR Part 353), the petition alleges that imports of roller bearings are being, or are likely to be, sold in the United States at less than fair value within the meaning of section 731 of the Tariff Act of 1930, as amended (19 U.S.C. 1673) (the Act) and that these imports are materially injuring, or are threatening to materially injure, a United States

industry. The allegations of sales at less than fair value are supported by comparisons of United States prices (developed from actual bids) on sales of the merchandise in the United States with Japanese home market prices (obtained from price quotes of Japanese trading firms) on sales made in Japan.

Initiation of Investigation

Under section 732(c) of the Act, we must determine, within 20 days after a petition is filed, whether a petition sets forth the allegations necessary for initiation of an antidumping investigation and whether it contains information reasonably available to the petitioner supporting the allegations. We have examined the petition on roller bearings and have found that it meets these requirements.

Therefore, in accordance with section 732 of the Act, we are initiating an antidumping investigation to determine whether roller bearings from Japan are being, or are likely to be, sold in the United States at less than fair value. If the investigation proceeds normally, we will make our preliminary determination by July 5, 1983.

Scope of Investigation

For purposes of this investigation, the term "certain tapered journal roller bearings and parts thereof" covers two-row tapered roller bearings and parts thereof including cone and cup assemblies in sets, cone assemblies and cups sold separately, and other parts which may or may not be lubricated, sealed at the manufacturer's factory, and/or unitized. This investigation includes only those tapered roller bearings with assembled outside diameters between 4.25 and 7.0 inches, and meeting the specifications established by the Association of American Railroads in Specification M-934-81. Such tapered roller bearings and parts thereof are currently provided for in items 680.3932, 680.3934, 680.3938, and 680.3940 of the *Tariff Schedules of the United States Annotated.*

Notification of the ITC

Section 732(d) of the Act requires us to notify the ITC of this action and to provide it with the information we used to arrive at this determination. We will notify the ITC and make available to it all nonprivileged and nonconfidential information. We will also allow the ITC access to all privileged and confidential information in our files, provided that the ITC confirms it will not disclose such information either publicly or under an administrative protective order without the written consent of the Deputy Assistant Secretary for Import Administration.

Preliminary Determination by ITC

The ITC will determine by March 14, 1983 whether there is a reasonable indication that imports of roller bearings from Japan are materially injuring, or are threatening to materially injure, a United States industry. If its determination is negative, this investigation will terminate; otherwise, the investigation will proceed according to statutory procedures.

Dated: February 15, 1983.

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 83-4659 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

Decision on an Application for Duty-Free Entry of Scientific Article; University of California

The following is a decision on application for duty-free entry of a scientific article published pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651, 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 40 FR 12253).

A copy of the record pertaining to the application in this decision is available for public review between 8:30 A.M. and 5:00 P.M. in Room 1523, Statutory Import Programs Staff, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 81-00309. Applicant: University of California, Lawrence Berkeley Laboratory, One Cyclotron Road, Berkeley, CA 94720. Instrument: Scattering Chamber with Accessories. Date of Denial Without Prejudice to Resubmission: May 28, 1982.

Decision: Application Denied. Applicant has failed to establish that instruments or apparatus of equivalent scientific value to the foreign article for such purposes as the foreign article is intended to be used are not being manufactured in the United States. Reasons: The application was denied without prejudice to resubmission prior to August 9, 1982. The requirements for the resubmission of applications that have been denied without prejudice to resubmission are contained in Section 301.8 of the regulations effective at that time. The applicant has failed to resubmit its application within the specified time period. Pursuant to Subsection 301.8, this failure shall result in a denial of the application.

Accordingly, notice of this decision is forwarded to the **Federal Register** for publication.

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

Richard M. Seppa,

Director, Statutory Import Programs Staff.

[FR Doc. 83-4662 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

Withdrawal of Application for Duty-Free Entry of Scientific Articles; Indiana University of Pennsylvania

Indiana University of Pennsylvania has withdrawn Docket Number 82-00266, an application for duty-free entry of Solar Energy Test Equipment. Accordingly, further administrative proceedings will not be taken by the Department of Commerce with respect to this application.

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

Richard M. Seppa,

Director, Statutory Import Programs Staff.

[FR Doc. 83-4663 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

[A-588-087]

Portable Electric Typewriters From Japan; Final Results of Administrative Review of Antidumping Duty Order

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of final results of administrative review of antidumping duty order.

SUMMARY: On July 23, 1982, the Department of Commerce published the preliminary results of its administrative review of the antidumping duty order on portable electric typewriters from Japan. The review covers two of the five known exporters of this merchandise to the United States, Tokyo Juki Industrial Co., Ltd. and Towa Sankiden Corporation, and the period January 4, 1980 through April 30, 1981.

Interested parties were given an opportunity to submit oral or written comments on these preliminary results. At the request of the petitioner the Department held a hearing on October 4, 1982. After our consideration of the comments received and a mathematical correction, we have changed the margin for Tokyo Juki from 0.60 percent to 0.48 percent. The final results for Towa Sankiden remain unchanged from those presented in the preliminary results of review.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: F. Patrick Pope or Susan M. Crawford, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, telephone: (202) 377–5255.

SUPPLEMENTARY INFORMATION:

Background

On May 9, 1980, the Department of Commerce ("the Department") published in the **Federal Register** (45 FR 30618–19) an antidumping duty order with respect to portable electric typewriters from Japan. On July 23, 1982, the Department published in the **Federal Register** (47 FR 31913–14) the preliminary results of its last administrative review of the order with respect to two of the five known exporters. The Department has now completed that administrative review.

Scope of the Review

Imports covered by the review are shipments of portable electric typewriters from Japan. The Department defines such merchandise as all typewriters currently classifiable under item 676.0510 of the Tariff Schedules of the United States Annotated ("TSUSA") and some typewriters currently classifiable under TSUSA item 676.0540, depending on the individual characteristics of the typewriter. The characteristics we consider include, but are not limited to, the dimensions, weight, presence of a carrying case, type of market, and method of distribution.

This review covers two of the five known exporters of Japanese portable electric typewriters ("PETs") to the United States, Tokyo Juki Industrial Co., Ltd. ("Tokyo Juki") and Towa Sankiden Corporation, and the period January 4, 1980, the date of suspension of Liquidation, through April 30, 1981.

Analysis of Comments Received

Interested parties were invited to comment on the preliminary results. The petitioner, Smith Corona Group, SCM Corporation ("SCM"), requested a hearing which was held on October 4, 1982. SCM, several Japanese respondents, and Olivetti, an importer, submitted comments.

(1) *Comment:* In its preliminary results of review, the Department invited any interested party to comment on whether portable electronic typewriters are within the scope of the order. SCM vigorously protests the Department's consideration, at its own inititative, of "red herrings" which have not been raised by involved interested parties.

Department's Position: Although the parties covered by this review did not specifically raise the issue, other parties to the proceeding previously requested our opinion whether portable electronic typewriters are within the scope of the order. Since the typewriters manufactured and exported by Tokyo Juki are portable electronic typewriters, it is appropriate for the Department to consider the question in this review.

(2) *Comment:* SCM argues that the presence of electronic components in an electrically powered portable typewriter cannot remove the typewriter from the scope of the order. It bases its argument on: (1) The tariff classification and the language of the order, which states that all typewriters classifiable under TSUSA item 676.0510 are within the scope of the order; (2) court and administrative interpretations of tariff provisions, which SCM argues demonstrate that, for Customs purposes, the term "electric" can include the term "electronic", and the term "electronic" can include the term "electric"; (3) the history of the tariff classification covering portable electric typewriters, which only focused on as the key features of "portable electric" whether the machine included an adding machine and whether the machine was operated by a typist; and (4) SCM's production of electronic typewriters by the same people and at the same location as other domestically produced PETs, sale through the same channels of distribution, inclusion in the same ads, incorporation of virtually all the same features, the same size, weight, and the same fundamental utility. Further, SCM points to various agency determinations, all of which have included scope determinations on merchandise which was either not specifically identified in the original investigation or which was not produced at the time of publication of the finding or order. In each case SCM contends the Department (or the Treasury Department) used a standard which focused on use in determining whether the merchandise in question was within the scope of the finding or order. In addition to use, SCM believes we should consider whether the domestic industry or industries which were affected by the finding or order produce the questioned merchandise, and whether the foreign producers of the new merchandise include, or are likely to include, one or more of the foreign producers covered by the original investigation. Based on these standards SCM believes that portable electronic typewriters are within the scope of the antidumping duty order.

Conversely, Tokyo Juki, the Brother group (Brother Industries Ltd. and Brother International Corporation), the Silver group (Silver Seiko Ltd. and Silver Reed America), and Olivetti argue that portable electronic typewriters, by virtue of being electronic, are in a different class or kind of merchandise than typewriters that are electromechanical and, therefore, are not included within the scope of the order.

Citing the Court of International Trade's decision in *Royal Business Machines Inc. v. United States*, 507 F. Supp. 1007 (C.I.T. 1980), these parties argue that, since electronic typewriters were not included in the petition to initiate and were not the subject of any pre-order investigation, the Department cannot now expand the order to include them.

Further, the respondents state that electronic typewriters are the product of a different technology, that they are radically different in physical characteristics, that the additional features such as memory capability cannot be duplicated b a portable electric machine, that both the public and the trade recognize a fundamental distinction between electric and electronic typewriters and that the latter are aimed at a different category of customer. The respondents state that SCM's argument, that all typewriters classified under TSUSA item 676.0510 are within the scope of the order, flies in the face of the *Royal Business Machines* decision, which states that a TSUSA classification is not controlling.

Department's Position: Based on our review of the comments received, the merchandise description in the petition to initiate this case, and the original fair value and injury investigations, portable electronic typewriters are within the scope of the order. In addition to reviewing the investigatory records, the Department's decision here is based on several factors, including: (1) General physical characteristics, (2) the expectations of the ultimate purchaser, (3) the ultimate use of the merchandise in question, and (4) the channels of trade in which the merchandise moves.

Although electronic typewriters generally have different physical characteristics than the portable electric typewriters investigated during the fair value investigation, there is nothing in the merchandise description in the original petition, or in the fair value or injury investigations, which precludes the inclusion of electronic typewriters. The petition defines the merchandise as: "[a]ll portable electric typewriters, whether utilizing typebars or single elements, and whether fully electric with powered carriage return or with manual carriage return, and whether with conventional ribbons or with cartridge

or cassette ribbon". Most electronic typewriters use a daisy wheel print element rather than a typebar or single element; however, all electronic typewriters have a powered carriage return and use a cassette ribbon. The fair value investigation defined the merchandise by its TSUSA item number; we agree that TSUSA alone is not dispositive. In its final report (731–TA–12, USITC Publication 1062, May 1980), the International Trade Commission stated "[a] typewriter is a machine with a manually operated keyboard which produces characters like those of a letterpress as a substitute for handwriting. Typewriters may be portable or standard (office type) units as well as manually or electrically operated. The typewriters which have been sold in the United States at less than fair value and which are the subject of this investigation are electrically operated portable units (customarily sold at retail with a carrying case)." There is no definition on record for "electrically operated" portable typewriters limiting the scope to an electromechanical unit.

Concerning the second characteristic, the expectation of the ultimate purchaser, we believe that the purchasers of portable electronic typewriters are likely to be the same as those that purchase portable electrics. Our examination of advertising and the channels of trade substantiates that portable electronics are aimed at homes and small offices as ultimate purchases.

Concerning the third factor, there is no doubt that portable electronic and portable electric typewriters are used for the same purpose. Finally, as mentioned above, the evidence on hand demonstrates that the channels of distribution are the same for both type of machines.

Therefore, we maintain that portable electronic typewriters are within the class or kind of merchandise covered by this antidumping duty order. We cannot limit the scope of an order only to merchandise being manufactured at the time of an initiation of an investigation.

(3) *Comment:* SCM disputes the Department's use, for both United States price and foreign market value, of the price between Tokyo Juki and EuroImport S.A. ("EuroImport"), a subsidiary of the importer, Olivetti, arguing that Tokyo Juki and Olivetti are related parties within the meaning of section 771 (13) of the Tariff Act of 1930 ("the Tariff Act"). SCM contends that information in the record reveals that Olivetti exercised some level of control over Tokyo Juki, directly or indirectly, namely: (1) Olivetti bore Tokyo Juki's start-up costs, (2) Olivetti negotiated and arranged for imported parts for the typewriters, (3) Tokyo Juki sold the merchandise produced solely to EuroImport, and (4) the price of the merchandise sold by Tokyo Juki fluctuated " 'up or down, depending on costs or usual business competitiveness' ". Accordingly, SCM argues that the Department should use Olivetti's resale prices in Japan and in the United States for comparison purposes.

Department's Position: Olivetti's and Tokyo Juki's relationship does not constitute control as contemplated by section 771(13) of the Tariff Act. Although Olivetti did incur certain start-up costs on behalf of Tokyo Juki, Tokyo Juki also incurred substantial costs for which it either billed Olivetti separately or which are included in Tokyo Juki's cost of production. The imported parts which Olivetti initially arranged for do not constitute a large portion of the value of the typewriters under consideration and the parties did agree that, shortly after production began, Tokyo Juki had the contract right to assume complete control of procurement. Finally, we do not believe that SCM's third and fourth points are persuasive in determining whether or not a manufacturer and its exporter and/or importer are related.

(4) *Comment:* SCM disagrees with the Department's determination not to disregard sales by Tokyo Juki in its home market which were made at prices below the full cost of production. SCM argues that the determination was in error because: (1) Olivetti bore start-up costs for Tokyo Juki, specifically research and development, which were not included in the Department's cost of production calculation; (2) Tokyo Juki's per unit cost of production cannot be disregarded simply because Tokyo Juki was producing below its projected full-capacity rate; and (3) even assuming that Tokyo Juki incurred start-up costs, the Department impermissibly avoided the question whether such costs could reasonably be recovered over an extended period of time by not looking further than the period of review.

Department's Position: The Department's determination not to disregard Tokyo Juki's sales in the home market which were below its cost of production is in accordance with section 773(b) of the Tariff Act, which states that sales will be disregarded when the firm sells in substantial quantities at less than cost over an extended period and when the sales are not at prices which permit recovery of all costs within a reasonable period of time. First, we find that, although Tokyo Juki incurred no extraordinary research and development costs, there is insufficient basis for disregarding the sales below cost. While it is true that the start-up costs incurred by Tokyo Juki and included in the calculation were largely due to workers' unfamiliarity with production equipment, high quality control costs, and the allocation of fixed costs to the small quantities produced during the start-up phase, we maintain that section 773(b) of the Tariff Act provides for recovery of such costs. We did not include in the calculation start-up costs incurred by Olivetti or any allocation of assists separately charged to Olivetti by Tokyo Juki because to include either would require an equal adjustment to foreign market value. Second, Tokyo Juki did not begin production until December 1980, and then it was in minimal quantities. We maintain that Tokyo Juki's subsequent five months of production during the review period do not constitute an extended period of time. Finally, at the time of its initial submission Tokyo Juki did not have all the data necessary to demonstrate that it would recover all costs over an extended period. However, based on our analysis of their available information, we determined that Tokyo Juki would reach its breakeven point shortly after the end of the review period.

(5) *Comment:* SCM contends that, even if the Department concludes that the cost of production data presented by Tokyo Juki were adequate for demonstrating its ability to recover its full cost of production within a reasonable time, further verification of specific cost elements, such as cost of labor and of selling, general, and administrative expenses, is required.

Department's Position: The Department's verification of Tokyo Juki's response was adequate. Tokyo Juki admittedly sold below its cost of production in this review period. Therefore, further verification of allocation methods is unnecessary at this time. We are satisfied that the company sold below its cost of production due to start-up costs and the minimal quantities produced during the period. We will examine the points of concern to SCM and determine if verification for the next review is necessary.

(6) *Comment:* SCM believes the Department should review its practice of allowing adjustments to foreign market value for inland freight, packing, and handling. SCM argues that such allowances are contrary to the letter and spirit of section 773 of the Tarriff Act.

Department's Position: The Department maintains that it must

deduct transportation and handling charges included in foreign market value, since all included transportation charges are deducted from United States price. Section 773 of the Tariff Act does require that foreign market value include the cost of export packing. In accordance with past practice the Department adjusted for packing based on differences in costs between the two markets. (See *Brother Industries Ltd., et al.* v. *United States*, 3 C.I.T. ——, Slip-Op. 82-34 (April 30, 1982)).

(7) *Comment:* Olivetti argues that *de minimis* dumping duties on individual entries should neither be assessed nor collected.

Department's Position: As stated here under *Final Results of Review*, "[t]he Department shall determine, and the U.S. Customs Service shall assess, dumping duties on *all* appropriate entries made with purchase dates during the time period involved." (emphasis added). We do not agree with Olivetti that the benchmark the Department has established for waiver of the cash deposit of estimated antidumping duties must also apply to the assessment process. We maintain that we are required to instruct Customs to collect all actual dumping duties regardless of the amount.

Final Results of Review

Based on our analysis of the comments received, and the correction of a mathematical error incalculating the difference in merchandise adjustments with respect to Tokyo Juki, we determine that the following margins exist for the period January 4, 1980 through April 30, 1981:

Exporter	Margin (percent)
Tokyo Juki Industrial Co., Ltd.	0.48
Towa Sankiden Corporation	0

The Department shall determine, and the U.S. Customs Service shall assess, dumping duties on all appropriate entries made with purchase dates during the time period involved. Individual differences between United States price and foreign market value may vary from the percentages stated above. The Department will issue appraisement instructions for each exporter directly to the Customs Service.

Because the margin for Tokyo Juki is less than 0.50 percent, and therefore *de minimis*, and because no margin exists for Towa Sankiden, the Department shall not require a cash deposit of estimated antidumping duties, as provided for in § 353.48(b) of the Commerce Regulations, on any shipments of Japanese portable electric typewriters from these firms entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice. The zero deposit requirement for Towa Sankiden and the waiver for Tokyo Juki shall remain in effect until publication of the final results of the next administrative review for these two firms. For any shipment from a new exporter not covered in this administrative review, a cash deposit of 7.55 percent of the entered value shall be required. The Department intends to conduct the next administrative review with respect to these two firms by the end of May 1983. The Department encourages interested parties to review the public record and submit applications for protective orders, if desired, as early as possible after the Department's receipt of the information during the next administrative review.

This administrative review and notice are in accordance with section 751(a)(1) of the Tariff Act (19 U.S.C. 1675(a)(1)) and § 353.53 of the Commerce Regulations (19 CFR 353.53).

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

February 14, 1983.

[FR Doc. 83-4535 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

[A-475-084]

Spun Acrylic Yarn From Italy; Preliminary Results of Administrative Review of Antidumping Duty Order and Tentative Determination To Revoke in Part

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of preliminary results of administrative review of antidumping duty order and tentative determination to revoke in part.

SUMMARY: The Department of Commerce has conducted an administrative review of the antidumping duty order on spun acrylic yarn from Italy. The review covers the twelve known manufacturers and/or exporters of this merchandise to the United States, generally for the period April 1, 1981 through March 31, 1982. The review indicates the existence of dumping margins for certain firms during the period.

As a result of the review, the Department has preliminarily determined to assess dumping duties equal to the calculated differences between United States price and foreign market value on each of their sales during their individual period of review. Where company-supplied information was inadequate or no information was received, we used the best information available.

The Department has also tentatively determined to revoke the order with respect to one of the twelve firms, Lanificio DiNervesa Della Battaglia S.p.A./Gaston Investments, Inc. Interested parties are invited to comment on these preliminary results.

EFFECTIVE DATE: February 24, 1983.

FOR FURTHER INFORMATION CONTACT: Valerie Newkirk or Susan Crawford, Office of Compliance, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230, telephone: (202) 377-3601.

SUPPLEMENTARY INFORMATION:

Background

On February 4, 1982, the Department of Commerce ("the Department") published in the **Federal Register** (47 FR 5280-2) the final results of its last administrative review of the antidumping duty order on spun acrylic yarn from Italy (45 FR 23684-5, April 8, 1980) and announced its intent to conduct the next administrative review by the end of April 1983. As required by section 751 of the Tariff Act of 1930 ("the Tariff Act"), the Department has now conducted that administrative review.

Scope of the Review

Imports covered by the review are shipments of spun acrylic plied yarn primarily for machine knitting, currently classifiable under items 310.5015 and 310.5049 of the Tariff Schedules of the United States Annotated.

The review covers the twelve known manufacturers and/or exporters of Italian spun acrylic yarn to the United States and generally the period April 1, 1981 through March 31, 1982.

Four firms did not export Italian spun acrylic yarn to the U.S. during the review period. The estimated antidumping duty cash deposit rates for these firms will be the most recent information for each firm. Five firms, Lanificio Fratelli Morganti S.p.A., Orlandi Filatura S.p.A., Babyfil S.A.S., Cofiar S.p.A., and Viana Manifattura Filati, failed to respond to our questionnaire or provided inadequate responses. For these non-responsive firms we used the best information available to determine the assessment and estimated antidumping duty cash deposit rates. The best information

available is the most recent rate for each firm or the fair value rate.

United States Price

In calculating United States price the Department used purchase price, as defined in section 772 of the Tariff Act. Purchase price was based on the packed delivered price to an unrelated purchaser in the United States. Where applicable, deductions were made for ocean freight, insurance, U.S. and foreign inland freight, brokerage charges, U.S. duty, and commissions to unrelated parties, in accordance with section 353.10 of the Commerce Regulations. No other adjustments were claimed or allowed.

Foreign Market Value

In calculating foreign market value the Department used constructed value, as defined in section 773(e) of the Tariff Act, since there were no sales in the home market or to purchasers in third countries during the periods of review. Constructed values were calculated as the sum of materials, fabrication costs, general expenses, profit, and the cost of packing.

Preliminary Results of Review and Tentative Determination to Revoke in Part

As a result of our comparison of United States price to foreign market value, we preliminarily determine that the following margins exist:

Manufacturer/exporter	Time period	Margin (percent)
Fantafil S.p.A	4/1/81-3/31/82	[1]48.05
Fratelli Razzoli S.p.A	do	[1]48.05
Fraver S.p.A	do	[1]48.05
Maglificio Varlanini	do	[1]48.05
Lanificio DiNervesa Della Battaglia S.p.A./Gaston Investments, Inc	4/8/81-3/31/82	0
Lanificio Fratelli Morganti S.p.A	5/1/81-3/31/82	48.05
Manifattura Erre-Effe S.p.A	6/1/81-3/31/82	1.87
Orlandi Filatura S.p.A	4/1/81-3/31/82	48.05
Babyfil S.A.S	do	48.05
Cofar S.p.A	do	48.05
Viana Manifattura Filati	do	48.05
Lanificio DiNervesa Della Battaglia S.p.A./International Fibre Industries Ltd	do	0.66

[1]No shipments during the period.

The Department has also concluded that all sales by Lanificio DiNervesa Della Battaglia S.p.A./Gaston Investimets, Inc. ("Gaston") were made at not less than fair value during the period April 1, 1980 through March 31, 1982. As provided for in § 353.54(e) of the Commerce Regulations, Gaston has agreed in writing to an immediate suspension of liquidation and reinstatement of the order if circumstances develop which indicate that spun acrylic yarn manufactured by Lanificio DiNervesa Della Battaglia S.p.A., and thereafter imported into the United States, is being sold by Gaston at less than fair value.

Therefore, we tentatively determine to revoke the order on spun acrylic yarn from Italy with respect to Lanificio DiNervesa Della Battaglia S.p.A./Gaston. If this partial revocation is made final, it will apply to all unliquidated entries of this merchandise entered, or withdrawn from warehouse, for consumption on or after the date of publication of this notice.

Interested parties may submit written comments on these preliminary results within 30 days of the date of publication of this notice and may request disclosure and/or a hearing within 10 days of the date of publication. Any hearing, if requested, will be held 45 days after the date of publication or the first workday thereafter. Any request for an administrative protective order must be made within 5 days of the date of publication. The Department will publish the final results of the administrative review including the results of its analysis of any such comments or hearing.

The Department shall determine, and the U.S. Customs Service shall assess, dumping duties on all appropriate entries with purchase dates during the periods involved. Individual differences between United States price and foreign market value may vary from the percentages stated above. The Department will issue appraisement instructions on each exporter directly to the Customs Service.

Further, as provided for the § 353.48(b) of the Commerce Regulations, a cash deposit of estimated antidumping duties based on the above margins shall be required on all shipments of Italian spun acrylic yarn from these firms entered, or withdrawn from warehouse, for consumption on or after the date of publication of the final results of this administrative review. These deposit requirements shall remain in effect until publication of the final results of the next administrative review.

This administrative review, tentative determination to revoke in part, and notice are in accordance with sections 751(a)(1) and (c) of the Tariff Act (19 U.S.C. 1675(a)(1), (c)) and §§ 353.53 and 353.54 of the Commerce Regulations (19 CFR 353.53, 353.54).

Gary N. Horlick,

Deputy Assistant Secretary for Import Administration.

February 16, 1983.

[FR Doc. 83-4536 Filed 2-23-83; 8:45 am]

BILLING CODE 3510-25-M

COMMISSION OF FINE ARTS

Meeting

The Commission of Fine Arts will next meet in open session on Tuesday, March 8, 1983 at 10:00 a.m. in the Commission's offices at 708 Jackson Place NW., Washington, D.C. 20006 to discuss various projects affecting the appearance of Washington including buildings, memorials, parks, etc., also matters of design referred by other agencies of the government. Access for handicapped persons will be through the main entrance to the New Executive Office Building on 17th Street between Pennsylvania Avenue and H Street, NW.

Inquiries regarding the agenda and requests to submit written or oral statements should be addressed to Mr. Charles H. Atherton, Secretary, Commission of Fine Arts, at the above address or call 566-1066.

Dated in Washington, D.C., February 15, 1983.

Charles H. Atherton,

Secretary.

[FR Doc. 83-4566 Filed 2-23-83; 8:45 am]

BILLING CODE 6330-01-M

COMMODITY FUTURES TRADING COMMISSION

MidAmerica Commodity Exchange Copper Futures Contract

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of availability of the terms and conditions of proposed commodity futures contract.

SUMMARY: The MidAmerica Commodity Exchange ("MCE") has applied for designation as a contract market in copper. The Commission has determined that the terms and conditions of the proposed futures contract are of major economic significance and that, accordingly, making available the proposed contract for public inspection and comment is in the public interest, will assist the Commission in

considering the views of interested persons, and is consistent with the purposes of the Commodity Exchange Act.

DATE: Comments must be received on or before April 25, 1983.

ADDRESS: Interested persons should submit their views and comments to Jane K. Stuckey, Secretary, Commodity futures trading Commission, 2033 K Street, NW., Washington, D.C. 20581. Reference should be made to the MCE copper futures contract.

FOR FURTHER INFORMATION CONTACT: Richard Shilts, Division of Economics and Education, Commodity Futures Trading Commission, 2033 K street, NW., Washington, D.C., (202) 254–7303.

A copy of the terms and conditions of the MCE proposed copper futures contract will be available for inspection at the Office of the Secretariat, Commodity Futures Trading Commission, 2033 K Street, NW., Washington, D.C. 20581. Copies of the terms and conditions can be obtained through the Office of the Secretariat by mail at the above address or by phone at (202) 254–6314.

Other materials submitted by the MCE in support of its application for contract market designation may be available upon request pursuant to the Freedom of Information Act (5 U.S.C. § 552) and the Commission's regulations thereunder (17 CFR Part 145 (1982)). Requests for copies of such materials should be made to the FOIA, Privacy and Sunshine Acts Compliance Staff of the Office of the Secretariat at the Commission's headquarters in accordance with 17 CFR 145.7 and 145.8.

Any person interested in submitting written data, views or arguments on the terms and conditions of the proposed futures contract, or with respect to other materials submitted by the MCE in support of its application, should send such comments to Jane K. Stuckey, Secretary, Commodity Futures Trading Commission, 2033 K Street, NW., Washington, D.C. 20581, by April 25, 1983. Such comment letters will be publicly available except to the extent that they are entitled to confidential treatment as set forth in 17 CFR 145.5 and 145.9.

Issued in Washington, D.C. on February 18, 1983.

Jane K. Stuckey,

Secretary of the Commission.

[FR Doc. 83-4695 Filed 2-23-83; 8:45 am]

BILLING CODE 6351-01-M

DEPARTMENT OF DEFENSE

Department of the Air Force

USAF Scientific Advisory Board; Meeting

February 9, 1983.

The USAF Scientific Advisory Board Advanced Tactical Fighter Technologies meeting published in the **Federal Register** Volume 48, page 3401, Tuesday, January 25, 1983, has been cancelled.

For further information contact the Scientific Advisory Board Secretariat at (202) 697–4648.

Winnibel F. Holmes,

Air Force Federal Register Liaison Officer.

[FR Doc. 83-4563 Filed 2-23-83; 8:45 am]

BILLING CODE 3910-01-M

Department of the Army

United States Army Medical Research and Development Advisory Committee, Pharmacology Subcommittee; Partially Closed Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), announcement is made of the following Subcommittee meeting:

Name of committee: United States Army Medical Research and Development Advisory Committee, Subcommittee on Pharmacology

Date of meeting: March 15, 1983.

Time and place: 0830 hrs, Room 3092, Walter Reed Army Institute of Research, Washington, DC.

Proposed agenda: This meeting will be open to the public from 0830 to 1015 hrs on 15 March for the administrative review and discussion of the scientific research program of the Pharmacology Branch, Walter Reed Army Institute of Research. Attendance by the public at open sessions will be limited to space available.

In accordance with the provisions set forth in Section 552b(c)(6), US Code, Title 5 and Section 10(d) of Pub. L. 92–463, the meeting will be closed to the public from 1000–1630 hrs for the review, discussion and evaluation of individual programs and projects conducted by the US Army Medical Research and Development Command, including consideration of personnel qualifications and performance, the competence of individual investigators, medical files of individual research subjects, and similar items, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Dr. Howard Noyes, associate director for Research Management, Walter Reed Army Institute of Research Bldg 40, Room 1111, Walter Reed Army Medical Center, Washington, DC 20012 (202/576–2436) will furnish summary minutes, roster of Subcommittee members and substantive program information.

Harry G. Dangerfield,

Colonel, MC, Deputy Commander.

[FR Doc. 83-4570 Filed 2-23-83; 8:45 am]

BILLING CODE 3710-08-M

Office of the Secretary

Military Traffic Management Command, Directorate of Personal Property; International Household Goods Program

AGENCY: Military Traffic Management Command, Office of the Secretary, DOD.

ACTION: Notice of invitation to comment on the over-ocean and currency adjustment policies and procedures of the international through government bill of lading shipment of Department of Defense household goods.

SUMMARY: The current Military Traffic Management Command (MTMC) International Through Government Bill of Lading (ITGBL) Procurement program for the shipment of household goods includes the Over-Ocean and Currency Adjustment Procedures. These procedures, contained in the "Rate Filing Instructions and Procedures", provide upward and downward adjustments to single factor rates submitted by industry participants. These adjustments depend upon upward and downward changes in underlying ocean charges and currency fluctuations. On the basis of recent experience and analysis, MTMC has determined that a review of these procedures is necessary. As a part of the MTMC review, comments from the ITGBL industry participants, as well as any other affected or interested persons or agencies, are being solicited. These comments will be considered by MTMC prior to final determination on the future of these Single Factor Rate Adjustment Procedures. A final determination on ocean adjustment procedures is expected to be made in mid-March 1983. The determination is expected to be included in the MTMC solicitation for Volume 47 rates, scheduled for release to the industry in late-March. The currency adjustment determination may not be made until after Volume 47. Comments are requested on: (a) Continuation of the current procedures without change; (b) continuation of the current procedures with certain modifications; (c) termination of the procedures. MTMC has mailed individual requests for comments to each individual participant registered in this procurement program. This invitation consists of ideas and issues

identified by MTMC or the industry and include some tentative conclusions of MTMC.

DATE: Submit written comments by March 1, 1983.

FOR FURTHER INFORMATION CONTACT: LTC Tommy R. Mason, HQ, Military Traffic Management Command, ATTN: MT-PPC (Room 408), 5611 Columbia Pike, Falls Church, Virginia 22041, (202) 756-1164.

ADDRESS COMMENTS TO: Commander, HQ, Military Traffic Management Command, ATTN: MT-PPC (Room 408), 5611 Columbia Pike, Falls Church, Virginia 22041 (File: SFRA).

This request for comments and the resulting determinations are being made under the authority of 10 USC 2301-2314 and DOD Directives 4500.9 and 4500.34-R.

Dated: February 18, 1983.

Nathan R. Berkley,

Director of Personal Property.

[FR Doc. 83-4589 Filed 2-23-83; 8:45 am]

BILLING CODE 3810-01-M

Public Information Collection Requirement Submitted to OMB for Review

The Department of Defense has submitted to OMB for review the following proposal for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35). Each entry contains the following information: (1) Type of Submission; (2) Title of Information collection and Form Number if applicable; (3) Abstract statement of the need for and the uses to be made of the information collected; (4) Type of Respondent; (5) An estimate of the number of responses; (6) An estimate of the total number of hours needed to provide the information; (7) To whom comments regarding the information collection are to be forwarded; (8) The point of contact from whom a copy of the information proposal may be obtained.

(1) Request for extension of form approval from March 31, 1983 to March 31, 1985.

(2) Contract Pricing Proposal, DD Form 633 (April 1, 1979).

(3) The form is needed to facilitate the submission of cost or pricing data for certain defense contracts.

(4) Respondents will be both prime contractors and subcontractors.

(5) Total annual responses are expected to be about 22,500.

(6) The expected amount of time required to complete the form is one hour.

(7) Forward comments to Edward Springer, OMB Desk Officer, Room 3235, NEOB, Washington, D.C. 20503, and John V. Wenderoth, DoD Clearance Officer, OASD(C), DIRMS, IRAD, Room 1A658, Pentagon, Washington, D.C. 20301, telephone (202) 697-1195.

(8) A copy of the information collection proposal may be obtained from Pete A. Bryan, USDERE (AM), Room 3D1082, Pentagon, Washington, D.C. 20301, telephone (202) 697-6710.

M. S. Healy,

OSD Federal Register Liaison Officer, Department of Defense.

February 11, 1983.

[FR Doc. 83-4561 Filed 2-23-83; 8:45 am]

BILLING CODE 3810-01-M

Public Information Collection Requirement Submitted to OMB for Review

The Department of Defense has submitted to OMB for review the following proposal for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35). Each entry contains the following information: (1) Type of Submission; (2) Title of Information Collection and Form Number if applicable; (3) Abstract statement of the need for and the uses to be made of the information collected; (4) Type of Respondent; (5) An estimate of the number of responses; (6) An estimate of the total number of hours needed to provide the information; (7) To whom comments regarding the information collection are to be forwarded; (8) The point of contact from whom a copy of the information proposal may be obtained.

Extension

Pre-Award Survey of Offerors, DD Form 1524, Parts I Through V

Pre-Award Survey is conducted only if the Procuring Contracting Officer does not have sufficient information to determine whether a prospective contractor is responsible. The PCO determination provides a reasonable level of confidence that the goods or services will be provided by the contractor in a timely and cost effective manner.

Potential DoD Contractors: 12,000 responses; 15,000 hours

Forward comments to Edward Springer, OMB Desk Officer, Room 3235, NEOB, Washington, D.C. 20503, and John V. Wenderoth, DoD Clearance Officer, OASD(C), DIRMS, IRAD, Room 1A658, Pentagon, Washington, D.C. 20301, telephone (202) 697-1195.

A copy of the information collection proposal may be obtained from D. F. O'Brien, telephone (703) 756-1877.

M. S. Healy,

OSD Federal Register Liaison Officer, Department of Defense.

February 11, 1983.

[FR Doc. 83-4562 Filed 2-23-83; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF DEFENSE

Department of the Army; Corps of Engineers

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Westside Highway Project (Westway), New York, N.Y.; Supplemental Environmental Impact Statement

AGENCIES: Army Corps of Engineers, DOD; and Federal Highway Administration, DOT.

ACTION: Notice of Intent to Prepare a Supplemental Environmental Impact Statement (SEIS).

SUMMARY:

1. Description of the Proposed Action—The non-fisheries issues for the proposed Westway Project (commonly known as "Westway") will be prepared by the Federal Highway Administration. The U.S. Army Corps of Engineers will prepare the fisheries issues.

Westway is an Interstate Stystem Highway (I-478) which would extend for 4.2 miles on the West Side of Manhattan in New York City between the Battery and West 42nd Street. For most of its length, the six lane highway wold be a depressed, enclosed and vetilated highway in a proposed landfill in the Hudson River between the existing shoreline and the U.S. Pierhead Line. Approximately 165 acres of fill is proposed to be placed in the Hudson River interpier area.

On March 13, 1981 the Corps of Engineers issued a permit to NYSDOT for the proposed project. On April 14, 1982 the United States District Court ruled that the permit was null and void. NYSDOT has subsequently renewed its application for a Corps of Engineers permit. The Final EIS for Westway was completed and approved by the Federal Highway Administration in 1977. This Final EIS was found inadequate by the court, and as per court order the supplement is being prepared.

This SEIS is being prepared to analyze the impact of the proposed landfill

dredging on the Hudson River fishery resources, including striped bass. It will also discuss current plans for uses of the landfill area for residential and commercial development and parkland, the method of selection of real estate and commercial developers, and financial arrangements with such developers; any substantial new information regarding alternatives, including current cost estimates; and any substantial new information regarding development of the West Side areas whose redevelopment is proposed to be assisted by Westway.

2. Reasonable Alternatives—The alternatives that were discussed in the FEIS (in addition to the Westway proposal) were:

A. Modified Arterial
B. Outboard
C. Arterial
D. Inboard
E. Maintenance
F. Reconstruction
G. Interstate Transfer.

These alternatives will be reviewed and updated, with the exception of (E) Maintenance and (F) Reconstruction. Since the previous West Side Highway structure has been demolished, the maintenance and reconstruction alternatives are no longer applicable and will be replaced with a discussion of the interim Roadway alternative. In addition, the alternatives discussed in the 1981 FEIS Re-evaluation will be reviewed and updated. Alternatives to placement of fill will also be reviewed.

3. Scoping Process—In accordance with Part 1508.9(c)(4) of the Council on Environmental Quality regulations, scoping is not applicable to the preparation of this SEIS. However, there has been and will continue to be ongoing coordination with the National Marine Fisheries Service, U.S. Fish and Wildlife Service, and the U.S. Environmental Protection Agency on this proposed Westway project.

4. Persons to Contact—For additional information concerning the preparation of this SEIS, contact:

Frederic H. Downs, Director, Office of Environmental Programs, Federal Highway Administration, Leo W. O'Brien Federal Bldg., Rm. 729, Albany, New York 12207, Phone: (518) 472-4277

Dennis J. Suszkowski, Ph. D., Chief, Regulatory Branch, New York District Corps of Engineers, 26 Federal Plaza, New York, New York 10278, Phone: (212) 264-3996

5. Estimate date of statement availability is April 1983.

Dated: January 28, 1983.

Samuel P. Tosi,

Acting Chief, Planning Div., U.S. Army Engineers District, New York, 26 Federal Plaza, New York, N.Y. 10278.

Dated: February 10, 1983

Frederick H. Downs,

Director, Office of Environment Programs, Federal Highway Administration, Region One, Leo W. O'Brien Federal Building, Albany, N.Y. 12207.

[FR Doc. 83-4571 Filed 2-23-83; 8:45 am]

BILLING CODE 3710-06-M

DEPARTMENT OF EDUCATION

Institutional Aid Programs, Etc.; Technical Assistance Workshops

In the matter of Institutional Aid Programs, Strengthening Program, Special Needs Program, and Challenge Grant Program; Notice of Technical Assistance Workshops for Fiscal Year 1983 New Awards for the Institutional Aid Programs.

The Department of Education, Division of Institutional Development, will conduct two technical assistance workshops to assist prospective applicants to establish eligibility and to develop applications for new awards for the Fiscal Year 1983 Institutional Aid Programs competitions. The Institutional Aid Programs include the Strengthening, the Special Needs, and the Challenge Grant Programs. A closing date of March 28, 1983, for eligibility and applications for grants was announced in the **Federal Register**, Tuesday, February 8, 1983 at 48 FR 5778-5786.

Each workshop will be two days long. The presentation for the first day will include a review of the requirements: (1) to establish program(s) eligibility for the FY 1983 competitions; (2) to develop institutional long-range plans; (3) to prepare an application for awards under individual programs; and (4) a discussion of allowable costs within a developmental context. In addition, there will be a discussion of the technical review evaluation process. The second day will be reserved for individual questions and answers.

Each workshop will begin with registration at 8:00 a.m. and presentations are scheduled from 8:30 a.m. to 4:30 p.m. There is no registration fee for the workshops.

The scheduled dates and locations are as follows:

March 3-4, 1983—Washington, D.C., GSA Regional Office Building #3, Auditorium (D Street Entrance), 7th & D Streets, SW., Washington, D.C. 20202

Contact Person: Mr. Thomas Keyes, Division of Institutional Development, (202) 245-2384

March 7-8, 1983—Denver, Colorado,[1] Mountain Bell Denver Service Center, Auditorium (A Level), 1005 17th Street, Denver, Colorado 80294

Contact Person: Dr. Norbert K. Baumgart, Department of Education Regional Office, (303) 837-3862

FOR FURTHER INFORMATION CONTACT: For further information contact the Program Development Branch, Division of Institutional Development, U.S. Department of Education (Room 3045, Regional Office Building #3), 400 Maryland Avenue SW., Washington, D.C. 20202. Telephone number: (202) 245-2384.

(20 U.S.C. 1060-1063 and 1066-1069c)

(Catalog of Federal Domestic Assistance Numbers: 84.031A—Strengthening Program; 84.031B—Special Needs Program; and 84.031C—Challenge Grant Program)

Dated: February 22, 1983.

Edward M. Elmendorf,

Assistant Secretary for Postsecondary Education.

[FR Doc. 83-4735 Filed 2-23-83; 8:45 am]

BILLING CODE 4000-01-M

DEPARTMENT OF ENERGY

Energy Research Advisory Board; Meeting

This report of the Energy Research Advisory Board to the Department of Energy is submitted for a partially closed meeting held on April 9, 1982.

The subjects discussed during the closed portion of the meeting were advanced isotope separation technologies, aspects of which are classified in the interest of national security. These subjects were determined to be within exemption 10(d) of the Federal Advisory Committee Act and Section 624 of the Department of Energy Organization Act.

An unclassified report of the Energy Research Advisory Board on Advanced Isotope Separations was prepared, based in part on discussions held during the closed portion of the meeting.

The report was filed in accordance with the Federal Advisory Committee Act, Public Law 92-463, and is available for public inspection and use at the Library of Congress, Rare Book Division, Room 256, Washington, D.C., and the Public Reading Room, Room 1E-190, Forrestal Building, 1000 Independence Avenue, SW., Washington, D.C., between 8:30 a.m. and 4:00 p.m., Monday

[1] Meeting will terminate at 4:00 p.m.

through Friday, except Federal holidays. Copies of the report are also available on request from the Science and Technology Affairs Staff, ER–6, Room 7B–142, Forrestal Building, 1000 Independence Avenue SW., Washington, D.C.

Issued at Washington, D.C., on February 18, 1983.

Howard H. Raiken,

Deputy Advisory Committee Management Officer.

[FR Doc. 83-4653 Filed 2-23-83; 8:45 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

[ERA Docket No. 83–Cert–001]

Chino Mines Co.; Application for Certification of the Use of Natural Gas To Displace Fuel Oil

Chino Mines Company (CHINO), General Office, Hurley, New Mexico 88043, filed an application on January 13, 1983 with the Economic Regulatory Administration (ERA) for certification of an eligible use of natural gas to displace fuel oil at its copper ore facilities located near the city of Hurley, New Mexico, pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). More detailed information is contained in the application on file and available for public inspection at the ERA Natural Gas Division Docket Room, RG–43, Room GA–007, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

In its application, CHINO indicates that the volume of natural gas for which it requests certification is approximately 10,000 Mcf per day. This volume is estimated to displace the use of approximately 66,000 gallons (1,571 barrels) of No. 6 fuel oil (less than 2.0 percent sulfur) per day.

The eligible seller is El Paso Hydrocarbons Company, P.O. Box 3986, Odessa, Texas 79760. The gas will be transported by El Paso Natural Gas Company, P.O. Box 1492, El Paso, Texas 79978.

In order to provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning this application to submit comments in writing to the Economic Regulatory Administration, Office of Fuels Programs, Natural Gas Division, RG–43, Room GA–007, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, Attention: Paula A. Daigneault, within ten (10) calendar days of the date of publication of this notice in the **Federal Register.**

An opportunity to make an oral presentation of data, views, and arguments either against or in support of this application may be requested by any interested person in writing within the ten (10) day comment period. The request should state the person's interest, and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary. If ERA determines that an oral presentation is necessary, further notice will be given to CHINO and any persons filing comments and will be published in the **Federal Register.**

Issued in Washington, D.C., on February 16, 1983.

James W. Workman,

Director, Office of Fuels Programs, Economic Regulatory Administration.

[FR Doc. 83-4654 Filed 2-23-83; 8:45 am]

BILLING CODE 6450-01-M

[ERA Docket No. 82-Cert-013]

Consolidated Edison Company of New York, Inc.; Application for Blanket Certification of the Use of National Gas To Displace Fuel Oil

Consolidated Edison Company of New York, Inc. (Con Edison), 4 Irving Place, New York, New York 10003, filed an application with the Economic Regulatory Administration (ERA) for a one year blanket certification of an eligible use of natural gas to displace fuel oil at six of its steam and electric generating stations located in New York City: Astoria in Queens; East River in Manhattan; Narrows in Brooklyn; Ravenswood in Queens; Waterside in Manhattan; and East 60th Street in Manhattan; pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). More detailed information is contained in the application on file and available for public inspection at the ERA Natural Gas Division Docket Room, Room GA–007, RG–43, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

Since the start of this fuel-oil displacement program (Order 30 Program), during any given year, Con Edison has submitted numerous applications involving the purchase from many different eligible sellers of natural gas for use at these same facilities to displace fuel oil. Con Edison's pattern of purchases from year to year has been repetitive and consistent. There have been numerous requests for certifications to be made on short notice and for a limited period of time.

Con Edison asserts that in numerous instances, "substantial delays in the commencement of deliveries have taken place, not only because of delays in the issuance of the Certificates of Eligible Use, but also because pipeline companies refused to provide service until they were provided with a copy of the certificate." They also assert that where the transactions were not self-implementing, there were added delays because of the necessity of obtaining the ERA Certificate of Eligible Use before an application for the FERC Certificate of Public Convenience and Necessity could be filed by the transporting pipeline. Con Edison alleges that these delays resulted in the reduced availability of gas to displace fuel oil and, at times, the inability to obtain any gas at all.

Con Edison believes that a more efficient approach, which would satisfy the needs of Con Edison and ERA, meet the requirements of FERC and be consistent with the current ERA and FERC regulations under the Order 30 Program, involves the issuance by ERA of a "blanket" Certificate of Eligible Use for a specified maximum volume of gas to be used at particular facilities for a set period of time, up to one year. This would eliminate the need to obtain a separate certificate for each new purchase of gas to be used at the same facilities. In lieu of a separate certificate for each transaction, Con Edison proposes to file a report with ERA under the blanket certificate each time a contract is entered into notifying ERA of the selling and transporting companies, the amount of the gas proposed to be purchased and the amount of fuel oil that would be displaced. Con Edison believes that this approach would provide ERA with all of the information it normally requires in a request for a certificate, but there would be no delay involved in the consummation of the transportation service.

In its application for a blanket certificate, Con Edison has requested certification for approximately 84.0 billion cubic feet of natural gas for a period of one year to be used at the above facilities. These volumes are estimated to displace the use of approximately 13.326 million barrels of residual fuel oil (0.3 percent sulfur), approximately 139,000 barrels of No. 2 fuel oil (0.2 percent sulfur), and approximately 739,000 barrels of kerosene (0.10 percent sulfur).

The quantities at each location are subject to considerable variation with changes in demand and availability of the various steam and electric generating units, but estimated maximum gas usage and resulting maximum oil displacement volumes are listed below:

Location	Type [1]	Estimated volume (billion cubic feet)	Estimated oil displacement (million barrels)		
			0.3 percent sulfur residual	0.10 percent sulfur kerosene	0.2 percent sulfur No. 2
Astoria, 20th Avenue and 12th Street, Queens	SE	25.463	4.263		
	GT	1.387		.256	
East River, 14th Street and East River, Manhattan.	SE	8.655	1.449		
Narrows, 53rd Street and 1st Avenue, Brooklyn	GT	781			.139
Ravenswood, 7-18 37th Avenue, Queens	SE	27.140	4.544		
	GT	1.169		.216	
Waterside, 36th to 40th Street and East River, Manhattan.	SE	18.336	3.070		
East 60th Street, 514 East 60th Street, Manhattan.	S	1.448		.267	
Totals		84.379	13.326	.739	.139

[1] SE—Steam-Electric; GT—Gas Turbine; S—Steam Station.

The eligible sellers and transporting pipeline companies will be determined at later dates as Con Edison negotiates and executes contracts with them. Con Edison proposes to submit in writing detailed information to ERA regarding each transaction within five (5) days of the commencement of any puchase from an eligible seller. The submittal will contain: (1) The names and addresses of the eligible sellers; (2) the names and addresses of the transporting pipeline companies; (3) the volume of gas to be used in each unit; and (4) the amount of oil which will be displaced, its type and sulfur content. ERA will notify FERC of this information upon its receipt.

At this time, Con Edison has in effect only one other certification by the ERA which authorizes the purchase of approximately 6 billion cubic feet (Bcf) of natural gas for use at the same steam and electric generating stations named in this application for a blanket certificate (ERA Docket No. 82-CERT-016). The volume of natural gas to be certified by the requested blanket certificate includes this 6 Bcf, which would have needed recertification in the event of a renewal of the purchase arrangements by Con Edison. Therefore, renewal of this certification would now be accomplished by simply notifying ERA under this blanket certificate in accodance with the reporting requirements set forth above.

In order to provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning this application for a blanket certificate to submit comments in writing to the Economic Regulatory Administration, Room GA-007, RG-43, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, Attention: Paula A. Daigneault, within ten (10) calendar days of the date of publication of this notice in the **Federal Register.**

An opportunity to make an oral presentation of data, views, and arguments either against or in support of this application for a blanket certificate may be requested by any interested person in writing within the ten (10) day comment period. The request should state the person's interest and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary. If ERA determines that an oral presentation is necessary, further notice will be given to Con Edison and any persons filing comments and will be published in the **Federal Register.**

Issued in Washington, D.C., on February 16, 1983.

James W. Workman,

Director, Office of Fuels Programs.

[FR Doc. 83-4553 Filed 2-23-83; 8:45 am]

BILLING CODE 6450-01-M

[ERA Docket No. 83-Cert-002]

Lukens Steel Co.; Application for Certification of the Use of Natural Gas To Displace Fuel Oil

Lukens Steel Company (Lukens), 50 South First Avenue, Coatesville, Pennsylvania 19320 filed an application on January 14, 1983 with the Economic Regulatory Administration (ERA) for certification of an eligible use of natural gas to displace fuel oil at its steel manufacturing facility in Coatesville, Pennsylvania, pursuant to 10 CFR Part 595 (44 FR 47920, August 16, 1979). More detailed information is contained in the application on file and available for public inspection at the ERA Natural Gas Division Docket Room, RG-43, Room GA-007, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585, from 8:00 a.m. to 4:30 p.m., Monday through Friday, except Federal holidays.

In its application, Lukens indicates that the volume of natural gas for which it requests certification is approximately 1,200,000 million cubic feet. This volume is estimated to displace the use of approximately 8,796,000 gallons (209,429 barrels) of No. 2 fuel oil (0.50 percent sulfur) per year.

The eligible seller is Industrial Energy Services Company (Industrial Energy), The Empress House, Station Square, Pittsburgh, Pennsylvania 15219. The gas will be transported by Columbia Gas Transmission Corporation, 1700 MacCorkle Avenue, S.E., Charleston, West Virginia 25325; and by Columbia Gas of Pennsylvania, Inc., 99 North Front Street, Columbus, Ohio 43215, a local distribution company.

In order to provide the public with as much opportunity to participate in this proceeding as is practicable under the circumstances, we are inviting any person wishing to comment concerning this application to submit comments in writing to the Economic Regulatory Administration, Office of Fuels Programs, Natural Gas Division, RG-43, Room GA-007, Forrestal Building, 1000 Independence Avenue, S.W., Washington, D.C. 20585. Attention: Paula A. Daigneault, within ten (10) calendar days of the date of publication of this notice in the **Federal Register.**

An opportunity to make an oral presentation of data, views, and arguments either against or in support of this application may be requested by any interested person in writing within the ten (10) day comment period. The request should state the person's interest, and, if appropriate, why the person is a proper representative of a group or class of persons that has such an interest. The request should include a summary of the proposed oral presentation and a statement as to why an oral presentation is necessary. If ERA determines that an oral presentation is necessary, further notice will be given to Lukens and any person filing comments and will be published in the **Federal Register.**

Issued in Washington, D.C., on February 16, 1983.

James W. Workman,

Director, Office of Fuels Programs, Economic Regulatory Administration.

[FR Doc. 83-4550 Filed 2-23-83; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ERA-FC-83-004]

Powerplant and Industrial Fuel Use Act of 1978: Electric Utility Conservation Plans

AGENCY: Economic Regulatory Administration, DOE.

ACTION: Notice of receipt of proposed electric utility conservation plans.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) has received four electric utility conservation plans developed and submitted for DOE approval pursuant to Section 808 of the Powerplant and Industrial Fuel Use Act of 1978, 42 U.S.C. 8301 *et seq.*, as amended (FUA or the Act).

Pursuant to 10 CFR 508.4(b), DOE hereby gives Notice of Receipt of Proposed Conservation Plans from the electric utility owners or operators listed in the **SUPPLEMENTARY INFORMATION** section below. The publication of this notice commences a thirty (30) day public comment period during which interested persons are invited to submit written comments concerning the content of any such proposed conservation plan.

The public file for each of the listed electric utility owners or operators containing the proposed conservation plan and any other pertinent documents is available at the Department of Energy, Freedom of Information Reading Room, 1000 Independence Avenue, S.W., Room 1E-190, Washington, D.C. 20585, telephone (202) 252-6020. ERA will approve or non-approve the proposed plan of each electric utility within 120 days of the receipt of each plan. Approval or non-approval of a conservation plan will be based on the entire record of the proceeding, including any comments received during the public comment period provided herein. Notice of Approval or Non-approval of each conservation plan will be published in the Federal Register.

DATE: Written comments on any proposed conservation plan identified in the **SUPPLEMENTARY INFORMATION** section of this notice are due on or before March 28, 1982.

ADDRESS: Five copies of written comments shall be submitted to: Case Control Unit, Fuels Conversion Division, Forrestal Building, Room GA-093, 1000 Independence Avenue, S.W., Washington, D.C. 20585. The name of the subject utility and the identifying case number should be printed on the outside of the envelope and on the documents contained therein.

FOR FURTHER INFORMATION CONTACT:

Edward J. Peters, Office of Fuels Programs, Economic Regulatory Administration, Forrestal Building, Room GA-073 G, 1000 Independence Avenue, S.W., Washington, D.C. 20585; (202) 252-8162, or

Allan J. Stein, Esq., Office of the General Counsel, Forrestal Building, Room 6B-222, 1000 Independence Avenue, S.W., Washington, D.C. 20585; (202) 252-2967.

SUPPLEMENTARY INFORMATION: Section 1023 of the Omnibus Budget Reconciliation Act of 1981, Pub. L. 97-35 (OBRA) amended FUA by adding a new section 808, entitled "Electric Utility Conservation Plan."

Section 808 requires utilities which own or operate any existing electric powerplant which used natural gas as a primary energy source between August 14, 1980 and August 13, 1981, and which also plan to use natural gas in any electric powerplant, to develop and submit to DOE for approval a conservation plan to conserve electric energy. The plan must set forth the means to achieve the conservation of electric energy at a level equal to 10 percent of the electric energy output of the utility sold within its own system which was attributable to natural gas during the four calendar quarters ending on June 30, 1981. The plan must be fully implemented during the five year period following DOE approval.

DOE will, within 120 days of the receipt of a proposed plan, approve each plan meeting the requirements of 10 CFR 508.8. If a proposed plan, as originally submitted, fails to meet the requirements for approval, DOE will notify the utility submitting the plan by letter, setting forth the reasons therefor, and provide a reasonable time for the submission of a modified conservation plan. If an acceptable modified plan is not submitted within the specified time period, a Notice of Non-approval will by published in the Federal Register together with the basis for the determination that the proposed plan fails to meet the requirements of 10 CFR 508.8. The following utilities have submitted proposed conservation plans to DOE for approval. Publication of this notice does not constitute approval of such plans.

Utilities	FC Case No.	Date filed
City of Hearne, Tex	51273-9999-99-49	Dec. 9, 1982.
City of Fairbury, Nebr	50938-9999-99-49	Jan. 19, 1983.
City of Houma, La	51349-9999-99-49	Jan. 24, 1983.
Sierra Pacific Power Co., Reno, Nev.	52658-9999-99-49	Feb. 2, 1983.

Issued in Washington, D.C., February 15, 1983.

Robert L. Davies,

Deputy Director, Office of Fuels Programs, Economic Regulatory Administration.

[FR Doc. 83-4552 Filed 2-23-83; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket No. ER 83-313-000]

The Connecticut Light and Power Co.; Filing

February 17, 1983.

Take notice that on February 7, 1983, The Connecticut Light and Power Company (CL&P) tendered for filing a proposed rate schedule change with respect to a system exchange agreement dated September 17, 1982 (Amendment) between (1) CL&P and Western Massachusetts Electric Company (WMECO), (together, the NU Companies) and (2) Boston Edison Company (BECO).

CL&P states that the Amendment provides for changes to a system exchange agreement between the same parties dated as of December 1, 1981 (Agreement). The requested changes include (1) modification to the maximum hourly capacity charge rate pursuant to Section 8 of the Agreement, and (2) changes to recognize the merger of The Hartford Electric Light Company into CL&P as of July 1, 1982.

The maximum hourly capacity charge rate is an hourly rate equal to estimated hourly capacity costs of the generating units of the NU Companies that would normally supply exchange power to BECO (less a credit to recognize the value of capacity from the BECO Units) and is determined in accordance with Appendix I of the Amendment. The hourly capacity charge is determined as the product of (i) the appropriate negotiated capacity charge rate ($/kWh), not to exceed the maximum capacity charge rate, and (ii) the total kilowatt-hours of capacity which BECO is entitled to receive in such hour pursuant to the Amendment.

CL&P requests that the Commission waive its standard notice period and permit the Amendment to become effective on September 17, 1982.

CL&P states that copies of this rate schedule have been mailed or delivered to WMECO and BECO.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 2, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4577 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-307-000]

Consolidated Edison Company of New York, Inc.; Filing

February 17, 1983.

Take notice that on February 7, 1983, Consolidated Edison Company of New York, Inc. (Con Edison) tendered for filing as an initial rate schedule an agreement to construct, operate and maintain interconnection facilities at the Kensico Hydroelectric Project of the Power Authority of the State of New York (the "Authority").

Con Edison requests an effective date of February 3, 1983, and therefore requests waiver of the Commission's notice requirements.

A copy of this filing has been served upon the Authority.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 2, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4578 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-312-000]

Consolidated Edison Company of New York, Inc.; Filing

February 17, 1983.

Take notice that on February 7, 1983, Consolidated Edison Company of New York, Inc. (Con Edison) tendered for filing as an initial rate schedule an agreement to provide transmission service to Orange & Rockland Utilities, Inc. (O&R). The rate schedule provides for a transmission charge of 2.3 mills per kilowatthour for interruptible transmission of power and energy purchased by O&R from Pennsylvania Power & Light Company.

Con Edison requests an effective date of November 24, 1982, and therefore requests waiver of the Commission's notice requirements.

Con Edison states that a copy of this filing has been served upon O&R.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protects should be filed on or before March 2, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4579 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-308-000]

Dayton Power and Light Co.; Filing

February 17, 1983.

Take notice that on February 7, 1983, Dayton Power and Light Company (DP&L) requested authority to recognize a temporary increase of .25% and a temporary surtax of approximately .25% in the exicse tax on gross receipts imposed by the Ohio Legislature in Amended Substitute Senate Bill No. 530 pursuant to the Tax Adjustment Clauses contained in DP&L's Rate Schedule FERC No. 34 (City of Piqua, Ohio).

DP&L requests an effective date of May 1, 1983, and therefore requests waiver of the Commission's notice requirements.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 2, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4580 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-309-000]

Dayton Power and Light Co.; Filing

February 17, 1983.

Take notice that on February 7, 1983, the Dayton Power and Light Company (DP&L) tendered for filing a proposed revision to its FERC Electric Tariffs, Original Volume No. 1 and Original Volume No. 2. The proposed revision is to recognize a temporary increase of .25% and a temporary surtax of approximately .25% in the excise tax on gross receipts imposed by the Ohio Legislature in Amended Substitute Senate Bill No. 530 pursuant to the Tax Adjustment Clauses contained in DP&L's FERC Electric Tariffs.

DP&L requests an effective date of May 1, 1983, and therefore requests waiver of the Commission's notice requirements.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 2, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to

the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4581 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. QF83-94-000]

Home Federal Savings and Loan Assn.; Application for Commission Certification of Qualifying Status of a Cogeneration Facility

February 17, 1983.

On December 10, 1982, Home Federal Savings and Loan Association (Applicant), 701 Broadway, San Diego, California 92101, filed with the Federal Energy Regulatory Commission (Commission) an application for certification of a facility as a qualifying cogeneration facility pursuant to § 292.207 of the Commission's rules. Supplementary information was filed by the Applicant on January 10, 1983.

The topping cycle cogeneration facility is located in San Diego, California. The facility consists of two gas turbine generators with waste heat recovery equipment supplying exhaust heat to two five-hundred ton chiller/heaters. A third standby gas turbine generator is installed with interface equipment in place to install a third chiller/heater. The total electric power production capacity of the facility is 2,400 kilowatts. The primary energy source to the facility is natural gas. Installation began in September 1981. No electric utility, electric utility holding company or any combination thereof has any ownership interest in the facility.

Any person desiring to be heard or objecting to the granting of qualifying status should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed within 30 days after the date of publication of this notice and must be served on the applicant. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4582 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. G-2757-000, et al.]

Kerr-McGee Corp., et al.; Applications for Certificates, Adandonment of Service and Petitions To Amend Certificates [1]

February 17, 1983.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before March 1, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or to be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft³	Pressure base
G-2757-000, D, Jan. 31, 1983	Kerr-McGee Corporation, P.O. Box 25861, Oklahoma City, Okla. 73125.	United Gas Pipe Line Company, Ball No. 1 lease, Carthage Field, Panola County, Tex.	(1)	
G-3894-008, D, Nov. 8, 1982	ARCO Oil and Gas Company, Division of Atlantic Richfield Company, Post Office Box 2819, Dallas, Tex. 75221.	Texas Eastern Transmission Corp., Clay West and Tom Lyne Field, Live Oak County, Tex.	(2)	
G-5716-008, D, Jan. 28, 1983	Northern Natural Gas Producing Company, Nine Greenway Plaza, Suite 2700, Houston, Tex. 77046.	Northern Natural Gas Company, Hugoton Field, Finney and Grant Counties, Kans.	(2)	
G-6155-000, D, Jan. 17, 1983	The Superior Oil Company, P.O. Box 1521, Houston, Tex. 77001.	United Gas Pipe Line Company, Slick Wilcox Field, DeWitt County, Tex.	(2)	
G-6173-000, D, Jan. 17, 1983	do	United Gas Pipe Line Company, Slick Wilcox Field, DeWitt County, Tex.	(2)	
G-9901-000, D, Jan. 21, 1983	Amerada Hess Corporation, 1200 Milam, 6th Floor, Houston, Tex. 77002.	Transcontinental Gas Pipe Line Corporation, Lelieux Field, Vermilion Parish, La.	(2)	
G-11742-005, D, Jan. 24, 1983	Mobil Oil Corporation, Nine Greenway Plaza, Suite 2700, Houston, Tex. 77046.	Northwest Central Pipeline Corp., Hugoton Field, Grant and Kearny Counties, Kans.	(2)	
G-11742-006, D, Jan. 27, 1983	do	Northwest Central Pipeline Corp., Hugoton Field, Grant and Kearny Counties, Kans.	(2)	
G-17059-000, Jan. 18, 1983	ARCO Oil and Gas Company, Division of Atlantic Richfield Company, Post Office Box 2819, Dallas, Tex. 75221.	Northern Natural Gas Company (Division of InterNorth, Inc.), Yoakum County, Tex.	(2)	14.65

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft³	Pressure base
G-18117-000, D, Jan. 31, 1983	Tenneco Oil Company, Operator and Agent for Tema Oil Company, P.O. Box 2511, Houston, Tex. 77001.	Michigan Wisconsin Pipeline Company, Mocane-Laverne Field, Harper County, Okla.	(7)	
CI69-745-001, C, Dec. 10, 1982 [8]	Conoco, Inc., P.O. Box 2197, Houston, Tex. 77252	Trunkline Gas Company, Vermilion Block 120 Field Area, Offshore La.	(8)	15.025
CI71-608-000, D, Jan. 17, 1983	Diamond Shamrock Corporation, P.O. Box 631, Amarillo, Tex. 79173.	Northern Natural Gas Company, Division of InterNorth, Inc., Hemphill County, Tex.	(10)	
CI73-860-000, C, Jan. 31, 1983	Conoco, Inc., P.O. Box 2197, Houston, Tex. 77252	Southern Natural Gas Company, Main Pass Area, Block 144 Field, Blocks 296, 303 and 304, Offshore La.	(11)	15.025
CI75-290-001, D, Jan. 27, 1983	CIG Exploration, Inc., Nine Greenway Plaza, Houston, Tex. 77046.	Colorado Interstate Gas Company, South Big Coulee Field, Stillwater County, Mont.	(12)	
CI83-132-000, A, Jan. 17, 1983	Cities Service Company, P.O. Box 300, Tulsa, Okla. 74102.	Tennessee Gas Pipeline Company, S. Marsh Island, Block 106 (N/2), Offshore La.	(13)	14.73
CI83-134-000, A, Jan. 24, 1983	Shell Oil Company, One Shell Plaza, P.O. Box 2463, Houston, Tex. 77001.	Montana-Dakota Utilities Co., Little Beaver Field, Fallon County, Montana and Bowman County, N. Dak.	(14)	15.025
CI83-135-000 (CI77-760), B, Jan. 24, 1983.	Mobil Producing Texas & New Mexico, Inc., Nine Greenway Plaza, Suite 2700, Houston, Tex. 77046.	Transcontinental Gas Pipe Line Corporation, Van Meter Field, Hardin County, Tex.	(15)	
CI83-136-000, B, Jan. 26, 1983	Tesoro Petroleum Corporation, 8700 Tesoro Drive, San Antonio, Tex. 78286.	United Gas Pipe Line Company, S.W. Ringgold Field, Bienville Parish, La.	(16)	
CI83-137-000, A, Jan. 27, 1983	Zapata Exploration Company, P.O. Box 4240, Houston, Tex. 77001.	Natural Gas Pipeline Company of America, West Cameron Block 538, Offshore La.	(17)	15.025
CI83-138-000, A, Jan. 28, 1983	Koch Industries, Inc., Post Office Box 2256, Wichita, Kans. 67201.	Natural Gas Pipeline Company of America, West Cameron Block 538 "A" Platform (OCS-G 2552 "A" Platform), Offshore La.	(18)	15.025
CI83-139-000 (CI72-677), B, Jan. 28, 1983.	Texaco, Inc., P.O. Box 60252, New Orleans, La. 70160	Natural Gas Pipeline Company of America, High Island Block 88 Field, Offshore Tex.	(19)	
CI83-140-000 (CI61-164), B, Jan. 27, 1983.	Energy Reserves Group, Inc., (Operator), *et al.*, P.O. Box 1201, 217 North Water Street, Wichita, Kans. 67201.	Michigan Wisconsin Pipe Line Company, Holly Ridge Field, Tensas Parish, La.	(20)	
CI83-141-000 (CI63-1445), B, Jan. 31, 1983.	do	Florida Gas Transmission Company, Palacios Field, Matagorda County, Tex.	(21)	
CI83-142-000, B, Jan. 31, 1983	Halliburton Oil Producing Company, 300 Cameron Building, Oklahoma City, Okla. 73106.	Petro-Lewis Corporation, Mustang Field, Canadian County, Okla.	(22)	
CI83-143-000 (CI78-736), B, Jan. 31, 1983.	Gulf Oil Corporation, P.O. Box 2100, Houston, Tex. 77252.	El Paso Natural Gas Company, South Corbin (Morrow) Field, Lea County, N. Mex.	(23)	
CI83-144-000, B, Jan. 31, 1983	do	Atlantic Richfield Company, Seminole Gasoline Plant, Seminole County, Okla.	(24)	
CI83-133-000, A, Jan. 20, 1983	Diamond Shamrock Corporation, P.O. Box 631, Amarillo, Tex. 79173.	Texas Gas Transmission Corporation, Edwin L. Cox—Intercoastal Shipyard No. 1 "C" SUA, St. Mary Parish, La.	(25)	15.025

[1] The Ball No. 1 well has depleted and the well is being used as a water injection well.
[2] Deletion of acreage. Applicant no longer holds an interest in the lease involved in this application. Lease had expired and there was no production at time of surrender in September of 1953.
[3] To release gas for irrigation fuel.
[4] Landowner's requested release of acreage.
[5] Gas production has ceased from dedicated acreage and the leases have expired.
[6] Applicant is filing to change delivery point.
[7] Plugging and abandonment of 2 wells—George B. Crawford #1, located on the George B. Crawford lease and Otto (Barby) #1-7, located on the Otto lease, last producing wells on such leases.
[8] Applicant is filing under Gas Sales Agreement dated December 6, 1966, amended by amendment dated September 27, 1982.
[9] Rate filing submitted November 24, 1982 erroneously assigned Docket No. CI69-745-000.
[10] Purchaser has agreed to release such acreage from the subject rate schedule.
[11] Applicant is filing under Gas Purchase Agreement dated May 9, 1973, amended by Supplement Gas Purchase Agreement dated January 26, 1983.
[12] All the wells have ceased to produce and have been plugged and abandoned. All the leases except two that were dedicated under the 1974 contract have expired by their own terms, and have reverted to the mineral owners.
[13] Applicant is filing under Gas Purchase and Sales Agreement dated January 5, 1983 as amended.
[14] Applicant is filing under Gas Purchase Contract dated November 1, 1982.
[15] Last well plugged and abandoned on September 30, 1981 and the lease surrendered and released during July, 1982.
[16] The only well on the lease has been depleted and there has been no production since September 8, 1982. Further, no economically producible reserves remain in the well bore and no additional development is being contemplated.
[17] Applicant is filing under Gas Purchase Contract dated September 1, 1982, as amended January 10, 1983.
[18] Applicant is filing under Gas Purchase Contract dated September 15, 1982.
[19] Texaco lease in SE¼ Block 71, High Island was sold and assigned to Galaxy Energies, Inc. Texaco leases were released in High Island Block 88 Field for Block 72, Block 87 and Block 88 on April 24, 1979, November 9, 1978 and October 27, 1975, respectively.
[20] All acreage covered by Rate Schedule No. 75 has been assigned by Applicant to others.
[21] Contract will expire of its own terms April 1, 1983. All wells on dedicated acreage have been plugged.
[22] Casing leak. Well not capable of producing due to casing leak.
[23] The Morrow formation reserves attributable to the Corbin Federal Well No. 1 have been depleted and deliveries of natural gas to El Paso have ceased. Contract dated February 13, 1978 will expire by its own term on May 14, 1983.
[24] Gulf's interest in the leases covered by the contract have been surrendered. The contract was cancelled March 23, 1977 pursuant to notice given by Gulf. All producing wells have been plugged and abandoned.
[25] Applicant is filing under Gas Purchase Contract dated January 2, 1981.
Filing Code: A—Initial Service. B—Abandonment. C—Amendment to add acreage. D—Amendment to delete acreage. E—Total Succession. F—Partial Succession.

[FR Doc. 83-4583 Filed 2-23-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. CP82-60-003]

Michigan Wisconsin Pipe Line Co.; Petition To Amend

February 17, 1983.

Take notice that on January 19, 1983, Michigan Wisconsin Pipe Line Company (Mich Wis), One Woodward Avenue, Detroit, Michigan 48226, filed in Docket No. CP82-60-003, a petition to amend the order of April 29, 1982, in Docket No. CP 82-60-000 issuing a certificate of public convenience and necessity pursuant to Section 7(c) of the Natural Gas Act so as to authorize Mich Wis to transport and deliver natural gas for Natural Gas Pipeline Company of America (Natural) at a delivery point at Lake Arthur, Cameron Parish, Louisiana, all as more fully set forth in the petition to amend.

By order issued April 29, 1982, Mich Wis was authorized to transport for Natural up to 40,000 Mcf of natural gas per day attributable to the production in Vermillion Area Block 380, offshore Louisiana, and to construct and operate an interconnection between the pipeline systems of Mich Wis and Natural in Beaver County, Oklahoma, necessary for the redelivery of gas to Natural. It is asserted that until the interconnection in Beaver County is placed in service, Mich Wis is authorized to redeliver gas to Natural at an existing interconnection of the pipeline systems of Natural and Mich Wis located near Lake Arthur, Cameron Parish, Louisiana.

Mich Wis and Natural have sebsequently amended their transportation agreement to provide that Mich Wis at its discretion may redeliver natural gas to Natural at either or both the proposed interconnection in Beaver County and/or the existing interconnection at Lake Arthur. It is stated that the amendatory agreement was entered into in order to provide Mich Wis with greater operating flexibility since an authorized delivery point would be available on either of Mich Wis' two main transmission systems. Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before March 9, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4564 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RE83-3-000]

New York State Electric and Gas Corp.; Application for Exemption

February 17, 1983.

Take notice that New York State Electric and Gas Corporation (NYSEG) filed an application on December 21, 1982 for exemption from certain requirements of Part 290 of the Commission's Regulations concerning collection and reporting of cost of service information under Section 133 of the Public Utility Regulatory Policies Act (PURPA), Order No. 48 (44 FR 58687, October 11, 1979). Exemption is sought from the requirement to file on or before June 30, 1984, information on the costs of providing electric service as specified in § 290.403(d) as it applies to Rate Classes SC-2 (General Service) and SC-6 (Small General Service).

In its application for exemption NYSEG states, in part, that it should not be required to file the specified data for the following reasons:

NYSEG's staff is presently engaged in unforeseen, extensive, one-time load studies required to comply with the requirements of the Public Service Commission of New York, State Case No. 28223. Because of limited personnel and equipment, NYSEG proposes to submit estimated load data for the specified rate classes based upon actual data gathered in 1979.

Copies of the application for exemption are on file with the Commission and are available for public inspection. The Commission's regulations require that said utility also apply to any State regulatory authority having jurisdiction over it to have the application published in any official State publication in which electric rate change applications are usually noticed, and that the utility publish a summary of the application in newspapers of general circulation in the affected jurisdiction.

Any person desiring to present written views, arguments, or other comments on the application for exemption should file such information with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, on or before 45 days following the date this notice is published in the **Federal Register.** Within that 45 day period such persons must also serve a copy of such comments on:

John D. Scott, Vice President, New York State Electric and Gas Corporation, , P.O. Box 287, Ithaca, New York 14850
and
Kenneth M. Jasinski, Esq., Huber Lawrence & Abell, 99 Park Avenue, New York, New York 10016

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4565 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-305-000]

Portland General Electric Co.; Filing

February 17, 1983.

Take notice that Portland General Electric Company (Portland) tendered for filing on February 4, 1983, 100 MW Power Sale Agreement and rate schedule under which Portland has agreed to supply energy at the constant rate of 100 MW to the State of California, Department of Water Resources, beginning 1 April 1983. The State of California, Department of Water Resources will pay Portland General Electric Company a fixed monthly charge and a variable charge for this service. The fixed monthly charges are for the following periods and amounts:

April, 1983–March, 1984, $750,000
April, 1984–March, 1985, $750,000
April, 1984–March–1986, $1,500,000

The variable charge will be 21 mills per kilowatt hour beginning on September 30, 1982 and will be subject to an automatic escalation based on increases in the purchase price of coal under Portland's AMAX coantract for coal transportation from Gilette, Wyoming to Portland's coal-fired Boardman plant. The third year of the Agreement is cancellable at the option of either party.

Copies of the filing were served upon the State of California, Department of Water Resources.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 2, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4580 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. RP81-101-008, et al.]

Arkansas Louisiana Gas Co., et al.; Filing of Pipeline Refund Reports and Refund Plans

February 18, 1983.

Take notice that the pipelines listed in the Appendix hereto have submitted to the Commission for filing proposed refund reports or refund plans. The date of filing, docket number, and type of filing are also shown on the Appendix.

Any person wishing to do so may submit comments in writing concerning the subject refund reports and plans. All such comments should be filed with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, on or before March 4, 1983. Copies of the respective filings are on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

APPENDIX

Filing date	Company	Docket No.	Type filing
Jan. 24, 1983	Arkansas Louisiana Gas Company	RP81-101-008	LFUT Report.
Jan. 31, 1983	Kentucky West Virginia Gas Company	TA83-1-46-005	Report.
Do	Northwest Pipeline Corporation	RP81-127-007	LFUT Report.
Do	Southern Natural Gas Company	RP80-102-016	Report.
Do	Texas Gas Transmission Corporation	RP80-101-008	Do.
Do	Transcontinental Gas Pipe Line Corporation	RP77-108-022	Do.
Feb. 2, 1983	Lawrenceburg Gas Transmission Corporation	RP78-37-009	Do.
Feb. 3, 1983	Algonquin Gas Transmission Company	RP72-110-027	Do.
Feb. 7, 1983	National Fuel Gas Supply Corporation	RP80-95-012	SRO Report.
Feb. 8, 1983	Tennessee Natural Gas Lines, Inc.	RP81-96-002	Report.

[FR Doc. 83-4635 Filed 2-23-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. ER83-302-000]

Arkansas Power & Light Co.; Filing

February 17, 1983.

Take notice that on February 1, 1983, Arkansas Power & Light Company (AP&L) tendered for filing a proposed change to the fuel adjustment formula contained in Rate Schedule W81S for service to AP&L's municipal and rural electric cooperative sales-for-resale customers located in the State of Arkansas (Arkansas customers).

The change to the fuel adjustment formula in Rate Schedule W81S being proposed herein would increase the base cost of fuel and purchased power, expressed as the "B factor" in the fuel adjustment formula by .464 mills per kilowatt-hour, from 12.213 to 12.677 mills per kWh, thereby reducing fuel adjustment revenues from the Arkansas customers. Other than the change in the B factor, no changes are being made to Rate Schedule W81S. The changed B factor would be used in billing the Arkansas customers, subject to refund, pending the outcome of Docket No. ER81-577.

AP&L respectfully requests that the proposed B factor change be made effective as of January 18, 1983, the date of commercial operation of the Independence unit. Therefore, AP&L requests waiver of the Commission's regulations. In the event waiver is denied, AP&L requests an effective date of no more than 60 days from the date of filing.

Copies of this filing were served upon all recipients of the original filing and all parties in Docket No. ER81-577.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 4, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4623 Filed 2-23-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. EL83-8-000]

Cajun Electric Power Cooperative, Inc. v. Central Louisiana Electric Company, Inc.; Filing

February 18, 1983.

Take notice that on February 2, 1983, Cajun Electric Power Cooperative, Inc. ("Cajun") filed a complaint against Central Louisiana Electric Company, Inc. ("CLECO") and a motion to consolidate pursuant to Sections 205, 206, 306 and 307 of the Federal Power Act and pursuant to Rules 205 and 212 of the Commission's Rules of Practice and Procedure. Cajun alleges that CLECO has overcharged Cajun with regard to CLECO's "excess power" transmission charge.

Cajun requests that the Commission order a hearing and investigation, order CLECO to refund all excess charges made by CLECO with regard to the "excess power" transmission charge, and grant such further relief as the Commission deems appropriate. Cajun further requests consolidation of this proceeding with the proceeding in Docket No. ER82-704-000.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR §§ 385.211, 385.214). All such motions or protests should be filed on or before March 15, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commisison and are available for public inspeciton.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4636 Filed 2-23-83; 8:45 am]
BILLING CODE 6717-01-M

[Project No. 2380-000]

Carolina Power & Light Co.; Exemption From Licensing

February 18, 1983.

A notice of exemption from licensing of a small hydroelectric project known as Marshall Hydroelectric Project, Project No. 2380, was filed on January 19, 1983, by Carolina Power and Light Company. The proposed hydroelectric project would have an installed capacity of 5000 kW and would be located on the French Broad River, at the Redmon Dam, in Madison County, North Carolina.

Pursuant to § 4.109(c) and 375.308(ss) of the Commission's regulations, and subject to the terms and conditions set forth in § 4.111 of the Commission's regulations, the Director, Office of Electric Power Regulation, issues this notification that the above project is exempted from licensing as of February 19, 1983.

Lawrence R. Anderson,

Director, Office of Electric Power Regulation.

[FR Doc. 83-4637 Filed 2-23-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. CI77-19-002, et al.]

Cities Service Company, et al.; Applications To Amend Certificates To Establish Entitlement to Section 109 Price [1]

February 16, 1983.

Take notice that each of the Applicants listed herein has either filed a petition to amend certificate pursuant to Section 7 of the Natural Gas Act or a notice of change in rate which is being treated as a petition to amend certificate to establish Applicant's right to collect the section 109 price consistent with the court order issued in *Tenneco Exploration Ltd v. FERC*, 649 F2d. 376, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before March 7, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or to be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft³	Pressure base
CI77-19-002, Feb. 3, 1983	Cities Service Company, P.O. Box 300, Tulsa, Oklahoma 74102.	Tennessee Gas Pipeline Company	(1)	
CI77-594-001, Feb. 3, 1983	do	Transco Gas Supply Company	(1)	
CI78-310-001, Jan. 27, 1983	do	Southern Natural Gas Company	(1)	
CI78-688-001, Jan. 16, 1983	do	Michigan Wisconsin Pipe Line Company	(1)	
CI78-693-001, Jan. 17, 1983	do	Northern Natural Gas Company	(1)	
CI79-53-001, Feb. 4, 1983	Amoco Production Company, P.O. Box 50879, New Orleans, Louisiana 70150.	Transcontinental Gas Pipe Line Corporation	(1)	
CI79-283-001, Nov. 15, 1982	Tenneco Exploration, Ltd., P.O. Box 2511, Houston, Texas 77001.	Columbia Gas Transmission Corporation	(1)	
CI79-284-001, Nov. 15, 1982	do	do	(1)	
CI79-285-001, Nov. 15, 1982	do	do	(1)	
CI79-286-001, Nov. 15, 1982	do	do	(1)	
CI81-222-001, June 7, 1983	Mitchell Energy Offshore Corporation	Transcontinental Gas Pipe Line Corporation	(1)	

[1] Applicant proposes to amend certificate to establish Applicant's entitlement to collect section 109 price consistent with court order in *Tenneco Exploration, Ltd.* v. *FERC*, 649 F2d. 376.
[2] Applicant's notice of change in rate filing is being construed as a petition to amend certificate to establish Applicant's entitlement to collect Section 109 price consistent with court order issued in *Tenneco Exploration, Ltd.* v. *FERC* 649 F2d. 376.

Filing Code: A—Initial Service. B—Abandonment. C—Amendment to add acreage. D—Amendment to delete acreage. E—Total Succession. F—Partial Succession.

[FR Doc. 83-4638 Filed 2-23-83; 8:45 am]
BILLING CODE 6717-01-M

[Docket No. CP83-168-000]

El Paso Natural Gas Co.; Request Under Blanket Authorization

February 16, 1983.

Take notice that on January 24, 1983, El Paso Natural Gas Company (Applicant), P.O. Box 1492, El Paso, Texas 79978, filed in Docket No. CP83-168-000 a request pursuant to § 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) that Applicant proposes to construct and operate a sales tap for the delivery of gas to Arizona Public Service Company (APS) for resale to the Goodyear Airport Commercenter (Commercenter) in Maricopa County, Arizona, under the authorization issued in Docket No. CP82-435-000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in the request on file with the Commission and open to public inspection.

Applicant states that pursuant to a request by APS it proposes to construct and operate a 2-inch O.D. tap and valve assembly on Applicant's existing 8⅝-inch O.D. Avondale pipeline in Maricopa County, Arizona. These facilities would be utilized to deliver an estimated 142,000 Mcf of gas by the third year of operation, it is stated. It is further stated that the $1,693 estimated cost of construction would be financed by internally generated funds.

APS would pay the ABD-Arizona rate as set forth in Sheet No. 3-B of Applicant's FERC Gas Tariff, Original Volume No. 1, it is stated. Applicant claims the requested sales would not increase APS' currently effective entitlements or contract volumes.

It is indicated that the tap would serve the Commercenter with gas for flame stabilization in the manufacture of microchips and for commercial space heating.

Any person or the Commission's staff may file, within 45 days after issuance of the instant notice by the Commission, pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214), a motion to intervene or notice of intervention and, pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a

protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4640 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6024-001]

Energenics Systems, Inc.; Surrender of Preliminary Permit

February 18, 1983.

Take notice that Energenics Systems, Inc., Permittee for the proposed Willow Creek Hydro Project No. 6024, has requested that its preliminary permit be terminated. The permit was issued on August 5, 1982, and would have expired on January 31, 1984. The project would have been located on the Willow Creek in Lewis and Clark County, Montana.

The Permittee filed its request on January 31, 1983, and the surrender of the preliminary permit for Project No. 6024 is deemed accepted as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4641 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6075-001]

Energenics Systems, Inc.; Surrender of Preliminary Permit

February 18, 1983.

Take notice that Energenics Systems, Inc., Permittee for the proposed Alum Creek Project No. 6075, requested by a petition filed January 31, 1983, that its preliminary permit be surrendered. The preliminary permit was issued July 19, 1982, and would have expired on January 31, 1984. The project would have been located on the Alum Creek in Delaware County, Ohio. The Permittee has determined that hydroelectric development will not be economically feasible at this time.

The surrender of the preliminary permit for Project No. 6075 is accepted as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4642 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 6074-001]

Energenics Systems, Inc.; Surrender of Preliminary Permit

February 18, 1983.

Take notice that Energenics Systems, Inc., Permittee for the proposed Delaware Project No. 6074, requested by a petition filed January 31, 1983, that its preliminary permit be surrendered. The preliminary permit was issued July 19, 1982, and would have expired on January 31, 1984. The project would have been located on the Olentangy River in Delaware County, Ohio. The Permittee has determined that hydroelectric development will not be economically feasible at this time.

The surrender of the preliminary permit for Project No. 6074 is accepted as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4643 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 5215-002]

Hyder Hydro Co.; Surrender of Preliminary Permit

February 18, 1983.

Take notice that Hyder Hydro Company (HHC), Permittee for the proposed Fish Creek Project No. 5215, has requested that its preliminary permit be terminated. The Preliminary Permit was issued May 19, 1982, and would have expired on October 31, 1983. The project would have been located on Fish Creek, near Hyder, Alaska.

HHC cites that the project is not feasible for development due to consistent and continuing opposition by relevant fish and wildlife agencies.

HHC filed its request on November 16, 1982, and the surrender of its permit for Project No. 5215 is deemed accepted as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4644 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP83-139-001]

Inland Gas Company, Inc.; Amendment

February 18, 1983.

Take notice that on January 31, 1983, The Inland Gas Company, Inc. (Applicant), 340 Seventeenth Street, Ashland, Kentucky 41101, filed in Docket No. CP83-139-001 an amendment to its pending application in Docket No. CP83-139-000 filed pursuant to Section 7 of the Natural Gas Act and Subpart F of Part 157 of the Commission's Regulations so as to reflect a request for waiver of Section 157.204(a) of the Commission's Regulations, all as more fully set forth in the amendment which is on file with the Commission and open to public inspection.

It is stated that § 157.204(a) provides that any interstate pipeline which has been issued a certificate, other than a limited-jurisdiction certificate, pursuant to Section 7 of the Natural Gas Act and has had rates accepted by the Commission may apply for a blanket certificate under this subpart. Applicant states that it has been granted certificates by this Commission but currently does not have any rates approved or on file with the Commission. Applicant states it would utilize the requested blanket certificate for construction of facilities to connect either right-of-way customers or customers who receive service pursuant to the requirements of Kentucky Revised Statute (KRS) 278.485.[1]

Any person desiring to be heard or to make any protest with reference to said amendments should on or before March 11, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any persons wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules. All persons who have heretofore file need not file again.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4645 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

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[1] KRS 278.485 requires gas pipeline companies in Kentucky to establish service to property owners who have a producing well or gathering pipeline located on their property or owners whose property and point of desired service is located within one-half air-mile of a producing well or gathering pipeline.

[Docket No. OF83-155-000]

Charles Krivanek; Application for Commission Certification of Qualifying Status of a Small Power Production Facility

February 18, 1983.

On January 20, 1983, Charles Krivanek (Applicant), P.O. Box 1397, Columbia, New Jersey, filed with the Federal Energy Regulatory Commission (Commission) an application for certification of a facility as a qualifying small power production facility pursuant to § 292.207 of the Commission's rules.

The wind-powered small power production facility is located in White Township, New Jersey. The electric power production capacity of the facility is 10 kilowatts. There are no other wind-powered small power production facilities owned by Applicant located within one mile of the facility. No electric utility, electric utility holding company, or any combination thereof has any ownership interest in the facility.

Any person desiring to be heard or objecting to the granting of qualifying status should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed within 30 days after the date of publication of this notice and must be served on the applicant. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4639 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER82-128-001]

Mississippi Power & Light Co.; Compliance Filing

February 18, 1983.

Take notice that on February 10, 1983, Mississippi Power & Light Company submitted for filing revised Rate Schedule MW-16, revised Service Schedule E and a refund report in compliance with the Commission's order dated January 24, 1983.

Any person desiring to be heard or to protest this filing should file comments with the Federal Energy Regulatory Commission, 325 North Capitol Street, NE., Washington, D.C. 20426, on or before March 7, 1983. Comments will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4647 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP83-155-000]

Montana-Dakota Utilities Co.; Request Under Blanket Authorization

February 18, 1983.

Take notice that on January 14, 1983, Montana-Dakota Utilities Co. (MDU), 400 North Fourth Street, Bismarck, North Dakota 58501, filed in Docket No. CP83-155-000 a request as supplemented on January 26, 1983, pursuant to § 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) that MDU proposes to add a new delivery point for its sale of natural gas for resale to Cody Gas Company (Cody Gas) under the authorization issued in Docket No. CP83-1-000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in its request, as supplemented, which is on file with the Commission and open to public inspection.

It is asserted that MDU proposes to add a new delivery point to Cody Gas to be located in Section 24, T58N, R100W, Park County, Wyoming. MDU states that the deliveries would be made pursuant to authorization granted by order issued November 26, 1982, in Docket No. CP82-405-000. Said order authorized MDU to sell Cody Gas up to 6,000 Mcf of gas per day. MDU further states that no additional volumes beyond those previously authorized would be sold or delivered to Cody Gas by means of this new delivery point. It is stated that the new delivery point is intended to add flexibility and ease of operation to MDU's sale-for-sale to Cody Gas in order to assist Cody Gas in serving its existing residential, commerical and some small industrial customers.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and, pursuant to § 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4646 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP83-153-000]

Northern Natural Gas Company, Division of InterNorth, Inc.; Application

February 18, 1983

Take notice that on January 12, 1983, Northern Natural Gas Company, Division of InterNorth, Inc. (Applicant), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP83-153-000 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon and remove wellhead facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant requests abandonment authorization for specific wellhead purchase facilities for those wells which have been abandoned or where service has ceased permanently after October 11, 1979, and in addition, blanket abandonment authorization for unspecified wellhead purchaser facilities abandoned prior to October 11, 1979. Applicant states that prior to October 11, 1979, it routinely removed such wellhead facilities that were plugged and abandoned and reused such equipment elsewhere. Applicant asserts that the removal of such facilities was considered to be nonjurisdictional during such time because of their classification as gathering. Applicant states that the facilities proposed to be abandoned were required for measurement and connection of gas purchased by Applicant from various wells in various areas.

Applicant asserts that the facilities proposed to be abandoned are no longer required and would not result in the termination of service or detriment to any of Applicant's customers.

Any person desiring to be heard or to make any protest with reference to said application should on or before March 11, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules

of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4648 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 3466-001]

Pacific Northwest Generating Company and Tumalo Irrigation District; Surrender of Preliminary Permit

February 18, 1983.

Take notice that Pacific Northwest Generating Company and Tumalo Irrigation District, Permittee for the proposed Columbia Southern Canal Hydroelectric Project No. 3466, has requested that its preliminary permit be terminated. The preliminary permit was issued on March 11, 1981, and would have expired February 28, 1983. The project would have been located on Tumalo Creek in Deschutes County, Oregon.

The Permittee filed its request on January 20, 1983, and the surrender of the preliminary permit for Project No. 3466 is deemed effective as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4627 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. EL83-9-000]

Pennsylvania Power Co.; Filing

February 17, 1983.

Take notice that on February 2, 1983, the Pennsylvania Boroughs of Ellwood City, Grove City, New Wilmington, Wampum and Zelienople ("Boroughs") filed a complaint against Pennsylvania Power Company ("Penn"). The Boroughs allege that Penn has violated section 205 of the Federal Power Act and §§ 35.1(a), 35.2(b) and 35.13(a) of Part 35 of the Commission's regulations.

The Boroughs request that the Commission order Penn to refund all charges made to the Boroughs during the Docket No. ER77-277 period (September 11, 1977 to January 4, 1982) for rates gauged on costs of capital in excess of the level which the Boroughs state was applied to Penn's transactions with Ohio Edison Company during the same period.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 18, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4624 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CS72-0203-004, et al.]

Petro-Lewis Funds, Inc. (Terra Resources, Inc.), et al.; Applications for "Small Producer" Certificates [1]

February 18, 1983.

Take notice that each of the Applicants listed herein has filed an application pursuant to Section 7(c) of the Natural Gas Act and § 157.40 of the Regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before March 7, 1983 file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 214). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Kenneth F. Plumb,

Secretary.

Docket No.	Date filed	Applicant
CS72-0203-004	[1] 1/13/83	Petro-Lewis Funds, Inc. (Terra Resources, Inc.), 717 17th Street, P.O. Box 2250, Denver, Colorado 80201.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

Docket No.	Date filed	Applicant
CS77-0509-001	[1]1/5/83	Kreiter-Meissner-Hackbarth Trust, (William H. Meissner Estate), The First National Bank & Trust Company of Tulsa, Post Office Box One, Tulsa, Oklahoma 74193.
CS80-218-001	[2]1/10/83	Lucie C. McIlvaine (Lucie C. Majoros), 2719 Felton Drive, East Point, George 30344.
CS83-38-000	1/10/83	Pangaea Resource Corporation, 3002, 426-1st St. SW., Calgary, Alberta, Canada.
CS83-39-000	1/10/83	W. W. Martin, Jr. Agency, c/o First National Bank, First National Bank & Trust Co., P.O. Box 1, Tulsa, Oklahoma 74193.
CS83-40-000	1/13/83	Michael Kahn and First National Bank & Trust Co. of Tulsa, Co-Trustees of the George Kahn Living Trust, First National Bank & Trust Co. of Tulsa, P.O. Box 1, Tulsa, Oklahoma 74193.
CS83-41-000	1/16/83	The First National Bank and Trust Co. of Tulsa, and Eleanor W. Reed, Co-Trustees under the Will of Benjamin B. Weatherby, First National Bank & Trust Co. of Tulsa, P.O. Box 1, Tulsa, Oklahoma 74193.
CS83-42-000	1/20/83	Donohue Anstey & Morrill, 137 Newbury Street, Boston, Massachusetts 02116.
CS83-43-000	1/26/83	Enex Oil & Gas Income Program I—Series 4 whose General Partner is Enex Resources Corporation, One Kingwood Place, Suite 202, Kingwood, Texas 77339.
CS83-44-000	1/27/83	Emily Derby Barton, 8229 Brentmoor, Wichita, Kansas 67206.
CS83-45-000	1/31/83	United Western Energy Corporation, 201 N.E. Expressway, Oklahoma City, Oklahoma 73105.
CS83-46-000	2/1/83	Winifred Swearingen Chumney, 200 Mercantile Bank Building, 40 N.E. Loop 410, San Antonio, Texas 78216
CS83-47-000	2/1/83	W. T. Chumney, Jr., Trustee, 200 Mercantile Bank Building, 40 N.E. Loop 410, San Antonio, Texas 78216.
CS83-48-000	2/1/83	India Brewer Chumney de Marigny, 200 Mercantile Bank Building, 40 N.E. Loop 410, San Antonio, Texas 78216.
CS83-49-000	2/1/83	R. P. Brewer, III, 200 Mercantile Bank Building 40 N.E. Loop 410, San Antonio, Texas 78216.
CS83-50-000	2/1/83	Betty Brewer Chumney, 200 Mercantile Bank Building, 40 N.E. Loop 410, San Antonio, Texas 78216.
CS83-51-000	2/3/83	Jack M. Myers, 3812 Marquette, Dallas, Texas 75225.
CS83-52-000	2/3/83	Agnes S. Kuntz, 7430 Northwest Highway #7, Dallas, Texas 75225.

[1] Letter received dated January 11, 1983 stating that Petro-Lewis Funds Inc. acquired through a purchase effective April 1, 1982, all of the interest of Terra Resources, Inc.

[2] Letter received dated December 29, 1982 requesting that the Small Producer Certificate issued to William H. Meissner Estate on November 25, 1977 be transferred to the Kreiter-Meissner-Hackbarth Trust.

[3] Letter received dated January 3, 1983 requesting that the Small Producer Certificate issued to Lucie C. Majoros be changed to reflect her new name as Lucie c. McIlvaine.

[FR Doc. 83-4628 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER80-313-001]

Public Service Company of New Mexico; Refund Report

February 18, 1983.

Take notice that on February 9, 1983, Public Service Company of New Mexico submitted for filing a refund report pursuant to the Commission's opinion and order.

Any person desiring to be heard or to protest this filing should file comments with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, on or before March 7, 1983. Comments will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4629 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ER83-318-000]

Public Service Company of Indiana, Inc.; Filing

February 18, 1983.

Take notice that Public Service Company of Indiana, Inc. (PSC) on February 9, 1983, tendered for filing pursuant to the Interconnection Agreement between PSCI and Indiana Michigan Electric Company, an AEP affiliated operating subsidiary, (Indiana Company) a Modification No. 10 to become effective February 7, 1983.

Said Modification provides for the following additional services and increased rates for Short Term Power:

(1) Schedule Weekly Short Term Power for periods of one or more weeks or "Daily Short Term Power" for periods of one or more days.

(2) Short Term Power provided by PSCI for not less than 100 MW level for not less than 13 consecutive weeks at a minimum load factor of 75% and a minimum hourly schedule of 50% of the reservation or such load factor minimum schedule combination that the parties mutually agree.

(3) Indiana Company's transmission demand rate from a third party for PSCI has been increased from $0.24 to $0.35 per kilowatt per week.

PSCI requests an effective date of February 7, 1983, and therefore requests waiver of the Commission's notice requirements.

Copies of this filing were served upon American Electric Power Service Corporation, the Michigan Public Service Commission and the Public Service Commission of Indiana.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before March 8, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4630 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. ST83-114-000]

Seagull Shoreline System; Settlement Conference

February 18, 1983.

Take notice that on March 1, 1983, at 10:00 a.m., a settlement conference of all interested parties will be convened

concerning the issues involved in the above-referenced proceeding. All parties should come prepared to discuss all issues in this proceeding. The conference will be held at the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4621 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. QF81-21-001]

Simpson Paper Co.; Application for Commission Certification of Qualifying Status of a Cogeneration Facility

February 18, 1983.

On February 3, 1983, Simpson Paper Company, P.O. Box 637, Anderson, California 96007, filed with the Federal Energy Regulatory Commission (Commission) an application for certification of a facility as a qualifying cogeneration facility pursuant to § 292.207 of the Commission's rules.

The topping-cycle congeneration facility is under construction on the premises of the Simpson Paper Company's Shasta Mill in rural Shasta County, California, two miles southeast of the City of Anderson. The energy source to the facility will be natural gas with #2 fuel oil backup. The gas turbine congeneration facility has a rated electric power output of 33 megawatts. Steam will be produced in a waste heat recovery boiler at a rate of 121,000 lbs/hr. An additional 119,000 lbs/hr of steam can be produced by supplemental natural gas firing of the heat recovery steam generator. Installation of the facility began in 1982. No electric utility, electric utility holding company or any combination thereof has any ownership interest in the facility.

Any person desiring to be heard or objecting to the granting of qualifying status should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed within 30 days after the date of publication of this notice and must be served on the applicant. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4602 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Project No. 5704-001]

James H. Stephens; Surrender of Preliminary Permit

February 18, 1983.

Take notice that James H. Stephens, Permittee for the proposed Stephens Project No. 5704, requested by letter filed January 24, 1983, that his preliminary permit be surrendered. The preliminary permit was issued on May 21, 1982, and would have expired on December 31, 1983. The project would have been located on Sweetwater Creek, in Garfield County, Colorado. Mr. Stephens has determined that the project is too far from a three-phase power line for transmission and that costs to complete the project are deemed prohibitive at this time.

The surrender of the preliminary permit for Project No. 5704 is accepted as of the date of this notice.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4640 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP83-157-000]

Trunkline Gas Co. and Panhandle Eastern Pipe Line Co.; Application

February 18, 1983.

Take notice that on January 18, 1983, Trunkline Gas Company (Trunkline), P.O. Box 1642, Houston, Texas 77001, and Panhandle Eastern Pipe Line Company (Panhandle), P.O. Box 1642, Houston, Texas 77001, filed in Docket No. CP83-157-000 a joint application as supplemented January 25, 1983, pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing Trunkline and Panhandle to sell natural gas to existing utility customers under a new rate schedule, the Industrial Incentive Rate Schedule, for a term to be effective from March 1, 1983, through February 28, 1985, with eligibility to be automatically renewed every six months during the term thereof, all as more fully set forth in the application, as supplemented, which is on file with the Commission and open to public inspection.

It is stated that the Industrial Incentive Rate Schedule would enable Trunkline and Panhandle to offer an incentive gas rate to their present jurisdictional customers under specified limited conditions which is lower than the rates under their existing rate schedules to aid these customers in regaining industrial load loss of natural gas sales and to avoid further industrial load loss due to price competition from alternate fuels and adverse national economic conditions. The Industrial Incentive Rate Schedule, it is asserted, would only be available to Trunkline's and Panhandle's existing customers for sales within their traditional service areas and within the limits of the annual and daily contract quantities previously authorized by the Commission. Trunkline and Panhandle state that no change in their currently authorized facilities, method or terms of delivery or other terms of sale are proposed.

It is stated that Trunkline's current rates reflect a settlement agreement dated August 26, 1981, which was approved by the Commission's order dated December 18, 1981, in Docket No. RP80-106 which rates went into effect December 1, 1980. Trunkline is proposing herein to include the volumes sold pursuant to this Industrial Incentive Rate Schedule in the sales refund obligation computation prescribed in this settlement agreement to insure that there is no over-recovery by Trunkline of its applicable fixed-costs as a result of the proposed new service.

Further, it is stated that Panhandle's rates are pursuant to its as filed alternate rates in Docket No. RP82-58-000 which went into effect, subject to refund, on October 1, 1982. Thus, Panhandle's current rates are subject to the final outcome of the RP82-58-000 proceeding, it is said.

It is asserted that due to the decline in sales Trunkline is faced with a temporary, but substantial, surplus of natural gas which would result in sizable take-or-pay obligations. Trunkline's projected take-or-pay obligations for the first six months of 1983 is 80,000,000 Mcf or $259 million. For the second half of 1983 the amount is 74,000,000 Mcf or $241 million. The Industrial Incentive Rate Schedule is intended to help avoid these substantial take-or-pay obligations, it is explained.

It is stated that this service would be provided to customers which can certify a specific industrial load loss to alternate fuels. Therefore, it is critical that the selling price of gas under the Industrial Incentive Rate Schedule be competitive with alternate fuels, it is explained. Trunkline proposes a rate of $3.5089 per dekatherm equivalent ($3.5545/Mcf) with Panhandle's proposed rate under the Industrial

Incentive Rate Schedule being $3.5868 per dekatherm equivalent ($3.5545/Mcf).

Any person desiring to be heard or to make any protest with reference to said application should on or before March 11, 1983, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Trunkline and Panhandle to appear or be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4633 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. QF83-95-000]

United Ethanol Corp. of Delano; Application for Commission Certification of Qualifying Status of a Cogeneration Facility

February 18, 1983.

On December 10, 1982, United Ethanol Corp. of Delano, 3188-H Airway Avenue, Costa Mesa, California, filed with the Federal Energy Regulatory Commission (Commission) an application for certification of a facility as a qualifying cogeneration facility pursuant to § 292.207 of the Commission's rules. On January 16, 1982, supplementary information was filed to complete the application.

The topping-cycle cogeneration facility will be located on an abandoned waste water treatment facility owned by the City of Delano, California. The facility will consist of three fluidized bed combuster-boilers, a dual fuel combustion turbine generator set, a waste heat recovery boiler, a condensing steam turbine and a back pressure steam turbine. The primary energy source to the facility will be biomass in the form of woody cotton stalks, barley straw and nut shells. The electric power production capacity of the facility will be 45 megawatts. Exhaust steam will be used in ethanol production and grain drying. Installation of the facility will begin in March 1983. No electric utility, electric utility holding company or any combination thereof has any ownership interest in the facility.

Any person desiring to be heard or objecting to the granting of qualifying status should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such petitions or protests must be filed within 30 days after the date of publication of this notice and must be served on the applicant. Protests will be considered by the Commission in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-4634 Filed 2-23-83; 8:45 am]

BILLING CODE 6717-01-M

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: February 17, 1983.

JI NO	JA DET	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
ALABAMA OIL & GAS BOARD									
-ANDERMAN OPERATING COMPANY			RECEIVED:	01/27/83		JA: AL			
8319112	1-20-831PD	0105720298	102-4			FOERTSCH 32-3	NORTH FAYETTE	146.0	TENNESSEE GAS PIP
-BAY CITY MINERALS INC			RECEIVED:	01/27/83		JA: AL			
8319116	1-20-839-PD	0100320050	102-2			ARCCO-MEYER FOUNDATION UNIT 8-2 #1	EAST OYSTER BAY	548.0	AMOCO PRODUCTION
8319115	1-20-834PD	0100320032	102-2			MEYER PROPERTIES 7-7 #1	EAST OYSTER BAY	548.0	AMOCO PRODUCTION
-HUGHES & HUGHES			RECEIVED:	01/27/83		JA: AL			
8319114	1-20-834PD	0107520421	102-2			MURPHY 4-10 #1	LITTLE HELLS CREEK	275.0	
-MOON & HINES			RECEIVED:	01/27/83		JA: AL			
8319117	1-20-8310PD	0100320039	102-2			C G CHASON UNIT 26-10 #1	WEST FOLEY	360.0	AMOCO PRODUCTION
8319110	12-10-822PD	0100320084	102-4			MAGNOLIA SPRINGS LAND CO 25-6 #1	WEST FOLEY FIELD	270.0	AMOCO PRODUCTION
8319111	12-10-823PD	0100320097	102-4			TECHPSON 31-4 #1	WEST FOLEY FIELD	108.0	AMOCO PRODUCTION
-SOUTHLAND ROYALTY CO			RECEIVED:	01/27/83		JA: AL			
8319113	1-20-833PD	0107520094	102-4			CROSS 35-10 #1	BEAVERTON	100.0	NORTHWEST ALABAMA
ILLINOIS DEPARTMENT OF MINES & MINERALS									
-RICHARD W BERSON OIL PRODUCER INC			RECEIVED:	01/28/83		JA: IL			
8319136		1216524324	102-4			GEORGE BARNES #1	RALEIGH SOUTH	175.0	TEXAS EASTERN TRA
-SCHLENSKER DRILLING CORP			RECEIVED:	01/28/83		JA: IL			
8319137		1210128609	102-2			HARRENHOLT A #1	ROSSELLVILLE	0.0	TEXAS GAS TRANSMI
KANSAS CORPORATION COMMISSION									
-ANADARKO PRODUCTION COMPANY			RECEIVED:	01/10/83		JA: KS			
8319109	K-81-1070	1518900000	108-PR			SUGHROE A #1		0.0	
MICHIGAN DEPARTMENT OF NATURAL RESOURCES									
-GRACE PETROLEUM CORPORATION			RECEIVED:	01/28/83		JA: MI			
8319108		2112533128	102-4	103		SCHMIDT 1-27	CLARENCE 27	0.0	BATTLE CREEK GAS
-SUN EXPLORATION & PRODUCTION CO			RECEIVED:	01/28/83		JA: MI			
8319096		2111335490	103			ENTERPRISE UNIT #11-54	ENTERPRISE	3.0	DOW CHEMICAL CO
8319095		2111335340	103			ENTERPRISE UNIT #8-12	ENTERPRISE	5.0	DOW CHEMICAL CO
8319103		2111335414	103			NORWICH UNIT #2-2	NORWICH	8.0	DOW CHEMICAL CO
8319104		2111335506	103			NORWICH UNIT #4-109	NORWICH	21.0	DOW CHEMICAL CO
8319102		2111335507	103			NORWICH UNIT #4-110	NORWICH	54.0	DOW CHEMICAL CO
8319105		2111335508	103			NORWICH UNIT #4-111	NORWICH	101.0	DOW CHEMICAL CO
8319098		2111335509	103			NORWICH UNIT #4-112	NORWICH	31.0	DOW CHEMICAL CO
8319100		2111335510	103			NORWICH UNIT #4-115	NORWICH	24.0	DOW CHEMICAL CO
8319099		2111335511	103			NORWICH UNIT #4-122	NORWICH	26.0	DOW CHEMICAL CO
8319101		2111335513	103			NORWICH UNIT #4-124	NORWICH	30.0	DOW CHEMICAL CO

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	VOLUME 833 PAGE 002 FIELD NAME	PROD	PURCHASER
8319097		2114335171		103		ST HELEN UNIT #15-45	ST HELEN	2.0	DOW CHEMICAL CO
8319106		2114335646		103		ST HELEN UNIT #15-51	ST HELEN	4.0	DOW CHEMICAL CO
8319092		2114335441		103		ST HELEN UNIT #28-4	ST HELEN	0.3	DOW CHEMICAL CO
8319091		2114335442		103		ST HELEN UNIT TRACT 1 #8	ST HELEN	2.1	DOW CHEMICAL CO
8319088		2114335362		103		ST HELEN UNIT TRACT 15 #47	ST HELEN	2.5	DOW CHEMICAL CO
8319089		2114335443		103		ST HELEN UNIT TRACT 15 #48	ST HELEN	2.8	DOW CHEMICAL CO
8319090		2114335385		103		ST HELEN UNIT TRACT 15 #50	ST HELEN	3.5	DOW CHEMICAL CO
8319087		2114335647		103		ST HELEN UNIT TRACT 15 #52	ST HELEN	0.6	DOW CHEMICAL CO
8319094		2114335610		103		ST HELEN UNIT TRACT 2 #22	ST HELEN	2.0	DOW CHEMICAL CO
8319093		2114335413		103		ST HELEN UNIT TRACT 3 #2	ST HELEN	0.8	DOW CHEMICAL CO
-TRAVERSE OIL CO				RECEIVED:	01/28/83	JA: MI			
8319107		2105535219		103		DITCH #1-26	GRANT 26-A	86.0	CONSUMERS POWER C
NEW MEXICO DEPARTMENT OF ENERGY & MINERALS									
-ESTORIL PRODUCING CORP				RECEIVED:	01/27/83	JA: NM			
8319120		3002526848		103		CURRY STATE #1	ANTELOPE RIDGE (MORRO	292.0	GAS CO OF NEW MEI
-GRACE PETROLEUM CORPORATION				RECEIVED:	01/27/83	JA: NM			
8319123		3002527462		102-A		GWIZTELI DEEP #1	BRUNSON	0.0	EL PASO NATURAL G
-HARATHON OIL COMPANY				RECEIVED:	01/27/83	JA: NM			
8319119		3002500000		103		MCDONALD STATE A/C 2 #33	BLINEBRY OIL & GAS	120.0	GETTY OIL CO
-PERRY R BASS				RECEIVED:	01/27/83	JA: NM			
8319121		3001523164		103		PAISILLO STATE #1	TURKEY TRACK NORTH	550.0	NATURAL GAS PIPEL
-TRANSWESTERN GAS SUPPLY CO				RECEIVED:	01/27/83	JA: NM			
8319122		3000561028		102-2		NACHO STATE #1	WILDCAT-ABO	11.0	TRANSWESTERN PIPE
-YATES PETROLEUM CORPORATION				RECEIVED:	01/27/83	JA: NM			
8319127		3000561724		102-2	107-TF	ANDREW "UU" #1	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319131		3000561754		102-2	107-TF	CCHANCRE HILL "VZ" STATE #1	WILDCAT ABO	0.0	TRANSWESTERN PIPE
8319130		3000561575		102-3	107-DP	CORBETT "TI" #1	UND PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319133		3000561764		102-3	107-TF	DEBRICK "VH" COM #1	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319132		3000561765		102-3	107-TF	FEDERAL "BY" #5	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319124		3000561734		102-2	107-TF	KERSHAW "UZ" #1	UND PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319125		3000561732		102-2	107-TF	RIVER BRIDGE "UX" STATE #1	UND PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319128		3000561949		102-3	107-TF	SACHA "SA" #4	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319129		3000561611		102-3	107-TF	SHINN "SK" ST #3	PECOS SLOPE ABO	0.0	TRANSWESTERN PIPE
8319126		3000561790		102-2	107-TF	WITT "VR" STATE #1	UND ABO	0.0	TRANSWESTERN PIPE
UTAH DIVISION OF OIL,GAS, & MINING									
-BURTON/HAWKS INC				RECEIVED:	01/27/83	JA: UT			
8319134	K-153-1	4304330781		102-A		AAGARD #28-1	AAGARD RANCH	150.0	
8319135	K-153-1	4304330198		102-A		AAGARD #28-2	AAGARD RANCH	300.0	
VIRGINIA DEPARTMENT OF LABOR & INDUSTRY									
-PHILADELPHIA OIL COMPANY				RECEIVED:	01/27/83	JA: VA			
8319116		4505119830		108		FINIS E MCCOY - #P-119	ERVINTON	8.6	KENTUCKY WEST VIR
WEST VIRGINIA DEPARTMENT OF MINES									
-ALLEGHENY & WESTERN ENERGY CORP				RECEIVED:	01/28/83	JA: WV			
8319175		4708703477		107-DV		BLACKWELL #2	WALTON DISTRICT	36.0	BOARING FORK GAS
8319151		4708703477		103		BLACKWELL #2	WALTON DISTRICT	36.0	BOARING FORK GAS

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8319174		4708703480		107-DV		I W SHODGRASS #1	WALTON DISTRICT	36.0	COLUMBIA GAS TRAN
8319173		4703903805		107-DV		L E MCCOWN #1	UNION DISTRICT	36.0	ROARING FORK GAS
8319150		4703903805		103		L E MCCOWN #1	UNION DISTRICT	36.0	ROARING FORK GAS
-ALLSTATE ENERGY CORP				RECEIVED:	01/28/83	JA: WV			
8319185		4708505180		103		BURNETTE #1 - 360	UNION DISTRICT	7.3	CARNEGIE NATURAL
8319217		4708505011		103		BURNETTE #1-2188	UNION DISTRICT	7.1	CARNEGIE NATURAL
8319184		4708505012		103		BURNETTE #2-51	UNION DISTRICT	2.6	CARNEGIE NATURAL
8319186		4708505360		103		BURNETTE #3-52	UNION DISTRICT	2.9	CARNEGIE NATURAL
8319187		4708505370		103		BURNETTE #4-53	UNION DISTRICT	3.2	CARNEGIE NATURAL
-BKK PROSPECTING LTD				RECEIVED:	01/28/83	JA: WV			
8319169		4707301133		107-DV		BOARD OF EDUCATION #1	WASHINGTON	3.3	COLUMBIA GAS TRAN
8319167		4707301188		107-DV		DOWLER-MORRIS #2	JEFFERSON	5.0	COLUMBIA GAS TRAN
8319166		4707301175		107-DV		ISREAL #1	JEFFERSON	4.0	COLUMBIA GAS TRAN
8319161		4707301394		107-DV		MARVIN WELLS BKK 42	UNION	12.0	COLUMBIA GAS TRAN
8319165		4707301237		107-DV		METZ #1	UNION	5.7	COLUMBIA GAS TRAN
8319169		4707301329		107-DV		OKEY BENNETT BKK 28	UNION	36.0	COLUMBIA GAS TRAN
8319163		4707301241		107-DV		OBIE SUMMERS BKK 16	UNION	1.0	COLUMBIA GAS TRAN
8319172		4707301128		107-DV		R BAILEY #1	UNION	1.3	COLUMBIA GAS TRAN
8319162		4707301129		107-DV		TACKETT BKK 1	UNION	5.0	COLUMBIA GAS TRAN
8319171		4707301307		107-DV		WILBUR BARNHART BKK 27	UNION	6.0	COLUMBIA GAS TRAN
8319149		4707301303		103		WILSON BKK 34	UNION	4.0	COLUMBIA GAS TRAN
-BKK PROSPECTING LTD				RECEIVED:	01/28/83	JA: WV			
8319170		4707301281		107-DV		R BAILEY BKK #26	UNION	36.0	COLUMBIA GAS TRAN
-BKK PROSPECTING LTD				RECEIVED:	01/28/83	JA: WV			
8319168		4707301309		107-DV		CCC BKK 31	UNION	15.0	COLUMBIA GAS TRAN
8319148		4707301253		107-DV		LEWIS R BREWER BKK #15	UNION	6.0	COLUMBIA GAS TRAN
-CABOT OIL & GAS CORP				RECEIVED:	01/28/83	JA: WV			
8319180		4707901068		103		AMHERST #2	POCATALICO	10.0	TENNESSEE GAS PIP
8319214		4700501360		107-DV		BULL CREEK A-8	PETTONA	30.0	TENNESSEE GAS PIP
8319181		4700501360		103		BULL CREEK A-8	PETTONA	30.0	TENNESSEE GAS PIP
8319183		4710900872		103		LOGAN-WYOMING B-2	HUFF CREEK	29.0	COLUMBIA GAS TRAN
8319182		4710900875		103		LOGAN-WYOMING B-7	HUFF CREEK	47.0	COLUMBIA GAS TRAN
-CABOT OIL & GAS CORP				RECEIVED:	01/28/83	JA: WV			
8319178		4700501353		103		LITTLE COAL LAND C-15	WASHINGTON	29.0	TENNESSEE GAS PIP
8319213		4700501353		107-DV		LITTLE COAL LAND C-15	WASHINGTON	29.0	TENNESSEE GAS PIP
8319179		4700501347		103		LITTLE COAL LAND C-5	WASHINGTON	29.0	TENNESSEE GAS PIP
8319205		4700501347		107-DV		LITTLE COAL LAND C-5	WASHINGTON	29.0	TENNESSEE GAS PIP
-CLINT HURT & ASSOCIATES INC				RECEIVED:	01/28/83	JA: WV			
8319188		4703903763		103		SCROLL-WILCHER #1	CABIN CREEK	15.0	ROARING FORK GAS
-CLINT HURT & ASSOCIATES INC				RECEIVED:	01/28/83	JA: WV			
8319197		4707301395		103		BAYLES #1	MCKIM	24.0	COLUMBIA GAS TRAN
8319177		4707301395		107-DV		BAYLES #1	ST MARYS	24.0	COLUMBIA GAS TRAN
-CLINT HURT & ASSOCIATES INC				RECEIVED:	01/28/83	JA: WV			
8319203		4707301454		107-DV		NICHOLS A-1	ST MARYS	24.0	COLUMBIA GAS TRAN
-J & J ENTERPRISES INC				RECEIVED:	01/28/83	JA: WV			
8319153		4709722890		103		J-524	UNION	0.0	COLUMBIA GAS TRAN
-J & J ENTERPRISES INC				RECEIVED:	01/28/83	JA: WV			
8319152		4701703047		103		J-484	GRANT	0.0	COLUMBIA GAS TRAN
8319156		4700101654		103		J-538	PHILIPPI	0.0	CONSOLIDATED GAS
-J & J ENTERPRISES INC				RECEIVED:	01/28/83	JA: WV			
8319157		4700121688		103		J-537	PHILIPPI	0.0	CONSOLIDATED GAS
-J & J ENTERPRISES INC				RECEIVED:	01/28/83	JA: WV			
8319158		4701722948		103		J-274	NEW MILTON	0.0	CONSOLIDATED GAS

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-J & J ENTERPRISES INC				RECEIVED:	01/28/83	JA: WV			
8319155		4700121653		103		J-518	COVE	0.0	CONSOLIDATED GAS
8319159		4709520935		103		J-529	CENTERVILLE	0.0	CONSOLIDATED GAS
8319158		4700101647		103		J-562	PHILIPPI	0.0	CONSOLIDATED GAS
8319160		4708525299		103		J-573	CLAY	0.0	CONSOLIDATED GAS
-JAMES P SCOTT				RECEIVED:	01/28/83	JA: WV			
8319206		4700101581		107-DV		ISAAC BOOTH S-372	PHILIPPI	30.0	COLUMBIA GAS TRAN
-JOHN L DIAL				RECEIVED:	01/28/83	JA: WV			
8319199		4709921149		108		MYRTLE VICARS #1	BUTLER	0.0	DEVON CORP
8319198		4709921214		108		MYRTLE VICARS #2	SOUTH WEST	0.0	DEVON CORP
-PETRO-LEWIS CORPORATION				RECEIVED:	01/28/83	JA: WV			
8319211		4708503498		108		HODGE #1 ARDEN	UNION DISTRICT	2.0	CONSOLIDATED GAS
8319210		4700700831		108		LICYD #1	OTTER	2.5	CONSOLIDATED GAS
8319209		4700700830		108		SIMONS #1	OTTER DISTRICT	3.0	CONSOLIDATED GAS
8319208		4700700767		108		SINGLETON #1 BOY	SALT LICK DISTRICT	3.7	CONSOLIDATED GAS
-PETRO-LEWIS CORPORATION				RECEIVED:	01/28/83	JA: WV			
8319201		4709701236		108		KELPPER #1	UNION	1.3	COLUMBIA GAS TRAN
8319202		4709701286		108		NORMAN #2 ELVA	WASHINGTON DISTRICT	8.0	COLUMBIA GAS TRAN
-PETRO-LEWIS CORPORATION				RECEIVED:	01/28/83	JA: WV			
8319200		4700100172		108		LOOK #1	UNION	4.0	COLUMBIA GAS TRAN
8319212		4708701787		108		P P GUNN #1	SPENCER	0.3	CONSOLIDATED GAS
-PETRO-LEWIS CORPORATION				RECEIVED:	01/28/83	JA: WV			
8319207		4709701306		108		CLECNA CUTWRIGHT	UNION	1.3	COLUMBIA GAS TRAN
-STERLING DRILLING AND PROD CO INC				RECEIVED:	01/28/83	JA: WV			
8319189		4701502036		103		BRAGG #624	OTTER DISTRICT	23.6	BROOKLYN UNION GA
8319190		4701502037		103		BRAGG #625	OTTER DISTRICT	9.0	BROOKLYN UNION GA
8319192		4701502018		103		MURPHY #559	OTTER DISTRICT	9.0	BROOKLYN UNION GA
-STERLING DRILLING AND PROD CO INC				RECEIVED:	01/28/83	JA: WV			
8319204		4708703512		107-DV		FIELDS #372	WALTON DISTRICT	17.4	ROARING FORK GAS
8319195		4708703513		103		FIELDS #373	WALTON DISTRICT	4.5	ROARING FORK GAS
8319176		4708703513		107-DV		FIELDS #373	WALTON DISTRICT	4.5	ROARING FORK GAS
8319215		4708703533		107-DV		FIELDS #374	WALTON DISTRICT	6.6	ROARING FORK GAS
8319196		4708703533		103		FIELDS #374	WALTON DISTRICT	6.6	ROARING FORK GAS
-STERLING DRILLING AND PROD CO INC				RECEIVED:	01/28/83	JA: WV			
8319193		4701502035		103		BRAGG #623	OTTER DISTRICT	13.1	BROOKLYN UNION GA
-STERLING DRILLING AND PROD CO INC				RECEIVED:	01/28/83	JA: WV			
8319194		4701502047		103		SPINKS #651	OTTER DISTRICT	132.0	BROOKLYN UNION GA
-STERLING DRILLING AND PROD CO INC				RECEIVED:	01/28/83	JA: WV			
8319191		4701502040		103		BRAGG #628	OTTER DISTRICT	8.7	BROOKLYN UNION GA
-TEXAS INTERNATIONAL PET CORP				RECEIVED:	01/28/83	JA: WV			
8319216		4704700756		108		POCAHONTAS LAND A-51	TWENTY MILE CREEK	13.4	CONSOLIDATED GAS
**********									
** BUREAU OF INDIAN AFFAIRS, OSAGE AGENCY, PAWHUSKA,OK									
**********									
-ASSOCIATED PETROLEUM CONSULTANTS IN				RECEIVED:	01/28/83	JA: OK 8			
8319145		3511300000		108		OSAGE-OAKLAND #18-4 05-281	CANDY CREEK	5.7	PHILLIPS PETROLEU
8319146		3511300000		108		OSAGE-OAKLAND #2-9	CANDY CREEK	6.7	PHILLIPS PETROLEU
8319147		3511300000		108		OSAGE-OAKLAND 1-9 05-293	CANDY CREEK	7.2	PHILLIPS PETROLEU
-CLASS PETROLEUM CORP				RECEIVED:	01/28/83	JA: OK 8			
8319141		3511300000		103		TATE #10-A	HELOGONEY	0.0	PHILLIPS PETROLEU
8319142		3511300000		103		TATE #17	HELOGONEY	282.7	PHILLIPS PETROLEU
8319143		3511300000		103		TATE #29	HELOGONEY	282.7	PHILLIPS PETROLEU
8319144		3511300000		103		TATE #30	HELOGONEY	282.7	PHILLIPS PETROLEU
-J H GRAVES				RECEIVED:	01/28/83	JA: OK 8			
8319140		3511300000		102-A		LEECY #1		100.0	PHILLIPS PETROLEU
8319138		3511300000		102-A		NCRC #11	N E BLACKLAND	18.0	CITIES SERVICE GA
8319139		3511300000		102-A		NCRC #12	N E BLACKLAND	18.0	CITIES SERVICE GA

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) 357-8681.

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 IGPA 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 formulation
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. 83-4625 Filed 2-23-83; 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			
-A H SILBERBERG INC				RECEIVED:	01/27/83	JA: TX			
8319460	F-7B-60476	4236700000		103		TIERCE #2	MINERAL WELLS GEORGIA	18.3	SOUTHWESTERN GAS
-ADJ CO				RECEIVED:	01/27/83	JA: TX			
8319283	F-02-054533	4202500000		108		JOHN B SHAW #8	SAN DOMINGO SOUTH (FI	0.0	HOUSTON PIPE LINE
-ADOBE OIL & GAS CORPORATION				RECEIVED:	01/27/83	JA: TX			
8319363	F-03-057117	4205132269		102-2		GARDNER #1	GIDDINGS (AUSTIN CHAL	96.0	PHILLIPS PETROLEU
-AEN ENERGY INC				RECEIVED:	01/27/83	JA: TX			
8319502	F-7B-61210	4205933178		102-4		JAMES E EISENHOWER #1	WILDCAT	18.0	DELHI GAS PIPELIN
-AHAI PETROLEUM CORPORATION				RECEIVED:	01/27/83	JA: TX			
8319383	F-10-057575	4239330908		102-4		MCMORDIE 1-9	MCMORDIE RANCH (11000	1275.0	WESTAR TRANSMISSI
8319382	F-10-057567	4239330908		103		MCMORDIE 1-9 (11000)	MCMORDIE RANCH (11000	1275.0	WESTAR TRANSMISSI
-AMBER ENERGY INC				RECEIVED:	01/27/83	JA: TX			
8319524	F-08-61588	4213533859		103		EDWARDS #1	WILDCAT	18.2	PHILLIPS PETROLEU
-AMOCO PRODUCTION CO				RECEIVED:	01/27/83	JA: TX			
8319289	F-06-054934	4240131352		103		BILLY NEAL HODGES GAS UNIT #2	HENDERSON (RUSK CO) R	600.0	VALERO TRANSMISSI
8319250	F-06-049584	4236531238		103		BURNETT BROTHERS #15	CARTHAGE/TRAVIS PEAK/	500.0	TENNESSEE GAS PIP
8319422	F-03-059397	4219931604		102-4		JOHN M BOWYER #1	SOUR LAKE EAST	110.0	HOUSTON PIPELINE
8319405	F-04-059051	4235500000		107-PE		STATE TRACT 219 #1	ARANSAS & RED FISH BA	88.0	VALERO TRANSMISSI
8319269	F-10-053235	4242130242		103		W M PRICE #2	TEXAS - HUGOTON (CHAS	237.0	PHILLIPS PETROLEU
-ANADARKO PRODUCTION COMPANY				RECEIVED:	01/27/83	JA: TX			
8319461	F-08-60490	4200333004		103		UNIVERSITY C #4	FULLERTON SAN ANDRES	5.0	PHILLIPS PETROLEU
-ANDERSON PETROLEUM INC				RECEIVED:	01/27/83	JA: TX			
8319265	F-7C-052263	4243532661		103	107-TF	WILLIAM D KARNES 1-27A	ALDWELL RANCH (CANYON	200.0	OZONA PIPELINE CO
8319254	F-7C-050124	4210533740		103	107-TF	WILLIAM P HOOVER #1-12	AMERICAN (CANYON)	60.0	ANDERSON PIPELINE
-ANDRESS PETROLEUM INC				RECEIVED:	01/27/83	JA: TX			
8319286	F-02-054792	4239131463		102-4		J P WELDER HEIRS	DEVIL'S RUN 6600	0.0	TENNESSEE GAS PIP
8319355	F-02-056945	4239131568		102-4		J WELDER #12	DEVILS RUN 6600	0.0	TENNESSEE GAS PIP
-ARCO OIL AND GAS COMPANY				RECEIVED:	01/27/83	JA: TX			
8319374	F-06-057257	4236531492		102-4	107-TF	A C SOAPE GAS UNIT #4	CARTHAGE (COTTON VALL	400.0	SOUTHERN NATURAL
8319419	F-09-059371	4218100000		108		E I SILLIMAN #2	BIG MINERAL CREEK	7.3	UNION TEXAS PETRO
8319245	F-06-047828	4241930359		103		J S PRICE GAS UNIT #3	JOAQUIN (TRAVIS PEAK)	365.0	SOUTHERN NATURAL
8319299	F-02-055739	4229732640		102-4		PICKETT & JAMES #1	CHARLINE WEST (WILCOX	1.3	HOUSTON PIPELINE
-ARMADA RESOURCES INC				RECEIVED:	01/27/83	JA: TX			
8319240	F-03-046925	4208931015		102-4	103	LERNER A-2	EASTER (YEGUA 5900)	164.3	TENNESSEE GAS PIP
-AZTEC GAS SYSTEMS INC				RECEIVED:	01/27/83	JA: TX			
8319224	F-7C-030757	4210500000		108-EE		SHANNON ESTATE #1	TODD M W (SAN ANDRES)	15.0	EL PASO NATURAL G
-BARNHART CO				RECEIVED:	01/27/83	JA: TX			
8319301	F-03-055773	4215731344		102-2		PARKER MINERALS CO UNIT #2	KATY SOUTH (FIRST WIL	730.0	HOUSTON PIPE LINE
-BPAI OPERATING				RECEIVED:	01/27/83	JA: TX			
8319371	F-7B-057213	4208300000		102-4		PUCKETT #1	CHANEY (JENNINGS)	401.0	ODESSA NATURAL CO
8319316	F-7B-056310	4208332938		102-4		STRAWN #4 (109995)	CAMP COLORADO S (GUNS	60.0	SOUTHWESTERN GAS

JD NO	JA DAT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	TROP	PURCHASER
-BOW VALLEY PETROLEUM INC			RECEIVED: 01/27/83 JA: TX						
8319258	P-03-050486	4231330346	102-2			CHESNIK #1	MADISONVILLE (GEORGET	0.0	LONE STAR GAS CO
-CAMBRIDGE G BAIL			RECEIVED: 01/27/83 JA: TX						
8319468	P-10-60575	4248331028	102-A			SCRBIA #1	BRISCOE (HORROW)	0.0	INTER NORTH INC
-CAROLINA GROUP INC			RECEIVED: 01/27/83 JA: TX						
8319221	P-7B-007691	4218300000	103			D PILLS (WILLIAMS)	LIPAN (MARBLE FALLS)	0.0	INTER NORTH INC
-CHAMPLIN EXPLORATION INC			RECEIVED: 01/27/83 JA: TX						
8319375	P-03-057297	4210930955	102-2			K P J #1 (RRC PERMIT # 110617)	GIDDINGS (NAVARRO)	3.2	PHILLIPS PETROLEU
-CHAMPLIN PETROLEUM COMPANY			RECEIVED: 01/27/83 JA: TX						
8319467	P-04-60573	4227331167	103			G P WARDNER #131	STRATTON (P-9 W)	166.0	TENNESSEE GAS PIP
8319418	P-04-059294	4235532028	102-A	103		TEXON ROYALTY "B" GP #3-U	STRATTON (G-9-9)	325.0	TENNESSEE GAS PIP
-CHAPARRAL MINERALS INC			RECEIVED: 01/27/83 JA: TX						
8319280	P-03-054113	4206130678	102-A	103		ALLEN FOREST UNIT #1 (150056)	BRYAN (WOODBINE)	108.0	FERGUSON CROSSING
8319242	P-03-047103	4206130670	102-A	103		D S & H J CABRARRA #1 (147711	BRYAN (WOODBINE)	162.0	FERGUSON CROSSING
8319243	P-03-047347	4206136084	102-A	103		TRAILITE UNIT #1 (14943)	BRYAN (WOODBINE)	181.0	FERGUSON CROSSING
8319408	P-03-059126	4206130766	102-A	103		WILLIAM E NASH #1 (15773)	BRYAN (WOODBINE)	165.0	FERGUSON CROSSING
-CLAYTON W WILLIAMS JR			RECEIVED: 01/27/83 JA: TX						
8319229	P-08-036765	4230100000	107-DP			GATAGA GAS UNIT #2-A	MOORE-HOOPER (ELLENBE	1300.0	INTRASTA GAS CO
-COASTLINE EXPLORATION INC			RECEIVED: 01/27/83 JA: TX						
8319407	P-04-059101	4224931175	102-A	103		HUIL #1	CHARLES HUIL (3880) (	365.0	TRUNKLINE GAS CO
-CONOCO INC			RECEIVED: 01/27/83 JA: TX						
8319414	P-04-059217	4247933406	102-2	107-TF		ROSA V BENAVIDES "E" #16	CONTRARY (WALKER LOBO	0.0	E I DUPONT DE NEM
8319400	P-04-058967	4242731584	102-A	103		T E SLICK EST B-536 #83	RINCON (VICKSBURG 585	365.0	TENNESSEE GAS PIP
8319360	P-04-057092	4247933384	102-2	107-TF		VAQUILLAS RANCH "A" #25	VAQUILLAS RANCH (GATO	476.0	E I DUPONT DE NEM
-CONSOLIDATED OIL & GAS INC			RECEIVED: 01/27/83 JA: TX						
8319477	P-04-60668	4247900000	103			ZACERY #17	LAREDO (LOBO)	18.3	DELHI PIPELINE CO
-CONVEST ENERGY CORP			RECEIVED: 01/27/83 JA: TX						
8319356	P-7C-056952	4243532462	103	107-TF		NANCY BLOODWORTH #3	(PENDING)	0.0	EL PASO NATURAL G
-COSTA RESOURCES INC			RECEIVED: 01/27/83 JA: TX						
8319259	P-08-050837	4210332644	102-A	103		TURSTILL & RENAUD #2	COSTA (CLEARFORK LOWE	0.0	PGP GAS PRODUCTS
-COUNTY MANAGEMENT INC			RECEIVED: 01/27/83 JA: TX						
8319256	P-03-050276	4210931163	102-2	103		HITBO UNIT WELL #1	GIDDINGS (AUSTIN CHAL	0.0	PGP GAS PRODUCTS
-CPC EXPLORATION INC			RECEIVED: 01/27/83 JA: TX						
8319528	P-04-61610	4250530959	102-A			F G G RANCHES #1	LAS LOMAS (WILCOX 780	0.0	UNITED TEXAS TRAN
8319366	P-03-057153	4205131950	102-A			J W BIRD #1 RRC LEASE NO 15514	CALDWELL (AUSTIN CHAL	0.0	FERGUSON CROSSING
8319365	P-03-057152	4205131882	102-A			MERCCAB UNIT RRC LEASE NO 15259	CALDWELL (AUSTIN CHAL	0.0	FERGUSON CROSSING
-CROWN CENTRAL PETROLEUM CORP			RECEIVED: 01/27/83 JA: TX						
8319420	P-06-059391	4231530581	102-A			J F ANTHONY #1	WICKI LYNN	182.0	ESPERANZA TRANSMI
-CROWN PRODUCTION CO			RECEIVED: 01/27/83 JA: TX						
8319305	P-01-055999	4216331914	103			BEAVER #2	PEARSALL (AUSTIN CHAL	186.8	TGP INC
8319348	P-03-056812	4210930447	103			PARKER #1	GIDDINGS (AUSTIN CHAL	237.0	PHILLIPS PETROLEU
-E & B PETROLEUM INC			RECEIVED: 01/27/83 JA: TX						
8319248	P-10-049220	4248330900	103			HICHECK #1	PANHANDLE EAST	0.0	WARREN PETROLEUM
-E J PRODUCTION INC			RECEIVED: 01/27/83 JA: TX						
8319399	P-10-058951	4223300000	103			SANFORD D 3-A	PANHANDLE	36.5	PHILLIPS PIPELINE
-DISCOVERY OPERATING INC			RECEIVED: 01/27/83 JA: TX						
8319500	P-8A-61049	4231732543	103			HGP - SMITH #1	ACKERLY (DEAN SAND)	18.0	TEXACO INC
-DON E WILSON			RECEIVED: 01/27/83 JA: TX						
8319471	P-04-60599	4240931670	103			E GIBSON #1 ID NO PENDING	SINTON W (SHALLOW)	292.0	CORONADO TRANSMIS
-DORAN ENERGY CORP			RECEIVED: 01/27/83 JA: TX						
8319389	P-04-058105	4242731673	103			T RODRIGUEZ #5-D	GREGG WOOD S (750) FI	36.0	VALERO INTERSTATE
-DYCO PETROLEUM CORPORATION			RECEIVED: 01/27/83 JA: TX						
8319279	P-10-054026	4221131368	103			REFLEY #3-32	BRISCO (HORROW)	300.0	WESTAR TRANSMISSI

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8319452	F-10-60288	4221100000		103		SIMPSON-LEVITT #1-A1	BUFFALO WALLOW (GRANI	300.0	WESTAR TRANSMISSI
-RADS OPERATING CO				RECEIVED:	01/27/83	JA: TX			
8319411	F-04-059200	4242731601		102-A		DORA H SALINAS #2	SALINAS (1800)	65.7	INTRASTATE GATHER
8319412	F-04-059203	4242700000		102-A		E I HINOJOSA #3	SALINAS (GUERRA B-1)	54.7	INTRASTATE GATHER
-EL PASO NATURAL GAS COMPANY				RECEIVED:	01/27/83	JA: TX			
8319252	F-10-049731	4208730167		108		ALDOUS J #1	PANHANDLE EAST	108.9	EL PASO NATURAL G
8319244	F-10-047501	4217923702		108-PB		CARSEY #2	PANHANDLE WEST BROWN	28.0	EL PASO NATURAL G
8319282	F-10-054499	4217923711		108-PB		HARNER X #1	PANHANDLE - WEST	21.1	EL PASO NATURAL G
8319268	F-10-052827	4217923735		108-PB		HAGER #1	PANHANDLE WEST BROWN	28.0	EL PASO NATURAL G
8319223	F-10-029850	4208726179		108-PB		MCDOWELL #5	PANHANDLE EAST-BROWN	17.0	EL PASO NATURAL G
8319458	F-10-60460	4208726180		108-PB		MCDOWELL #6	PANHANDLE EAST	18.6	EL PASO NATURAL G
8319231	F-10-037519	4217923744		108-PB		REEVES #1	PANHANDLE WEST	16.0	EL PASO NATURAL G
8319390	F-10-058237	4217923763		108-PB		TOPS A #1	PANHANDLE - WEST	61.0	EL PASO NATURAL G
-ENSERCH EXPLORATION INC				RECEIVED:	01/27/83	JA: TX			
8319429	F-05-059922	4221330350		103		C W CORLEY "B" #2C	OPELIKA	217.0	LONE STAR GAS CO
8319295	F-09-055340	4249732412		103		FOSHALL T H "B" #2	BOONSVILLE (BCG)	0.0	LONE STAR GAS CO
8319315	F-05-056304	4221330351		103		H W INGRAM #2	OPELIKA	0.0	LONE STAR GAS CO
8319391	F-05-058267	4221330351		103		H W INGRAM #2C	OPELIKA	124.0	LONE STAR GAS CO
8319433	F-09-059983	4249732441		103		T C W B UNIT 6 #3	BOONSVILLE	240.0	LONE STAR GAS CO
-ESSO INC				RECEIVED:	01/27/83	JA: TX			
8319509	F-06-61390	4236500000		103	107-TF	CARTHAGE GAS UNIT #46	CARTHAGE (COTTON VALL	0.0	TENNESSEE GAS PIP
-EXXON CORPORATION				RECEIVED:	01/27/83	JA: TX			
8319454	F-04-60373	4204731104		102-A		ARADO TRAD 7 (ID PENDING)	SCOTT & HOPPER (7950)	700.0	TENNESSEE GAS PIP
8319439	F-04-060225	4226130721		102-A		JOHN G KENNEDY JR "C" 20 (ID PEND)	MIFFLIN (J-02)	146.0	NATURAL GAS PIPEL
8319320	F-03-056428	4247330370		103		KATY GAS FIELD UNIT #2 WELL 63	KATY S (FIRST WILCOX)	1460.0	ARMCO STEEL CORP
8319504	F-04-61284	4204700000		108		KELSEY UNIT H-331-D (067505)	KELSEY (H-2)	7.0	TRUNKLINE GAS CO
8319474	F-04-60620	4204731206		103		MARIPOSA FIELD GAS UNIT F-18-F	MARIPOSA (H-12)	900.0	TENNESSEE GAS PIP
8319473	F-04-60618	4226130729		102-A		MBS S K EAST 138 (ID PENDING)	RITA (5-D & E II)	300.0	NATURAL GAS PIPEL
8319472	F-04-60616	4226130443		102-A		MBS S K EAST 96-F (ID PENDING)	RITA (6-C II)	100.0	NATURAL GAS PIPEL
8319444	F-7C-060264	4238332801		103		GIGA KNOLLE #5	CALVIN (DEAN)	5.0	EL PASO NATURAL G
-FARGO ENERGY CORP				RECEIVED:	01/27/83	JA: TX			
8319312	F-03-056266	4205132290		102-2		UHRANOSKY M #1	BIG A TAYLOR	1080.0	PHILLIPS PETROLEU
-FARGO TRADING CO INC				RECEIVED:	01/27/83	JA: TX			
8319364	F-04-057136	4248900000		102-A		VICTORIA CATTLE COMPANY #9	LA SARA (#10A SAND)	0.0	TENNESSEE GAS PIP
-FLORIDA GAS EXPLORATION COMPANY				RECEIVED:	01/27/83	JA: TX			
8319353	F-7C-056871	4243532790		103	107-TF	FLORENCE 39-#1	PHYLLIS SONORA	0.0	INTRATEX GAS CO
-FLYNN ENERGY CORP				RECEIVED:	01/27/83	JA: TX			
8319394	F-02-058449	4229700000		102-A		SPRING RANCH 67-1 #1	MAYINE EAST (8700)	274.0	UNITED TEXAS TRAN
-FUNK EXPLORATION INC				RECEIVED:	01/27/83	JA: TX			
8319403	F-10-059029	4229531166		102-A		P S REYNOLDS #3-A	RICKS UPPER MORROW FI	200.0	HIGH PLAINS NATUR
8319404	F-10-059030	4229531038		102-A		REYNOLDS #1-1174	RICKS UPPER MORROW	300.0	HIGH PLAINS NATUR
8319402	F-10-059028	4229531078		102-A		REYNOLDS #2	RICKS UPPER MORROW FI	250.0	HIGH PLAINS NATUR
-GENE POWELL INVESTMENTS INC				RECEIVED:	01/27/83	JA: TX			
8319475	F-06-060634	4240100000		103	107-TF	GLADNEY GAS UNIT #3	OAK HILL (COTTON VALL	360.0	UNITED GAS PIPE L
-GENERAL PRODUCTION CORP				RECEIVED:	01/27/83	JA: TX			
8319255	F-03-050150	4205100000		102-A	103	JOHNSON-DEAN UNIT 1 #1	WILLARD (NAVARRO)	0.0	FERGUSON CROSSING
-GETTY OIL COMPANY				RECEIVED:	01/27/83	JA: TX			
8319267	F-06-052609	4236500000		108-EB		A B CURTIS #1-U DUAL	CARTHAGE (HILL SD)	15.0	TEXAS GAS TRANSMI
8319351	F-03-056689	4205100000		102-2		C H BLAHA "B" #1	GIDDINGS (AUSTIN CHAL	0.0	FERGUSON CROSSING
8319432	F-03-059974	4204100000		102-2		L A WOLFE #1	BRYAN (WOODBINE)	0.0	FERGUSON CROSSING
8319470	F-02-60589	4228500000		102-A		RUTH BAUM #3	WILDCAT	90.0	
8319507	F-03-61317	4204100000		102-2		S BOYCE #1	BRYAN (WOODBINE)	130.0	FERGUSON CROSSING
-GHK ENERGY CORP				RECEIVED:	01/27/83	JA: TX			

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME
8319303	P-04-055938	4250531488		102-4	107-TP	LA PERLA #40
8319367	P-04-057161	4247933277		102-4	107-TP	MARES MCLEAN "C" #1
8319291	P-04-055090	4250531483		102-4	107-DP	TREVINO #2
-GOLDSTON OIL CORP				RECEIVED: 01/27/83 JA: TX		
8319386	P-03-057657	4248132309		103		LAKESIDE IRRIGATION CO UNIT #1
-GRACE PETROLEUM CORPORATION				RECEIVED: 01/27/83 JA: TX		
8319459	P-05-060474	4216130722		103	107-TP	HARRIS #2
-GRAND BANKS ENERGY CO				RECEIVED: 01/27/83 JA: TX		
8319365	P-08-057647	4217331225		103	107-TP	EDMONDSON "A" #2
8319490	P-08-60820	4217331330		103	107-TP	EDMONDSON "A" #3
-GULF OIL CORPORATION				RECEIVED: 01/27/83 JA: TX		
8319285	P-10-054681	4239330900		103		BYRON BFA "A" #2-27
8319241	P-09-046931	4218130815		102-4		CHARNEY BOBBIS #1
8319416	P-10-059223	4229531167		103		CIRC BARTON #2-502
8319370	P-09-057200	4218130890		102-4		F F BEPTCH C #1
8319415	P-10-059222	4239300000		108-PB		JOHN HAGGARD #22
8319406	P-10-059094	4221131444		107-DP		L F HUMPHREYS #1-B
-GULFSTREAM PETROLEUM CORP				RECEIVED: 01/27/83 JA: TX		
8319462	P-02-60503	4212331222		102-4		E F COPPERHAVER ET AL #1
-H P PINNELL TRUSTEE				RECEIVED: 01/27/83 JA: TX		
8319384	P-04-057578	4248930678		102-4	103	EL SAUZ RANCH MOPAL #5
-HAL FRANKLIN OPERATING				RECEIVED: 01/27/83 JA: TX		
8319317	P-09-056336	4250336072		102-4		EDDLEMAN #3
-HAMILTON BROTHERS OIL CO				RECEIVED: 01/27/83 JA: TX		
8319397	P-02-058657	4212331104		102-4		HARIF DUESER UNIT #1
-HERITAGE OPERATING CO INC				RECEIVED: 01/27/83 JA: TX		
8319431	P-04-059962	4221531127		102-4		HALF SCHALEBEN #1
-HILLIARD OIL & GAS INC				RECEIVED: 01/27/83 JA: TX		
8319249	P-06-049812	4231530577		103	107-TP	HICKS UNIT #1
-HINTON PRODUCTION COMPANY				RECEIVED: 01/27/83 JA: TX		
8319306	P-05-056010	4246730525		102-4		CHANDLER #1
-HOWELL DRILLING INC				RECEIVED: 01/27/83 JA: TX		
8319392	P-02-058385	4212300000		102-4		E P HUTCHISON GAS UNIT #1
-HUMBLE EXPLORATION CO INC				RECEIVED: 01/27/83 JA: TX		
8319253	P-03-050031	4228731160		102-2	103	ABIGAIL ELAINE #1
8319225	P-03-034548	4214930840		103		ALICE PAULUS #1
-HUNT ENERGY CORPORATION ET AL				RECEIVED: 01/27/83 JA: TX		
8319388	P-10-058055	4248330905		107-DP		MCCEE #1-55
8319234	P-10-041027	4217930740		102-2		SICCASTILL #1-185
-INC EXPLORATION COMPANY				RECEIVED: 01/27/83 JA: TX		
8319435	P-8A-060168	4211531707		102-4		JETER #1
-INDIAN WELLS OIL CO				RECEIVED: 01/27/83 JA: TX		
8319354	P-7C-056907	4241331126		103	107-TP	PAGE RANCH 5-1
8319304	P-7C-055948	4241330965		103	107-TP	TAYLOR #1
-INTEGRATED ENERGY INC				RECEIVED: 01/27/83 JA: TX		
8319350	P-03-056845	4220131420		103		TIBBELLIA #8
-J M HUBER CORPORATION				RECEIVED: 01/27/83 JA: TX		
8319281	P-03-054312	4219931643		102-2		BCISP SOUTHERN #1
-JACK M WOLFE				RECEIVED: 01/27/83 JA: TX		
8319487	P-04-60809	4213100000		108		J M WOLFE #1
-JACKSON EXPLORATION INC				RECEIVED: 01/27/83 JA: TX		
8319272	P-08-053575	4231732496		103		CAVE #1
-JOHN H HENDRIX CORP				RECEIVED: 01/27/83 JA: TX		

FIELD NAME	PROD	PURCHASER
LA PERLA RANCH (LOBO	1200.0	VALERO TRANSMISSI
BARNSLEY (LOBO 10,900	800.0	UNITED TEXAS TRAN
FRANCISCO (LOBO 9500)	75.0	VALERO TRANSMISSI
LISSIE (WILCOX 9600)	365.0	TENNESSEE GAS PIP
TEAGUE TOWNSITE	0.0	LONE STAR GAS CO
CONGER SW (PENN)	0.0	INTER NORTH INC
CONGER SW (PENN)	0.0	INTER NORTH INC
RED DEER CREEK (GRANI	572.0	TRANSWESTERN PIPE
SOUTHWARD M E	7.0	LONE STAR GAS CO
BRADFORD (TONKAWA)	300.0	DIAMOND SHAMROCK
M E SOUTHWARD	14.0	
QUINDUNO (LOWER ALBAN	0.0	NATURAL GAS PIPEL
MATHERS RANCH	0.0	
DRY HOLLOW (11,020')	1957.0	SEAGULL PIPELINE
ARROYO COLORADO NORTH	58.0	NATURAL GAS PIPEL
GRAHAM NORTH (MARBLE	90.0	PYRON EXPLORATION
HENZE M (MIGURA) PROP	23.0	VALERO TRANSMISSI
SCHALEBEN (6900') SAN	468.0	TENNESSEE GAS PIP
ERIN (COTTON VALLEY L	1080.0	TEXAS EASTERN TRA
MARTINS MILL (PODESSA	500.0	LONE STAR GAS CO
ANNA BARRE M	0.0	TEXAS EASTERN TRA
GIDDINGS (AUSTIN CHAL	9.0	PHILLIPS PETROLEU
GIDDINGS (BUDA)	0.0	PHILLIPS PETROLEU
STILES RANCH (MORROW)	242.0	
WILDCAT	56.0	CITIES SERVICE GA
DE BOEN (MISSISSIPPIA	0.0	TEXACO INC
PAGE RANCH (CANYON)	0.0	INTERNORTH INC
PAGE (W CANYON)	0.0	INTERNORTH INC
TOMBALL (MIOCENE 2700	18.3	TENNESSEE GAS PIP
EAST SOUR LAKE (KIRBY	1825.0	HOUSTON PIPE LINE
EL OBO (2160)	18.0	VALLEY GAS TRANSM
SULPHUR DRAW (8790 DE	35.0	ADOBE OIL & GAS C

JD NO	JA DKT	API NO	I	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8319505	P-08-61293	4237100000		102-R	103	TAPT #1	LEHN-APCO S (WICHITA-	85.0	INTRATEX GAS CO
-JOHN L COX				RECEIVED:	01/27/83	JA: TX			
8319449	P-7C-60275	4238332335		103		AIDWELL #1	SPRABERRY (TREND AREA	10.0	EL PASO NATURAL G
8319377	P-08-057367	4231700000		103		FIGID MARTIN 42 (RRC #21953)	SPRABERRY (TREND AREA	10.0	NORTHERN GAS PROD
8319378	P-08-057368	4231700000		103		LOIS MADISON B #3 (RRC #21969)	SPRABERRY (TREND AREA	10.0	NORTHERN GAS PROD
8319447	P-08-60271	4232900000		103		H BCKASKLE #1	PARKS (SERR) AND/OR P	10.0	MOBIL PRODUCING T
8319379	P-7C-057369	4223531961		103		MISS ELA E #4 (RRC #06977)	SPRABERRY (TREND AREA	10.0	INTER NORTH INC
8319376	P-7C-057364	4246131932		103		POWELL "13" #3 (RRC #09388)	SPRABERRY (TREND AREA	10.0	MOBIL PRODUCING T
8319446	P-7C-60267	4238332337		103		REAGAN B Q #4-X RRC #05289	SPRABERRY (TREND AREA	10.0	EL PASO NATURAL G
8319380	P-7C-057379	4238300000		103		ROCKER B "O" #6-X (RRC #05172)	SPRABERRY (TREND AREA	10.0	EL PASO NATURAL G
8319448	P-7C-60272	4238332338		103		ROCKER B Q #8-X RRC #05289	SPRABERRY (M)	10.0	EL PASO NATURAL G
-K L H OIL & GAS INC				RECEIVED:	01/27/83	JA: TX			
8319451	P-7B-60282	4204933270		102-R		TABER "A" #103	DILLARD (MARBLE FALLS	46.0	EL PASO HYDROCARB
-KILLAM & HURD LTD				RECEIVED:	01/27/83	JA: TX			
8319440	P-08-060237	4247933379		102-R	107-TF	KILLAM & HURD FEE "1569" #4	JUANITA (LOBO)	0.0	UNITED TEXAS TRAN
8319445	P-08-060265	4247933262		102-R	107-TF	KILLAM & HURD FEE 1620 #1X	VILLEGAS (LOBO)	0.0	
8319488	P-08-60812	4247933274		102-R		KILLAM & HURD LTD BRUNI-TULP #8	RETANA WEST (WILCOX 4	0.0	
8319485	P-08-60768	4247933286		102-R		KILLAM & HURD LTD BRUNI-TULP #5	RETANA W (WILCOX 4850	0.0	
-KIRBY EXPLORATION CO				RECEIVED:	01/27/83	JA: TX			
8319230	P-03-036840	4270430078		102-R		STATE 68903 340-L NW/481	BLOCK 340	1450.0	SOUTHERN NATURAL
-LAJET INC				RECEIVED:	01/27/83	JA: TX			
8319421	P-7C-059392	4241331159		103	107-TF	T R JONES #1 097594	ELDORADO (CANYON)	58.4	INTRATEX GAS CO
-LANKFORD OIL CO				RECEIVED:	01/27/83	JA: TX			
8319323	P-7C-056457	4210500000		103	107-TF	OZONA TOWNSITE #3	OZONA NORTHWEST (CANY	90.0	INTRATEX GAS CO
-LANTANA NATURAL RESOURCES INC				RECEIVED:	01/27/83	JA: TX			
8319428	P-08-059550	4224931370		102-R	103	HERBERT BIERSTEDT #1	WADE CITY WEST (HERBE	91.0	VALERO TRANSMISSI
-LEL OIL CO HP				RECEIVED:	01/27/83	JA: TX			
8319262	P-7B-051576	4208332681		103		G R TODD A #1	COLEMAN COUNTY REGULA	60.0	VOLERO TRANSMISSI
8319239	P-7B-045168	4208332235		103		JERRY TODD #1	COLEMAN COUNTY REGULA	60.0	VALERO TRANSMISSI
-LEAR PETROLEUM CORPORATION				RECEIVED:	01/27/83	JA: TX			
8319228	P-05-036247	4239530226		103	107-TF	LEAR CARL STEM #1	BALD PRAIRIE	146.0	PRODUCERS GAS CO
-LESTER CLARK				RECEIVED:	01/27/83	JA: TX			
8319482	P-7B-60717	4242933428		103		BLACK "E" #5	ELIASVILLE W (CADDO)	200.8	PETROLEUM CORP OF
-LOUISIANA CRUDE OIL & GAS CO INC				RECEIVED:	01/27/83	JA: TX			
8319453	P-7B-60336	4213334128		102-R		CASH-DAY #1	WILDCAT	22.0	SOUTHWESTERN GAS
-MABALO INC				RECEIVED:	01/27/83	JA: TX			
8319520	P-08-61567	4200333150		103		SOUTHLAND ROYALTY "D" #1	DEEP ROCK (PENN)	20.2	PHILLIPS PETROLEU
-MARATHON OIL COMPANY				RECEIVED:	01/27/83	JA: TX			
8319336	P-7C-056646	4246100000		108		BENEDUM SPRABERRY UNIT #1201	BENEDUM (SPRABERRY) U	3.6	UNION TEXAS PETRO
8319339	P-7C-056656	4246100000		108		BENEDUM SPRABERRY UNIT #3105	BENEDUM SPRABERRY UNI	0.3	UNION TEXAS PETRO
8319340	P-7C-056658	4246100000		108		BENEDUM SPRABERRY UNIT #3301	BENEDUM SPRABERRY UNI	2.2	UNION TEXAS PETRO
8319337	P-7C-056651	4246100000		108		BENEDUM SPRABERRY UNIT #3505	BENEDUM SPRABERRY UNI	0.0	UNION TEXAS PETRO
8319341	P-7C-056661	4246100000		108		BENEDUM SPRABERRY UNIT #3702	BENEDUM SPRABERRY UNI	1.8	UNION TEXAS PETRO
8319338	P-7C-056655	4246100000		108		BENEDUM SPRABERRY UNIT #4005	BENEDUM SPRABERRY UNI	0.3	UNION TEXAS PETRO
8319357	P-03-057022	4232131225		103		OBIO-SUN UNIT #18-F	NORTH MARKHAM-NORTH P	78.5	TRANSCONTINENTAL
8319335	P-7B-056645	4243300000		108		P I ANDERSON A/C 1 WELL #4	FRANKIRK (CANYON REEF	2.1	CITIES SERVICE CO
-MARSHALL EXPLORATION INC				RECEIVED:	01/27/83	JA: TX			
8319273	P-06-053719	4240131421		102-R	103	CORPTON #1	HINDEN (TRAVIS PEAK-H	220.0	TEXAS UTILITIES F
8319324	P-06-056459	4236531455		103		BAILIE LYNCH #4	BELLE POWER (PALUXY U	110.0	TENNESSEE GAS PIP
8319322	P-06-056455	4240131471		103		PRIOR #1	PENN-GRIFFITH (TRAVIS	260.0	DELHI GAS PIPELIN
8319321	P-06-056454	4240131405		103		RETTIG #1	HINDEN (TRAVIS PEAK-H	330.0	TEXAS UTILITIES F
-MAYBARD OIL COMPANY				RECEIVED:	01/27/83	JA: TX			
8319517	P-02-61487	4246931935		103		P P BIENER #2	GEYSER (6700)	500.0	TENNESSEE GAS TRA

JD NO	JA DKT	API NO	E	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-MCCABE CORP				RECEIVED: 01/27/83 JA: TX					
8319483	P-08-60744	4231732571		103		TCR CORNELL #1	SPRAGBERRY (TREND AREA	0.0	PHILLIPS PETRCLEU
-MCCORD EXPLORATION				RECEIVED: 01/27/83 JA: TX					
8319288	P-04-054932	4235500000		102-A		MCCORD #1-T C W COOKE B GAS UNIT	DOUGHTY W (PRIO 8860)	275.0	HOUSTON PIPELINE
8319290	P-04-055015	4235500000		102-A		MCCORD #1C-C W COOKE "B" GAS UNIT	DOUGHTY (7450 SD)	275.0	HOUSTON PIPELINE
-MCCRACKEN OIL TRUST				RECEIVED: 01/27/83 JA: TX					
8319319	P-7B-056421	4209330973		102-A		MCRR PIERSON #2 (19051)	PEIRSON (MARBLE FALLS	53.0	SOUTHWESTERN GAS
-MCMURREY PETROLEUM INC				RECEIVED: 01/27/83 JA: TX					
8319423	P-06-059400	4240131425		102-A	103	WELCH #1 PERMIT #153183	MINDEN	150.0	TEXAS UTILITIES P
-NEWBOURNE OIL COMPANY				RECEIVED: 01/27/83 JA: TX					
8319237	P-10-043394	4235730791		108-EB		DANIEL #1 RRC ID #76084	NORTHROP (CLEVELAND)	20.0	EL PASO NATURAL G
8319401	P-10-059019	4235731256		103		GRAHAM #2 RRC ID # N/A	GIBSON CREEK (MORROW	255.0	DIAMOND SHAMROCK
8319499	P-10-61048	4235731256		102-A		GRAHAM #2 RRC ID #N/A	GIBSON CREEK (MORROW	255.0	DIAMOND SHAMROCK
-NID-TEXAS PETROLEUM INC				RECEIVED: 01/27/83 JA: TX					
8319261	P-03-051424	4214900000		102-2		BURKHARDT #1A	GIDDINGS (AUSTIN CHAL	0.0	CLAJON GAS CO
-NIM-TEX EXPLORATION CORP				RECEIVED: 01/27/83 JA: TX					
8319511	P-7B-61425	4246332733		102-A		KESSLER #1	WILDCAT	161.0	NATURAL GAS PIPEL
-NITCHELL ENERGY CORPORATION				RECEIVED: 01/27/83 JA: TX					
8319298	P-09-055716	4249732291		103		ESTER COLLINS #2	BOONSVILLE (BEND CONG	117.0	
8319218	P-09-004214	4249700000		108-EB		EIPTIE A PEARSON-A-#1 28772	BOONSVILLE BEND CONG	12.0	NATURAL GAS PIPEL
8319491	P-7C-60831	4243532792		103	107-TP	CUSENBARY 39 #5	SAWYER (CANYON)	1350.0	VALERO TRANSMISSI
8319347	P-09-056800	4249732405		103		D E WHITEHEAD #5	BOONSVILLE (BEND CONG	258.0	NATURAL GAS PIPEL
8319219	P-09-004348	4249700000		108-SA		FICID CLAYTON #1	BOONSVILLE BEND CONG	17.8	NATURAL GAS PIPEL
8319333	P-04-056490	4247932613		107-TP		GARNER RANCH #1 #88063	SEGUNDO (OLMOS)	56.0	UNITED TEXAS TRAN
8319479	P-09-60678	4223700000		108		J B BLANTON #1 #16053	CRAFTON W (MARBLE FAL	18.1	CITIES SERVICES C
8319455	P-7B-60377	4236731655		103		J D GILBERT #1 #84683	BRAZOS EAST (STRAWN)	0.0	SOUTHWESTERN GAS
8319480	P-09-60676	4223700000		108		J W LOVING ESTATE #10 #095876	JERMIN WEST (CADDO-MP	4.3	SOUTHWESTERN GAS
8319264	P-7B-052207	4205900000		108-EB		KENNETH B GEORGE #2 #12572	PUTNAM WEST (DUFFER)	8.6	LONE STAR GAS CO
8319478	P-09-60671	4249700000		108		KINDLE-BOLLARD #2 #080950	BOONSVILLE (BEND CONG	12.7	NATURAL GAS PIPEL
8319398	P-09-058746	4249700000		108		LAFANCE #1 #073473	BOONSVILLE (BEND CONG	0.0	NATURAL GAS PIPEL
8319294	P-09-055161	4249730097		108-EB		M GREINES #2	BOONSVILLE BEND CONG	16.8	NATURAL GAS PIPEL
8319308	P-7C-056125	4245130978		102-A	103	MCWHORTER UNIT "C" #1	K W B (STRAWN)	52.5	ESPERANZA PIPELIN
8319372	P-09-057232	4249700000		108		M B STEVENSON #1 #092779	BOONSVILLE (BEND CONG	11.8	SOUTHWESTERN GAS
8319222	P-09-015783	4223700000		108-EB		W T THORNTON #2 #0143	BOONSVILLE (BEND CONG	9.0	SOUTHWESTERN GAS
-NOBIL PRDG TEXAS & NEW MEXICO INC				RECEIVED: 01/27/83 JA: TX					
8319417	P-08-059285	4230130261		107-DP		W D JOHNSON ET AL UNIT #1	SLASH RANCH (ELLENBUR	1533.0	
-NONTERREY PETROLEUM CORP				RECEIVED: 01/27/83 JA: TX					
8319236	P-04-042905	4247932775		107-TP		BICCKER RANCH "A" #7(92658)	GOLD RIVER NORTH (OLM	0.0	DELHI GAS PIPELIN
8319235	P-04-042839	4247932320		107-TP		EBISCOE "F" #1-9(86795)	GOLD RIVER NORTH (OLM	0.0	DELHI GAS PIPELIN
-NORROW RESOURCES INC				RECEIVED: 01/27/83 JA: TX					
8319437	P-7C-060196	4245131028		102-2	103	EBCON "D" #1	K W B (STRAWN)	0.0	LONE STAR GAS CO
-NEWPORT PETROLEUMS INC				RECEIVED: 01/27/83 JA: TX					
8319309	P-08-056129	4238931222		103		CCNOCO STATE 20-1 (100961)	NINE MILE DRAW (FUSSE	0.0	DELHI GAS PIPELIN
-NEWTON OIL & GAS CORP				RECEIVED: 01/27/83 JA: TX					
8319277	P-04-053849	4247900000		103	107-TP	GONZALEZ #3	LAS TIENDAS (OLMOS)	33.0	LONE STAR GAS CO
8319275	P-04-053846	4247900000		103	107-TP	GONZALEZ #4	LAS TIENDAS (OLMOS)	200.0	LONE STAR GAS CO
8319276	P-04-053847	4247900000		103	107-TP	GONZALEZ #5	LAS TIENDAS (OLMOS)	50.0	LONE STAR GAS CO
-NIELSON ENTERPRISES INC				RECEIVED: 01/27/83 JA: TX					
8319274	P-06-053757	4220330947		103		CHEY #3-A	WHELAN (TRAVIS PEAK)	25.0	ARKANSAS LOUISIAN
-O & S ENERGY				RECEIVED: 01/27/83 JA: TX					
8319257	P-7B-050405	4208332701		102-2		S B PELLERS #1	PROLER (MARBLE FALLS)	12.0	LONE STAR GAS CO
-OILWELL OPERATORS INC				RECEIVED: 01/27/83 JA: TX					
8319521	P-10-61576	4217900000		108		J STEPHENS "E" #1 (03586)	PANHANDLE - GRAY	8.0	PHILLIPS PETRCLEU

JD NO	JA DAT	API NO	D	SEC(1)	SEC(2)	WELL NAME
8319522	F-10-61577	4217900000		108		J STEPHENS "B" #2 (03586)
8319523	F-10-61578	4217900000		108		L C RAKIN #1 (03382)
-OMEGA MINERALS INC				RECEIVED:	01/27/83	JA: TX
8319395	F-01-058490	4212700000		102-4		PETRO GULF BAKER RANCH WELL #39-13
-OZARK EXPLORATION INC				RECEIVED:	01/27/83	JA: TX
8319512	F-7C-61442	4210534098		102-4	107-TP	BEAN JOE 'B' 1-31
8319518	F-7C-61489	4210534099		102-4	107-TP	BEAN JOE 'C' 2-31
-PALMER PETROLEUM INC				RECEIVED:	01/27/83	JA: TX
8319506	F-06-61302	4240100000		102-3	107-TP	BEAN #1
8319266	F-06-052268	4240131410		102-2	107-TP	FAIRCLOTH ESTATE #1
-PARKER OPERATING CO INC				RECEIVED:	01/27/83	JA: TX
8319247	F-09-048346	4250300000		103		HALL-PARKS "B" #6
-PATRICK PETROLEUM CORP (NI)				RECEIVED:	01/27/83	JA: TX
8319426	F-03-059502	4237330507		107-DP		WIRT DAVIS TRUST #1
-PENN RESOURCES INC				RECEIVED:	01/27/83	JA: TX
8319278	F-03-053878	4247730463		102-2	103	RICHARDSON UNIT #2
-PENNZOIL PRODUCING COMPANY				RECEIVED:	01/27/83	JA: TX
8319496	F-06-60923	4236531413		103	107-TP	ALLISON UNIT #3
8319513	F-06-1451	4236531461		103	107-TP	HULL A 27
8319497	F-06-60924	4236531480		103	107-TP	LILLY UNIT #3
-PENTA ENERGY CORP				RECEIVED:	01/27/83	JA: TX
8319463	F-03-60530	4204130790		102-4		SHANNON MAHONEY #1 - #15954
-PETROLEUM CORP OF DELAWARE				RECEIVED:	01/27/83	JA: TX
8319519	F-08-61512	4230130212		103		EASS 46 #1
-PHILLIPS PETROLEUM COMPANY				RECEIVED:	01/27/83	JA: TX
8319284	F-10-054601	4242100000		108		PCSTCN #1
-PIONEER PRODUCTION CORPORATION				RECEIVED:	01/27/83	JA: TX
8319220	F-10-007079	4229500000		108-PB		SCHULTZ #1 22974
-POLK & PATTON INC				RECEIVED:	01/27/83	JA: TX
8319466	F-03-60543	4205132325		102-2		WARE-SCARBVILLE UNIT #1
-POST PETROLEUM COMPANY INC				RECEIVED:	01/27/83	JA: TX
8319343	F-08-056669	4247532606		103		KISSINGER #1
-PRODECO EXPLORATION INC				RECEIVED:	01/27/83	JA: TX
8319438	F-03-060215	4204130758		102-2		SCHERMERHORN UNIT 1 #1
8319251	F-03-049662	4214931098		102-2		L C R A #1
-PYRO ENERGY CORP				RECEIVED:	01/27/83	JA: TX
8319441	F-04-060238	4224731474		103		W W JONES #1
-PYRON EXPLORATION & DRILLING CORP				RECEIVED:	01/27/83	JA: TX
8319313	F-09-056289	4250335691		102-4		ALEXANDER #3
8319314	F-09-056292	4250333575		103		BRASHEARS #1
-QUINTANA PETROLEUM CORP				RECEIVED:	01/27/83	JA: TX
8319263	F-02-052029	4239131537		103		MAUDE WILLIAMS ET AL "A" D-119
-R A W ENERGY CORP				RECEIVED:	01/27/83	JA: TX
8319307	F-7B-056088	4236700000		102-4		HODGES #1
8319413	F-7B-059208	4236732312		102-4		SHARPE #2
8319469	F-7B-60587	4236332985		102-4		THOMPSON #1
-RANKIN OIL CO				RECEIVED:	01/27/83	JA: TX
8319227	F-08-035428	4200332125		103		FORRMAN E-1
8319226	F-08-035416	4200332293		103		PEPSWORTH #2
-RETARCO INC				RECEIVED:	01/27/83	JA: TX
8319514	F-01-61452	4250700000		102-4		FICKERS & WARD "A" #1
-ROBERT E BURNE				RECEIVED:	01/27/83	JA: TX
8319481	F-7B-60708	4213334138		102-4		DUFFER #1

FIELD NAME	PROD	PURCHASER
PANHANDLE - GRAY	5.0	PHILLIPS PETRCLEU
PANHANDLE - GRAY	15.0	PHILLIPS PETRCLEU
BAKER ESCONDIDO (900'	525.0	GUAJILLO PIPELINE
UNIVERSITY 31 (STRAWN	915.0	INTRATEX GAS CO
UNIVERSITY 31 (STRAWN	750.0	INTRATEX GAS CO
HENDERSON NORTH (COTT	650.0	UNITED GAS PIPE L
HENDERSON NORTH (COTT	650.0	UNITED GAS PIPE L
YOUNG COUNTY REGULAR	0.0	NATURAL GAS PIPEL
SUNFLOWER (PROPOSED)	2386.4	
GIDDINGS (AUSTIN CHAL	0.0	CLAJON GAS CO
CARTHAGE (COTTON VALL	584.0	UNITED GAS PIPE L
CARTHAGE (COTTON VALL	585.0	UNITED GAS PIPE L
CARTHAGE (COTTON VALL	575.0	UNITED GAS PIPE L
KURTEN (BUDA)	165.0	FERGUSON CROSSING
WHEAT	29.2	
TEXAS HUGOTON	0.0	MICHIGAN WISCONSI
NORTH MAMMOTH CREEK	16.1	INTPR NORTH INC
GIDDINGS (AUSTIN CHAL	0.0	CLAJON GAS COMPAN
WARD SOUTH	0.0	
KURTEN (BUDA)	167.0	FERGUSON CROSSING
GIDDINGS (EDWARDS GAS	330.0	CLAJON GAS CO
JONES (6000) FIELD	165.0	SUN EXPLORATION &
GRAHAM NORTH (MARBLE	70.0	SOUTHWESTERN GAS
GRAHAM NORTH (STRAWN	10.0	SOUTHWESTERN GAS
LAKE PASTURE (R-440 S	32.9	UNITED TEXAS TRAN
POOLVILLE SW(CADDO)	0.0	SOUTHWESTERN GAS
CABBAGE PATCH (BIG SA	200.0	EMPIRE PIPELINE C
KESSLER (3980)	250.0	SOUTHWESTERN GAS
SOUTH NIX	24.0	PHILLIPS PETRCLEU
NIX SOUTH	20.0	PHILLIPS PETRCLEU
BUCK HILL (ESCONDIDO)	0.0	INTPR NORTH INC
ADAMS (DUFFER LOWER)	29.0	LONE STAR GAS CO

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-RYDER SCOTT OIL CO				RECEIVED:	01/27/83	JA: TX			
8319492	P-7B-60842	4244731992		102-4		DAVIS "G" #15 RRC #089462	THROCKMORTON SW (STOC	268.0	HST GATHERING CO
-S K TUTHILL & B J BARBEE				RECEIVED:	01/27/83	JA: TX			
8319318	P-7C-056357	4223531895		102-4		WINTERBOTHAM #1-2 "A"	POTTES NORTH FIELD	10.0	
-SAGE ENERGY CO				RECEIVED:	01/27/83	JA: TX			
8319349	P-03-056830	4205132261		102-2		BIRCH CREEK "F" #1 RRC #16077	GIDDINGS (AUSTIN CHAL	154.8	PHILLIPS PETROLEU
8319270	P-03-053367	4205132262		102-2		RROCK #B-3 RRC ID#102400	BIG "A" TAYLOR	2088.0	PHILLIPS PETROLEU
8319425	P-03-059498	4214900000		102-2		LEAR #1 RRC #	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
-SANTA FE-WINDSOR PRODUCING CO				RECEIVED:	01/27/83	JA: TX			
8319346	P-03-056760	4228731241		102-2	103	HAI #1	GIDDINGS (AUSTIN CHAL	36.5	PGP GAS PRODUCTS
8319358	P-03-057045	4228700000		103		CHEN #1	GIDDINGS BUDA	36.5	PGP GAS PRODUCTS
-SCANDRILL INC				RECEIVED:	01/27/83	JA: TX			
8319327	P-7B-056466	4244733068		103		ALLEN #10	THROCKMORTON COUNTY R	25.2	THROCKMORTON GAS
8319484	P-09-60753	4223734608		102-4		RONA POWLER #1	BERRYPATCH (LOWER COR	54.8	LONE STAR GAS CO
8319332	P-09-056475	4223733423		103		GEORGE KINDER #4	JACK COUNTY REGULAR	18.3	TEXAS UTILITIES F
8319361	P-09-057105	4223734514		103		H J RICHARDS "C" #1	W R RICHARDS (MARBLE	138.7	LONE STAR GAS CO
8319330	P-09-056471	4223734324		103		WASH #1	JACK COUNTY REGULAR	36.5	
8319328	P-09-056467	4250335117		103		PEARL KUBK #33	YOUNG COUNTY REGULAR	116.1	SUN GAS TRANSMISS
8319329	P-09-056468	4223734561		102-4	103	PEMBERTON #5	BOBILL (CONGL)	73.0	LONE STAR GAS CO
8319233	P-7B-060781	4244732733		102-2	103	POTBAM "E" #13	RICHARDS RANCH (MISSI	0.0	THROCKMORTON GAS
8319325	P-7B-056464	4244733069		103		RICHARDS "A" #16	THROCKMORTON COUNTY R	87.6	THROCKMORTON GAS
8319331	P-09-056473	4223734462		103		STODDARD #1	BRYSON EAST	36.5	
8319326	P-09-056465	4223734473		102-4	103	W G STANFER #4	MARTIN (STRAWN)	138.0	LONE STAR GAS CO
-SEAGULL RESOURCES INC				RECEIVED:	01/27/83	JA: TX			
8319359	P-03-057072	4215700000		102-4		G C PERTON ESTATE #1	ROSENBURG (FRIO 4500)	0.0	CHANNEL INDUSTRIE
-SHANNON OIL & GAS INC				RECEIVED:	01/27/83	JA: TX			
8319292	P-03-055110	4232100000		102-4		SUN FEE #1-C	MARKHAM (FRIO 4739)	180.0	FLORIDA GAS TRANS
8319293	P-03-055111	4232100000		102-4		SUN FEE #1-T	MARKHAM	180.0	FLORIDA GAS TRANS
-SHELL OIL CO				RECEIVED:	01/27/83	JA: TX			
8319430	P-04-059931	4250531535		102-4		A TREVINO "F" #1	EL GRULLO E (FREDERIC	400.0	UNITED TEXAS TRAN
8319434	P-04-060035	4250531480		102-4		CARMELA G DETREVINO #1	EL GRULLO E (FREDERIC	400.0	UNITED TEXAS TRAN
8319508	P-01-61387	4231131751		102-4		L S MCCLAUGHERTY "A" #1	A W P (CLMOS)	50.0	
-SIICO INC				RECEIVED:	01/27/83	JA: TX			
8319396	P-7B-058546	4244132155		102-4		MARY SHARP SMITH #1 (19099)	SHARP (GRAY)	73.0	LONE STAR GAS CO
-SNOW OIL CO				RECEIVED:	01/27/83	JA: TX			
8319510	P-7B-61403	4213332286		102-4		NIICH #1	REB (MARBLE FALLS)	8.0	LONE STAR GAS CO
-STALLWORTH OIL & GAS INC				RECEIVED:	01/27/83	JA: TX			
8319238	P-06-045025	4242300000		102-4		SECPNER OIL UNIT (WELL #1) #10502	CHAPEL HILL (TRAVIS P	36.5	UNITED GAS PIPELI
-SUN EXPLORATION & PRODUCTION CO				RECEIVED:	01/27/83	JA: TX			
8319287	P-10-054916	4235731251		103		E C LYNN GAS UNIT #2	HANSFORD (MORROW UPPE	0.0	INTER NORTH INC
8319424	P-04-059447	4235532020		102-4		F F LONDON #8-T	DOUGHTY	54.0	HOUSTON PIPE LINE
8319515	P-7B-61460	4213334070		102-4		S E PRATTON UNIT #1	GAILEY-ALLEN	72.0	SOUTHWESTERN GAS
8319501	P-7B-61177	4242933323		103		VEALE-PARKS (CADDO) UNIT #25	STEPHENS COUNTY REGUL	2.0	WARREN PETROLEUM
8319486	P-8A-60782	4250100000		108		WASSON N CLEARFORK UNIT # 60	WASSON NE (CLEARFORK)	1.0	SHELL OIL CO
8319311	P-06-056234	4236531382		103	107-TF	WILLIAMS WALL GAS UNIT #3	CARTHAGE (COTTON WALL	268.0	DELHI GAS PIPELIN
-SUPERIOR OIL CO				RECEIVED:	01/27/83	JA: TX			
8319334	P-03-056509	4214931351		102-2	103	K P STERNADI #1	GIDDINGS	0.0	
-TADLOCK PRODUCTIONS				RECEIVED:	01/27/83	JA: TX			
8319310	P-10-056148	4223300000		103		LOGAN 9-6	PANHANDLE	0.0	PHILLIPS PETROLEU
-TARTAN OIL & GAS				RECEIVED:	01/27/83	JA: TX			
8319381	P-03-057409	4215700000		102-4		DILLE #1	MOORES ORCHARD (YEGUA	70.0	UNITED TEXAS TRAN
-TENNECO OIL COMPANY				RECEIVED:	01/27/83	JA: TX			
8319450	P-08-60275	4231732498		103		FRANKLIN #1	SPRAGGERY (TREND AREA	0.0	INTER NORTH INC

JD NO	JA DST	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8319297	F-10-055487	4221131483		103		MCKART #5	MEMPHILL (GRANITE WAS	380.0	WESTAR TRANSMISSI
8319362	F-10-057114	4239330913		103		LEDRICK 3-55	SOUTH LEDRICK RANCH	90.0	TRANSWESTERN PIPE
8319246	F-04-048298	4221531147		102-A		WCODS CHRISTIAN #6	GUADALUPE	600.0	TENNESSEE GAS PIP
8319344	F-04-056699	4221531234		102-A		WOODS CHRISTIAN #7	GUADALUPE	365.0	TENNESSEE GAS PIP
-TEXACO INC				RECEIVED:	01/27/83	JA: TX			
8319498	F-04-60940	4282731700		103		A K GUERRA SHARE 305-C #26	BONA (BONA)	25.5	TENNESSEE GAS PIP
8319260	F-04-051184	4224731294		102-A		A K EAST #22	BLACK DIAMOND (PETTUS	21.0	VALERO TRANSMISSI
8319387	F-04-057793	4282700000		103		GUERRA SHARE 304-C #27	BONA (BONA SAND)	33.0	
8319493	F-8A-60860	4221933581		103		MONTGOMERY ESTATE DAVIES MCT-2 #91	LEVELLAND	0.0	AMOCO PRODUCTION
8319457	F-8A-60455	4250132063		103		ROBERTS UNIT #2705	WASSON	0.0	SHELL OIL CO
8319495	F-8A-60684	4250132062		103		ROBERTS UNIT #4510	WASSON	0.0	SHELL OIL CO
8319494	F-08-60862	4283131166		103		STERLING "E" FEE #11	CONGER (PENN)	0.0	VALERO TRANSMISSI
-TEXAS INTERNATIONAL PET CORP				RECEIVED:	01/27/83	JA: TX			
8319271	F-03-053470	4204100000		102-2		SCHULTZ #1	KURTEN (AUSTIN CHALK)	0.0	PRODUCERS GAS CO
8319516	F-06-61469	4240130936		103		TATUM CRANE UNIT #21	TATUM (LOWER PETTIT)	0.0	UNITED TEXAS TRAN
-TEXLAND-RECTOR & SCRUGGSEE				RECEIVED:	01/27/83	JA: TX			
8319409	F-8A-059187	4244500000		102-A		PAULINE MORGENSTERN #8	TERRYON (CLEARFORK UP	1.0	AMOCO PRODUCTION
-TRANSCONTINENTAL OIL CORPORATION				RECEIVED:	01/27/83	JA: TX			
8319369	F-7C-057192	4236531474		107-TF		EUNICE FURRH A-1	CARTHAGE (COTTON VALL	225.0	UNITED GAS PIPELI
8319368	F-06-057169	4236531474		103	107-TF	EUNICE FURRH A-1	CARTHAGE (COTTON VALL	225.0	UNITED GAS PIPELI
-TRIPLE 1 OIL CO INC				RECEIVED:	01/27/83	JA: TX			
8319489	F-02-60813	4246931961		102-A		JOHN KEERAN #5 (R/A)	KEERAN EAST (7140)	292.0	DELHI GAS PIPELIN
-TSPI INC				RECEIVED:	01/27/83	JA: TX			
8319476	F-10-60635	4223300000		103		LITTLE JOE	EAST PANHANDLE LOWER	200.0	DIAMOND SHAMROCK
-TURTLE PRODUCTION CO INC				RECEIVED:	01/27/83	JA: TX			
8319465	F-7B-60542	4205933171		102-A		HAL MCGLOTHLIN #6	WILDCAT	27.0	LONE STAR GAS CO
8319464	F-7B-60541	4205933219		102-A		HAL MCGLOTHLIN #7	WILDCAT	28.0	LONE STAR GAS CO
-TXO PRODUCTION CORP				RECEIVED:	01/27/83	JA: TX			
8319342	F-04-056665	4221531262		103		BELL GAS UNIT 2	TABASCO (V)	0.0	VALERO INTERSTATE
8319373	F-03-057252	4248132338		103		KNIPLING GAS UNIT A	WHARCO-SHILLING (WILC	0.0	DELHI GAS PIPELIN
8319302	F-05-055833	4216130440		102-A		REED "E" #1	BEAR GRASS (TRAVIS PE	0.0	UNITED GAS PIPELI
8319345	F-02-056716	4229700000		102-A		MCBRK G U A-2	OAKVILLE (WILCOX 9700	0.0	DELHI GAS PIPELIN
8319393	F-05-058404	4229330613		103	107-TF	SIRCH "E" #2	PERSONVILLE N (COTTON	0.0	DELHI GAS PIPELIN
8319410	F-10-059152	4235731280		102-A		SPICER #1	BOOKER N (MORROW UPPE	255.0	DELHI GAS PIPELIN
8319427	F-05-059549	4216130750		103	107-TF	TEAGUE GAS UNIT #2-2	TEAGUE SOUTH (COTTON	0.0	UNITED GAS PIPELI
-U S OPERATING INC				RECEIVED:	01/27/83	JA: TX			
8319503	F-03-61235	4228731292		102-2		DELTA FARM #1 PRC ID #N/A	GIDDINGS (AUSTIN CHAL	0.0	PGP GAS PRODUCTS
-UNION EXPLORATION				RECEIVED:	01/27/83	JA: TX			
8319525	F-7B-61601	4283331468		103		BRUESEDOW "C" #4	CORSICA (BEND CONGLOM	1.0	CITIES SERVICE CO
8319526	F-7B-61602	4283331420		103		VANLENKAMP 32-C #3	CORSICA (BEND CONGLOM	7.0	CITIES SERVICE CO
-VERNON E FAULCONER				RECEIVED:	01/27/83	JA: TX			
8319232	F-06-039895	4200130968		103		C T FERRIHILL WELL #1 API NO 42-00*	FAIRWAY JAMES LIME	200.0	LONE STAR GAS CO
-W W WEST				RECEIVED:	01/27/83	JA: TX			
8319300	F-7C-055751	4239931899		102-A		BROOKSHIER GORDON "A" 1A	SAXON	0.0	VALERO TRANSMISSI
8319456	F-7C-60440	4239931317		103		H F BURNETT #1	PRC NORTH	100.0	ODESSA NATURAL GA
-WALTER EXPLORATION INC				RECEIVED:	01/27/83	JA: TX			
8319352	F-7B-056863	4236332901		103		JOHNSON #1 102610	PALO PINTO COUNTY REG	0.0	LONE STAR GAS CO
-WESTERN CHIEF OIL & GAS CO				RECEIVED:	01/27/83	JA: TX			
8319296	F-7B-055381	4236731849		102-A		HARLIN UNIT #1 P#069304	ERA (STRAWN)	0.0	SOUTHWESTERN GAS
8319436	F-09-060177	4223734656		102-A		MCCLURE FLUR TRICKET #1	RON CONGLOMERATE	0.0	TEXAS UTILITIES F
-WINN EXPLORATION/DULCE CO				RECEIVED:	01/27/83	JA: TX			
8319527	F-01-61609	4250731549		102-A		PRICE RANCH	WINN-DULCE	0.0	INTER NORTH INC
8319442	F-01-060243	4250731720		102-A		PRICE RANCH NO 81	WINN-DULCE	0.0	INTER NORTH INC
8319443	F-01-060245	4250731731		102-A		PRICE RANCH NO 87	WINN-DULCE	0.0	INTER NORTH INC

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) 357-8681.

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 BCS 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. 83–4626 Filed 2–23–83; 8:45 am]

BILLING CODE 6717–01–M

Office of the Secretary

International Atomic Energy Agreements; Proposed Subsequent Arrangement; European Atomic Energy Agreements (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 approval of the following contract:

Contract Number S–EU–752B, to Saunders-Roe Development, Ltd., England, 700,000 curies of tritium, for use in the manufacture of illuminated signs, dials, and meters. U.S. Nuclear Regulatory Commission export license XB001010, amendment number 5, was issued December 22, 1982 permitting the export of this material.

In accordance with section 131 of the Atomic Energy Act of 1954, as amended, it has been determined that the furnishing of the nuclear material 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.

Dated: February 17, 1983.

For the Department of Energy.

George Bradley,

Principal Deputy Assistant Secretary for International Affairs.

[FR Doc. 83–4551 Filed 2–23–83; 8:45 am]

BILLING CODE 6450–01–M

International Atomic Energy Agreements; 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 approval of the following contract:

Contract Number WC–EU–242, with the University of Munich, Federal Republic of Germany, for the return of equipment loaned to the U.S. Department of Energy, which contains 92.3 nanograms of plutonium-242 and 0.3 nanograms of helium-3.

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.

Dated: February 17, 1983.

For the Department of Energy

George Bradley,

Principal Deputy Assistance Secretary for International Affairs.

[FR Doc. 83–4550 Filed 2–23–83; 8:45 am]

BILLING CODE 6450–01–M

International Atomic Energy Agreements; Proposed Subsequent Arrangement; Government of Sweden

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 Agreement for Cooperation Between the Government of the United States of America and the Government of Sweden Concerning Civil Uses of Atomic Energy, as amended, and the Agreement for Cooperation Between the Government of the United States of America and the Government of Finland Concerning Civil Uses of Atomic Energy.

The subsequent arrangement to be carried out under the above mentioned agreements involves approval of the following retransfer:

RTD/FI(SW)–2, from Sweden to Finland, 243 grams of uranium, in the form of pellets, enriched to an average of 2.9% in U–235, for analytical work to be performed at Statens Tekniska Forskningcentral, Espoo, Finland.

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.

Dated: February 17, 1983.

For the Department of Energy.

George Bradley,

Principal Deputy Assistant Secretary for International Affairs.

[FR Doc. 83–4549 Filed 2–23–83; 8:45 am]

BILLING CODE 6450–01–M

Compliance With the National Environmental Policy Act: Extension of Comment Period for Scoping the Environmental Impact Statement for Long-Term Management of Existing Radioactive Wastes and Residues at the Niagara Falls Storage Site

AGENCY: Department of Energy.

ACTION: Extension of comment period.

SUMMARY: On February 1, 1983, the Department of Energy (DOE) published in the **Federal Register**, a Notice of Intent to prepare an Environmental

Impact Statement (EIS) relative to the long-term management of radioactive wastes and residues currently stored at the Niagara Falls Storage Site (NFSS) in Lewiston, New York (48 FR 4522). The scoping comment deadline specified in that Notice was February 25, 1983. On February 11, 1983, the New York State Department of Environmental Conservation requested that this deadline be extended until March 11, 1983. DOE has determined that the requested extension is reasonable.

DATES: Written comments or suggestions on the appropriate scope of the NFSS EIS will be accepted by DOE through March 11, 1983. Comments postmarked after March 11, 1983, will be considered to the maximum extent practicable.

Dated at Washington, D.C., this 22 day of February 1983 for the Department of Energy.

William A. Vaughan,

Assistant Secretary, Environmental Protection, Safety, and Emergency Preparedness.

[FR Doc. 83-4885 Filed 2-23-83; 10:38 am]

BILLING CODE 6450-01-M

ENVIRONMENTAL PROTECTION AGENCY

[OPTS-140032; TSH-FRL 2310-7]

ICF Inc. and Research Triangle Institute; Transfer of Data to Contractor and Subcontractor

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA will transfer to its contractor, ICF Inc., of Washington, D.C., and ICF's subcontractor, Research Triangle Institute (RTI), of Research Triangle Park, North Carolina, information which has been or will be submitted to EPA by manufacturers, processors, and importers of asbestos or asbestos products under section 8(a) of the Toxic Substances Control Act (TSCA). ICF and RTI will review this information and use it to perform regulatory impact analyses for any TSCA section 6 regulatory actions on asbestos which the agency may consider. Some of the information may be claimed to be confidential.

DATE: The transfer of confidential data submitted to EPA will occur no sooner than 10 working days after publication of this notice in the **Federal Register.**

FOR FURTHER INFORMATION CONTACT: J. P. McCarthy, Director, Industry Assistance Office (TS-799), Office of Toxic Substances, Environmental Protection Agency, Room E-511, 401 M St., SW., Washington, D.C. 20460, Toll-free: (800-424-9065). In Washington, D.C.: (554-1404). Outside the USA: (Operator-202-554-1404).

SUPPLEMENTARY INFORMATION: Under section 6(c) of TSCA, 15 U.S.C. 2605(c), EPA must estimate the costs and benefits of any regulatory actions it plans to take under section 6(a). The agency has gathered information from the asbestos industry under authority of section 8(a) of TSCA which will be of use in determining the economic impact of possible future regulation under section 6. To assist in its cost-benefit analyses, EPA will require the services of its contractor, ICF Inc. of Washington, D.C., and ICF's subcontractor, Research Triangle Institute of Research Triangle Park, North Carolina. RTI has developed an input-output model centered around the asbestos industry to estimate the impact of possible section 6 regulatory actions. Under the terms of the contract (No. 68-01-6287), EPA will provide ICF and RTI with information submitted by asbestos manufacturers, processors, and importers on production volumes, production processes, product type, worker exposure, and safety measures under the section 8(a) Asbestos Reporting Requirements rule, 47 FR 33198 (July 30, 1982).

In accordance with 40 CFR 2.306(j), EPA has determined that it will need to disclose confidential business information to ICF Inc. and its subcontractor, RTI, since much of the asbestos industry data submitted to the agency under section 8(a) of TSCA may be claimed confidential.

ICF and RTI have been authorized to have access to TSCA confidential business information under the EPA "Contractor Requirements for the Control and Security of TSCA Confidential Business Information" security manual. EPA has approved the ICF and RTI security plans and has conducted the required inspections of the ICF and RTI facilities and found them to be in compliance with the provisions of the manual.

Since ICF and RTI will review information claimed to be confidential, EPA is publishing this notice to inform all submitters of data on asbestos that ICF and RTI will receive confidential business information from EPA. After completing regulatory impact analyses of possible asbestos regulatory actions, ICF and RTI will return all confidential business information to EPA.

The ICF and RTI personnel will be required to sign a nondisclosure agreement before they are permitted access to confidential information. ICF and RTI are required to treat all confidential business information in accordance with the requirements of the TSCA Confidential Business Information Security Manual and the Contractor Requirements manual.

Dated: February 14, 1983.

Don R. Clay,

Director, Office of Toxic Substances.

[FR Doc. 83-4810 Filed 2-23-83; 8:45 am]

BILLING CODE 6560-50-M

[OPTS-51448A; BH-FRL 2310-8]

Premanufacture Notices; Certain Chemicals; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice corrects the PMN exposure data on a premanufacture notice (PMN) published in the **Federal Register** on January 7, 1983 (48 FR 863).

FOR FURTHER INFORMATION CONTACT: Theodore Jones, Acting Chief, Notice Review Branch, Chemical Control Division (TS-794), Office of Toxic Substances, Environmental Protection Agency, Rm. E-216, 401 M St., SW., Washington, DC 20460, (202-382-3729).

SUPPLEMENTARY INFORMATION: In the **Federal Register** of January 7, 1983 (48 FR 863), EPA issued a notice of receipt of a PMN.

In the FR Doc. 83-452 appearing at page 863 under "PMN 83-350", first column, the exposure data, "Manufacture and processing: dermal and inhalation, a total of 42,512 workers, up to 8 hrs/da, up to 250 da/yr" is corrected to read "Manufacture, processing and use: dermal and inhalation, a total of 42,512 workers, up to 8 hrs/da, up to 250 da/yr."

Dated: February 16, 1983.

Woodson W. Bercaw,

Acting Director, Management Support Division.

[FR Doc. 83-4811 Filed 2-23-83; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

[MM Docket No. 83-51, File No. BPCT-820712KM et al.]

William H. Graham, et al. d.b.a. Dona Ana County Television et al.; Designating Applications for Consolidated Hearing on Stated Issues

Adopted: January 28, 1983.

Released: Feburary 7, 1983.

In re applications of William H. Graham et al. d.b.a. Dona Ana County

Television, Las Cruces, New Mexico, MM Docket No. 83–51, File No. BPCT–820712KM; Adib Eden, Sr. and Lillian Elaine Manfredi, d.b.a. Las Cruces Family Television, Las Cruces, New Mexico, MM Docket No. 83–52, File No. BPCT–820907KJ; Kask Inc., Las Cruces, New Mexico, MM Docket No. 83–53, File No. BPCT–820909KL; for construction permit.

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the above-captioned mutually exclusive applications of William H. Graham et al. d/b/a Dona Ana County Television (Dona Ana), Las Cruces Family Television, LTD. (Family) and KASK Incorporated (KASK) for authority to construct a new commercial television station on Channel 48, Las Cruces, New Mexico.

2. The effective radiated visual power, antenna heights above average terrain and other technical data submitted by the applicants indicate that there would be a significant difference in the size of the areas and populations which would be served by each of the proposals. Consequently, for the purpose of comparison, the areas and populations which would be within the predicted 64 dBu (Grade B) contours, together with the availability of other television service of 64 dBu (Grade B) or greater intensity, will be considered under the standard comparative issue, for the purpose of determining whether comparative preferences should accrue to one or more of the applicants.

3. Since we have not received a determination from the Federal Aviation Administration that Dona Ana's proposed tower height and location would not constitute a hazard to air navigation, an issue regarding this matter will be specified.

4. Dona Ana failed to submit the contour maps which are required by Item 10, Section V–C, FCC Form 301. Consequently, Dona Ana will be required to submit appropriate maps to the presiding Administrative Law Judge within 30 days of the release of this Order.

5. Section 73.636(a)(1) of the Commission's Rules sets forth a policy against granting a television construction permit to an applicant with principals who, directly or indirectly, own, operate, or control a radio station licensed to a community which is completely encompassed by the predicted Grade A contour of their proposed television station. Note 8 exempts UHF applicants from the blanket prohibition of § 73.636(a)(1) and, instead, requires case-by-case analysis to determine whether common ownership, operation, or control of the station in question would be in the public interest. KASK states that Logan D. Matthews, president and 51% stockholder of the applicant, is also 51% owner of KASK(FM), Las Cruces, New Mexico. Mr. Matthews states that he will terminate all of his interest in KASK(FM) prior to KASK's filing of an application for license. Accordingly, any grant to KASK will be appropriately conditioned.

6. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

7. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine, with respect to Dona Ana, whether there is a reasonable possibility that the tower height and location proposed would constitute a hazard to air navigation.

2. To determine which of the proposals would, on a comparative basis, best serve the public interest.

3. To determine, in light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

8. It is further ordered, That the Federal Aviation Administration is made a party respondent with respect to Issue 1.

9. It is further ordered, That within 30 days of the release of this Order, William H. Graham et al. d/b/a Dona Ana County Television shall submit the required contour maps to the presiding Administrative Law Judge.

10. It is further ordered, That, in the event of a grant of KASK Incorporated's application, the construction permit shall contain the following condition: Prior to the commencement of operation, Logan D. Matthews shall certify to the Commission that he has severed all interest in, and connection with, KASK(FM), Las Cruces, New Mexico.

11. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants and party respondent herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

12. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934 as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 83-4573 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

[MM Docket No. 83–58, File No. BPCT–820712KK et. al.]

William H. Graham et al. d.b.a. Lea County Television, Inc., et al.; Designating Applications for Consolidated Hearing on Stated Issues

Adopted: January 28, 1983.

Released: February 4, 1983.

By the Chief, Mass Media Bureau:

In re applications of William H. Graham et al d.b.a. Lea County Television, Inc., Abilene, Texas, MM Docket No. 83–58, File No. BPCT–820712KK; Helen Oman, Abilene, Texas, MM Docket No. 83–59, File No. BPCT–820908KF; TV Tech Systems, Inc., Abilene, Texas, MM Docket No. 83–60, File No. BPCT–820909KH; For construction permit.

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the above-captioned mutually exclusive applications of William H. Graham et al d/b/a Lea County Television, Inc. (Lea), Helen Oman, and TV TECH SYSTEMS, INC. (TTS) for authority to construct a new commercial television station on Channel 15, Abilene, Texas.

William H. Graham et al, d.b.a. Lea County Television, Inc.

2. Lea's proposed tower is to be located 1.53 miles from the directional tower of AM station KRBC, Abilene, Texas. Because of the proximity of Lea's proposed tower to KRBC, any grant of a construction permit to Lea will be conditioned to ensure that KRBC's radiation pattern is not adversely affected by the construction of the proposed station.

Helen Oman

3. No determination has been made that the tower height and location proposed by Helen Oman would not constitute a hazard to air navigation.[1] Accordingly, an appropriate issue will be specified.

Conclusion and Order

4. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. Since the applications are mutually exclusive, the Commission is unable to make the statutory finding that their grant will serve the public interest, convenience, and necessity. Therefore, the applications must be designated for hearing in a consolidated proceeding on the issues specified below.

5. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine, with respect to Helen Oman, whether there is a reasonable possibility that the tower height and location proposed would constitute a hazard to air navigation.

2. To determine which of the proposals would, on a comparative basis, best serve the public interest.

3. To determine, in light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

6. It is further ordered, That any grant of a construction permit to Lea will be subject to the following condition:

Prior to the construction of the TV tower authorized herein, permittee shall notify AM station KRBC so that the AM station may deterime operating power by the indirect method and, if necessary, request temporary authority from the Commission in Washington to operate with parameters at variance in order to maintain monitoring point field strengths within authorized limits. Permittee shall be responsible for the installation and continued maintenance of detuning apparatus necessary to prevent adverse effects upon the radiation pattern of the AM station. Both prior to construction of the TV tower and subsequent to the installation of all appurtenances thereon, a partial proof of performance, as defined by Section 73.154(a) of the Commission's Rules, shall be conducted to establish that the array of the AM station has not been adversely affected. The results shall be submitted to the Commission and the AM station. Thereafter, the TV station may commence Limited Program Tests.

7. It is further ordered, That the Federal Aviation Administration is made a party respondent with respect to Issue 1.

8. It is further ordered, That to avail themselves of the opportunity to be heard, the applicants and the party respondent herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

9. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 83-4675 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

[MM Docket No. 83-56, File No. BPCT-820719KE; and MM Docket No. 83-57, File No. BPCT-820909KJ]

Edward M. Johnson; and Sue Martin Kimmerly et al. d.b.a. Razorback TV Broadcasting; Designating Applications for Consolidated Hearing on Stated Issues

Adopted: January 28, 1983.

Released: February 4, 1983.

By the Chief, Mass Media Bureau:

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the above-captioned mutually exclusive applications of Edward M. Johnson Hot Springs, Arkansas and Sue Martin Kimmerly et al d.b.a. Razorback TV Broadcasting (Razorback) Hot Springs, Arkansas for authority to construct a new commercial television station on Channel 26, Hot Springs, Arkansas.

2. The effective radiated visual power, antenna heights above average terrain and other technical data submitted by the applicants indicate that there would be a significant difference in the size of the areas and populations which would be served by each of the proposals. Consequently, for the purpose of comparison, the areas and populations which would be within the predicted 64 dBu (Grade B) contours, together with the availability of other television service of 64 dBu (Grade B) or greater intensity, will be considered under the standard comparative issue, for the purpose of determining whether a comparative preference should accrue to either of the applicants.

3. No determination has been reached that the tower height and location proposed by Razorback [1] would not constitute a hazard to air navigation. Accordingly, an issue regarding this matter will be specified.

4. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. Since these applications are mutually exclusive, the Commission is unable to make the statutory finding that their grant will serve the public interest, convenience, and necessity. Therefore, the applications must be designated for hearing in a consolidated proceeding on the issues specified below.

5. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine, with respect to Razorback, whether there is a reasonable possibility that the tower height and location proposed would constitute a hazard of air navigation.

2. To determine which of the proposals would, on a comparative basis, better serve the public interest.

3. To determine, in light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

6. It is further ordered, That the Federal Aviation Administration is made a party respondent with respect to Issue 1.

7. It is further ordered, That to avail themselves of the opportunity to be heard, the applicants and the party respondent herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written

[1] The Commission is not in receipt of FAA's determination for the tower proposed by Helen Oman.

[1] The Commission is not in receipt of FAA's determination for the tower proposed by Razorback.

appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

8. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 83-4574 Filed 2-23-83; 8:45 am]

BILLING CODE 6712-01-M

[MM Docket No. 83-39, File No. BPCT-820707KG]

Sterling Associates, Ltd., et al.; Designating Applications for Consolidated Hearing on Stated Issues

Adopted: January 25, 1983.

Released: February 2, 1983.

In re applications of Sterling Associates, Ltd., Anacortes, Washington, MM Docket No. 83-39, File No. BPCT-820707KG; Vanwash Communications Group, Anacortes, Washington, MM Docket No. 83-40, File No. BPCT-820902KR; Paul M. Crawford, S. Eberhardt, et al., Mt. Vernon, Washington, MM Docket No. 83-41, File No. BPCT-820909KM; Roy W. Mayhugh, Anacortes, Washington, MM Docket No. 83-42, File No. BPCT-820909KN; Mt. Baker Broadcasting Co., Inc., Anacortes, Washington, MM Docket No. 83-43, File No. BPCT-820909KO; for construction permit.

By the Chief, Mass Media Bureau:

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the above mutually exclusive applications of Sterling Associates, Ltd. (Sterling), Vanwash Communications Group (Vanwash), Paul M. Crawford, S. Eberhardt, et al. (Crawford), Roy W. Mayhugh (Mayhugh) and Mt. Baker Broadcasting Co., Inc. (Mt. Baker) for a new commercial television station to operate on Channel 24, Anacortes, Washington.

2. Crawford specifies Mt. Vernon as its community of license.[1] All of the other applicants specify Anacortes. Consequently, it will be necessary to determine, pursuant to Section 307(b) of the Communications Act of 1934, as amended, whether a new station in Mt. Vernon or Anacortes would better provide a fair, efficient and equitable distribution of television service. If the Section 307(b) issue is not determinative (the applicants would serve substantial areas in common), all applicants can be considered under the comparative issue.

3. The effective radiated visual power, antenna height above average terrain and other technical data submitted by Mayhugh indicates that there would be a significant difference in the size of the area and population that it proposes to serve and the size of the areas and populations that the other four applicants propose to serve. Consequently, for the purpose of comparison, the areas and populations which would be within the predicted 64 dBu (Grade B), contour, together with the availability of other television service of 64 dBu (Grade B) or greater intensity, will be considered under the standard comparative issue, for the purpose of determining whether comparative preferences should accrue to one or more of the applicants.

4. No determination has been reached that the tower heights and locations proposed by Vanwash and Crawford would not constitute a hazard to air navigation.[2] Accordingly, an issue regarding this matter will be specified.

5. All applicants, except Mayhugh, propose to operate from sites located within 250 miles of the Canadian border with maximum visual effective radiated power (ERP) of more than 1000 kilowatts. The proposals pose no interference threat to United States television stations; however, they contravene an agreement between the United States and Canada which limits the maximum visual ERP of United States television stations located within 250 miles of Canada to 1000 kilowatts. *Agreement Effectuated by Exchange of Notes*, T.I.A.S. 2594 (1952). Canadian consent has been issued for Crawford; however, consent for the other applicants (excluding Mayhugh) is still pending. Accordingly, in the event of a grant of any of those applications, the construction permit shall be appropriately conditioned.

Roy W. Mayhugh

6. Section 76.501(a)(2) of the Commission's Rules prohibits direct or indirect ownership of both a cable system and a television broadcast station if the station would place a Grade B contour over any part of the service area of the cable system. Mayhugh owns and operates San Juan Cable TV, located in Friday Harbor, Washington, which lies within the City Grade contour of its proposed television station. Mayhugh has represented to the Commission that he will sell the cable television system, if he is granted a construction permit. Accordingly, any grant of a construction permit to the applicant will be conditioned upon the divestiture of all interest in, and connection with, San Juan Cable TV, Friday Harbor, Washington.

Mt. Baker Communications Co., Inc.

7. Section 73.636 of the Commission's Rules prohibits any party from owning two or more stations in the same service if there would be overlap of the station's Grade B contours. Micheal Parker has eleven per cent ownership interest in Family Broadcasting Company, Inc. (Family), which holds a construction permit for Channel 20, Tacoma, Washington. There would be Grade B contour overlap of the Channel 20 facility and the proposed station. However, Mr. Parker has represented to the Commission that he will divest himself of his interest in Channel 20, Tacoma, Washington, prior to the commencement of operation of the Anacortes television station. Accordingly, any grant of a construction permit to Mt. Baker will be conditioned upon Mr. Parker's divestiture of all interest in, and connection with, Channel 20, Tacoma, Washington.

8. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issue specified below.

9. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, to be held before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine with respect to Vanwash Communications Group and Paul M. Crawford, S. Eberhardt, et al., whether there is a reasonable possibility that the tower height and locations proposed by each would constitute a hazard to air navigation.

2. To determine the areas and populations that would receive Grade B or better service from the proposals and

[1] Channel 24 is assigned to Anacortes, Washington. Mt. Vernon is located within 15 miles of Anacortes. Accordingly, pursuant to § 73.607 of the Commission's Rules, Channel 24 is available for use in Mt. Vernon.

[2] We have not received FAA's determination for the applicants.

the availability of other Grade B services to such areas and populations.

3. To determine, in light of Section 307(b) of the Communications Act of 1934, as amended, which of the proposals would provide a fair, efficient and equitable distribution of television service.

4. In the event it is concluded from Issue 3, above, that a choice among applicants should not be based solely on considerations relating to Section 307(b), to determine which proposal would, on a comparative basis, best serve the public interest.

5. To determine, in light of the evidence adduced pursuant to the foregoing issues, which application should be granted.

10. It is further ordered, That the Federal Aviation Administration is made a party respondent to the proceeding with respect to issue 1.

11. It is further ordered, That, in the event of a grant of Sterling Associates, Ltd.'s application, Vanwash Communications Group's application or Mt. Baker Broadcasting Company, Inc.'s application, the construction permit shall be conditioned as follows:

Operation with maximum visual effective radiated power in excess of 1000 kW shall not commence absent Canadian consent.

12. It is further ordered, That, in the event of a grant of Paul M. Crawford, S. Eberhardt, et al's application, the construction permit shall, be conditioned as follows:

Subject to the condition that operation with visual effective radiated power in excess of 1000 kW after December 1, 1984, is subject to a further extension of consent by Canada.

13. It is further ordered, That in the event of a grant of Roy W.Mayhugh's application, it will be conditioned as follows:

Prior to the commencement of operation of the television station authorized herein, Roy W. Mayhugh shall certify to the Commission that he has divested himself of all interest in, and connection with, San Juan Cable TV, Friday Harbor, Washington.

14. It is further ordered, That, in the event of a grant of Mr. Baker Broadcasting Co., Inc.'s application, it will be conditioned as follows:

Prior to the commencement of operation of the television station authorized herein, permittee shall certify to the Commssion that Micheal Parker has divested himself of all interest in, and connection with, Channel 20, Tacoma, Washington.

15. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants and the party respondent herein shall pursuant to § 1.223(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

16. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 83-4572 Filed 2-23-83; 8:45 am]

BILLING CODE 8712-01-M

FEDERAL RESERVE SYSTEM

Agency Forms Under Review

February 15, 1983.

Background

When executive departments and independent agencies propose public use forms, reporting, or recordkeeping requirements, the Office of Management and Budget (OMB) reviews and acts on those requirments under the Paperwork Reduction Act (44 U.S.C. Chapter 35). Departments and agencies use a number of techniques to consult with the public on significant reporting requirements before seeking OMB approval. OMB in carrying out its responsibilities under the act also considers comments on the forms and recordkeeping requirements that will affect the public. Reporting or recordkeeping requirements that appear to raise no significant issues are approved promptly. OMB's usual practice is not to take any action on proposed reporting requirements until at least ten working days after notice in the **Federal Register**, but occasionally the public interest requires more rapid action.

List of Forms Under Review

Immediately following the submission of a request by the Federal Reserve for OMB approval of a reporting or recordkeeping requirement, a description of the report is published in the **Federal Register**. This information contains the name and telephone number of the Federal Reserve Board clearance officer (from whom a copy of the form and supporting documents is available). The entries are grouped by type of submission—i.e., new forms, revisions, extensions (burden change), extensions (no change), and reinstatements.

Copies of the proposed forms and supporting documents may be obtained from the Federal Reserve Board clearance officer whose name, address, and telephone number appear below. The agency clearance officer will send you a copy of the proposed form, the request for clearance (SF 83), supporting statement, instructions, transmittal letters, and other documents that are submitted to OMB for review.

For Further Information Contact:

Federal Reserve Board Clearance Officer—Cynthia Glassman—Division of Research and Statistics, Board of Governors of the Federal Reserve System, Washington, D.C. 20551; (202-452-3829), or

OMB Reviewer—Richard Sheppard—Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, D.C. 20503; (202-395-6880).

Request for Approval To Revise

1. Report title: Report of Transaction Accounts, Other Deposits and Vault Cash Agency form number: FR 2900
Frequency: Weekly, quarterly
Reporters: Depository institutions
SIC Code: 602, 603, 605, 612, 614
Small businesses are affected.
General description of report:
Respondent's obligation to respond is mandatory (12 U.S.C. 248, 461); a pledge of confidentiality is promised (5 U.S.C. 552 (b)(4) and (b)(8)).

As a result of the technical amendment to the Garn-St Germain Depository Institutions Act of 1982 exempting the money market deposit account (MMDA) from the phase-in of reserve requirements under the Monetary Control Act of 1980 for all depository institutions covered by the rules of the Depository Institutions Deregulation Committee (DIDC), it is necessary to add two line items to the FR 2900—MMDA's personal and nonpersonal—in order to facilitate the accurate calculation of required reserves.

Board of Governors of the Federal Reserve System, February 17, 1983.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 83-4548 Filed 2-23-83; 8:45 am]

BILLING CODE 6210-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers For Disease Control

Motivational and Job Design Factors To Control Exposure of Roofers to Carcinogens; Open Meeting

The following meeting will be convened by the National Institute for Occupational Safety and Health (NIOSH) of the Centers for Disease Control and will be open to the public for observation and participation, limited only by space available.

Date: March 8, 1983
Time: 9:00 a.m. to 3:00 p.m.
Place: Robert A. Taft Laboratories Auditorium, 4676 Columbia Parkway, Cincinnati, Ohio 45226
Purpose: To review a project study of work practices and other control techniques used by the roofing industry as they relate to roofing workers' exposures to carcinogens in asphalts and coal tar pitches. A set of control principles for use by roofers will be developed and a sample of workers will be trained in the use of these principles. Of particular interest to NIOSH are biological indicators of exposure.
Additional information may be obtained from: Robert W. Mason, Ph. D., Division of Biomedical and Behavioral Science, National Institute for Occupational Safety and Health, Centers for Disease Control, 4676 Columbia Parkway, Cincinnati, Ohio 45226, Telephone: (513) 684-8448

Dated: February 16, 1983.

William C. Watson, Jr.,

Acting Director, Centers for Disease Control.

[FR Doc. 83-4558 Filed 2-23-83; 8:45 am]

BILLING CODE 4160-19-M

Health Resources and Services Administration

Application Announcement for Grants for Nurse Practitioner Programs

The Bureau of Health Professions, Health Resources and Services Administration, announces that applications for Nurse Practitioner Training grants are being accepted under the authority of Section 822(a) of the Public Health Service Act.

Section 822(a) authorizes the award of grants to public or nonprofit private schools of nursing, medicine, or public health, public or nonprofit private hospitals or other public or nonprofit private entities to meet the costs of projects to: (a) Plan, develop and operate; (b) significantly expand, or (c) maintain existing programs for the training of nurse practitioners.

To receive support, programs must meet the requirements of final regulations published in the **Federal Register** on November 29, 1977, Volume 42, No. 299 and a technical amendment dated June 27, 1978, Volume 43, No. 124.

Requests for application materials and questions regarding grants policy should be directed to: Grants Management Officer (D-24), Bureau of Health Professions, Health Resources and Services Administration, 3700 East-West Highway, Room 4-27, Hyattsville, Maryland 20782, telephone (301) 436-6098.

Requests for programmatic information should be directed to: Nurse Practitioner Program, Division of Nursing, Bureau of Health Professions, Health Resources and Services Administration, 3700 East-West Highway, Room 3-50, Hyattsville, Maryland 20782, telephone (301) 436-6670.

Approximately $3.3 million is expected to be available in Fiscal Year 1983 for competitive grants. The deadline dates for receipt of applications are July 1, and November 1, 1983 and March 1, 1984.

This program is listed at 13.298 in the *Catalog of Federal Domestic Assistance.* Applications in response to this announcement are not subject to review by State and areawide clearinghouses under the procedures in the Office of Management and Budget Circular A-95.

Dated: February 16, 1983.

John H. Kelso,

Acting Administrator.

[FR Doc. 83-2840 Filed 2-23-83; 8:45 am]

BILLING CODE 4110-16-M

Public Health Service

National Center for Health Services Research; Assessment of Medical Technology; Cardiac Pacemakers

The Public Health Service (PHS) through the Office of Health Technology Assessment (OHTA) annouces that it is coordinating an assessment of what is known of the safety, clinical effectiveness, appropriateness, and medical indications for telephone follow up or cardiac pacemakers—the use of telephone transmitters. Specifically, we are interested in: (1) The medical indications for the use of telephone transmitters to monitor pacemakers, (2) whether all persons with pacemakers should have telephone transmitters, or (3) whether they should be limited to a particular group or class of pacemaker patients, in light of the fact that some rhythm abnormalities may be considered unsuitable for the telephone check.

For the purposes of this announcement, transtelephonic monitoring is defined as the telephone transmission of the electrocardiogram (ECG) to process a patient's ECG that may be to the physician's office, pacemaker clinic, or proprietary service which informs the physician of any abnormality discovered. The telephone ECG transmitter may be equipped with a logic circuit information processor pertinent to assess such parameters as rate, capture and sensing of the demand pulse generator, and detect system malfunction. Transtelephonic monitoring is differentiated from self-contained pacemaker monitors, or indirect pacemaker generator function analyzers.

The PHS assessment consists of a synthesis of information obtained from appropriate organizations in the private sector and from PHS agencies and others in the Federal Government. PHS assessments are based on the most current knowledge concerning the safety and clinical effectiveness of a technology. Based on this assessment, a PHS recommendation will be formulated to assist the Health Care Financing Administration (HCFA) in establishing Medicare coverage policy. Any person or group wishing to provide OHTA with information relevant to this assessment should do so in writing no later than May 30, 1983, or approximately 90 days from the date of publication of this notice.

The information being sought is a review and assessment of past, current, and planned research related to this technology, a bibliography of published, controlled studies since 1971 and other information related to the characterization of the patient population most likely to benefit, the clinical acceptability, and the effectiveness of this technology. Proprietary information is not being sought.

Written material should be submitted to: Office of Health Technology Assessment, Park Bldg., Room 3-10, Stop #2, 5600 Fishers Lane, Rockville, Maryland 20852.

For further information contact: Dr. Rita K. Chow, Health Science Analyst, at the above address or by telephone (301) 443-4990.

Dated: February 10, 1983.

Harold Margulies,

Director, Office of Health Technology Assessment, National Center for Health Services Research.

[FR Doc. 83-4620 Filed 2-23-83; 8:45 am]

BILLING CODE 4160-17-M

National Center for Health Services Research; Assessment of Medical Technology Cardiac Pacemaker Monitors

The Public Health Service (PHS) through the Office of Health Technology Assessment (OHTA announces that it is coordinating an assessment of what is known of the safety and clinical effectiveness of self-contained cardiac pacemaker monitors. Specifically, we are interested in: (1) Generically defining a self-contained pacemaker monitor that will permit us to: (a) distinguish between a telephone transmitting device and a self-contained monitor; and (b) permit the patient to acquire sufficient information to enable him or her to make an informed decision as to whether to seek medical intervention; (2) medical indications for the type or types of patient(s) who would benefit from a self-contained pacemaker; and (3) whether the use of a self-contained pacemaker monitor eliminates or reduces the need for transtelephonic monitoring of the patient's pacemaker. If research data for the third query are positive, then appropriate guidelines are needed for screening transtelephonic pacemaker monitoring. Also, frequency guidelines for transtelephonic pacemaker monitoring will need review in the light of the newest research data related to the effectiveness and accuracy of self-contained pacemaker monitors in detecting, e.g., state of the battery, electronic circuitry component failure, electrode displacement, generator-electrode junction failure, and exit block. For the purposes of this announcement, self-contained pacemaker monitors are a type of indirect pacemaker generator function analyzers that are used to identify early signs of possible cardiac pacemaker failure or malfunction.

The PHS assessment consists of a synthesis of information obtained from appropriate organizations in the private sector and from PHS agencies and others in the Federal Government. PHS sssessments are based on the most current knowledge concerning the safety and clinical effectiveness of a technology. Based on this assesament, a PHS recommendation will be formulated to assist the Health Care Financing Administration (HCFA) in establishing Medicare coverage policy. Any person or group wishing to provide OHTA with information relevant to this assessment should do so in writing no later than May 30, 1983, or approximately 90 days from the date of publication of this notice.

The information being sought is a review and assessment of past, current, and planned research related to this technology, a bibliography of published, controlled clinical trials and other well-designed clinical studies since 1979, and other information related to the characterization of the patient population most likely to benefit, the clinical acceptability, and the effectiveness of this technology. Proprietary information is not being sought.

Written material should be submitted to: Office of Health Technology Assessment, Park Bldg., Room 3-10, Stop #2, 5600 Fishers Lane, Rockville, Maryland 20852.

For further information contact: Dr. Rita K. Chow, Health Science Analyst, at the above address or by telephone (301) 443-4990.

Dated: February 10, 1983.

Harold Margulies,

Director, Office of Health Technology Assessment, National Center for Health Services Research.

[FR Doc. 83-4619 Filed 2-23-83; 8:45 am]

BILLING CODE 4160-17-M

National Toxicology Program Board of Scientific Counselors; Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the National Toxicology Program (NTP) Board of Scientific Counselors, U.S. Public Health Service, in the Conference Center, Building 101, South Campus, National Institute of Environmental Health Sciences, Research Triangle Park, North Carolina, on March 14 and 15, 1983.

The meeting will be open to the public from 9:00 a.m. to 4:00 p.m., March 14. The preliminary agenda with *approximate* times are as follows:

9:00 a.m.-10:00 a.m. Status Report on NIH/NTP Investigation of Exocrine Pancreas Lesions in Male F344 Rats

10:00 a.m.-10:30 a.m. NIH/NTP Cellular and Genetic Toxicology Program—Concept Review: Evaluation of Human Cells *in Vitro* for Genetic Toxicity Assay

Review of NTP Reproductive and Developmental Toxicology Programs:

11:00 a.m.-12:00 p.m.—I. Overview of Programs

1:00 p.m.-4:00 p.m.—II. Teratology

a. Conventional Teratology Testing
b. Short-Term *In Vivo* Reproductive Toxicity Assay
c. *In Vitro* Teratology Test Development
d. Collaborative Behavioral Teratology Study

The meeting on March 15 will be open to the public from 8:30 a.m. to 12:30 p.m., and from 3:00 p.m. to adjournment. The preliminary agenda with *approximate* times are as follows:

8:30 a.m.-11:30 a.m.—III. Fertility and Reproductive Toxicity

a. Evaluation of Sperm Morphology and Vaginal Cytology in Prechronic Toxicity Testing
b. Fertility Assessment Using Continuous Breeding
c. Experimental Models of Female Reproductive Toxicity
d. Experimental Models of Male Reproductive Toxicity
e. Methods for Fertility Assessment
f. Postnatal Toxicity

11:30 a.m.-12:30 p.m.—IV. A Proposal To Develop Guidelines for the Detection and Hazard Evaluation of Chemical Carcinogens

3:00 p.m.-5:00 p.m.—Peer Review and Priority Ranking of Chemicals Nominated for NTP Testing. (Sixteen chemical nominations will be reviewed and are listed in the **Federal Register**, Volume 47, No. 197, pp. 44884-44885, October 12, 1982.)

In accordance with the provisions set forth in Section 552b(c)(6) Title 5 U.S. Code and Section 10(d) of Public Law 92-463, the meeting will be closed to the public on March 14 from 4:00 p.m. to adjournment and on March 15 from 1:00 p.m. to 3:00 p.m. for further evaluation of NTP programs in reproductive and developmental toxicology, including the consideration of personnel qualifications and performance, the competence of individual investigators, and similar items, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. The closed meeting will be used also to discuss professional qualifications and select members for an ad hoc scientific panel which will report to the NTP Board with an evaluation and recommendations concerning the proposal to develop quidelines for the detection and hazard evaluation of chemical carcinogens. Disclosure of these discussions would constitute a clearly unwarranted invasion of personal privacy with regard to persons being considered for the panel.

The Executive Secretary, Dr. Larry G. Hart, Office of the Director, National Toxicology Program, P.O. Box 12233, Research Triangle Park, North Carolina 27709, telephone (919) 541-3971, FTS 629-3971, will furnish a roster of Board members and expert consultants and other program information prior to the meeting, and summary minutes subsequent to the meeting.

Dated: January 28, 1983.

David P. Rall,

Director, National Toxicology Program.

[FR Doc. 83-4734 Filed 2-23-83; 8:45 am]

BILLING CODE 4140-01-M

Office of the Secretary

Advisory Council on Social Security; Meeting

AGENCY: Office of the Secretary, HHS.

ACTION: Notice of meeting.

SUMMARY: Pursuant to Section 10(a)(2) of Pub. L. 92-463, the Federal Advisory Committee Act, notice is hereby given of a meeting of the Advisory Council on Social Security, as established by the Secretary of Health and Human Services in accordance with Section 706 of the Social Security Act, 42 U.S.C. 907.

DATE/ADDRESS: The meeting will be held on March 13 from 12 noon to 6:00 p.m. and on March 14 from 9:00 a.m. to 4:00 p.m. at the Columbia Club, 121 Monument Circle, Indianapolis, Indiana 46204.

FOR FURTHER INFORMATION CONTACT: Thomas R. Burke, Executive Director, Advisory Council on Social Security, 200 Independence Avenue, S.W., Washington, D.C. 20201; telephone (202) 755-8670/71.

SUPPLEMENTARY INFORMATION: The meeting is open to the public. Attendance will be limited to the space available. Interested parties may submit written presentations for consideration by Council until March 15, 1983.

Correspondence can be addressed to Advisory Council on Social Security, 200 Independence Avenue, S.W., Washington, D.C. 20201.

Sign language interpreting services will be provided if requested in advance.

The proposed meeting agenda includes further briefings and discussion on the Medicare program; and such other business as the Chairperson, the Executive Director, or the membership may put before the Council.

A previous meeting of the Advisory Council on Social Security was announced in 48 FR 4048-4049, January 28, 1983.

Records are kept of all Council proceedings and are available for public inspection at the Office of the Administrative Officer, Advisory Council on Social Security, Room 317-H, HHH Building, 200 Independence Avenue, S.W., Washington, D.C. 20201.

Philip M. Jos,

Acting Executive Director.

[FR Doc. 83-4670 Filed 2-23-83; 8:45 am]

BILLING CODE 4120-03-M

Advisory Council of Social Security; Public Hearing

AGENCY: Office of the Secretary, HHS.

ACTION: Notice of public hearing.

SUMMARY: The Secretary of Health and Human Services announced on September 16, 1982 the establishment of the Advisory Council on Social Security. The Council is charged to place particular emphasis on a review of the Medicare program, and to prepare and submit reports on its findings and recommendations.

In an effort to obtain the views of interested organizations and individuals, within the constraints of available time, the Council decided to conduct public hearings in designated locations around the country. Notice is hereby given that a 1-day hearing will be held in New Brunswick, New Jersey on March 22, 1983. Similar 1-day hearings were previously announced in 47 FR 56723, December 20, 1982 for San Francisco, California on February 24; in 48 FR 1549, January 13, 1983 for the Chicago area on March 9, and in 48 FR 5312, February 4, 1983 for St. Petersburg, Florida on March 1. All hearings will run from 9:00 a.m. to 5:00 p.m.

ADDRESS: The New Brunswick hearing will be held in the Labor Education Center, Rutgers University, Ryder's Lane and Clifton Avenue, New Brunswick, New Jersey 08903

FOR FURTHER INFORMATION CONTACT: Thomas R. Burke, Executive Director, Advisory Council on Social Security, 200 Independence Avenue, S.W., Washington, D.C. 20201; telephone (202) 755-8670 or 755-8671.

SUPPLEMENTARY INFORMATION: The hearings are open to the public. Attendance will be limited to the space available. Interested parties are invited to present testimony on Medicare issues; however, only those requesting in advance, preferably in writing, to appear will be permitted to present oral statements. Presenters should submit, 5 days in advance, 20 copies of their presentation, and should bring an additional 50 copies to the hearing to be made available to the public. Oral presentation should summarize the written statement, and will be limited to a maximum of 5 minutes. Other written material can be submitted for the record. Submit written requests to present testimony to the Advisory Council on Social Security, ATTN: Public Hearing, 200 Independence Avenue, S.W., Washington, D.C. 20201, or telephone (202) 755-8670 or 755-8671. The designated Chairperson or the Executive Director reserves the right to determine order of presentation, but will make every effort, within available time, to hear all who wish to be heard.

Sign language interpreting services will be provided if requested in advance.

Records will be kept of all public hearings and will be available for public inspection at the Office of the Administrative Officer, Advisory Council on Social Security, Room 317-H, HHH Building, 200 Independence Avenue, S.W., Washington, D.C. 20201.

Philip M. Jos,

Acting Executive Director.

[FR Doc. 83-4671 Filed 2-23-83; 8:45 am]

BILLING CODE 4120-03-M

Social Security Administration

Conformity of Public Assistance Plan of the State of Minnesota With the Social Security Act; Change of Date and Location of Hearing

The date and location of the hearing to reconsider the disapproval of Minnesota's State Plan Submittal No. 82-24 noticed in 48 F.R. 3658, January 26, 1983, have been changed.

The hearing is rescheduled for 10 A.M. on March 10, 1983, in rooms 337-339A of the Hubert H. Humphrey Building, 200 Independence Avenue, S.W., Washington, D.C.

Dated: February 14, 1983.

Alexander G. Teitz,

Presiding Officer.

[FR Doc. 83-4669 Filed 2-23-83; 8:45 am]

BILLING CODE 4190-11-M

1983 Contribution and Benefit Base Under Pre-1977 Amendment Law

AGENCY: Social Security Administration, HHS.

ACTION: Notice of determinaiton of the "Old-Law" Social Security contribution and benefit base.

SUMMARY: The Social Security Amendments of 1977 set the contribution and benefit base at $22,900 for 1979, $25,900 for 1980 and $29,700 for 1981. After 1981, the base increases as average wage levels rise. The contribution and benefit base is the maximum annual amount of earnings that is subject to Social Security taxes and is creditable toward Social Security

benefits. The 1977 amendments also provide for separate annual determinations of the contribution and benefit base that would have been in effect under old law (pre-1977 law). This "old-law" base is used only for certain purposes under the railroad retirement program and the Employee Retirement Income Security Act of 1974 (ERISA) and for computing special minimum Social Security benefits for workers with many years of low earnings. This notice specifies that the amount for 1983 under pre-1977 law is $26,700.

FOR FURTHER INFORMATION CONTACT: Eli Donkar, Office of the Actuary, Social Security Administration, 6401 Security Boulevard, Baltimore, Md. 21235, telephone (301) 594–3365.

SUPPLEMENTARY INFORMATION: The Social Security Amendments of 1977 (Pub. L. 95–216) changed the contribution and benefit base, which is the maximum annual amount of earnings on which Social Security taxes are paid and a person's Social Security benefits are figured. Section 230(c) of the Social Security Act specifies the contribution and benefit base for 1979, 1980, and 1981 and a computation formula to use for years after 1981. Using this computation formula, we determined the contribution and benefit base to be $35,700 for 1983. We published this information in the **Federal Register** on November 10, 1982 (47 FR 51003).

"Old-Law" Contribution and Benefit Base

The "old-law" contribution and benefit base is the base that would have been effective in each year after 1977 under the Social Security Act before the enactment of the 1977 amendments. This "old-law" base is used:

(1) For certain purposes under the railroad retirement program and the Employee Retirement Income Security Act of 1974 (ERISA); and

(2) To compute special minimum Social Security benefits for certain workers with many years of low earnings.

The base is computed under section 230 of the Social Security Act as it read prior to the 1977 amendments.

Computation

Under section 230 of the Social Security Act as in effect before the 1977 amendments, we would determine the contribution and benefit base for 1983 by multiplying the "old-law" 1982 base by the ratio of average wages reported for 1981, $13,773.10, to average wages reported for 1980, $12,513.46 or 1.1006628. We previously explained in the **Federal Register** how we computed these average wages (November 10, 1982 at 47 FR 51003).

Multiplying the "old-law" 1982 contribution and benefit base of $24,300 by the above ratio results in the amount of $26,746.11, which must be rounded to the nearest multiple of $300. Therefore, we determine the "old-law" base for 1983 to be $26,700.

Railroad Retirement Uses

The railroad retirement program will use the $26,700 base to determine:

(1) Employee and employer tax liability under sections 3201(a) and 3221(a) of the Internal Revenue Code of 1954;

(2) The portion of the employee representative tax liability under section 3211(a) of the Internal Revenue Code of 1954 which results from the application of the 11.75 percent rate specified in that section; and

(3) Average monthly compensation under section 3(j) of the Railroad Retirement Act of 1974, but not annuity amounts determined under sections 3(a) or 3(f)(3) of that act.

These uses are stated in section 230(c) of the Social Security Act.

Employee Retirement Income Security Act (ERISA) Use

Under section 230(d) of the Social Security Act, ERISA will use the 1983 "old-law" base of $26,700 to determine the maximum pension benefit guaranteed by the Pension Benefit Guaranty Corporation for pension benefit plans terminating in 1983.

Social Security Use

Special minimum Social Security benefits are payable to workers with many years of low earnings. If, in 1983, a worker's earnings amount to at least 25 percent of the "old-law" base of $26,700, we will credit the worker with a "year of coverage" for 1983. Years of coverage are used to compute the special minimum benefit payable under section 215(a) of the Social Security Act.

(Catalog of Federal Domestic Assistance Program Nos. 13.803, Social Security-Retirement Insurance; 57.001, Social Security Insurance for Railroad Workers)

Dated: February 16, 1983.

Thomas R. Donnelly,

Acting Secretary of Health and Human Services.

[FR Doc. 83-4668 Filed 2-23-83; 8:45 am]

BILLING CODE 4190-11-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

Arizona; Phoenix District, Kingman Resource Area, Grazing Advisory Board Meeting

Notice is hereby given in accordance with Pub. L. 92–463 that a meeting of the Kingman Resource Area (Phoenix District) Grazing Advisory Board will be held on March 29, 1983.

The meeting will begin at 9:00 a.m. in the conference room of the Bureau of Land Management Office, 2475 Beverly Avenue, Kingman, Arizona 86401.

The agenda for the meeting will include:

1. Review of Allotment Management Plan Program.
2. Report on Grazing Advisory Board Funds and projected use.
3. Status of Range Improvements—FY 1983.

Proposed Range Improvements—FY 1984.

5. Review of Range Program Summary-Cerbat/Black Mountain and Hualapai/Aquarius.
6. Asset Management—Imports on the Range Program.
7. Arrangements for future meeting.

The meeting is open to the public. Anyone wishing to make oral or written statements to the Board is requested to do so through the office of the District Manager, 2929 West Clarendon Avenue, Phoenix, Arizona 85017, at least seven days prior to the meeting date.

Summary minutes of the Board meeting will be maintained in the District Office and be made available for public inspection and reproduction (during regular business hours) within 30 days following the meeting.

Dated: February 14, 1983.

William K. Barker,

District Manager.

[FR Doc. 83-4570 Filed 2-23-83; 8:45 am]

BILLING CODE 4310-84-M

Proposed Land Exchange Between State of Oregon and Bureau of Land Management

AGENCY: Bureau of Land Management, Department of the Interior.

ACTION: Notice of realty action on proposed land exchange.

SUMMARY: This notice is to advise the public that the State of Oregon Division of State Lands is proposing a land exchange with the Burns District Bureau of Land Management (BLM).

SUPPLEMENTARY INFORMATION: The BLM has determined that the public lands

described below are suitable for exchange from Federal ownership under Section 206 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2743).

Willamette Meridian

T. 27 S., R. 34 E.,
Sec. 36, S½.
T. 28 S., R. 34 E.,
Sec. 1, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 2, lot 1, SE¼NE¼, S½;
Sec. 3, E½SE¼;
Sec. 10, E½NE¼, NE¼SW¼, S½SW¼, SE¼;
Sec. 11, all;
Sec. 12, all;
Sec. 13, all;
Sec. 14, E½NE¼, W½NW¼, S½;
Sec. 15, all;
Sec. 21, NE¼, NE¼SW¼, N½SE¼, SE¼SE¼;
Sec. 22, all;
Sec. 23, all;
Sec. 24, N½NE¼, SW¼NE¼, W½, W½SE¼;
Sec. 25, W½NE¼, W½, W½SE¼, SE¼SE¼;
Sec. 26, NW¼NE¼, S½NE¼, W½, SE¼;
Sec. 27, N½NE¼, SE¼NE¼, W½, NW¼SE¼, S½SE¼;
Sec. 28, E½E½, NW¼SE¼;
Sec. 35, N½NE¼.
T. 27 S., R. 35 E.,
Sec. 21, W½SW¼, SE¼SW¼;
Sec. 25, SW¼SW¼;
Sec. 26, SW¼, W½SE¼, SE¼SE¼.
Sec. 27, S½NE¼, W½, SE¼;
Sec. 28, all;
Sec. 30, lots 3, 4;
Sec. 31, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 32, all;
Sec. 33, all;
Sec. 34, all;
Sec. 35, all;
Sec. 36, NW¼NE¼, S½NE¼, W½, SE¼.
T. 28 S, R. 35 E.,
Sec. 1, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 2, lots 1 thru 4 inclusive, S½N½, N½S½, SW¼SW¼, SE¼SE¼;
Sec. 3, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 4, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 5, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 6, lots 1 thru 7 inclusive, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 7, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 8, all;
Sec. 9, all;
Sec. 10, N½N½, SW¼NW¼, S½;
Sec. 11, NE¼NE¼, SW¼SE¼, S½SW¼;
Sec. 12, N½, NE¼SW¼, N½SE¼;
Sec. 13, W½NE¼, SE¼NE¼, E½NW¼, SW¼NE¼, S½;
Sec. 14, W½NE¼, NW¼, S½;
Sec. 15, all;
Sec. 16, N½;
Sec. 17, NW¼;
Sec. 18, lots 1 thru 4 inclusive, NE¼, E½W½, NW¼SE¼;
Sec. 19, lot 1, E½NW¼;
Sec. 21, NE¼, N½SE¼, SE¼SE¼;
Sec. 22, all;
Sec. 23, all;
Sec. 24, all;
Sec. 25, all;
Sec. 26, all;
Sec. 27, N½, NE¼SW¼, S½SW¼, SE¼;
Sec. 28, NE¼NE¼, SW¼NW¼, SW¼, W½SE¼, SE¼SE¼;
Sec. 29, SE¼NE¼, S½S½, NE¼SE¼;
Sec. 30, lot 4, SE¼SW¼, S½SE¼;
Sec. 31, lots 1 thru 3 inclusive, E½, E½W½;
Sec. 32, E½NE¼, SW¼NE¼, SW¼NW¼, SW¼, N½SE¼, SW¼SE¼;
Sec. 33, all;
Sec. 34, E½NE¼, NW¼NE¼, W½, SE¼;
Sec. 35, all;
Sec. 36, SW¼.
T. 29 S., R. 35 E.,
Sec. 1, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 2, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 3, lots 2, 3, 4, S½N½, S½;
Sec. 4, lots 1 thru 4 inclusive, S½N½; N½S½;
Sec. 5, lots 1 thru 4 inclusive, S½N½, N½SE¼;
Sec. 6, lot 1;
Sec. 10, NE¼, E½NW¼;
Sec. 11, N½, SE¼;
Sec. 12, all;
Sec. 13, N½.
T. 27 S., R. 36 E.,
Sec. 31, lots 2, 3, 4, E½SW¼, S½SE¼, NW¼SE¼.
T. 28 S., R. 36 E.,
Sec. 4, NE¼SW¼, SW¼SE¼;
Sec. 5, SW¼NW¼, W½SW¼, SE¼SW¼;
Sec. 6, lots 1 thru 7 inclusive, S½NE¼, SE¼NW¼, E½SW¼, SW¼;
Sec. 7, lots 1, 2, N½NE¼, E½NW¼;
Sec. 8, N½NW¼, NE¼SE¼, S½SE¼;
Sec. 9, NE¼, S½;
Sec. 10, W½E½, W½;
Sec. 15, W½NE¼, W½, W½SE¼;
Sec. 17, E½, E½W½, SW¼NW¼, W½SW¼;
Sec. 18, lots 2, 3, 4, E½, SE¼NW¼, E½SW¼;
Sec. 19, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 20, E½, NW¼NW¼, W½SW¼, SE¼SW¼;
Sec. 21, all;
Sec. 22, N½, E½SW¼, SW¼SW¼, SE¼;
Sec. 23, S½NE¼, W½, SE¼;
Sec. 24, S½N½, S½;
Sec. 25, all;
Sec. 26, N½, SW¼;
Sec. 27, all;
Sec. 28, W½NE¼, SE¼NE¼, NW¼, N½SW¼, SW¼SW¼, SE¼;
Sec. 29, all;
Sec. 30, lots 1 thru 4 inclusive, NE¼, E½W½, NW¼SE¼, S½SE¼;
Sec. 31, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 32, N½, SW¼, W½SE¼;
Sec. 33, N½NE¼, SE¼NE¼;
Sec. 34, N½, NE¼SW¼, S½SW¼, SE¼;
Sec. 35, all.
T. 29 S., R. 36 E.,
Sec. 1, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 2, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 3, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 4, lots 1, 4, S½N½, N½S½, SE¼SE¼;
Sec. 5, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 6, lots 1 thru 7 inclusive, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 7, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 8, N½, SW¼, N½SE¼, SW¼SE¼;
Sec. 10, N½NW¼, SE¼NW¼, N½SE¼, NE¼, SE¼SE¼;
Sec. 11, all;
Sec. 12, all;
Sec. 13, N½N½.
T. 28 S., R. 37 E.,
Sec. 19, lots 2, 3, 4, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 20, W½NE¼, SE¼NE¼, NW¼, S½;
Sec. 21, SW¼NW¼, SW¼, SW¼SE¼;
Sec. 27, W½NW¼, SE¼NW¼, N½SW¼, SW¼SW¼;
Sec. 28, all;
Sec. 29, all;
Sec. 30, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 31, lots 1, 4, E½, E½NW¼, SW¼SW¼;
Sec. 32, all;
Sec. 33, all;
Sec. 34, W½NW¼.
T. 29 S., R. 37 E.,
Sec. 1, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 2, lots 1, 2, 4, S½N½, S½;
Sec. 3, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 4, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 5, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 6, lots 1 thru 7 inclusive, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 7, lots 1 thru 4 inclusive, NE¼, E½W½;
Sec. 8, N½, SE¼;
Sec. 9, NE¼NE¼, W½E½, W½;
Sec. 10, NE¼, E½NW¼, NW¼NW¼, SE¼SW¼, SW¼SE¼, E½SE¼;
Sec. 11, all;
Sec. 12, all;
Sec. 13, all;
Sec. 14, all;
Sec. 15, all;
Sec. 22, E½NE¼, NW¼ NE¼, NE¼NW¼;
Sec. 23, N½, N½S½, S½SE¼;
Sec. 24, all;
Sec. 25, NE¼, N½NW¼, SE¼NW¼, NE¼SE¼.
T. 28 S., R. 38 E.,
Sec. 31, lot 4, SE¼SW¼, S½SE¼;
Sec. 32, S½S½;
Sec. 33, SW¼SW¼.
T. 29 S., R. 38 E.,
Sec. 3, SW¼, S½SE¼;
Sec. 4, lots 3, 4, S½N½, S½;
Sec. 5, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 6, lots 1 thru 7 inclusive, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 7, lots 1 thru 4 inclusive, E½W½, E½;
Sec. 8, all;
Sec. 9, all;
Sec. 10, all;
Sec. 15, all;
Sec. 17, all;
Sec. 18, lots 1 thru 4 inclusive, E½W½, E½;
Sec. 19, lots 1 thru 4 inclusive, E½W½, E½;
Sec. 20, all;
Sec. 21, all;
Sec. 22, N½, SW¼, N½SE¼, SW¼SE¼;
Sec. 27, NW¼NW¼;
Sec. 28, N½NE¼, SW¼NE¼, NW¼, NW¼SW¼;
Sec. 29, N½, SW¼, N½SE¼, SW¼SE¼;
Sec. 30, lots 1 thru 4 inclusive, E½W½, E½;
Sec. 31, N½NE¼, NE¼NW¼;
Sec. 32, NW¼NW¼.
T. 27 S., R. 23 E.,
Sec. 13, E½E½.
T. 26 S., R. 24 E.,
Sec. 25, S½SW¼, SW¼SE¼;
Sec. 35, SE¼NE¼, E½SW¼, SE¼.
T. 27 S., R. 24 E.,
Sec. 1, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 2, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 3, SE¼SW¼, NE¼SE¼, S½SE¼;
Sec. 7, lots 2, 3, 4, SE¼NW¼, E½SW¼, SE¼;
Sec. 8, SW¼SW¼, E½SE¼;
Sec. 9, NE¼, E½NW¼, S½;
Sec. 10, all;
Sec. 11, all;
Sec. 12, all;
Sec. 13, all;
Sec. 14, all;

Sec. 15, all;
Sec. 17, all;
Sec. 18, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 19, lots 1, 2, E½, E½NW¼;
Sec. 20, all;
Sec. 21, all;
Sec. 22, all;
Sec. 23, all;
Sec. 24, all;
Sec. 25, all;
Sec. 26, all;
Sec. 27, all;
Sec. 28, all;
Sec. 29, all;
Sec. 30, lots 3, 4, E½, E½W½;
Sec. 31, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 32, all;
Sec. 33, all;
Sec. 34, all;
Sec. 35, N½, W½SW¼;
Sec. 36, NW¼NE¼, N½NW¼.

T. 28 S., R. 24 E.,
Sec. 1, lots 1, 3, 4, S½NW¼, W½SW¼;
Sec. 2, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 3, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 4, lots 1 thru 4 inclusive, S½N½, S½;
Sec. 9, NE¼, NE¼SE¼;
Sec. 10, NW¼NE¼, W½, SW¼SE¼;
Sec. 11, NW¼SE¼.

T. 25 S., R. 25 E.,
Sec. 35, SE¼SE¼.

T. 26 S., R. 25 E.,
Sec. 1, lots 1, 2, S½NE¼, SE¼;
Sec. 2, lots 1, 2, S½NE¼, SE¼NW¼;
Sec. 10, E½NE¼, SW¼NE¼, NE¼SW¼, S½SW¼, SE¼;
Sec. 11, all;
Sec. 12, all;
Sec. 13, all;
Sec. 14, all;
Sec. 15, E½NW¼, SW¼NW¼, SW¼;
Sec. 17, SE¼SE¼;
Sec. 19, N½SE¼;
Sec. 20, E½, S½NW¼, SW¼;
Sec. 21, all;
Sec. 22, all;
Sec. 23, all;
Sec. 24, all;
Sec. 25, all;
Sec. 26, all;
Sec. 27, all;
Sec. 28, all;
Sec. 29, E½, NE¼NW¼;
Sec. 30, SE¼NE¼, NE¼SE¼, S½SE¼;
Sec. 31, lots 1 thru 4 inclusive, E½, E½W½;
Sec. 32, N½NE¼, W½NW¼, SW¼, S½SE¼;
Sec. 33, all;
Sec. 34, all;
Sec. 35, All.

T. 27 S., R. 25 E.,
Sec. 1, Lot 4, S½SW¼, NE¼SE¼, S½SE¼;
Sec. 2, Lots 1 thru 4 inclusive, SW¼NE¼, S½NW¼, SE¼SW¼, S½SE¼;
Sec. 3, Lots 1 thru 4 inclusive, S½NE¼;
Sec. 4, Lots 1 thru 4 inclusive, S½N½, S½;
Sec. 5, Lots 1 thru 4 inclusive, S½N½, S½;
Sec. 6, Lots 1 thru 7 inclusive, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 7, Lots 1 thru 4 inclusive, E½, E½W½;
Sec. 8, All;
Sec. 9, All;
Sec. 10, NE¼, S½NW¼, S½;
Sec. 11, All;
Sec. 12, All;
Sec. 13, All;
Sec. 14, All;
Sec. 15, All;
Sec. 17, All;
Sec. 18, Lots 1 thru 4 inclusive, E½, E½W½;
Sec. 19, Lots 1 thru 4 inclusive, E½, E½W½;
Sec. 20, All;
Sec. 21, All;
Sec. 22, All;
Sec. 23, All;
Sec. 24, All;
Sec. 25, All;
Sec. 26, All;
Sec. 27, All;
Sec. 28, All;
Sec. 29, All;
Sec. 30, Lots 1 thru 4 inclusive, E½, E½W½;
Sec. 34, NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 35, All:

Containing 137,369.23 (±) acres of which 110,514.16 (±) acres are in Harney County and 26,855.07 (±) acres are in Malheur County, Oregon.

In exchange for all or some of the land above the United States will acquire all or some of the following described land from the State of Oregon:

Willamette Meridian

T. 18 S., R. 34 E.,
Sec. 36, NE¼NE¼, NW¼NW¼, S½N½, S½.

T. 19 S., R. 31 E.,
Sec. 36, W½.

T. 19 S., R. 33½ E.,
Sec. 36, NE¼NW¼, W½W½.

T. 19 S., R. 34 E.,
Sec. 16, All;
Sec. 36, All.

T. 19 S., R. 35 E.,
Sec. 16, NE¼NE¼, W½SW¼.

T. 19 S., R. 36 E.,
Sec. 36, All.

T. 20 S., R. 33½ E.,
Sec. 36, S½NE¼, NW¼NW¼, S½NW¼, S½.

T. 20 S., R. 34 E.,
Sec. 16, N½, SW¼, S½SE¼;
Sec. 36, SE¼NE¼.

T. 21 S., R. 26 E.,
Sec. 36, N½.

T. 21 S., R. 29 E.,
Sec. 16, All.

T. 21 S., R. 31 E.,
Sec. 16, N½, SW¼, W½SE¼.

T. 21 S., R. 32½ E.,
Sec. 36, SW¼NE¼, SW¼NW¼, NW¼SW¼, NW¼SE¼.

T. 21 S., R. 33 E.,
Sec. 16, N½NE¼, W½, SE¼;
Sec. 28, SW¼;
Sec. 33, NW¼;
Sec. 35, N½NE¼, SE¼NE¼, NE¼SW¼, SE¼.

T. 21 S., R. 34 E.,
Sec. 16, E½E½, E½NW¼, NE¼SW¼, SW¼SW¼.

T. 22 S., R. 24 E.,
Sec. 36, All.

T. 22 S., R. 25 E.,
Sec. 16, All;
Sec. 17, S½SW¼;
Sec. 18, Lots 3, 4, E½SW¼, SE¼;
Sec. 19, Lot 1, N½NE¼, NE¼NW¼;
Sec. 20, N½NW¼.

T. 22 S., R. 27 E.,
Sec. 36, All.

T. 22 S., R. 29 E.,
Sec. 16, All.

T. 22 S., R. 32½ E.,
Sec. 16, N½, SW¼.

T. 22 S., R. 33 E.,
Sec. 14, W½NW¼, N½SW¼, SE¼SW¼, NE¼SE¼, S½SE¼;
Sec. 16, N½, N½S½, S½SE¼;
Sec. 17, SW¼NE¼, N½SE¼, N½SE¼, SE¼SE¼;
Sec. 30, NW¼;
Sec. 36, All.

T. 22 S., R. E.,
Sec. 15, S½;
Sec. 16, S½NE¼, SW¼SW¼, E½SW¼, SE¼;
Sec. 20, SE¼NE¼, SE¼SW¼, SE¼;
Sec. 21, All;
Sec. 22, W½;
Sec. 27, N½NW¼, SW¼NW¼;
Sec. 28, N½NE¼, SE¼NE¼, SE¼SW¼;
Sec. 29, NW¼NE¼, N½NW¼.

T. 23 S., R. 23 E.,
Sec. 36, All.

T. 23 S., R. 25 E.,
Sec. 29, W½SW¼;
Sec. 32, N½NW¼;
Sec. 36, W½, SE¼.

T. 23 S., R. 26 E.,
Sec. 36, W½SW¼, SE¼SW¼, SW¼SE¼.

T. 23 S., R. 28 E.,
Sec. 16, All;
Sec. 36, All.

T. 23 S., R. 29 E.,
Sec. 16, All;
Sec. 36, N½, N½S½, SW¼SW¼, S½SE¼.

T. 23 S., R. 34 E.,
Sec. 6, Lot 7, SE¼ NW¼, E½SW¼;
Sec. 36, All.

T. 23 S., R. 35 E.,
Sec. 16, E½, E½W½, SW¼NW¼, W½SW¼.

T. 23 S., R. 36 E.,
Sec. 36, All.

T. 23 S., R. 37 E.,
Sec. 31, N½, N½S½, SE¼SW¼, S½SE¼.

T. 24 S., R. 24 E.,
Sec. 36, All.

T. 24 S., R. 25 E.,
Sec. 36, All.

T. 24 S., R. 26 E.,
Sec. 16, All;
Sec. 18, Lots 1 thru 4 inclusive, E½, E½W½;
Sec. 36, S½.

T. 24 S., R. 27 E.,
Sec. 36, NE¼NE¼, SW¼NW¼, W½SW¼.

T. 24 S., R. 28 E.,
Sec. 36, All.

T. 24 S., R. 29 E.,
Sec. 36, All.

T. 24 S., R. 36 E.,
Sec. 36, NE¼, E½NW¼.

T. 24 S., R. 37 E.,
Sec. 6, NE¼NE¼.

T. 25 S., R. 24 E.,
Sec. 36, All.

T. 25 S., R. 25 E.,
Sec. 16, All;
Sec. 36, All.

T. 25 S., R. 26 E.,
Sec. 16, All;
Sec. 36, N½, SW¼.

T. 25 S., R. 28 E.,
Sec. 19, Lot 5;
Sec. 20, Lot 1;
Sec. 30, Lots 1, 2, 3.

T. 25 S., R. 30 E.,
Sec. 16, NW¼SE¼.

T. 25 S., R. 34 E.,
Sec. 22, E½.

T. 26 S., R. 23 E.,
Sec. 16, All;
Sec. 36, W½NE¼, NW¼, S½.
T. 26 S., R. 26 E.,
Sec. 3, SW¼SE¼;
Sec. 10, NW¼NE¼, N½NW¼;
Sec. 16, All;
Sec. 36, N½, N½S½.
T. 26 S., R. 27 E.,
Sec. 11, SW¼SE¼;
Sec. 14, N½NW¼;
Sec. 16, N½, SE¼.
T. 26 S., R. 34 E.,
Sec. 21, N½NE¼, SW¼NE¼, NW¼, NW¼SE¼.
T. 26 S., R. 35 E.,
Sec. 16, E½E½, W½SW¼;
Sec. 27, SW¼, NW¼SE¼;
Sec. 34, N½NW¼, SE¼NW¼.
T. 27 S., R. 23 E.,
Sec. 16, All.
T. 27 S., R. 26 E.,
Sec. 16, All;
Sec. 36, All.
T. 27 S., R. 27 E.,
Sec. 16, All;
Sec. 36, All.
T. 27 S., R. 28 E.,
Sec. 16, All;
Sec. 36, All.
T. 27 S., R. 29 E.,
Sec. 36, SE¼NE¼, SE¼.
T. 27 S., R. 30 E.,
Sec. 23, S½NE¼.
T. 28 S., R. 26 E.,
Sec. 16, All;
Sec. 36, All.
T. 28 S., R. 27 E.,
Sec. 16, All;
Sec. 36, All.
T. 28 S., R. 28 E.,
Sec. 16, All;
Sec. 36, All.
T. 28 S., R. 29 E.,
Sec. 16, All;
Sec. 36, All.
T. 28 S., R. 29½ E.,
Sec. 16, All;
Sec. 36, All.
T. 28 S., R. 29¾ E.,
Sec. 36, All.
T. 28 S., R. 30 E.,
Sec. 16, All;
Sec. 36, All.
T. 28 S., R. 31 E.,
Sec. 36, SE¼NE¼, NE¼SE¼.
T. 28 S., R. 32 E.,
Sec. 16, W½.
T. 28 S., R. 33 E.,
Sec. 16, NE¼NE¼;
Sec. 17, W½NW¼;
Sec. 18, N½NW¼.
T. 28 S., R. 34 E.,
Sec. 36, All.
T. 29 S., R. 28 E.,
Sec. 16, All;
Sec. 36, All.
T. 29 S., R. 29 E.,
Sec. 16, All;
Sec. 36, All.
T. 29 S., R. 29½ E.,
Sec. 16, All;
Sec. 36, N½, SW¼, N½SE¼, SW¼SE¼.
T. 29 S., R. 29¾ E.,
Sec. 36, All.
T. 29 S., R. 30 E.,
Sec. 16, All.
T. 29 S., R. 31 E.,
Sec. 16, All.
T. 29 S., R. 33 E.,
Sec. 2, S½NW¼, N½SW¼;
Sec. 3, NE¼;
Sec. 36, NE¼, N½NW¼.
T. 29 S., R. 34 E.,
Sec. 16, SE¼NW¼, NE¼SW¼, W½SE¼;
Sec. 36, SE¼NE¼.
T. 29 S., R. 35 E.,
Sec. 9, NW¼SE¼;
Sec. 16, S½NE¼, NW¼, S½;
Sec. 36, N½.
T. 29 S., R. 36 E.,
Sec. 16, All;
Sec. 36, All.
T. 30 S., R. 29 E.,
Sec. 16, All;
Sec. 36, All.
T. 30 S., R. 29½ E.,
Sec. 16, All;
Sec. 36, All.
T. 30 S., R. 29¾ E.,
Sec. 36, All.
T. 30 S., R. 31 E.,
Sec. 36, All.
T. 30 S., R. 32 E.,
Sec. 16, All;
Sec. 34, SE¼NE¼, E½SE¼;
Sec. 35, S½SW¼, NE¼SE¼, S½SE¼;
Sec. 36, E½, E½W½, W½SW¼.
T. 30 S., R. 33 E.,
Sec. 16, N½NE¼, SE¼NE¼.
T. 30 S., R. 34 E.,
Sec. 16, W½E½, NW¼.
T. 30 S., R. 36 E.,
Sec. 16, All;
Sec. 36, All.
T. 30½ S., R. 34 E.,
Sec. 28, SW¼, W½SE¼;
Sec. 29, SE¼;
Sec. 32, N½NE¼;
Sec. 33, N½N½, SW¼NW¼.
T. 31 S., R. 29 E.,
Sec. 16, W½NE¼, NW¼, NW¼SW¼, NW¼SE¼;
Sec. 36, All.
T. 31 S., R. 30 E.,
Sec. 16, All;
Sec. 36, All.
T. 31 S., R. 31 E.,
Sec. 16, N½N½, SW¼NW¼, W½SW¼, SE¼SW¼, S½SE¼;
Sec. 36, Lots 1 thru 1 inclusive, W½, W½E½.
T. 31 S., R. 32 E.,
Sec. 16, All.
T. 31 S., R. 32½ E.,
Sec. 16, NE¼NE¼, SW¼NE¼, SE¼;
Sec. 36, W½E½, W½.
T. 31 S., R. 32¾ E.,
Sec. 16, All.
T. 31 S., R. 33 E.,
Sec. 18, SE¼;
Sec. 19, NE¼NE¼;
Sec. 20, W½NE¼, SE¼, NE¼, NW¼, NE¼SW¼, N½SE¼, SE¼SE¼.
T. 31 S., R. 34 E.,
Sec. 36, All.
T. 31 S., R. 35 E.,
Sec. 16, E½, E½W½;
Sec. 36, All.
T. 31 S., R. 36 E.,
Sec. 16, All;
Sec. 36, All.
T. 32 S., R. 29 E.,
Sec. 16, All.
T. 32 S., R. 30 E.,
Sec. 16, All;
Sec. 36, All.
T. 32 S., R. 31 E.,
Sec. 16, All;
Sec. 36, Lots 1 thru 7 inclusive, NW¼, N½SW¼, W½NE¼, NW¼SE¼.
T. 32 S., R. 32 E.,
Sec. 36, S½N½, S½.
T. 32 S., R. 32½ E.,
Sec. 16, All;
Sec. 36, W½E½, W½.
T. 32 S., R. 35 E.,
Sec. 16, All;
Sec. 36, All.
T. 32 S., R. 35 E.,
Sec. 16, All;
Sec. 36, All.
T. 32 S., R. 36 E.,
Sec. 16, All;
Sec. 36, All.
T. 32 S., R. 37 E.,
Sec. 16, All;
Sec. 36, All.
T. 33 S., R. 29 E.,
Sec. 16, All;
Sec. 36, All.
T. 33 S., R. 31 E.,
Sec. 24, W½, W½SE¼.
T. 33 S., R. 32 E.,
Sec. 16, All;
Sec. 36, NE¼, N½SE¼, SE¼SE¼.
T. 33 S., R. 32½ E.,
Sec. 16, NW¼NW¼.
T. 33 S., R. 32¾ E.,
Sec. 36, NE¼, N½NW¼, SW¼, S½SE¼.
T. 33 S., R. 33 E.,
Sec. 16, SW¼NW¼, N½SW¼, SW¼SW¼;
Sec. 36, Lots 1 thru 4 inclusive, W½.
T. 33 S., R. 35 E.,
Sec. 16, All;
Sec. 36, All.
T. 33 S., R. 36 E.,
Sec. 16, All;
Sec. 36, All.
T. 33 S., R. 37 E.,
Sec. 16, All;
Sec. 36, All.
T. 33 S., R. 38 E.,
Sec. 16, All.
T. 34 S., R. 29 E.,
Sec. 16, All;
Sec. 36, All.
T. 34 S., R. 32 E.,
Sec. 16, All;
Sec. 36, All.
T. 34 S., R. 32½ E.,
Sec. 16, All;
Sec. 36, All.
T. 34 S., R. 32¾ E.,
Sec. 36, W½.
T. 34 S., R. 33 E.,
Sec. 36, All.
T. 34 S., R. 34 E.,
Sec. 36, All.
T. 34 S., R. 35 E.,
Sec. 16, All;
Sec. 36, All.
T. 34 S., R. 36 E.,
Sec. 16, All.
T. 34 S., R. 37 E.,
Sec. 16, All;
Sec. 36, All.
T. 35 S., R. 29 E.,

Sec. 16, All.
T. 35 S., R. 30 E.,
Sec. 16, All;
Sec. 36, All.
T. 35 S., R. 32½ E.,
Sec. 16, S½.
T. 35 S., R. 32¾ E.,
Sec. 16, NW¼, S½;
Sec. 36, All.
T. 35 S., R. 33 E.,
Sec. 16, All;
Sec. 36, E½.
T. 35 S., R. 34 E.,
Sec. 16, All;
Sec. 36, All.
T. 35 S., R. 35 E.,
Sec. 16, All.
T. 35½ S., R. 32¾ E.,
Sec. 36, All.
T. 36 S., R. 31 E.,
Sec. 16, All.
T. 36 S., R. 32 E.,
Sec. 16, All;
Sec. 36, All.
T. 36 S., R. 32½ E.,
Sec. 36, All.
T. 36 S., R. 32¾ E.,
Sec. 36, NE¼, S½NW¼, S½.
T. 36 S., R. 33 E.,
Sec. 16, NE¼NE¼, W½NW¼, W½SW¼, SE¼SW¼.
T. 36 S., R. 34 E.,
Sec. 16, S½;
Sec. 36, All.
T. 36 S., R. 35 E.,
Sec. 16, All.
T. 37 S., R. 31 E.,
Sec. 16, All;
Sec. 36, All.
T. 37 S., R. 32 E.,
Sec. 16, All;
Sec. 36, All.
T. 37 S., R. 32½ E.,
Sec. 16, All;
Sec. 36, S½.
T. 37 S., R. 32¾ E.,
Sec. 16, All;
Sec. 36, S½.
T. 37 S., R. 33 E.,
Sec. 36, E½.
T. 37 S., R. 34 E.,
Sec. 16, All;
Sec. 36, W½.
T. 38 S., R. 31 E.,
Sec. 16, All;
Sec. 36, All.
T. 38 S., R. 32 E.,
Sec. 16, Lots 1 thru 4 inclusive, S½;
Sec. 36, Lots 1 thru 4 inclusive, N½, N½S½.
T. 38 S., R. 33 E.,
Sec. 16, Lots 1 thru 4 inclusive, S½;
Sec. 36, N½.
T. 38 S., R. 34 E.,
Sec. 16, Lots 1 thru 4 inclusive, S½;
Sec. 36, All.
T. 38 S., R. 35 E.,
Sec. 16, Lots 1 thru 4 inclusive, SW¼, N½SE¼, SW¼SE¼;
Sec. 36, All.
T. 38 S., R. 36 E.,
Sec. 16, lots 1 thru 4 inclusive, S½;
Sec. 36, all;
T. 39 S., R. 31 E.,
Sec. 16, all;
Sec. 36, lots 1 thru 4 inclusive, W½, W½E½.
T. 39 S., R. 32 E.,
Sec. 16, all;
Sec. 36, lots 1 thru 4 inclusive, W½, W½E½.
T. 39 S., R. 33 E.,
Sec. 16, all;
Sec. 36, lots 1 thru 4 inclusive, W½, W½E½.
T. 39 S., R. 34 E.,
Sec. 16, NE¼NE¼, S½NE¼, W½NW¼, S½;
Sec. 36, all,
T. 39 S., R. 35 E.,
Sec. 16, all.
T. 39 S., R. 36 E.,
Sec. 16, all;
Sec. 36, all.
T. 39 S., R. 37 E.,
Sec. 36, NE¼, NE¼NW¼, NW¼SW¼, S½SW¼, E½SE¼.
T. 40 S., R. 31 E.,
Sec. 36, all.
T. 40 S., R. 32 E.,
Sec. 16, all;
Sec. 36, all.
T. 40 S., R. 33 E.,
Sec. 16, all;
Sec. 36, all.
T. 40 S., R. 34 E.,
Sec. 16, all;
Sec. 36, all.
T. 40 S., R. 36 E.,
Sec. 16, E½;
Sec. 36, N½, N½SW¼, SE¼SW¼, SE¼.
T. 40 S., R. 37 E.,
Sec. 36, W½W½.
T. 40 S., R. 38 E.,
Sec. 16, N½, SW¼, N½SE¼, SE¼SE¼.
T. 41 S., R. 32 E.,
Sec. 16, all.
T. 41 S., R. 33 E.,
Sec. 16, all.
T. 41 S., R. 34 E.,
Sec. 16, all.
T. 41 S., R. 36 E.,
Sec. 16, all.
T. 41 S., R. 37 E.,
Sec. 16, N½, NE¼SW¼, N½SE¼, SE¼SE¼.
T. 41 S., R. 38 E.,
Sec. 16, all.

Containing 140,310.69 (±) acres of which 135,190.69 (±) acres are in Harney County and 5,120 (±) acres are in Malheur County, Oregon.

The purpose of the exhange is to facilitate the resource management program of the Bureau of Land Management and to improve the resource base, through consolidation of scattered tracts of the Oregon State Lands Division. The Public Lands to be exchanged are composed of two large blocks on the east and west side of the District whereas the State lands to be exchanged are comprised of many scattered sections which lie over much of the District. The State intends to manage the lands for income generation through livestock production and the overall benefit of the people of Oregon.

The State land to be conveyed to the Federal Government has important wildlife habitat, scenic, botanic, and recreation resources as well as many tracts which fall within the boundaries of proposed Wilderness Study Areas. These lands will be managed mainly for multiple use and/or for wilderness dependent upon the designated uses of the existing Federal land around them.

The fair market value of the lands involved will be the basis for the ultimate adjustment of acreages which will be adjusted to bring the values as close as possible. Full equalization of values will be achieved by payment to one party or the other of funds in the amount not to exceed 25% of the total value of the public land to be transferred.

It is planned that the exchange will, for the most part, be for the entire fee estate, with a minimum of reservations—this is, however, still being negotiated at this time.

The public lands will be subject to the following terms and conditions.

1. Valid, existing rights including any right-of-way, easement, or lease of record.

2. A reservation to the US for rights-for-ways for ditches and canals under the Act of August 30, 1890.

3. Access, where needed, to other Federal lands.

Publication of this notice in the **Federal Register** segregates the public lands, described above, from appropriation 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 segregative effect of this notice will terminate upon issuance of patent or in two years, whichever occurs first.

Detailed information concerning the exchange, is available for review at the Burns District Office, 74 South Alvord, Burns, Oregon 97720.

For a period of 45 days from the date of this notice, interested parties may submit comments to the Burns District Manager at the above address. Any adverse comments will be evaluated by the Oregon State Director, Bureau of Land Management, 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 of the Interior.

Joshua L. Warburton,
District Manager.

[FR Doc. 83-4425 Filed 2-23-83; 8:45 am]
BILLING CODE 4310-84-M

California Desert Conservation Area Plan: 1983 Review

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of intent.

SUMMARY: Notice is hereby given that the Bureau of Land Management is initiating the 1983 Review of the California Desert Conservation Area Plan in accordance with the amendment procedures outlined in Chapter 7 of that Plan. The purpose of this review is to consider the need for possible amendments to the Plan based on requests from individuals, public and private organizations, and the Bureau's own observations.

DATES: Proposed amendments are being accepted from the public until April 15, 1983.

FOR FURTHER INFORMATION CONTACT: Gerald E. Hillier, District Manager, California Desert District, 1695 Spruce Street, Riverside, California 92507.

SUPPLEMENTARY INFORMATION: Requests for amendments or changes in the California Desert Plan are now being solicited from public agencies and interested individuals and organizations. Supporting rationale should be provided for each proposed change. The requests will be considered in light of the following criteria:

(1) Is the proposed amendment based on new data not considered when the plan was developed?

(2) Does the information represent a change in legal or regulatory mandate?

(3) Is the supporting detail sufficient and the problem clearly stated so that the request can be considered?

(4) Does the information represent a formal change in State or local government or agency plans?

Organizations or individuals who propose three or more amendments should rank their requests according to relative importance to the proponent.

The type of amendments proposed will determine the issues to be considered in the review. Previous amendment reviews have considered a variety of issues, including recreation, archaeology, livestock grazing, mining and wilderness. The composition of the interdisciplinary team will be determined by the nature of the issues which arise.

The California Desert District Advisory Council will review the suggested amendments at its public meeting on May 19 to 21, 1983 in Palm Springs, California. This meeting will serve as the public scoping meeting for the environmental document to be prepared on the amendments.

Please send your comments and proposals to the following address by April 15, 1983: 1983 Amendments, Bureau of Land Management, California Desert District, 1695 Spruce Street, Riverside, CA 92507, (714) 351-6394.

Dated: February 24, 1983.

H. W. Riecken,

Associate District Manager.

[FR Doc. 83-4560 Filed 2-23-83; 8:45 am]

BILLING CODE 4301-84-M

[M 46146]

Montana; Conveyance and Order Providing for Opening of Public Lands

February 15, 1983.

Notice is hereby given that pursuant to Section 206 of the Act of October 21, 1976 (43 U.S.C. 1716 (1976)), the surface estate only in the following described land has been conveyed to the Sky Hook Ranch, Roundup, Montana:

Principal Meridian, Montana

T. 12 N., R., 25 E.,
Sec. 25, S½.
T. 12 N., R., 26 E.,
Sec. 30, Lot 4, SE¼SW¼ and S½SE¼;
Sec. 31, N½NE¼ and SE¼SE¼; and
Sec. 32, WEST 440 feet of the E½NW¼, and W½NW¼.

Aggregating 702.15 acres.

In exchange for the above land, the United States acquired the surface estate only in the following described land in Petroleum County, Montana:

Principal Meridian, Montana

T. 12 N., R., 25 E.,
Sec. 1, Lots, 1 through 4, incl., and S½NW¼; and
Sec. 2, Lot 1 and SE¼NE¼.
T. 13 N., R., 25 E.,
Sec. 34, N½SE¼, NE¼SW¼ and S½S½; and
Sec. 35, S½S½.
T. 12 N., R. 26 E.,
Sec. 5, Lots 3 and 4; and
Sec. 6, Lots 1 through 4, incl.

Aggregating 986.02 acres.

This order restores the land acquired by the United States to the operation of the public land laws generally.

The lands are located approximately 14 miles southwest of Winnett, Montana, and are contiguous to a large block of public land. Topography is mostly broken drainages. Vegetation is native grasses. Historic and present use of the land is for grazing purposes.

At 8 a.m., on March 23, 1983, the lands shall be open to the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All applications receive at or prior to 8 am., on March 23, 1983, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Ronald L. Bartley,

Acting Deputy State Director, Division of Lands and Renewable Resources.

[FR Doc. 83-4566 Filed 2-23-83; 8:45 am]

BILLING CODE 4310-84-M

Salt Lake District, Utah; Grazing Advisory Board Notice

February 11, 1983.

AGENCY: Bureau of Land Management, Salt Lake District, Interior.

ACTION: Notice.

SUMMARY: Notice is hereby given in accordance with Pub. L. 92-463 that a meeting of the Salt Lake District Grazing Advisory Board will be held on March 21, 1983. The meeting will begin at 10 a.m. at the Bureau of Land Management Office at 2370 South 2300 West, Salt Lake City, Utah 84119.

The purpose of the meeting will be to:

(1) Develop strategy for implementing the Bureau's Range Improvement Maintenance Policy.

(2) Report on FY-82 and FY-83 project work.

(3) Discuss the grazing fee study.

(4) Other business.

Persons wishing to attend are requested to notify Frank Olsen by March 7, 1983.

Frank W. Snell,

District Manager.

[FR Doc. 83-4566 Filed 2-23-83; 8:45 am]

BILLING CODE 4310-84-M

Wyoming-Utah; Availability of Final Environmental Impact Statement for the Frontier Pipeline Project

AGENCY: Rawlins District Office, Rawlins, Wyoming, Interior.

ACTION: Notice of availability of final environmental impact statement.

SUMMARY: Pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969, the Bureau of Land Management, U.S. Department of the Interior, has prepared a Final Environmental Impact Statement (FEIS) for the Frontier Pipeline Project. Copies of the FEIS have been made available for public review and comment. Frontier Pipeline Company has proposed construction of 288 miles of common carrier pipeline (and related facilities) from the eastern edge of Summit County, Utah, through Uinta, Sweetwater, Fremont, Carbon, and Natrona counties in Wyoming, to existing pipeline distribution points in Casper, Wyoming. The final environmental impact

statement analyzes environmental impacts of the proposal (including social and economic impacts) in addition to various alignment alternatives for certain segments of the route. All comments received during the public review period for the draft environmental impact statement were considered. Those comments which raised questions or issues concerning the effects of the proposed action or alternatives, presented new data, or questioned the analysis or conclusions were responded to in the final EIS.

DATES: The final environmental impact statement (FEIS) will be available on or before February 25, 1983. Written comments on the FEIS will be accepted until March 27, 1983. It is anticipated that a decision on this action will be made shortly after the conclusion of the comment period.

ADDRESSES: Written comments on the final environmental impact statement should be sent to the District Manager, Bureau of Land Management, Rawlins District Office, Box 670, Rawlins, Wyoming 82301. The final environmental impact statement is available for inspection at the following locations: Rawlins District Office, 1300 Third Street, Rawlins, Wyoming; Kemmerer Resource Area Office, U.S. Highway 30, Diamondville, Wyoming; Rock Springs District Office, Highway 187 North, Rock Springs, Wyoming; Lander Resource Area, Jett Building, Highway 287 South, Lander, Wyoming; Casper District Office, 951 Rancho Road, Casper, Wyoming; Wyoming State Office, 2515 Warren Avenue, Cheyenne, Wyoming; or Office of Public Affairs, Bureau of Land Management, 18th and C Streets, NW, Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Mike Karbs or Kirby Boldan, Rawlins District Office, Bosx 670, Rawlins, Wyoming 82301, Telephone (307) 324–7171.

David J. Walter,

District Manager.

[FR Doc. 83–4569 Filed 2–23–83; 8:45 am]

BILLING CODE 4310–84–M

Fish and Wildlife Service

Information Collection Submitted for Review

The proposal for the collection of information listed below has been submitted to the Office of Management and Budget (OMB) for approval under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35). Copies of the proposed information collection requirement and related forms and explanatory material may be obtained by contacting the Service's clearance officer at the phone number listed below. Comments and suggestions on the requirement should be made directly to the Service clearance officer and the OMB Interior Desk Officer at 202–395–7340.

Title: Survey Contact Card (Provides names and addresses of waterfowl hunters to aid the Service in determining the magnitude and distribution of waterfowl harvests).

Bureau Form Number: 3–1823
Frequency: Annually
Description of Respondents: Waterfowl hunters
Annual Responses: 90,000
Annual Burden Hours: 7,500
Service Clearance Officer: Arthur J. Ferguson, 202–653–7499

Don W. Minnich,

Acting Associate Director—Wildlife Resources.

February 15, 1983.

[FR Doc. 83–4567 Filed 2–23–83; 8:45 am]

BILLING CODE 4310–55–M

Minerals Management Service

Oil and Gas and Sulphur Operations in the Outer Continental Shelf

AGENCY: Minerals Management Service, Interior.

ACTION: Notice of the receipt of a proposed development and production plan.

SUMMARY: Notice is hereby given that Conoco Inc. has submitted a Development and Production Plan describing the activities it proposes to conduct on Lease OCS 0577, Block 208, Eugene Island Area, offshore Louisiana.

The purpose of this Notice is to inform the public, pursuant to Section 25 of the OCS Lands Act Amendments of 1978, that the Minerals Management Service is considering approval of the Plan and that it is available for public review at the Office of the Regional Manager, Gulf of Mexico OCS Region, Minerals Management Service, 3301 North Causeway Blvd., Room 147, Metairie, Louisiana 70002.

FOR FURTHER INFORMATION CONTACT: Minerals Management Service, Public Records, Room 147, open weekdays 9 a.m. to 3:30 p.m., 3301 North Causeway Blvd., Metairie, Louisiana 70002, Phone (504) 837–4720, Ext. 226.

SUPPLEMENTARY INFORMATION: Revised rules governing practices and procedures under which the MInerals Management Service makes information contained in Development and Production Plans available to affected States, executives of affected local governments, and other interested parties became effective December 13, 1979, (44 FR 53685). Those practices and procedures are set out in a revised § 250.34 of Title 30 of the Code of Federal Regulations.

Dated: February 16, 1983.

John L. Rankin,

Acting Regional Manager, Gulf of Mexico OCS Region.

[FR Doc. 83–4564 Filed 2–23–83; 8:45 am]

BILLING CODE 4310–MR–M

Office of Surface Mining Reclamation and Enforcement

Receipt of Complete Petition for Designation of Lands as Unsuitable for Surface Coal Mining Operations; Colorado

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Notice of receipt of a complete petition for designation of lands as unsuitable for surface coal mining operations and request for comments.

SUMMARY: Notice is given that the Office of Surface Mining Reclamation and Enforcement (OSM) has received a petition to designate certain Federal lands in Adams County, Colorado, as unsuitable for surface coal mining operations, pursuant to Section 522 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1272). Interested persons are requested to submit relevant information and comment on the issues raised in the petition.

DATE: Information on which to base analyses of the issues raised by the petitioner is being sought from all interested parties. In order to be considered in a timely manner, comments should be received by March 28, 1983, or as soon as possible thereafter.

ADDRESS: Comments should be sent to: Office of Surface Mining, Western Technical Center, Attn: Charles Albrecht, Brooks Towers, 2d floor, 1020 15th Street, Denver, Colorado 80202.

FOR FURTHER INFORMATION CONTACT: Charles Albrecht at the address listed above. Telephone: (303) 837–5656 or FTS 327–5656.

SUPPLEMENTARY INFORMATION: Under Section 522 of the Surface Mining Control and Reclamation Act of 1977 (Act) and its implementing regulations, persons with interests which are or may be adversely affected by surface coal mining operations may petition OSM to have an area of Federal land designated as unsuitable for all or certain types of

mining. The petitioners allege that surface mining would be incompatible with Adams County land use plans and programs. In support of this allegation, the petitioners have presented numerous studies and reports, including the decision on rezoning, the Adams County Airport masterplan, and the county petition on condemnation. The petition was received by OSM on January 14, 1983, and was determined to be complete on February 11, 1983. The petition for Federal lands will be processed by OSM in accordance with the procedures as set forth in 30 CFR Part 769.

The following describes the petitioners and the land involved:

Petitioners: Front Range Airport Authority/Board of Adams County Commissioners
State: Colorado
County: Adams
The petition area (160 acres) comprises NW¼, sec. 14, T. 3 S., R. 64 W., 6th principal meridian.

A review of the Federal land area's suitability for mining will be undertaken by OSM. Factual information such as coal resource data will be supplied by the Bureau of Land Management (formerly the Minerals Management Service). In addition, the Bureau of Land Management, as the surface managing agency, will make recommendations on the petition. A decision on the petition will be made on or before January 13, 1984.

Copies of the petition may be obtained upon request from OSM at the address listed above. The public record on the petition is available for public review during normal working hours at the OSM office listed above.

After reviewing and analyzing available information, OSM will issue a draft evaluation document which will be available for public review. This will be followed by a public hearing held near the area covered by the petition. The time and place of the hearing will be announced at a later date.

After completion of the analyses and public hearing, the Department of the Interior may designate the area or a portion thereof as unsuitable for all or certain types of surface coal mining operations. The Department may also decline to designate all or part of the area as unsuitable.

Dated: February 17, 1983.

James R. Harris,

Director, Office of Surface Mining.

[FR Doc. 83-4679 Filed 2-23-83; 8:45 am]
BILLING CODE 4310-05-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-88 (Final)]

Carbon Steel Wire Rod From Venezuela; Import Investigation

Determination

On the basis of the record[1] developed in the subject investigation, the Commission determines, pursuant to section 735(b)(1) of the Tariff Act of 1930 (19 U.S.C. 1673d(b)(1)), that an industry in the United States is not materially injured or threatened with material injury, and that the establishment of an industry in the United States is not materially retarded, by reason of imports from Venezuela of carbon steel wire rod, provided for in item 607.17 of the Tariff Schedules of the United States, which have been found by the Department of Commerce to be sold in the United States at less than fair value (LTFV). Accordingly, pursuant to section 734(f)(3)(A) of the Act, the suspension agreement entered into by CVG-Siderurgica del Orinoco C.A. and the Department of Commerce shall have no force or effect and investigation No. 731-TA-88 (Final) is hereby terminated.

Background

The Commission instituted this investigation effective July 23, 1982, following a preliminary determination by the Department of Commerce that carbon steel wire rod from Venezuela is being sold or is likely to be sold in the United States at LTFV. Notice of the institution of the Commission's investigation and of a public hearing to be held in connection therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, D.C., and by publishing the notice in the **Federal Register** on August 4, 1982 (47 F.R. 33815). The hearing was held in Washington, D.C., on September 23, 1982, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its report on the investigation to the Secretary of Commerce on February 11, 1983. A public version of the Commission's report, Carbon Steel Wire Rod from Venezuela (investigation No. 731-TA-88 (Final), USITC Publication 1338, 1983), contains the views of the Commissioners and information developed during the investigation. Copies may be obtained by contacting the Office of the Secretary, 701 E Street NW, Washington, D.C. 20436, telephone (202) 523-5178.

[1] The record is defined in 207.2(i) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(i), 47 FR 6190, Feb. 10, 1982).

Issued: February 14, 1983.

By Order of The Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4700 Filed 2-23-83; 8:45 am]
BILLING CODE 7020-02-M

[Investigation No. 337-TA-139]

Caulking Guns; Investigation

AGENCY: International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on January 26, 1983, under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337), on behalf of Peter J. Chang, 9645 Gerwig Lane, P.O. Box 8, Columbia, Maryland 21046. A supplement to the complaint was filed on February 9, 1983. The complaint as supplemented (hereinafter "the complaint") alleges unfair methods of competition and unfair acts in the importation of certain caulking guns into the United States, or in their sale, by reason of alleged: (1) Direct infringement of claims 1-5 of U.S. Letters Patent 4,081,112; (2) passing off; (3) false advertising; and (4) misrepresentation of source and origin including failure to mark country of origin. The complaint further alleges that the effect or tendency of the unfair methods of competition and unfair acts is to prevent the establishment of an efficiently and economically operated domestic industry in the United States.

The complainant requests that the Commission institute an investigation and, after a temporary relief hearing on the non-patent allegations, issue both a temporary exclusion order, prohibiting importation of said articles into the United States except under bond, and a temporary cease and desist order. After a full investigation, complainant requests that the Commission issue both a permanent exclusion order and a permanent cease and desist order.

Authority: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930 and in section 210.12 of the Commission's Rules of Practice and Procedure (19 CFR 210.12).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission on February 17, 1983, Ordered That—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, an

investigation be instituted to determine whether there is a violation of subsection (a) of section 337 in the unlawful importation of certain caulking guns into the United States, or in their sale, by reason of alleged: (1) Direct infringement of the claims of U.S. Letters Patent 4,061,112; (2) passing off; (3) false advertising; and (4) violation of section 43(a) of the Lanham Act by reason of false designation of origin and source, the effect or tendency of which is to prevent the establishment of an efficiently and economically operated domestic industry in the United States;

(2) An investigation be made as to whether there is reason to believe that there is a violation of subsection (a) of section 337 with regard to the non-patent allegations of paragraph (1) above;

(3) For purposes of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is— Peter J. Chang, 9645 Gerwig Lane, P.O. Box 8, Columbia, Maryland 21046.

(b) The respondents are the following companies, alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Thumb Enterprise Co., Ltd., 6th Floor, Taishin Bldg., No. 30, Sec. 2, Chi-Nan Rd., Taipei, Taiwan
Winmax, Inc., P.O. Box 53–422, Taipei, Taiwan
Fuerza International Co., Ltd., 141–1 Hoping Rd., Luchou Hsiang, Taipei-Hsien, Taiwan
Taiwan Seven Rings Ind. Co., Ltd., P.O. Box 30–422, Taipei, Taiwan
Viva International Corp., 11 4th Floor, NCR Bldg., P.O. Box 13–361, 955 Tun Hwa Rd., Taipei, Taiwan
C&B Brothers Co., Ltd., P.O. Box 84–363, Taipei, Taiwan
D&W Industrial Co., Ltd., P.O. Box 27–93, Taichung, Taiwan
Kukje Corp., CPO Box 747, Seoul, Korea
Gray Marketing Group, Ltd., 4500 Cedros Avenue, P.O. Box 5216, Sherman Oaks, California 91413
AZCO, Inc., 2530 South Broadway, Los Angeles, California 90007
The Mega Group, Inc., 6001 Northwest 153rd Street, Miami Lakes, Florida 33014
SAV-ON-DRUGS, Inc., 1500 S. Anaheim Boulevard, P.O. Box 17, Anaheim, California 92805
Handy Dan, 7909 Fredericksburg Rd., San Antonio, Texas 78229
Lowe's Company, Inc., P.O. Box 111, North Wilsboro, North Carolina 28656
Chil Sung Ind. Co., 14–7 Dong Ja Dong, CPO Box 2772, Yongsanku, Seoul, Korea
Buseong Industrial Co., Ltd., 247–7 Sanok-Dong, Buk-Ku, Incheon, Korea
Donald Gray, 4500 Cedros Avenue, P.O. Box 5216, Sherman Oaks, California 91413
ARTCO Distributors, Inc., 111 W. Robinson Street, Orlando, Florida 32802
DMZ Offshore Services, 7600 N.W. 69th Street, Miami, Florida 33166
Handy Dan Home Improvement Center, Inc., 6915 E. Slauson Avenue, Los Angeles, California 90040
Great American Marketing, 17537 Devonshire Street, North Ridge, California 91325
Macklanburg-Duncan Company, 4041 N. Santa Fe, P.O. Box 25188, Oklahoma City, Oklahoma 73125.

(c) Jeffrey S. Neeley, Esq., Unfair Import Investigations Division, U.S. International Trade Commission, 701 E Street NW., Room 125, Washington, D.C. 20436, shall be the Commission investigative attorney, a party to this investigation; and

(4) For the investigation so instituted, Donald K. Duvall, Chief Administrative Law Judge, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, shall designate the presiding officer. Pursuant to § 210.30(c) of the Commission's Rules of Practice and Procedure (19 CFR 210.30(c)), discovery should be allowed in connection with the temporary relief phase of the investigation only to the extent necessary to weigh the standards that are applicable in determining whether temporary relief should be granted.

Responses must be submitted by the named respondents in accordance with § 210.21 of the Commission's Rules of Practice and Procedure (19 CFR 210.21). Pursuant to §§ 201.16(d) and 210.21(a) of the rules, such responses will be considered by the Commission if received not later than 20 days after the date of service of the complaint. Extensions of time for submitting a response will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the presiding officer and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings.

The complaint, except for any confidential information contained therein, is available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., Room 156, Washington, D.C. 20436, telephone 202–523–0471.

FOR FURTHER INFORMATION CONTACT: Jeffrey S. Neeley, Esq., Unfair Import Investigation Division, U.S. International Trade Commission, telephone 202–523–0115.

By order of the Commission.

Issued: February 17, 1983.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4702 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 731–TA–124 (Preliminary)]

Fresh Potatoes From Canada

AGENCY: International Trade Commission.

ACTION: Institution of a preliminary antidumping investigation and scheduling of a conference to be held in connection with the investigation.

EFFECTIVE DATE: February 9, 1983.

SUMMARY: The United States International Trade Commission hereby gives notice of the institution of a preliminary antidumping investigation under section 733(a) of the Tariff Act of 1930 (19 U.S.C. § 1673b(a)) to determine whether there is a reasonable indication that an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports from Canada of fresh or chilled round white potatoes, provided for in items 137.20, 137.21, 137.25, or 137.28 of the Tariff Schedules of the United States, which are alleged to be sold in the United States at less than fair value.

FOR FURTHER INFORMATION CONTACT: Mr. George Deyman, Office of Investigations, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, telephone 202–523–0481.

SUPPLEMENTARY INFORMATION:

Background.—This investigation is being instituted in response to a petition filed on February 9, 1983, on behalf of the Maine Potato Council, a trade association of Maine potato producers. The Commission must make its determination in the investigation within 45 days after the date of the filing of the petition, or by March 28, 1983 (19 CFR 207.17).

Participation.—Persons wishing to participate in this investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided for in § 201.11 of the

Commission's Rules of Practice and Procedure (19 CFR 201.11), not later than seven (7) days after the publication of this notice in the **Federal Register**. Any entry of appearance filed after this date will be referred to the Chairman, who shall determine whether to accept the late entry for good cause shown by the person desiring to file the notice.

Service of documents.—The Secretary will compile a service list from the entries of appearance filed in the investigation. Any party submitting a document in connection with the investigation shall, in addition to complying with § 201.8 of the Commission's rules (19 CFR 201.8, as amended by 47 FR 13791, Apr. 1, 1982), serve a copy of the nonconfidential version of each such document on all other parties to the investigation. Such service shall conform with the requirements set forth in § 201.16(b) of the rules (19 CFR 201.16(b)), as amended by 47 FR 33682, Aug. 4, 1982).

In addition to the foregoing, each document filed with the Commission in the course of this investigation must include a certificate of service setting forth the manner and date of such service. This certificate will be deemed proof of service of the document. Documents not accompanied by a certificate of service will not be accepted by the Secretary.

Written submissions.—Any person may submit to the Commission on or before March 9, 1983, a written statement of information pertinent to the subject matter of this investigation (19 CFR 207.15). A signed original and fourteen (14) copies of such statements must be submitted (19 CFR 201.8, as amended by 47 FR 13791, Apr. 1, 1982).

Any business information which a submitter desires the Commission to treat as confidential shall be submitted separately, and each sheet must be clearly marked at the top "Confidential Business Data." Confidential submissions must conform with the requirements of § 201.6 of the Commission's rules (19 CFR 201.6). All written submissions, except for confidential business data, will be available for public inspection.

Conference.—The Director of Operations of the Commission has scheduled a conference in connection with this investigation for 9:30 a.m., on March 7, 1983, at the U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. Parties wishing to participate in the conference should contact the staff investigator, Mr. George Deyman (202–523–0481), not later than March 3, 1983, to arrange for their appearance. Parties in support of the imposition of antidumping duties in the investigation and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference.

Public inspection.—A copy of the petition and all written submissions, except for confidential business data, will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., Washington, D.C.

For further information concerning the conduct of this investigation and rules of general application, consult the Commission's Rules of Practice and Procedure, part 207, subparts A and B (19 CFR part 207, as amended by 47 FR 33682, Aug. 4, 1982), and part 201, subparts A through E (19 CFR part 201, as amended by 47 FR 13791, Apr. 1, 1982, and 47 FR 33682, Aug. 4, 1982). Further information concerning the conduct of the conference will be provided by Mr. Deyman.

This notice is published pursuant to § 207.12 of the Commission's rules (19 CFR 207.12).

Issued: February 17, 1983.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4703 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 731-TA-87 (Final)]

Seamless Steel Pipes and Tubes From Japan

Determinations

On the basis of the record [1] developed in the subject investigation, the Commission determines,[2] pursuant to section 735(b)(1) of the Tariff Act of 1930 (19 U.S.C. 1673d(b)(1)), that an industry in the United States is materially injured by reason of imports from Japan of seamless heat-resisting steel pipes and tubes,[3] provided for in items 610.5206, 610.5208, 610.5229, or 610.5234 of the Tariff Schedules of the United States Annotated (TSUSA), which have been found by the Department of Commerce to be sold at less than fair value (LTFV).

In addition, the Commission determines [4] that an industry in the United States is materially injured by reason of imports from Japan of seamless stainless steel pipes and tubes,[3] provided for in TSUSA items 610.5205, 610.5229, or 610.5230, which have been found by Commerce to be sold at LTFV.

Background

The Commission instituted this investigation effective August 25, 1982, following preliminary determinations by the Department of Commerce that certain seamless steel pipes and tubes from Japan are being sold, or are likely to be sold, in the United States at LTFV.

Notice of the institution of the Commission's investigation and of a public hearing to be held in connection therewith was given by posting copies of the notices in the Office of the Secretary, U.S. International Trade Commission, Washington, D.C. and by publishing the notices in the **Federal Register** (47 FR 42847, Sept. 28, 1982, and 47 FR 47708, Oct. 27, 1982). The hearing was held in Washington, D.C. on January 12, 1983, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission transmitted its report on the investigation to the Secretary of Commerce on February 14, 1983. A public version of the Commission's report, *Certain Seamless Steel Pipes and Tubes from Japan* (investigation No. 731–TA–87 (Final), USITC Publication 1347, 1983), contains the views of the Commissioners and information developed during the investigation.

Issued: February 14, 1983.

By Order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4704 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[332-153]

Monthly Report on Selected Steel Industry Data

AGENCY: International Trade Commission.

ACTION: At the request of the Subcommittee on Trade, Committee on

[1] The record is defined in sec. 207.2(f) of the Commission's Rules of Practice and Procedure (19 CFR 207.2(f)).

[2] Commissioner Stern dissenting.

[3] Excluding oil country tubular goods suitable for use as oil or gas well casing or tubing, oil or gas field drill pipe or oil or gas line pipe, all of the foregoing having a tensile strength of at least 95,000 pounds per square inch (psi) and a yield strength of at least 75,000 psi.

[4] Commissioner Stern determines only that there is a threat of material injury to an industry in the United States by reason of LTFV imports of seamless stainless steel pipes and tubes from Japan. Accordingly, pursuant to section 735(b)(4)(B) of the Tariff Act (19 U.S.C. 1673d(b)(4)(B)), Commissioner Stern further determines that she would have found material injury but for any suspension of liquidation of entries of this merchandise.

Ways and Means, U.S. House of Representatives, and in accordance with the provisions of section 332(b) of the Tariff Act of 1930 (19 U.S.C. 1332(b)), the Commission has instituted investigation No. 332–153, for the purpose of gathering and compiling data on the U.S. steel industry from public sources and reporting such data to the Subcommittee on a monthly basis through December 1985. The monthly reports will include data on steel production and shipments, imports, exports, apparent consumption, market shares, prices, and employment.

EFFECTIVE DATE: February 16, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. Peter Avery, Minerals and Metals Division, Office of Industries, U.S. International Trade Commission, Washington, D.C. 20436 (telephone 202–523–0342).

Issued: February 17, 1983.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4706 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 731-TA-95 (Final)]

Stainless Steel Sheet and Strip From France; Import Investigation

AGENCY: International Trade Commission.

ACTION: Rescheduling of the hearing to be held in connection with the subject investigation.

EFFECTIVE DATE: February 10, 1983.

SUMMARY: As a result of the extension by the United States Department of Commerce of its investigations involving stainless steel sheet and strip from France (48 FR 1529, January 13, 1983), the United States International Trade Commission hereby gives notice that its hearing scheduled for March 3, 1983 in connection with the subject investigation (48 FR 539), is rescheduled for May 4, 1983. Other dates specified in 48 FR 539, such as those for the prehearing conference and for the submission of briefs, are also rescheduled as indicated below.

FOR FURTHER INFORMATION CONTACT: Mr. Stephen A. Vastagh (202–523–0283), Office of Investigations, U.S. International Trade Commission.

SUPPLEMENTARY INFORMATION:

Background.—On June 17, 1982, the Commission determined, on the basis of the information developed during the course of its preliminary investigation, that there was a reasonable indication that an industry in the United States was materially injured or threatened with material injury by reason of allegedly LTFV imports of stainless steel and strip from France. The preliminary investigation was instituted in response to a petition filed on May 10, 1982, by members of the Tool & Stainless Steel Industry Committee (since renamed: Specialty Steel Industry of the United States), and the United Steelworkers of America.

Participation in the investigation.—Persons wishing to participate in this investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided in section 201.11 of the Commission's Rules of Practice and Procedure (19 CFR 201.11, as amended by 47 FR 6189, Feb. 10, 1982), not later than 21 days after the publication of this notice in the **Federal Register**. Any entry of appearance filed after this date will be referred to the Chairman, who shall determine whether to accept the late entry for good cause shown by the person desiring to file the entry.

Upon the expiration of the period for filing entries of appearance, the Secretary shall prepare a service list containing the names and addresses of all persons, or their representatives, who are parties to the investigation, pursuant to section 201.11(d) of the Commission's rules (19 CFR 201.11(d), as amended by 47 FR 6189, Feb. 10, 1982). Each document filed by a party to this investigation must be served on all other parties to the investigation (as identified by the service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service (19 CFR 201.16(c), as amended by 47 FR 33682, Aug. 4, 1982).

Staff report.—A public version of the staff report containing preliminary findings of fact in this investigation will be placed in the public record on April 21, 1983, pursuant to § 207.21 of the Commission's rules (19 CFR 207.21).

Hearing.—The Commission will hold a joint hearing in connection with this investigation and with Inv. 731–TA–92 (Final), Stainless Steel and Strip from the Federal Republic of Germany, beginning at 10:00 a.m. on May 4, 1983, at the U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. 20436. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission not later than the close of business (5:15 p.m.) on April 12, 1983. All persons desiring to appear at the hearing and make oral presentations should file prehearing briefs and attend a prehearing conference to be held at 10:00 a.m. on April 20, 1983, in room 117 of the U.S. International Trade Commission Building. The deadline for filing prehearing briefs is April 29, 1983.

Testimony at the public hearing is governed by section 207.23 of the Commission's rules (19 CFR 207.23, as amended by 47 FR 33682, Aug. 4, 1982). This rule requires that testimony be limited to a nonconfidential summary and analysis of material contained in prehearing briefs and to information not available at the time the prehearing brief was submitted. All legal arguments, economic analyses, and factual materials, relevant to the public hearing should be included in prehearing briefs in accordance with § 207.22 (19 CFR 207.22, as amended by 47 FR 33682, Aug. 4, 1982). Posthearing briefs must conform with the provisions of section 207.24 (19 CFR 207.24, as amended by 47 FR 6191, Feb. 10, 1982) and must be submitted not later than the close of business on May 12, 1983.

Written submissions.—As mentioned, parties to this investigation may file prehearing and posthearing briefs by the dates shown above. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before May 12, 1983. A signed original and fourteen (14) true copies of each submission must be filed with the Secretary to the Commission in accordance with section 201.8 of the Commission's rules (19 CFR 201.8, as amended by 47 FR 6188, Feb. 10, 1982, and 47 FR 13791, Apr. 1, 1982). All written submissions except for confidential business data will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary to the Commission.

Any business information for which confidential treatment is desired shall be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Confidential Business Information." Confidential submissions and requests for confidential treatment must conform with the requirements of § 201.6 of the Commission's rules (19 CFR 201.6).

For further information concerning the conduct of the investigation, hearing procedures, and rules of general application, consult the Commission's Rules of Practice and Procedure, part 207, subparts A and C (19 CFR part 207, as amended by 47 FR 6190, Feb. 10, 1982, and 47 FR 33682, Aug. 4, 1982), and part 201, subparts A through E (19 CFR part 201, as amended by 47 FR 6188, Feb. 10, 1982; 47 FR 13791, Apr. 1, 1982; and 47 FR 33682, Aug. 4, 1982).

This notice is published pursuant to § 207.20 of the Commission's rules (19 CFR 207.20, as amended by 47 FR 6190, Feb. 10, 1982).

Issued: Feburary 15, 1983.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4707 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 731-TA-92 (Final)]

Stainless Steel Sheet and Strip From Germany; Import Investigation

AGENCY: International Trade Commission.

ACTION: Rescheduling of the hearing to be held in connection with the subject investigation.

EFFECTIVE DATE: February 10, 1982.

SUMMARY: As a result of the extension by the United States Department of Commerce of its investigations involving stainless steel sheet and strip from the Federal Republic of Germany (48 FR 4864, February 3, 1983), the United States International Trade Commission hereby gives notice that its hearing scheduled for March 3, 1983 in connection with the subject investigation (48 FR 538), is rescheduled for May 4, 1983. Other dates specified in 48 FR 538, such as those for the prehearing conference and for the submission of briefs, are also rescheduled as indicated below.

FOR FURTHER INFORMATION CONTACT: Mr. Stephen A. Vastagh (202-523-0283), Office of Investigations, U.S. International Trade Commission.

SUPPLEMENTARY INFORMATION:

Background.—On June 2, 1982, the Commission determined, on the basis of the information developed during the course of its preliminary investigation, that there was a reasonable indication that an industry in the United States was materially injured or threatened with material injury by reason of allegedly LTFV imports of stainless steel and strip from the Federal Republic of Germany. The preliminary investigation was instituted in response to a petition filed on April 26, 1982, by members of the Tool & Stainless Steel Industry Committee (since renamed: Specialty Steel Industry of the United States), and the United Steelworkers of America.

Participation in the investigation.—Persons wishing to participate in this investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided in section 201.11 of the Commission's Rules of Practice and Procedure (19 CFR 201.11, as amended by 47 FR 6189, Feb. 10, 1982), not later than 21 days after the publication of this notice in the **Federal Register**. Any entry of appearance filed after this date will be referred to the Chairman, who shall determine whether to accept the late entry for good cause shown by the person desiring to file the entry.

Upon the expiration of the period for filing entries of appearance, the Secretary shall prepare a service list containing the names and addresses of all persons, or their representatives, who are parties to the investigation, pursuant to section 201.11(d) of the Commission's rules (19 CFR 201.11(d), as amended by 47 FR 6189, Feb. 10, 1982). Each document filed by a party to this investigation must be served on all other parties to the investigation (as identified by the service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service (19 CFR § 201.16(c), as amended by 47 FR 33682, Aug. 4, 1982).

Staff report.—A public version of the staff report containing preliminary findings of fact in this investigation will be placed in the public record on April 21, 1983, pursuant to § 207.21 of the Commission's rules (19 CFR 207.21).

Hearing.—The Commission will hold a joint hearing in connection with this investigation and with Inv. 731-TA-95 (Final), Stainless steel and Strip from France, beginning at 10:00 a.m. on May 4, 1983, at the U.S. International Trade Commisison Building, 701 E Street NW., Washington, D.C. 20436. Requests to appear at the hearing should be filed in writing with the secretary to the Commisison not later than the close of business (5:15 p.m.) on April 12, 1983. All persons desiring to appear at the hearing and make oral presentations should file prehearing briefs and attend a prehearing conference to be held at 10:00 a.m. on April 20, 1983, in room 117 of the U.S. International Trade Commission Building. The deadline for filing prehearing briefs is April 29, 1983.

Testimony at the public hearing is governed by section 207.23 of the Commission's rules (19 CFR 207.23, as amended by 47 FR 33682, Aug. 4, 1982). This rule requires that testimony be limited to a nonconfidential summary and analysis of material contained in prehearing briefs and to information not available at the time the prehearing brief was submitted. All legal arguments, economic analyses, and factual materials relevant to the public hearing should be included in prehearing briefs in accordance with § 207.22 (19 CFR 207.22, as amended by 47 FR 33682, Aug. 4, 1982). Posthearing briefs must conform with the provisions of section 207.24 (19 CFR 207.24, as amended by 47 FR 6191, Feb. 10, 1982) and must be submitted not later than the close of business on May 12, 1983.

Written submissions.—As mentioned, parties to this investigation may file prehearing and posthearing briefs by the dates shown above. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before May 12, 1983. A signed original and fourteen (14) true copies of each submission must be filed with the Secretary to the Commission in accordance with section 201.8 of the Commission's rules (19 CFR 201.8, as amended by 47 FR 6188, Feb. 10, 1982, and 47 FR 13791, Apr. 1, 1982). All written submissions except for confidential business data will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary to the Commission.

Any business information for which confidential treatment is desired shall be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Confidential Business Information." Confidential submissions and requests for confidential treatment must conform with the requirements of § 201.6 of the Commission's rules (19 CFR 201.6).

For further information concerning the conduct of the investigation, hearing procedures, and rules of general application, consult the Commission's Rules of Practice and Procecure, part 207, subparts A and C (19 CFR part 207, as amended by 47 FR 6190, Feb. 10, 1982, and 47 FR 33682, Aug. 4, 1982), and part 201, subparts A through E (19 CFR part 201, as amended by 47 FR 6188, Feb. 10, 1982; 47 FR 13791, Apr. 1, 1982; and 47 FR 33682, Aug. 4, 1982).

This notice is published pursuant to section 207.20 of the Commission's rules (19 CFR 207.20, as amended by 47 FR 6190, Feb. 10, 1982).

By order of the Commission.

Issued: February 15, 1983.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4708 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-124]

Textile Spinning Frames and Automatic Doffers Therefor; Termination of Two Respondents by Summary Determination

AGENCY: International Trade Commission.

ACTION: Notice is hereby given that the Commission has affirmed an initial determination that granted a motion for summary judgment that respondents Schubert & Salzer Machinenfabrik A.G. and Schubert & Salzer Machine Works (S & S) have not as a matter of law violated section 337, and terminated the investigation with respect to such respondents.

Authority: The authority for Commission disposition of this matter is contained in section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) and in section 210.56 of the Commission's Rules of Practice and Procedure (47 FR 25134 (June 10, 1982); to be codified at 19 CFR 210.56).

SUPPLEMENTARY INFORMATION: The initial determination was issued in response to a motion for summary determination and termination as to the S & S respondents on the grounds that S & S had not sold, or engaged in contracts to sell, the allegedly infringing equipment in the past and that they did not intend to do so in the future. On October 19, 1982, the Commission self-initiated review of the initial determination regarding certain legal issues and published notice thereof in the **Federal Register**. The S & S respondents and the Commission investigative attorney filed reply briefs supporting adoption of the presiding officer's initial determination. On February 10, 1983, the Commission affirmed the initial determination and terminated the investigation with respect to those respondents.

Copies of the presiding officer's initial determination, the Commission Action and Order and all other nonconfidential documents filed in connection with this investigation are available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, telephone 202-523-0161.

FOR FURTHER INFORMATION CONTACT: Sheila Landers, Esq., Office of the General Counsel, U.S. International Trade Commission, telephone 202-523-0421.

Issued: February 14, 1983.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4705 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-137]

Certain Heavy-Duty Staple Gun Tackers; Investigation

AGENCY: International Trade Commission.

ACTION: Institution of investigation pursuant to 19 U.S.C. 1337.

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on January 7, 1983, under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337), on behalf of Arrow Fastener Co., Inc., 271 Mayhill St., Saddle Brook, N.J. 07662. The complaint alleges unfair methods of competition and unfair acts in the importation of certain heavy-duty staple gun tackers into the United States, or in their sale, by reason of alleged (1) infringement of Arrow's common law trademark under section 43(a) of the Lanham Act, in the heavy-duty staple gun tacker, (2) passing off, and (3) infringement of Arrow's common law trademark under section 43(a) of the Lanham Act, in the pictorial of the heavy-duty staple gun tacker. The complaint further alleges that the effect or tendency of the unfair methods of competition and unfair acts is to destroy or substantially injure an industry, efficiently and economically operated, in the United States.

The complainant requests the Commission to institute an investigation and, after a full investigation, to issue both a permanent exclusion order and a permanent cease and desist order.

Authority: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930 and in § 210.12 of the Commission's Rules of Practice and Procedure (19 CFR 210.12).

Scope of Investigation: Having considered the complaint, the U.S. International Trade Commission, on February 2, 1983, ordered that—

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, an investigation be instituted to determine whether there is a violation of subsection (a) of section 337 in the unlawful importation of certain heavy-duty staple gun tackers into the United States, or in their sale, by reason of alleged: (1) Infringement of Arrow's common law trademark under section 43(a) of the Lanham Act, in the heavy-duty staple gun tacker, (2) passing off, and (3) infringement of Arrow's common law trademark under section 43(a) of the Lanham Act, in the pictorial of the heavy-duty staple gun tacker. The complaint further alleges that the effect or tendency of the unfair methods of competition and unfair acts is to destroy or substantially injure an industry, efficiently and economically operated, in the United States.

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is—Arrow Fastener Co., Inc., 271 Mayhill Street, Saddle Brook, N.J. 07662.

(b) The following respondents are alleged to be in violation of section 337, and are the parties upon which the complaint is to be served. The first five respondents listed below are alleged to be committing all three of the unfair methods of competition and unfair acts listed in paragraph (1) and the remaining respondents are alleged to be committing the first two of the unfair methods of competition and unfair acts listed in paragraph (1):

Test-Rite Products Corp., 1144 Clifton Ave., Clifton, N.J. 07013
Test-Rite Int'l (Taiwan) Ltd., 293 Chung Hsiao East Rd., 2nd Floor, Sec. 4, Taipei, Taiwan
Test-Rite Automotive Ltd., Room 1504, Star House, 3 Salisbury Rd., T.S.T., Kowloon, Hong Kong
Taiwan Royal United Int'l., 21-2 Ching-Cheng St., Taipei, Taiwan
Waverly Screw & Hardware, Inc., d.b.a. Lustre Line Products, Richmond & Norris Streets, Philadelphia, Pa. 19125
Chen Dah Machinery Ltd., 239 Hoping St., Taichung, Taiwan
Alltrade, Inc., 1728 Greenwood Ave., Montebello, Calif. 90640
Central Hardware Co., 111 Boulder Industrial, Bridgeton, Mo. 63044
The Handyman of California, d.b.a. The Handyman Hardware, 6666 Convoy Court, San Diego, Calif. 92111
Handyman Supply, Inc., d.b.a. The Handyman Hardware, 4417 Mahonig Ave. NW., Warren, Ohio 44483
Meijer Thrifty Acres, 2727 Walker NW., Grand Rapids, Mich. 49504
Dart Drug Corp., 3301 Pennsylvania Dr., Landover, Md. 20785
Menards, Inc., d.b.a. Menards Cashway Lumber, 4601 First Ave. SE., Cedar Rapids, Iowa 52403
Aco, Inc., 23333 Commerce Dr., Farmington Hills, Mich. 48024
Venture Stores, Inc., 615 N.W. Plaza, Lower Level, St. Ann, Mo. 63074
L. G. Distributors, Inc., d.b.a. L. G. Cook Distributors, 525 Ann St. NW., Grand Rapids, Mich. 49504
Fred Meyer, Inc., 3800 S. 22nd, Portland, Oreg.

Wal-Mart Stores, Inc., 702 SW. Eighth St., Bentonville, Ark. 72712
Ranch Wholesale Supply, Inc., d.b.a. Longmont Big R, 1515 Main Street, Longmont, Colo. 80501
Stop & Shop Companies, Inc., 393 D Street, Boston, Mass. 02110
Western Auto Supply, Inc., 2107 Grand Ave., Kansas City, Mo. 64108
Pep Boys—Manny, Moe, & Jack, 32nd & Allegheny, Philadelphia, Pa. 19132
Tractor Supply Co., 915 Murfreesboro Rd., Nashville, Tenn. 37217

(c) Robert S. Budoff, Esq., Unfair Import Investigations Division, U.S. International Trade Commission, 701 E Street NW., Room 124, Washington, D.C. 20436, shall be the Commission investigative attorney, a party to this investigation; and

(3) For the investigation so instituted, Donald K. Duvall, Chief Administrative Law Judge, U.S. International Trade Commission, 701 E Street NW., Washington, D.C. 20436, shall designate the presiding officer.

Responses must be submitted by the named respondents in accordance with § 210.21 of the Commission's Rules of Practice and Procedure (19 CFR 210.21). Pursuant to §§ 201.16(d) and 210.21(a) of the rules, such responses will be considered by the Commission if received not later than 20 days after the date of service of the complaint. Extensions of time for submitting a response will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the presiding officer and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter both an initial determination and a final determination containing such findings.

The complaint, except for any confidential information contained therein, is available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 701 E Street NW., room 156, Washington, D.C. 20436, telephone 202-523-0471.

FOR FURTHER INFORMATION CONTACT: Robert S. Budoff, Esq., Unfair Import Investigations Division, U.S. International Trade Commission, telephone 202-523-0113.

By order of the Commission.

Issued: February 17, 1983.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4696 Filed 2-23-83; 8:45 am]
BILLING CODE 7020-02-M

[Investigation No. 731-TA-102 (Final)]

Certain Radio Paging and Alerting Receiving Devices

AGENCY: International Trade Commission.

ACTION: Institution of final antidumping investigation and scheduling of a hearing to be held in connection with the investigation.

EFFECTIVE DATE: February 1, 1983.

SUMMARY: As a result of an affirmative preliminary determination by the U.S. Department of Commerce that there is a reasonable basis to believe or suspect that imports from Japan of certain radio paging and alerting receiving devices, provided for in items 685.24 and 685.70 of the Tariff Schedules of the United States, are being, or are likely to be, sold in the United States at less than fair value (LTFV) within the meaning of section 731 of the Tariff Act of 1930 (19 U.S.C. 1673), the United States International Trade Commission hereby gives notice of the institution of Investigation No. 731-TA-102 (Final) under section 735(b) of the act (19 U.S.C 1673d(b)) to determine whether an industry in the United States is materially injured, or is threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports of such merchandise. The Department of Commerce will make its final dumping determination in the case on or before June 11, 1983, and within 45 days of the Department of Commerce's determination the Commission will notify the Department of Commerce of its final injury determinations (19 CFR 207.25).

FOR FURTHER INFORMATION CONTACT: Bill Schechter, Investigator, Office of Investigations, U.S. International Trade Commission, telephone 202-523-0300.

SUPPLEMENTARY INFORMATION:

Background

On October 4, 1982, the Commission notified the Department of Commerce that, on the basis of the information developed during the course of its preliminary investigation, there is a reasonable indication that an industry in the United States is threatened with material injury by reason of alleged LTFV imports of certain radio paging and alerting devices from Japan. The preliminary investigation was instituted in response to a petition filed on August 19, 1982, by counsel for Motorola, Inc., the largest domestic producer of radio paging and alerting receiving devices.

Participation in the investigation.—Persons wishing to participate in this investigation as parties must file an entry of appearance with the Secretary to the Commission, as provided in § 201.11 of the Commission's Rules of Practice and Procedure (19 CFR 201.11, as amended by 47 FR 6189, February 10, 1982), not later than 21 days after the publication of this notice in the **Federal Register**. Any entry of appearance filed after this date will be referred to the Chairman, who shall determine whether to accept the late entry for good cause shown by the person desiring to file the entry.

Upon the expiration of the period for filing entries of appearance, the Secretary shall prepare a service list containing the names and addresses of all persons, or their representatives, who are parties to the investigation, pursuant to § 201.11(d) of the Commission's rules (19 CFR 201.11(d), as amended by 47 FR 6189, February 10, 1982). Each document filed by a party to this investigation must be served on all other parties to the investigation (as identified by the service list), and a certificate of service must accompany the document. The Secretary will not accept a document for filing without a certificate of service (19 CFR 201.16(c), amended by 47 FR 33682, August 4, 1982).

Staff report.—A public version of the staff report containing preliminary findings of fact in this investigation will be placed in the public record on June 10, 1983, pursuant to § 207.21 of the Commission's rules (19 CFR 207.21).

Hearing.—The Commission will hold a hearing in connection with this investigation beginning at 10:00 a.m., on June 21, 1983, at the U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. 20436. Requests to appear at the hearing should be filed in writing with the Secretary to the Commission not later than the close of business (5:15 p.m.) on June 3, 1983. All persons desiring to appear at the hearing and make oral presentations should file prehearing briefs and attend a prehearing conference to be held at 10:00 a.m., on June 14, 1983, in room 117 of the U.S. International Trade Commission Building. The deadline for filing prehearing briefs is June 16, 1983.

Testimony at the public hearing is governed by § 207.23 of the Commission's rules (19 CFR 207.23, as amended by 47 FR 33682, August 4,

1982). This rule requires that testimony be limited to a nonconfidential summary and analysis of material contained in prehearing briefs and to information not available at the time the prehearing brief was submitted. All legal arguments, economic analyses, and factual materials relevant to the public hearing should be included in prehearing briefs in accordance with § 207.22 (19 CFR 207.22, as amended by 47 FR 33682, August 4, 1982). Post hearing briefs must conform with the provisions of section 207.24 (19 CFR 207.24, as amended by 47 FR 6191, February 10, 1982) and must be submitted not later than the close of business on March 8, 1983.

Written submission.—As mentioned, parties to this investigation may file prehearing and posthearing briefs by the dates shown above. In addition, any person who has not entered an appearance as a party to the investigation may submit a written statement of information pertinent to the subject of the investigation on or before June 28, 1983. A signed original and fourteen (14) true copies of each submission must be filed with the Secretary to the Commission in accordance with section 201.8 of the Commission's rules (19 CFR 201.8, as amended by 47 FR 6188, February 10, 1982, and 47 FR 13791, April 1, 1982). All written submissions except for confidential business data will be available for public inspection during regular business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary to the Commission.

Any business information for which confidential treatment is desired shall be submitted separately. The envelope and all pages of such submissions must be clearly labeled "Confidential Business Information." Confidential submissions and requests for confidential treatment must conform with the requirements of § 201.6 of the Commission's rules (19 CFR 201.6).

For further information concerning the conduct of the investigation, hearing procedures, and rules of general application, consult the Commission's Rules of Practice and Procedure, part 207, subparts A and C (19 CFR part 207, as amended by 47 FR 6190, February 10, 1982, and 47 FR 33682, August 4, 1982), and part 201, subparts A through E (19 CFR Part 201, as amended by 47 FR 6188, February 10, 1982; 47 FR 13791, April 1, 1982; and 47 FR 33682, August 4, 1982).

This notice is published pursuant to § 207.20 of the Commission's rules (19 CFR 207.20, as amended by 47 FR 6190, February 10, 1982).

Issued: February 18, 1982.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 83-4697 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-136]

Certain Marine Hardware and Accessories; Prehearing Conference and Hearing

Notice is hereby given that a prehearing conference will be held in this case at 9:00 a.m. on March 14, 1983 in Room 201, Waterfront Center, 1010 Wisconsin Avenue, NW., Washington, D.C., and the hearing on temporary relief will commence immediately thereafter.

The purpose of the prehearing conference is to review the trial memoranda submitted by the parties, to stipulate exhibits into the record, and to discuss any questions raised by the parties relating to the hearing.

The Secretary shall publish this notice in the **Federal Register.**

Issued: February 17, 1983.

Janet D. Saxon,

Administrative Law Judge.

[FR Doc. 83-4698 Filed 2-23-83; 8:45 am]

BILLING CODE 7020-02-M

INTERSTATE COMMERCE COMMISSION

Motor Carriers; Finance Applications; Decision-Notice

As indicated by the findings below, the Commission has approved the following applications filed under 49 U.S.C. 10924, 10926, 10931 and 10932.

We find: Each transaction is exempt from section 11343 of the Interstate Commerce Act, and complies with the appropriate transfer rules.

This decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

Petitions seeking reconsideration must be filed within 20 days from the date of this publication. Replies must be filed within 20 days after the final date for filing petitions for reconsideration; any interested person may file and serve a reply upon the parties to the proceeding. Petitions which do not comply with the relevant transfer rules at 49 CFR 1181.4 may be rejected.

If petitions for reconsideration are not timely filed, and applicants satisfy the conditions, if any, which have been imposed, the application is granted and they will receive an effective notice. The notice will recite the compliance requirements which must be met before the transferee may commence operations.

Applicants must comply with any conditions set forth in the following decision-notices within 20 days after publication, or within any approved extension period. Otherwise, the decision-notice shall have no further effect.

It is ordered: The following applications are approved, subject to the conditions stated in the publication, and further subject to the administrative requirements stated in the effective notice to be issued hereafter.

Agatha L. Mergenovich,

Secretary.

For status, please call Team 1 at 202-275-7992.

Volume No. OP1 FC-65.

By the Commission, Review Board No. 2, Members Carleton, Williams, and Ewing.

MC-FC-81160. By decision of February 15, 1983 issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, Review Board Number 2 approved the transfer to TRANSPORTS R.P.R., INC., Cowansville, Quebec, Canada, of Permits No. MC-135341 Subs 1, 3 and 5, issued December 10, 1971, May 14, 1973 and June 7, 1973, respectively, to MAGOG EXPRESS, INC. (Blais, Fortier, Touche, Ross, Ltee, Trustee in Bankruptcy), of Magog, Quebec, Canada, authorizing the transportation of magazines and periodicals, from ports of entry on the United States-Canada Boundary line at or near Derby Line and Highgate Springs, VT, to springfield, MA, and Bridgeport, CT, and pallets, from the above-described destination points, to the above described origin points, under continuing contract(s) with Imprimerie Montreal Offset Printing, Inc., of Montreal, Quebec, Canada; limestone, in bags, from Canaan, CT, and Florence, VT, to ports of entry on the United States-Canada boundary line at or near Norton, Derby Line, Richford and Highgate Springs, VT, under continuing contract(s) with Armstrong Cork Canada Limited, of Montreal, Quebec, Canada; and magazines and periodicals, from ports of entry on the United States-Canada Boundary line at or near Derby Line and Highgate Springs, VT, to Boston, MA, Green Brook and Jersey City, NJ, New York and Troy, NY, and Philadelphia, PA, printing paper, from New York, NY, to ports of entry on the United States-Canada Boundary line at or near Derby Line and Highgate Springs, VT, and Book Covers, from Holyoke and

Springfield, MA, to ports of entry on the United States-Canada Boundary line at or near Derby Line and Highgate Springs, VT, under continuing contract(s) with Imprimerie Montreal Offset Printing, Inc., of Magog, Quebec, Canada, and Imprimerie Montreal Offset Printing, Inc., of Montreal, Quebec, Canada. An application for temporary authority has been filed. Transferee holds authority under MC-129649. Applicants' representative: Jeremy Kahn, Suite 733 Investment Bldg., 1511 K Street, N.W., Washington, DC 20005.

For status, please call Team 2 at 202-275-7030.

Volume No. OP2-FC-073

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

MC-FC-81027. By Decision of February 15, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, Review Board Number 3 approved the transfer to J-GEM Transportation, Inc., of Long Beach, CA, of Certificates No. MC-138322 (Sub-Nos. 12 and 21), issued February 16, and January 15, 1982, respectively, to BHY TRUCKING, INC., of South El Monte, CA, authorizing the transportation of (1)(a) *oilfield machinery, materials, equipment, and supplies*, (b) *mining and road building machinery and equipment* (except classes A and B explosives), (c) *structural steel, pipe, and well casings*, and (d) *used construction camp equipment*, which because of size or weight requires the use of special equipment, between points in CA and those in AZ within 250 miles of Wilmington, CA, on the one hand, and, on the other, points in AZ, AR, CO, KS, LA, NM, OK, and TX; and (2) *general commodities* (with specified exceptions), between Los Angeles and El Monte, CA, on the one hand, and, on the other, points in AZ, CA, and TX. Representative: Raymond P. Keigher, 401 East Jefferson St., Suite 102, Rockville, MD 20850, 301-424-2420.

Note.—(1) An application for temporary authority has been filed; and (2) Transferee is a carrier holding authority under MC-140268.

For status, please call Team 4 at 202-275-7669.

Volume No. OP4-FC-090

By the Commission, Review Board No. 3, Members Krock, Joyce, and Dowell.

MC-FC-79957. By decision of February 10, 1983, issued under 49 U.S.C. 10926 and the transfer rules at 49 CFR 1181, Review Board Number 3 approved the transfer to NEW CONCEPT TRANSPORTATION, INC., of Gilbertsville, PA, of Certificate No. MC-135647 (Sub-No. 1), issued October 29, 1981 to ROBERT EMANUEL and MARGARET EMANUEL, d.b.a. EMANUEL'S EXPRESS, Kirklyn, PA, authorizing the transportation, 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 United States. Representative: Alan Kahn, 100 S. Broad St., Philadelphia, PA 19110.

Note.—The sole purpose of this republication is to reflect the authority to be transferred in Certificate No. MC-135647 (Sub-No. 1).

MC-FC-81178, filed January 20, 1983. By decision of February 15, 1983, issued under 49 U.S.C. 10926 and the Commission's transfer rules at 49 CFR 1181, Review Board Number 3 approved the transfer to KBC FREIGHTWAYS, INC., Burbank, IL, of Certificates and Permits issued in MC-15546 and all subs thereunder, to KIRCHWEHM BROS. CARTAGE CO., Chicago, IL, authorizing the transportation of (1) *general commodities* (with exceptions), (a) between points in the Chicago, IL commerical zone, and (b) between points in IL, IN, IA, KY, MI, MN, MO, OH, and WI, (2) *such commodities* as are dealt in or used by food, grocery and drug business houses, between points in the U.S., under continuing contract(s) with Procter & Gamble, Inc., of Cincinnati, OH; (3) *rubber and plastic products, pulp, paper and related products, and chemicals and related products*, between points in the U.S., under continuing contract(s) with BOF, Ltd. of Williamston, MI; (4) *food and related products*, between points in the U.S., under continuing contract(s) with Larsen Company of Green Bay, WI; (5) *such commodities* as are dealt in or used by grocery, drug, department, or chain stores, and food business houses, between points in the U.S. (except AK and HI), under continuing contract(s) with Helene Curtis Industries, Inc. of Chicago, IL; and (6) general commodities (with exceptions), between points in the U.S. (except AK and HI), under continuing contract(s) with three named shippers and their subsidiaries. An application for temporary authority has been filed. Representative: James J. Jablonski, 10424 So. Kedzie Ave., Chicago, IL 60655, (312) 445-7300.

[FR Doc. 83-4589 Filed 2-23-83; 8:45 am]

BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

In the matter of Motor Common and Contract Carriers of Property (except fitness-only); Motor Common Carriers of Passengers (public interest); Freight Forwarders; Water Carriers; Household Goods Brokers.

The following applications for motor common or contract carriers of property, water carriage, freight forwarders, and household goods brokers are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160, Subpart A published in the **Federal Register** on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the **Federal Register**, December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common carriage of passengers, filed on or after November 19, 1982, are governed by Subpart D of 49 CFR Part 1160, published in the **Federal Register** on November 24, 1982 at 47 FR 53271. For compliance procedures, see 49 CFR 1160.86. Carriers operating pursuant to an intrastate certificate also must comply with 49 U.S.C. 10922(c)(2)(E). Persons wishing to oppose an application must follow the rules inder 49 CFR Part 1160, Subpart E. In addition to fitness grounds, these applications may be opposed on the grounds that the transportation to be authorized is not consistent with the public interest.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon 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 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.

We make an additional preliminary finding with respect to each of the following types of applications as indicated: common carrier of property—that the service proposed will serve a useful public purpose, responsive to a

public demand or need; water common carrier—that the transportation to be provided under the certificate is or will be required by the public convenience and necessity; water contract carrier, motor contract carrier of property, freight forwarder, and household goods broker—that the transportation will be consistent with the public interest and the transportation policy of section 10101 of chapter 101 of Title 49 of the United States Code.

These presumptions shall not be deemed to exist where the application is opposed. Except 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 for 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." Applications filed under 49 U.S.C. 10922(c)(2)(B) to operate in intrastate commerce over routes as a motor common carrier of passengers are duly noted. Please direct status inquiries to Team 2, (202) 275–7030.

Volume No. OP2-070

Decided: February 7, 1983.

By the Commission, Review Board No. 2, members Carleton, Williams, and Ewing.

FF-653, filed January 19, 1983. Applicant: ADVANCE FORWARDERS, INC., P.O. Box 4067, Burlingame, CA 94010. Representative: Alan F. Wohlstetter, 1700 K St., NW., Washington, DC 20006, (202) 833-8884. *As a freight forwarder* in connection with the transportation of used household goods, unaccompanied baggage, and used automobiles, between points in the U.S.

MC 682 (Sub-44), filed January 11, 1983. Applicant: BURNHAM VAN SERVICE, INC., 5000 Burnham Blvd., Columbus, GA 31907. Representative: David Earl Tinker, 1000 Connecticut Ave., NW., Suite 1112, Washington, DC 20036-5391, 202-887-5868. Transporting *general commodities* (except classes A and B explosives, and commodities in bulk), between points in the U.S., under continuing contract(s) with Visual Graphics Corporation, of Tamarac, FL.

MC 1222 (Sub-58), filed January 6, 1983. Applicant: THE REINHARDT TRANSFER COMPANY, 1410 Tenth St., P.O. Box 7, Portsmouth, OH 45662. Representative: Robert H. Kinker, 314 West Main St., P.O. Box 464, Frankfort, KY 40602, 502-223-8244. Transporting *metal products*, between Detroit, MI, on the one hand, and, on the other, points in IL, IN, KY, OH, TN, and WV.

MC 97642 (Sub-4), filed January 19, 1983. Applicant: YOUNG TRUCKING, INC., P.O. Box 9197, Corpus Christi, TX 78408. Representative: John W. Carlisle, P.O. Box 967, Missouri City, TX 77459, (713) 437-1768. 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 107002 (Sub-594), filed January 13, 1983. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, MS 39205. Representative: Harold D. Miller, Jr., 17th Floor, Deposit Guaranty Plaza, P.O. Box 22567, Jackson, MS 39205. (601) 948-5711. Transporting general commodities (except classes A and B explosives, household goods and commodities in bulk), (1) between points in Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun and Gulf Counties, FL, and AL, AR, LA, MS, and TN, and (2) between points in (1) above, on the one hand, and, on the other, points in the U.S., (except AK and HI).

MC 107012 (Sub-786), filed January 19, 1983. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same address as applicant), 219-429-2110. Transporting *general commodities* (except classes A and B explosives, and commodities in bulk), between points in the U.S., under continuing contract(s) with Hills Department Stores, of Canton, MA.

MC 107012 (Sub-787), filed January 19, 1983. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same address as applicant), 219-429-2110. Transportating *general commodities* (except classes A and B explosives and commodities in bulk), between points in the U.S., under continuing contract(s) with E-Systems, Inc., of Dallas, TX.

MC 117792 (Sub-11), filed January 17, 1983. Applicant: J C. JACKSON, JR., d.b.a. FARM PRODUCTS CO., P.O. Box 189, East Prairie, MO 68345. Representative: A. J. Swanson, P.O. Box 1103, Sioux Falls, SD 57101, (605) 335-1777. Transporting *food and related products*, between points in AL, AR, DE, FL, GA, IA, IL, IN, KY, LA, MI, MN, MO, MS, NC, NE, NY, OH, OK, PA, SC, TN, TX, VA, WI and WV.

MC 118142 (Sub-256), filed January 14, 1983. Applicant: M. BRUENGER & CO., 6250 North Broadway, Wichita, KS 67218. Representative: Lester C. Arvin, 814 Century Plaza Building, Wichita, KS 67202, (316) 265-2634. Transporting *general commodities* (except classes A and B explosives and household goods), between points in the U.S. (except AD and HI).

MC 125813 (Sub-27), filed January 11, 1983. Applicant: CRESSLER TRUCKING, INC., 691 Orrstown Rd., Shippensbury, PA 17257. Representative: John Wills Beach, 34 West Middle St., Gettysburg, PA 71325, 717-334-9121. Transporting *pulp, paper and related products*, between points in the U.S (except AK and HI).

MC 134783 (Sub-81), filed January 19, 1983. Applicant: DIRECT SERVICE, INC., P.O. Box 2481, Lubbock, TX 79408. Representative: Charles M. Williams, 1600 Sherman St., No. 665, Denver, CO 80203, 303-839-5856. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AD and HI).

MC 141603 (Sub-9), filed January 26, 1983. Applicant: CANADIAN PACIFIC EXPRESS & TRANSPORT, INC., LTD., Suite E330, Atria North, 2255 Sheppard Ave., E., Willowdale, Ontario, Canada M2J 4Y1. Representative: Harry J. Jordan, Suite 502, Solar Bldg., 1000 16th St., NW., Washington, DC 20036, (202) 783-8131. Transporting *general commodities* (except classes A and B explosives, commodities in bulk, and household goods), between points in Pennington and Kittson Counties, MN.

MC 141913 (Sub-5), filed January 17, 1983. Applicant: HEALTHCARE

TRANSPORTATION SYSTEM, INC., 7 Ensign Girardot Place, Cape Girardeau, MO 63701. Representative: Patricia F. Scott, P.O. Box 1000, Laurie, MO 65038, (314) 374–9618. Transporting *such commodities* as are dealt in and used in the operation and maintenance of a hospital, between points in MO and KS.

MC 148603 (Sub-3), filed January 17, 1983. Applicant: DARICA TRUCKING CO., INC., 338 South Oliver St., Elberton, GA 30635. Representative: Roger A. Kirshhenbaum, Suite 520, 3390 Peachtree Rd., NE., Atlanta, GA 30326, (404) 262–7855. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in AL, FL, GA, and SC, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 151193 (Sub-36), filed January 19, 1983. Applicant: PAULS TRUCKING CORPORATION, 286 Homestead Avenue, Avenel, NJ 07001. Representative: Michael A. Beam (same as applicant), (201) 499–3869. Transporting *general commodities* (except classes A and B explosives, and household goods), between points in the U.S., under continuing contract(s) with National Piggyback Services, Inc., of Indianapolis, IN.

MC 151432 (Sub-4), filed January 18, 1983. Applicant: VERNON MARTELL, 2434 Hillview Ave., Bismarck, ND 58501. Representative: Charles E. Johnson, P.O. Box 2056, Bismarck, ND 58502–2056, 701–223–5300. Transporting: *lumber, lumber products, lumber mill products, forest products and building materials*, between points in MT, WA, ID, CA, and WY, on the one hand, and, on the other, points in the U.S. (except HI).

MC 154972 (Sub-1), filed January 11, 1983. Applicant: COLLIE EQUIPMENT AND MANUFACTURING, INC., P.O. Box 455, West Fargo, ND 58078. Representative: Robert N. Maxwell, P.O. Box 2471, Fargo, ND 58108, (701) 237–4223. Transporting *food and related products*, between points in the U.S. (except AK and HI).

MC 160992 (Sub-1), filed January 11, 1983. Applicant: ST. CHARLES TRUCKING, INC., 1611 East Main St., St. Charles, IL 60174. Representative: Edward G. Bazelon, 135 South LaSalle St., Chicago, IL 60603, 312–236–9375. 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 (a) Home Arcade Corp., of Lisle, IL, (b) Mechanical Antiques & Amusements Co., of Chicago, IL, and (c) B & L Lighting Company, of Newington, CT.

MC 161703, filed January 17, 1983. Applicant: ARCHIE CAMPBELL, d.b.a. CAMPBELL TRUCKING, P.O. Box 81, Route 1, Robertsdale, AL 36567. Representative: Archie Campbell (same as applicant), (205) 964–5935. Transporting *anhydrous ammonia*, between points in MS and AL, under continuing contract(s) with Estech, Inc., of Atlanta, GA.

MC 163713, filed January 14, 1983. Applicant: DANIEL L. RIBBE, d.b.a. DANIEL L. RIBBE TRUCKING, P.O. Box 173, Bismarck, IL 61814. Representative: Edward D. McNamara, Jr., 907 South Fourth St., P.O. Box 5039, Springfield, IL 62705. Transporting (1) *road building materials*, between points in Vermilion and Edgar Counties, IL, on the one hand, and, on the other, points in Vermillion, Warren, Parke, and Fountain Counties IN, and (2) *limestone*, between points in Newton, Fountain, and Vermillion Counties, IN, on the one hand, and, on the other, points in Vermilion County, IL.

MC 165253, filed January 19, 1983. Applicant: KERR CARTAGE, INC., Rt. 1, Box 122A, Mt. Holly, NC 28120. Representative: Thomas C. Kerr, Jr., 111 Kingsway Circle, Charlotte, NC 28214, (704) 392–4500. Transporting (1) *such commodities* as are dealt in by department stores, between points in the U.S. (except AK and HI), under continuing contract(s) with Cook United, Inc., of Maple Heights, OH, and (2) *lumber, wood products, and building materials*, between points in the U.S. (except AK and HI), under continuing contract(s) with Southern Forest Products, of Mt. Holly, NC.

MC 165623, filed January 11, 1983. Applicant: WELCH TRANSPORTATION OF FRANKLIN, INC., 10 Meadowbrook Rd., Franklin, MA 02038. Representative: Warren W. Welch (same address as applicant), 617–528–1479. Transporting *Building products, lumber, chemicals and related products, and such commodities* as are sold in retail department stores, between points in RI, CT, MA, NH, VT, ME, NY, and NJ.

MC 165743, filed January 18, 1983. Applicant: JOHN C. HIPP, INC., Rt. 1, Millerburg, OH 44654. Representative: Richard H. Brandon, 220 W. Brodge St., P.O. Box 97, Dublin, OH 43017, 614–889–2531. Transporting *Lumber and wood products*, between points in the U.S. (except AK and HI).

MC 165772, filed January 18, 1983. Applicant: F. T. S. TRUCKING, INC., P.O. Box 96200, Houston, TX 77213. Representative: John W. Carlisle, P.O. Box 967, Missouri City, TX 77459, 713–437–1768. 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).

Volume No. OP2–072

Decided: February 11, 1983.

By the Commission, Review Board No. 2, Members Carleton, Williams, and Ewing.

FF–662, filed February 1, 1983. Applicant: BMC FORWARDING, INC., 932 Lunalilo Home Road, Honolulu, HI 96825. Representative: Patrick H. Doi (same as applicant), (808) 845–9515. As a *freight forwarder*, in connection with the transportation of *used household goods, unaccompanied baggage, and used automobiles*, between points in the U.S.

MC 15643 (Sub-17), filed February 1, 1983. Applicant: FOUR WINDS VAN LINES, INC., 4275 Campus Point Rd., San Diego, CA 92121. Representative: Robert J. Gallagher, 1000 Connecticut Ave. NW., Suite 1200, Washington, DC 20036, 202–785–0024. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S.

MC 99273 (Sub-6), filed January 28, 1983. Applicant: KINDLE TRUCKING CO., INC., 449 Silver St., Agawam, MA 01001. Representative: David M. Marshall, 101 State St., Suite 304, Springfield, MA 01103, 413–732–1136. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk) (1) between points in MA, and (2) between points in FL. Condition: Issuance of this certificate is subject to prior or coincidental cancellation, at applicant's written request, of Certificate of Registration MC–99273 (Sub-No. 1).

MC 112223 (Sub-138), filed January 31, 1983. Applicant: QUICKIE TRANSPORT COMPANY, 1700 New Brighton Blvd., Minneapolis, MN 55413. Representative: Earl Hacking (same address as applicant), (612) 781–6653.Transporting *polymeric isocyanates and polyurethane resins*, between points in the U.S. (except AK and HI), under continuing contract(s) with Foam Enterprises, Inc., of Minneapolis, MN.

MC 121673 (Sub-8), filed January 31, 1983. Applicant: WESTERN MOTOR FREIGHT, INC., 1201 South Grand, P.O. Box 94846, Oklahoma City, OK 73143, Representative: C.L. Philips, Room 248, Classen Terrace Bldg., 1411 N. Classen, Oklahoma City, OK 73106, 405–528–3884. Transporting *general commodities*

(except classes A and B explosives, household goods and commodities in bulk), between points in OK, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 124692 (Sub-377), filed January 28, 1983. Applicant: SAMMONS TRUCKING, P.O. Box 4347, Missoula, MT 59806. Representative: James B. Hovland, 525 Lumber Exchange Bldg., 10 South 5th St., Minneapolis, MN 55402, 612-340-0808. 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 ITOFCA Consolidators, Inc., of Downers Grove, IL.

MC 133403 (Sub-5), filed January 28, 1983. Applicant: HUDSON TRANSIT CORPORATION, P.O. Box 386, Montgomery, NY 12549. Representative: Michael J. Marzano, 99 Kinderkamack Rd., Westwood, NJ 07430, 201-666-5111. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant receives governmental financial assistance for the purchase or operation of buses, or is an operator for such a recipient.

MC 134592 (Sub-29), filed December 22, 1982. Applicant: HERB MOORE & HAZEL MOORE, d.b.a. H & H TRUCKING CO., 7739 NE. 21st. Ave., Portland, OR 97211. Representative: David C. White, 2400 SW. Fourth Ave., Portland, OR 97201, 503-226-6491. Transporting *food and related products*, between those points in the U.S. in and west of MN, WI, IL, MO, AR, and LA (except AK and HI).

MC 136123 (Sub-41), filed January 31, 1983. Applicant: MD TRANSPORT SYSTEMS, INC., P.O. Box 1058, Palmetto, FL 33561. Representative: David M. Kuehl (same address as applicant), (813) 722-0506. Transporting *general commodities* except commodities in bulk, classes A and B explosives, and household goods), between points in the U.S., under continuing contract(s) with Jenn-Air Corporation, of Indianapolis, IN.

MC 144843 (Sub-8), filed January 31, 1983. Applicant: GRACE DISTRIBUTION SERVICES, INC., P.O. Box 308, Duncan, SC 29334. Representative: Paul M. Daniell, 1200 Atlanta Gas Light Tower, 235 Peachtree St., NE., Suite 1200, Atlanta, GA 30303. 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 144893 (Sub-11), filed February 1, 1983 Applicant: NORMAN HOWARD, d.b.a. HOWARD TRUCKING OF UTAH, 1755 East 800 North, St. George, UT 84770. Representative: J. Ralph Atkin, P.O. Box 339, St. George, UT 84770, 801-628-2612. Transporting (1) *malt beverages*, and (2) *empty beverage containers* used in and dealt by breweries, between points in Jefferson County, CO, on the one hand, and, on the other, points in LA, AR, GA, FL, NC, SC, VA, and DC.

MC 145623 (Sub-13), filed January 31, 1983. Applicant: O.K. MESSENGER SERVICE, INC., 9107 Telegraph Rd., Taylor, MI 48180. Representative: David E. Jerome, 436 North Center, Northville, MI 48167, 313-348-4433. 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 First American Resources Corp., of Atlanta, GA.

MC 145623 (Sub-14), filed February 1, 1983. Applicant: O.K. MESSENGER SERVICES, INC., 9107 Telegraph Rd., Taylor, MI 48180. Representative: David E. Jerome, 436 North Center St., Northville, MI 48167, 313-348-4433. Transporting *building materials and supplies, iron and steel articles, machinery, and aluminum articles*, between points in MI, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 150093 (Sub-7), filed January 31, 1983. Applicant: THE TOM DAVIS CORP., d.b.a. DAVIS LINES, 5335 NW. 111th Drive Grimes, IA 50111. Representative: Richard D. Howe, 600 Hubbell Bldg. Des Moines, IA 50309, 515-244-2329. Transporting *food and related products*, betweens points in AL, AR, CA, CO, FL, GA, IL, IN, IA, KS, KY, LA, MN, MS, MO, NE, NC, OH, OK, PA, SC, TN, TX, and WI.

MC 151993 (Sub-4), filed January 31, 1983. Applicant: FRANK SMITH, d.b.a. FRANK SMITH TRUCKING Route 1, Box 3, Marble Falls, TX 78654. Representative: Charles E. Munson, 500 West Sixteenth St., P.O. Box 1945, Austin, TX 78767, (512) 478-9809. Transporting *building materials*, between points in Llano, Burnet, and Mason Counties, TX, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 156462 (Sub-1), filed January 31, 1983. Applicant: R.J. MEYER & CO., INC., 3403 Brookmeade Drive, Rolling Meadows, IL 60008. Representative: Anthony E. Young, 29 South LaSalle St., Suite 350, Chicago, IL 60603, 312-782-8880. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between Chicago, IL, on the one hand, and, on the other, those points in the U.S. in and east of ND, SD, NE, KS, OK, and TX.

MC 156702 (Sub-1), filed February 1, 1983. Applicant: LABENZ TRUCKING, INC., Box 388, Humphrey, NE 68642. Representative: Denny LaBenz (same address as applicant), (402) 923-0612. Transporting *food and related products*, between points in Freeborn County, MN, and points in NE and IA, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 156782 (Sub-1), filed January 10, 1983. Applicant: JACKWIC, INC., 1206 Sunset Dr., Thomasville, GA 31792. Representative: John P. Tucker, Jr., Suite 222, Lenox Towers So., 3390 Peachtree Rd., NE., Atlanta, GA 30326, 404-231-3583. Transporting (1) *plastic products, vinyl products and related products*, between those points in the U.S. in and east of ND, SD, NE, CO, OK and TX, (2) *lumber and wood products*, between points in Thomas County, GA, on the one hand, and, on the other, those points in the U.S. in and east of ND, SD, NE, CO, OK and TX, (3) *adhesives, polyethylene foam, mechanical spray equipment, and automobile parts and accessories*, between points in DeKalb County, GA, on the one hand, and, on the other, those points in the U.S. in and east of MN, IA, MO, OK and TX, and (4) *meat, meat products, and meat by-products*, between those points in the U.S. in and east of ND, SD, NE, CO, OK and TX.

MC 158733 (Sub-5), filed January 31, 1983. Applicant: LEONARD FEED & GRAIN, INC., 5511 16th Ave., SW., Cedar Rapids, IA 52404. Representative: Richard D. Howe, 600 Hubbell Building, Des Moines, IA 50309, (515) 244-2329. Transporting *fertilizer*, between points in Eddy County, NM, on the one hand, and, on the other, points in MO.

MC 163873, filed February 1, 1983. Applicant: TIM'S MOTOR SERVICE, INC., P.O. Box 501, Bensenville, IL 60106. Representative: Anthony E. Young, 29 South LaSalle St., Suite 350, Chicago, IL 60603, 312-782-8880. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between Chicago, IL, on the one hand, and, on the other, points in IL, IN, OH, MO, MI, WI, IA, and MN.

MC 165993, filed January 28, 1983. Applicant: BROOKS & EATON EXPRESS, INC., 11 Emmett Ave., No. Dartmouth, MA 02747. Representative: John DeGrazia (same address as applicant), (617) 997-6158. Transporting *general commodities* (except classes A

and B explosives, commodities in bulk, and household goods), between points in CT, IL, IN, MA, ME, MI, NH, NJ, NY, OH, PA, RI, VT, and WI. 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(a), submit an affidavit indicating why such approval is unnecessary, or file a petition seeking exemption under 49 U.S.C. 11343(e), 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 or the petition for exemption to Team 2, Room 2379.

MC 166012, filed January 31, 1983. Applicant: FREEWAY EXPRESS, INC., P.O. Box 12, Colonia, NJ 07067. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934, 201–234–0301. 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).

For the following, please direct status calls to Team 1 at 202–275–7992.

Volume No. OP1–63

Decided: February 15, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 531 (Sub-469), filed February 1, 1983. Applicant: YOUNGER BROTHERS, INC., P.O. Box 14048, Houston, TX 77021. Representative: E. Stephen Heisley, 1919 Pennsylvania Ave., NW., Suite 500, Washington, DC 20006; (202) 828–5015. 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 Shell Oil Company, of Houston, TX.

MC 120250 (Sub-2), filed February 2, 1983. Applicant: READING TRUCKING, INC., 84 Concord Street, North Reading, MA 01864. Representative: Robert A. Mega, 25 Esten Avenue, Pawtucket, RI 02860, (401) 724–1200. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in CT, MA, RI, NH, VT and ME.

MC 145011 (Sub-18), filed February 3, 1983. Applicant: R. F. WESTBURY, P.O. Box 498, Sandston, VA 23150. Representative: Carroll B. Jackson, 1810 Vincennes Rd., Richmond, VA 23229, (804) 282–3809. 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 155831 (Sub-2), filed February 7, 1983. Applicant: CAL-INLAND, INC., 135 South 13th St., Tekamah, NE 68081. Representative: A. J. Swanson, P.O. Box 1103, Sioux Falls, SD 57101–1103, (605) 335–1777. Transporting *food and related products*, between those points in the U.S. in and west of WI, IL, MO, AR and MS (except HI).

MC 165560, filed February 3, 1983. Applicant: JAMES W. TONEY, R.R. No. 1, Box 7, Decatur City, IA 50067. Representative: James M. Hodge, 3730 Ingersoll Avenue, Des Moines, IA 50312; (515) 274–4985. Transporting *fertilizer*, between points in AR, CO, IA, IL, KS, MO, NE, NM, OK, SD, and TX.

MC 166001, filed January 31, 1983. Applicant: SHOULDIS CONTRACT CARRIER, INC., 4001 Peachtree Road, Holiday, FL 33590. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240, (317) 846–6655. Transporting *electrical equipment*, between points in the U.S. (except AK and HI), under continuing contract(s) with Square D Company, of Florence, KY.

For the following, please direct status calls to Team 4 at 202–275–7669.

Volume No. OP4–091

Decided: February 17, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

FF–666, filed February 10, 1983. Applicant: KENNEDY INTERNATIONAL MOVERS, 3359 Army St., San Francisco, CA 94110–4698. Representative: James J. Kennedy, (same address as applicant), (415) 826–5608. As a freight forwarder, in connection with the transportation of *household goods, unaccompanied baggage*, and *automobiles*, between points in the U.S.

FF–667, filed February 8, 1983. Applicant: NEW FRONTIER FORWARDING, INC., Suite 103, 16425 Hart St., Van Nuys, CA 91406. Representative: Robert J. Gallagher, 1000 Connecticut Ave., NW., Suite 1200, Washington, DC 20036, (202) 785–0024. As a freight forwarder, in connection with the transportation of *household goods* and *baggage*, between points in the U.S.

MC 111947 (Sub-13), filed February 7, 1983. Applicant: VAN CURLER TRUCKING CORP., 121 LaGrange Ave., Rochester, NY 14613. Representative: Mark W. Leunig, 700 Midtown Tower, Rochester, NY 14604, (716) 232–6500. Transporting *general commodities* (except classes A and B explosives), between points in CT, DE, GA, IL, IN, IA, KS, KY, ME, MD, MA, MI, MN, MO, NH, NJ, NY, NC, ND, OH, PA, RI, SC, SD, TN, VT, VA, WV, WI, and DC.

MC 115116 (Sub-35), filed February 8, 1983. Applicant: SUBURBAN TRANSIT CORP., 750 Somerset St., New Brunswick, NJ 08901. Representative: Michael J. Marzano, 99 Kinderamack Rd., Westwood, NJ 07675, (201) 666–5111. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant states that it receives governmental financial assistance for the purchase or operation of buses, or is an operator for such a recipient.

MC 138866 (Sub-3), filed February 9, 1983. Applicant: S.E.S. TRUCKING, INC., 421 Great Circle, P.O. Box 25250, Nashville, TN 37202. Representative: Roland M. Lowell, 5th Floor, 501 Union St., Nashville, TN 37219, (615) 255–0540. 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 Ralph Rogers & Company, Inc., Mid-South Pavers, Inc., Mid-South Stone, Inc., and Rogers Group, Inc., all of Nashville, TN.

MC 141406 (Sub-6), filed February 9, 1983. Applicant: COAST COUNTIES EXPRESS, INC., 3306 Glendale Blvd., Los Angeles, CA 90039. Representative: Miles L. Lavaller, 315 S. Beverly Dr., Suite 315, Beverly Hills, CA 90212, (213) 277–2323. Transporting *classes A, B, and C explosives, blasting agents, radioactive materials, etiologic agents, shipments of secret materials, weapons, and ammunition*, between points in the U.S. (except HI). Condition: To the extent the certificate granted in this proceeding authorizes the transportation of classes A and B explosives, it shall be limited in point of time to a period expiring 5 years from its date of issue.

MC 149256 (Sub-4), filed February 7, 1983. Applicant: KEN-WAY TRUCKING, INC., 110 Brannan St., San Francisco, CA 94107. Representative: Milton W. Flack, 8484 Wilshire Blvd., No. 840, Beverely Hills, CA 90211, (213) 655–3573. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in AZ, CA, NV, OR and WA.

MC 166206, filed February 9, 1983. Applicant: E. J. ALLEY TRUCKING INC., P.O. Box 37644, 8702 Washington, Omaha, NE 68127. Representative: James F. Crosby, 7363 Pacific St., Suite 210B, Omaha, NE 68114, (402) 331–9264. Transporting *food and related products*, between points in IA and NE, on the one hand, and, on the other, points in the U.S. (except AK and HI).

Volume No. OP4-093

Decided: Febraury 16, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 146447 (Sub-30), filed February 10, 1983. Applicant: TANBAC, INC., P.O. Box 22566, Ft. Lauderdale, FL 33335. Representative: Richard B. Austin, 320 Rochester Bldg., 8390 NW 53rd St., Miami, FL 33166, (305) 592-0036. 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 148227 (Sub-4), filed February 8, 1983. Applicant: DUBLIN, INCORPORATED, 1705 N. Chadbourne, St., San Angelo, TX 76903. Representative: James R. Boyd, 1000 Perry Brooks Bldg., Austin, TX 78701. Transporting *metal products, machinery, animal feed, hides,* and *transportation equipment,* between points in the U.S. (except AK and HI).

MC 148947 (Sub-5), filed February 9, 1983. Applicant: HUNTER TRANSPORT CO., INC., 1603 Long St., Chattanooga, TN 37408. Representative: Ann K. Merriman, (same address as applicant), (615) 265-8494. Transporting *malt beverages,* between Jacksonville, FL, on the one hand, and, on the other, points in Bradley County, TN, under continuing contract(s) with Tarver Distributing Company, of Cleveland, TN.

MC 152366 (Sub-5), filed February 8, 1983. Applicant: AMERICAN COLLOID CARRIER CORP., P.O. Box 951, Scottsbluff, NE 69361. Representative: Robert N. Garity (same address as applicant), (308) 635-3157. 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 United States Gypsum Company, of Chicago, IL, and its subsidiaries.

MC 153077 (Sub-3), filed February 9, 1983. Applicant: TOTAL TRANSPORTATION, INC., 1532 93rd La., NE., Minneapolis, MN 55434. Representative: Jack L. Schiller, 111-56 76th Dr., Forest Hills NY 11375, (212) 263-2078. Transporting *food and related products,* between points in Ada County, ID, Rock Island County, IL, Finney and Lyon Counties, KS, Rock County, MN, Dakota and Cuming Counties, NE, Potter County, TX, Walla Walla County, WA, and points in IA, on the one hand, and, on the other, points in the U.S. (except AK and HI).

MC 153367 (Sub-2), filed February 8, 1983. Applicant: TRANSX, LTD., 2595 Inkster Blvd., P.O. Box 36, Group 200, R.R. 2, Winnipeg, Manitoba, R3C 2E6, Canada. Representative: Robert L. Cope, 1730 M St., NW., Suite 501, Washington, DC 20036, (202) 296-2900. 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). Condition: The person or persons who appear to be engaged in common control of applicant and another regulated carrier must either file an application under 49 U.S.C. 11343(A), or a petition for exemption under 49 U.S.C. 11343(e) or submit an affidavit indicating why such approval is unnecessary to the Secretary's Office. In order to expedite issuance of any authority in the proceeding please submit a copy of the application, petition or affidavit to Team 4, Room 2410.

MC 153457 (Sub-3), Filed February 7, 1983. Applicant: TEXAS U.S. TRUCKING, INC., 3061 Hardy St., Ft. Worth, TX 76106. Representative: A. C. McAdams, (same address as applicant), (817) 625-4191.Transporting *machinery,* between points in the U.S. (except Ak and HI). Condition: Issuance of a certificate in this proceeding is subject to the coincidental cancellation, at applicant's written request, of Permit No. MC-153457 Sub 1, issued December 3, 1982. This is a conversion application filed under 49 U.S.C. 10925(e).

MC 166157, Filed February 8, 1983. Applicant: MERLE HENN TRUCKING, 9720 Barnes, Tacoma, WA 98444. Representative: Merle Henn (same address as applicant), (206) 531-3456. Transporting *general commodities* (except classes A and B explosives and household goods), between points in the U.S., under continuing contract(s) with Cascade West Transportation Brokers, of Lake Oswego, OR.

MC 166167, Filed February 8, 1983. Applicant: DONALD B. WHITEBREAD & SONS, INC., P.O. Box 126, Conyngham, PA 18249. Representative: Raymond Talipski, 121 S. Main St., Taylor, PA 18517, (717) 344-8030. Transporting *iron and steel articles,* between points in the U.S. on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, MN, then northward along the western boundaries of Itasca and Koochiching Counties, MN, to the International Boundary line between the U.S. and Canada.

MC 166186,Filed February 8, 1983. Applicant: KENTUCKY OIL AND REFINING COMPANY, Route 1, Box 63, Betsy Layne, KY 41605. Representative: John M. Nader, 1600 Citizens Plaza, Louisville, KY 40202, (502) 589-5400. Transporting *petroleum and petroleum products,* between points in the U.S. (except AK and HI), under continuing contract(s) with Sun Refining and Marketing Co. of Philadelphia, PA.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4596 Filed 2-23-83; 8:45 am,

BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

In the matter of Motor Common and Contract Carriers of Property (fitness-only); Motor Common Carriers of Passengers (fitness-only); Motor Contract Carriers of Passengers; Property Brokers (other than household goods).

The following applications for motor common or contract carriage of property and for a broker of property (other than household goods) are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160, Subpart A, published in the **Federal Register** on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the **Federal Register** on December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common or contract carriage of passengers filed on or after November 19, 1982, are governed by Subpart D of the Commission's Rules of Practice. See 49 CFR Part 1160, Subpart D, published in the **Federal Register** on November 24, 1982, at 49 FR 53271. For compliance procedures, see 49 CFR 1160.86. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart E.

These 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.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon 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, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated 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. OP1–64

Decided: February 17, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 111750 (Sub-1), filed February 3, 1983. Applicant: HAHN'S CHARTER SERVICE, INC., R.D. No. 2, Box 85A, Millerstown, PA 17062. Representative: Lloyd R. Persun, P.O. Box 729, Harrisburg, PA 17108–0729, (717) 232–6701.Transporting *passengers*, in charter and special operations, between points in Cumberland, Perry, Juniata and Snyder Counties, PA, on the one hand, and, on the other, points in the U.S. (except HI).

Note.—Applicant seeks to provide privately-funded charter and special transportation.

MC 161531 (Sub-2), filed February 4, 1983. Applicant: POWDER RIVER TRANSPORTATION SERVICES, INC., P.O. Box 2578, Gillette, WY 82716. Representative: H. Wayne Worthen, (same address as applicant), (307) 682–0960. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166050, filed February 1, 1983. Applicant: NEW ENGLAND SHUTTLE, INC., 170 Worcester Street, Wellesley, MA 02181. Representative: George C. O'Brien, 342 Wild Harbor Road, North Falmouth, MA 02556, (617) 563–9345. Transporting *shipments weighing 100 pounds or less* if transported in a motor vehicle in which no one package exceeds 100 pounds, between points in MA, ME, NH, VT, RI, CT, NY, and NJ.

MC 166090, filed February 4, 1983. Applicant: BON AIR TRANSIT COMPANY, d.b.a. VIRGINIA OVERLAND CHARTER SERVICE, 920 East Wythe Street, P.O. Box 328, Petersburg, VA 23804. Representative: Calvin F. Major, 200 West Grace Street, P.O. Box 5010, Richmond, VA 23220, (804) 649–7591. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

For the following, please direct status calls to Team 2 at 202–275–7030.

Volume No. OP2–069,

Decided: February 7, 1983.

By the Commission, Review Board No. 2, Members Carleton, Williams, and Ewing.

MC 1193 (Sub-6), filed January 11, 1983. Applicant: SAVIN BUS LINES, INC., 36 Elm St., P.O. Box 1511, New London, CT 06320. Representative: Owen B. Katzman, 1828 L St., NW., Suite 1111, Washington, DC 20036, 202–822–8200. Transporting *passengers*, in charter and special operations, between points in the U.S.

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 161102, filed January 11, 1983. Applicant: ADVENTURE COACHES, INC., 1102 Northwest Applewood, Ankeny, IA 50021. Representative: William L. Fairbank, 2400 Financial Center, Des Moines, IA 50309, 515–282–3525. Transporting *passengers*, in charter and special operations, beginning and ending at points in IA, and extending to points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 163763, filed January 17, 1983. Applicant: GLEN M. LEE d.b.a. KEYSER LIMOUSINE SERVICE, 8 Armstrong St., Keyser, WV 26726. Representative: Jeffrey A. Vogelman, 123 South Royal St., Alexandria, VA 22314, 703–683–6304. Transporting *passengers*, in charter and special operations, between points in DE, KY, MD, NJ, NY, OH, PA, VA, WB, and DC.

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 165642, filed January 11, 1983. Applicant: ANTHONY ROBERT NISIVOCCIA, JR., d.b.a. ARNCO MOTOR LINES, INC., 15 Willet St., Bloomfield, NJ 07003. Representative: Anthony Robert Nisivoccia, Jr., 60 New Brook Lane, Springfield, NJ 07081, (201) 467–2098. As a *broker of general commodities* (except household goods), between points in the U.S.

MC 165692, filed January 14, 1983. Applicant: NEW FRONTIER DISTRIBUTION CENTER, INC., 4630 Goodfellow Blvd., St. Louis, MO 63120. Representative: A.M. Brennecke (same as applicant), (314) 382–7200. As a *broker of general commodities* (except household goods), between points in the U.S.

MC 165703, filed January 14, 1983. Applicant: RICHARD A. SWEENEY, Rt. 3, Box 94, Appomattox, VA 24522. Representative: Richard A. Sweeney (same address as applicant), 804–352–8673. Transporting *food and other edible products and by-products intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners*, by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

MC 165723, filed January 14, 1983. Applicant: WAYNE P. MARTIN ASSOCIATES, 12 Lynn Court, Bellingham MA 02019. Representative: James F. Martin, Jr., 8 W. Morse Rd., Bellingham, MA 02019, 617–966–2093. (1) As a *broker* of *general commodities* (except household goods), between points in the U.S. (except AK and HI), (2) 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), (3) Transporting *shipments weighing 100 pounds or less* if transported in a motor vehicle in which no package exceeds 100 pounds, between points in the U.S. (except AK and HI), and (4) Transporting *used household goods* for the account of the United States Government incident to the performance of a pack-and-crate service on behalf of the Department of Defense, between points in the U.S. (except AK and HI).

MC 165733, filed January 17, 1983. Applicant: LUTHER J. ATKINSON, d.b.a. JOY MOTOR COACH, 4917 Gilray Dr., Baltimore, MD 21214. Representative: Luther J. Atkinson (same address as applicant), 301–426–6162. Transporting *passengers*, in charter and special operations, between points in the U.S. (except AK and HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 165793, filed January 18, 1983. Applicant: GAYLORD R. PARR, R.R. No. 1, Box 102, Orland, IN 46776. Representative: Gaylord R. Parr (same address as applicant), 219–829–6355. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners*, by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

Volume No. OP2–071

Decided: February 11, 1983.

By the Commission, Review Board No. 2, Members Carleton, Williams, and Ewing.

MC 99143 (Sub-7), filed January 31, 1983. Applicant: OHIO VALLEY CHARTER SERVICE, INC., 15583 Sprucevale Rd., East Liverpool, OH 43920. Representative: Donald J. Balsley, Jr., 1610 Two Chatham Center, Pittsburgh, PA 15219, 412–765–1600. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 134542 (Sub-9), filed January 28, 1983. Applicant: QUICK-LIVICK, INC., 708 C Street, Staunton, VA 24401. Representative: Earl F. Quick (same as applicant), (703) 886–6297. Transporting *passengers* in charter operations, between points in the U.S.

Note.—Applicant seeks to provide privately funded charter transportation.

MC 165963, filed January 31, 1983. Applicant: RAINBOW TRAVEL CLUB, INC., 2042 East Silver Springs Blvd., Ocala, FL 32670. Representative: William R. Craft, 601 North East 22nd Ave., Ocala, FL 32670, 904–351–4222. Transporting *passengers*, in charter and special operations, beginning and ending at points in FL, and extending to points in the U.S.

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166003, filed February 1, 1983. Applicant: ADVENTURES ROLLING CROSS COUNTRY, 30 East 62nd St., New York, NY 10021. Representative: Karen B. Lukas, c/o Morris & McVeigh, 767 Third Ave., New York, NY 10017, (212) 593–6200. Transporting *passengers*, in special operations, between points in AZ, CA, CO, NV, and UT.

Note.—Applicant seeks to provide privately funded special transportation.

MC 166013, filed January 31, 1983. Applicant: EAGLE BONDED COURIERS, LTD., 801 Melissa St., Menasha, WI 54952. Representative: Wayne W. Wilson, 150 E. Gilman St., Madison, WI 53703, (608) 256–7444. 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); and (2) *shipments weighing 100 pounds or less* if transported in a motor vehicle in which no one package exceeds 100 pounds, between points in the U.S. (except AK and HI).

MC 166023, filed February 1, 1983. Applicant: LOGAN TRANSPORTATION, INC., 97–14 Atlantic Ave., Ozone Park, NY 11416. Representative: Norman Turk, 225 Broadway, New York, NY 10007, (212) 619–1540. Transporting *passengers*, in charter and special operations, beginning and ending at Queens, NY, and extending to points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

For the following, please direct status calls to Team 4 at 202–275–7669.

Volume No. OP4–092

Decided: February 16, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 82007 (Sub-10), filed February 9, 1983. Applicant: GREGG BUS SERVICE, INC., P.O. Box 125, Yorklyn, DE 19736. Representative: Harry J. Jordan, Suite 502, Solar Bldg., 1000 16th St., NW., Washington, DC 20036. Transporting *passengers*, between Newark, DE and Philadelphia, PA, over U.S. Hwy 95, serving all intermediate points.

Condition: Issuance of a certificate in this proceeding is conditioned upon applicant certifying to the Commission, prior to commencing operations, that all rail service has actually terminated at specified points. The certification should be sent to the Deputy Director, Section of Operating Rights, Interstate Commerce Commission, Washington, DC 20423.

Note.—(1) Applicant seeks to serve a community not regularly served by an ICC-authorized motor common carrier of passengers, and (2) to substitute discontinued rail or commercial-air passenger service to a community.

MC 128097 (Sub-3), filed February 8, 1983. Applicant: LIZAK BUS SERVICE, INC., West Main St., Warren, MA 01083. Representative: David M. Marshall, Sixth Floor, 95 State St., Springfield, MA 01103, (413) 732–1136. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166067, filed February 4, 1983. Applicant: CLEVELAND ASHTABULA BUS LINE, INC., 4862 Lee Rd., Cleveland, OH 44128. Representative: Rubin Sardon, 3368 East 113, Cleveland, OH 44104, (216) 581–2746. Transporting *passengers*, in charter operations, between points in the U.S. (except HI).

Note.— Applicant seeks to provide privately funded charter transportation.

MC 166117, filed February 4, 1983. Applicant: MUSIC MANN TRAVEL SERVICE, INCORPORATED, 421 Waterloo St., London, Ontario, Canada N6N 1B9. Representative: Andrew J. Carraway, Suite 1301, 1600 Wilson Blvd., Arlington, VA 22209, (703) 522–0900. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166196, filed February 10, 1983. Applicant: AGATE TRANSPORT, INC., 38611 Monroe St., Agate, CA 80101. Representative: Lawrence Marquette, P.O. Box 629, Caramel Valley, CA 93924, (408) 625–2031. Transporting (1) *general commodities* (except used household goods, hazardous or secret materials, and sensitive weapons and munitions), (2) *shipments weighing 100 pounds or less* if transported in a motor vehicle in which no one package exceeds 100 pounds, (3) *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil*

conditioners by the owner of the motor vehicle in such vehicle, (4) *used household goods* for the United States Government incident to the performance of a pack-and-crate service on behalf of the Department of Defense, between points in the U.S. (except AK and HI), and (5) as a *broker of general commodities* (except household goods), between points in the U.S.

MC 166197, filed February 9, 1983. Applicant: R. E. MEINKE, R.R. No. 1, Box 73, Minden, IA 51553. Representative: Edward A. O'Donnell, 1004 29th St., Sioux City, IA 51104, (712) 255–3127. Transporting *food and other edible products and byproducts intended for human consumption* (except alcoholic beverages and drugs), *agricultural limestone and fertilizers, and other soil conditioners* by the owner of the motor vehicle in such vehicle, between points in the U.S. (except AK and HI).

MC 166207, filed February 4, 1983. Applicant: C & H FORWARDING CO., INC., 9757 Military Parkway, P.O. Box 27035, Dallas, TX 75227. Representative: Thomas E. James, (same address as applicant), (214) 288–3305. As a *broker of general commodities* (except household goods), between points in the U.S.

Volume No. OP4–094

Decided: February 16, 1983.

By the Commission, Review Board No. 1, Members Parker, Chandler, and Fortier.

MC 148387 (Sub-8), filed February 10, 1983. Applicant: S.M.P., INC., 166 Sitgreaves St., Phillipsburg, NJ 08865. Representative: George A. Olsen, P.O.Box 357, Gladstone, NJ 07934 ,(201) 234–0301. As a *broker of general commodities* (except household goods), between points in the U.S. (except AK and HI).

MC 151107 (Sub-1), filed February 8, 1983. Applicant: MICHAEL ARTON TRANSPORTERS, INC., 1113 Clay, Scott, LA 70583. Representative: Robert L. Boese, P.O. Drawer 2879, Lafayette, LA 70502, (318) 233–6200. Transporting *passengers*, in charter and special operations, beginning and ending at points in LA, TX, and MS, and extending to points in the U.S. (except AK and HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 159507 (Sub-1), filed January 31, 1983. Applicant: PARRAN & SONS BUS RENTAL, INC., d.b.a. PARRAN BUS LINES (a Maryland corporation), 5–F Greenbury Court, Baltimore, MD 21207. Representative: B. Baer, 3118 E. Monument St., Baltimore, MD 21205, (301) 327–2120. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166147, filed February 8, 1983. Applicant: GUIRIE W. BELL, t.a. GUIRIE BELL BUS SERVICE, 2735 Beryl Ave., Baltimore, MD 21205. Representative: Guirie W. Bell (same address as applicant), (301) 327–5341. Transporting *passengers*, in charter and special operations, between points inthe U.S. (except HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166156, filed February 8, 1983. Applicant: BLOUNT BUS SERVICE, INC., d.b.a. MASON & BLOUNT BUS SERVICE, Rt. 1, Box 59–B, Surry, VA 23883. Representative: Frank L. Willard, Suite 1001, First and Merchants National Bank Bldg., Norfolk, VA 23510, (804) 294–3730. Transporting *passengers*, in charter and special operations, between points in the U.S. (except AK and HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

MC 166176, filed February 8, 1983. Applicant: HORIZONS UNLIMITED TRANSIT SERVICE, INC., 3704 Virginia Ave., Munice, IN 47304. Representative: Walter F. Jones, Jr., 1111 E 54th St., Suite 155, Indianapolis, IN 46220, (317) 257–4066. Transporting *passengers*, in charter and special operations, between points in the U.S. (except HI).

Note.—Applicant seeks to private privately funded charter and special transportation.

MC 166177, filed February 9, 1983. Applicant: JOHNSON BUS SERVICE, 1300 So. John St., Goldsboro, NC 27530. Representative: Samuel H. Johnson (same address as applicant), (919) 735–0527. Transporting *passengers*, in charter and special operations, between points in the U.S. (except AK and HI).

Note.—Applicant seeks to provide privately funded charter and special transportation.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4595 Filed 2-2-83; 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) not that the Commission is deprived of jurisdiction to institute a preceding 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
794	Richard Ogilvie, Trustee for Property of Chicago, Milwaukee, St. Paul and Pacific Railroad Co., ICC-MILW-C-0293, Supplement 2, (Caustic soda chlorine and muriatic acid)	1	2-11-83
795	Southern Railway Co., ICC-SOU-C-0124, (Clay slurry) Via Port of Savannah, GA	2	2-16-83
796	The Alaska Railroad, ICC-ARR-C-0003-A, (Building materials)	3	2-14-83
797	Burlington Northern Railroad Co., ICC-BN-C-0280, (Sulphuric acid)	1	2-11-83
798	Missouri Pacific Railroad Co., ICC-MP-C-0248, (soda ash)	2	2-16-83
799	The Denver and Rio Grande Western Railroad Co., ICC-DRGW-C-0081, (Copper products)	3	2-14-83
800	Seaboard System Railroad, Inc., ICC-SBD-C-0020, (Solid rocket motor boosters)	2	2-16-83
801	Norfolk and Western Railway Co., ICC-NW-C-0042, Supplement 1, (Ammonium sulphate)	1	2-11-83
802	Richard Ogilvie, Trustee for Property of Chicago, Milwaukee, St. Paul and Pacific Railroad Co., ICC-MILW-C-0307, (Copper)	2	2-16-83
803	Richard Ogilvie, Trustee for Property of Chicago, Milwaukee, St. Paul and Pacific Railroad Co., ICC-MILW-C-0325, (Zinc)	3	2-14-83

Sub-No.	Name of Railroad, Contract Number, and Specifics	Review Board [1]	Decided date
804	Union Pacific Railroad Co., ICC-UP-C-0257, (Primary copper or base alloy pig, slab or ingots, etc.)	1	2-14-83
805	Richard Ogilvie, Trustee for Property of Chicago, Milwaukee, St. Paul and Pacific Railroad Co., ICC-MILW-C-0171-A, (Sodium carbonate)	2	2-16-83
806	Consolidated Rail Corp., ICC-CR-C-0311, (Finished vehicles)	3	2-14-83
807	Southern Pacific Transportation Co., ICC-SP-C-0393, (Soda ash)	1	2-11-83
808	Southern Pacific Transportation Co., ICC-SP-C-0390, (Copper slag)	2	2-16-83
809	St. Louis Southwestern Railway Co., ICC-SSW-C-0079, Supplement 1, (Lumber)	3	2-14-83
810	The Atchison, Topeka and Santa Fe Railway Co., ICC-ATSF-C-0199, (Wheat corn, sorghum grains, and soybeans) Via the Ports of Beaumont, Galveston, Houston, and Texas City, TX		

[1] Review Board No. 1, Members Parker, Chandler, and Fortier. Member Parker not participating. Review Board No. 2, Members Carleton, Williams, and Ewing. Review Board No. 3, Members Krock, Joyce, and Dowell.

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. 83-4453 Filed 2-23-83; 8:45 am]

BILLING CODE 7035-01-M

[Finance Docket 30092]

Rail Carriers; Louisville and Nashville Railroad Co.; Abandonment Exemption in Letcher County, KY

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Interstate Commerce Commission exempts Louisville and Nashville Railroad Company from 49 U.S.C. 10903 *et seq.* in connection with 1.01 miles of rail line in Letcher County, KY subject to employee protective conditions.

DATES: This exemption is effective on March 28, 1983. Petitions to stay the effectiveness of this decision must be filed by March 7, 1983, and petitions for reconsideration must be filed by March 16, 1983.

ADDRESSES: Send pleadings to:

(1) Rail Section, Room 5349, Interstate Commerce Commission, Washington, DC 20423

(2) Petitioner's representative: Neill W. McArthur, Jr., 500 Water Street, Jacksonville, FL 32202.

Pleadings should refer to Finance Docket No. 30092.

FOR FURTHER INFORMATION CONTACT: Louis E. Gitomer, (202) 275-7245.

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision contact: TS Infosystems, Inc., Room 2227, 12th and Constitution Ave., NW., Washington, DC 20423, (202) 289-4357—DC metropolitan area, (800) 424-5403—Toll free for outside the DC area.

Decided: February 16, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre, Simmons, and Gradison.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4594 Filed 223-83; 8:45 am]

BILLING CODE 7035-01-M

[Docket No. AB-1 (Sub-No. 152)]

Chicago & North Western Transportation Co.—Abandonment—in Blackhawk and Tama Counties, IA; Findings

The Commission has issued a certificate authorizing the Chicago and North Western Transportation Company to abandon its 9.3-mile rail line between milepost 28.8 near Buckingham and milepost 38.1 near Hicks in Blackhawk and Tama Counties, IA. The abandonment certificate will become effective 30 days after this publication unless the Commission also finds that: (1) A financially responsible person has offered financial assistance (through subsidy or purchase) to enable the rail service to be continued; and (2) it is likely that the assistance would fully compensate the railroad.

Any financial assistance offer must be filed with the Commission and served concurrently on the applicant, with copies to Mr. Louis E. Gitomer, Room 5417, Interstate Commerce Commission, Washington, D.C. 20423, no later than 10 days from publication of this Notice. Any offer previously made must be remade within this 10-day period.

Information and procedures regarding financial assistance for continued rail service are contained in 49 U.S.C. 10905 and 49 CFR 1152.27.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 83-4604 Filed 2-23-83; 8:45 am]

BILLING CODE 7035-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 22856; (70-6797)]

Georgia Power Co.; Proposal To Organize Wholly Owned Financing Subsidiary

February 16, 1983.

In the matter of Georgia Power Co., 333 Piedmont Avenue, N.E., Atlanta, Georgia 30308.

Georgia Power Company ("Company"), a wholly-owned public utility subsidiary of The Southern Company ("Southern"), a registered holding company, has filed an application-declaration with this Commission pursuant to Sections 6, 7, 9, 10, and 12 of the Public Utility Holding Company Act of 1935 ("Act") and Rules 40, 44, 45, and 50 thereunder.

The Company proposes to organize as its wholly owned subsidiary a new corporation under the laws of the Netherlands Antilles ("Financing Subsidiary") for the purpose of obtaining financing for the Company from sources outside of the United States. In connection with the organization of Financing Subsidiary, the Company proposes to purchase capital stock of Financing Subsidiary, or make cash contributions to the capital of Financing Subsidiary, or both, in an aggregate amount not exceeding $60,000.

The Company has been advised that financing in the Eurodollar market may offer significant advantages in connection with meeting its external financing requirements. The Eurodollar market represents a new source of funds available to the Company and an alternative to domestic sources. The availability of such an alternative source is regarded as important to the Company in light of its ongoing external financing needs and the volatility of United States markets. In addition, interest rate savings at times may be available to the Company in the Eurodollar market relative to the domestic bond market. The Company also has been informed that certain covenants and conditions in connection with Eurodollar financings are less restrictive than those available in the domestic markets.

Among the principal reasons for organizing Financing Subsidiary as a Netherlands Antilles corporation are certain tax implications. Particularly, the Company has been advised that, under present law and subject to various conditions, no withholding of United States federal income tax will be required with respect to payments of principal, premium or interest to a

holder of debt obligations of Financing Subsidiary who is, as to the United States, a foreign corporation, a nonresident alien individual, a nonresident fiduciary of a foreign estate or trust or a nonresident foreign partnership. (Under the Internal Revenue Code of 1954, as amended, interest payments on bearer securities by a United States corporation to nonresident holders of its debt obligations are generally subject to 30% withholding tax.) In addition, no such withholding will be required with respect to gains realized by such a holder upon the sale or redemption of debt obligations of Financing Subsidiary; and debt obligations of Financing Subsidiary which are held by an individual who at the time of death is not a citizen or a resident of the United States will not be subject to U.S. federal estate tax as a result of such individual's death.

This favorable tax treatment is subject to various conditions, including the maintenance of Financing Subsidiary's total equity at a meaningful level. Experience to date would indicate that total indebtedness should be held to a level not exceeding approximately 3.3 times equity capital. Accordingly, in connection with financings by Financing Subsidiary as hereinafter set forth, the Company proposes to purchase such additional capital stock of Financing Subsidiary or make such additional cash contributions to the capital of Financing Subsidiary, or both, in such aggregate amount as shall be necessary from time to time to maintain Financing Subsidiary's debt to equity ratio at up to approximately 3.3 to 1.

Subject to post-effective amendment and further Commission authorization, the Company may: enter into a loan agreement to obtain the necessary funds for the purchase of capital stock or capital contributions; issue and sell up to $100 million aggregate principal amount of its debt obligations ("Debt") in one or more transactions from time to time; unconditionally guarantee the payment by Financing Subsidiary of the Debt and secure its obligations with respect to such guarantee; and/or issue a promissory note to Financing Subsidiary evidencing a loan to the Company of the net proceeds realized from the sale of the Debt.

The Company requests that the proposed sale or sales of Debt by Financing Subsidiary be excepted from the competitive bidding requirements of Rule 50 due to the nature of Eurodollar financing and because compliance with such requirements under the circumstances is unnecessary for the public interest or the interest of investors or consumers.

The application-declaration and any amendments thereto are available for public inspection through the Commission's Office of Public Reference. Interested persons wishing to comment or request a hearing should submit their views in writing by March 14, 1983, to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549, and serve a copy on the applicant-declarant at the address specified above. Proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. Any request for a hearing shall identify specifically the issues of fact or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in this matter. After said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 83-4655 Filed 2-23-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 13025; (811-3565)]

Warlick High Value-High Yield Fund, Inc.; Filing of an Application

February 16, 1983.

In the Matter of Warlick High Value-High Yield Fund, Inc., 250 Madison Avenue, Morristown, New Jersey 07960.

Notice is hereby given that Warlick High Value—High Yield Fund, Inc. ("Applicant"), an open-end, diversified, management investment company registered under the Investment Company Act of 1940 ("Act"), filed an application on December 30, 1982, pursuant to Section 8(f) of the Act, for an order declaring that Applicant has ceased to be an investment company. All interested persons are referred to the application on file with the Commission for a statement of the representations made therein, which are summarized below.

A corporation duly organized under Maryland law, Applicant states that it has never engaged in operations and has never sold any of its shares. Applicant's registration statement never became effective, and its board of directors unanimously directed its officers, on December 23, 1982, to deregister Applicant under the Act.

Applicant declares that when it filed its application it had no assets and was not engaged nor did it propose to engage in any business activities other than those necessary for the winding up of its affairs. Applicant asserts that its only debts consist of sums owed to its adviser, Warlick Capital Management, Inc., for organizational expenses. Applicant further asserts that it is not a party to any litigation or administrative proceeding, that it has no securityholders, and that it has authorized its officers to take all necessary steps to dissolve it as a corporation in accordance with Maryland law.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order and, upon the taking effect of such order, the registration of such company under the Act shall terminate.

Notice is hereby given that any interested person wishing to request a hearing on the application may, not later than March 14, 1983, at 5:30 p.m., do so by submitting a written request setting forth the nature of his/her interest, the reasons for his/her request, and the specific issues, if any, of fact or law that are disputed, to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of the request should be served personally or by mail upon Applicant at the address stated above. Proof of service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed with the request. Persons who request a hearing will receive any notices and orders issued in this matter. After said date an order disposing of the application will be issued unless the Commission orders a hearing upon request or upon its own motion.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 83-4657 Filed 2-23-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 19505; (SR-Amex-82-23)]

Self-Regulatory Organizations; American Stock Exchange, Inc.; Order Approving Proposed Rule Change

February 16, 1983.

In the matter of American Stock Exchange, Inc., 86 Trinity Place, New York, NY 10006.

The American Stock Exchange, Inc. ("Amex") submitted on December 3, 1982, copies of a proposed rule change pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act") and Rule 19b–4 thereunder, to amend Article IV, Section 3(b) of the Amex Constitution to permit the designation of authorized representatives to act on the Exchange floor on behalf of Options Principal Member ("OPM") Governors as well as regular member and OPM Exchange officials while such Governors and officials are either engaged in Exchange business or attending meetings of the Exchange Board of Governors.

Notice of the proposed rule change together with the terms of substance of the proposed rule change was given by the issuance of a Commission Release (Securities Exchange Act Release No. 19331, December 13, 1982) and by publication in the **Federal Register** (47 FR 2089, January 17, 1983). No Comments were received with respect to the proposed rule change.

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange, and, in particular, the requirements of Section 6 and the rules and the regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the above-mentioned proposed rule change be, and hereby is, approved.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 83–4654 Filed 2–23–83; 8:45 am]

BILLING CODE 8010–01–M

[Release No. 19506; File No. SR–PSE–83–3]

Self-Regulatory Organizations; Pacific Stock Exchange, Inc.; Filing of Proposed Rule Change

February 16, 1983.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on January 28, 1983, the Pacific Stock Exchange, Inc. ("PSE") filed with the Securities and Exchange Commission the proposed rule change as described herein. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

The proposed rule change would amend current PSE Options Floor Procedure Advice B–6, concerning a market maker's use of floor brokers to effect transactions for the market maker's account. According to the Exchange, the proposed amendment to paragraph 1(a) of the Advice is intended to resolve a possible ambiguity in the language of that paragraph with respect to market makers giving verbal instructions, rather than written order tickets, to floor brokers. The Advice is being amended to provide that a floor broker should "if possible" prepare an order ticket, whereas the current Advice provides that the order should be prepared by the market maker "under all circumstances". In addition, the Advice currently requires the market maker to time-stamp the order ticket before giving it to the floor broker but does not expressly require the floor broker to again time-stamp the order ticket to reflect the time of the receipt. According to the PSE, the proposed amendment to paragraph 1(a) would expressly make applicable to floor brokers who handle market makers orders the time-stamping requirements of Rule VI, Section 42 of the rules of the Board of Governors of the PSE. The PSE states in its filing that the statutory basis for the proposed rule change is Section 6(b)(5) of the Act in that the proposed change will promote just and equitable principles of trade.

In order to assist the Commission in determining whether to approve the proposed rule change or institute proceedings to determine whether the proposed rule change should be disapproved, interested persons are invited to submit written data, views and arguments concerning the submission within 21 days after 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 Fifth Street NW., Washington, DC 20549. Reference should be made to File No. SR–PSE–83–3.

Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room. Copies of the filing and of any subsequent amendments also will be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization.

For the Commission, by the Division of Market Regulation pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 83–4656 Filed 2–23–83; 8:45 am]

BILLING CODE 8010–01–M

DEPARTMENT OF STATE

[Public Notice 848]

El Salvador; Certification To Authorize Continued Assistance

January 21, 1983.

Pursuant to Sections 728 (b) and (d) of the International Security and Development Cooperation Act of 1981 and Executive Order No. 12163, as amended, I hereby determine and certify:

(1) That the Government of El Salvador is making a concerted and significant effort to comply with internationally recognized human rights;

(2) That the Government of El Salvador is achieving substantial control over all elements of its own armed forces, so as to bring to an end the indiscriminate torture and murder of Salvadoran citizens;

(3) That the Government of El Salvador is making continued progress in implementing essential economic and political reforms, including the land reform program;

(4) That the Government of El Salvador is committed to the holding of free elections at an early date and to that end has demonstrated its good faith efforts to begin discussions with all major political factions in El Salvador which have declared their willingness to find and implement an equitable political solution to the conflict.

Therefore, to the extent otherwise consistent with law, the furnishing of assistance for El Salvador under chapters 2 and 5 of part II of the Foreign Assistance act of 1961, the issuance of letters of offer and the extension of credits and guarantees for El Salvador under the Arms Export Control Act, and the assignment of members of the Armed Forces to El Salvador to carry out functions under those Acts are hereby authorized.

This certification together with the justification therefor shall be reported to the Congress immediately.

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

George P. Shultz,

Secretary of State.

[FR Doc. 83–4557 Filed 2–23–83; 8:45 am]

BILLING CODE 4710–10–M

[Public Notice CM-8/606]

Integrated Services Digital Network (ISDN) Working Party of the U.S. Organization for the International Telegraph and Telephone Consultative Committee; Meeting

The Department of State announces that the ISDN Working Party of the U.S. Organization for the International Telegraph and Telephone Consultative Committee (CCITT) will meet on March 10, 1983 at 9:30 a.m. in Room 1105 of the Department of State, 2201 C Street, NW., Washington, D.C. This Working Party deals with the evolution of ISDN.

The agenda for the meeting is as follows:

1. Report of the results of the meeting of the CCITT Study Group XVIII Group of Experts on ISDN, Kyoto, February 14–25;

2. Consideration of contributions for CCITT Study Group XI/6 and Study Group XVIII meetings; and

3. Any other business.

Members of the general public may attend the meeting and join in the discussion subject to the instructions of the Chairman. Admittance of public members will be limited to the seating available. In that regard, entrance to the Department of State building is controlled and entry will be facilitated between 9:15 and 9:30 if arrangements are made in advance of the meeting. It is suggested that prior to March 10, members of the general public who plan to attend the meeting so advise Mr. William Lowell, Office of International Communications Policy, Department of State, Washington, D.C. 20520, telephone (202) 632–6583. All attendees must use the C Street entrance to the building during designated time.

Dated: February 15, 1983.

James L. Gorman,

Director, Acting Office of International Communications Policy.

[FR Doc. 83-4665 Filed 2-23-83; 8:45 am]

BILLING CODE 4710-07-M

[Public Notice CM-8/605]

Study Group CMTT of the U.S. Organization for the International Radio Consultative Committee (CCIR); Meeting

The Department of State announces that Study Group CMTT of the U.S. Organization for the International Radio Consultative Committee (CCIR) will meet on March 15, 1983, in Conference Room F, 10th Floor, American Telephone and Telegraph Company, 1120 20th Street NW., Washington, D.C. The meeting will begin at 9:30 a.m.

Study Group CMTT deals with the specifications to be satisfied by telecommunication systems for transmission of radio and television programs over long distances. The purpose of the meeting is discussion of preparations for the international meeting of CMTT in August–September 1983.

Members of the general public may attend the meeting and join in the discussions subject to instructions of the Chairman. Request for further information should be directed to Mr. Gordon Huffcutt, State Department, Washington, D.C. 20520, telephone (202) 632–2592.

Dated: February 15, 1983.

Gordon L. Huffcutt,

Chairman, U.S. CCIR National Committee.

[FR Doc. 83-4666 Filed 2-23-83; 8:45 am]

BILLING CODE 4710-07-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Radio Technical Commission for Aeronautics (RTCA), Special Committee 147—Traffic Alert & Collision Avoidance Systems; Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463; 5 U.S.C. App. I) notice is hereby given of a meeting of RTCA Special Committee 147 on Traffic Alert & Collision Avoidance Systems to be held on March 16–18, 1983, in the RTCA Conference Room, 1425 K Street NW., Suite 500, Washington, D.C. commencing at 9:30 a.m.

The Agenda for this meeting is as follows: (1) Chairman's Introductory Remarks; (2) Approval of Minutes of the Eleventh Meeting Held on January 18–20, 1983; (3) Presentation of Status Reports on Related Studies and Activities; (4) Consideration of TCAS–I Working Group Report; (5) Review of Fourth Draft Report on Minimum Operational Performance Standards for TCAS; and (6) Other Business.

Attendance is open to the interested public but limited to space available. With the approval of the Chairman, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the RTCA Secretariat, 1425 K Street NW., Suite 500, Washington, D.C. 20005; (202) 682–0266. Any member of the public may present a written statement to the committee at any time.

Issued in Washington, D.C., on February 17, 1983.

Karl F. Bierach,

Designated Officer.

[FR Doc. 83-4537 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-13-M

Maritime Administration

[Docket No. S-731]

Participation by Vessels Built With Construction-Differential Subsidy in the Carriage of Crude Oil in the Domestic Trade; Application ARCO Transportation Company

Notice is hereby given that by application of February 11, 1983, ARCO Transportation Company (ARCO) requested permission under section 506 of the Merchant Marine Act, 1936, as amended, and Part 250 of Title 46 of the Code of Federal Regulations, for its owned vessel, ARCO Spirit to operate for six months in the Alaskan oil trade. The 262,400 deadweight ton ARCO SPIRIT, which was built with construction-differential subsidy (CDS), would carry crude oil from Valdez, Alaska, to Panama for oncarriage only to a U.S. port. The vessel would be under time charter to Exxon Company (Exxon) during the six-month period and would commence Alaskan service on or about March 21, 1983.

Exxon notified Arco of its need for the ARCO SPIRIT inasmuch as the waiver period of Exxon's time chartered CDS tanker, ARCO Independence, is expiring. Exxon stated that it has a continuing need for a 262,000 DWT tanker to move its Alaskan crude oil. Exxon further advised that, to its knowledge, no suitable Jones Act tonnage is available which can provide the full shipping capacity required by Exxon in the Alaskan oil trade.

Interested parties may inspect the application in the Office of the Secretary, Maritime Administration, Room 7300A, Nassif Building, 400 Seventh Street, SW., Washington, D.C. 20590.

Any person, firm, or corporation who is a "competitor," as defined in § 250.2 of the regulations as set forth in 46 CFR Part 250 published in the **Federal Register** issue of June 29, 1977 (42 FR 33035), and desires to protest such application for carriage of oil in the domestic trade from Alaska to Panama should submit such protest in writing, in triplicate, to the Secretary, Maritime Administration, Washington, D.C. 20590.

Protests must be received within five working days after the date of publication of this Notice in the **Federal**

Register. If a protest is received, the applicant will be advised of such protest by telephone or telegram and will be allowed three working days to respond in a manner acceptable to the Maritime administrator. Within five working days after the due date for the applicant's response, the Maritime Administrator will advise the applicant, as well as those submitting protests, of the action taken, with a concise written explanation of such action. If no protest is received concerning the application, the Maritime Administrator will take such action as may be deemed appropriate.

(Catalog of Federal Domestic Assistance Program No. 20.800 Construction-Differential Subsidy (CDS))

By Order of the Maritime Administrator.

Dated: February 18, 1983.

Georgia P. Stamas,

Acting Secretary.

[FR Doc. 83-4822 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-81-M

Federal Aviation Administration

Radio Technical Commission for Aeronautics (RTCA) (Utilized as an Advisory Committee); Renewal

Notice is hereby given of the renewal of the Radio Technical Commission for Aeronautics (RTCA) as an advisory committee utilized by the Federal Aviation Administration (FAA) and other Government agencies. The Associate Administrator for Development and Logistics, Federal Aviation Administration, is the sponsor.

The membership of RCTA comprises over 140 Government and industry organizations. At this time, eight Government agencies, the Departments of State, Commerce, Army, Navy and Air Force; the Federal Aviation Administration (FAA) and U.S. Coast Guard of the Department of Transportation; and the National Aeronautics and Space Administration (NASA), participate in RCTA. Private sector members include Aeronautical Radio, Incorporated (ARINC); Air Line Pilots Association (ALPA); Air Transport Association of America (ATA); Aircraft Owners and Pilots Association (AOPA); National Business Aircraft Association (NBAA); General Aviation Manufacturers Association (GAMA); Electronics Industries Association (EIA) Members; and Affiliated Independent Members.

The objective of RCTA is to advance the art and science of aeronautics through the investigation of all available or potential applications of the telecommunication art. Their coordination with allied arts, and the adaptation thereof to recognized operational requirements. To achieve this objective, the RCTA through its special committees seeks solutions to problems involving the application of electronics and telecommunications to aeronautical operations and frequently recommends technical performace standards and operational requirements for consideration by Government, industry and aviation users.

The Secretary of Transportation has determined that the utilization of RCTA is necessary in the public interest in connection with the performance of duties imposed on the Federal Aviation Administration by law. Except as provided in section 10(d) of the Federal Advisory Committee Act (86 Stat. 770), meetings of all RTCA committees when utilized as an advisory committee, will be open to the public.

Issued in Washington, D.C., on February 11, 1983.

A. P. Albrecht,

Associate Administator for Development and Logistics.

[FR Doc. 83-4896 Filed 2-23-83; 11:14 am]

BILLING CODE 4910-13-M

National Highway Traffic Safety Administration

Denial of Petition To Conduct Defect Proceeding

This notice sets forth the reasons for denial of a petition to determine whether to issue an order pursuant to section 152(b) of the National Traffic and Motor Vehicle Safety Act, 15 U.S.C. 1412(b).

On April 18, 1982 Jonathan E. Hardis of Chicago, Illinois, petitioned for an investigation of alleged throttle sticking problems on Volkswagens equipped with fuel injected engines. The NHTSA conducted a technical review of the Bosch K-Jetronic CIS fuel-injected system, found on more than 950,000 Volkswagen-manufactured vehicles of model years 1976–80. The agency's files revealed only nine similar complaints. The Canadian Ministry of Transport reported no problems with sticky throttle valves. Thus, the review revealed no trend of a safety problem. There being no reasonable possibility that an order of the nature requested would be issued at the conclusion of an investigation, the petition was denied on October 29, 1982.

However, Mr. Hardis wished to demonstrate the malfunction on his vehicle and brought it to Washington for the agency's inspection on December 27, 1982. The conditions complained of could not be replicated, but Mr. Hardis was informed on February 7, 1983 that the agency would, nevertheless, continue to monitor complaints to determine if investigative effort is warranted in the future.

(Secs. 124, 152 Pub. L. 93-492, 88 Stat. 1470 (15 U.S.C. 1410a, 1412); delegations of authority at 49 CFR 1.50 and 501.8)

Issued on: February 17, 1983.

Lynn L. Bradford,

Associate Administrator for Enforcement.

[FR Doc. 83-4523 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-59-M

Research and Special Programs Administration

Grants and Denials of Applications for Exemptions

AGENCY: Materials Transportation Bureau, Research and Special Programs Administration, DOT.

ACTION: Notice of grants and denials of applications for exemptions.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given of the exemptions granted in January 1983. The modes of transportation involved are identified by a number in the "Nature of Exemption Thereof" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo-only aircraft, 5—Passenger-carrying aircraft. Application numbers prefixed by the letters EE represent applications for Emergency Exemptions.

RENEWAL AND PARTY TO EXEMPTIONS

Application No.	Exemption No.	Applicant	Regulation(s) affected	Nature of exemption thereof
2709-P	DOT-E 2709	Atlantic Research Corp., Camden, AR	49 CFR 173.52, 173.93, 177.821, 177.834(L)(1), 177.835(k).	To become a party to Exemption 2709. (Mode 1.)

RENEWAL AND PARTY TO EXEMPTIONS—Continued

Application No.	Exemption No.	Applicant	Regulation(s) affected	Nature of exemption thereof
2709-X	DOT-E 2709	U.S. Department of Defense, Washington, DC.	49 CFR 173.52, 173.93, 177.821, 177.834(L)(1), 177.835(k).	To authorize 6D/2S 30 gallon capacity drum as an alternate container, for shipment of various explosives. (Mode 1.)
4338-X	DOT-E 4338	Stauffer Chemical Co., Westport, CT	49 CFR 173.119(m), 173.245a, 173.247	To authorize use of DOT specification 3AA2015 cylinders and DOT Specification 51 portable tanks, for shipment of corrosive and a flammable liquid. (Modes 1, 2, 3.)
5188-X	DOT-E 5188	U.S. Department of Energy, Washington, DC.	49 CFR 173.395(c)(2), 175.3	To authorize shipment of radioactive materials and nonliquefied compressed gases, in non-DOT specification pressure vessels overpacked in metal drums. (Modes 1, 2, 4.)
5248-P	DOT-E 5248	U.S. Department of Energy, Richland, WA	49 CFR 173.389(g), 175.3	To become a party to Exemption 5248. (Modes 1, 2, 4, 5.)
5649-X	DOT-E 5649	Great Lakes Chemical Corp., Adrian, MI	49 CFR 173.154(a)	To authorize shipment of an oxidizer, in non-DOT specification polypropylene or polyethylene bags. (Modes 1, 2.)
5778-P	DOT-E 5778	Lif-O-Gen Division of Allied Healthcare Products, St. Louis, MO.	49 CFR 173.302(a)(4), 173.304(a)(1)(i)	To become a party to Exemption 5778. (Modes 1, 2.)
6243-X	DOT-E 6243	Liquid Carbonic Corp., Chicago, IL	49 CFR 172.101, 173.315(a)	To allow an increased filling density for liquid carbon monoxide in tank motor vehicles. (Mode 1.)
6293-X	DOT-E 6293	Hercules, Inc., Wilmington, DE	49 CFR 173.21(b), 173.248	To authorize shipment of specific corrosive materials in DOT Specification MC-311 or MC-312 tank motor vehicles. (Mode 1.)
6293-X	do	Olin Corp., East Alton, IL	do	To renew and to modify shipping name for spent mixed acid to nitrating acid. (Mode 1.)
6296-X	DOT-E 6296	Olin Chemicals Group, Stamford, CT	49 CFR 173.377(g)	To authorize additional bag packagings for the transportation of certain Class B poisons in DOT 44D multi-wall paper bags. (Modes 1, 2.)
6403-X	DOT-E 6403	El Paso Products Co., Odessa, TX	49 CFR 172.101, 173.315(a)	To authorize shipment of a flammable gas in a non-DOT specification cargo tank. (Mode 1.)
6403-X	do	Ethyl Corp., Baton Rouge, LA	do	To authorize shipment of a flammable gas in a non-DOT specification cargo tank. (Mode 1.)
6538-P	DOT-E 6538	Pan Products Inc., Macedonia, OH	49 CFR 173.304(d)(3)(ii), 178.33	To become a party to Exemption 6538. (Modes 1, 3.)
6556-X	DOT-E 6556	Castle & Cooke, Inc., San Francisco, CA	49 CFR 173.132	To authorize use of a non-DOT specification single compartment portable tank, for transportation of a flammable liquid. (Modes 1, 3.)
6564-X	DOT-E 6564	Castle & Cooke, Inc., San Francisco, CA	49 CFR 173.119, 173.128	To authorize shipment of certain flammable liquids in non-DOT specification dual compartment portable tanks. (Modes 1, 3.)
6571-X	DOT-E 6571	Utilities Board, City of Trussville, Trussville, AL.	49 CFR 172.101, 173.315(a)	To authorize use of a non-DOT specification insulated cargo tank, for transportation of certain flammable gases. (Mode 1.)
6762-P	DOT-E 6762	National Chemical, Atlanta, GA	49 CFR 173.286(b)(2), 175.3	To become a party to Exemption 6762. (Modes 1, 2, 3, 4.)
6762-P	do	Aqua-Serv Engineers, Inc., Los Angeles, CA.	do	Do.
6762-X	do	Taylor Chemicals, Inc., Baltimore, MD	do	To authorize transport of chemical kits in plastic inside bottles, packed in plastic boxes overpacked in fiberboard boxes. (Modes 1, 2, 3, 4.)
6772-P	DOT-E 6772	Rhone-Poulenc, Inc., Monmouth Junction, NJ.	49 CFR 173.119(a)(22), 173.245, 173.264(a), 173.346, 173.349, 173.369.	To become a party to Exemption 6772. (Mode 1.)
6874-X	DOT-E 6874	ICI Americas, Inc., Wilmington, DE	49 CFR 172.101, 173.370(a)(13)	To renew and to authorize a polypropylene bag as an inside container and to increase dimensions of outer box. (Modes 1, 2, 3.)
6922-X	DOT-E 6922	Halocarbon Products Corp., Hackensack, NJ.	49 CFR 173.314(c), 179.300-15	To authorize use of a DOT Specification 106A500-X multi-unit tank car tank, for shipment of certain compressed gases. (Modes 1, 2, 3.)
6923-X	DOT-E 6923	Dow Chemical Co., Midland, MI	49 CFR 172.101, 173.315(a)(1)	To authorize use of non-DOT specification insulated cargo tanks, for transportation of a flammable gas. (Mode 1.)
6971-P	DOT-E 6971	Analabs, North Haven, CT	49 CFR Parts 100-199	To become a party to Exemption 6971(Modes 1, 2, 3, 4, 5.)
7052-P	DOT-E 7052	AVCO, Wilmington, DE	49 CFR 172.101, 175.3	To become a party to Exemption 7052. (Modes 1, 2, 3, 4.)
7052-X	do	General Electric Co., Gainesville, FL	do	To authorize shipment of batteries containing lithium and other materials, classed as a flammable solid. (Modes 1, 2, 3, 4.)
7052-P	do	The Bendix Corp., Kansas City, MO	do	To become a party to Exemption 7052. (Modes 1, 2, 3, 4.)
7052-P	do	Geophysical Research Corp., Tulsa, OK	do	Do.
7070-P	DOT-E 7070	Vanguard Research Associates, Inc., South Plainfield, NJ.	49 CFR 173.365, 175.3, 175.630	To become a party to Exemption 7070. (Modes 4, 5.)
7206-X	DOT-E 7206	Ruan Transport Corp., Des Moines, IA	49 CFR 173.245(a)	Td authorize shipment of certain corrosive materials in non-DOT specification stainless steel cargo tanks. (Mode 1.)
7207-X	DOT-E 7207	Matheson Gas Products, Secaucus, NJ	49 CFR 172.101, 173.315(a)(1)	To authorize shipment of cryogenic liquid ethylene in non-DOT specification cargo tanks. (Mode 1.)
7268-X	DOT-E 7268	Union Carbide Corp., Danbury, CT	49 CFR 173.304(a)(1)	To authorize use of a DOT Specification 39 nonrefillable cylinder, for shipment of a nonflammable compressed gas. (Modes 1, 2, 3.)
7285-P	DOT-E 7285	Parlefen, Paris, France	49 CFR 173.315(a)	To become a party to Exemption 7285. (Modes 1, 2, 3.)
7286-X	DOT-E 7286	Liquid Carbonic Corp., Chicago, IL	49 CFR 173.34(e)(15)(i)	To authorize shipment of certain nonliquefied compressed gases in DOT Specification 3A or 3AA cylinders and cylinders marked ICC-3, 3A or 3AA. (Modes 1, 2, 3, 4, 5.)
7444-X	DOT-E 7444	James Russell Engineering Works, Inc., Boston, MA.	49 CFR 172.101, 173.315(a)	To authorize shipment of liquefied flammable gases in non-DOT specification cargo tanks. (Mode 1.)
7574-X	DOT-E 7574	Remmers-Tomkins Flight Service, Inc., Burlington, IA.	49 CFR 172.101, 172.204(c)(3), 173.27, 175.30(a)(1), 175.320(b), Part 107, Appendix B.	To authorize an additional Class A explosive as packaged under DOT-E 6658. (Mode 4.)
7633-X	DOT-E 7633	Sea Containers Atlantic Ltd., Hamilton, Bermuda.	49 CFR 173.119, 173.128(a), 173.129, 173.131(a)(1), 173.132(a)(1), 173.245(a), 173.32(a)(2), 173.346(a), 173.510, 173.605(a), 173.630(b), 46 CFR 90.05-35.	To authorize use of non-DOT specification portable tanks, for shipment of certain hazardous materials. (Modes 1, 2, 3.)
7648-P	DOT-E 7648	Sunwest Aviation, Roy, UT	49 CFR 172.204(c), 172.300(a), 172.400(a), 173.91(a), 173.91(i), 175.3, 175.35(a).	To become a party to Exemption 7648. (Mode 4.)
7671-X	DOT-E 7671	Sea Containers Atlantic Ltd., Hamilton, Bermuda, NY.	49 CFR 173.119, 173.125, 173.128(a), 173.129, 173.131(a)(1), 173.132(a)(1), 173.245(a), 173.32(a)(2), 173.346(a), 173.510, 173.630(b), 46 CFR 90.05-35.	To authortze use of non-DOT specification IMO Type 2 insulated portable tanks, for transportation of certain hazardous materials. (Modes 1, 2, 3.)
7694-X	DOT-E 7694	Borg Warner Corp., Van Nuys, CA	49 CFR 173.302(a)(4), 175.3	To authorize use of non-DOT specification welded, or seamless, nonrefillable cylinders, containing non-liquefied compressed gases. (Modes 1, 2, 4.)
7735-X	DOT-E 7735	Rheem Manufacturing Co., Linden, NJ	49 CFR 173.119, 173.264(a), 173.272(g)	To authorize hydrofluoric acid solution and sulfuric acid classed as corrosive materials as additional commodities. (Modes 1, 2, 3.)
7765-X	DOT-E 7765	Carleton Controls Corp., East Aurora, NY	49 CFR 173.302(a)(4), 175.3	To authorize use of nonrefillable, non-DOT specification cylinders, for transportation of a nonflammable gas. (Modes 1, 2, 4.)
7770-P	DOT-E 7770	Parlefer, Paris, France	49 CFR 173.143, 173.264(b)(4)	To become a party to Exemption 7770. (Modes 1, 2, 3.)

RENEWAL AND PARTY TO EXEMPTIONS—Continued

Application No.	Exemption No.	Applicant	Regulation(s) affected	Nature of exemption thereof
7823-X	DOT-E 7823	Air Products and Chemicals, Inc., Allentown, PA.	49 CFR 173.246	To authorize transport of iodine pentafluoride in non-DOT specification welded stainless steel cylinders complying with DOT Specification 4BW with certain exceptions. (Modes 1, 2, 3.)
7840-X	DOT-E 7840	Weber Aircraft, Burbank, CA	49 CFR 173.87, 175.3, 176.83	To authorize transport of a Class C explosive and a nonflammable compressed gas, in the same non-DOT specification fiberboard shipping container. (Modes 1, 2, 3, 4, 5.)
7840-X	do	General Dynamics Corp., Fort Worth, TX	do	Do.
7840-X	do	Douglas Aircraft Co., Long Beach, CA	do	Do.
7897-X	DOT-E 7897	Sea Containers Atlantic Ltd., Hamilton, Bermuda.	49 CFR 173.119, 173.125, 173.126(a), 173.131(a)(1), 173.132(a)(1), 173.245(a), 173.32(a)(2), 173.246, 46 CFR 90.05-35.	To authorize use of non-DOT specification IMO type 2 insulated portable tanks, for transportation of various hazardous materials. (Modes 1, 2, 3.)
8050-X	DOT-E 8050	XMAS Corp., Tulsa, OK	49 CFR 173.306(b)(4)	To authorize transport of nonliquefied sulfur hexafluoride in certain X-ray machines. (Modes 1, 2, 3, 4, 5.)
8060-P	DOT-E 8060	Partefer, Paris, France	49 CFR 173.315(a)	To become a party to Exemption 8060. (Modes 1, 2, 3.)
8099-X	DOT-E 8099	Union Carbide Corp., Danbury, CT	49 CFR 173.365(a)(15)	To authorize use of non-DOT specification corrugated fiberboard boxes with an inner heat-sealed bag, for transportation of poisonous solids. (Modes 1, 2, 3.)
8116-X	DOT-E 8116	U.S. Environmental Protection Agency, Cincinnati, OH.	49 CFR 100-199	To authorize shipment of small quantities of analytical standards in prescribed packaging essentially without regulation. (Modes 1, 2, 3, 4, 5.)
8116-X	do	Environmental Resources Associates, South Chicago Heights, IL.	do	Do.
8129-P	DOT-E 8129	Kerr-McGee Chemical Corp., Oklahoma City, OK.	49 CFR 177.834(k), Part 173, Subparts D, E, F, H, Subparts K, L, M, O.	To become a party to Exemption 8129. (Mode 1.)
8129-P	do	The American Recovery Co., Baltimore, MD.	do	Do.
8129-P	do	U.S. Pollution Control, Inc., Oklahoma City.	do	Do.
8129-P	do	Rhone-Poulenc Inc., Monmouth Junction, NJ.	do	Do.
8287-X	DOT-E 8287	Rohm & Haas Co., Philadelphia, PA	49 CFR 173.245(a)(16), 173.245(a)(26), 178.19-4(c), 178.35a-2(b).	To authorize use of a DOT specification 2E polyethylene bottle, not over 9 pints capacity with vented closures overpacked not to exceed 4 bottles in a DOT Specification 12B fiberboard box. (Modes 1, 2, 3.)
8374-X	DOT-E 8374	Sea Containers Atlahtic Ltd., Hamilton, Bermuda.	49 CFR 173.119, 173.221, 173.245, 173.346.	To authorize the transport of certain hazardous materials in non-DOT specification intermodal-portable tanks. (Modes 1, 2, 3.)
8417-X	DOT-E 8417	do	do	To authorize shipment of various hazardous materials in non-DOT specification intermodal portable tanks. (Modes 1, 2, 3.)
8445-P	DOT-E 8445	Kerr-McGee Chemical Corp., Oklahoma City, OK.	49 CFR Part 173, Subpart D, E, F, & H	To become a party to Exemption 8445. (Mode 1.)
8445-P	do	Ecolio, Inc., Bladensburg, MD	do	Do.
8487-X	DOT-E 8487	Brunswick Corp., Lincoln, NE	49 CFR 173.302(a)(1), 173.304(a)(2), 175.3, 178.44.	To authorize manufacture, marking and sale of non-DOT specification fiber reinforced plastic aluminum lined full composite cylinders, for shipment of a certain nonflammable compressed gas. (Modes 1, 2, 3, 4, 5.)
8488-X	DOT-E 8488	Born Free Plastics, Gardena, CA	49 CFR 173.119, 173.346(a), Part 173 Subpart F.	To authorize shipment of Class B poisonous liquids, flammable liquids, and certain other corrosive liquids in DOT Specification 34 polyethylene drums. (Modes 1, 2, 3.)
8495-X	DOT-E 8495	Walter Kidde & Company, Inc., Belleville, NJ.	49 CFR 173.304(a)(1), 175.3, 178.47	To authorize manufacture, marking and sale of modified DOT Specification 4DS spheres, for shipment of bromotrifluoromethane pressurized with nitrogen. (Modes 1, 2, 4, 5.)
8509-X	DOT-E 8509	Dow Chemical Co., Midland, MI	49 CFR 173.263(a)(9), 179.201-1	To authorize use of a safety relief valve in lieu of a safety vent in DOT Specification 111A100W5 tank car tanks, for transportation of hydrochloric acid. (Mode 2.)
8509-P	do	Mobay Chemical Corp., Pittsburgh, PA	do	To become a party to Exemption 8509. (Modes 2.)
8516-X	DOT-E 8516	Atlas Powder International, Ltd., Miami, FL	49 CFR 176.83(b)	To authorize stowage of certain oxidizers and blasting agents in the same hold, compartment or freight container. (Mode 3.)
8526-P	DOT-E 8526	Blair Cartage, Inc., Newbury, OH	49 CFR 177.834(L)(2)(i)	To become a party to Exemption 8526. (Modes 1.)
8528-X	DOT-E 8528	Beech Aircraft Corp., Boulder, CO	49 CFR 173.304(a)	To authorize use of DOT Specification 4L cylinders, for transportation of liquefied natural gas. (Mode 1.)
8536-X	DOT-E 8536	Pennwalt Corp., Buffalo, NY	49 CFR 173.157(a)(5)	To authorize an increase in the maximum allowable gross weight of a DOT Specification 12B corrugated fiberboard box, for shipment of wet benzoyl peroxide. (Modes 1, 3.)
8564-X	DOT-E 8564	Bunker Ramo Corp., Westlake Village, CA	49 CFR 173.206, 173.247	To authorize shipment of lithium/thionyl chloride batteries in DOT Specification 19 wooden boxes. (Mode 1.)
8580-X	DOT-E 8580	Priority Air, Inc., Sanford, FL	49 CFR 172.101, 172.204(c)(3), 173.27, 175.30(a)(1), 175.320(b), Part 107 Appendix B.	To authorize carriage of Class A, B and C explosives not permitted for air shipment or in quantities greater than those prescribed for air shipment. (Mode 4.)
8627-P	DOT-E 8627	Arco Chemical Co., Sand Springs, OK	49 CFR 173.119, 173.245, 178.253	To become a party to Exemption 8627. (Mode 1.)
8627-P	do	Rebbco Chemicals, Inc., Odessa, TX	do	Do.
8723-X	DOT-E 8723	Ineco Chemicals, Salt Lake City, UT	49 CFR 173.114a(h)(3)	To authorize an additional design cargo tank similar to those presently authorized for shipment of various blasting agents. (Mode 1.)
8732-P	DOT-E 8732	Barton Solvents, Inc., Des Moines, IA	49 CFR 173.245	To become a party to Exemption 8732. (Mode 1.)
8741-X	DOT-E 8741	Alpha Aviation, Inc., Dallas, TX	49 CFR 172.101, 172.204(c)(3), 173.27, 175.30(a)(1), 175.320(b), Part 107 Appendix B.	To amend exemption to include various Class B, and C explosives. (Mode 4.)
8795-X	DOT-E 8795	The Marison Co., South Elgin, IL	49 CFR 173.302, 173.304, 173.55, 175.3	To amend exemption to allow qualification tests for new design cylinders or significant design changes. (Modes 1, 2, 3, 4, 5.)
8878-P	DOT-E 8878	Amalgamet Canada—Division of Premetalco Inc., Toronto, Ontario, Canada.	49 CFR 173.245	To become a party to Exemption 8878. (Mode 1.)
8890-X	DOT-E 8890	Sunbelt Airlines, Camden, AR	49 CFR 172.101, 172.204(c)(3), 173.27, 175.30(a)(1), 175.320(b), Part 107, Appendix B.	To modify exemption to authorize transport of various Class A, B and C explosives not permitted for air shipment or in quantities greater than those prescribed. (Mode 4.)

NEW EXEMPTIONS

Application No.	Exemption No.	Applicant	Regulation(s) affected	Nature of exemption thereof
8829-N	DOT-E 8829	Mountstan Division of Amalgamet, Inc., New York, NY.	49 CFR 173.154	To authorize transport of zinc skimmings which have been exposed to the weather, in non-DOT specification open top 20-foot freight containers, covered with heavy-duty plastic. (Modes 1, 3.)
8897-N	DOT-E 8897	Kerrco, Inc., Hastings, NE	49 CFR 178.19, 178.253, Part 173, Subpart F.	To authorize manufacture, marking and sale of non-DOT specification rotationally moded, linear low density polyethylene portable tanks, for shipment of corrosive materials. (Modes 1, 2.)
8898-N	DOT-E 8898	Petrolane Gas, Inc., Seattle, WA	49 CFR 173.315	To authorize use of a non-DOT specification ASME Code stamped portable tank, for transportation of liquefied compressed gases. (Modes 1, 3.)
8902-N	DOT-E 8902	Thiokol Corp., Elkton, MD	49 CFR 173.92	To authorize carriage of a rocket motor with igniters installed, in a non-DOT specification steel drum. (Mode 1.)
8906-N	DOT-E 8906	FMC Corp., Middleport, NY	49 CFR 173.365	To authorize shipment of used, essentially empty containers with residual amounts of carbofuran, packed in a non-DOT specification steel drum. (Mode 1.)
8913-N	DOT-E 8913	Eurotainer S.A., Paris, France	49 CFR 173.119(a)(25)	To authorize use of non-DOT specification IMO Type 5 portable tanks, for shipment of flammable liquids. (Modes 1, 2, 3.)
8914-N	DOT-E 8914	Amerijet Intl., Fort Lauderdale, FL	49 CFR 172.101, 172.204(c)(3), 173.27, 175.30(a)(1), 175.320(b), Part 107, Appendix B.	To authorize transport of certain Class A, B, and C explosives that are not permitted for air shipment or are in quantities greater than those prescribed for shipment by air. (Mode 4.)
8916-N	DOT-E 8916	Thiokol Corp., Huntsville, AL	49 CFR 173.92	To authorize transport of a Class B rocket motor in a fiberboard tube with polystyrene foam cushioning. (Mode 1.)
8943-N	DOT-E 8943	BASF Wyandotte Corp., Parsippany, NJ	49 CFR 173.154	To authorize shipment of a polyol filter cake classed as a flammable solid, in a non-DOT specification open top, metal cargo carrying box. (Mode 1.)
8947-N	DOT-E 8947	Townsend, Inc., Worcester, MA	49 CFR 173.221	To authorize shipment of a small quantity of methyl ethyl ketone peroxide solution, in non-DOT specification polyethylene tube, packed in a DOT Specification 12B fiberboard box. (Mode 1.)
8952-N	DOT-E 8952	Trojan Corp., Salt Lake City, UT	49 CFR 173.65	To authorize use of a DOT Specification 21C fiber drum, for transporting desensitized HMX (cyclotetramethylene tetranitramine). (Mode 1.)

EMERGENCY EXEMPTIONS

Application No.	Exemption No.	Applicant	Regulation(s) affected	Nature of exemption thereof
EE-N 8969	DOT-E 8969	McDonnell Douglas Corp., St. Louis, MO	49 CFR 173.79(b), 173.92(b)	To authorize shipment of certain rocket motors with igniter installed. (Modes 1, 3).

Denials

4108-X Request by Liquid Air Corporation, Dallas, TX to authorize shipment of liquefied argon, nitrogen and oxygen in non-DOT specification cargo tanks denied January 24, 1983.

Issued in Washington, DC, on February 15, 1983.

J. R. Grothe,

Chief, Exemptions Branch, Office of Hazardous Materials Regulation, Materials Transportation Bureau.

[FR Doc. 83-4449 Filed 2-23-83; 8:45 am]

BILLING CODE 4910-60-M

UNITED STATES INFORMATION AGENCY

Advisory Committee on Ethical Values; Meeting

The Advisory Committee on Ethical Values will hold its next meeting on Monday, February 28, 1983 from 10:00 a.m. to 1:00 p.m. in Room 600, 1750 Pennsylvania Avenue, N.W., Washington, D.C. The committee will discuss ways in which the Agency can more effectively explain the U.S. position on nuclear deterrence and arms control as related to Agency programming objectives. Due to recent inclement weather which caused some government scheduling problems, the notice of this meeting for the **Federal Register** was delayed.

Dated: February 22, 1983.

Mary Jane Winnett,

Management Assistant, Management Plans, Analysis, and Directives Staff.

[FR Doc. 83-4900 Filed 2-23-83; 11:16 am]

BILLING CODE 8230-01-M

Sunshine Act Meetings

Federal Register
Vol. 48, No. 38
Thursday, February 24, 1983

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

CONTENTS

	Items
Federal Deposit Insurance Corporation	1-3
Federal Home Loan Bank Board	4-6
Federal Maritime Commission	7, 8
Federal Reserve System	9, 10
National Transportation Safety Board	11
Occupational Safety and Health Review Commission	12, 13
Securities and Exchange Commission	14

1

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that the Federal Deposit Insurance Corporation's Board of Directors will meet in open session at 2:00 p.m. on Monday, February 28, 1983, 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 minutes of previous meetings.

Application for Federal deposit insurance:

Security Bank of Cairo, a proposed new bank to be located at 800 Commercial Avenue, Cairo, Illinois.

Applications for consent to merge and establish branches:

Bourbon-Agricultural Bank & Trust Company, Paris, Kentucky, an insured State nonmember bank, for consent to merge, under its charter and title, with North Middletown Deposit Bank, North Middleton, Kentucky, and to establish the sole office of North Middletown Deposit Bank as a branch of the resultant bank.

The Northwestern Bank, North Wilkesboro, North Carolina, an insured State nonmember bank, for consent to merge, under its charter and title, with Cabarrus Bank and Trust Company, Concord, North Carolina, a noninsured bank, and to establish the twelve offices of Cabarrus Bank and Trust Company as branches of the resultant bank.

Application for consent to merge and establish one facility:

Benton Community Bank, Benton, Illinois, an insured State nonmember bank, for consent to merge, under its charter and title, with Ewing State Bank, Ewing, Illinois, and to establish the sole office of Ewing State Bank as a facility of the resultant bank.

Recommendation regarding the Corporation's assistance agreement involving an insured bank pursuant to section 13(e) of the Federal Deposit Insurance Act.

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. 45,589-L: The Hamilton National Bank of Chattanooga, Chattanooga, Tennessee

Memorandum and Resolution re: South Side Bank, Chicago, Illinois

Memorandum and Resolution re: Final amendment to Part 303 of the Corporation's rules and regulations, entitled "Applications, Requests, Submittals, Delegations of Authority, and Notices of Acquisition of Control," which would provide that any petition for reconsideration of a denied request, application, or petition must be addressed to the Corporation's Board of Review where the initial request, application, or petition was denied by the Board of Review acting pursuant to authority delegated by the Board of Directors, except that action taken by the Board of Review on any enforcement matter brought under section 8 of the Federal Deposit Insurance Act shall be subject to review by the Board of Directors in accordance with section 303.13(o)(7).

Memorandum and Resolution re: Final amendments to Part 308 of the Corporation's rules and regulations, entitled "Rules of Practice and Procedures," which would implement provisions of the Garn-St Germain Depository Institutions Act of 1982: (1) That authorize the Corporation to compromise, modify, or remit certain civil money penalties; and (2) that allow the removal of a management official for any violation of the Depository Institutions Management Interlocks Act.

Memorandum and Resolution re: Proposed amendment to Part 309 of the Corporation's rules and regulations, entitled "Disclosure of Information," which would: (1) Permit the Director of the Division of Bank Supervision to delegate his existing authority regarding the disclosure of reports of examination and other exempt records; and (2) permit the General Counsel or his designee to authorize Corporation personnel to testify on confidential information without the service of a subpoena.

Memorandum and Resolution re: FDIC regulations selected for review during 1983.

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.

Reports of the Director, Division of Liquidation:

Memorandum re: Sale of Residential Mortgage Loans to the Federal National Mortgage Association.

Memorandum re: Guidelines for the Sale of Real Estate/Servicing of Mortgage Loans—Revised.

Report of the Director, Division of Accounting and Corporate Services:

Memorandum re: Investment Management Report as of December 31, 1982.

Report of the General Counsel:

Memorandum re: Reports of Actions Approved Under Delegated Authority: Settlements of Claims, Attorneys' Fees Approved for Payment and Law Firms Retained.

Reports of the Director, Office of Corporate Audits and Internal Investigations:

Audit Report re: Corporate Assessment Income, dated June 15, 1982.

Audit Report re: Summary of Five Liquidation Site Audits, dated January 13, 1983

Discussion Agenda:

No matters scheduled.

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 information concerning the meeting may be directed to Mr. Hoyle L. Robinson, Executive Secretary of the Corporation, at (202) 389-4425.

Dated: February 18, 1983.

Federal Deposit Insurance Corporation.
Hoyle L. Robinson
Executive Secretary.
[S-255-83 Filed 2-22-83; 3:45 am]
BILLING CODE 6714-01-M

2

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 2:30 p.m. on Monday, February 28, 1983, 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.

Notice of acquisition of control:

Southeast Mississippi Bank, Quitman, Mississippi.

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 consent to merge and establish branches:

The Banking Center, Waterbury, Connecticut, an insured mutual savings bank, for consent to merge, under its charter and title, with Woodbury Savings Bank, Woodbury, Connecticut, and to establish the three offices of Woodbury Savings Bank as branches of the resultant bank.

Applications pursuant to section 19 of the Federal Deposit Insurance Act for consent to service of a person convicted of an offense involving dishonesty or a breach of a trust as a director, officer, or employee of an insured bank:

Names of persons and 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)).

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, NW., Washington, D.C.

Requests for information concerning the meeting may be directed to Mr. Hoyle L. Robinson, Executive Secretary of the Corporation, at (202) 389-4425.

Dated: February 18, 1983.
Federal Deposit Insurance Corporation.
Hoyle L. Robinson,
Executive Secretary.
[S-254-83 Filed 2-22-83; 11:23 am]
BILLING CODE 6714-01-M

3

FEDERAL DEPOSIT INSURANCE CORPORATION

Agency Meeting

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that at 3:25 p.m. on Friday, February 18, 1983, the Board of Directors of the Federal Deposit Insurance Corporation met in closed session, by telephone conference call, to consider a recommendation with respect to the initiation and conduct of a cease-and-desist proceeding against an insured bank (name and location of bank 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)).

In calling the meeting, the Board determined, on motion of Chairman William M. Isaac, seconded by Director Irvine H. Sprague (Appointive), concurred in by Director C. T. Conover (Comptroller of the Currency), that Corporation business required its consideration of the matter on less than seven days' notice to the public; that no earlier notice of the meeting was practicable; that the public interest did not require consideration of the matter in a meeting open to public observation; and that the matter could be considered in a closed meeting pursuant to subsections (c)(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)).

Dated: February 22, 1983.
Federal Deposit Insurance Corporation.
Hoyle L. Robinson,
Executive Secretary.
[S-263-83 Filed 2-22-83; 3:22 pm]
BILLING CODE 6714-01-M

4

FEDERAL HOME LOAN BANK BOARD

TIME AND DATE: The Bank Board Meeting was held at 3:30 p.m., Friday, February 18, 1983.

PLACE: Board room, sixth floor, 1700 G Street, N.W., Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Lockwood (202-377-6679).

MATTERS TO BE CONSIDERED: Application for Permission to Convert from Federal Mutual to Federal Stock Form—California Federal Savings and Loan Association, Los Angeles, California:

(Notice was sent to the Federal Register and posted at the earliest time)

[No. 17, February 22, 1983]

[S-264-83 Filed 2-22-83; 3:22 pm]
BILLING CODE 6720-01-M

5

FEDERAL HOME LOAN BANK BOARD

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. No. 48 FR. Page No. None at this time. Date to be published: Wednesday, February 23, 1983.

PLACE: Board room, sixth floor, 1700 G Street, N.W., Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Lockwood (202-377-6679).

CHANGES IN THE MEETING: The Bank Board meeting that was previously rescheduled for Wednesday, February 23, 1983, at 2:30 p.m., has been cancelled.

[No. 18, February 22, 1983]

[S-265-83 Filed 2-22-83; 3:22 pm]
BILLING CODE 6720-01-M

6

FEDERAL HOME LOAN BANK BOARD

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. No. 48,

Page No. None at this time. Date to be Published: Wednesday, February 23, 1983.

PLACE: Board room, sixth floor, 1700 G Street, NW., Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Lockwood (202–377–6679).

CHANGES IN THE MEETING: The Bank Board meeting that was previously cancelled Wednesday, February 23, 1983 at 10:00 a.m., has been rescheduled for Wednesday, February 23, 1983, at 2:30 p.m., with the following items added to the open portion of the meeting:

Securities Offerings
Organization and Chartering of Federal Stock Association on a *De Novo* Basis and Related Regulatory Amendment

[No. 16, February 22, 1983]

[S–256–83 Filed 2–22–83; 11:31 am]

BILLING CODE 6720–01–M

7

FEDERAL MARITIME COMMISSION

TIME AND DATE: 9 a.m., March 2, 1983.

PLACE: Hearing Room One, 1100 L Street, N.W., Washington, D.C. 20573.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Agreement No. 10122–11: Modification of the Inter-American Freight Conference, Area River Plate/Puerto Rico and U.S. Virgin Islands/River Plate Agreement to prohibit member lines and their agents from soliciting for non-conference lines.
2. Agreement No. 9648–A–22: Modification of the Inter-American Freight Conference to prohibit member lines and their agents from soliciting for non-conference lines.
3. The Mover's & Warehousemen's Association of America Rate Agreements and the Household Goods Forwarders Association of America Rate Agreement: Petition for exemption from the independent policing authority requirement of General Order 7.
4. Study on rates which are established "subject to booking."

CONTACT PERSON FOR MORE INFORMATION: Francis C. Hurney, Secretary, (202) 523–5725.

[S–258–83 Filed 2–22–83; 11:33 am]

BILLING CODE 6730–01–M

8

FEDERAL MARITIME COMMISSION

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 48 FR 7030, February 17, 1983.

PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING: 9 a.m., February 23, 1983.

CHANGE IN THE MEETING: Addition of the following item to the closed session:

2. Docket No. 82–58: Actions to Adjust or Meet Conditions Unfavorable to Shipping in the United States/Venezuela Trade—Consideration of the status of the proceeding.

[S–257–83 Filed 2–22–83; 11:33 am]

BILLINGCODE 6730–01–M

9

FEDERAL RESERVE SYSTEM

(Board of Governors)

TIME AND DATE: 10 a.m., Monday, February 28, 1983.

PLACE: 20th Street and Constitution Avenue NW., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Proposed follow-up report to Congress on the International Banking Act of 1978.
2. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.
3. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Joseph R. Coyne, Assistant to the Board, (202) 452–3204.

Dated: February 18, 1983.

William W. Wiles,

Secretary of the Board.

[S–253–83 Filed 2–18–83; 4:15 pm]

BILLING CODE 6210–01–M

10

FEDERAL RESERVE SYSTEM

Board of Governors

TIME AND DATE: 10 a.m., Wednesday, March 2, 1983.

PLACE: 20th Street and Constitution Avenue, N.W., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.
2. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Joseph R. Coyne, Assistant to the Board, (202) 452–3204.

Dated: February 22, 1983.

William W. Wiles,

Secretary of the Board.

[S–266–83 Filed 2–22–83; 3:33 pm]

BILLING CODE 6210–01–M

11

NATIONAL TRANSPORTATION SAFETY BOARD

[NM–83–5]

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 48 FR 7030, February 17, 1983.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 9 a.m., Thursday, February 24, 1983.

CHANGE IN MEETING: A majority of the Board determined by recorded vote that the business of the Board required revising the agenda of this meeting and that no earlier announcement was possible. The agenda as now revised is set forth below:

STATUS: The first two items will be open to the public; the last two will be closed under Exemption 10 of the Government in the Sunshine Act.

1. *Marine Accident Report:* Collision of the U.S. Towboat *Creole Genii* and the Liberian Tank Vessel *Arkas* near Mile 130, Mississippi River, March 31, 1982, and Recommendations to U.S. Coast Guard, Le Beouf Brothers Towing Company, Inc., and New Orleans—Baton Rouge Steamship Pilots Association.
2. *Recommendation* to Federal Aviation Administration regarding use of child restraint systems in aircraft.
3. *Opinion and Order:* Petition of Bellenger, Dkt. SM–2928; disposition of the Administrator's appeal.
4. *Opinion and Order:* Administrator v. Mommsen, Dkt. SE–5576; disposition of respondent's appeal.

CONTACT PERSON FOR MORE INFORMATION: Sharon Flemming, (202) 382–6525.

February 22, 1983.

[S–260–83 Filed 2–22–83; 2:11 pm]

BILLING CODE 4910–58–M

12

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

TIME AND DATE: 10 a.m., March 24, 1983.

PLACE: Suite 316, 1825 K Street, N.W., Washington, D.C.

STATUS: Because of the subject matter, it is likely that this meeting will be closed.

MATTERS TO BE CONSIDERED: Discussion of specific cases in the Commission adjudicative process.

CONTACT PERSON FOR MORE INFORMATION: Mrs. Patricia Bausell (202) 634–4015.

Dated: February 22, 1983.

[FR S–262–83 Filed 2–22–83; 2:28 pm]

BILLING CODE 7600–01–M

13

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

TIME AND DATE: 10 a.m., March 17, 1983.

PLACE: Suite 316, 1825 K Street, N.W., Washington, D.C.

STATUS: Because of the subject matter, it is likely that this meeting will be closed.

MATTERS TO BE CONSIDERED: Discussion of specific cases in the Commission adjudicative process.

CONTACT PERSON FOR MORE INFORMATION: Mrs. Patricia Bausell (202) 634–4015.

Dated: February 22, 1983.

[FR S-261-83 Filed 2-22-83; 2:28 pm]

BILLING CODE 7600-01-M

14

SECURITIES AND EXCHANGE COMMISSION

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: (To be published).

STATUS: Closed/open meeting.

PLACE: 450 Fifth Street, N.W., Washington, D.C.

DATE PREVIOUSLY ANNOUNCED: Tuesday, February 15, 1983.

CHANGES IN THE MEETING: Rescheduling/Deletion items. The following closed items previously scheduled for Wednesday, February 23, 1983, at 10 a.m. have been rescheduled for Friday 25, 1983, following the 12 p.m. open meeting:

Formal order of investigation.
Settlement of administrative proceedings of an enforcement nature.

The following closed item previously scheduled for Thursday, February 24, 1983, following the 10 a.m. open meeting has been rescheduled for Wednesday, February 23, 1983, at 10 a.m.:

Institution of administrative proceeding of an enforcement nature.

The following closed item scheduled for Wednesday, February 23, 1983, at 10 a.m. will not be considered:

Litigation matter.

The following open items previously scheduled for Thursday, February 24, 1983, at 10 a.m. in Room 1C30 have been rescheduled for Friday, February 25, 1983, at 12 p.m.

1. Consideration of whether to amend the Commission's rules governing maintenance of employee performance appraisal related documents in order to conform the rules to new regulations adopted by the Office of Personnel Management. For further information, please contact Laurie S. Schaffer at (202) 272–2453.

2. Consideration of whether to proceed with rulemaking or other appropriate steps with respect to one or more of the seven securities recommendations from the first SEC Government-Business Forum on Small Business Capital Formation. For further information, please contact H. Steven Holtzman at (202) 272–7617.

3. Consideration of whether to publish for comment certain technical amendments relating to various rules, forms and schedules under the Securities Act of 1933 and the Securities Exchange Act of 1934. Such amendments clarify certain language and correct technical omissions and errata. For further information, please contact Gerard V. Comizio at (202) 272–2589.

4. Consideration of whether to adopt on a final basis under the Investment Advisers Act of 1940 certain temporary amendments to Form ADV, the investment adviser registration application. For further information, please contact Arthur E. Dinerman at (202) 272–3021.

5. Consideration of whether to publish for comment Rule 6c–8 under the Investment Company Act of 1940, which would provide registered insurance company separate accounts and others with exemptive relief from various provisions of the Act with respect to variable annuity contracts participating in such accounts to the extent necessary to permit them to impose a deferred sales loan upon redemption of any such contract and to deduct a full annual fee under certain circumstances. For further information, please contact Mary K. Crook at (202) 272–3010.

6. Consideration of whether to propose for comment amendments to Rule 482 under the Securities Act of 1933 and Item 17 of Part I of Form N–1 under the Investment Company Act of 1940 to permit investment companies to advertise their securities by direct mail, modify the method by which money market mutual funds calculate their yield, and permit money market mutual funds to advertise their compound yield. For further information, please contact Gregory K. Todd at (202) 272–7317.

7. Consideration of whether to authorize issuance of a release which announces the adoption of amendments to the Commission's rule regarding the independence of accountants. The amendments revise the definition of the term "member" in § 210.2–01(b) (Rule 2–01(b) of Regulation S–X) and make minor clarification changes in the rule. For further information, please contact Clarence M. Staubs at (202) 272–2130.

Chairman Shad and Commissioners Evans and Treadway determined that Commission business required the above changes and that no earlier notice thereof was possible.

At times changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any matters have been added, deleted or postponed, please contact: Diane Klinke at (202) 272–2014.

February 18, 1983.

[S-259-83 Filed 2-23-83; 12:50 pm]

BILLING CODE 8010-01-M

federal register

Thursday
February 24, 1983

Part II

Department of the Interior

Office of Surface Mining Reclamation and Enforcement

Surface Mining and Reclamation Operation Under a Federal Program for Washington; Interim Final Rule

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 947

Surface Mining and Reclamation Operation Under a Federal Program for Washington

January 27, 1983.

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Interim final rule.

SUMMARY: The Office of Surface Mining Reclamation and Enforcement (OSM) of the Department of the Interior promulgates a Federal program for regulation of coal exploration and surface coal mining and reclamation operations on non-Federal and non-Indian lands in Washington. This includes surface effects of underground coal mining. This program is necessary in order to regulate surface coal mining activities in the absence of a State program.

EFFECTIVE DATE: The effective date for this program is April 25, 1983.

DATES: Written comments will be accepted until 5:00 p.m. on April 14, 1983, at the address below.

ADDRESSES: Written comments must be mailed to: Administrative Record Room (R & I—21), Office of Surface Mining, Wyoming State Office, P.O. Box 1420, Mills, Wyoming 82644, or hand-delivered to Office of Surface Mining, Wyoming State Office, Freden Building, 935 Pendell Boulevard, Mills, Wyoming 82244.

FOR FURTHER INFORMATION CONTACT: James M. Kress, Office of Surface Mining, Branch of Regulatory Programs, Room 222, 1951 Constitution Avenue, NW., Washington, D.C. 20240. Phone (202) 343-5866.

SUPPLEMENTARY INFORMATION:

Availability of Copies. Copies of the Washington Federal program are available for inspection and may be obtained at the OSM office listed above under "**ADDRESSES**."

Public Comment Period. The comment period on this interim final program will extend until April 14, 1983. All comments must be received at the location listed above under "**ADDRESSES**" by the close of business on that date. All written comments received, summaries of public meetings held at the request of any person or organization to receive advice and recommendations concerning the program with representatives of OSM, and other documents comprising the administrative record on the Washington Federal program will be made available for public review during regular business hours at the location listed above under "**ADDRESSES**."

Comments should be as specific as possible, focus on the issues of this rulemaking, and provide reasons for any recommendations. OSM will not consider comments that do not pertain to the issues in this rulemaking. Nor can OSM ensure consideration of comments received after the comment period ends or those delivered to an address other than that specified.

Because public hearings were held for the proposed Washington Federal program, none will be scheduled during the interim final rule comment period. Persons wishing to meet with OSM officials should contact the person listed above under "**FOR FURTHER INFORMATION CONTACT**" in order to schedule such a meeting.

To assist the reader, this preamble is arranged as follows:

I. Federal Programs Generally
II. Washington Federal Program
A. Background
B. Content and Organization of the Program
C. Detailed Discussion
D. Discussion and Disposition of Comments
III. Other Information

I. Federal Programs Generally

Under Section 504(a) of the Surface Mining Control and Reclamation Act of 1977 (the Act), Pub. L. 95-87, 30 U.S.C. 1201 *et seq.*, the Secretary of the Interior (the Secretary) is required to promulgate a Federal program within 34 months after passage of the Act if a State fails to submit a program to assume responsibility for regulating surface mining activities, fails to resubmit a program within 60 days of disapproval, or fails at any time to implement, enforce, or maintain an approved State program. The time for submitting State programs was extended by seven months to March 3, 1980, as the result of litigation, *In re: Permanent Surface Mining Regulation Litigation*, 13 Envir. Rep. Cas. 1447 (July 25, 1979). The date for the required implementation of a Federal program in any State which did not submit a program to obtain primary regulatory responsibility has passed.

Once a decision has been made that a Federal program is necessary for a State, the Secretary must make several determinations before promulgating a program. Section 504(a) of the Act requires that, in implementing a Federal program, the Secretary must take into consideration the nature of the State's terrain, climate, biological, chemical, and other relevant physical conditions. This requirement is also found in the regulations for Federal programs, 30 CFR 736.22(a)(1). The Act (Section 505(b)) and the regulations (Section 736.23(b)) also provide that if a State has more stringent land use and environmental laws or regulations, they shall not be construed to be inconsistent with the Act or the Secretary's regulations. The Secretary believes that the requirements of Section 505(b) can best be met by identifying State laws and regulations which impose more stringent environmental controls and listing them in this Federal program. If the State's laws or regulations establish more stringent standards than those of the Act or the Secretary's regulations, or if the State regulates or protects an aspect of the environment which neither the Act nor the Secretary's regulations protect, OSM would then specifically preserve those State standards in the Federal program. However, by identifying more stringent State environmental controls in a Federal program, OSM would not be assuming any responsibility for enforcing such State laws. That would be left to the State.

Also, in promulgating a program for a State, Section 504(g) specifies that any State statutes or regulations which regulate surface mining and reclamation operations are to be identified by the Secretary and will be superseded and preempted to the extent that they interfere with the achievement of the purposes and requirements of the Act and Federal program. This provision is reinforced by Section 505(a) of the Act which states that only inconsistent State laws shall be superseded by the Federal program. Thus, State statutes and rules regulating the same activities as those covered by the Federal law and regulations and which do not provide as much protection as do the Federal law and regulations are considered to interfere with achievement of the purposes of the Act. Accordingly, they must be identified and preempted by OSM.

Federal programs are based on the Secretary's permanent program regulations. 30 CFR Subchapters A, F, G, J, K, L, and M. The permanent program regulations implement the procedures and performance standards of the Act. They form the benchmark for State programs. In order for a State to have a program approved by the Secretary, Section 503(a)(7) requires that the State's rules and regulations be consistent with the Secretary's regulations.

Pursuant to Section 504(a), the Secretary becomes the regulatory authority when a Federal program is

implemented for a State. The permanent program regulations contain references to "the regulatory authority" and to "the State regulatory authority," both of which mean the Secretary when a Federal program is involved. Section 701(22) of the Act. The Secretary has delegated all authority for surface coal mining activities to the Director of the Office of Surface Mining (the Director), who is the official responsible for implementing the Washington Federal program.

The parts of the permanent program regulations that must be included in a Federal program are listed in the regulations, 30 CFR 736.22(b). They include general requirements and definitions (Parts 700 and 701), the exemption for coal extraction incident to government-financed highway or other construction (Part 707), the designation of lands unsuitable for surface mining (Parts 760, 761, 762 and 765), permits and permit applications (Subchapter G), reclamation bonding (Subchapter J), performance standards (Subchapter K), inspection and enforcement (Parts 842, 843 and 845), and blaster training and certification (Subchapter M). In addition, the provisions in the permanent regulations on protection of employees (Subchapter P) and restrictions on financial interests (Part 706) are applicable to Federal employees who, in the instance of a Federal program, are directly enforcing the Act.

The national permanent program regulations in 30 CFR Chapter VII establish the minimum standards for the regulatory programs in each State and the procedures for developing, promulgating, and implementing the programs. The rules for the national permanent program are found in 30 CFR Parts 700–707 and 730–865. Part 705 was published October 20, 1977 (42 FR 56064). Parts 795 and 865 (originally Part 830) were published December 13, 1977 (42 FR 62639). The other permanent program regulations were published at 44 FR 15323–15393 (March 13, 1979). Subchapter M was published on December 12, 1980 (45 FR 82098). Corrections were published at 44 FR 15485 (March 14, 1979), 44 FR 53507–53509 (September 14, 1979), 44 FR 66195 (November 19, 1979), 45 FR 26001 (April 16, 1980), 45 FR 37818 (June 5, 1980), and 45 FR 47424 (July 15, 1980). Amendments to the rules have been published at 44 FR 60969 (October 22, 1979), as corrected at 44 FR 75143 (December 19, 1979), at 44 FR 77440–77447 (December 31, 1979), 45 FR 2626–2629 (January 11, 1980), 45 FR 25998–26001 (April 16, 1980), 45 FR 33926–33927 (May 20, 1980), 45 FR 39446–39447 (June 10, 1980), 45 FR 52306–52324 (August 6, 1980), 45 FR 52375 (August 7, 1980), 45 FR 58780–58786 (September 4, 1980), and 45 FR 76932 (November 20, 1980), 46 FR 37232 (July 17, 1981); 46 FR 41702 (August 17, 1981); 46 FR 47720 (September 29, 1981); 46 FR 53376 (October 28, 1961); 46 FR 52287 (December 7, 1981); 47 FR 32942 (July 30, 1982); 47 FR 33481 (August 2, 1982); 47 FR 35620 (August 16, 1982); 47 FR 38486 (August 31, 1982); 47 FR 44942 (October 12, 1982); 47 FR 47212 (October 22, 1982); 47 FR 51316 (November 13, 1982); 48 FR 1166 (January 10, 1983); and 48 FR 2266 (January 18, 1983).

Representatives of industry, two States and several environmental groups challenged the national permanent regulatory program in the U.S. District Court for the District of Columbia. These suits were consolidated and heard in a single lawsuit entitled *In re: Permanent Surface Mining Regulation Litigation*, Civil Action No. 79–1144, U.S.D.C., D.C. In response to the arguments raised in the challenges, the Secretary voluntarily suspended several permanent program regulations. These suspensions were announced in the **Federal Register** on November 27, 1979 (44 FR 67942), December 31, 1979 (44 FR 77447–77454), January 30, 1980 (45 FR 6913) and August 4, 1980 (45 FR 51547–51550). In two opinions, the court remanded certain other regulations which had been challenged in the lawsuit. These opinions were filed on February 26, 1980, and May 16, 1980. Many of the issues decided by the District Court have been appealed to the Court of Appeals for the District of Columbia Circuit. *In re: Permanent Surface Mining Regulation Litigation*, Nos. 80–1810, 80–1811, 80–1812, 80–1813 and 80–1823. The appeals are pending as this notice is being prepared.

Explanation of Cross-Referencing. To take advantage of the results which revision of the permanent program regulations will achieve, OSM has developed and promulgated this Federal program in the following manner. Rather than repeating the full text of the permanent regulations, there is instead only a cross-reference to the appropriate permanent program regulations. For example, criteria for the designation of lands unsuitable for surface coal mining are provided by making the criteria in 30 CFR Part 762 applicable to this program (see Section 947.762).

One effect of the cross-referencing to the permanent program regulations is that as the permanent program regulations are revised, this Federal program will be similarly revised. Over time, all of the permanent program regulations will undergo review and many will be revised. No separate rulemaking will be undertaken or necessary for revision of this program, however, unless OSM determines that special conditions are present which necessitate different rules for Washington. In any case, the promulgation of this cross-referencing Federal program would not result in any modification of the substance of OSM's permanent program rules.

In the general notice of intent to promulgate Federal programs of May 16, 1980 (45 FR 32228), it was stated that each Federal program would be specific to the particular State and would implement the permanent program procedures and environmental protection provisions of the Act (45 FR at 32229). However, except for changes to incorporate more stringent State environmental protection standards and to list other State laws requiring permits for which coordination is required, OSM believes that few changes are needed in the permanent program regulations for any particular State for which a Federal program must be promulgated.

A notice concerning both the proposed and final permanent program rules appeared on July 13, 1982, in connection with the availability of a draft supplemental environmental impact statement on the permanent program rules. 47 FR 30266–67. It advised the public that any change in a permanent program rule would also result in a corresponding change in this program, absent special conditions. The statement invited comments on necessary modifications to accommodate unique or unusual aspects of surface mining in any Federal program State so that the Federal program for such a State could be tailored as necessary.

Several provisions of the permanent program regulations are already applicable to all Federal programs because they were fully promulgated for application to all regulatory programs and, therefore, need not be cross-referenced here. Those provisions are 30 CFR Chapter VII, Subchapter P—Protection of Employees; Part 706—Restrictions on Financial Interest of Federal Employees; and Part 769—Petition Process for Designation of Federal Lands Unsuitable for Surface Coal Mining. 30 CFR Part 764—Designating Lands Unsuitable for Surface Coal Mining has been included in this program by a cross-reference under § 947.764, to provide a petition process on non-Federal lands in Washington. Also, Part 760 has not been included because its provisions do not provide any substantive requirements.

Instead, they impose requirements on the Secretary and his delegates which need not be incorporated in each Federal program. Part 765 was also not included because it is directly applicable to a Federal program State without being incorporated or cross-referenced.

With regard to bonding regulations (Subchapter J), only Part 800 is cross-referenced because OSM has proposed to revise Subchapter J to include just one part, Part 800. 46 FR 45082 (September 9, 1981). Should the Washington Federal program become effective before the final rule notice revising the bonding regulations appears, and the bonding rules not be revised by the time a permit under this Federal program is to be issued, as a condition of issuance of that permit the applicant will be required to abide by the then-effective bonding rules until such rules are superseded.

II. Washington Federal Program

A. Background

Under Sections 501–503 of the Act and 30 CFR Part 731, States were provided the opportunity to submit programs for approval by the Secretary and thus achieve primacy for regulating coal exploration and surface coal mining and reclamation operations on non-Federal and non-Indian lands. Most States in which surface coal mining is now occurring submitted programs, and most of those States have now been granted primary regulatory responsibility, either fully or conditionally. Because the State of Washington formally notified OSM in 1979 that it would not submit a program to obtain primary regulatory responsibility and because there is at least one active surface coal mining operation in the State, the Secretary is required to promulgate a Federal program for Washington.

On May 16, 1980, a notice of intent to promulgate Federal programs appeared in the **Federal Register**. 45 FR 32329. That notice announced that a Federal program would be developed for Washington. Later, the State indicated a possible change in its position and OSM provided a grant to the State to develop a program. In addition, the State indicated it would be unable to complete and submit an approvable program in the near future. Also in 1980, OSM received a notice of intent to sue from a number of environmental organizations which indicated their intention to commence litigation for the failure of OSM to promulgate Federal programs for a number of States, including Washington. In 1982, after extensive negotiations with the environmental organizations, OSM agreed to submit a final rulemaking notice to the Office of the Federal Register by February 15, 1983, for publication.

OSM published a proposed Federal program for Washington in the **Federal Register** on June 21, 1982. 47 FR 26794–26803. The notice announced a 45-day comment period ending on August 2, 1982 and a public hearing for July 24, 1982, in Olympia, Washington.

Shortly after publication of the proposed program, OSM received a request to postpone the hearing because of the number of pending changes to the permanent program rules on which the proposed Washington Federal program was based. Since comment on the proposed Washington Federal program was inextricably bound up with comment on the proposed revisions to the permanent program rules, OSM agreed to postpone the hearing date to September 17, 1982, and to extend the comment period to October 20, 1982. These extensions went beyond the comment period for the revisions to the permanent program rules. *See* notices of July 13, 1982, 47 FR 30267, and September 7, 1982, 47 FR 39201. Because of a further request for delay in the public hearing, the record for the hearing held on September 17th was held open for additional testimony on October 14, 1982.

Many commenters, as indicated below under "Disposition of Comments," requested that OSM further postpone promulgation of the Washington Federal program until after promulgation of OSM's revisions of the permanent program rules on which this Federal program is based. OSM recognizes the difficulty created by the contemporaneous promulgation of this program and the revisions of the permanent program rules, and the complications that poses in light of the use of cross-referencing, as explained above, for the substance of the program rules. Nevertheless, OSM believes it cannot delay promulgation of this program, because mining is being conducted in Washington, because Section 504(a) of the Act sets a deadline by which Federal programs must be promulgated, and because of the potential for litigation if delay continues. However, OSM has chosen to publish the program as an interim final rule in order to facilitate any required modification resulting from the imminent promulgation of revisions to the permanent program rules on which it is based.

As announced above, there will be a public comment period of 50 days from the date of publication of this interim final rule. The revisions to the permanent program rules are expected to have been published by the end of the post-publication comment period. This post-publication comment period will allow commenters to review the Washington Federal program as it is affected by OSM's imminent revisions of the permanent program rules. Should readers believe that the changes in those rules make modifications to the Washington Federal program necessary or desirable, those suggested modifications should be brought to OSM's attention during the post-publication comment period on this program. OSM will consider any comments submitted during this period, and by further rulemaking notice, either modify or affirm the Washington Federal program as promulgated today.

Section 504(a) of the Act and 30 CFR 736.22(a)(1) require that each Federal program consider the nature of the State's terrain, climate, biological, chemical, geological, hydrological, agronomic, and other relevant physical conditions. OSM has reviewed Washington State statutes and regulations to determine if there are provisions which might be relevant to surface coal mining and reclamation operations. Numerous parts of the Revised Code of Washington (RCW) and Washington Administrative Code (WAC) were compared with the Federal permanent program regulations in 30 CFR Subchapters A, F, G, J, K, L, and M. They are identified in the proposed program rulemaking notice, 47 FR at 26795 (June 21, 1982). The more stringent requirements, whether State or Federal, have been adopted for this program in the following manner. Section 505(b) of the Act provides that State statutes and regulations which provide for more stringent land use and environmental controls of surface coal mining and reclamation operations than do the provisions of the Act and the Secretary's regulations shall not be construed as inconsistent with the Act or those regulations. Section 947.700(e) of this program lists Washington State statutes which set different controls and for which compliance is required in a surface coal mining and reclamation operation. Even though OSM has made a comprehensive search of Washington law, the list in § 947.700(e) may not be complete. OSM does not intend an omission to mean that a permittee does not have to meet those obligations under State law. To the contrary, any relevant State law not superseded by these rules must be complied with by permittees and permit applicants.

Determining whether State statutes are more stringent than the Federal regulations will often require a case-by-case analysis, the result of which cannot be predetermined. Citation in the program of State statutes with which compliance is required is not meant as an adoption of those State statutes and regulations for purposes of enforcement by OSM. Citation of such statutes is instead intended as an aid to persons who must comply with both the Federal program requirements and State statutes.

The Washington statute and regulations cited at § 947.700(f) as interfering with the achievement of the purposes of the Act are superseded by the Federal program. Compliance with them by surface coal mine operators is not required for operations covered by this program.

OSM has primarily cited statutes, and has minimized citations to the Washington Administration Code, in the various parts of the Washington Federal program. This is because State regulations can readily change and OSM's incorporation of these changes would necessarily lag behind them. However, if an operator must comply with a State statute, he or she must also comply with the State regulations which implement that statute.

In accordance with 30 CFR 736.23, OSM has identified only the Washington Surface Mining Act, RCW 78.44, insofar as it regulates coal, and the complementary regulations, WAC 332-18, as interfering with the achievement of the purposes of the Act and this Federal program. OSM is, therefore, superseding and preempting them to the extent they relate to surface coal mining and reclamation subject to regulation under the Act. Permittees will be required to conduct surface coal mining activities in compliance with all other existing State statutes and regulations unless they obtain waivers pursuant to § 947.700(g), as described immediately below.

A new subsection (g) has been added to § 947.700 in this final rulemaking notice. It allows OSM to grant a limited variance from the performance standards of the permanent program rules based on a showing by a permit applicant or permittee that such a variance is made necessary by the unique nature of Washington's terrain, climate, biological, chemical, or other relevant physical conditions. Its addition has been prompted by comments, discussed below, which advocated exceptions to the performance standards of the permanent program rules because of particular environmental conditions in Washington, and which pointed out the difficulty of making abstract determinations as to whether a given State requirement was or was not more stringent than the corresponding permanent program requirement.

OSM does not wish to supersede any State law unless it is absolutely necessary and, therefore, proposed making such determinations on a case-by-case basis. This was because if a determination were made that a particular State statute or regulation established less environmental protection, compliance with both it and a corresponding Federal regulatory standard may prove impossible such that the State's requirements would have had to be superseded as interfering with accomplishment of the Federal program. Establishment of a variance procedure obviates the necessity of making stringency determinations in the abstract and preserves State law to the greatest extent possible. The operation of this variance provision is described more fully under "Detailed Discussion," below.

Section 504(h) of the Act requires that each Federal program include a process for coordinating the review and issuance of surface mining permits with other Federal or State permits applicable to the proposed operation. OSM will coordinate permit requirements with State agencies to the degree practicable to avoid unnecessary duplication. The Washington Department of Natural Resources (DNR) has a statutory requirement under the State Surface Mining Act (RCW 78.44) to review mine plans and issue permits for coal mining. OSM has concluded that this requirement interferes with the achievement of the purposes of the Federal program. Therefore, after the effective date of this Federal program, an operator need not obtain a permit to mine coal from the DNR under the State Surface Mining Act. However, OSM will inform the DNR of actions taken with respect to permit applications and enforcement, and the permit application and related documents will be filed at the Department of Natural Resources, the Department of Ecology, and the appropriate county recorder's office.

The Federal statutes for which compliance must be coordinated in the issuance of a surface mining permit are set out in 30 CFR 736.22(c). Federal and State statutes for which a permit is required are identified in § 947.770(b) and (c). The Washington Federal program provides for coordination with these permit review and issuance procedures by stipulating that no person may conduct coal exploration of surface coal mining operations without first obtaining all other necessary permits from the State (Section 947.700(d)), and by providing for extensive public notice and comment. References to Washington's "master application" have been deleted from this interim final program because Washington is not now using that procedure. However, OSM and the Washington State Department of Ecology will cooperate with the "lead agency," WAC 197-10-040, identified under the State Environmental Policy Act (SEPA) if the "master application" mechanism should be implemented by the State in the future. *See* Comment 33 below.

B. Content and Organization of the Program

The content and organization of the Federal program for Washington follows the permanent program regulations. But, as discussed above, instead of the full text appearing, each section includes only a reference to the pertinent permanent program regulation part. Sections 947.700(e) and (f) set out more stringent and inconsistent State statutes, respectively. A separate paragraph has been added under any section where there are deviations from the Federal permanent program regulation for the Washington Federal program. These paragraphs will generally be found in a subsection (b).

The content and organization of the Washington Federal program are based on the following provisions of the Federal permanent program regulations, 30 CFR Chapter VII:

Subchapter A—General
Subchapter F—Areas Unsuitable for Mining
Subchapter G—Surface Coal Mining and Reclamation Operations Permits and Coal Exploration Systems Under Regulatory Programs
Subchapter J—Bond and Insurance Requirements for Bonding of Surface Coal Mining and Reclamation Operations
Subchapter K—Permanent Program Performance Standards
Subchapter L—Permanent Program Inspection and Enforcement Procedures
Subchapter M—Training Program for Blasters and Members of Blasting Crews, and Certification Programs for Blasters

Technical literature cited by OSM in the preambles to the permanent regulatory program (44 FR 14901-15309, March 13, 1979), and to subsequent rulemaking notices revising those rules (cited above), was relied upon in developing the Washington Federal program. The reader is referred to those preambles for a discussion of the basis and purpose of the permanent program rules referenced in the Washington program without substantive change.

The numbering system of the permanent program regulations has been incorporated into the numbering system for the Washington Federal program. Subchapter T in 30 CFR Chapter VII has been established to include regulatory programs by State. Each State is assigned a part number; the Federal program for Washington is assigned Part 947. Program elements have been categorized under headings similar to the subchapter titles.

C. Detailed Discussion

General. Section 947.700 contains six subsections: The first four, subsections 947.700 (a), (b), (c), and (d), contain general statements on the scope and applicability of the program. Section 947.700(e) lists Washington State laws which have been identified as having provisions which regulate surface coal mining operations and are more stringent than the Act and the Secretary's regulations. A new clause has been added to the second sentence of the subsection to provide for an instance when a provision of one of the listed State laws establishes less environmental protection than does the Federal program, and the operator is placed in a situation of complying with one and violating the other. Section 504(g) of the Act authorizes a preemption of State laws in such an instance and a provision has been added to § 947.700(f) to authorize preemption of a particular State law where necessary in a particular case.

Section 947.700(f) identifies the Washington Surface Mining Act and regulations promulgated pursuant to it as interfering with the achievement of the purposes of the Act and Federal regulations, and, therefore, as being preempted and superseded by this Federal program insofar as they pertain to surface coal mining. A new sentence has been added to the paragraph, as discussed below under Performance Standards, to allow preemption of other State laws in an instance where the Federal Act or regulations set more stringent standards than an unpreempted State law or regulation. Such a preemption would be limited to the particular operation for which it is made.

Section 947.700(g) provides a mechanism for obtaining a variance from the performance standards of the cross-referenced permanent program rules by a showing that such a variance is necessary due to the unique characteristics of Washington's environment. The variance provided for allows for a deviation from the performance standards on a case-by-case basis. Under Section 504(a) of the Act, in promulgating a Federal program for a State, the Secretary is required to take into consideration the nature of its terrain, climate, biological, chemical and other relevant physical conditions. The Secretary has fulfilled this mandate by reviewing Washington laws on the assumption that those laws accurately reflect varying environmental conditions found in the State.

OSM also recognizes that there may be particular environmental conditions in a State which are not reflected in State laws, and which are of such a nature as to require accommodation in a Federal program. Rather than establish special categories of mining for a State for which a Federal program is being promulgated, OSM has chosen to provide the option of allowing for a variance on a case-by-case basis under § 947.700(g). The permit applicant has the burden of requesting the variance and of demonstrating that such variance is necessary based on the unique nature of the particular environmental conditions in Washington. Such a variance may be granted only with respect to particular performance standards in §§ 947.815–947.828 as identified by the permittee.

The option of establishing a standard other than that of necessity, such as unreasonableness, impracticability or impossibility, was considered and rejected. OSM believes that necessity is a sufficiently stringent test to use for granting exceptions on the narrow basis of Washington's unique environmental conditions.

Sections 947.701 through 947.707 establish the same provisions, where applicable, as 30 CFR Chapter VII, Subchapter A, General. Section 947.701(a) contains all applicable general requirements, including the definitions in 30 CFR 700.5 and 701.5. A definition of "Forestry (forest land)" has been included in paragraph (b) of § 947.701. It is taken from the Revised Code of Washington (RCW), although it has a counterpart in the Washington Administrative Code, and is included here in order to provide consistency since the State statutes are cited in other sections of this program.

The Washington Forest Practices Rules and Regulations at WAC 222–16–010 define the term "forest land" as including "* * * all land which is capable of supporting a merchantable stand of timber and is not being actively used in a manner (for a use) which is incompatible with timber growing." (RCW 76.09.020(6); WAC 222.16.010(17).) Such lands are included in the definition of "forest land" in this Federal program. The term "forest land" appears in parentheses next to the present term "foresting" for increased clarity and consistency. OSM considers the Washington definition more stringent because foresting is not more extensive in scope.

The proposed rulemaking notice would have included certain definitions in order for the Federal program to utilize Washington's "master application" procedures. However, because commenters pointed out that Washington is not now using the "master application" program, those definitions have been deleted from the Washington Federal program as promulgated today.

The proposed rulemaking notice also included a definition for "noxious plants" taken from the Washington Revised Code. That change is now considered unnecessary, as the definition in 30 CFR 701.5 adopts the State definition without citation.

As discussed below under Performance Standards, no modification in the definition of "alluvial valley floor" as contained in § 701.5 is being made for Washington. Instead, operators in the area west of the crest of the Cascade Mountains will have to show in their permit applications that the area of planned mining is not arid or semi-arid.

Section 947.701(c) requires that OSM make records available locally to the public at the county courthouse. This requirement also applies to §§ 947.776(b) and 947.782(b).

Area Unsuitable for Mining. Sections 947.761 through 947.764 establish the same provisions, where applicable, as 30 CFR Chapter VII Subchapter F, Areas Unsuitable for Mining. The effective date for implementing the petition process for designating lands unsuitable for surface coal mining or terminating designations is one year after Part 947 is effective, in accordance with the requirements of Section 504(a) of the Act and 30 CFR 765.13. No separate section for Federal lands is included because 30 CFR Part 769 is directly applicable and need not be made a part of a Federal program.

A paragraph has been added in § 947.764 to ensure that the Washington Department of Natural Resources and the Department of Ecology are notified of areas designated unsuitable or for which designations have been requested or terminated. This notification will be provided as a courtesy since those agencies regulate aspects of surface coal mining operations pursuant to their responsibilities under the Washington statutes listed in § 947.770.

Permits and Coal Exploration Approvals. Sections 947.770 through

947.795 establish the same provisions, where applicable, as 30 CFR Chapter VII, Subchapter G, Surface Coal Mining and Reclamation Operations Permits and Coal Exploration Procedures System. The following changes have been made:

Section 974.770 lists Washington State statutes which could affect permit issuance. The procedures for coordinating Federal, State and local permit applications to avoid unnecessary duplication are provided in this section.

The State's optional procedures (RCW 43.31 and RCW 90.62) for assisting those who must obtain a number of permits (through which the State coordinates administrative decision-making procedures on the several permits) has been deleted from the final rule because Washington is not now implementing those procedures. The proposed rule in § 947.770(b) would have provided for coordination through this "master application" procedure. That paragraph has been removed from the final rule and the remaining paragraphs of § 947.770 have been relettered accordingly.

Section 947.770(b) lists Federal laws and corresponding or relevant State laws that need to be coordinated by OSM in order to prevent or minimize duplication of effort with Washington. Section 947.770(c) lists State and local permits with which the Secretary will endeavor to coordinate when issuing a surface mining permit under this Federal program.

Sections 947.780 (for the surface mining reclamation and operations plan) and 947.784 (for the underground reclamation and operations plan) require an applicant to demonstrate compliance with the Washington Clean Air Act and the Washington Water Pollution Control Act. In addition, an applicant must also obtain approval from the local air pollution control authority if production will exceed 1 million tons per year. Approval is required under this program in order to ensure compliance with State air pollution control requirements (*See* 30 CFR 780.15 and 784.26).

The Washington Surface Mining Act regulates coal exploration which affects one acre in eight acres. The Federal Act does not apply to exploration which does not substantially disturb the natural land surface. Section 512 of the Act. This Federal program preempts the State statute only to the extent it interferes with the Federal Act. There may be an instance where exploration affecting one in eight acres does not substantially disturb the land. In that case, compliance with the State Surface Mining Act would be necessary.

Although a permit fee is required under § 947.771(b), no fee has been set in 30 CFR 736.25. Therefore, payment of a permit fee will be deferred until final promulgation of a fee schedule.

OSM is currently developing permit application forms. In the meantime, OSM should be contacted in order to determine the format for an application.

Bonding. Section 947.800 establishes the same provisions, where applicable, as 30 CFR Chapter VII, Subchapter J, Bond and Insurance Requirements for Surface Coal Mining and Reclamation Operations.

Only Part 800 is cross-referenced because OSM has proposed to revise Subchapter J to include just one part, Part 800. 46 FR 45082 (September 9, 1981). Should this program become effective before a final rule notice revising the bonding regulations appears, and the bonding rules not be revised by the time a permit under this Federal program is to be issued, as a condition of issuance of that permit, the applicant will be required to abide by the then-effective bonding rules until such rules are superseded.

There are currently no self-bonding rules in effect because most have been suspended [46 FR 59934 (December 7, 1981)] and subsequently reproposed in a separate rulemaking, 47 FR 36570 (August 20, 1982). Consequently, there will be no self-bonding available under the Washington Federal program until the revised self-bonding rules are made effective.

Performance Standards. Sections 947.815 through 947.828 establish the same provisions, where applicable, as 30 CFR Chapter VII, Subchapter K, Permanent Program Performance Standards. The following changes have been made:

Section 947.816(b) lists State laws with which compliance generally will be required notwithstanding the preemption of the State's Surface Mining Act. Pursuant to the Washington State Surface Mining Act, RCW 78.44.090(10), all surface mining that will disturb streams must comply with the requirements of the State fisheries law (Title 75 RCW), and every application for an operating permit for surface mining operations must have a reclamation plan that is approved by the Department of Fisheries with regard to operations in streams. The Hydraulic Project Approval Law, RCW 75.20.100, requires that any person desiring to divert, obstruct, or change the natural flow or bed of any river or stream must submit full plans and specifications of the proposed construction or work to the Department of Fisheries and Department of Game and obtain approval from the Directors of the Departments before commencing work. The Shoreline Management Act, RCW 90.58, concerns development of Washington's shorelines. The section also lists other State statutes with which compliance is necessary: The Forest Practices Act, the Water Pollution Control Act, the Minimum Water Flows and Levels Act, and the Pesticide Control Act. Compliance with all of these State statutes will be required except where OSM has provided otherwise.

When the unpreempted State statute or regulation establishes a less stringent standard than does the Federal program, the operator may be in a position of not being able to comply with both State and Federal provisions. Rather than place an operator in such an untenable position, OSM will make a determination in that instance that compliance with the State law or regulation, as provided by Section 504(g), interferes with the purposes of the Federal program. Thus, the State statute or regulation will be preempted in that instance so that compliance with a particular law could not be required by the State. In order to effectuate the *ad hoc* preemption, OSM will publish a notice in the Federal Register identifying the particular State law or regulation which is being preempted in the instance of a particular surface mining operation. Necessary changes have been made in §§ 947.700(e) and (f), 947.815, 947.816, 947.817, 947.818, 947.819, 947.822, 947.823, 947.824, 947.826, 947.827, and 947.828 to allow this preemption.

Section 947.817(b) lists for underground mining the same State laws with which compliance is required under § 947.816(b) for surface mining. One additional statute, the Washington Water Code (RCW 90.03), has been listed. In some instances, these statutes and their implementing regulations establish more stringent standards than those found in Part 817 of the permanent program regulations.

Determinations of stringency, however, will be made on a case-by-case basis.

No additions have been made to the permanent program regulations on special performance standards, 30 CFR Parts 818 through 829.

The proposed rule notice did not include a cross-reference to 30 CFR Part 822 on alluvial valley floors (AVF). However, there is evidence that the Cle Elum coal field, which lies east of the Cascade Mountain crest, may be in a semi-arid area, so a § 947.822 on AVF's has been included in the final rule

notice. Therefore, an operator seeking a variance under Section 947.700(g) will have to show in the permit application that the area of mining is not located in an arid or semi-arid area, as defined in 30 CFR 701.5. OSH could then either: (1) Make a determination that the AVF requirements do not apply, if the area is not arid or semi-arid, or (2) grant a waiver under § 947.700(g), so that compliance is not required.

Inspection and Enforcement Procedures. Sections 947.842, 947.843, and 947.845 establish the same provisions as 30 CFR Chapter VII, Subchapter L, Permanent Program Inspection and Enforcement Procedures. Two separate paragraphs have been added to §§ 947.842 and 947.843 to authorize the Secretary to furnish copies of OSM enforcement actions to the Washington Department of Natural Resources, the Department of Ecology, and, if there is a planning agency in the county government where the surface coal mining and reclamation operation is located, to that agency.

Blaster Training and Certification. A cross-reference to 30 CFR Part 850 was omitted from the proposed rule by oversight. It is included in the final rule as § 947.850.

D. Discussion and Disposition of Comments

OSM proposed a Federal program for Washington on June 21, 1982 (47 FR 26794). In the preamble to the proposed program OSM invited comments from all interested persons. Public hearings were held on September 17 and October 14, 1982, in Olympia, Washington. The public comment period ended on October 20, 1982. Relevant comments received are summarized below.

Many comments dealt with procedural matters such as the possibility of the postponement of the Federal program pending revision of the permanent program rules. These comments are discussed in the next part of this rulemaking notice, entitled "Procedural Comments." Comments on the substantive provisions of the program and on the permanent program rules, as they apply to Washington, are then discussed.

Many comments, especially the numerous comments submitted by a large operator in the State, Washington Irrigation & Development Company (WIDCO), addressed changes in the permanent program rules generally or changes in the permanent program rules as they affect Washington. These comments are responded to here only insofar as they concern some aspect of the Washington Federal program. Where the comment instead applied to the permanent program rules now being revised, it has been considered in that rulemaking if it was submitted for consideration for those rules. For example, comments of representatives of industry in Washington on OSM's proposed revisions to the coal processing waste rules, 30 CFR § 816.81 *et seq.* and 817.81 *et seq.*, 47 FR 26598 (June 18, 1982), did not raise issues peculiar to Washington, and were therefore considered under that rulemaking rather than here.

Procedural Comments. 1. One commenter suggested that, because both the final Washington Federal program and the final revised permanent regulations will be published at essentially the same time, the affected operators should be given a grace period before having to meet the new requirements.

OSM does not agree that a grace period is allowable or necessary. The Washington Federal program is being published as an interim final rule which will not become effective until sixty days after publication, during which time OSM will accept comments on the Washington program based on the changes in the permanent program rules. Any such comments will be considered and the Washington Federal program rules changed if necessary. During this period, however, coal operators in Washington will continue to operate under the interim program rules, as they have in the past.

2. One commenter expressed reservations about the desirability and usefulness of the cross-referencing technique used in the Washington Federal program. The commenter believed that use of the cross-referencing approach would prevent OSM from adequately tailoring the program to Washington's unique circumstances.

OSM does not agree that cross-referencing inhibits the Director's ability to tailor the Washington program to a State's circumstances. Additionally, the variance procedure of § 947.700(g) further ensures that OSM will be able to respond on a case-by-case basis to any aspect of surface coal mining in Washington which is not adequately addressed by the program as promulgated today.

3. Thirteen commenters stated that OSM was mandated to coordinate with State and local governments on a wide range of administrative processes and matters, particularly permitting the lands unsuitable designation process. The commenters requested that OSM develop a formal coordinating procedure to minimize any duplicative effort.

OSM has not accepted this comment. OSM agrees that coordinating with State and local jurisdictions is necessary and mandated. The Director believes, however, that OSM can ensure the necessary coordination under the Washington Federal program promulgated today.

Section 947.786 of this program makes applicable 30 CFR Part 786, which provides for extensive public (including governmental entities) involvement in the permitting process. This involvement is encouraged through: (1) The requirement that the applicant advertise each permit application in the area of the proposed mining, (2) through the public hearing and comment process, and (3) through OSM's availability for informal conferences on permit applications.

Similarly, the review of petitions to designate lands unsuitable for surface coal mining includes comprehensive public notice, comment and hearing requirements. For example, 30 CFR 764.15(b)(1) (made applicable to the Washington Federal program under § 947.764) requires OSM to circulate copies of any petition to, and request relevant information from, "* * * other interested governmental agencies, the petitioner, intervenors, persons with an ownership interest of record in the property, and other persons known to the regulatory authority to have an interest in the property."

The Director believes that these and other such provisions throughout OSM's regulations will ensure full and continuing coordination of the kind the commenters requested. Given the comprehensiveness of the public participation requirements already in OSM's regulations, however, the Director believes that the additional "formal coordination procedure" suggested by the commenters would be superfluous.

4. Three commenters requested that OSM clarify whether it plans to incorporate more stringent State laws into this program or simply to preserve them. Another commenter believed that the policy of incorporating State laws should be eliminated.

Section 947.700(e) identifies and preserves Washington statutes which may be more stringent than the Federal Act and regulations. Section 505(b) of the Act requires only that the Secretary "set forth" State laws "construed to be inconsistent" with the Act. Because the Director believes it helpful to the public, this program also lists those Washington laws which have provisions that may be more stringent than the Act and the permanent program regulations. The Act

does not require, however, that such laws be "incorporated" into Federal programs.

The Director recognizes that 30 CFR 736.23(b) and the preamble to the proposed Washington Federal program stated that such laws would be "incorporated" into the program. As a matter of policy, however, OSM has chosen to minimize its intrusion into State affairs. Because this program promulgation is a separate rulemaking, OSM intends not to follow the general directive of § 736.23(b). Therefore, more stringent Washington laws are being identified and preserved, but not incorporated in this Federal program. Further comment on this issue is solicited and will be considered before OSM takes additional action in the Washington Federal program.

5. Two commenters believed that OSM should delay promulgation of the Federal program until OSM has met its statutory and regulatory requirements to tailor this program to Washington's unique conditions.

OSM believes the program promulgated today meets all applicable statutory and regulatory requirements as described above in this preamble and that it adequately recognizes and accommodates the unique aspects of Washington's relevant circumstances. Further, as explained above under "Washington Federal program," the Director believes that the Act does not allow OSM to delay promulgation of this program.

6. Two commenters suggested that OSM had not completely responded, as mandated, to the public comments that were being made on this program.

The commenters may have misunderstood the nature of the public notice and comment process. The Administrative Procedure Act, 5 U.S.C. § 552, does not provide for response to public comments during the comment period. OSM is, of course, required to consider and repsond to public comments as part of this final rulemaking, and is doing so here today.

7. One commenter suggested that an "implementation task force" be established to make recommendations on difficult implementation problems.

OSM disagrees that such an approach is needed or useful. Because there are only a few active and potential operators in Washington, OSM believes that sufficient contact will be maintained with the State during the permitting and enforcement phases, both on formal and informal bases, to work out any difficult implementation problems.

8. One commenter suggested that this is an inappropriate time to comment on the Washington Federal program because OSM is in the process of revising the permanent program regulations. He and two other commenters expressed their confusion over whether they should comment on OSM's current regulations or the proposed revisions to those regulations.

OSM agrees that more time would be helpful for some reviewers, but believes also that the Act and circumstances compel final promulgation of the Washington Federal program now. The publication of this program as an interim final rule, however, is intended to allow OSM to meet its statutory mandate while enabling reviewers more time for their analyses.

9. A number of commenters expressed concern over the general issue of stringency. There are several issues underlying this general issue.

a. Two commenters stated that stringency determinations must be made on a case-by-case analysis between State statutes and the Federal regulations. Such an analysis is currently being made by the State. Until this is completed, these commenters argued, the substance of the Federal regulatory program will not be known. One of the commenters believes that OSM should consider the results of this study in any further refinement of the Federal program.

OSM agrees that the results of the State's case-by-case study should be reflected in the Washington Federal program. As stated above, however, the Act and circumstances compel promulgation of the Washington Federal program now. The Director is publishing this rule as interim final in part to facilitate future modification in light of the analysis now being conducted by the State.

b. Two commenters suggested that comparison of State and Federal statutes and regulations as written does not accurately measure relative stringency. The commenters agree that OSM's design standards are, in fact, more stringent than State design standards. The State, however, requires that the success of projects be judged on performance standards. Because those State performance standards are based on unique conditions found in particular areas of the State, the ultimate result of the State requirement, in the opinion of the commenters, is that the State regulations are more stringent than the Federal standards. Thus, the commenters requested that OSM perform stringency tests of State statutes on a case-by-case basis, in view of specific conditions in various geographic areas of Washington.

As stated in the response to Comment 9a, above, OSM agrees that the results of the State's case-by-case study should be reflected in the Washington Federal program. As stated above, however, the Act and circumstances compel promulgation of the Washington Federal program now. The Director is publishing this rule as interim final in part to facilitate future modification in light of the analysis now being conducted by the State.

It should be noted that OSM's proposed revisions to the permanent program regulations are aimed, in large measure, at eliminating rigid design standards and enhancing operators' flexibility to choose the most effective method of meeting the required performance standards. When the revisions of the permanent program are made final, OSM will accept comments on the Washington Federal program based on those revisions. In addition, the Washington program as promulgated today includes a variance procedure at 947.700(g) under which operators may seek variances based upon unique circumstances of the sort alluded to by the commenters.

c. Another commenter requested that OSM implement a "special mining section" to deal with unique regional conditions and cited the provisions in OSM's regulations for Wyoming and Pennsylvania as precedents.

OSM disagrees. The cited precedents rest on explicit provisions in Act (Sections 527 and 529); there are no such provisions for Washington. The basis for special regulations covering particular conditions in a State (e.g., 30 CFR Parts 830 and 825) is and must be special provisions in the Act (Sections 527 and 529). Furthermore, OSM believes that adequate accommodations for unique conditions in Washington can be made through the variance provisions in the Federal program promulgated today.

d. In a comment related to stringency, one commenter suggested that OSM require each permit applicant to submit satisfactory evidence that the proposed operation would not be contrary to local land use ordinances and regulations under the State's regulations (WAC 332-18-015).

OSM believes that the permit coordination procedure established by § 947.770 will ensure that interested and affected State and local entities have the opportunity to apprise OSM of any actual or potential conflicts between the proposed operation and their land use ordinances. (*See* also the discussion under Comment 10, below.)

10. The State asked for further explanation of the effect of the program

on its comprehensive plan, its shoreline management program, a proposed development guide and is zoning authority.

Those State laws identified in § 947.700(f) are superseded by this program. The laws and plans about which the State inquired, however, are not identified in § 947.700(f). These could be superseded only on an individual basis and after consultation with the State.

This Federal program does not supersede any State or local planning or land use control measures, except in one instance: Should OSM, in response to a petition, designate lands unsuitable for surface coal mining pursuant to §§ 947.762 and 947.764, that designation would override any contrary State or local land use decision and the State or local governmental jurisdiction could not then change its plans or zoning to permit surface coal mining. On the other hand, issuance of a surface mining permit by OSM to a prospective operator will not relieve that person from having to comply with otherwise applicable State laws. If a surface mining permit were issued for lands which were zoned for a use which does not include mining, for example, the permittee would have to obtain a variance before commencing mining.

11. An industry representative commented that it was preferable that regulation be by the State of Washington rather than by OSM. The commenter observed that his company's experience with mining operations in other States had convinced him that State agencies were better and more responsive regulators.

OSM agrees that it would be preferable to have the State of Washington regulate surface coal mining. Congress also indicated the same preference in the Act. However, Washington has not yet sought or obtained primacy under the Act. OSM will continue to encourage and assist Washington in every way to develop an approvable State program of its own, but, in the absence of an approved State program, Section 504(a) of the Act requires the Secretary to promulgate a Federal program where surface coal mining is taking place.

12. Two commenters pointed out that the proposed rulemaking notice failed to indicate an effective date for the program. They stated that this failure hampers their planning efforts in preparing permit applications.

The delayed effective date of the Washington Federal program is intended in part to ensure that prospective permit appicants have adequate advance notice of the program's requirements. As explained at Comment 13, below, OSM believes that this Federal program allows prospective permittees ample planning time.

13. The State asked which permanent program rules would be applicable to the Washington Federal program in light of the coincident promulgation of the Federal program at about the same time as OSM promulgates final rule notices for the permanent program rule revisions.

OSM has decided to delay only the effective date of the Washington program, and not its publication date. The revised permanent program rules will be published shortly, and some may even have been published before this notice. OSM believes that prospective permit applicants will have sufficient notice of the revised permanent program rules in order to incorporate those changed requirements into their permit applications without undue complication. The performance standards that must be adhered to are those which will be applicable at eight months after the effective date of this Federal program. This, combined with the two-month delay in the effective date itself, provide permits applicants fully ten months before having to comply with the performance standards, a period the Director believes to be ample for compliance planning.

14. The operator of a surface mine in the State questioned the basis for the conclusion that promulgation of the program is not a major rulemaking, since compliance with the program will have a major economic impact on the commenter's operation.

The proposed rulemaking notice concluded that promulgation of the Washington Federal program would not be a major rule under the criteria of Executive Order 12291, and the commenter offered no information on which to base a contrary conclusion. Although the program may impose additional costs on the commenter's operation, it does not meet the criteria of E.O. 12291. The relevant criteria are that the rulemaking have an economic impact of $100 million or more per year, cause a major increase in costs for individual industries or geographic regions, or have a significant adverse effect on the ability of an industry to compete with foreign-based enterprises. Although substantial costs may be induced by the program, they do not approach $100 million. Nor does OSM have reason to expect that competition will be adversely affected. To the contrary, the lack of a regulatory program in Wahington equivalent to those applicable in all other coal producing States could give an unfair economic advantage to Washington coal.

15. Related to the request that the final promulgation of the program be delayed, two commenters asked that the comment period be re-opened once the final rule notices for the permanent program rules are published.

OSM agrees that revision of the Washington Federal program may be appropriate in light of pending revisions to the permanent program regulations on which it is based. OSM's decision to publish the Washington Federal program as an interim final rule with a delayed effective date gives the public an additional 50-day comment period within which to address any issues raised by the final revisions to the permanent program rules. The Director may consider an extension or re-opening of the comment period if appropriate in the future.

16. Several commenters urged that the Washington Federal program not be promulgated until final revisions to the permanent program regulations are made. That would afford the public the opportunity to comment on those rules, as they form the basis for the Washington Federal program. Without having the benefit of seeing the final revisions to the permanent program rules, they argued, they could not comment in a fully informed way. This is especially so when the Federal program would supersede a State statute and regulations which were devised to address perceived problems by the State.

OSM recognizes the commenters' concerns. However, promulgation of a Federal program is a statutory duty of the Secretary of the Interior when a State does not submit a regulatory program for approval. Section 504(a) of the Act sets a deadline for Federal program promulgation—a date which has long passed. Therefore, the decision was made to publish an interim final rule with a comment period of 50 days so that interested parties may comment on any changes in the final permanent program rules which they believe require modification for the Washington Federal program.

17. One commenter asked about the applicability of the Washington Federal program to Federal lands in the State. Another commenter (11) suggested that operations on Federal lands should be subject to the same regulations as on private or State-owned lands under the Federal program.

Surface coal mining and reclamation operations on Federal lands are subject to the Federal Lands Program regulations, 30 CFR Subchapter D, which

is based upon the permanent program regulations, as is the Washington Federal program, and which makes this Federal program applicable to Federal lands in Washington.

Definitions. 18. A commenter suggested changing the modified definition of "Forestry (Forest Land)" in the proposed program at § 947.701(c) to make it compatible with the Washington Forest Practices rules from which the changes were taken.

OSM agrees. The final rule definition is renumbered § 947.701(b) removes the parentheses from the phrase "for a use" and adds the disjunctive "or" between it and the preceding phrase, "in a manner."

19. Another commenter suggested modification of the definition of "arid and semi-arid area" in 30 CFR 701.5 to exclude the area in Washington west of the Cascade crest.

OSM has not accepted this comment. Rather than modify the definition, OSM has chosen to allow the operator to make the showing required under 30 CFR 785.19 or to handle the matter under the variance procedure in § 947.700(g).

20. A commenter suggested that the definition of "undeveloped land" should be changed to exclude forestry in light of the proposed changes to the definition of forestry.

OSM rejected this comment. The definition in 30 CFR 701.5 is of "undeveloped rangeland" and applies only for purposes of the alluvial valley floor rules. Exclusion of forest lands from the land use category because of the changes in the term "forestry" would have no effect on the application of the alluvial valley floor rules.

Designation of Lands as Unsuitable for Surface Coal Mining. 21. The State of Washington urged that decisions on petitions to designate lands unsuitable for coal surface mining be made in full consultation with the State and its agencies. King County asked that it have a role in the designation process as well. The State also urged, as did another commenter, that OSM utilize Washington's data base of archeological and historical sites and its listing of endangered plants and animals.

OSM agrees. 30 CFR 764.15(b)(1) of the permanent program rules requires OSM to circulate copies of petitions to designate lands unsuitable to interested governmental agencies within three weeks of a determination that such petition is complete. Under 30 CFR 764.15(c), any person has the right to intervene in a proceeding until three days before a hearing on a petition. Thus, if the State, its agencies and local governments have indicated an interest (as have both the State and King County), they would be apprised of the proceeding within three weeks after a petition is determined to be complete and would have until three days before the hearing to formally intervene in the proceeding. Further, Section 522(a)(5) of the Act requires that determinations of unsuitability be integrated as closely as possible with present and future land use and regulation processes at the Federal, State, and local levels. Accordingly, OSM will consult with the State and appropriate county(ies) in processing any petitions to designate lands unsuitable in Washington.

The Secretary would find the State's data base with respect to archeological resources and endangered species exceedingly helpful in evaluating any petition. However, as is required of each State regulatory program under Section 522(a)(4)(B), each Federal program must develop such a data base pursuant to 30 CFR 764.21.

Coal Exploration. 22. A commenter recommended that OSM notify coal exploration applicants within 15 days of receiving an application if there will be a delay in processing.

OSM accepted this comment and has modified Section 947.776(b) accordingly.

Permitting. 23. Where commenters informed OSM that the Washington Environmental Coordinating Procedures Act (RCW 90.62) and the "Master Application" approach created under it are no longer utilized by the State.

OSM has removed mention of the Master Application and the Environmental Coordinating Procedures Act from the final Washington Federal program.

24. King County asked to receive copies of all permit applications and related documents, and of all enforcement actions involving mines within its jurisdiction.

OSM has accepted this comment. Pursuant to Section 507(e) of the Act, and 30 CFR 786.11(d)(1), which is made applicable through § 947.786 of the Washington Federal program, copies of all permit applications must be filed in the county courthouse of the county where mining is to occur. All documents forming a part of the permit application, such as maps, cross-sections and plans, would have to be filed there as well.

Further, § 947.843(b) of the final rule has been changed to provide that a copy of any enforcement action involving a surface mining operation be filed with the Department of Planning of the appropriate county where there is such an agency.

25. A commenter suggested changes to the proposed revisions in OSM's permitting regulations, 47 FR 27694 (June 25, 1982), although he did not make clear whether these changes were to be made just for the Washington Federal program or for the permanent program rules as well. The commenter urged that proposed 30 CFR 775.13(b) which allows only professional engineers and geologists to certify environmental data, be modified to also allow licensed land surveyors and others with a professional background in the environmental sciences to make such certifications. The commenter also urged that a definition of the term "technical data" be added in order to avoid confusion.

OSM has not accepted these comments for the Washington Federal program. These suggestions are directed at the rules generally and are not of unique concern for Washington. With respect to the certification of data, however, it should be noted that Section 507(b)(14) of the Act allows the preparation of cross-sections, maps and plans by qualified registered professional engineers or professional geologists, or persons under their direction, but provides that only those two professions may "certify" the plans. The Secretary's regulations cannot contravene the Act.

26. One commenter asked whether OSM expects the Washington Department of Natural Resources (DNR) to administer the existing State permit on an interim basis until a Federal permit is approved and what role DNR will have thereafter, especially with regard to forest practices.

OSM will become the regulatory authority on the effective date of this Federal program. The DNR is expected to administer the existing State permit until that time; thereafter, OSM will conduct the inspection and enforcement duties required by the Act and this program. Between the effective date of this Federal program and the issuance of a permanent program permit, an operator must comply with the OSM interim program regulations. Section 506(a) of the Act allows operators who have valid State permits, and who apply to OSM within two months of the effective date of this program, to continue operating until OSM issues or denies Federal permits; compliance with the permanent program performance standards will be required once OSM has issued such permits under this Federal program.

With respect to the Forest Practices Act, the DNR's role after the effective date of this program will be to administer that and other State Acts within its jurisdiction which are more stringent than are the requirements of the Federal Act and this program.

27. One commenter inquired about the mechanisms and procedures OSM has established, as the regulatory authority, to review, process, and approve permit applications.

Subchapter G of the permanent program regulations describes OSM's procedures for processing permit applications. Because OSM has proposed only minor revisions to this process, the present 30 CFR Subchapter G regulations remain an accurate guide to the procedures OSM will follow during a permit review.

28. One commenter asked if there will be an application fee as allowed, but not required, in 30 CFR 736.25.

There will be a permit application fee. A permit fee is required under Section 507(a) of the Act. Section 736.25, establishing a permit fee schedule, will be proposed in early 1983. Payment of the fee may be deferred, however, until a final version of that section is promulgated and takes effect.

29. One commenter asked whether OSM expects to utilize a two-stage completeness review for permit applications, i.e., reviewing separately for administrative and technical completeness. The commenter encouraged such a process, with an application required to be administratively complete at submittal, but with allowance for technical clarifications prior to final approval.

OSM will use the two-stage application review process described by the commenter. Allowance will also be made for technical clarification if required before final approval.

30. One commenter asked whether permittees were required to submit annual reports to OSM.

There is no requirement in either the Washington Federal program or in OSM's permanent program regulations for annual reports from permittees.

31. One commenter asked how the OSM intends to make the Environmental Assessment (EA) Finding of No Significant Impact (FONSI) and, if an Environmental Impact Statement (EIS) is required, whether its findings might conflict with procedures for State findings and assessments under Washington's State Environmental Policy Act (SEPA).

OSM completes the EA at the same time it completes the Technical Analysis. The results of the EA and TA determine whether a FONSI can be made or whether, alternatively, an EIS is required. If an EIS is required, data gathered in the TA is used. OSM has no reason to expect any conflict with the SEPA, since SEPA requirements generally correspond to those of the National Environmental Policy Act.

32. Four commenters questioned the twelve-month period provided for permit application review and, along with another commenter, questioned the six-month time period for reviewing a permit revision. The first commenter suggested that such a long lead time would make Washington coal less competitive. The other commenter pointed out that no explanation is given as to what constitutes a revision. The commenter noted that an operator may find it impossible to anticipate the need for minor amendments or revisions six months in advance. This same commenter urged OSM to establish standards to define "significant departures" under 30 CFR 788.12 where formal permit revisions would be required in order to take into account the faulting and folding coal seams in the State which make mine planning difficult.

The twelve-month period in § 947.772(b) for new permits is directory and not mandatory. Because OSM, unlike States in their regulatory programs, must comply with the National Environmental Policy Act, 42 U.S.C. 4321 *et seq.*, permit review and issuance is likely to take as much time as does the issuance of Federal coal leases. OSM believes that the twelve-month period is an accurate estimate of the time OSM will need to issue a permit. Prospective applicants should consult with OSM, however, to obtain a prediction of the likely processing time required for their particular permits.

OSM has eliminated the six-month lead time for permit revisions. However, the time required to review an application depends on the completeness of the application and on the time needed to prepare the technical and environmental analyses. Realistically, if OSM must request additional data from the applicant, a delay of six months or more could result.

As for the establishment of a special definition of "significant departure" for purposes of permit revision under 30 CFR 788.12, the commenter did not suggest any particular standard that would accommodate distinct conditions in the State. OSM solicits comments during the post-publication period on such a standard.

33. A commenter pointed out that the requirement in proposed § 947.785(b) for the approval of the Washington Departments of Natural Resources and Ecology in order to meet watershed improvements standards was unnecessary. The commenter asserted that the State agencies have the responsibility to approve such projects, pursuant to laws such as the Forest Practices Act, and to review them under the State Environmental Policy Act.

OSM agrees. OSM is not superseding either the Washington Forest Practices Act or the authority of State agencies under it by promulgation of this program; proposed § 947.785(b) has been deleted from this final rule.

34. Another commenter suggested that, even though the air quality monitoring requirements in 30 CFR 780.15 are required west of the 100th meridian, they should not apply to the area west of the Cascade crest, because of its wet climate.

OSM has not accepted this comment. For the same reasons OSM chose not to establish a special exemption from the alluvial valley floor provisions in 30 CFR 780.15 and Part 822, it is not doing so here. OSM will rely instead on the variance procedure of § 947.700(g) to provide operators with any necessary flexibility with respect to air quality monitoring requirements.

Bonding. 35. A coal operator requested that a provision be added to 30 CFR 805.13 to allow the reclamation bond to be posted on an area when topsoil is first removed. Thus, harvesting of timber, slash disposal and the grubbing of all vegetation from lands about to be mined would not be subject to bonding.

OSM has not accepted this comment. There is no basis for the addition of a special provision for the Washington Federal program that would allow the posting of a reclamation bond at a time later than required under the Act and permanent program rules. Further, even if the suggested provision were added to 30 CFR 805.13, the commenter's objective would not be achieved because Section 509(a) of the Act requires the posting of a bond after the regulatory authority approves the permit application, but before the permit is issued. Further, 30 CFR 800.11(b) provides that surface lands are not be be disturbed until the bond has been given to the regulatory authority; "disturbance" in that context includes the harvesting of timber.

The only alternative available to the operator is to identify discrete increments of the permit area. This would permit OSM to defer bonding on the successive increments until the timber is to be harvested—the first step in the disturbance process—on a particular increment. There would be no bond posted until the actual disturbance occurred. Thus, the operator would save any surety bond premium that would otherwise have to be paid if a larger area than that immediately affected by

mining activities were included in the permit or increment.

36. Another commenter recommended that self-bonding be allowed for the Washington Federal program.

As mentioned in the preceding part describing the rules, the suspension of OSM's self-bonding rules precludes self-bonding until OSM promulgates final rules establishing sufficient standards. OSM is currently reviewing comments on the proposed rule, 47 FR 36570 (August 20, 1982), but no date for a final rulemaking notice has been set. However, a permanent program self-bonding rule would automatically become part of the Washington Federal program because of the cross reference in § 947.800.

Performance Standards. 37. One commenter recommended that OSM adopt 30 CFR Part 810 in the Washington program as a basis for any special categories of mining.

OSM does not agree. OSM believes that Part 810 would be superfluous in the Washington Federal program.

38. One commenter indicated that the waste that is produced in the processing operation is generally non-toxic and the most effective way of disposing of it is placing it back in the open pit to be mixed with other spoil and covered. The commenter urged that the program address this particular problem, especially because the permanent program regulations for disposal of coal waste, 30 CFR 816.81–.93 and 817.81–.93, do not deal specifically with return of the waste to the pit, but require the placement of the waste in compacted layers. The cited sections also set certain static safety factors for the final waste pile which, if applied to Washington, may be greater than natural conditions.

The commenter urged that an exception to the coal waste rules be added for disposal in the back-filled and graded area, in addition to that which OSM already has for dewatered fine coal waste. *See* proposed 30 CFR 816.85(f), 47 FR 26598 (June 11, 1982).

OSM has not accepted this comment, as the commenter has raised a question which is not confined to Washington State. Although there is a prohibtion in the permanent program regulations against placement of coal processing waste in certain areas, OSM has proposed to eliminate it by removing the term "coal waste" from the definitions of "head of hollow fill" and "valley fill" in § 701.5. *See* rulemaking notice to revise excess spoil rules, 47 FR 27954 (June 8, 1982). Should the static safety factor requirement pose a problem due to unique circumstances in Washington, the operator may seek a variance under § 947.700(g). Therefore, it is neither necessary nor appropriate to modify the Washington Federal program as the commenter suggested.

39. A commenter advocated the use of either chemical or physical treatment facilities in lieu of sedimentation ponds to meet water quality standards because of the extraordinary climatic conditions in Washington west of the Cascade Mountains crest. The commenter suggested the addition of such a provision to the present rule, 30 CFR 816.42. He further argued that discharges from point sources in the State have to comply with the more stringent water quality standards and effluent limitations of the Department of Ecology, which administers the National Pollution Discharge Elimination System under the Federal Water Pollution Control Act, 33 U.S.C. 1151–1175.

OSM has not accepted this comment. The current permanent program water quality regulations neither conflict with nor interfere with the Federal Water Pollution Control Act (FWPCA) requirements; in fact, Section 702(a) of the Surface Mining Control and Reclamation Act specifically states that its requirements do not supersede those of the FWPCA. The Court of Appeals for the District of Columbia held in *In re: Surface Mining Regulation Litigation*, 627 F.2d 1346 (1980), that the Surface Mining Control and Reclamation Act gave the Secretary authority to regulate water quality only where the Federal Water Pollution Control Act was deficient with respect to surface coal mining, viz., discharges from non-point sources. 627 F.2d 1366–67. The Court also held that the variances and exemptions provided under Environmental Protection Agency regulations, 40 CFR 434.22(c), .32(b), .35(b), .42(b), and .45(b), could not be superseded by the Secretary through his water quality regulations, 627 F.2d at 1369.

While the permanent program hydrologic balance regulations do not currently allow for alternative treatment facilities, it is an option under consideration in revision to those rules. *See* proposed revision to 30 CFR 816.46, 46 FR 34784 (July 2, 1981). Should the final rule not allow for alternative treatment, a variance could be sought under § 947.700(g) based on the precipitation levels in western Washington.

40. Commenter urged that continued use of alternative sediment control measures be allowed in the Federal state program.

OSM has not accepted this comment. The permanent program rule, 30 CFR 816.45, provides a wide range of possible techniques for use in sediment control. The present rule and proposed revisions to the regulation afford the operator ample opportunity to demonstrate that his or her preferred method is suitable and will prove successful. In fact, OSM cited the commenter's own methods of sediment control in the notice promulgating its permanent program regulations as the best technology currently available, which had been developed to meet a particular need. *See* 44 FR 14926 (March 13, 1979). No change in the Federal program rule is needed.

41. A commenter suggested that a waiver is necessary from the 180-day backfilling and grading schedule requirement where complex, multi-seam mining operations are involved.

OSM has not accepted this comment. The commenter has not identified a problem unique to Washington. Further, the current permanent program regulations allow for an exemption from the 180-day or four-spoil ridge requirement for backfilling and grading when such a need is demonstrated in the mining and reclamation plan. Experience in other States has shown that additional time is necessary due to the complex mining conditions encountered. The proposed revision of the permanent program regulations, 30 CFR 816.101 (47 FR 26760, June 21, 1982) would delete the 180-day requirement. There is no need to add a particular exemption for the Washington Federal program.

42. A commenter advocated provisions that would allow an exemption from the 1.3 static safety factor requirement for backfilling and grading. *See* proposed amendments to 30 CFR 816 .101–.106, 47 FR 26760 (June 21, 1982). The commenter pointed out that many parts of Washington's coal area have naturally unstable slopes due to the manner in which the lands were formed, including naturally occurring factors of safety of as little at 1.0.

OSM has not accepted this comment. The condition that the commenter identified is not one unique to Washington, and, in fact, similar comments were submitted in response to OSM's proposed revisions to the permanent program regulations. As the commenter recognizes, the proposed revisions to the permanent program rules would not require that the stability of the reclaimed slope exceed that of the pre-mining slope. Further, a variance may be sought for a lesser factor of safety under § 947.700(g). The Director does not believe it necessary or appropriate to modify the program promulgated here as the commenter suggested.

43. A commenter urged that particular flexibility be allowed in the Washington Federal program for raptor protection. Because of the height of the trees in forested lands in which mining occurs, raptors would not utilize power poles for their hunting. Yet the regulations require operators to provide costly raptor protection on existing power poles to minesites. Therefore, the commenter suggested flexibility in order to allow for a more cost-effective way of protecting the wildlife.

OSM has not accepted this comment, since it is not directed to any environmental condition peculair to Washington. Rather, it applies generally to the permanent program regulations and is being considered in that separate rulemaking.

44. A commenter was concerned about the revisions to the postmining land use and variance from approximate original contour requirements as proposed in OSM's rulemaking notice of April 14, 1982. 47 FR 16152. The commenter noted that the requirement of 30 CFR 133(d)(7) for a 1.3 static safety factor for backfilled highwalls may preclude the establishment of final cut highwall lakes. The commenter argued that final cut highwall lakes are a desired addition in western Washington because of the lack of naturally formed small lakes useful for recreation.

OSM has not accepted this comment, since it is directed at the permanent program regulations generally. OSM's proposed revisions to those regulations do recognize limited instances when the final highwall need not be completely eliminated. Should the final permanent program regulations not provide the flexibility which the commenter believes necessary, he can seek a variance under § 947.700(g). No change to the Washington Federal program need be made in response to the comment.

45. Two commenters identified potential problems with OSM's application of the sedimentation pond design standards and sediment control measures to Washington. They pointed out that coal mining areas in Washington, due to heavy rainfall west of the Cascade Mountains, have saturated ground conditions and saturated valley sediments. Building sedimentation ponds, and even roads, in such areas, according to the commenters, requires different techniques from those used elsewhere. Further, OSM's design standards are based upon rare event storms. Given the terrain and climate in western Washington, they argued, application of these standards would result in extremely large ponds being built in narrow valleys. The commenters advocated flexibility in the requirements.

OSM agrees, and believes that the conditions pointed out by the commenters seem to be unique to Washington. Rather than modify the permanent program rules as they are applied to Washington, however, OSM has chosen to provide the variance procedure of § 947.700(g), which will allow an operator to seek any necessary modification of his permit due to the unique circumstances in Washington. The applicant, in such an instance, would have to show not only that there is a unique environmental condition in Washington which makes a variance necessary, but also that his proposed alternative method achieves a similar level of environmental protection to that afforded by the permanent program rule in question.

46. Several commenters sought exclusion of the area west of the Cascade Mountains crest from the alluvial valley floor (AVF) provisions in 30 CFR Part 822.

OSM has not accepted this comment. As discussed above, no exclusion is being added to the program. Exemption from the AVF requirements can be obtained either through the provisions in 30 CFR 785.19 or the variance under § 947.700(g)

47. Many commenters stated that OSM had not adequately considered Washington's particular environmental conditions in drafting the proposed program. Their concern focused mainly upon the heavy rainfall that occurs west of the Cascade Mountains crest and the steeply dipping coal seams that are found in the State.

With respect to the former condition, the alluvial valley floor portion of the Act is applicable to mining on lands located west of the 100th meridian west longitude and which have an arid or semi-arid climate. With respect to the latter condition, the Act provides for deference to State regulation of anthracite mines which have similarly steeply dipping seams and for special regulation of bituminous mines which meet certain criteria. Sections 529 and 527 of the Act, respectively. The commenters wanted OSM to either withdraw the proposed program and undertake an extensive analysis of unique environmental conditions in the State or show in the final rule that the special conditions had been taken into consideration.

OSM recognizes that there can be unique or special environmental conditions in a State which are not adequately reflected either in State laws or in the rules of the Federal program. Therefore, a provision for a variance has been added at § 947.700(g) that would allow an operator to obtain a variance from specific permanent program performance standards based on a showing that unique environmental conditions at the proposed mine site make such variance necessary.

The authority for this provision is the last sentence of Section 504(a) of the Act, which requires the Secretary to ". . . take into consideration the nature of [the] State's terrain, climate, biological, chemical, and other relevant physical conditions" in promulgating a Federal program. Congress was concerned about a general variance being provided in the Act, especially one which could be granted by State regulatory authorities. *See* S. Rpt. No. 95–128, 95th Cong. 1st Sess., at 55 (1977). Section 947.700(g) is not a general variance. It is instead a limited variance from specified performance standards which may be granted: (1) Only by OSM and (2) only upon a showing that such a variance is necessary because of Washington's unique environmental conditions. The permittee would also have to show that his proposed alternative achieved equal or greater environmental protection that did the performance requirement from which he was seeking a variance. Addition of this provision obviates the need for the extensive analysis urged by some commenters and allows OSM to expeditiously promulgate this program, while ensuring that OSM is able to consider and respond to any special environmental conditions at a particular mine site.

For the alluvial valley floor requirements not to apply, the permit applicant would first have to show that the area where mining is proposed is neither arid nor semi-arid as defined in 30 CFR 701.5. If such a showing is made, then the variance would actually amount to an exemption from § 947.822 of the Federal program which applies Part 822 of the permanent program alluvial valley floor rules.

III. Other Information

OSM has examined these proposed rules according to the criteria of Executive Order 12291 (46 FR 13193, February 19, 1981) and determined that they do not constitute a major rule. There would be no major economic impact through adoption of this rule because it would affect only a small number of mining operations.

OSM has examined these proposed rules pursuant to the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, and determined that they will not have a

significant impact on a substantial number of small entities.

Section 702(d) of the Act provides that promulgation of a Federal program shall not constitute a major Federal action under the National Environmental Policy Act, 42 U.S.C. 4332. Thus, no Environmental Assessment is required for this rulemaking.

OMB Review

The recordkeeping and reporting requirements of this rule are the same as those of the permanent program regulations which have been approved by the Office of Management and Budget under 44 U.S.C. Section 3507.

Although the rule contains information and recordkeeping requirements, OSM anticipates less than ten respondents. Under the Paperwork Reduction Act (44 U.S.C. 3501 et seq.), clearance of information collection forms is required only if ten or more respondents are expected. If in the future the number of respondents appears to be increasing, the proper forms, if they differ from those already approved, will be submitted to the Office of Management and Budget with accompanying notices in the Federal Register, in accordance with the requirements of 44 U.S.C. Chapter 35.

List of Subjects in 30 CFR Part 947

Coal mining, Intergovernmental relations, Surface mining, Underground mining, Reporting requirements.

Drafting Information

These regulations were drafted by David Jones, Office of the Solicitor, and James M. Kress, Branch of Regulatory Programs, Office of Surface Mining.

Daniel N. Miller, Jr.,

Assistant Secretary, Energy and Minerals.

February 1, 1983.

30 CFR Chapter VII is amended by adding Part 947 to read as follows:

PART 947—WASHINGTON

Sec.

947.700 Washington Federal Program.
947.701 General.
947.707 Exemption for coal extraction incident to government-financed highway or other construction.
947.761 Areas designated unsuitable for surface coal mining by act of Congress.
947.762 Criteria for designating areas as unsuitable for surface coal mining operations.
947.764 Process for designating areas unsuitable for surface coal mining operations.
947.770 General requirements for permit and exploration procedures.
947.771 General requirements for permits and permit applications.
947.776 General requirements for coal exploration.
947.778 Surface mining permit applications—Minimum requirements for legal, financial, compliance, and related information.
947.779 Surface mining permit applications—Minimum requirements for information on environmental resources.
947.780 Surface mining permit applications—Minimum requirements for reclamation and operations plan.
947.782 Underground mining permit applications—Minimum requirements for legal, financial, compliance, and related information.
947.783 Underground mining permit applications—Minimum requirements for information on environmental resources.
947.784 Underground mining permit applications—Minimum requirements for reclamation and operation plan.
947.785 Requirements for permits for special categories of mining.
947.786 Reviews, public participation, and approval or disapproval of permit applications and permit terms and conditions.
947.787 Administrative and judicial review of decisions on permit applications.
947.788 Permit review, revisions, and renewals, and transfer, sale, and assignment of rights granted under permits.
947.795 Small operator assistance.
947.800 Requirements for bonding of surface coal mining and reclamation operations.
947.815 Performance standards—Coal exploration.
947.816 Performance standards—Surface mining activities.
947.817 Performance standards—Underground mining activities.
947.818 Special performance standards—Concurrent surface and underground mining.
947.819 Special performance standards—Auger mining.
947.822 Special performance standards—Operations on Alluvial Valley Floors.
947.823 Special performance standards—Operations on prime farmland.
947.824 Special performance standards—Mountaintop removal.
947.826 Special performance standards—Operations on steep slopes.
947.827 Special performance standards—Coal processing plants and support facilities not located at or near the minesite or not within the permit area for a mine.
947.828 Special performance standards—In situ processing.
947.842 Federal inspections.
947.843 Federal enforcement.
947.845 Civil penalties.
947.850 Blaster training and certification.

Authority: Pub. L. 95-87, The Surface Mining Control and Reclamation Act of 1977, 30 U.S.C. 1201 *et seq.*

§ 947.700 Washington Federal Program.

(a) This part contains all rules that are applicable to surface coal mining operations in Washington which have been adopted under the Surface Mining Control and Reclamation Act of 1977.

(b) Most of the rules in this part cross-reference pertinent parts of the permanent program regulations in this chapter. The full text of a rule is in the permanent program rule cited under the relevant section of the Washington Federal program.

(c) The rules in this part apply to all surface coal mining operations in Washington conducted on non-Federal and non-Indian lands. The rules in Subchapter D of this chapter apply to operations on Federal lands in Washington.

(d) The information collection requirements contained in this part do not require approval by the Office of Management and Budget under 44 U.S.C. 3507 because there are fewer than ten respondents annually.

(e) The following provisions of Washington laws generally provide for more stringent environmental control and regulation of some aspects of surface coal mining operations than do the provisions of the Surface Mining Control and Reclamation Act and the regulations in this chapter. Therefore, pursuant to Section 505(b) of the Act, they shall not generally be construed to be inconsistent with the Act, unless in a particular instance the rules in this Chapter are found by OSM to establish more stringent environmental controls:

(1) Washington Clean Air Act, RCW 70.94.

(2) Washington Food Fish and Shell Fish Laws pertaining to the Department of Fisheries on operation in streams, RCW 75.

(3) Washington Hydraulic Projects Approval Law, RCW 75.20.100.

(4) Washington Forest Practices Act, RCW 76.09.

(5) Washington Water Code, RCW 90.03.

(6) Washington Water Pollution Control Act, RCW 90.48.

(7) Washington Minimum Water Flows and Levels Act, RCW 90.22.

(8) Washington Shoreline Management Act, RCW 90.58.

(9) Washington Pesticide Control Act, RCW 15.58.

(f) The following are the Washington law and regulations that generally interfere with the achievement of the purposes and requirements of the Act and are, in accordance with Section 504(g) of the Act, preempted and superseded. Other Washington laws may in an individual situation interfere with the purposes and achievements of the Act and may be preempted and superseded with respect to the performance standards of §§ 947.815-

947.828 as they affect a particular coal exploration or surface mining operation by publication of a notice to that effect in the **Federal Register.**

(1) The Washington Surface Mining Act of 1971, Revised Code of Washington (RCW) 78.44, as related to surface coal mining, except to the extent that it regulates surface coal mining operations which affect two acres or less or which otherwise are not regulated by the Surface Mining Control and Reclamation Act.

(2) Surface Mined Land Reclamation regulations, Washington Administrative Code (WAC) 332–18, as they apply to surface coal mining, except to the extent that such regulations apply to surface coal mining operations which affect two acres or less or which otherwise are not regulated by the Surface Mining Control and Reclamation Act.

(g) The Secretary may grant a limited variance from the performance standards of §§ 947.815 through 947.828 of this Part if the applicant for a coal exploration approval or surface coal mining and reclamation permit submitted pursuant to §§ 947.770 through 947.788 of this Part can demonstrate in the application (1) that such a variance is necessary because of the unique nature of Washington's terrain, climate, biological, chemical, or other relevant physical conditions; and (2) that the proposed alternative will achieve equal or greater environmental protection than does the performance requirement from which the variance is requested.

§ 947.701 General.

(a) Sections 700.5, 700.11, 700.12, 700.13, 700.14, 700.15 and Part 710 of this chapter shall apply to surface coal mining operations in Washington.

(b) The following modified definition shall be applicable under § 701.5 of this chapter: *Forestry (Forest Land).* Includes land used or managed for the long-term production of wood, wood fiber, or wood derived products. All land which is capable of supporting a merchantable stand of timber and is not being actively used in a manner or for a use which is incompatible with timber growing is also included. Land used for facilities in support of forest harvest and management operations which is adjacent to or an integral part of these operations is also included.

(c) Records required by § 701.14 of this chapter to be made available locally to the public shall be retained at the county recorder's office of the county in which an operation is located, and at the nearest OSM Field Office.

§ 947.707 Exemption for coal extraction incident to government-financed highway or other construction.

Part 707 of this chapter, Exemption for Coal Extraction Incident to Government-Financed Highway or Other Construction, shall apply to surface coal mining and reclamation operations.

§ 947.761 Areas designated unsuitable for surface coal mining by act of Congress.

Part 761 of this chapter, Areas Designated by Act of Congress, shall apply to surface coal mining and reclamation operations.

§ 947.762 Criteria for designating areas as unsuitable for surface coal mining operations.

Part 762 of this chapter, Criteria for Designating Areas Unsuitable for Surface Coal Mining Operations, shall apply to surface coal mining and reclamation operations.

§ 947.764 Process for designating areas unsuitable for surface coal mining operations.

(a) Part 764 of this chapter, State Processes for Designating Areas Unsuitable for Surface Coal Mining Operations, pertaining to petitioning, initial processing, hearing requirements, decisions, data base and inventory systems, public information, and regulatory responsibilities shall apply to surface coal mining and reclamation operations.

(b) The Secretary shall notify the Washington Department of Natural Resources and the Department of Ecology of any area designated unsuitable or for which such designation has been requested or terminated.

§ 947.770 General requirements for permits and exploration procedures.

(a) Part 770 of this chapter, General Requirements for Permit Systems Under State Programs, shall apply to surface coal mining and exploration operations.

(b) The Secretary shall coordinate, to the extent practicable, his responsibilities under the following Federal laws with the relevant Washington State laws to avoid duplication:

	Federal law	Washington law
(1)	Clean Water Act, as amended, 33 U.S.C. 1251 *et seq.*	Water Pollution Control Act, Chapter 90.48 RCW.
(2)	Clean Air Act, as amended, 42 U.S.C. 7401 *et seq.*	Washington Clean Air Act, Chapter 70.94 RCW.
(3)	Resource Conservation and Recovery Act, 42 U.S.C. 3251 *et seq.*	Solid Waste Management Act, Chapter 70.95 RCW; Hazardous Waste Disposal Act, Chapter 70.105 RCW.
(4)	National Historic Preservation Act, 16 U.S.C. 470 *et seq.*	Indian Graves and Records, Chapter 27.44 RCW.
(5)	Archeological and Historic Preservation Act, 16 U.S.C. 469a *et seq.*	Archeological Sites and Resources, Chapter 27.53 RCW. Office of Archeology and Historic Preservation, Chapter 43.51A RCW.
(6)	National Environmental Policy Act, 42 U.S.C. 4321 *et seq.*	State Environmental Policy Act, Chapter 43.21C RCW.
(7)	Coastal Zone Management Act, 16 U.S.C. 1451, 1453–1464	Shoreline Management Act, Chapter 90.58 RCW.
(8)	Section 208 of the Clean Water Act, as amended, 33 U.S.C. 1251 *et seq.*	Water Pollution Control Act, Chapter 90.48 RCW, Washington Forest Practices Act, Chapter 76.09 RCW.
(9)	Endangered Species Act, 16 U.S.C. 1531 *et seq.*	Natural Area Preserves Act (Plants), Chapter 79.70 RCW; Department of Game, Chapter 43.17 RCW; Game Commission, Chapter 77.08 RCW.
(10)	Fish and Wildlife Coordination Act, 16 U.S.C. Sections 661–667	Water Resources Act of 1971, Chapter 90.54 RCW; Minimum Water Flows and Levels, Chapter 90.22 RCW.
(11)	Noise Control Act, 42 U.S.C. Section 4903	Noise Control Act of 1974, Chapter 70.107 RCW.
(12)	Bald Eagle Protection Act, 16 U.S.C. 668–668(d)	

(c) The following State permits shall be coordinated by the Secretary to avoid duplication to the extent possible:

(1) Department of Ecology:
- Surface Water Rights Permit, RCW 90.03.250
- Dam Safety Approval, RCW 90.03.350
- Reservoir Permit, RCW 90.03.370
- Approval of Change of Place or Purpose of Use (water); RCW 90.03.380
- Ground Water Permit, RCW 90.44.050
- New Source Construction Approval, RCW 70.94.152
- Burning Permit, RCW 70.94.650
- Flood Control Zone Permit RCW 86.16.080
- Waste Discharge Permit, RCW 90.48.180
- National Pollution Discharge Elimination System (NPDES) Permit, RCW 90.48
- Approval of Change of Point of Diversion, RCW 90.03.380
- Sewage Facilities Approval, RCW 90.48.110
- Water Quality Certification, RCW 90.48.160

(2) Department of Natural Resources:
- Burning Permit, RCW 76.04.150 & .170
- Dumping Permit, RCW 76.04.242
- Operating Permit for Machinery, RCW 76.04.275
- Cutting Permit, RCW 76.08.030
- Forest Practices, RCW 76.09.060
- Right of Way Clearing, RCW 76.04.310
- Drilling Permit, RCW 78.52.120

(3) Regional Air Pollution Control Agencies:

New Source Construction Approval, RCW 70.94.152
Burning Permit, RCW 70.94.650
(4) Department of Fisheries: Hydraulic Permit, RCW 75.20
(5) Department of Game: Hydraulic Permit, RCW 75.20.100
(6) Department of Social Health Services:
Public Sewage, WAC 248.92
Public Water Supply, WAC 248.54
(7) Department of Labor and Industries:
Explosive license, RCW 70.74.135
Blaster's license, WAC 296.52.040
Purchaser's license, WAC 296.52.220
Storage Magazine license, WAC 296.52.170
(8) Cities and Counties:
New Source Construction Approval, RCW 70.94.152
Burning Permit, RCW 70.94.650
Shoreline Substantial Develoment Permit, RCW 90.58.140
Zoning and Building Permits, Local Ordinances

(d) Where applicable, no person shall conduct coal exploration operations which result in the removal of more than 250 tons in one location or surface coal mining and reclamation operations without first obtaining permits required by the State of Washington.

§ 947.771 General requirements for permits and permit applications.

(a) Part 771 of this chapter, General Requirements for Permits and Permit Applications, shall apply to any person who makes application for a permit to conduct surface coal mining and reclamation operations.

(b) Any person who wishes to conduct new surface coal mining and reclamation operations shall file a complete application at least 12 months prior to the date upon which permit issuance is desired, and shall pay to the Secretary a permit fee in acordance with 30 CFR 736.25.

(c) Any person who wishes to revise a permit shall submit a complete application as early as possible prior to the date upon which permit issuance is desired and shall pay to the Secretary a fee in accordance with 30 CFR 736.25.

§ 947.776 General Requirements for Coal Exploration.

(a) Part 776 of this chapter, General Requirements for Coal Exploration, shall apply to any person who conducts or seeks to conduct coal exploration operations.

(b) The Office shall make every effort to act on an exploration application within 60 days of receipt or such longer time as may be reasonable under the circumstances. If additional time is needed, the Director shall notify the applicant within 15 days of receipt that more time is necessary to complete review of the application and set forth the reasons and the additional time that is needed.

§ 947.778 Surface mining permit applications—minimum requirements for legal, financial, compliance and related information.

Part 778 of this chapter, Surface Mining Permit Applications—Minimum Requirements for Legal, Financial, Compliance, and Related Information, shall apply to any person who makes application for a permit to conduct surface coal mining and reclamation operations.

§ 947.779 Surface mining permit applications—minimum requirements for information on environmental resources.

Part 779 of this chapter, Surface Mining Permit Applications—Minimum Requirements for Information on Environmental Resources, shall apply to any person who makes application to conduct surface coal mining and reclamation operations.

§ 947.780 Surface mining permit applications—minimum requirements for reclamation and operation plan.

(a) Part 780 of this chapter, Surface Mining Permit Applications—Minimum Requirement for Reclamation and Operation Plan, shall apply to any person who makes application to conduct surface coal mining and reclamation operations.

(b) Any applicant for a surface coal mining permit which is to produce more than 1,000,000 tons per year shall demonstrate compliance with local Air Pollution Control Authorities and the Washington Clean Air Act, RCW 70.94.

(c) Any applicant for a surface mining permit shall describe the steps taken to comply with the Washington Water Pollution Control Act, RCW 90.48.

§ 947.782 Underground mining permit applications—minimum requirements for legal, financial, compliance, and related information.

Part 782 of this chapter, Underground Mining Permit Applications—Minimum Requirements for Legal, Financial, Compliance, and Related Information, shall apply to any person who makes application for a permit to conduct underground coal mining operations.

§ 947.783 Underground mining permit applications—minimum requirements for information on environmental resources.

Part 783 of this chapter, Underground Mining Permit Applications—Minimum Requirements for Information on Environmental Resources, shall apply to any person who submits an application to conduct underground coal mining operations.

§ 947.784 Underground mining permit applications—minimum requirements for reclamation and operation plan.

(a) Part 784 of this chapter, Underground Mining Permit Applications—Minimum Requirements for Reclamation and Operation Plan, shall apply to any person who makes application to conduct underground coal mining operations.

(b) Any application for an underground mining permit which will produce more than 1,000,000 tons per year shall demonstrate specific compliance with local Air Pollution Control Authorities and the Washington Clean Air Act, RCW 70.94.

(c) Any applicant for an underground mining permit shall also indicate how compliance will be achieved with the Washington Water Pollution Control Act, RCW 90.48.

§ 947.785 Requirements for permits for special categories of mining.

Part 785 of this chapter, Requirements for Permits for Special Categories of Mining, shall apply to each person who makes application for a permit to conduct certain categories of surface coal mining and reclamation operations as specified therein.

§ 947.786 Review, public participation, and approval or disapproval of permit applications and permit terms and conditions.

(a) Part 786 of this chapter, Review, Public Participation, and Approval or Disapproval of Permit Applications and Permit Terms and Conditions, shall apply to the review of applications made by any person for surface coal mining and reclamation operations.

(b) The Secretary shall provide a copy of the decision to grant or deny a permit application to the Washington Department of Natural Resources, the Department of Ecology and to the county Department of Planning, if any, in which the operation is located.

§ 947.787 Administrative and judicial review of decisions on permit applications.

Part 787, Administrative and Judicial Review of Decisions by Regulatory Authority on Permit Applications, shall apply to the review of decisions on permit applications for surface coal mining and reclamation operations.

§ 947.788 Permit reviews, revisions, and renewals, and transfer, sale, and assignment of rights granted under permits.

Part 788 of this chapter, Permit Reviews, Revisions, and Renewals, and

Transfer, Sale, and Assignment of Rights Granted Under Permits, shall apply to review, revision, and renewal of permits for surface coal mine operations, and to transfer, sale, and assignment of rights granted under permits.

§ 947.795 Small operator assistance.

Part 795 of this chapter, Small Operator Assistance, shall apply to any person making application for assistance under the small operator assistance program.

§ 947.800 Requirements for bonding of surface coal mining and reclamation operations.

Part 800 of this chapter, Requirements for Bonding of Surface Coal Mining and Reclamation Operations Under Regulatory Programs, shall apply to all surface coal mining and reclamation operations.

§ 947.815 Performance standards—coal exploration.

(a) Part 815 of this chapter, Permanent Program Performance Standards—Coal Exploration, shall apply to any person conducting coal exploration operations.

(b) Any person who conducts coal exploration operations shall comply with the Washington Forest Practices Act, RCW 76.09, and regulations promulgated pursuant to it.

§ 947.816 Performance standards—surface mining activities.

(a) Part 816 of this chapter, Permanent Program Performance Standards—Surface Mining Activities, shall apply to any person who conducts surface coal mining and reclamation operations.

(b) All operators shall have a plan of reclamation approved by the Washington Department of Fisheries for operation in affected streams, RCW 75, and shall comply with the Hydraulic Project Approval Law, RCW 75.20.100, the Shoreline Management Act, RCW 90.58, the Forest Practices Act, RCW 76.09, the Water Pollution Control Act, RCW 90.48, the Minimum Water Flows and Levels Act, RCW 90.22, and the Pesticide Control Act, RCW 15.58, and regulations promulgated pursuant to these laws.

§ 947.817 Performance standards—underground mining activities.

(a) Part 817 of this chapter, Permanent Program Performance Standards—Underground Mining Activities, shall apply to any person who conducts underground coal mining operations.

(b) All operators shall have a plan of reclamation approved by the Washington Department of Fisheries for operation in affected streams, RCW 75, and shall comply with the Hydraulic Project Approval Law, RCW 75.20.100, the Shoreline Management Act, RCW 90.58, the Forest Practices Act, RCW, 76.09, the Water Pollution Control Act, RCW 90.48, the Minimum Water Flows and Levels Act, RCW 90.22, the Pesticide Control Act, RCW 15.58, and the Washington Water Code, RCW 90.03, and regulations promulgated pursuant to these laws.

§ 947.818 Special performance standards—concurrent surface and underground mining.

Part 818 of this chapter, Special Permanent Program Performance Standards—Concurrent Surface and Underground Mining, shall apply to any person who conducts concurrent surface and underground coal mining operations.

§ 947.819 Special performance standards—auger mining.

Part 819 of this chapter, Special Permanent Program Performance Standards—Auger Mining, shall apply to any person who conducts surface coal mining operations which include auger mining.

§ 947.822 Special performance standards—operations on alluvial valley floors.

Part 822 of this chapter, Special Performance Standards—Operations on Alluvial Valley Floors, shall apply to any person who conducts surface coal mining operation on alluvial valley floors.

§ 947.823 Special performance standards—operations on prime farmland.

Part 823 of this chapter, Special Permanent Program Performance Standards—Operations on Prime Farmland, shall apply to any person who conducts surface coal mining and reclamation operations on prime farmland.

§ 947.824 Special performance standards—mountaintop removal.

Part 824 of this chapter, Special Permanent Program Performance Standards—Mountaintop Removal, shall apply to any person who conducts surface coal mining operations constituting mountaintop removal mining.

§ 947.826 Special performance standards—operation on steep slopes.

Part 826 of this chapter, Special Permanent Program Performance Standards—Operations on Steep Slopes, shall apply to any person who conducts surface coal mining and reclamation operations on steep slopes.

§ 947.827 Special performance standards—coal processing plants and support facilities not located at or near the minesite and not within the permit area for a mine.

Part 827 of this chapter, Special Permanent Program Performance Standards—Coal Processing Plants and Support Facilities Not Located at or Near the Minesite or Not Within the Permit Area for a Mine, shall apply to any person who conducts surface coal mining and reclamation operations which include the operation of coal processing plants and support facilities not located at or near the minesite and not within the permit area for a mine.

§ 947.828 Special performance standards—in situ processing.

Part 828 of this chapter, Special Permanent Program Performance Standards—In Situ Processing, shall apply to any person who conducts in situ processing activities.

§ 947.842 Federal inspections.

(a) Part 842 of this chapter, Federal Inspections, shall apply to all exploration and surface coal mining and reclamation operations.

(b) Upon request OSM shall furnish a copy of any inspection report to the Washington Department of Natural Resources and the Department of Ecology. If there is a planning department in the county government where the operation is located, a copy of the enforcement action shall be furnished to that agency.

§ 947.843 Federal enforcement.

(a) Part 843 of this chapter, Federal Enforcement, shall apply when enforcement action is required for violations on surface coal mining and reclamation operations.

(b) Upon request OSM shall furnish a copy of each enforcement action document and order to show cause issued pursuant to this section to the Washington Department of Natural Resources and the Department of Ecology. If there is a planning

department in the county government where the operation is located, a copy of the enforcement action shall be furnished to that agency.

§ 947.845 Civil penalties.

Part 845 of this chapter, Civil Penalties, shall apply when civil penalties are assessed for violations on surface coal mining and reclamation operations.

§ 947.850 Blaster training and certification.

Part 850 of this chapter, Programs for Blaster Training and Certification, shall apply to any person who conducts coal exploration or surface coal mining operations.

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federal register

Thursday
February 24, 1983

Part III

Department of the Interior

Fish and Wildlife Service

National Wildlife Refuges in Alaska; Description of Boundaries

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

National Wildlife Refuges in Alaska; Description of Boundaries

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice.

SUMMARY: This notice sets out the legal descriptions of the external boundaries of national wildlife refuges established in Alaska under sections 302 and 303 of the Alaska National Interest Lands Conservation Act (ANILCA). Also described are the external boundaries of units of the National Wilderness Preservation System established within these refuges under section 702 of the ANILCA. Limited descriptions are included for wild and scenic rivers established on refuges under sections 602 and 603 and rivers designated for study under section 604. Publication of these legal descriptions is required by section 103 of the ANILCA. Generalized location maps are included also.

DATE: Pursuant to section 103(b) of ANILCA these boundary descriptions are effective as of December 2, 1980.

FOR FURTHER INFORMATION CONTACT:

Regional Director, U.S. Fish and Wildlife Service (Attn: Bill Mattice), 1011 East Tudor Road, Anchorage, Alaska 99507 (Phone: 907–276–3800),

or

Director, U.S. Fish and Wildlife Service (Attn: Christine Enright), 18th and C Streets, NW., Washington, D.C. 20240 (Phone: 202–653–7650).

SUPPLEMENTARY INFORMATION: Under section 103(b) of the Alaska National Interest Lands Conservation Act (ANILCA), Pub. L. 96–487 (94 Stat. 2371) the Secretary of the Interior was directed to publish legal descriptions and boundary maps for the land status changes effected by ANILCA, including national wildlife refuges and their wilderness areas. The official legal descriptions for refuges, and wilderness areas therein, are included in this notice. While generalized location maps for these areas also are included in this notice, the 1:250,000 scale maps developed for public use under section 103(b), whose official names and dates are listed below, are incorporated by this notice and are available for inspection at the Department of the Interior Library (Room 1140, 18th and C Streets, NW., Washington, D.C. 20240), U.S. Geological Survey map reference libraries in Alaska, and at the Fish and Wildlife Service Regional Office in Anchorage, Alaska. The maps are also available for sale from the U.S. Geological Survey. Limited descriptions of wild and scenic rivers and study rivers within refuges are included also, although they are not depicted on the 1:250,000 scale maps at this time.

The ANILCA established 16 national wildlife refuges in Alaska. All previously existing Alaska national wildlife refuges are included in these 16 units and are generally designated as units or subunits of the expanded refuges. The refuges established by ANILCA, with the date of their official maps noted in parentheses, are as follows:

- Alaska Maritime National Wildlife Refuge (October 1979) (including the previously existing Aleutian Islands, Bering Sea, Bogoslof, Chamisso, Forrester Island, Hazy Islands, Pribilof, Semidi, Simeonof, St. Lazaria and Tuxedni National Wildlife Refuges)
- Alaska Peninsula National Wildlife Refuge (October 1979)
- Arctic National Wildlife Refuge (August 1980) (including the previously existing William O. Douglas Arctic National Wildlife Range)
- Becharof National Wildlife Refuge (July 1980)
- Innoko National Wildlife Refuge (October 1978)
- Izembek National Wildlife Refuge (October 1978) (including the previously existing Izembek National Wildlife Range and a portion of the Aleutian Islands National Wildlife Refuge)
- Kanuti National Wildlife Refuge (July 1980)
- Kenai National Wildlife Refuge (October 1978) (including the previously existing Kenai National Moose Range)
- Kodiak National Wildlife Refuge (October 1978) (including the previously existing Kodiak National Wildlife Refuge)
- Koyukuk National Wildlife Refuge (July 1980)
- Nowitna National Wildlife Refuge (July 1980)
- Selawik National Wildlife Refuge (July 1980)
- Tetlin National Wildlife Refuge (July 1980)
- Togiak National Wildlife Refuge (April 1980) (including the previously existing Cape Newenham National Wildlife Refuge)
- Yukon Delta National Wildlife Refuge (April 1980) (including the previously existing Clarence Rhode National Wildlife Range and Hazen Bay and Nunivak National Wildlife Refuges)
- Yukon Flats National Wildlife Refuge (July 1980)

Use of Refuge Lands

The legal descriptions that follow are those of the external boundaries of the above-listed refuges. State, Native corporate, and private land holdings within these boundaries cannot be accurately described at this time and thus have not been identified on the available maps. Inclusion of these non-public lands within the described boundaries should not be interpreted as authorizing public use of such lands. Uses of the public lands within the described boundaries are controlled by the laws and regulations governing administration of units of the National Wildlife Refuge System and provisions of the ANILCA. Persons desiring information on land status or use of lands within the described refuges may contact the Alaska Regional Director of the U.S. Fish and Wildlife Service.

Many of the boundaries described for Alaska refuges follow natural features, such as lakes or rivers. Where such a water body forms a portion of the boundary, general riparian law shall apply to that boundary.

Note.—The term "public lands" as used throughout this Notice is defined by ANILCA as those lands, waters, and interests therein, the title to which is in the United States after December 2, 1980, except:

(A) Land selections of the State of Alaska which have been tentatively approved or validly selected under the Alaska Statehood Act and lands which have been confirmed to, validly selected by, or granted to the Territory of Alaska or the State under any other provision of Federal law;

(B) Land selections of a Native Corporation made under the Alaska Native Claims Settlement Act, Pub. L. 92–203 (85 Stat. 688), as amended, which have not been conveyed to a Native Corporation, unless any such selection is determined to be invalid or is relinquished; and

(C) Lands referred to in section 19(b) of the Alaska Native Claims Settlement Act.

Those lands selected by the State or a Native Corporation within the external boundaries of a national wildlife refuge are to be administered by the U.S. Fish and Wildlife Service under applicable refuge laws until conveyed or interimly conveyed. Those validly selected by, but not ultimately conveyed to, the State or a Native Corporation within the external boundaries of a national wildlife refuge become part of that refuge.

Within the coastal boundaries of areas added to the National Wildlife Refuge System, Federal ownership does not extend below mean high tide to include lands owned by the State of Alaska except where the State may agree to that extension. However, lands above mean high tide on islands, islets, rock, reefs or spires and Federal

tidelands within these external boundaries are part of the respective refuges.

Subject to valid existing rights, all public lands within Federal reservations for defense, navigation, communications and other purposes within the external boundaries of any refuge described are part of that refuge. Rights of holding agencies are set forth in section 1310 of ANILCA.

Wilderness Units Described

In this notice, legal descriptions of the external boundaries of units of the National Wilderness Preservation System established by ANILCA within national wildlife refuges in Alaska can be found after the boundary description for the refuge in which they are located. The wilderness units established by ANILCA, with the date of their official maps noted in parentheses, are as follows:

Aleutian Islands Wilderness (October 1978)—in Alaska Maritime NWR
Andreafsky Wilderness (April 1980)—in Yukon Delta NWR
Arctic Wildlife Refuge Wilderness (August 1980)—in Arctic NWR
Becharof Wilderness (July 1980)—in Becharof NWR
Innoko Wilderness (October 1978)—in Innoko NWR
Izembek Wilderness (October 1978)—in Izembek NWR
Kenai Wilderness (October 1978)—in Kenai NWR
Koyukuk Wilderness (July 1980)—in Koyukuk NWR
Nunivak Wilderness (July 1980)—in Yukon Delta NWR
Selawik Wilderness (July 1980)—in Selawik NWR
Semidi Wilderness (October 1978)—in Alaska Maritime NWR
Togiak Wilderness (July 1980)—in Togiak NWR
Unimak Wilderness (October 1978)—in Alaska Maritime NWR

Eight additional units of the National Wilderness Preservation System were established in Alaska national wildlife refuges prior to passage of ANILCA. In the interest of consolidating legal descriptions of all Alaska national wildlife refuges and refuge wilderness units in one publication, the descriptions of the following previously established wilderness units are included in this notice. All eight of these units are located in the Alaska Maritime National Wildlife Refuge: Bering Sea Wilderness, Bogoslof Wilderness, Forrester Island Wilderness, Hazy Islands Wilderness, Saint Lazaria Wilderness and Tuxedni Wilderness, which were established by Pub. L. 93-504; Chamisso Wilderness, Which was established by Pub. L. 93-632; and Simeonof Wilderness, which was established by Pub. L. 94-557.

Use of Wilderness Units

In addition to the laws and regulations governing the use of refuge lands, described above, the use of wilderness units is governed by provisions of the Wilderness Act (16 U.S.C. 1131 *et seq.*) ANILCA and applicable regulations in Title 50 of the Code of Federal Regulations Part 35.

National Wild and Scenic Rivers

ANILCA designated the following national wild rivers in national wildlife refuges in Alaska: Ivishak, Sheenjek (Upper) and Wind Wild Rivers in Arctic NWR; Nowitna Wild River in Nowitna NWR; Selawik Wild River in Selawik NWR; Andreafsky Wild Rivèr in Yukon Delta NWR; and a portion of Beaver Creek Wild River in Yukon Flats NWR.

Designated for 3-year study for possible addition to the National Wild and Scenic Rivers System are the following rivers: Kanektok River in Togiak NWR; Kisaralik River in Yukon Delta NWR; and the Porcupine and Sheenjek (Lower) Rivers in Yukon Flats NWR.

The ANILCA descriptions of national wild rivers within national wildlife refuges are included in this notice, but they are not depicted on the 1:250,000 scale maps at this time. These limited descriptions can be found following the description of the refuge in which they occur. The corridors of the designated wild rivers are to be identified and described as part of the comprehensive conservation planning process for each refuge (due in 2 to 6 years). Corridors for rivers designated for study include the public lands within the bed or banks of the river and the area extending 2 miles outward from each bank of the river channel. These corridors are withdrawn for a minimum period of 3 to 6 years pending review of their suitability for inclusion in the Wild and Scenic Rivers System. Beginning and ending points of these study rivers have been included in this notice.

At such time as managment corridors are finalized for the designated wild rivers, they will be described on the 1:250,000 scale maps.

In addition to regulations governing use of national wildlife refuges, use of these river areas is governed by the Wild and Scenic Rivers Act (16 U.S.C. 1271-1287), as amended by the ANILCA.

Availability of Maps

The maps of the Alaska national wildlife refuges included in this notice are generalized depictions of the lands described. Maps at this scale cannot accurately depict the actual boundaries and should be used only as general location references. Persons desiring more detailed information on refuge and wilderness boundaries are directed to maps, at the scale of 1:250,000, which are available for review at U.S. Geological Survey map reference libraries in Alaska and at the following locations:

Department of the Interior Library, Room 1140, 18th and C Streets, N.W., Washington, D.C. 20240
U.S. Fish and Wildlife Service, 1011 East Tudor Road, Anchorage, Alaska 99507

Additionally, the 1:250,000 scale maps are available for sale by the U.S. Geological Survey at the following locations:

U.S. Geological Survey, Alaska Distribution Section, 101 12th Avenue, Fairbanks, Alaska 99701
U.S. Geological Survey, Public Inquiries Office, 503 National Center, Reston, Virginia 22092
U.S. Geological Survey, Western Distribution Branch, Box 25286—Mail Stop 306, Federal Center, Denver, Colorado 80226

Official Bureau of Land Management land status records for Alaska are maintained on maps at the scale of 1:63,360. The maps from which the legal descriptions in this notice were written are at the 1:63,360 scale, where available, and reflect greater detail and accuracy than that depicted on the 1:250,000 scale maps prepared for public use. These maps are available for review in the Office of the Regional Director, Anchorage, Alaska. A list of the specific maps used to develop these legal descriptions, follows the description for each refuge.

The large number of maps (approximately 850) necessary to depict the Alaska national wildlife refuges at the 1:63,360 scale precludes their reproduction for public use. However, as the U.S. Geological Survey revises individual maps at this scale, the new boundary lines will be depicted. These revised maps will eventually be available through normal U.S.G.S. sales outlets.

Dated: February 1, 1983.

Robert A. Jantzen,

Director, Fish and Wildlife Service.

BILLING CODE 4310-55-M

CONSERVATION SYSTEM UNITS ESTABLISHED IN ALASKA

WITHIN THE NATIONAL REFUGE SYSTEM

ALASKA MARITIME NATIONAL WILDLIFE REFUGE

Section 303 (1):

"The Alaska Maritime National Wildlife Refuge shall consist of eleven existing refuges, including all lands (including submerged lands), waters and interests therein which were a part of such refuges and are hereby redesignated as subunits of the Alaska Maritime National Wildlife Refuge; approximately four hundred and sixty thousand acres of additional public lands on islands, islets, rocks, reefs, spires and designated capes and headlands in the coastal areas and adjacent seas of Alaska, and an undetermined quantity of submerged lands, if any, retained in Federal ownership at the time of statehood around Kodiak and Afognak Islands, as generally depicted on the map entitled "Alaska Maritime National Wildlife Refuge", dated October 1979."

CHUKCHI SEA UNIT--"including Cape Lisburne, Cape Thompson, the existing Chamisso National Wildlife Refuge, and all other public lands on islands, islets, rocks, reefs, spires, and designated capes and headlands in the Chukchi Sea, but excluding such other offshore public lands within the Bering Land Bridge National Preserve. That portion of the public lands on Cape Lisburne shall be named and appropriately identified as the "Ann Stevens-Cape Lisburne" subunit of the Chukchi Sea Unit;"

The Chukchi Sea Unit includes the following described lands:

Designated subunits;

ANN STEVENS - CAPE LISBURNE SUBUNIT

The Ann Stevens-Cape Lisburne Subunit includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner between sections 1 and 6, T. 7 S., Rs. 58 and 59 W., Umiat Meridian, at the line of mean high tide of the Chukchi Sea;

Thence southerly, between Rs. 58 and 59 W., approximately 11⅓ miles to the standard corner of T. 8 S., Rs. 58 and 59 W., Umiat Meridian;

Thence westerly, along the Second Standard Parallel South, approximately 3 miles to the summit of a ridge between sections 3 and 34, Tps. 8 and 9 S., Rs. 59 and 60 W., Umiat Meridian;

Thence southwesterly, along the crest of the divide between Ukinigak Creek, Oligavik Creek, Kapaloak Creek, Angowlik Creek, Sikrikpuk Creek, Oakvrorut Creek, Siniktuknayluk Creek and Akalakik Creek drainages, approximately 15⅔ miles to the top of a hill in the easterly portion of section 34, T. 10 S., R. 61 W., Umiat Meridian, approximate elevation 940 feet;

Thence on an approximate forward bearing of S. 20° E., approximately ½ mile to the corner of sections 2, 3, 34 and 35, Tps. 10 and 11 S., R. 61 W., Umiat Meridian;

Thence westerly, between Tps. 10 and 11 S., approximately 3½ miles to the meander corner of sections 5 and 31, Tps. 10 and 11 S., R. 61 W., Umiat Meridian, at the line of mean high tide of the Chukchi Sea;

Thence northerly and easterly, along the line of mean high tide of the Chukchi Sea and the Arctic Ocean, respectively, to the meander corner between sections 1 and 6, T. 7 S., Rs. 58 and 59 W., Umiat Meridian, the point of beginning.

CHAMISSO SUBUNIT

Chamisso Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1658, dated December 7, 1912, within rhumb lines connecting the following 18 geographic coordinates;

66° 13' 15" N., 161° 52' W., said coordinate being approximately N. 82° W., approximately 1 1/5 miles from the top of a hill near the center of Chamisso Island, approximate elevation 246 feet;

66° 13' N., 161° 52' W.;

66° 12' 45" N., 161° 52' W.;

66° 12' 22" N., 161° 50' 20" W., said coordinate being approximately S. 21° E., approximately ½ mile from the most southern point on Chamisso Island at the line of mean high tide;

66° 12' 15" N., 161° 49' W.;

66° 12' 45" N., 161° 47' 30" W.;

66° 12' 45" N., 161° 46' 57" W.;

66° 13' N., 161° 46' 47" W.;

66° 13' 15" N., 161° 46' 53" W., said coordinate being approximately N. 82° E., approximately 3/5 miles from the most eastern point on Chamisso Island, at the line of mean high tide;

66° 13' 15" N., 161° 47' 18" W.;

66° 13' 45 N., 161° 47' 46" W.;

66° 14' N., 161° 48' 20" W.;

66° 14' 14" N., 161° 49' 22" W.;

66° 14' 20" N., 161° 50' W.;

66° 14' N., 161° 50' 41" W.;

66° 14' N., 161° 51' 30" W.;

66° 13' 45" N., 161° 51' 48" W., said coordinate being due West, approximately 1/5 miles from the most northern point on Puffin Island, at the line of mean high tide;

66° 13' 30" N., 161° 52' W., to the point of beginning.

Designated capes and headlands:

CAPE THOMPSON

Cape Thompson includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner between sections 3 and 34, Tps. 33 and 34 N., R. 33 W., Kateel River Meridian, at the line of mean high tide of the Chukchi Sea;

Thence easterly, between Tps. 33 and 34 N., approximately 300 feet to the meander corner of section 3 and 34, Tps. 33 and 34 N., R. 33 W., Kateel River Meridian, at the line of mean high tide of Aimutak Lagoon;

Thence easterly, between Tps. 33 and 34 N., approximately 7 3/4 miles to the corner of Sections 1, 2, 35 and 36, Tps. 33 and 34 N., R. 32 W., Kateel River Meridian;

Thence on an approximate forward bearing of N. 31° E., approximately ½ mile to top of a hill on the east and west centerline of section 36, T. 34 N., R. 32 W., Kateel River Meridian, approximate elevation 250 feet;

Thence on an approximate forward bearing of N. 60° E., approximately 1½ miles to the top of a hill in the southeastern portion of section 30, T. 34 N., R. 31 W., Kateel River Meridian, approximate elevation 560 feet;

Thence on an approximate forward bearing of S. 77° E., approximately 1 5/8 miles to the top of a hill in the northwest portion of section 33, T. 34 N., R. 31 W., Kateel River Meridian, approximate elevation 605 feet;

Thence on an approximate forward bearing of N. 76° E., approximately 1 1/8 miles to the top of a hill in the southwest portion of section 27, T. 34 N., R. 31 W., Kateel River Meridian, approximate elevation 750 feet;

Thence on an approximate forward bearing of S. 61° E., approximately 3 5/8 miles to the top of a hill on the north and south centerline of section 6, T. 33 N., R. 30 W., Kateel River Meridian, approximate elevation 605 feet;

Thence on an approximate forward bearing of S. 47° E., approximately 5/8 miles to the top of a hill on the west boundary line of section 8, T.. 33 N., R. 30 W., Kateel River Meridian, approximate elevation 520 feet;

Thence on an approximate forward bearing of S. 38° E., approximately 2 miles to the summit of a ridge in the southwest portion of section 16, T. 33 N., R. 30 W., Kateel River Meridian, approximately elevation 800 feet;

Thence on an approximate forward bearing of S. 16° W., approximately ½ mile to a Horizontal Control Station on the summit of a ridge in the northwest ¼ of section 21, T. 33 N., R. 30 W., Kateel River Meridian, approximate elevation 886 feet;

Thence on an approximate forward bearing of S. 37° E., approximately 2 3/4 miles to the top of a hill in the northeast portion of section 34, T. 33 N., R. 30 W., Kateel River Meridian, approximate elevation 410 feet;

Thence on an approximate forward bearing of S. 65° 30' E., approximately 2 miles to the summit of a ridge in the northwest portion of section 3, T. 32 N., R. 30 W., Kateel River Meridian, approximate elevation 753 feet;

Thence on an approximate forward bearing of S. 11° W., approximately 2 miles to the summit of a ridge in the northeast portion of section 16, T. 32 N., R. 30 W., Kateel River Meridian, approximate elevation 1,020 feet;

Thence on an approximate forward bearing of S. 59° 30' E., approximately 1½ miles to the top of a hill in the southeast portion of section 15, T. 32 N., R. 30 W., approximate elevation 603 feet;

Thence on an approximate forward bearing of N. 85° 30' E., approximately 1 3/8 miles to the summit of a ridge in the southwest portion section 13, T. 32 N., R. 30 W., Kateel River Meridian, approximate elevation 1,070;

Thence on an approximate forward bearing of S. 33° W., approximately 3/4 miles to the summit of a ridge on the east and west centerline of section 23, T. 32 N., R. 30 W., Kateel River Meridian, approximate elevation 1,000 feet;

Thence on an approximate forward bearing of S. 15° E., approximately 1 mile to the summit of a ridge in the northwest portion of section 25, T. 32 N., R. 30 W., Kateel River Meridian, approximate elevation 880 feet;

Thence on an approximate forward bearing of N. 71° E., approximately 2 miles to the summit of a ridge in the southwest portion of section 20, T. 32 N., R. 29 W., Kateel River Meridian, approximate elevation 755 feet;

Thence on an approximate forward bearing of S. 72° 30' E., approximately 1¾ miles to the summit of a ridge in the northwest portion of section 28, T. 32 N., R. 29 W., Kateel River Meridian, approximate elevation 552 feet;

Thence on an approximate forward bearing of S. 25° 30' W., approximately 2 3/8 miles to the summit of a ridge in the northwest portion of section 5, T. 31 N., R. 29 W., Kateel River Meridian, approximate elevation 652 feet;

Thence on an approximate forward bearing of S. 21° E., approximately 1¾ miles to the summit of a ridge in the southeast portion of section 8, T. 31 N., R. 29 W., Kateel River Meridian, approximate elevation 602 feet;

Thence on an approximate forward bearing of S. 26° E., approximately 1¾ miles to the summit of a ridge on the east and west centerline of section 16, T. 31 N., R. 29 W., Kateel River Meridian, approximate elevation 665 feet;

Thence on an approximate forward bearing of N. 77° 45' E., approximately 3/4 of a mile to a top of a hill on the east boundary of section 16, T. 31 N., R. 29 W., approximate elevation 520 feet;

Thence on an approximate forward bearing of S. 67° E., approximately 5/8 of a mile to the summit of a ridge in the southeast portion of section 15, T. 31 N., R. 29 W., Kateel River Meridian, approximate elevation 760 feet;

Thence southerly, approximately 5½ miles to the meander corner of sections 10 and 15, T. 30 N., R. 29 W., at the line of mean high tide of Pusigrak Lagoon;

Thence westerly, between sections 10 and 15, approximately 528 feet to the meander corner of sections 10 and 15, T. 30 N., R. 29 W., Kateel River Meridian, at the line of mean high tide of the Chukchi Sea;

Thence northwesterly, along the line of mean high tide of the Chukchi Sea, closing the mouths of all lagoons and creeks to the meander corner between sections 3 and 34, T. 33 N., R. 33 W., Kateel River Meridian, the point of beginning.

And, all public lands, as defined by the ANILCA, on all named and unnamed islands, islets, rocks, reefs and spires in the Chukchi Sea. It is the intent of this description to include all such public lands occurring within all arms, bays, bights, coves, entrances, gulfs, harbors, inlets, lagoons, passages, passes, ports, sounds and straits, but not to include lands inland of the mouths of rivers or lakes on the mainland of Alaska.

Section 303 (1):

> BERING SEA UNIT--"including the existing Bering Sea and Pribilof (Walrus and Otter Islands) National Wildlife Refuges, Hagemeister Island, Fairway Rock, Sledge Island, Bluff Unit, Besboro Island, Punuk Islands, Egg Island, King Island, and all other public lands on islands, islets, rocks, reefs, spires and designated capes and headlands in the Bering Sea;"

The Bering Sea Unit includes the following described lands:

Designated subunits:

BERING SEA SUBUNIT

Bering Sea Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1037, dated February 2, 1909, within rhumb lines connecting the following 16 geographic coordinates;

60° 40' N., 173° 17' W., said coordinate being approximately 6½ miles west of the top of a mountain on Hall Island, approximate elevation 1,665 feet;

60° 35' N., 173° 20' W.;

60° 30' N., 173° 18' W.;

60° 25' N., 173° 14' W.;

60° 15' N., 173° 00' W.;

60° 11' 40" N., 172° 51' W.;

60° 09' 40" N., 172° 40' W., said coordinate being approximately S. 10° 30' W., approximately 12 miles from the top of Sugar Loaf Mountain, approximate elevation 1,380 feet;

60° 09' 40" N.,172° 30' W.;

60° 11' N., 172° 20' W.;

60° 15' N., 172° 07' 30" W., said coordinate being approximately S. 46° E., approximately 6 miles from the top of a mountain located near Cape Upright, approximate elevation 1,505 feet;

60° 20' N., 172° 03' 30" W.;

60° 25" N., 172° 07' W.;

60° 40' N., 172° 40' W., said coordinate being approximately N. 58° E., approximately 11½ miles from the top of a mountain in the northern portion of St. Matthew Island, approximate elevation 1,475 feet;

60° 45' N., 172° 48' W.;

60° 46' 18" N., 173° 00' W.;

60° 45' N., 173° 10' W., to the point of beginning.

PRIBILOF SUBUNIT

Pribilof Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1044, dated February 27, 1909, within rhumb lines connecting the following 32 geographic coordinates;

57° 03' 20" N., 170° 28' W.;

57° 04' 30" N., 170° 27' W.;

57° 05' 15" N., 170° 25' W.;

57° 05' 40" N., 170° 23' W.;

57° 06' N., 170° 21' W.;

57° 06' 02" N., 170° 19' W.;

57° 06' 03" N., 170° 18' W.;

57° 06' 05" N., 170° 17' W.;

57° 06' 25" N., 170° 15' W.;

57° 07' 20" N., 170° 10' W.;

57° 09' 15" N., 170° 05' W.;

57° 11' 16" N., 170° 00' W.;

57° 12' 16" N., 169° 57' W.;

57° 12' 40" N., 169° 55' W.;

57° 12' 40" N., 169° 54' W.;

57° 12' 20" N., 169° 53' W.;

57° 11' 30" N., 169° 52' W.;

57° 10' N., 169° 53' W.;

57° 09' 25" N., 169° 54' W.;

57° 09' 12" N., 169° 55' W.;

57° 08' 30" N., 169° 57' W.;

57° 08' N., 170° 00' W.;

57° 06' 40" N., 170° 05' W.;

57° 05' 15" N., 170° 10' W.;

57° 03' 30" N., 170° 15' W.;

57° 02' 40" N., 170° 17' W.;

57° 02' N., 170° 18' W.;

57° 01' 45" N., 170° 19' W.;

57° 01' N., 170° 21' W.;

57° 00' 40" N., 170° 23' W.;

57° 00' 40" N., 170° 25' W.;

57° 01' 40" N., 170° 27' W., to the point of beginning.

Designated capes and headlands:

CAPE YORK

Cape York includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner on the south boundary of section 35, T. 1 N., R. 43 W., on the Kateel River Base Line, at the line of mean high tide of the Bering Sea;

Thence easterly, on the Kateel River Base Line, approximately 3 miles to the north and south centerline of section 2, T. 1 S., R. 43 W., Kateel River Meridian;

Thence southerly, approximately 2 miles to the ¼ section corner of section 11, T. 1 S., R. 43 W., Kateel River Meridian, at the line of mean high tide of the Bering Sea;

Thence northwesterly, along the line of mean high tide of the Bering Sea, closing the mouths of all rivers, creeks and inlets, approximately 3 miles to the meander corner on the south boundary of section 35, T. 1 N., R. 43 W., Kateel River Base Line, at the line at mean high tide of the Bering Sea, the point of beginning.

KOTZEBUE CREEK

Kotzebue Creek includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner of the north and south centerline of section 16, T. 1 S., R. 42 W., Kateel River Meridian, at the line of mean high tide of Bering Sea;

Thence northerly, along the line of mean high tide of the Bering Sea approximately 2/5 mile, to a point due South of a hill located in the northwest portion of section 16, T. 1 S., R. 42 W., Kateel River Meridian, approximate elevation 653 feet;

Thence due North, approximately ½ mile to the summit of the hill, approximate elevation 653 feet;

Thence on an approximate forward bearing of N. 74° 15' E., approximately 1 2/5 miles to a point on the north and south centerline of section 10, T. 1 S., R. 42 W., Kateel River Meridian;

Thence on an approximate forward bearing of S. 84° 15' E., approximately 1 3/5 miles to the head of an unnamed creek in the southwest portion of section 12, T. 1 S., R. 42 W., Kateel River Meridian;

Thence due South, approximately 7/10 mile to the top of a hill in the southwest portion of section 13, T. 1 S., R. 42 W., Kateel River Meridian, approximate elevation 443 feet;

Thence due South, to a point at the line of mean high tide of the Bering Sea in section 13, T. 1 S., R. 42 W., Kateel River Meridian;

Thence westerly, southwesterly and northwesterly, along the line of mean high tide of the Bering Sea closing the mouth of Kotzebue Creek, approximately 2½ miles to the meander corner of the north and south centerline of section 16, T. 1 S., R. 42 W., Kateel River Meridian, the point of beginning.

TOPOK HEAD

Topok Head includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner on the north and south centerline of section 3, T. 11 S., R. 27 W., Kateel River Meridian, at the line of mean high tide of Norton Sound;

Thence northerly, on the north and south centerline of section 3, approximately ½ mile to the center-north 1/16 section corner of sections 3, T. 11 S., R. 27 W., Kateel River Meridian;

Thence easterly, on the east and west centerlines of the northeast ¼ of section 3, the northwest ¼ and northeast ¼ of section 2, approximately 1 ½ miles to the north 1/16 section corner of sections 1 and 2, T. 11 S., R. 27 W., Kateel River Meridian;

Thence southerly, between sections 1 and 2, approximately ¼ mile to the ¼ section corner between section 1 and 2, T. 11 S., R. 27 W., Kateel River Meridian;

Thence easterly, on the east and west centerlines of sections 1 and 6, T. 11 S., Rs. 26 and 27 W., approximately 1½ miles to a point on the left bank of the Topkok River, in the central portion of section 6, T. 11 S., R. 26 W., Kateel River Meridian;

Thence southerly, along the left bank of the Topkok River, approximately 900 feet to a point at the line of mean high tide of Norton Sound;

Thence southwesterly, southeasterly, northwesterly, southwesterly and northwesterly, along the line of mean high tide of Norton Sound, to the meander corner on the north and south centerline of section 3, T. 11 S., R. 27 W., Kateel River Meridian, the place of beginning.

BLUFF

Bluff includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner between sections 6 and 31, Tps. 10 and 11 S., R. 25 W., Kateel River Meridian, at the line of mean high tide of Norton Sound;

Thence easterly, between Tps. 10 and 11 S., approximately 11 3/4 miles to the corner of Tps. 10 and 11 S., Rs. 23 and 24 W., Kateel River Meridian;

Thence southerly, between Rs. 23 and 24 W., approximately 4¼ miles to the meander corner between sections 25 and 30, T. 11 S., Rs. 23 and 24 W., Kateel River Meridian, at the line of mean high tide of Norton Sound;

Thence northwesterly, along the line of mean high tide of Norton Sound to the meander corner between sections 6 and 31, Tps. 10 and 11 S., R. 25 W., Kateel River Meridian, the point of beginning.

CAPE DARBY

Cape Darby includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner between sections 3 and 35, Tps. 12 and 13 S., R. 21 W., Kateel River Meridian, at the line of mean high tide of Norton Sound and Golovnin Bay;

Thence easterly, on the Third Standard Parallel South, approximately 4 miles to a point on the south boundary of section 33, T. 12 S., R. 20 W., Kateel River Meridian, said point being a point in common with the Norton Bay Indian Reservation;

Thence southerly, approximately 1½ miles to a point at the line of mean high tide of Norton Sound, said point being a point common with the southwest boundary of Norton Bay Indian Reservation;

Thence southwesterly and northerly, along the line of mean high tide of Norton South and Golovnin Bay, to the meander corner between sections 3 and 35, Tps. 12 and 13 S. R. 21 W., Kateel River Meridian, the point of beginning.

CAPE DENBIGH

Cape Denbigh includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner betwen sections 28 and 29, T. 12 S., R. 14 W., Kateel River Meridian, at the line of mean high tide of Norton Sound;

Thence on an approximate forward bearing of S. 63° E., approximately 1 mile to a point on the line of mean high tide of Norton Sound in the northeast quarter of the southeast quarter of Section 28, T. 12 S., R. 14 W., Kateel River Meridian;

Thence southwesterly, northwesterly and easterly, along the line of mean high tide of Norton Sound, to the meander corner between sections 28 and 29, T. 12 S., R. 14 W., Kateel River Meridian, the point of beginning.

CAPE STEPHENS

Cape Stephens includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner between sections 34 and 35, T. 22 S., R. 19 W., Kateel River Meridian, at the line of mean high tide of Norton Sound and Stephens Pass;

Thence southerly, between sections 34 and 35, approximately 3/8 miles to the corner of sections 2, 3, 34 and 35, Tps 22 and 23 S., R. 19 W., Kateel River Meridian;

Thence westerly, between Tps. 22 and 23 S., approximately 3/16 miles to the meander corner of sections 3 and 34, between Tps. 22 and 23 S., R. 19 W., Kateel River Meridian, at the time of mean high tide of Norton Sound and Stephens Pass;

Thence northwesterly and southeasterly, along the line of mean high tide of Norton Sound and Stephens Pass, to the meander corner between sections 34 and 35, T. 22 S., R. 19 W., Kateel River Meridian, the point of beginning.

And, all public lands, as defined by the ANILCA, on Hagemeister Island, Fairway Rock, Sledge Island, Besboro Island, Punuk Islands, Egg Island, King Island and on all other named and unnamed islands, islets, rocks, reefs and spires in the Bering Sea. It is the intent of this description to include all such public lands occurring within all arms, bays, bights, coves, entrances, gulfs, harbors, inlets, lagoons, passages, passes, ports, sounds and straits, but not to include lands inland of the mouths of rivers or lakes on the mainland of Alaska or such offshore public lands within the Bering Land Bridge National Preserve.

Section 303 (1):

> ALEUTIAN ISLANDS UNIT--"including the existing Aleutian Islands and Bogoslof National Wildlife Refuges, and all other public lands in the Aleutian Islands;"

The Aleutian Islands Unit includes the following described lands:

Designated subunits:

ALEUTIAN ISLAND SUBUNIT

Aleutian Islands Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1733, dated March 3, 1913, within rhumb lines connecting the following geographic coordinates;

55° 13' 00" N., 165° 00' W., said coordinate being approximately N. 4° 45' W., approximately 41.81 miles from Cape Sarichef lighthouse on Unimak Island (approximate latitude 54° 36' N., longitude 164° 54' W.);

55° 03' 00" N., 166° 00' W., said coordinate being approximately N. 10° 15' W., approximately 63.90 miles from the Akutan Harbor lighthouse on Akutan Island (approximate latitude 54° 09' N., longitude 165° 57' W.);

54° 50' 30" N., 167° 00' W., said coordinate being approximately N. 21° 45' W., approximately 67.06 miles from the Dutch Harbor lighthouse on Amaknak Island (approximate latitude 53° 54' N., longitude 166° 31' W.);

54° 35' 00" N., 168° 00' W.;

54° 14' 00" N., 169° 00' W.;

54° 00' N., 170° 00' W., said coordinate being approximately N. 45° 25' W., approximately 81.27 miles from the summit of Mt. Vsenidof on Umnak Island (approximate latitude 53° 07' 30" N., longitude 168° 41' 30" W., elevation 6,600 feet);

53° 53' 00" N., 171° 00' W.;

53° 42' 00" N., 172° 00' W., said coordinate being approximately N. 10° 50' E., approximately 97.83 miles from the top of Fyre Peak on Seguam Island (approximate latitude 52° 18' 45" N., longitude 172° 30' 30" W., elevation 3,458 feet);

53° 32' 00" N., 173° 00' W.;

53° 21' 00" N., 173° 42' 00" W.;

53° 12' 00" N., 174° 00' W.;

53° 08' 00" N., 174° 18' 00" W.;

53° 02' 30" N., 175° 00' W.;

52° 58' 00" N., 175° 30' 00" W.;

52° 54' 30" N., 176° 00' W.;

52° 51' 00" N., 176° 36' W.;

52° 52' 00" N., 177° 00' W., said coordinate being approximately N. 7° 30' W., approximately 65.48 miles from the summit of Mt. Moffett on Adak Island (approximate latitude 51° 51' 03" N., longitude 177° 45' W., elevation 3,924 feet);

52° 54' 00" N., 178° 00' W.;

52° 56' 00" N., 178° 42' 00" W.;

52° 55' 50" N., 179° 00' W., said coordinate being approximately N. 21° 10' W., approximately 79.68 miles from the summit of Mt. Gareloi on Gareloi Island (approximate latitude 51° 47' 21" N., longitude 178° 47' 30" W., elevation 5,160 feet);

52° 55' 00" N., 179° 30' 00" W.;

52° 56' 00" N., 180° 00';

52° 58' 00" N., 179° 30' 00" E.;

53° 01' 00" N., 179° 00' E., said coordinate being approximately N. 23° 50' W., approximately 75.74 miles from the top of Anvil Peak on Semisopochnoi Island (approximate latitude 51° 59' 15" N., longitude 179° 36' 30" E., elevation 4,007 feet);

53° 04' 30" N., 178° 00' E.;

53° 05' 30" N., 177° 36' E.;

53° 13' 00" N., 177° 00' E.;

53° 21' 00" N., 176° 18' 30" E.;

53° 24' 00" N., 176° 00' E., said coordinate being approxmately N. 01° 20' E., approximately 72.58 miles from Vertical Control Station 2152 on Buldir Island (approximate latitude 52° 21' N., longitude 175° 55' E.);

53° 25' 00" N., 175° 12' 00" E.;

53° 25' 00" N., 175° 00' E.;

53° 27' 00" N., 174° 30' 00" E.;

53° 30' 00" N., 174° 00' E.;

53° 30' 30" N., 173° 42' 00" E.;

53° 30' 00" N., 173° 30' 00" E.;

53° 26' 00" N., 173° 00' E., said coordinate being approximately N. 29° 45' E., approximately 41.02 miles from Vertical Control Station 2217 on Attu Island (approximate latitude 52° 55' 30" N., longitude 172° 31' 30" E.);

53° 19' 00" N., 172° 24" E.;

53° 06' 00" N., 172° 00' E.;

52° 55' 00" N., 171° 48' 00" E., said coordinate being West, approximately 29.98 miles from Vertical Control Station 2217 on Attu Island (approximate latitude 52° 55' 30" N., longitude 172° 31' 30" E.);

52° 35' 00" N., 171° 42' 00" E.;

52° 12' 00" N., 171° 42' 00" E., said coordinate being approximately S. 36° W., approximately 76.53 miles from Vertical Control Station 2217 on Attu Island (approximate latitude 52° 55' 30" N., longitude 172° 31' 30" E.);

52° 00' N., 171° 48' 00" E.;

51° 50' 00" N., 172° 00' E.;

51° 40' 00" N., 172° 24' 00" E.;

51° 29' 00" N., 173° 00' E.;

51° 20' 00" N., 174° 00' E.;

51° 10' 00" N., 175° 00' E.;

51° 00' N., 175° 41' 00" E., said coordinate being approximately S. 04° 35' W., approximately 93.89 miles from Vertical Control Station 2152 on Buldir Island (approximate latitude 52° 21' N., longitude 175° 55' E.);

50° 54' 00" N., 176° 00' E.;

50° 47' 00" N., 176° 36' 00" E.;

50° 46' 00" N., 177° 00' E.;

50° 45' 00" N., 178° 00' E.;

50° 41' 00" N., 179° 00' E.;

50° 38' 30" N., 179° 30' 00" E.;

50° 40' 00" N., 180° 00', said coordinate being approximately S. 24° 50' E., approximately 86.79 miles from the top of Sugarloaf Peak on Semisopochnai Island (approximate latitude 51° 53' 39" N., longitude 179° 38' 14" E., elevation 2,800 feet);

50° 40' 00" N., 179° 00' W.;

50° 40' 00" N., 178° 00' W.; said coordinate being approximately S. 30° E., approximately 85.21 miles from the summit of Mt. Careloi on Careloi Island (approximate latitude 51° 47' 21" N., longitude 178° 47' 30" W., elevation 5,160 feet);

50° 37' 00" N., 177° 00' W.;

50° 36' 00" N., 176° 00' W.;

50° 36' 00" N., 175° 34' W.;

50° 41' 00" N., 175° 00' W.;

50° 55' 00" N., 174° 00' W.;

51° 10' 00" N., 173° 00' W., said coordinate being approximately S. 14° W., approximately 82.05 miles from the top of Pine Peak on Seguam Island (approximate latitude 52° 18' 45" N., longitude 172° 30' 30" W., elevation 3,458 feet);

51° 29' 00" N., 172° 00' W.;

51° 45' 00" N., 171° 00' W.;

51° 50' 00" N., 170° 00' W.;

51° 55' 00" N., 169° 00' W., said coordinate being approximately S. 04° 40' W., approximately 84.42 miles from the summit of Mt. Vsevidof on Umnak Island (approximate latitude 53° 07' 30" N., longitude 168° 41' 30" W., elevation 6,600 feet);

52° 05' 00" N., 168° 00' W., said coordinate being approximately S. 12° 20' W., approximately 83.63 miles from the summit of Mt. Tum Tum on Unalaska Island (approximate latitude 53° 16' N., longitude 167° 38' 12" W., elevation 1,960 feet);

52° 09' 00" N., 167° 00' W.;

52° 28' 00" N., 166° 00' W.;

52° 44' 00" N., 165° 18' 00" W.;

52° 54' 00" N., 165° 00' W., said coordinate being approximately S. 01° 30' E., approximately 81.26 miles from Horizontal Control Station Bridge on Tigalda Island (approximate latitude 54° 03' 54" N., longitude 165° 02' 24" W.);

53° 09' 00" N., 164° 36' 00" W.;

53° 25' 00" N., 164° 00' W.;

53° 51' 00" N., 163° 00' W., said coordinate being approximately S. 64° E., approximately 80.47 miles from the Scotch Cap lighthouse on Unimak Island (approximate latitude 54° 23' 39" N., longitude 164° 45' W.);

54° 00' N., 162° 18' 00" W.;

54° 15' 00" N., 162° 09' 00" W.;

54° 17' 30" N., 162° 08' 23" W.;

54° 20' 00" N., 162° 09' 00" W.;

54° 25' 00" N., 162° 12' 00" W.;

54° 30' 00" N., 162° 20' 30" W.;

54° 33' 30" N., 162° 30' 00" W., said coordinate being approximately N. 51° 30' W., approximately 11.04 miles from the top of Sanak Peak on Sanak Island (approximate latitude 54° 27' 51" N., longitude 162° 45' W., elevation 1,740 feet);

54° 37' 00" N., 162° 45' 00" W.;

54° 42' 00" N., 163° 00' 00" W., said coordinate being approximately N. 45° E., approximately 3.15 miles from the summit of an unnamed mountain on Unimak Island (approximate latitude 54° 40' 12" N., longitude 163° 03' 12" W., elevation 1,243 feet);

54° 45' 00" N., 163° 05' 00" W., said coordinate being approximately N. 34° 25' E., approximately 3.15 miles from the summit of an unnamed mountain on Unimak Island (approximate latitude 54° 42' 48" N., longitude 163° 07' 12" W., elevation 1,600 feet);

54° 47' 44" N., 163° 12' 00" W., said coordinate being N. 18° W., approximately 1.77 miles from the top of an unnamed hill on Unimak Island (approximate latitude 54° 46' 15" N., longitude 163° 12' W., elevation 458 feet);

54° 47' 44" N., 163° 21' 00" W., said coordinate being approximately S. 22° 30' W., approximately 2.36 miles from the top of Sentinal Peak on the Alaska Peninsula (approximate latitude 54° 49' 30" N., longitude 163° 19' 48" W., elevation 2,020 feet);

54° 49' 00" N., 163° 22' 00" W., said coordinate being approximately S. 67° W., approximately 1.57 miles from the top of Sentinal Peak on the Alaska Peninsula (approximate latitude 54° 49' 30" N., longitude 163° 19' 48" W., elevation 2,020 feet);

54° 49' 30" N., 163° 22' 00" W., said coordinate being West, approximately 1.38 miles from the top of Sentinal Peak on the Alaska Peninsula (approximate latitude 54° 49' 30" N., longitude 163° 19' 48" W., elevation 2,020 feet);

54° 51' 35" N., 163° 24' 00" W., said coordinate being approximately N. 79° W., approximately 1.77 miles from an unnamed mountain near Nichols Point on the Alaska Peninsula (approximate latitude 54° 51' 15" N., longitude 163° 21' 24" W., elevation 1,550 feet);

54° 53' 00" N., 163° 21' 40" W., said coordinate being approximately N. 09° W., approximately 1.97 miles from an unnamed mountain near Nichols Point, on the Alaska Peninsula (approximate latitude 54° 51' 15" N., longitude 163° 21' 24" W., elevation 1,550 feet);

54° 56' 00" N., 163° 22' 30" W., said coordinate being approximately N. 88° 30' W., approximately 2.56 miles from Traders Mountain on the Alaska Peninsula (approximate latitude 54° 56' N., longitude 163° 19' W., elevation 1,845 feet);

55° 02' 40" N., 163° 26' 30" W.;

55° 04' 30" N., 163° 30' 00" W.;

55° 12' 00" N., 163° 45' 00" W.;

55° 15' 40" N., 164° 00' 00" W.;

55° 15' 00" N., 164° 30' 00" W., thence to the beginning coordinate.

ALEUTIAN ISLANDS SUBUNIT (AMAK SEGMENT)

Aleutian Islands Subunit (Amak Segment) includes all lands (including submerged lands), waters and interests described in Executive Order No. 5318, dated April 7, 1930, within rhumb lines connecting the following 14 geographic coordinates;

55° 27' N., 163° 13' 30" W., said coordinate being approximately S. 41° W., approximately 1 2/5 miles from a lighthouse on Sealion Rock;

55° 29' N., 163° 13' W.;

55° 29' 50" N., 163° 11' W.;

55° 29' 40" N., 163! 10' W.;

55° 29' 10" N., 163° 08" W.;

55° 28' 10" N., 163° 06' W.;

55° 26' 45" N., 163° 05' W.;

55° 25' N., 163° 04' W., said coordinate being approximately S. 78° E., approximately 2 2/5 miles from Horizontal Control Station Amak;

55° 24' N., 163° 05' W.;

55° 23' 30" N., 163° 06' W.;

55° 23' 10" N., 163° 08' W.;

55° 23' 30" N., 163° 10' W., said coordinate being approximately S. 33° W., approximately 1 mile from Horizontal Control Station Badger;

55° 24' 20" N., 163° 12' W.;

55° 25' N., 163° 13' W., to the point of beginning.

BOGOSLOF SUBUNIT

Bogoslof Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1049, dated March 2, 1909, lying within a radius of 7 miles from Vertical Control Station 143, located at approximate latitude 53° 50' 42" N., longitude 168° 02' 00" W.

And, all other public lands, as defined by the ANILCA, in the Aleutian Islands.

Section 303 (1):

> ALASKA PENINSULA UNIT--"including the existing Simeonof and Semidi National Wildlife Refuges, the Shumagin Islands, Sutwik Island, the islands and headlands of Puale Bay, and all other public lands on islands, islets, rocks, reefs, spires and designated capes and headlands south of the Alaska Peninsula from Katmai National Park to False Pass including such offshore lands incorporated in this unit under section 1427."

The Alaska Peninsula Unit includes the following described lands:

Designated subunits:

SEMIDI SUBUNIT

Semidi Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 5858, dated June 17, 1932, between latitudes 55° 51' N. and 56° 15' N., and longitudes 156° 30' W. and 157° 00' W.

SIMEONOF SUBUNIT

Simeonof Subunit, located in the Shumagin Island Group, at approximate latitude 54° 53' N., longitude 159° 15' W., includes all lands (including submerged lands), waters and interests described in Public Land Order 1749, dated October 30, 1958, as all of Simeonof Island and its tidelands, together with all adjacent areas of water extending one mile beyond mean low water, and including any islands within said one-mile area.

Designated capes and headlands:

SEAL CAPE

Seal Cape includes all public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner of sections 7 and 18, T. 48 S., R. 59 W., Seward Meridian, at the line of mean high tide of Kuiukta Bay and Sweater Bay;

Thence on an approximate forward bearing of N. 71° W., approximately 1 1/5 miles to the most southerly point of land in section 12, T. 48 S., R. 60 W., Seward Meridian, at the line of mean high tide of Sweater Bay;

Thence northeasterly, along the line of mean high tide of Sweater Bay, approximately 5 miles to the meander corner of sections 33 and 34, T. 47 S., R. 59 W., Seward Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, approximately 3/4 mile to the ¼ section corner of sections 27 and 28, T. 47 S., R. 59 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 27, approximately 1 mile to the special meander corner of section 27, T. 47 S., R. 59 W., Seward Meridian, at the line of mean high tide of Devils Bay;

Thence on an approximate forward bearing of S. 75° E., approximately 6,400 feet, to the most westerly point of land in section 36, T. 47 S., R. 59 W., Seward Meridian, at the line of mean high tide of Devils Bay;

Thence southeasterly, along the line of mean high tide of Devils Bay approximately 1¼ miles to the most southerly point of land in section 31, T. 47 S., R. 58 W., Seward Meridian, at the line of mean high tide of the Pacific Ocean;

Thence on an approximate forward bearing of S. 14° W., approximately 1 3/10 miles to the most easterly point of land in section 7, T. 48 S., R. 58 W., Seward Meridian, at the line of mean high tide of the Pacific Ocean;

Thence southwesterly, southeasterly, southwesterly, southeasterly, southwesterly and westerly, along the line of mean high tide of the Pacific Ocean, approximately 4⅓ miles to the most southwestern portion of section 25, T. 48 S., R. 59 W., Seward Meridian, at the line of mean high tide of Seal Bay;

Thence on an approximate forward bearing of S. 69° 30' W approximately 2 3/4 miles to the most southern point of land point in the east ½ of section 33, T. 48 S., R. 59 W., Seward Meridian, at the line of mean high tide of the Pacific Ocean and Seal Bay;

Thence northwesterly, southwesterly and northwesterly, approximately 5 miles to the meander corner of sections 7 and 18, T. 48 S., R. 59 W., Seward Meridian, at the line of mean high tide of Kuiukta Bay and Sweater Bay, the place of beginning.

NOTE: The headlands in Puale Bay (North Point, Cape Aklek and at Vertical Bench Mark Oil Triangle) are also included in the Becharof National Wildlife Refuge, and have been described within the exterior boundary of that refuge.

And, all public lands, as defined by the ANILCA, on the Shumagin Islands, Sutwik Island and on all other named and unnamed islands, islets, rocks, reefs and spires south of the Alaska Peninsula. It is the intent of this description to include all such public lands occurring within all arms, bays, bights, coves, entrances, gulfs, harbors, inlets, lagoons, passages, passes, ports, sounds and straits, but not to include lands inland of the mouths of rivers or lakes on the mainland of Alaska.

Section 303 (1):

> GULF OF ALASKA UNIT--"including the existing Forrester Island, Hazy Islands, Saint Lazaria and Tuxedni National Wildlife Refuges, the Barren Islands, Latax Rocks, Harbor Island, Pye and Chiswell Islands, Ragged, Natoa, Chat, Chavel, Granite and Middleton Islands, the Trinity Islands, all named and unnamed islands, islets, rocks, reefs, spires, and whatever submerged lands, if any, were retained in Federal ownership at the time of statehood surrounding Kodiak and Afognak Islands and all other such public lands on islands, islets, rocks, reefs, spires and designated capes and headlands within the the Gulf of Alaska, but excluding such lands within existing units of the National Park System, Nuka Island and lands within the National Forest System except as provided in section 1427 of this Act."

The Gulf of Alaska Unit includes the following described lands:

Designated subunits:

FORRESTER ISLAND SUBUNIT

Forrester Island Subunit includes all lands (including submerged lands) waters and interests described in Executive Order No. 1458, dated January 11, 1912, spires within: (a) North Segment--the rhumb lines connecting the following 6 geographic coordinates;

55° 02' 00" N., 133° 30' 00" W.;

55° 01' 45" N., 133° 31' 00" W.;

55° 00' 50" N., 133° 30' 30" W.;

55° 00' 15" N., 133° 29' 00" W.;

55° 00' 25" N., 133° 28' 00" W.;

55° 01' 30" N., 133° 28' 30" W., to the point of beginning; and,

(b) South Segment--the rhumb lines connecting the following 15 geographic coordinates:

54° 51' 30" N., 133° 35' 00" W., said coordinate being approximately N. 46° W., approximately 2 miles from Horizontal Control Station North located on Cape Horn Rocks;

54° 50' 00" N., 133° 35' 23" W.;

54° 48' 00" N., 133° 34' 36" W., said coordinate being approximately N. 84° 30' W., approximately 2 miles from the top located near the center of Forrester Island, approximate elevation 1,340 feet;

54° 46' 00" N., 133° 33' 23" W., said coordinate being approximately S. 89° W., approximately 1 3/10 miles from the top of a hill in the southern portion of Forrester Island, approximate elevation 270 feet;

54° 45' 00" N., 133 32' 26" W., said coordinate being approximately 1 3/10 miles from the Horizontal Control Station South, located on a group of rocks off the southern shore of Forrester Island;

54° 44' 00" N., 133° 30' 00" W.;

54° 44' 09" N., 133° 29' 09" W.;

54° 45' 00" N., 133° 28' 35" W., said coordinate being approximately S. 80° E., approximately 1 1/5 miles from Horizontal Control Station Petrel, located in the southern portion of Petrel Island;

54° 47' 13" N., 133° 29' 17" W.;

54° 50' 00" N., 133° 29' 17 W., said coordinate being approximately S. 81° E., approximately 1 7/10 miles from Horizontal Control Station Forrester, located in the northern portion of Forrester Island;

54° 52' 00" N., 133° 30' 00" W., said coordinate being approximately N. 66° E., approximately 1 2/5 miles from the most eastern point of Laurie Island;

54° 33' 00" N., 133° 31' 00" W.;

54° 53' 39" N., 133° 32' 00" W.;

54° 53' 39" N., 133° 33' 00" W.;

54° 53' 00" N., 133° 34' 20" W., to the point of beginning.

HAZY ISLANDS SUBUNIT

Hazy Islands Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1459, dated January 11, 1912, within rhumb lines connecting the following 12 geographic coordinates:

55° 53' 30" N., 134° 36' W., said point being approximately N. 84° W., approximately 1 mile from Horizontal Control Station Hazy, located on the most northern island of the Subunit.

55° 53' 00" N., 134° 37' 50" W., said point being approximately S. 80° 30' W., approximately 1 mile from Horizontal Control Station Big, located on Big Hazy Islet;

55° 52' 00" N., 134° 36' 50" W.;

55° 51' 20" N., 134° 35' 25" W.;

55° 51' 20" N., 134° 34' 35" W.;

55° 51' 40" N., 134° 33' 17" W.; said point being approximately S. 85° E., approximately 1 mile from Horizontal Control Station Reef, located on the most southern island of the Subunit;

55° 52' 10" N., 134° 32' 35" W., said point being approximately N. 89° 30' E., approximately 1 1/10 miles from Horizontal Control Station Dome, located on the most eastern island of the Subunit;

55° 52' 40" N., 134° 32' 52" W.;

55° 53' 10" N., 134° 34' W.;

55° 54' 09" N., 134° 35' W.;

55° 54' 32" N., 134° 36' W.;

55° 54' 00" N., 134° 38' W.;

Thence to the point of beginning.

SAINT LAZARIA SUBUNIT

Saint Lazaria Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1040, dated February 27, 1909, within rhumb lines connecting the following 10 geographic coordinates;

56° 59' 30" N., 135° 43' W.;

56° 59' 20" N., 135° 43' 35" W.;

56° 59' 10" N., 135° 43' 43" W.;

56° 59' 00" N., 135° 43' 35" W.;

56° 58' 50" N., 135° 43' 35" W.;

56° 58' 50" N., 135° 42' 00" W.;

56° 59' 00" N., 139° 41' 30" W.;

56° 59' 10" N., 139" 41' 20" W.;

56° 59' 20" N., 139° 41' 20" W.;

56° 59' 30" N., 135° 42' 00" W.; to the point of beginning.

TUXEDNI SUBUNIT

Tuxedni Subunit includes all lands (including submerged lands), waters and interests described in Executive Order No. 1039, dated February 27, 1909, within rhumb lines connecting the following 17 geographic coordinates;

60° 11' 27" N., 152° 44' 42" W., said coordinate being a point dividing Lake Clark National Park and Preserve and said Subunit;

60° 13' 36" N., 152° 44' 42" W.;

60° 13' 30" N., 152° 44' 00" W.;

60° 13' 54" N., 152° 42' 00" W.;

60° 13' 24" N., 152° 39' 06" W.;

60° 12' 30" N., 152° 36' 00" W.;

60° 11' 05" N., 152° 33' 00" W.;

60° 08' 30" N., 152° 30' 00" W.; said coordinate being approximately S. 76° E., approximately 1 3/5 miles from the southeastern shore of Duck Island;

60° 06' 18" N., 152° 29' 30" W.;

60° 05' 12" N., 152° 30' 00" W.;

60° 04' 36" N., 152° 30' 48" W., said coordinate being approximately S. 52° E., approximately 4 3/20 miles from a lighthouse in the southern portion of section 16, T. 1 S., R. 19 W. Seward Meridian;

60° 04' 06" N., 152° 32' 00" W.;

60° 04' 24" N., 152° 33' 00" W.;

60° 06' 18" N., 152° 36' 00" W., said coordinate being approximately S. 89° W., approximately 1 1/10 miles from a hill in the west half of section 9, T. 1 S., R. 19 W., Seward Meridian, approximate elevation 609 feet;

60° 08' 30" N., 152° 39' 00" W.;

60° 09' 30" N., 152° 39' 54" W.;

60° 10' 21" N., 152° 40' 54" W., to the point of beginning.

Submerged lands surrounding Kodiak and Afognak Islands, retained at the time of statehood:

AFOGNAK ISLAND

Afognak Island includes all public land, as defined by the ANILCA, on islands, islets, rocks, reefs and spires together with all water and submerged land, described in Proclamation No. 39, dated December 24, 1892, encompassed in the following described boundary:

Beginning at a point located at the intersection of arcs drawn with 3 nautical mile radii from Rocky Island and Green Island, which point is at approximate latitude 58° 32' 15" N., longitude 152° 46' 30" W.;

Thence southwesterly, along a line 3 nautical miles seaward of the salient points on the westerly side of Afognak Island, closing Foul Bay and Paramanof Bay, (using as headlands Black Cape on the north and Cape Paramanof on the south), and closing Malina Bay, to a point located at the intersection of arcs drawn with 3 nautical mile radii from triangulation Station NUN and the most northerly point on Raspberry Island, which point is at approximate latitude 58° 11' 45" N., longitude 153° 18' 45" W.;

Thence southeasterly, along a median line through the main channel of Raspberry Narrows and Afognak Strait to a point located at the intersection of arcs drawn with 3 nautical mile radii from Hog Island and Treeless Island, which point is at approximate latitude 57° 58' 30" N., longitude 152° 36' 35" W.;

Thence northeasterly, along a line 3 nautical miles seaward of the salient points on the southeasterly side of Afognak Island, closing Afognak Bay, Kazakof Bay, Duck Bay and Izhut Bay to a point located at the intersection of arcs drawn with 3 mile radii from Marmot Island and Afognak Island south of King Cove, which point is at approximate latitude 58° 09' 00" N., longitude 151° 57' 50" W.;

Thence northerly, along a median line through Marmot Strait to a point located equidistant from Marmot Island, Sealion Rocks and Tonki Cape Peninsula, which point is at approximate latitude 58° 18' 30" N., longitude 151° 52' 45" W.;

Thence easterly, along a median line between Sealion Rocks and Marmot Island to a point located at the intersection of arcs drawn with 3 nautical mile radii from Marmot Island and Sealion Rocks, which point is at approximate latitude 58° 18' 20" N., longitude 151° 45' 00" W.;

Thence northerly and westerly, along a line 3 nautical miles seaward of the salient points around the easterly and northerly shores of Sealion Rocks to a point located at the intersection of arcs drawn with 3 nautical mile radii from Sealion Rocks and Tonki Cape, which point is at approximate latitude 58° 22' 25" N., longitude 151° 53' 15" W.;

Thence northwesterly, along a line 3 nautical miles seaward of the salient points on the northeasterly side of Afognak Island, closing Tonki Bay and Seal Bay to a point located at the intersection of arcs drawn with 3 nautical mile radii from Seal Islands and Sea Otter Island, which point is at approximate latitude 58° 28' 15" N., longitude 152° 11' 30" W.;

Thence northeasterly, northerly and westerly, along a line 3 nautical miles seaward of the salient points around the southerly, easterly and northerly shores of Sea Otter Island to a point located at the intersection of arcs drawn with 3 nautical mile radii from Sea Otter Island and Shuyak Island, which point is at approximate latitude 58° 34' 30" N., longitude 152° 14' 45" W.;

Thence southerly, along a median line between Sea Otter Island and Shuyak Island to a point located equidistant from Sea Otter Island, Shuyak Island and the northernmost of the Seal Islands, which point is at approximate latitude 58° 29' 45" N., longitude 152° 17' 30" W.;

Thence southwesterly and northwesterly, along a median line through Shuyak Strait to the point of beginning.

KARLUK

Karluk includes all water and submerged lands as described in Public Land Order 128, dated June 19, 1943, encompassed in following described boundary:

Beginning at the end of a point of land on the shore of Shelikof Strait on Kodiak Island, said point being about 1¼ miles east of Rocky Point, at approximate latitude 57° 39' 40" N., longitude 154° 12' 20" W.;

Thence due North, 3,000 feet from the shoreline at mean low tide;

Thence southwesterly, along a line parallel to and 3,000 feet distant from the shoreline at mean low tide to a point due West of the confluence of the north shore of Sturgeon River with the east shore of Shelikof Strait;

Thence due East, 3,000 feet to the confluence of the north shore of Sturgeon River with the east shore of Shelikof Strait at mean high tide;

Thence northeasterly, following the easterly shore of Shelikof Strait along the line of mean high tide to the place of beginning.

WOMENS BAY

Womens Bay includes all water and submerged lands, described in Public Land Order 1182, dated July 7, 1955, encompassed in the following described boundary:

Beginning at point 9 of the perimeter survey of U.S. Survey No. 2539, which point is at the intersection of mean high tide on the south side of Middle Bay with the upland of Kodiak Island;

Thence N. 40° 36' E., 198.64 chains, to point 10 of U.S. Survey No. 2539;

Thence North, 184.55 chains, to point 11 of U.S. Survey No. 2539;

Thence N. 5° 05' 30" W., 259.70 chains, to point 12, of U.S. Survey No. 2539, which is the intersection of the mean high tide on the northerly side of Chiniak Bay with the upland of Kodiak Island;

Thence southwesterly northwesterly, northeasterly, southerly, southeasterly, along the line of mean high tide of Chiniak Bay, Womens Bay and Middle Bay to the point of beginning.

And, all other such public lands, as defined by the ANILCA, on the Barren Islands, Latax Rocks, Harbor Island, Pye and Chiswell Islands, Ragged, Natos, Chat, Chevel, Granite and Middleton Islands, the Trinity Islands and all other named and unnamed islands, islets, rocks, reefs and spires in the Gulf of Alaska. It is the intent of this description to include all such public lands occurring within all arms, bays, bights, coves, entrances, gulfs, harbors, inlets, lagoons, passages, passes, ports, sounds and straits, but not to include lands inland of the mouths of rivers or lakes on the mainland of Alaska or such public lands on Nuka Island or that are part of the Katmai National Park and Preserve, Glacier Bay National Park and Preserve and the Chugach and Tongass National Forests (except as provided by Section 1427).

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE ALASKA MARITIME NATIONAL WILDLIFE REFUGE:

Wilderness areas established by P.L. 96-487, December 2, 1980:

Section 702 (1):

> "Aleutian Islands Wilderness of approximately one million three hundred thousand acres as generally depicted on a map entitled "Aleutian Islands Wilderness", dated October 1978."

This unit (in 2 segments) is described as follows:

ALEUTIAN ISLANDS SEGMENT

The Aleutian Islands Wilderness (Aleutian Islands Segment) includes all described in Executive Order No. 1733, dated March 3, 1913, above the mean high tide on islands, islets, rocks, reefs, and spires within rhumb lines connecting the following 97 geographic coordinates;

55° 13' 00" N., 165° 00' W., said coordinate being approximately N. 4° 45' W., approximately 41.81 miles from Cape Sarichef lighthouse on Unimak Island (approximate latitude 54° 36' N., longitude 164° 54' W.);

55° 03' 00" N., 166° 00' W., said coordinate being approximately N. 10° 15' W., approximately 63.90 miles from the Akutan Harbor lighthouse on Akutan Island (approximate latitude 54° 09' N., longitude 165° 57' W.);

54° 50' 30" N., 167° 00' W., said coordinate being approximately N. 21° 45' W., approximately 67.06 miles from the Dutch Harbor lighthouse on Amaknak Island (approximate latitude 53° 54' N., longitude 166° 31' W.);

54° 35' 00" N., 168° 00' W.;

54° 14' 00" N., 169° 00' W.;

54° 00' N., 170° 00' W., said coordinate being approximately N. 45° 25' W., approximately 81.27 miles from the summit of Mt. Vsevidof on Unimak Island (approximate latitude 53° 07' 30" N., longitude 168° 41' 30" W., elevation 6,600 feet);

53° 53' 00" N., 171° 00' W.;

53° 42' 00" N., 172° 00' W., said coordinate being approximately N. 10° 50' E., approximately 97.83 miles from the top of Pyre Peak on Seguam Island (approximate latitude 52° 18' 45" N., longitude 172° 30' 30" W., elevation 3,458 feet);

53° 32' 00" N., 173° 00' W.;

53° 21' 00" N., 173° 42' 00" W.;

53° 12' 00" N., 174° 00' W.;

53° 08' 00" N., 174° 18' 00" W.;

53° 02' 30" N., 175° 00' W.;

52° 58' 00" N., 175° 30' 00" W.;

52° 54' 30" N., 176° 00' W.;

52° 51' 00" N., 176° 36' W.;

52° 52' 00" N., 177° 00' W., said coordinate being approximately N. 7° 30' W., approximately 65.48 miles from the summit of Mt. Moffett on Adak Island (approximate latitude 51° 51' 03" N., longitude 177° 45' W., elevation 3,924 feet);

52° 54' 00" N., 178° 00' W.;

52° 56' 00" N., 178° 42' 00" W.;

52° 55' 50" N., 179° 00' W., said coordinate being approximately N. 21° 10' W., approximately 79.68 miles from the summit of Mt. Gareloi on Gareloi Island (approximate latitude 51° 47' 21" N., longitude 178° 47' 30" W., elevation 5,160 feet);

52° 55' 00" N., 179° 30' 00" W.;

52° 56' 00" N., 180° 00';

52° 58' 00" N., 179° 30' 00" E.;

53° 01' 00" N., 179° 00' E., said coordinate being approximately N. 23° 50' W., approximately 75.74 miles from the top of Anvil Peak on Semisopochnoi Island (approximate latitude 51° 59' 15" N., longitude 179° 36' 30" E., elevation 4,007 feet);

53° 04' 30" N., 178° 00' E.;

53° 05' 30" N., 177° 36' E.;

53° 13' 00" N., 177° 00' E.;

53° 21' 00" N., 176° 18' 30" E.;

53° 24' 00" N., 176° 00' E., said coordinate being approxmately N. 01° 20' E., approximately 72.58 miles from Vertical Control Station 2152 on Buldir Island (approximate latitude 52° 21' N., longitude 175° 55' E.);

53° 25' 00" N., 175° 12' 00" E.;

53° 25' 00" N., 175° 00' E.;

53° 27' 00" N., 174° 30' 00" E.;

53° 30' 00" N., 174° 00' E.;

53° 30' 30" N., 173° 42' 00" E.;

53° 30' 00" N., 173° 30' 00" E.;

53° 26' 00" N., 173° 00' E., said coordinate being approximately N. 29° 45' E., approximately 41.02 miles from Vertical Control Station 2217 on Attu Island (approximate latitude 52° 55' 30" N., longitude 172° 31' 30" E.);

53° 19' 00" N., 172° 24" E.;

53° 06' 00" N., 172° 00' E.;

52° 55' 00" N., 171° 48' 00" E., said coordinate being West, approximately 29.98 miles from Vertical Control Station 2217 on Attu Island (approximate latitude 52° 55' 30" N., longitude 172° 31' 30" E.);

52° 35' 00" N., 171° 42' 00" E.;

52° 12' 00" N., 171° 42' 00" E., said coordinate being approximately S. 36° W., approximately 76.53 miles from Vertical Control Station 2217 on Attu Island (approximate latitude 52° 55' 30" N., longitude 172° 31' 30" E.);

52° 00' N., 171° 48' 00" E.;

51° 50' 00" N., 172° 00' E.;

51° 40' 00" N., 172° 24' 00" E.;

51° 29' 00" N., 173° 00' E.;

51° 20' 00" N., 174° 00' E.;

51° 10' 00" N., 175° 00' E.;

51° 00' N., 175° 41' 00" E., said coordinate being approximately S. 04° 35' W., approximately 93.89 miles from Vertical Control Station 2152 on Buldir Island (approximate latitude 52° 21' N., longitude 175° 55' E.);

50° 54' 00" N., 176° 00' E.;

50° 47' 00" N., 176° 36' 00" E.;

50° 46' 00" N., 177° 00' E.;

50° 45' 00" N., 178° 00' E.;

50° 41' 00" N., 179° 00' E.;

50° 38' 30" N., 179° 30' 00" E.;

50° 40' 00" N., 180° 00', said coordinate being approximately S. 24° 50' E., approximately 86.79 miles from the top of Sugarloaf Peak on Semisopochnai Island (approximate latitude 51° 53' 39" N., longitude 179° 38' 14" E., elevation 2,800 feet);

50° 40' 00" N., 179° 00' W.;

50° 40' 00" N., 178° 00' W.; said coordinate being approximately S. 30° E., approximately 85.21 miles from the summit of Mt. Gareloi on Gareloi Island (approximate latitude 51° 47' 21" N., longitude 178° 47' 30" W., elevation 5,160 feet);

50° 37' 00" N., 177° 00' W.;

50° 36' 00" N., 176° 00' W.;

50° 36' 00" N., 175° 34' W.;

50° 41' 00" N., 175° 00' W.;

50° 55' 00" N., 174° 00' W.;

51° 10' 00" N., 173° 00' W., said coordinate being approximately S. 14° W., approximately 82.05 miles from the top of Pine Peak on Seguam Island (approximate latitude 52° 18' 45" N., longitude 172° 30' 30" W., elevation 3,458 feet);

51° 29' 00" N., 172° 00' W.;

51° 45' 00" N., 171° 00' W.;

51° 50' 00" N., 170° 00' W.;

51° 55' 00" N., 169° 00' W., said coordinate being approximately S. 04° 40' W., approximately 84.42 miles from the summit of Mt. Vsevidof on Umnak Island (approximate latitude 53° 07' 30" N., longitude 168° 41' 30" W., elevation 6,600 feet);

52° 05' 00" N., 168° 00' W., said coordinate being approximately S. 12° 20' W., approximately 83.63 miles from the summit of Mt. Tom Tum on Unalaska Island (approximate latitude 53° 16' N., longitude 167° 38' 12" W., elevation 1,960 feet);

52° 09' 00" N., 167° 00' W.;

52° 28' 00" N., 166° 00' W.;

52° 44' 00" N., 165° 18' 00" W.;

52° 54' 00" N., 165° 00' W., said coordinate being approximately S. 01° 30' E., approximately 81.26 miles from Horizontal Control Station Bridge on Tigalda Island (approximate latitude 54° 03' 54" N., longitude 165° 02' 24" W.);

53° 09' 00" N., 164° 36' 00" W.;

53° 25' 00" N., 164° 00' W.;

53° 51' 00" N., 163° 00' W., said coordinate being approximately S. 64° E., approximately 80.47 miles from the Scotch Cap lighthouse on Unimak Island (approximate latitude 54° 23' 39" N., longitude 164° 45' W.);

54° 00' N., 162° 18' 00" W.;

54° 15' 00" N., 162° 09' 00" W.;

54° 17' 30" N., 162° 08' 23" W.;

54° 20' 00" N., 162° 09' 00" W.;

54° 25' 00" N., 162° 12' 00" W.;

54° 30' 00" N., 162° 20' 30" W.;

54° 33' 30" N., 162° 30' 00" W., said coordinate being approximately N. 51° 30' E., approximately 11.04 miles from the top of Sanak Peak on Sanak Island (approximate latitude 54° 27' 51" N., longitude 162° 45' W., elevation 1,740 feet);

54° 37' 00" N., 162° 45' 00" W.;

54° 42' 00" N., 163° 00' 00" W., said coordinate being approximately N. 45° E., approximately 3.15 miles from the summit of an unnamed mountain on Unimak Island (approximate latitude 54° 40' 12" N., longitude 163° 03' 12" W., elevation 1,243 feet);

54° 45' 00" N., 163° 05' 00" W., said coordinate being approximately N. 34° 25' E., approximately 3.15 miles from the summit of an unnamed mountain on Unimak Island (approximate latitude 54° 42' 48" N., longitude 163° 07' 12" W., elevation 1,600 feet);

54° 47' 44" N., 163° 12' 00" W., said coordinate being N. 18° W., approximately 1.77 miles from the top of an unnamed hill on Unimak Island (approximate latitude 54° 46' 15" N., longitude 163° 21' W., elevation 458 feet);

54° 47' 44" N., 163° 21' 00" W., said coordinate being approximately S. 22° 30' W., approximately 2.36 miles from the top of Sentinal Peak on the Alaska Peninsula (approximate latitude 54° 49' 30" N., longitude 163° 19' 48" W., elevation 2,020 feet);

54° 49' 00" N., 163° 22' 00" W., said coordinate being approximately S. 67° W., approximately 1.57 miles from the top of Sentinal Peak on the Alaska Peninsula (approximate latitude 54° 49' 30" N., longitude 163° 19' 48" W., elevation 2,020 feet);

54° 49' 30" N., 163° 22' 00" W., said coordinate being West, approximately 1.38 miles from the top of Sentinal Peak on the Alaska Peninsula (approximate latitude 54° 49' 30" N., longitude 163° 19' 48" W., elevation 2,020 feet);

54° 51' 35" N., 163° 24' 00" W., said coordinate being approximately N. 79° W., approximately 1.77 miles from an unnamed mountain near Nichols Point on the Alaska Peninsula (approximate latitude 54° 51' 15" N., longitude 163° 21' 24" W., elevation 1,550 feet);

54° 53' 00" N., 163° 21' 40" W., said coordinate being approximately N. 09° W., approximately 1.97 miles from an unnamed mountain near Nichols Point, on the Alaska Peninsula (approximate latitude 54° 51' 15" N., longitude 163° 21' 24" W., elevation 1,550 feet);

54° 56' 00" N., 163° 22' 30" W., said coordinate being approximately N. 88° 30' W., approximately 2.56 miles from Traders Mountain on the Alaska Peninsula (approximate latitude 54° 56' N., longitude 163° 19' W., elevation 1,845 feet);

55° 02' 40" N., 163° 26' 30" W.;

55° 04' 30" N., 163° 30' 00" W.;

55° 12' 00" N., 163° 45' 00" W.;

55° 15' 40" N., 164° 00' 00" W.;

55° 15' 00" N., 164° 30' 00" W., thence to the beginning coordinate.

The following lands are not included in the Aleutian Islands Wilderness:

Akun Island, the entire island, above the line of mean high tide (approximate latitude 54° 12' N., longitude 165° 30' W.);

Akutan Island, the entire island, above the line of mean high tide (approximate latitude 54° 09' N., longitude 166° 00' W.);

Sanak Island, the entire island, above the line of mean high tide (approximate latitude 54° 25' N., longitude 162° 42' W.);

Tigalda Island, the entire island, above the line of mean high tide (approximate latitude 54° 06' N., longitude 165° 04' W.);

Unmak Island, the entire island, above the line of mean high tide (approximate latitude 53° 12' N., longitude 168° 30' W.);

Unalaska Island, the entire island, above the line of mean high tide (approximate latitude 53° 45' N., longitude 166° 45' W.);

Sedanka Island, the entire island, above the line of mean high tide (approximate latitude 53° 45' N., longitude 166° 14' W.);

Amaknak Island, the entire island, above the line of mean high tide (approximate latitude 53° 55' 30" N., longitude 166° 32' W.);

Shemya Island, the entire island, above the line of mean high tide (approximate latitude 52° 43' 40" N., longitude 174° 06" E.);

Attu Island, beginning at a point northeast of Krasni Point at the line of mean high tide, where a stream empties into the Pacific Ocean at approximate latitude 52° 47' 43" N., longitude 173° 08' 50" E.;

Thence upstream in a west-northwest direction, following the right branch to the 250-foot contour level;

Thence northeasterly, northerly and northwesterly, along the 250-foot contour to the intersection of the 250-foot contour and an unnamed stream at approximate latitude 52° 49' 07" N., longitude 173° 09' 12" E.;

Thence upstream in a west and southwest direction, to the 1,000-foot contour at approximate latitude 52° 48' 57" N., longitude 173° 08' 52" E.;

Thence northwesterly, along the 1,000-foot contour to the termination of the most westerly branch of Kingfisher Creek at approximately latitude 52° 49' 24" N., longitude 173° 07' 33" E;

Thence due North approximately 1,650 feet to the top of Lookout Hill, at approximate latitude 52° 49' 38" N., longitude 173° 07' 33" E.;

Thence north-northwesterly, approximately about 4,800 feet to the junction of Peaceful River and Angel Creek at approximate latitude 52° 50' 26" N., longitude 173° 07' 55" E.;

Thence northeasterly, approximately about 5,000 feet to the termination of the first right branch stream of Peaceful River, at approximate latitude 52° 50' 53" N., longitude 173° 09' 02" E.;

Thence along this branch downstream in an easterly direction, approximately 920 feet to the intersection with the 500-foot contour level;

Thence along the 500-foot contour easterly, northerly, and northwesterly, around Terrible Mountain, through Zwinge Valley and around Black Mountain to a point which is 200 feet from the Jarmin Pass Road at approximate latitude 52° 53' 18" N., longitude 173° 08' 21" E.;

Thence parallel to and 200 feet from the centerline of Jarmin Pass Road on the east, the north side of which passes through O'Donnell Valley to Addison Valley which ends in the West Arm of Holtz Bay, to the intersection of the road and Addison Creek, at approximate latitude 52° 55' 18" N., longitude 173° 07' 41" E.;

Thence down Addison Creek, approximately 400 feet;

Thence southerly and easterly along a line parallel to and 200 feet from the centerline of the road through O'Donnell Valley and Jarmin Pass to a point which lies about 300 feet from the road entering the World War II storage tunnel, at approximate latitude 52° 53' 11" N.;

Thence northeasterly, parallel to and 300 feet from the storage tunnel to the first branch of Bassett Creek;

Thence along this branch downstream into the main Bassett Creek, to a point that lies approximately 400 feet west of the Chichagof Harbor Road at approximate latitude 52° 53' 13" N., longitude 173° 12' 18" E.;

Thence along a line parallel to and 300 feet from the centerline of Chichagof Harbor Road on the northwest and westerly side, to a point and at the southern boundary of a small unnamed lake, at approximate latitude 52° 56' 14" N., longitude 173° 14' 34" E., which lies approximately 1,700 feet southwest of the Chichagof Point;

Thence due North, approximately 2,700 feet to a point at the line of mean high tide, on the Bering Sea shoreline, at approximate latitude 52° 56' 39" N., longitude 173° 14' 34" E.;

Thence easterly and southerly, along the line of mean high tide around Chichagof Point and Chichagof Harbor, and easterly, along Chichagof Beach to a point at the intersection of a stream from Lake Canirco and Chichagof Harbor at approximate latitude 52° 55' 31" N.;

Thence southerly, along this stream to the north end of Lake Canirco;

Thence along the northwest and western shoreline of Lake Canirco, the stream entering the southwest corner of the lake;

Thence along the left bank of this stream, to the north end of Lake Cories;

Thence along the northwest shoreline of Lake Cories, to a point at the southwest corner of the Lake;

Thence southeast, approximately 200 feet to a point approximately 300 feet from the centerline of the Chichagof Harbor road;

Thence southwesterly, parallel to an 300 feet from the centerline of the road, to a point where the line intersects the left branch of the stream entering Lake Nicholas, at approximate latitude 52° 53' 30" N., longitude 173° 12' 18" E.;

Thence southwesterly, approximately 900 feet to a small promontory and benchmark at approximate latitude 52° 53' 07" N., longitude 173° 11' 28" E.;

Thence due South, approximately 300 feet to the 500-foot contour;

Thence southeasterly, along the 500-foot contour on the south side of Gilbert Ridge, to and around the old military post at Alexai Point, past Alexai Creek to the intersection of the 500-foot contour and a left branch of a small stream which enters Massacre Bay at Hidalgo Beach;

Thence downstream in a southeasterly direction, to the intersection of the stream and Massacre Bay at the line of mean high tide, at approximate latitude 52° 49' 53" N.;

Thence westerly and southerly, along the line of mean high tide of Massacre Bay to Alexai Point;

Thence northwesterly, northerly and northwesterly, around Alexai Point and along the base of Gilbert Ridge to Massacre Beach;

Thence southwesterly, along the line of mean high tide of Massacre Beach to and through Navy Cove;

Thence easterly and westerly, around Loaf Island and the spit connecting said island to the main island;

Thence south-southwesterly, past Barbara Point to Casco Point;

Thence northerly, westerly, southerly, southeasterly and northeasterly, along the line of mean high tide of Casco Point, Casco Beach, and Casco Cove to the point reaching into Casco Cove, which is just south of Casco Point;

Thence south-southeasterly, the line of mean high tide, along to Murder Point which at mean high tide is connected to Loaf Island;

Thence westerly, to the beginning point.

Kiska Island Beginning at an approximate point, latitude 51° 57' 32" N., longitude 177° 32' 30" E., at the line of mean high tide in the southwestern corner of Kiska Harbor;

Thence due South, approximately 950 feet to the 250-foot contour;

Thence westerly and easterly, along the 250-foot contour around the drainage in the southwestern section of Kiska Harbor;

Thence northerly, westerly, easterly and northeasterly, along the 250-foot contour around the drainage system for Trout Lagoon, except where the road arises above this level, when the northern edge of the road is followed;

Thence along the 250-foot contour, to the intersection of this contour and the most southerly branch of the stream draining the northwestern land area of Kiska Harbor, at approximate latitude 51° 59' 12" N., longitude 177° 32' 15" E.;

Thence westerly and northwesterly, along this stream and its right-hand branch to a point at approximate latitude 51° 59' 24" N., longitude 177° 31' 33" E.;

Thence due North, approximately 1,400 feet to a peak, approximate elevation 455 feet;

Thence due East, approximately 4,900 feet to a point on the mean high tide line of Salmon Lagoon, approximately 270 feet south of a stream emptying into the westernmost end of Salmon Lagoon;

Thence southeasterly, easterly, and northeasterly, along the line of mean high tide along the south shoreline of Salmon Lagoon to a point where the waters of Salmon Lagoon and the Pacific Ocean meet, at approximate latitude 51° 59' 52" N., longitude 177° 34' 20" E.;

Thence South, along the line of mean high tide to North Head and around the shoreline of Kiska Harbor to the point of beginning.

Amchitka Island

Tract A That land, above mean high tide on Amchitka Island, east of a line beginning at the mouth of a stream which empties into Landslide Cove, Bering Sea, at approximate latitude 51° 34' 20" N., longitude 178° 59' 25" E.;

Thence upstream in a southwesterly direction, to the unnamed lake at the head of the stream;

Thence around the southern shore of said unnamed lake;

Thence due West, to the Infantry Road;

Thence westerly, along said road for approximately 3/4 mile;

Thence southerly, around the eastern shore of the unnamed lake adjacent to the Infantry Road;

Thence downstream along the stream draining the unnamed lake, in a southerly direction, to the intersection of the stream and the Pacific Ocean, at approximate latitude 51° 32' 40" N., longitude 178° 57' 00" E.;

Tract B That land, above mean high tide on Amchitka Island, west of a line beginning at the mouth of the stream which empties into the Bering Sea, at approximate latitude 51° 38' 29" N., longitude 178° 42' 32" E.;

Thence upstream in a southwesterly direction, to the head of that draw;

Thence due South, following the draw of an intermittent stream to its intersection with the Pacific Ocean, at approximate latitude 51° 36' 34" N., longitude 178° 41' 26" E.;

Tract C That land on Amchitka Island lying within a radius of one-half mile from the peak of a hill, approximate elevation 1,160 feet, located at approximate latitude 51° 36' 23" N., longitude 178° 48' 40" E.;

Tract D That land on Amchitka Island within a 100-foot corridor on each side of the Infantry Road which bisects the island and connects above 3 tracts.

Ogliuga Island Beginning at a point on the northern coastline, where an unnamed stream empties into the Bering Sea, at approximate latitude 51° 36' 32" N., longitude 178° 39' 35" W.;

Thence upstream in a southeasterly direction, to the drainage ditch draining an abandoned airfield;

Thence southwesterly, approximately 300 feet along the northwest edge of said drainage ditch to its termination;

Thence due South, approximately 350 feet to the southwestern end of a drainage ditch that parallels the southeastern side of the airfield;

Thence northeasterly, along the southeast edge of the drainage ditch and runway where the drainage ditch terminates, to the most southerly road that serves the eastern portion of the island;

Thence easterly, along the southern edge of this road to its termination, at approximate latitude 51° 36' 30" N., longitude 178° 36' 55" W.;

Thence due North, approximately 320 feet to the line of mean high tide on the northern coastline, at approximate latitude 51° 36' 32" N., longitude 178° 36' 55" W.

Thence westerly, along the line of mean high tide, of the coast to the point of beginning.

Tanaga Island Beginning at a point southeast of Cape Amagalik, at the line of mean high tide, at approximate latitude 51° 39' 55" N., longitude 178° 05' 27" W.;

Thence due North, approximately 800 feet to a point just north and west of the World War II radar tower;

Thence east-northeasterly, along the northern boundary of the old military road connecting the radar tower area with the abandoned airfield, to the stream draining the northwest side of the runway, at approximate latitude 51° 40' 26" N., longitude 173° 03' 40" W.;

Thence upstream in a north-northeasterly direction, to and paralleling the northwest side of the abandoned airfield to a point approximately 500 feet north of the airfield, at approximate latitude 51° 41' 36" N., longitude 178° 02' 27" W.;

Thence due South, to a point on Lash Bay at the line of mean high tide, at approximate latitude 51° 40' 22 " N., longitude 178° 02' 27" W.;

Thence westerly, along the line of mean high tide of the coast to the point of beginning.

Adak Island That part of the island east of the Bay of Islands and north of latitude 51° 47' 15" N.

Great Sitkin Island Beginning at a point on the shoreline at the bottom of the ridge west of Fox Creek, at approximate latitude 51° 59' 53" N.;

Thence uphill due West, to the 200-foot contour;

Thence northerly, easterly and southerly, along the 200-foot contour around the Fox Creek drainage;

Thence easterly, along the 200-foot contour around the ridge separating Fox Creek and Little Fox Creek;

Thence northerly, easterly and southerly, along on the 200-foot contour around the Little Fox Creek drainage;

Thence southerly, along the base of the bluff facing Sand Bay toward Zaliva Point to a midway point at approximate latitude 51° 59' 00" N., longitude 176° 05' 40" W.;

Thence due West, approximately 200 yards to the line of mean high tide, at approximate latitude 51° 59' 00" N., longitude 176° 05' 55" W.;

Thence northerly and northwesterly, along the line of mean high tide to the point of beginning.

Ugamak Island All lands above mean high tide lying east of longitude 164° 50' 00" W.

And the following tracts withdrawn for Native selection under the Alaska Native Claims Settlement Act for the villages of:

Akutan

T. 68 S., Rs. 110 through 113 W.;

T. 69 S., Rs. 110 through 114 W.;

T. 70 S., Rs. 110 through 114 W.;

T. 71 S., Rs. 110 through 114 W.;

T. 72 S., Rs. 110 through 114 W.;

Unalaska

T. 71 S., Rs. 116 thorugh 120 W.;

T. 72 S., Rs. 116 through 120 W.;

T. 73 S., Rs. 116 through 120 W.;

T. 74 S., Rs. 116 through 120 W.;

T. 75 S., Rs. 116 through 120 W.;

Nikolski

T. 81 S., Rs. 134 through 138 W.;

T. 82 S., Rs. 134 through 138 W.;

T. 83 S., Rs. 134 through 138 W.;

T. 84 S., Rs. 134 through 138 W.;

T. 85 S., Rs. 134 through 138 W.;

T. 86 S., Rs. 134 through 139 W.;

Atka

T. 90 S., Rs. 174 through 178 W.;

T. 91 S., Rs. 174 through 178 W.;

T. 92 S., Rs. 174 through 178 W.;

T. 93 S., Rs. 176 through 179 W.;

T. 94 S., Rs. 176 through 179 W.;

ALEUTIAN ISLANDS WILDERNESS (AMAK SEGMENT)

Aleutian Islands Wilderness (Amak Segment) includes all lands above the line of mean high tide on islands, islets, rocks, reefs and spires, described in Executive Order No. 5318, dated April 7, 1930, within rhumb lines connecting the following 14 geographic coordinates;

55° 27' N., 163° 13' 30" W., said coordinate being approximately S. 41° W., approximately 1 2/5 miles from a lighthouse on Sealion Rock;

55° 29' N., 163° 13' W.;

55° 29' 50" N., 163° 11' W.;

55° 29' 40" N., 163° 10' W.;

55° 29' 10" N., 163° 08" W.;

55° 28' 10" N., 163° 06' W.;

55° 26' 45" N., 163° 05' W.;

55° 25' N., 163° 04' W., said coordinate being approximately S. 78° E., approximately 2 2/5 miles from Horizontal Control Station Amak;

55° 24' N., 163° 05' W.;

55° 23' 30" N., 163° 06' W.;

55° 23' 10" N., 163° 08' W.;

55° 23' 30" N., 163° 10' W., said coordinate being approximately S. 33° W., approximately 1 mile from Horizontal Control Station Badger;

55° 24' 20" N., 163° 12' W.;

55° 25' N., 163° 13' W., to the point of beginning.

Section 702 (11):

> "Semidi Wilderness of approximately two hundred fifty thousand acres as generally depicted on a map entitled 'Semidi Wilderness', dated October 1978," and described as follows:

Semidi Wilderness includes all lands (including submerged lands), waters and interests in Executive Order No. 5858, dated June 17, 1932, between latitudes 55° 51' N. and 56° 15' N., and longitudes 156° 30' W. and 157° 00' W.

Section 702 (13):

> "Unimak Wilderness of approximately nine hundred and ten thousand acres, as generally depicted on a map entitled 'Unimak Wilderness', dated October 1978," and described as follows:

Unimak Wilderness includes all lands above the line of mean high tide, on Unimak Island located at approximate latitude 54° 50' N. and longitude 164° 12' W., excluding those tracts of land within the following described boundaries;

Tract A Beginning at the corner of Ts. 59 and 60 S., Rs. 95 and 96 W., Seward Meridian;

Thence southerly, between Rs. 95 and 96 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 60 S., Rs. 95 and 96 W., Seward Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, approximately 11 miles, to the corner of sections 13, 14, 23 and 24, T. 60 S., R. 94 W., Seward Meridian;

Thence southerly, between sections 23 and 24, 25 and 26, approximately 1½ miles, to the ¼ section corner of sections 25 and 30, T. 60 S., Rs. 93 and 94 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 25, approximately 1 mile, to the ¼ section corner of sections 25 and 30, T. 60 S., Rs. 93 and 94 W., Seward Meridian;

Thence southerly, between Rs. 93 and 94, approximately ½ mile, to the corner of sections 25, 30, 31 and 36, T. 60 S., Rs. 93 and 94 W., Seward Meridian;

Thence easterly, between sections 30 and 31, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 60 S., R. 93 W., Seward Meridian;

Thence southerly, between sections 31 and 32, approximately 1 mile, to the standard corner of sections 31 and 32, T. 60 S., R. 93 W., Seward Meridian;

Thence westerly, on the 15th Standard Parallel South, approximately 2 1/10 miles, to standard corner of sections 1 and 6, Ts. 60 and 61 S., R. 94 and 95 W., Seward Meridian;

Thence southerly, between Rs. 94 and 95 W., approximately 6 miles to the corner of Ts. 61 and 62 S., Rs. 94 and 95 W., Seward Meridian;

Thence easterly, between Ts. 61 and 62 S., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Ts. 61 and 62 S., R. 94 W., Seward Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, 15 and 16, 21 and 22, approximately 4 miles, to the corner of sections 21, 22, 27 and 28, T. 62 S., R. 94 W., Seward Meridian;

Thence westerly, between sections 21 and 28, 20 and 29, approximately 2 miles, to the corner of sections 19, 20, 29 and 30, T. 62 S., R. 94 W., Seward Meridian;

Thence southerly, between sections 29 and 30, 31 and 32, 5 and 6, approximately 3 miles, to the corner of sections 5, 6, 7 and 8, T. 63 S., R. 94 W., Seward Meridian;

Thence easterly, between sections 5 and 8, 4 and 9, 3 and 10, approximately 2½ mile,, to a special meander corner with the west bank of Otter Cove in T. 63 S., R 94 W., Seward Meridian, at the line of mean high tide;

Thence northeasterly and southeasterly, along the bank of said cove, approximately 3 miles, to the corner of sections 6 and 7, T. 63 S., R. 93 W., Seward Meridian, at the line of mean high tide;

Thence easterly, between sections 6 and 7, 5 and 8, 4 and 9, 3 and 10, 2 and 11, 1 and 12, 6 and 7, 5 and 8, approximately 7½ miles, to the corner of sections 4, 5, 8 and 9, T. 63 S., R. 92 W., Seward Meridian;

Thence southerly, between section 8 and 9, approximately 1 mile, to the corner of sections 8, 9, 16 and 17, T. 63 S., R. 92 W., Seward Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 63 S., R. 92 W., Seward Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, 27 and 28, approximately 3 miles, to the corner of sections 27, 28, 33 and 34, T. 63 S., R. 92 W., Seward Meridian;

Thence easterly, between sections 27 and 34, approximately 2/3 miles, to a special meander corner with East Anchor Cove in T. 63 S., R. 92 W., Seward Meridian, at the line of mean high tide;

Thence with the eastern coastline of Unimak Island, and along the line of mean high tide of said cove and Ikatan Bay, Isanatski Strait, Bechevin Bay, St. Catherine Cove and Swanson Lagoon, to the corner of sections 28 and 29, T. 59 S., R. 95 W., Seward Meridian, at the line of mean high tide of the Bering Sea;

Thence southerly, between sections 28 and 29, 32 and 33, approximately 1 9/10 miles, to the corner of sections 4, 5, 32 and 33, Tps. 59 and 60 S., R. 95 W., Seward Meridian;

Thence westerly, between Ts. 59 and 60 S., approximately 2 miles, to the corner of Tps. 59 and 60 S., Rs. 95 and 96 W., Seward Meridian, to the place of beginning; and,

Tract B Beginning at a point on the line of mean high tide of Umnak Island, between Tps. 63 and 64 S., R. 92 W., Seward Meridian;

Thence westerly, between Tps. 63 and 64 S., approximately 1 mile, to the ¼ section corner of sections 2 and 35, Tps. 63 and 64 S., R. 92 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 2, approximately 3/5 mile, to a point at the line of mean high tide of the Pacific Ocean in section 2, T. 64 S., R. 92 W,, Seward Meridian;

Thence easterly, southerly, easterly, northeasterly and northwesterly, with the line of mean high tide of said ocean, 2⅗ miles to a point between Tps. 63 and 64 S., R. 92 W., Seward Meridian; the place of beginning; and,

Tract C Beginning at a point on the line of mean high tide on Unimak Island, said point being three miles easterly of a point at low-water mark opposite Scotch Cap Pinnacle;

Thence due North, approximately 1 mile, to a point between Tps. 66 and 67 S., R. 104 W., Seward Meridian;

Thence N. 71° W. true, approximately 2 miles, to the eastern boundary of a service road near the center of section 34, T. 66 S., R. 104 W., Seward Meridian;

Thence following the eastern boundary of said service road and passing through sections 34, 27, 22, 21, 29, 20, 17, 8 and 7, T. 66 S., R. 104 W.; sections 12, 1 and 2, T. 66 S., R. 105 W.; and sections 36, 25, 24, 13, 12, 11, 10, 3, and 4, T. 65 S., R. 105 W., to a point in the northern portion of section 4, T. 65 S., R. 105 W., Seward Meridian;

Thence northeast true, approximately 1 2/5 miles, to a point in the southern portion of section 27, T. 64 S., R. 104 W., Seward Meridian;

Thence north-northwest true, to the line of mean high tide of Unimak Island;

Thence westerly southwesterly and southerly, along the line of mean high tide of said island, to the point of beginning.

Wilderness areas established by P.L. 91-504, October 23, 1970:

"Section 1. In accordance with section 3(c) of the Wilderness Act (78 Stat. 890; 16 U.S.C. 1132(c)), the following lands are hereby designated as wilderness:

(a) certain lands in the (1) Bering Sea, Bogoslof, and Tuxedni National Wildlife Refuges, Alaska, which comprise about forty-one thousand one hundred and thirteen acres,[1/] three hundred and ninety acres,[1/] and six thousand four hundred and two acres,[1/] respectively, and which are depicted on maps entitled "Bering Sea Wilderness--Proposed", and "Bogoslof Wilderness--Proposed", and "Tuxedni Wilderness--Proposed", dated August 1967, and (2) the lands comprising the Saint Lazaria, Hazy Island, and Forrester Island National Wildlife Refuges, Alaska, which comprise about sixty-two acres,[2/] forty-acres,[2/] and two thousand six hundred and thirty acres,[2/] respectively, which are depicted on maps entitled "Southeastern Alaska Proposed Wilderness Areas", dated August 1967, which shall be known as the "Bering Sea Wilderness", "Bogoslof Wilderness", "Tuxedni Wilderness", "Saint Lazaria Wilderness", "Hazy Islands Wilderness", and "Forrester Island Wilderness", respectively;

These six units are described as follows:

BERING SEA WILDERNESS

Bering Sea Wilderness includes all lands above the line of mean high tide, described in Executive Order 1037, dated February 2, 1909, on islands, islets, rocks, reefs and spires, within rhumb lines connecting the following 16 geographic coordinates;

60° 40' N. 173° 17' W., said coordinate being approximately 6½ miles west of the top of a mountain on Hall Island, approximate elevation 1,665 feet;

60° 35' N., 173° 20' W.;

60° 30' N., 173° 18' W.;

60° 25' N., 173° 14' W.;

60° 15' N., 173° 00' W.;

60° 11' 40" N., 172° 51' W.;

60° 09' 40" N. 172° 40' W., said coordinate being approximately S. 10° 30' W., approximately 12 miles from the top of Sugar Loaf Mountain, approximate elevation 1,380 feet;

60° 09' 40" N., 172° 30' W.;

60° 11' N., 172° 20' W.;

60° 15' N., 172° 07' 30" W., said coordinate being approximately S. 46° E., approximately 6 miles from the top of a mountain located near Cape Upright, approximate elevation 1,505 feet;

60° 20' N., 172° 03' 30" W.;

60° 25" N., 172° 07' W.;

60° 40' N., 172° 40' W., said coordinate being approximately N. 58° E., approximately 11½ miles from the top of a mountain in the northern portion of St. Matthew Island, approximate elevation 1,475 feet;

1/ Subsequently determined to be 81,340 acres, 175 acres and 5,610 acres respectively.

2/ Subsequently determined to be 65, 32 and 3,400 acres respectively.

60° 45' N., 172° 48' W.;

60° 46' 18" N., 173° 00' W.;

60° 45' N., 173° 10' W., to the point of beginning;

BOGOSLOF WILDERNESS

Bogoslof Wilderness, includes all lands above the line of mean high tide, described in Executive Order No. 1049, dated March 2, 1909, on islands, islets, rocks, reefs and spires lying within a radius of 7 miles from Vertical Control Station 143, located at approximate latitude 53° 50' 42" N., longitude 168° 02' 00" W.

TUXEDNI WILDERNESS

Tuxedni Wilderness includes the following lands within the Tuxedni Subunit of the Alaska Maritime National Wildlife Refuge:

Duck Island, the entire island, above the line of mean high tide (approximate latitude 60° 08' 54" N., longitude 152° 32' 54" W.;

Chisik Island, the entire island, above the line of mean high tide, excluding those tracts of land lying within the following described boundaries:

Tract A Beginning at the intersection of section 16 and 17, T 1 N., R. 19 W., and the line of mean high tide of Tuxedni Bay;

Thence south, between section 16 and 17, T. 1 N., R. 19 W., to the intersection with the 100-foot contour;

Thence westerly, northwesterly and southwesterly, along the 100-foot contour, to its intersection with the section line between sections 17 and 18, T. 1 N., R. 19 W.;

Thence northerly, between sections 17 and 18, T. 1 N., R. 19 W., to the intersection with the line of mean high tide of Tuxedni Bay;

Thence northeasterly, northerly and southeasterly, along the line of mean high tide to the point of beginning;

Tract B Beginning at the intersection of the line of mean high tide on the northeast shore of Tuxedni Channel on Chisik Island, with corner No. 1 of U.S. Survey 2694, Alaska dated September 16, 1949 (approximate latitude 60° 06' 16" N., longitude 152° 34' 49" W.);

Thence with the following meanders of the Tuxedni Channel at the line of mean high tide the following (10) courses and distances;

N. 63° 00' W., 79.86 feet;

N. 68° 12' W., 444.84 feet;

N. 66° 46' W., 172.26 feet;

N. 60° 02' W., 265.98 feet;

N. 45° 59' W., 132.66 feet;

N. 27° 30' W., 37.62 feet;

N. 18° 04' W., 156.42 feet;

N. 12° 44' W., 207.24 feet;

N. 20° 53' W., 91.08 feet;

N. 39° 39' W., 108.24 feet, to the northwest corner of U.S. Survey 2694, at the line of mean high tide of Tuxedni Channel;

Thence east, along the northern boundary of U.S. 2694, approximately 1,180.74 feet, to an iron post set at the northeast corner of that survey;

Thence south, 1,045.44 feet, to the southeast corner of that survey, the place of beginning; and,

Tract C All that land lying within 100 feet of a pond at approximate longitude 152° 35' 30" W., latitude 60° 08' N., together with that land lying within 100 feet of either side of a trail bearing southwest from said pond and intersecting the northern boundary of the U.S. Survey 2694 land exclusion tract, approximately east 1,08.08 feet from its northwestermost corner.

SAINT LAZARIA WILDERNESS

Saint Lazaria Wilderness includes all lands above the line of mean high tide, described in Executive Order 1040, dated February 27, 1909, on islands, islets, rocks, reefs and spires within rhumb lines connecting the following 10 geographic coordinates:

56° 59' 30" N., 135° 43' W.;

56° 59' 20" N., 135° 43' 35" W.;

56° 59' 10" N., 135° 43' 43" W.;

56° 59' 00" N., 135° 43' 35" W.;

56° 58' 50" N., 135° 43' 35" W.;

56° 58' 50" N., 135° 42' 00" W.;

56° 59' 00" N., 139° 41' 30" W.;

56° 59' 10" N., 139" 41' 20" W.;

56° 59' 20" N., 139° 41' 20" W.;

56° 59' 30" N., 135° 42' 00" W.; to the point of beginning.

HAZY ISLAND WILDERNESS

Hazy Island Wilderness includes all lands above the line of mean high tide, described in Executive Order 1459, dated January 11, 1912, on islands, islets, rocks, reefs, and spires within rhumb lines connecting the following 12 geographic coordinates:

55° 53' 30" N., 134° 36' W., said point being approximately N. 84° W., approximately 1 mile from Horizontal Control Station Hazy, located on the most northern island of the Subunit.

55° 53' 00" N., 134° 37' 50" W., said point being approximately S. 80° 30' W., approximately 1 mile from Horizontal Control Station Big, located on Big Hazy Islet;

55° 52' 00" N., 134° 36' 50" W.;

55° 51' 20" N., 134° 35' 25" W.;

55° 51' 20" N., 134° 34' 35" W.;

55° 51' 40" N., 134° 33' 17" W.; said point being approximately S. 85° E., approximately 1 mile from Horizontal Control Station Reef, located on the most southern island of the Subunit;

55° 52' 10" N., 134° 32' 35" W., said point being approximately N. 89° 30' E., approximately 1 1/10 miles from Horizontal Control Station Dome, located on the most easterly island of the Subunit;

55° 52' 40" N., 134° 32' 52" W.;

55° 53' 10" N., 134° 34' W.;

55° 54' 09" N., 134° 35' W.;

55° 54' 32" N., 134° 36' W.;

55° 54' 00" N., 134° 38' W.;

Thence to the point of beginning.

FORRESTER ISLAND WILDERNESS

Forrester Island Wilderness includes all lands above the line of mean high tide, described in Executive Order No. 1458, dated January 11, 1912, on islands, islets, rocks, reefs and spires within: (a) North Segment--the rhumb lines connecting the following 6 geographic coordinates;

55° 02' 00" N., 133° 30' 00" W.;

55° 01' 45" N., 133° 31' 00" W.;

55° 00' 50" N., 133° 30' 30" W.;

55° 00' 15" N., 133° 29' 00" W.;

55° 00' 25" N., 133° 28' 00" W.;

55° 01' 30" N., 133° 28' 30" W., to the point of beginning; and,

(b) South Segment--the rhumb lines connecting the following geographic 15 coordinates:

54° 51' 30" N., 133° 35' 00" W., said coordinate being approximately N. 46° W., approximately 2 miles from Horizontal Control Station North, located on Cape Horn Rocks;

54° 50' 00" N., 133° 35' 23" W.;

54° 48' 00" N., 133° 34' 36" W., said coordinate being approximately N. 84° 30' W., approximately 2 miles from the top located near the center of Forrester Island, approximate elevation 1,340 feet;

54° 46' 00" N., 133° 33' 23" W., said coordinate being approximately S. 89° W., approximately 1 3/10 miles from the top of a hill in the southern portion of Forrester Island, approximate elevation 270 feet;

54° 45' 00" N., 133 32' 26" W., said coordinate being approximately 1 3/10 miles from the Horizontal Control Station South, located on a group of rocks off the southern shore of Forrester Island;

54° 44' 00" N., 133° 30' 00" W.;

54° 44' 09" N., 133° 29' 09" W.;

54° 45' 00" N., 133° 28' 35" W., said coordinate being approximately S. 80° E., approximately 1 1/5 miles from Horizontal Control Station Petrel, located in the southern portion of Petrel Island;

54° 47' 13" N., 133° 29' 17" W.;

54° 50' 00" N., 133° 29' 17 W., said coordinate being approximately S. 81° E., approximately 1 7/10 miles from Horizontal Control Station Forrester, located in the northern portion of Forrester Island;

54° 52' 00" N., 133° 30' 00" W., said coordinate being approximately N. 66° E., approximately 1 2/5 miles from the most eastern point of Laurie Island;

54° 33' 00" N., 133° 31' 00" W.;

54° 53' 39" N., 133° 32' 00" W.;

54° 53' 39" N., 133° 33' 00" W.;

54° 53' 00" N., 133° 34' 20" W., to the point of beginning.

Wilderness area established by P.L. 93-632, January 3, 1975:

"Section 1. That in accordance with subsection (c) of section 3 of the Wilderness Act (78 Stat. 890, 892), the following lands are hereby designated as wilderness and, therefore, as components of the national wilderness preservation system:

(a) certain lands in the Chamisso National Wildlife Refuge, Alaska, which comprise approximately four hundred and fifty-five acres, which are depicted on a map entitled "Chamisso Wilderness Proposal", dated November 1969, and which shall be known as the Chamisso Wilderness."

This unit is described as follows:

Chamisso Wilderness includes all lands above the line of mean high tide, described in Executive Order 1658, dated December 7, 1912, on islands, islets, rocks, reefs and spires, within rhumb lines connecting the following 18 geographic coordinates:

66° 13' 15" N., 161° 52' W., said coordinate being approximately N. 82° W., approximately 1 1/5 miles from the top of a hill near the center of Chamisso Island, approximate elevation 246 feet;

66° 13' N., 161° 52' W.;

66° 12' 45" N., 161° 52' W.;

66° 12' 22" N., 161° 50' 20" W., said coordinate being approximately S. 21° E., approximately ½ mile from the most southern point on Chamisso Island at the line of mean high tide;

66° 12' 15" N., 161° 49' W.;

66° 12' 45" N., 161° 47' 30" W.;

66° 12' 45" N., 161° 46' 57" W.;

66° 13' N., 161° 46' 47" W.;

66° 13' 15" N., 161° 46' 53" W., said coordinate being approximately N. 82° E., approximately 3/5 miles from the most eastern point on Chamisso Island, at the line of mean high tide;

66° 13' 15" N., 161! 47' 18" W.;

66° 13' 45 N., 161° 47' 46" W.;

66° 14' N., 161° 48' 20" W.;

66° 14' 14" N., 161° 49' 22" W.;

66° 14' 20" N., 161° 50' W.;

66° 14' N., 161° 50' 41" W.;

66° 14' N., 161° 51' 30" W.;

66° 13' 45" N., 161° 51' 48" W., said coordinate being due west, approximately 1/5 miles from the most northern point on Puffin Island, at the line of mean high tide;

66° 13' 30" N., 161° 52' W., to the point of beginning.

Wilderness area established by P.L. 94-557, October 19, 1976:

"Section 1. In accordance with subsection 3(c) of the Wilderness Act (78 Stat. 892), the following lands are hereby designated as wilderness and, therefore, as components of the National Wilderness Preservation System:

(a) certain lands in the Simeonof National Wildlife Refuge, Alaska, which comprise approximately twenty-five thousand one hundred and forty-one acres,[1/] which are depicted on a map entitled "Simeonof Wilderness Proposal", dated January 1971, and which shall be known as the Simeonof Wilderness."

1/ Subsequently determined to be 26,046 acres.

This unit is described as follows:

Simeonof Wilderness located in the Shumagin Island Group, at approximate latitude 54° 53' N., longitude 159° 15' W., includes all lands (including submerged lands), waters and interests described in Public Land Order 1749, dated October 30, 1958, as all of Simeonof Island and its tidelands, together with all adjacent areas of water extending one mile beyond mean low water, and including any islands within said one-mile area.

The following USGS quadrangle maps were used to prepare the legal description for the Alaska Maritime National Wildlife Refuge:

mr - minor revision
lr - limited revision
* - Quad depicts original Executive Order/public land order boundary and/or wilderness boundary

Scale of Map	Name and Date
Chukchi Sea Unit	
1:63,360	Barrow (A-4), (A-5), (B-4) 1955.
1:63,360	Meade River (D-3), (D-4), (D-5) 1955.
1:250,000	Wainwright 1955
1:63,360	Wainwright (A-4), (A-5), (A-6 & A-7), (B-3), B-4), (B-5 & B-6), (C-2), (C-3), (D-2) 1955.
1:63,360	Point Lay (A-3 & A-4), (B-2 & B-3), (C-2), (D-1), (D-2) 1955.
1:63,360	DeLong Mountains (D-4), (D-5) 1955.
1:63,360	Point Hope (A-1) 1955; (A-2) 1952 mr 1966; (B-2) 1955 mr 1981; (B-3) 1952; (C-2) 1955; (C-3) 1952; (D-1 1952 mr 1973; (D-2) 1952.
1:63,360	Noatak (A-1), (A-2) 1955; (A-3) 1952 mr 1973; (A-4) 1952 mr 1964; (B-4), (C-4) 1955; (C-5) 1952 mr 1973; (D-6) 1955; (D-7) 1952 mr 1967.
1:63,360	Baird Mountains (A-6) 1955.
1:250,000	Selawik 1957 mr 1971.
1:63,360*	Selawik (A-4) 1955; (A-5) 1951 mr 1963; (A-6) 1951 mr 1970; (B-3) on Selawik NWR map 1955; (B-6) 1951 mr 1963; (C-3, C-4) on Selawik NWR map 1955; (C-5) 1955; (C-6) 1951; (D-5) on Selawik NWR map 1955; (D-6) 1951 mr 1973.
1:63,360	Candle (D-6) 1951 mr 1970.
1:63,360	Kotzebue (A-1) 1950 mr 1973; (A-2) 1950 mr 1968; (A-3), (A-4), (B-4), (B-6) 1950; (C-1) 1951 mr 1968); (C-4) 1950 mr 1970; (C-5) 1950; (C-6) 1950 mr 1971; (D-1), (D-2) 1951.
1:63,360	Shishmaref (A-1), (A-2), (A-3), (A-4), (B-1) 1950; (B-2) 1950 mr 1963.
Bering Sea Unit	
1:63,360	Teller (A-3) 1950 mr 1970; (A-4) 1950 mr 1966; (B-3) 1950 mr 1967; (B-4), (B-5), (B-6), (C-6), (C-7), (D-4), (D-5), (D-6) 1950.
1:63,360	Nome (B-1) 1950 mr 1969; (C-1); 1950 mr 1970 (C-2) 1950 mr 1963; (C-3), (D-3), (D-4) 1950.
1:63,360	Solomon (B-2) 1950 mr 1970; (B-3) 1950 mr 1969; (B-6) 1950 mr 1965; (C-1) 1950 mr 1971; (C-2) 1950; (C-3) 1950 mr 1973; (C-4) 1950 mr 1967; (C-5) 1950; (C-6) 1950 mr 1971.
1:63,360	Norton Bay (A-4) 1950 mr 1971; (B-4) 1950 mr 1970; (B-5), (C-4) 1950; (C-5) 1950 mr 1966; (C-6) 1950; (D-4) 1950; (D-5) 1950 mr 1970; (D-6) 1950.
1:250,000*	St. Matthew 1951.
1:63,360	Unalaklett (B-5) 1952 mr 1965; (B-6) 1952 mr 1966; (C-4), (C-5) 1952 mr 1962; (D-4) 1950 mr 1965.
1:63,360	Saint Michael (A-2) 1952 mr. 1973; (A-3) 1952; (A-4) 1952 mr 1973; (A-5), (A-6), (B-1), (B-2) 1952 mr 1973; (C-1) 1952 mr 1966.
1:63,360	Kwiguk (C-6) 1952; (D-6) 1952.
1:63,360	Black (A-2) 1952 mr 1973; (B-1) 1952; (C-1) 1952 mr 1972.
1:63,360	Hooper Bay (A-1) 1954; (A-2) 1952; (B-2) 1953 mr 1975; (B-3), (C-4) 1952 mr 1966; (D-3) 1953.
1:63,360	Nunivak (B-1), (C-1), (D-1) 1954.
1:250,000	Nunivak 1954 mr 1974.
1:250,000	Cape Mendenhall 1952.
1:63,360	Baird Inlet (A-6), (A-7) 1954.
1:63,360	Kuskokwim Bay (A-1 & B-1), (D-1) 1954; (D-2) 1953; (D-3), (D-4), (D-5), (D-6) 1954.
1:63,360	Goodnews Bay (A-7) 1954 mr 1973; (A-8), (B-8), (C-8), (D-8) 1954.
1:63,360	Hagemeister Island (C-4), (C-5) 1952; (C-6) 1948 mr 1963; (C-7) 1947 mr 1971; (D-1) 1952; (D-2) 1947 mr 1973; (D-3) 1948 mr 1973; (D-4) 1954; (D-6) 1950.
1:63,360	Nushagak Bay (B-3) 1950 mr 1974; (B-4) 1950; (C-1) 1952 mr 1966; (C-3); (C-4 & C-5) 1948 mr 1973; (D-5), (D-6) 1950 mr 1971.
1:63,360	Dillingham (A-7) 1952.
1:250,000*	Pribilof Islands 1948 mr 1972.
1:63,360	Naknek (A-4) 1951 lr 1977; (A-5) 1951 mr 1968; (B-5) 1955 mr 1970; (C-4) 1952; (C-5) 1952 mr 1963; (C-6) 1952 mr 1966 (D-3), (D-4), (D-5) 1952.
1:63,360	Ugashik (B-5) 1954; (B-6) 1963; (C-5) 1951 mr 1973; (C-6) 1951; (D-5 & D-6) 1951 mr 1973.
1:63,360	Bristol Bay (A-2), (B-1) 1963.
1:63,360	Chignik (A-8), (B-6), (B-7), (C-4), (C-5), (C-6), (D-2), (D-3), (D-4) 1963.

1:63,360	Port Moller (D-2), (D-3), (D-4), (D-5), (D-6) 1963.
1:63,360	Cold Bay (B-3) 1963; (C-1 on Alaska Peninsula NWR map, C-2) 1963; (D-1) 1963.
1:250,000	Cold Bay 1943 ir 1975.

Aleutian Islands Unit

1:63,360*	Cold Bay (B-4) 1963.
1:1,000,000*	Lambert Conformal Conic Projection of Aleutian Islands for 1913 proclamation 1971 - 3 sheets.
1:250,000*	Aleutians Wilderness-Note: maps of sufficient detail were not available for descriptive work. Legal descriptions are based on on-the-ground survey:
1:250,000	Wilderness depicted on: Cold Bay 1943 ir 1975. Unimak 1951 mr 1972. False Pass 1949 mr 1970. Umnak 1951 mr 1972. Unalaska 1951 ir 1976. Attu 1953 mr 1970. Kiska 1951. Rat Islands 1951 mr 1966. Gareloi Island 1954 mr 1969. Adak 1957. Atka 1959 mr 1972. Seguam 1958 mr 1972. Amukta 1951 mr 1969. Samalga Island 1951 mr 1974.

Alaska Peninsula Unit

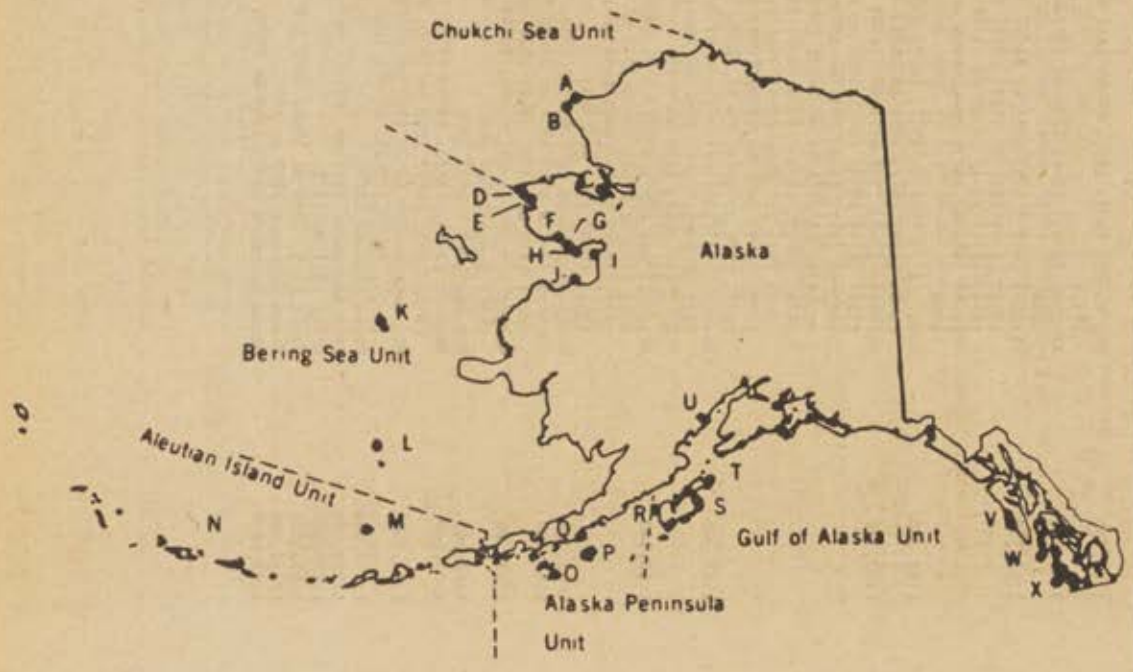
1:250,000	False Pass 1949 mr 1970.
1:63,360	False Pass (D-2), (D-3) 1963.
1:250,000	Cold Bay 1943 ir 1975.
1:63, 360	Cold Bay (A-1) unpublished draft.
1:250,000	Port Moller 1953 mr 1972.
1:63,360	Port Moller (A-6), (B-2) 1963; (B-3), (B-4), (B-5), (B-6) unpublished drafts; (C-1), (C-2), (D-1) 1963.
1:250,000*	Simeonof Island 1963.
1:63,360	Stepovak Bay (C-5 and C-6), (D-2), (D-3), (D-4), (D-5), (D-6) 1963.
1:63,360	Chignik (A-1), (A-2), (A-3), (B-1) 1963; (B-2) 1963 mr 1973; (C-1) 1963.
1:250,000*	Sutwik Island 1963.
1:63,360	Sutwik Island (C-5), (C-6) 1963; (D-3) 1954; (D-4), (D-5) 1963.
1:63,360	Ugashik (A-2) 1951 ir 1981; (A-3) 1954; (B-1) 1951 ir 1981; (B-2) 1951; (C-1) 1951 mr 1975.
1:63,360	Karluk (C-4 & C-5), (C-6) 1951; (D-4) 1951 mr 1973; (D-5) 1951.

Gulf of Alaska Unit

1:63,360*	Karluk (C-1) 1952 mr 1967; (C-2) 1952 mr 1963.
1:63,360*	Kodiak (C-1) 1949 mr 1967; (D-2) 1949 mr 1971.
1:63,360*	Kodiak (D-3) 1947 mr 1978.
1:63,360*	Afognak (A-1), (A-2) 1952 mr 1974; (A-3), (A-4) 1952 mr 1965; (A-0 & B-0), (B-1) 1952 mr 1970; (B-2) 1952 mr 1969; (B-3) 1954; (B-4) 1952 mr 1973; (C-1 & C-2) 1952 mr 1964; (C-2 & C-3) 1952 mr 1967.
1:63,360	Mt. Katmai (A-1) 1951; (A-2) 1951 mr 1966; (B-1) 1951.
1:63,360	Afognak (C-5), (C-6) 1951 mr 1973; (D-4) 1951 mr 1966.
1:63,360	Iliamna (A-1 & A-2) 1951 mr 1968; (A-3) 1951 mr 1968; (A-4) 1952 mr 1966; (B-2) 1958; (B-3) (B-4) 1954; (C-1) 1958; (C-2) 1958 mr 1972; (C-3) 1954 mr 1973; (D-1) 1958 mr 1972; (D-2) 1958.
1:63,360*	Kenai (A-5) 1951 mr 1977; (A-7) 1958; (A-8) (B-6) 1958; (B-7) 1958 mr 1973.
1:63,360	Seldovia (A-3) 1951 mr 1967; (A-4) 1953; (A-5) 1953; (A-6) 1952; (B-1) 1953 mr 1965; (B-2) 1951 mr 1971; (B-3) 1951 mr 1973; (B-4) 1951 mr 1971; (B-5) 1951 mr 1961; (B-6) 1951 mr 1973; (C-1), (C-2) 1953; (C-3) 1951 mr 1973; (C-4) 1961 ir 1976; (C-5) 1961 ir 1977; (D-1) 1953; (D-3) 1951 mr 1970; (D-4) 1961 mr 1969; (D-5) 1961 mr 1966; (D-6) 1958.
1:63,360	Seward (A-1) 1951 mr 1964; (A-2) 1951 mr 1963; (A-4) 1951 mr 1965; (A-5) 1951 mr 1964; (A-6) 1950 mr 1963; (A-7) 1950 mr 1975.
1:63,360	Blying Sound (C-7) 1952; (C-8) 1951 mr 1963; (D-1 & D-2) 1951 mr 1964; (D-3) 1953 mr 1964; (D-4) 1950 mr 1972; (D-5) 1952; (D-6) 1950 mr 1967; (D-7) 1950 mr 1963; (D-8) 1951 mr 1963.
1:63,360	Middleton Island (D-1 & D-2) 1955.
1:63,360	Cordova (A-7 & A-8) 1951 mr 1966; (B-6) 1951 mr 1963; (B-7) 1950 mr 1970; (B-8) 1951 mr 1965.
1:63,360	Bering Glacier (A-2), (A-3), (A-4) 1959; (A-5), (A-6), (A-7) unpublished draft;
1:63,360	Icy Bay (D-2 & D-3) 1959.
1:63,360	Yakutat (A-1), (A-2), (A-3) 1959; (B-4) 1959 mr 1973; (B-5) 1959; (C-5) 1959 mr 1970; (D-5) 1959
1:63,360	Mt. Fairweather (A-2) 1948 mr 1962; (A-3), (A-3), (B-3), (B-4), (C-5), (C-6), (D-6), (D-7) 1961.
1:250,000	Sitka 1951 mr 1975.
1:250,000	Port Alexander 1951 mr 1977.
1:250,000	Craig 1957 mr 1972.
1:63,360*	Craig (A-5) 1948 mr 1966; (D-7 & D-8) 1948 mr 1968.
1:250,000	Dixon Entrance 1959 mr 1972.
1:63,360*	Dixon Entrance (D-5) 1948 mr 1971.

ALASKA MARITIME NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



Designated Subunits and Headlands

A. Ann Stevens Cape Lisburne	G. Bluff	M. Bogoslof	S. Womens Bay
B. Cape Thompson	H. Cape Darby	N. Aleutian Islands	T. Afognak Island
C. Chamisso	I. Cape Denbigh	O. Simeonof	U. Tuxedni
D. Cape York	J. Cape Stevens	P. Semidi	V. Saint Lazaria
E. Kotzebue Creek	K. Bering Sea	Q. Seal Cape	W. Hazy Island
F. Topok Head	L. Pribilof	R. Karluk	X. Forrester Island

The Alaska Maritime National Wildlife Refuge also consists of all public lands on islands, islets, rocks, reefs and spires in the coastal waters and adjacent seas of Alaska , except islands in units of the National Park and Forest Systems, and in other National Wildlife Refuges.

Section 302 (1):

> "The Alaska Peninsula National Wildlife Refuge shall consist of the approximately three million five hundred thousand acres of public lands as generally depicted on the map entitled 'Alaska Peninsula National Wildlife Refuge', dated October 1979 and shall include the lands on the Alaska Peninsula transferred to and made part of the refuge pursuant to section 1427 of this Act."

The Alaska Peninsula National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundaries:

Ugashik Unit

Beginning at a point at the line of mean high tide of Shelikof Strait, located approximately N. 45° E., 200 feet from the meander corner of sections 1 and 12, T. 32 S., R. 42 W., Seward Meridian;

Thence northwesterly, northerly and northwesterly, along the crest of a ridge, approximately 13 1/4 miles to the summit of a mountain located in the southerly portion of section 35, T. 30 S., R. 43 W., Seward Meridian, approximate elevation 2,445 feet;

Thence on an approximate forward bearing of N. 54° W., approximately 6 1/4 miles to the summit of Mt. Ugashik located in section 6, T. 30 S., R. 43 W., Seward Meridian, approximate elevation 2,230 feet;

Thence on an approximate forward bearing of N. 40° E., approximately 3 3/4 miles to the summit of Mt. Lee located in section 22, T. 29 S., R. 43 W., Seward Meridian, approximate elevation 2,650 feet;

Thence due West, approximately 1/4 mile to a point between sections 21 and 22, T. 29 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 21 and 22, approximately 3/4 mile to the corner of sections 15, 16, 21 and 22, T. 29 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 16 and 21, approximately 1 mile to the corner of sections 16, 17, 20 and 21, T. 29 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 16 and 17, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 29 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 8 and 17, approximately 1 mile to the corner of sections 7, 8, 17 and 18, T. 29 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 7 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 29 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 6 and 7, approximately 1 mile to the corner of sections 1, 6, 7 and 12, T. 29 S., Rs. 43 and 44 W., Seward Meridian;

Thence northerly, between Rs. 43 and 44 W., approximately 1 mile to the closing corner of T. 29 S., Rs. 43 and 44 W., Seward Meridian;

Thence westerly, on the Seventh Standard Parallel South, approximately 2,200 feet to the standard corner of sections 32 and 33, T. 28 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 32 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 28 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 28 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 29 and 30, 19 and 20, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 28 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, approximately 2 miles to the corner of sections 13, 14, 23 and 24, T. 28 S., R. 44 W., Seward Meridian;

Thence northerly, between sections 13 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 28 S., R. 44 W., Seward Meridian;

Thence westerly, between sections 11 and 14, 10 and 15, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 28 S., R. 44 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 28 S., R. 44 W., Seward Meridian;

Thence westerly, between sections 4 and 9, 5 and 8, 6 and 7, approximately 3 miles to the corner of sections 1, 6, 7 and 12, T. 28 S., Rs. 44 and 45 W., Seward Meridian;

Thence northerly, between Rs. 44 and 45 W., approximately 1 mile to the corner of Tps. 27 and 28 S., Rs. 44 and 45 W., Seward Meridian;

Thence westerly, between Tps. 27 and 28 S., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 27 and 28 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 27 S., R. 45 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 27 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 28 and 29, 20 and 21, approximately 2 miles to the corner of sections 16, 17, 20 and 21, T. 27 S., R. 45 W., Seward Meridian;

Thence westerly, between sections 17 and 20, 18 and 19, approximately 2 miles to the corner of sections 13, 18, 19 and 24, T. 27 S., Rs. 45 and 46 W., Seward Meridian;

Thence northerly, between Rs. 45 and 46 W., approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 27 S., Rs. 45 and 46 W., Seward Meridian;

Thence westerly, between sections 12 and 13, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 27 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 11 and 12, approximately 1/2 mile to the 1/4 section corner of sections 11 and 12, T. 27 S., R. 46 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 11, approximately 1/2 mile to the center 1/4 section corner of section 11, T. 27 S., R. 46 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 11, approximately 1/2 mile to the 1/4 section corner of sections 2 and 11, T. 27 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 2 and 11, approximately 1/2 mile to the corner of sections 2, 3, 10 and 11, T. 27 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 2 and 3, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 26 and 27 S., R. 46 W., Seward Meridian;

Thence westerly, between Tps. 26 and 27 S., approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 26 and 27 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 26 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 28 and 29, approximately 1/2 mile to the 1/4 section corner of sections 28 and 29, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 29, approximately 1/2 mile to the center 1/4 section corner of section 29, T. 26 S., R. 46 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 29, approximately 1/2 mile to the 1/4 section corner of sections 20 and 29, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1/2 mile to the corner of sections 19, 20, 29 and 30, T. 26 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 19 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 18 and 19, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 26 S., Rs. 46 and 47 W., Seward Meridian;

Thence southerly, between Rs. 46 and 47 W., approximately 9 miles to the corner of Tps. 27 and 28 S., Rs. 46 and 47 W., Seward Meridian;

Thence westerly, between Tps. 27 and 28 S., approximately 6 miles to the corner of Tps. 27 and 28 S., Rs. 47 and 48 W., Seward Meridian;

Thence southerly, between Rs. 47 and 48 W., approximately 6 miles to the standard corner of T. 28 S., Rs. 47 and 48 W., Seward Meridian;

Thence easterly, on the Seventh Standard Parallel South, approximately 2 3/4 miles to the closing corner of T. 29 S., Rs. 47 and 48 W., Seward Meridian;

Thence southerly, between Rs. 47 and 48 W., approximately 12 miles to the theoretical position for the corner of Tps. 30 and 31 S., Rs. 47 and 48 W., Seward Meridian;

Thence westerly, between Tps. 30 and 31 S., approximately 6 miles to the corner of Tps. 30 and 31 S., Rs. 48 and 49 W., Seward Meridian;

Thence southerly, between Rs. 48 and 49 W., approximately 6 miles to the corner of Tps. 31 and 32 S., Rs. 48 and 49 W., Seward Meridian;

Thence westerly, between Tps. 31 and 32 S., approximately 12 miles to the corner of Tps. 31 and 32 S., Rs. 50 and 51 W., Seward Meridian;

Thence southerly, between Rs. 50 and 51 W., approximately 6 miles to the standard corner of T. 32 S., Rs. 50 and 51 W., Seward Meridian;

Thence westerly, on the Eighth Standard Parallel South, approximately 3 miles to the closing corner of T. 33 S., Rs. 51 and 52 W., Seward Meridian;

Thence southerly, between Rs. 51 and 52 W., approximately 6 miles to the corner of Tps. 33 and 34 S., Rs. 51 and 52 W., Seward Meridian;

Thence westerly, between Tps. 33 and 34 S., approximately 6 miles to the corner of Tps. 33 and 34 S., Rs. 52 and 53 W., Seward Meridian;

Thence southerly, between Rs. 52 and 53 W., approximately 6 miles to the corner of Tps. 34 and 35 S., Rs. 52 and 53 W., Seward Meridian;

Thence easterly, between Tps. 34 and 35 S., approximately 12 miles to the corner of Tps. 34 and 35 S., Rs. 50 and 51 W., Seward Meridian;

Thence southerly, between Rs. 50 and 51 W., approximately 12 miles to the standard corner of T. 36 S., Rs. 50 and 51 W., Seward Meridian;

Thence westerly, on the Ninth Standard Parallel South, approximately 2 1/2 miles to the summit of a ridge on the south boundary of section 34, T. 36 S., R. 51 W., Seward Meridian;

Thence southeasterly, along the crest of a ridge between the drainages of Yantarni Creek, Northeast Creek, Main Creek and Painter Creek, approximately 9 1/2 miles to a point between sections 31 and 36, T. 37 S., Rs. 50 and 51 W., Seward Meridian, on the crest of a ridge between the drainages of Yantarni Creek and Northeast Creek, approximate elevation 700 feet;

Thence southerly, between Rs. 50 and 51 W., approximately 1 3/4 miles, to a point on the crest of a ridge between sections 7 and 12, T. 38 S., Rs. 50 and 51 W., Seward Meridian;

Thence southeasterly, along the crest of a ridge between the drainages of Yantarni Creek and Northeast Creek, approximately 5 1/2 miles to the summit of a mountain located in the southerly portion of section 28, T. 38 S., R. 50 W., Seward Meridian, approximate elevation 3,271 feet;

Thence on an approximate forward bearing of South, approximately 1 3/4 miles to the center 1/4 section corner of section 4, T. 39 S., R. 50 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 4, approximately 1/2 mile to the 1/4 section corner of sections 3 and 4, T. 39 S., R. 50 W., Seward Meridian;

Thence southerly, between sections 3 and 4, approximately 1/2 mile to the corner of sections 3, 4, 9 and 10, T. 39 S., R. 50 W., Seward Meridian;

Thence easterly, between sections 3 and 10, approximately 1/2 mile to the 1/4 section corner of sections 3 and 10, T. 39 S., R. 50 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 10, approximately 1 mile to the 1/4 section corner of sections 10 and 15, T. 39 S., R. 50 W., Seward Meridian;

Thence easterly, between sections 10 and 15, approximately 1/2 mile to the corner of sections 10, 11, 14 and 15, T. 39 S., R. 50 W., Seward Meridian;

Thence southerly, between sections 14 and 15, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 39 S., R. 50 W., Seward Meridian;

Thence easterly, between sections 14 and 23, approximately 1/2 mile to the 1/4 section corner of sections 14 and 23, T. 39 S., R. 50 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 23, approximately 1 mile to the 1/4 section corner of sections 23 and 26, T. 39 S., R. 50 W., Seward Meridian;

Thence easterly, between sections 23 and 26, 24 and 25, approximately 1 1/2 miles to the corner of sections 19, 24, 25 and 30, T. 39 S., Rs. 49 and 50 W., Seward Meridian;

Thence southerly, between Rs. 49 and 50 W., approximately 1/2 mile to the meander corner of sections 25 and 30, T. 39 S., Rs. 49 and 50 W., Seward Meridian, at the line of mean high tide of the Pacific Ocean;

Thence northeasterly, along the line of mean high tide of the Pacific Ocean, to the meander corner of sections 1 and 2, T. 36 S., R. 45 W., Seward Meridian;

Thence on an approximate forward bearing of N. 30° E., aproximately 1 1/2 miles to the meander corner of sections 25 and 30, T. 35 S., Rs. 44 and 45 W., Seward Meridian;

Thence northeasterly, along the line of mean high tide of the Pacific Ocean, closing the mouths of all rivers and inlets, to the meander corner of sections 15 and 16, T. 33 S., R. 44 W., Seward Meridian;

Thence on an approximate forward bearing of N. 70° W., approximately 4 miles to the meander corner of sections 11 and 12, T. 33 S., R. 45 W., Seward Meridian, at the line of mean high tide of Wide Bay;

Thence northeasterly, along the line of mean high tide of Wide Bay to the most easterly point of section 2, T. 32 S., R. 43 W., Seward Meridian;

Thence on an approximate forward bearing of S. 87 1/2° E., approximately 4 3/4 miles to the most southerly point in section 10, T. 32 S., R. 42 W., Seward Meridian, at the line of mean high tide of Shelikof Strait;

Thence easterly and northeasterly, along the line of mean high tide of Shelikof Strait, approximately 3 miles to a point approximately N. 45° E., 200 feet from the meander corner of sections 1 and 12, T. 32 S., R. 42 W., Seward Meridian, the place of beginning.

Chignik-Pavlof Unit

Beginning at the meander corner of sections 7 and 12, T. 41 S., Rs. 54 and 55 W., Seward Meridian, at the line of mean high tide of Kujulik Bay;

Thence southerly, across Kujulik Bay, approximately 6 miles to the meander corner of sections 7 and 12, T. 42 S., Rs. 54 and 55 W., Seward Meridian, at tne line of mean high tide of Kujulik Bay;

Thence easterly and southwesterly, along the line of mean high tide of Kujulik Bay, Hook Bay and Chignik Bay to the meander corner of sections 24 and 25, T. 44 S., R. 59 W., Seward Meridian;

Thence on an approximate forward bearing of S. 61° E., approximately 1 1/4 miles to the meander corner of sections 29 and 30, T. 44 S., R. 58 W., Seward Meridian;

Thence northeasterly and southwesterly, along the line of mean high tide of Chignik Bay to the meander corner of sections 28 and 33, T. 44 S., R. 58 W., Seward Meridian;

Thence on an approximate forward bearing of S. 69° E., approximately 3/4 miles to the meander corner of sections 33 and 34, T. 44 S., R. 58 W., Seward Meridian;

Thence southeasterly, along the line of mean high tide of Chignik Bay to the meander corner on the south boundary of section 34, T. 44 S., R. 58 W., Seward meridian;

Thence on an approximate forward bearing of S. 75° E., approximately 1 1/2 miles to the meander corner of sections 4 and 5, T. 45 S., R. 58 W., Seward Meridian;

Thence northeasterly and southeasterly, along the line of mean high tide of Chignik Bay, closing the mouth of Lake Bay, to the most easterly point in section 16, T. 45 S., R. 57 W., Seward Meridian;

Thence on an approximate forward bearing of S. 45° E., approximately 4 1/2 miles to the most northerly point in section 36, T. 45 S., R. 57 W., Seward Meridian;

*Thence southwesterly, along the line of mean high tide of the Pacific Ocean, closing the unnamed bay south of Nikola Cove, approximately 15 1/2 miles to the southernmost tip of land in section 9, T. 47 S., R. 58 W., Seward Meridian;

Thence on an approximate forward bearing of S. 23° W., approximately 4 1/2 miles crossing the mouth of Warner Bay to a point in the line of mean high tide in Section 31, T. 47 S., R. 58 W., Seward Meridian;

Thence northwesterly, with the line of mean high tide approximately 1 1/2 miles to the meander corner of sections 25 and 36, T. 47 S., R. 59 W., Seward Meridian;

++Thence on an approximate forward bearing of N. 71° W., approximately 1 1/2 miles to the special meander corner on the east and west centerline of section 27, T. 47 S., R. 59 W., Seward Meridian;

++Thence westerly, on the east and west centerline of section 27, approximately 1 mile to the 1/4 section corner of sections 27 and 28, T. 47 S., R. 59 W., Seward Meridian;

++Thence southerly, between sections 27 and 28, 33 and 34, approximately 3/4 mile to the meander corner of sections 33 and 34, T. 47 S., R. 59 W., Seward Meridian, on the line of mean high tide of Sweater Bay;

++Thence southwesterly, along the line of mean high tide of Sweater Bay to the most southerly point in section 12, T. 48 S., R. 60 W., Seward Meridian;

Thence approximate forward bearing of S. 25° W., approximately 5 miles to the most easterly point in section 12, T. 49 S., R. 61 W., Seward Meridian, at the line of mean high tide;

*Thence westerly, along the mean high tide of the Pacific Ocean to the most southerly point of land in section 11, at Triangulation Point "Witch", T. 49 S., R. 61 W., Seward Meridian;

*Thence on an approximate forward bearing of N. 86°, 30' W., approximately 2.1 miles to the most southerly point in section 9, T. 49 S., R. 61 W., Seward Meridian;

[++Note: The area adjoining this portion of the Alaska Peninsula NWR is the Seal Cape headland segment of the Alaska Maritime NWR, and is described within that refuge.]

Thence westerly, along the line of mean high tide of the Pacific Ocean to the meander corner of sections 5 and 8, T. 49 S., R. 61 W., Seward Meridian;

Thence on an approximate forward bearing of N. 50° W., approximately 2 1/2 miles to the meander corner of sections 33 and 34, T. 48 S., R. 61 W., Seward Meridian;

Thence northwesterly and southwesterly, along the line of mean high tide of Mitrofania Bay and the Pacific Ocean, closing the mouths of all rivers and inlets, to the special meander corner on the north and south centerline of section 1, T. 51 S., R. 66 W., Seward Meridian;

Thence on an approximate forward bearing of S. 71° W., approximately 3 1/2 miles to the meander corner of sections 9 and 16, T. 51 S., R. 66 W., Seward Meridian;

Thence southwesterly, westerly and northerly, along the line of mean high tide of the Pacific Ocean, closing the mouths of all rivers and Boulder Bay, to the most westerly point on Cub Point, T. 53 S., R. 68 W., Seward Meridian;

Thence on an approximate forward bearing of N. 20° E., approximately 5 1/2 miles to the most westerly point in section 19, T. 52 S., R. 67 W., Seward Meridian, at the line of mean high tide of Stepovak Bay;

*Thence northeasterly, northwesterly and southwesterly, along the line of mean high tide of Stepovak Bay, and Unga Strait, closing the mouths of San Diego Bay and Albatross Anchorage and all rivers and inlets, to the most westerly point in section 34, T. 55 S., R. 80 W., Seward Meridian, at the line of mean high tide of Pavlof Bay;

Thence on an approximate forward bearing of N. 87° W., approximately 4 3/4 miles to the most southerly point in the Flat Island Group, located in the northerly portion of section 36, T. 55 S., R. 81 W., Seward Meridian;

Thence on an approximate forward bearing of N. 55° W., approximately 3 1/2 miles to the most easterly point of Black Point in the northerly portion of section 21, T. 55 S., R. 81 W., Seward Meridian, at the line of mean high tide of Pavlof Bay;

*Thence southwesterly, northwesterly, southeasterly and southwesterly, along the line of mean high tide of the Pacific Ocean, closing Bear Bay and Captain Harbor and the mouths of all rivers, inlets and lagoons, to the meander corner of sections 22 and 27, T. 59 S., R. 86 W., Seward Meridian;

Thence westerly, approximately 1 mile, to the meander corner of sections 21 and 28, T. 59 S., R. 86 W., Seward Meridian, at the line of mean high tide of King Cove;

Thence southwesterly, along the line of mean high tide of King Cove and Deer Passage, to the most southerly point in section 36, T. 59 S., R. 87 W., Seward Meridian;

Thence on an approximate forward bearing of S. 83° W., approximately 7 miles to the meander corner of sections 1 and 36, Tps. 59 and 60 S., R. 88 W., Seward Meridian, at the line of mean high tide of the Pacific Ocean;

Thence southeasterly, northwesterly and southwesterly, along the line of mean high tide of the Pacific Ocean, closing the mouths of all inlets and rivers, to the most westerly point in section 27, T. 60 S., R. 90 W., Seward Meridian;

Thence on an approximate forward bearing of S. 87° W., approximately 4 1/2 miles to the most easterly point of Kenmore Head, located in the southwesterly portion of section 25, T. 60 S., R. 91 W., Seward Meridian, at the line of mean high tide of the Pacific Ocean;

Thence southwesterly, northwesterly and northeasterly, along the line of mean high tide of the Pacific Ocean, Ikatan Bay and Isanotski Strait to the meander corner of sections 25 and 30, T. 61 S., Rs. 93 and 94 W., Seward Meridian;

Thence northerly, between Rs. 93 and 94 W., approximately 3 1/4 miles to the meander corner of sections 7 and 12, T. 61 S., Rs. 93 and 94 W., Seward Meridian, at the line of mean high tide of Bechevin Bay;

Thence northerly, along the line of mean high tide of Bechevin Bay, to the most northerly point in section 26, T. 60 S., R. 93 W., Seward Meridian, at the line of mean high tide of Hot Springs Bay;

Thence on an approximate forward bearing of N. 36° E., approximately 3 miles to the most westerly point in section 7, T. 60 S., R 92 W., Seward Meridian, at the line of mean high tide of Bechevin Bay;

Thence northerly, along the line of mean high tide of Bechevin Bay, approximately 3 1/4 miles to its intersection with the mouth of an unnamed stream on the east shore of Bechevin Bay, at approximate latitude 55° 03' N., longitude 162° 59' W.

Thence easterly and northerly, along the boundary of the Izembek National Wildlife Refuge to Corner No. 9 on that boundary, at approximate latitude 55° 32' 10" N., longitude 162° 26' W., a point between sections 4 and 33, Tps. 54 and 55 S., R. 85 W., Seward Meridian;

Thence easterly, between Tps. 54 and 55 S., approximately 3 1/2 miles to the corner of Tps. 54 and 55 S., Rs. 84 and 85 W., Seward Meridian;

Thence northerly, between Rs. 84 and 85 W., approximately 12 miles to the closing corner of T. 53 S., Rs. 84 and 85 W., Seward Meridian;

Thence easterly, along the Thirteenth Standard Parallel South, approximately 26 miles to the meander corner on the south boundary of section 31, T. 52 S., R. 79 W., Seward Meridian, at the line of mean high tide of Pavlof Bay;

Thence easterly, along the line of mean high tide of Pavlof Bay, approximately 6 miles to the meander corner of sections 31 and 36, T. 52 S., Rs. 78 and 79 W., Seward Meridian;

Thence northerly, between Rs. 78 and 79 W., approximately 6 miles to the corner of Tps. 51 and 52 S., Rs. 78 and 79 W., Seward Meridian;

Thence easterly, between Tps. 51 and 52 S., approximately 24 miles to the meander corner of Tps. 51 and 52 S., R. 74 W., Seward Meridian, at the line of mean high tide on the east side of the westerly arm of Herendeen Bay;

Thence northerly, along the line of mean high tide of Herendeen Bay, approximately 4 miles to the meander corner of sections 19 and 20, T. 51 S., R. 74 W., Seward Meridian, at the line of mean high tide of Mine Harbor;

Thence northerly, approximately 2 1/4 miles to the meander corner of sections 7 and 8, T. 51 S., R. 74 W., Seward Meridian, at the line of mean high tide of Herendeen Bay;

Thence northwesterly and easterly, along the line of mean high tide of Herendeen Bay and Port Moller, approximately 22 miles to the meander corner of sections 12 and 13, T. 50 S., R. 73 W., Seward Meridian, at the line of mean high tide of Port Moller;

Thence on an approximate forward bearing of N. 76° E., approximately 5 1/2 miles to the meander corner of sections 2 and 35, Tps. 49 and 50 S., R. 72 W., Seward Meridian, at the line of mean high tide of Port Moller;

Thence easterly, between Tps. 49 and 50 S., approximately 14 miles to the corner of Tps. 49 and 50 S., Rs. 69 and 70 W., Seward Meridian;

Thence northerly, between Rs. 69 and 70 W., approximately 6 miles to the closing corner of T. 49 S., Rs. 69 and 70 W., Seward Meridian;

Thence westerly, on the Twelfth Standard Parallel South, approximately 3 3/4 miles to the standard corner of T. 48 S., Rs. 69 and 70 W., Seward Meridian;

Thence northerly, between Rs. 69 and 70 W., approximately 6 miles to the corner of Tps. 47 and 48 S., Rs. 69 and 70 W., Seward Meridian;

Thence easterly, between Tps. 47 and 48 S., approximately 6 miles to the corner of Tps. 47 and 48 S., Rs. 68 and 69 W., Seward Meridian;

Thence northerly, between Rs. 68 and 69 W., approximately 6 miles to the corner of Tps. 46 and 47 S., Rs. 68 and 69 W., Seward Meridian;

Thence easterly, between Tps. 46 and 47 S., approximately 6 miles to the corner of Tps. 46 and 47 S., Rs. 67 and 68 W., Seward Meridian;

Thence northerly, between Rs. 67 and 68 W., approximately 6 miles to the corner of Tps. 45 and 46 S., Rs. 67 and 68 W., Seward Meridian;

Thence easterly, between Tps. 45 and 46 S., approximately 6 miles to the corner of Tps. 45 and 46 S., Rs. 66 and 67 W., Seward Meridian;

Thence northerly, between Rs. 66 and 67 W., approximately 6 miles to the closing corner of T. 45 S., Rs. 66 and 67 W., Seward Meridian;

Thence easterly, on the Eleventh Standard Parallel South, approximately 8 1/2 miles to the standard corner of T. 44 S., Rs. 64 and 65 W., Seward Meridian;

Thence northerly, between Rs. 64 and 65 W., approximately 12 miles to the corner of Tps. 42 and 43 S., Rs. 64 and 65 W., Seward Meridian;

Thence easterly, between Tps. 42 and 43 S., approximately 12 miles to the corner of Tps. 42 and 43 S., Rs. 62 and 63 W., Seward Meridian;

Thence northerly, between Rs. 62 and 63 W., approximately 12 miles to the closing corner of T. 41 S., Rs. 62 and 63 W., Seward Meridian;

Thence easterly, on the Tenth Standard Parallel South, approximately 20 3/4 miles to the standard corner of T. 40 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 12 miles to the corner of Tps. 38 and 39 S., Rs. 58 and 59 W., Seward Meridian;

Thence easterly, between Tps. 38 and 39 S., approximately 6 miles to the corner of Tps. 38 and 39 S., Rs. 57 and 58 W., Seward Meridian;

Thence northerly, between Rs. 57 and 58 W., approximately 6 miles to the corner of Tps. 37 and 38 S., Rs. 57 and 58 W., Seward Meridian;

Thence easterly, between Tps. 37 and 38 S., approximately 6 miles to the corner of Tps. 37 and 38 S., Rs. 56 and 57 W., Seward Meridian;

Thence southerly, between Rs. 56 and 57 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 38 S., Rs. 56 and 57 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, approximately 3 miles to the corner of sections 15, 16, 21 and 22, T. 38 S., R. 57 W., Seward Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, 3 and 4, 9 and 10, 15 and 16, approximately 6 miles to the corner of sections 15, 16, 21 and 22, T. 39 S., R. 57 W., Seward Meridian;

Thence easterly, between sections 15 and 22, 14 and 23, 13 and 24, approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 39 S., Rs. 56 and 57 W., Seward Meridian;

Thence southerly, between Rs. 56 and 57 W., approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 40 S., Rs. 56 and 57 W., Seward Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 40 S., Rs. 55 and 56 W., Seward Meridian;

Thence southerly, between Rs. 55 and 56 W., approximately 3 miles to the standard corner of T. 40 S., Rs. 55 and 56 W., Seward Meridian;

Thence easterly, on the Tenth Standard Parallel South, approximately 9 miles to the closing corner of T. 41 S., Rs. 54 and 55 W., Seward Meridian;

Thence southerly, between Rs. 54 and 55 W., approximately 1 1/2 miles to the meander corner of sections 7 and 12, T. 41 S., Rs. 54 and 55 W., Seward Meridian, the place of beginning.

North Creek Unit

Beginning at the meander corner of sections 13 and 18, T. 53 S., Rs. 85 and 86 W., Seward Meridian at the line of mean high tide of Bering Sea;

Thence southerly, between Rs. 85 and 86 W., approximately 6 miles to the intersection with the boundary of Izembek National Wildlife Refuge;

Thence northwesterly, along the boundary of Izembek National Wildlife Refuge, approximately 3 miles to a point at the mean high tide of Bering Sea;

Thence northeasterly, along the line of mean high tide of the Bering Sea, approximately 4 1/2 miles to the place of beginning.

*Department of the Interior 1:250,000 scale map issued in 1981, incorrectly depicts this portion of the description.

The following USGS quadrangle maps were used to prepare the legal description for the Alaska Peninsula National Wildlife Refuge:

mr - minor revision
lr - limited revision

Scale of Map	Name and Date
Ugashik Unit	
1:63,360	Ugashik (A-2) 1951; (A-3) 1954; (A-5), (A-6) 1963; (B-1), (B-2) 1951; (B-4), (B-5) 1954; (B-6) 1963 lr 1975); (C-1), (C-2) 1951; (C-3), (C-4) 1951 mr 1975; (D-2) 1951; (D-3) 1951 mr 1951 mr 1973; (D-4) 1971 mr 1975.
1:250,000	Sutwik Island 1963.
1:63,360	Sutwik Island (D-3) 1954; (D-4), (D-5) 1963.
Chignik-Pavlof Unit	
1:250,000	Cold Bay 1943 lr 1975 .
1:63,360	Cold Bay (A-1) on Alaska Maritime NWR map--unpublished draft; (C-1), (C-2) 1963
1:250,000	False Pass 1949 mr 1970
1:63,360	False Pass (D-2), (D-3) 1963.
1:250,000	Port Moller 1953 mr 1972.
1:63,360	Port Moller (A-6), (B-2) 1963; (B-3), (B-4), (B-5), (B-6) on Alaska Maritime NWR maps-unpublished drafts; (C-1), (C-2), (C-5), (C-6), (D-1), (D-2), (D-3) 1963.
1:63,360	Chignik (A-1), (A-2), (A-6), (A-7), (B-1), (B-2)1963; (B-3) on Alaska Maritime map-unpublished draft; (B-4), (B-5), (C-1), (C-2), (C-3), (C-4), (D-1), (D-2) 1963.
1:63,360	Sutwik Island (B-6), (C-6) 1963.
1:63,360	Stepovak (C-5 and C-6), (D-1), (D-2,), (D-3), (D-4), (D-5) 1963.
North Creek Unit	
1:63,360	Cold Bay (C-2) 1963.

ALASKA PENINSULA NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487

BRISTOL BAY
ALASKA PENINSULA
CAPE NEWENHAM NATIONAL WILDLIFE REFUGE
STATE GAME
Goose Pt
Cape Greig
Cape Menshikof
Cape Seniavin
Cape Kutuzof
Cape Kovrizhka
Cape Providence
Kashvik Bay
Kanatak Bay
Kumlik
Sutwik I
Foggy Cape
Alaska Peninsula
Aniakchak Crater
Pinnacle Mtn
Aniakchak River
Meshik River
Meshik
Port Heiden
Ilnik
Ilnik L
Black L
Sandy
Bear River
Sandy L
Kuiukta Bay
Port Moller
Herendeen Bay
Herendeen
Izembek Lagoon
Izembek Bay
Izembek
Liasko Cape
Cape Leontvich
Moffet Pt
Moffet
Izembek Lagoon
ZEMBEK RANGE
Unga
Unga Cape
Ugolnoi I
Ugolnoi
Dolgoi I
Dolgoi Cape
Deer Island
Sanak I
Sanak
Cape Pankof
Pankof Reef
Kupreanof Pt
Kupreanof
Kolovin I
Kolovin
Popof I
Popof
Nagai I
Nagai
Tyree
Mountain Pt
Bird I
Pt Farewell
Thompson
Big Koniuji I
Little Koniuji I
Simeonof I
SIMEONOF NATIONAL WILDLIFE REFUGE
SHUMAGIN ISLANDS
Aghiyuk I
Aghiyuk
Agligadak I
Agligadak
Kaskanak I
Kaskanak
Akutan I
Akutan
Akutan Bay
Akutan Pass
Akutan Pk
SEMIDI ISLANDS
SEMIDI NATIONAL WILDLIFE REFUGE
Chernofski
Chernofski Harbor
Unalaska I
Unalaska
Unalaska Bay
Unalaska Harbor
Dutch Harbor
Amaknak I
Amaknak
Iliuliuk
Iliuliuk Bay
Iliuliuk Harbor
Captains Bay
Captains Bay Rd
Castle Rock
Cape Thompson
Cape Aslik
Aslik L
Aslik Lake
Cape Aslik
Cape Cheerful
Cheerful Bay
Cheerful Lake
Cape Providence
Providence Bay
Providence
Sitkinak I
Sitkinak
Sitkinak Strait
Sitkinak Volcano
Sitkinak Volcano 2900
Sitkinak Volcano 2900
Sitkinak Volcano 2900

ARCTIC NATIONAL WILDLIFE REFUGE

Section 303 (2):

"The Arctic National Wildlife Refuge shall consist of the existing Arctic National Wildlife Range including lands, waters, interests, and whatever submerged lands, if any, were retained in Federal ownership at the time of statehood and an addition of approximately nine million one hundred and sixty thousand acres of public lands, as generally depicted on a map entitled "Arctic National Wildlife Refuge", dated August 1980."

The Arctic National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at a point on the Venetie Indian Reservation boundary as surveyed and platted in U.S. Survey No. 5220, Alaska, dated April 26, 1978, between sections 31 and 36, T. 29 N., Rs. 3 and 4 E., Fairbanks Meridian;

Thence northerly, between Rs. 3 and 4 E., approximately 23 1/2 miles to the closing corner of T. 32 N., Rs. 3 and 4 E., Fairbanks Meridian;

Thence easterly, along the Eighth Standard Parallel North, approximately 1/2 mile to the standard corner of T. 33 N., Rs. 3 and 4 E., Fairbanks Meridian;

Thence northerly, between Rs. 3 and 4 E., approximately 6 miles to the corner of Tps. 33 and 34 N., Rs. 3 and 4 E., Fairbanks Meridian;

Thence westerly, between Tps. 33 and 34 N., approximately 16 miles to the corner of sections 4, 5, 32 and 33, Tps. 33 and 34 N., R. 1 E., Fairbanks Meridian;

Thence northerly, between sections 32 and 33, 28 and 29, 20 and 21, 16 and 17, 8 and 9, 4 and 5, approximately 6 miles to the corner of sections 4, 5, 32 and 33, Tps. 34 and 35 N., R. 1 E., Fairbanks Meridian;

Thence westerly, between Tps. 34 and 35 N., approximately 5 miles to the corner of sections 3. 4, 33 and 34, Tps. 34 and 35 N., R. 1 W., Fairbanks Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, approximately 4 1/2 miles to the summit of a ridge between sections 9 and 10, T. 35 N., R. 1 W., Fairbanks Meridian, approximate elevation 4,085 feet;

Thence on an approximate forward bearing of N. 72° W., approximately 6 miles to the summit of a hill located in section 34, T. 36 N., R. 2 W., Fairbanks Meridian, approximate elevation 4,200 feet;

Thence northwesterly, on the crest of a ridge between the drainages of Your Creek and the Middle Fork Chandalar River, approximately 35 miles to a point on the Continental Divide, in the northeasterly portion of section 4, T. 14 S., R. 16 E., Umiat Meridian;

Thence southwesterly and northwesterly, along the Continental Divide, approximately 27 miles to a point between sections 31 and 36, T. 14 S., Rs. 12 and 13 E., Umiat Meridian;

Thence northerly, between Rs. 12 and 13 E., approximately 12 miles to the closing corner of T. 13 S., Rs. 12 and 13 E., Umiat Meridian;

Thence easterly, on the Third Standard Parallel South, approximately 1 1/4 miles to the standard corner of T. 12 S., Rs. 12 and 13 E., Umiat Meridian;

Thence northerly, between Rs. 12 and 13 E., approximately 6 miles to the corner of Tps. 11 and 12 S., Rs. 12 and 13 E., Umiat Meridian;

Thence westerly, between Tps. 11 and 12 S., approximately 4 miles to the corner of sections 4, 5, 32 and 33, Tps. 11 and 12 S., R. 12 E., Umiat Meridian;

Thence northerly, between sections 32 and 33, 28 and 29, approximately 2 miles to the corner of sections 20, 21, 28 and 29, T. 11 S., R. 12 E., Umiat Meridian;

Thence westerly, between sections 20 and 29, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 11 S., R. 12 E., Umiat Meridian;

Thence northerly, between sections 19 and 20, 17 and 18, approximately 1 1/2 miles to the 1/4 section corner of sections 17 and 18, T. 11 S., R. 12 E., Umiat Meridian;

Thence easterly, on the east and west centerline of section 17, approximately 1 mile to the 1/4 section corner of sections 16 and 17, T. 11 S., R. 12 E., Umiat Meridian;

Thence northerly, between sections 16 and 17, approximately 1/2 mile to the corner of sections 8, 9, 16 and 17, T. 11 S., R. 12 E., Umiat Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, 11 and 14, approximately 3 miles to the corner of sections 11, 12, 13 and 14, T. 11 S., R. 12 E., Umiat Meridian;

Thence northerly, between sections 11 and 12, 1 and 2, approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 10 and 11 S., R. 12 E., Umiat Meridian;

Thence easterly, between Tps. 10 and 11 S., approximately 13 miles to the corner of Tps. 10 and 11 S., Rs. 14 and 15 E., Umiat Meridian;

Thence northerly, between Rs. 14 and 15 E., approximately 12 miles to the closing corner of T. 9 S., Rs. 14 and 15 E., Umiat Meridian;

Thence easterly, along the Second Standard Parallel South, approximately 1 1/4 miles to the standard corner of T. 8 S., Rs. 14 and 15 E., Umiat Meridian;

Thence northerly, between Rs. 14 and 15 E., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 8 S., Rs. 14 and 15 E., Umiat Meridian;

Thence easterly, between sections 30 and 31, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 8 S., R. 15 E., Umiat Meridian;

Thence northerly, between sections 29 and 30, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 8 S., R. 15 E., Umiat Meridian;

Thence easterly, between sections 20 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 8 S., R. 15 E., Umiat Meridian;

Thence northerly, between sections 20 and 21, approximately 1 mile to the corner of sections 16, 17, 20 and 21, T. 8 S., R. 15 E., Umiat Meridian;

Thence easterly, between sections 16 and 21, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 8 S., R. 15 E., Umiat Meridian;

Thence northerly, between sections 15 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 8 S., R. 15 E., Umiat Meridian;

Thence easterly, between sections 10 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 8 S., R. 15 E., Umiat Meridian;

Thence northerly, between sections 10 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 8 S., R. 15 E., Umiat Meridian;

Thence easterly, between sections 2 and 11, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 8 S., R. 15 E., Umiat Meridian;

Thence northerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 7 and 8 S., R. 15 E., Umiat Meridian;

Thence easterly, between Tps. 7 and 8 S., approximately 1 mile to the corner of Tps. 7 and 8 S., Rs. 15 and 16 E., Umiat Meridian;

Thence northerly, between Rs. 15 and 16 E., approximately 18 miles to the closing corner of T. 5 S., Rs. 15 and 16 E., Umiat Meridian;

Thence easterly, along the First Standard Parallel South, approximately 15 1/2 miles to the standard corner of sections 32 and 33, T. 4 S., R. 18 E., Umiat Meridian;

Thence northerly, between sections 32 and 33, 28 and 29, 20 and 21, 16 and 17, 8 and 9, 4 and 5, approximately 6 miles to the corner of sections 4, 5, 32 and 33, Tps. 3 and 4 S., R. 18 E., Umiat Meridian;

Thence easterly, between Tps. 3 and 4 S., approximately 4 miles to the corner of Tps. 3 and 4 S., Rs. 18 and 19 E., Umiat Meridian;

Thence northerly, between Rs. 18 and 19 E., approximately 6 miles to the corner of Tps. 2 and 3 S., Rs. 18 and 19 E., Umiat Meridian;

Thence easterly, between Tps. 2 and 3 S., approximately 6 miles to the corner of Tps. 2 and 3 S., Rs. 19 and 20 E., Umiat Meridian;

Thence northerly, between Rs. 19 and 20 E., approximately 6 miles to the corner of Tps. 1 and 2 S., Rs. 19 and 20 E., Umiat Meridian;

Thence easterly, between Tps. 1 and 2 S., approximately 6 miles to the corner of Tps. 1 and 2 S., Rs. 20 and 21 E., Umiat Meridian;

Thence northerly, between Rs. 20 and 21 E., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 20 and 21 E., Umiat Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 21 and 22 E., Umiat Meridian;

Thence southerly, between Rs. 21 and 22 E., approximately 3 miles to the corner of Tps. 1 and 2 S., Rs. 21 and 22 E., Umiat Meridian;

Thence easterly, between Tps. 1 and 2 S., approximately 21 3/4 miles to the meander corner of sections 3 and 34 at the line of mean high water on the west bank of the Canning River, Tps. 1 and 2 S., R. 25 E., Umiat Meridian;

Thence northerly, along the mean high water line of the left bank of the Canning River, approximately 60 miles to the intersection of the extreme left bank with the mean high tide of the Arctic Ocean in section 15, T. 9 N., R. 24 E., Umiat Meridian;

Thence on an approximate forward bearing of N. 56 1/2° E., approximately 3 1/4 miles to the line of extreme low water of the most westerly tip of the most northwesterly island, westerly of Brownlow Point, section 6, T. 9 N., R. 25 E., Umiat Meridian;

Thence easterly, along the line of extreme low water of the Arctic Ocean, including all offshore bars, reefs, and islands, to the intersection of the International Boundary line between Alaska and the Yukon Territory, Canada, in the vicinity of Monument 1 of said International Boundary line;

Thence southerly, along the International Boundary, approximately 115 miles to the closing corner of section 3, T. 17 S., R. 48 E., Umiat Meridian and section 26, T. 37 N., R. 29 E., Fairbanks Meridian;

Thence westerly, between the Fairbanks and Umiat Meridians, approximately 58 1/2 miles to the left bank of the Sheenjek River located between section 1, T. 17 S., R. 38 E., Umiat Meridian and section 30, T. 37 N., R. 20 E., Fairbanks Meridian;

Thence southwesterly, along the left bank of the Sheenjek River, approximately 2 miles to a point opposite the mouth of Monument Creek in section 5, T. 36 N., R. 20 E., Fairbanks Meridian;

Thence westerly, across the Sheenjek River, to the right bank of Monument Creek located in section 5, T. 36 N., R. 20 E., Fairbanks Meridian;

Thence northwesterly along the right bank of Monument Creek, approximately 16 1/2 miles to a point opposite a north fork of Monument Creek in section 9, T. 16 S., R. 36 E., Umiat Meridian;

Thence northerly, along the right bank of the north fork of Monument Creek, approximately 12 miles to the intersection of the line between Rs. 35 and 36 E., T. 14 S., Rs. 35 and 36 E., Umiat Meridian;

Thence southerly, between Rs. 35 and 36 E., approximately 13 1/2 miles to the closing corner of T. 17 S., Rs. 35 and 36 E., Umiat Meridian;

Thence westerly, between the Fairbanks and Umiat Meridians, approximately 3/4 mile to the corner of T. 37 N., Rs. 16 and 17 E., Fairbanks Meridian;

Thence southerly, between Rs. 16 and 17 E., approximately 1 1/4 miles to the standard corner of T. 37 N., Rs. 16 and 17 E., Fairbanks Meridian;

Thence westerly, on the Ninth Standard Parallel North, approximately 1 1/2 miles to the closing corner of T. 36 N., Rs. 16 and 17 E., Fairbanks Meridian;

Thence southerly, between Rs. 16 and 17 E., approximately 24 miles to the standard corner of T. 33 N., Rs. 16 and 17 E., Fairbanks Meridian;

Thence easterly, on the Eighth Standard Parallel North, approximately 79 1/4 miles to the closing corner of Tps. 32 and 33 N., R. 30 E., Fairbanks Meridian, on the International Boundary between Canada and the United States of America;

Thence southerly, along the International Boundary, approximately 51 3/4 miles to Monument Number 63, located at the summit of a ridge in section 21, T. 24 N., R. 31 E., Fairbanks Meridian, approximate elevation 3,472 feet;

Thence westerly, southwesterly and northwesterly, along the crest of the divide between the Salmon Trout River, Fort Creek, Tetthajik Creek and Kevinjik Creek drainages, approximately 44 miles to a point on the south boundary of section 35, T. 25 N., R. 27 E., Fairbanks Meridian;

Thence westerly, on the Sixth Standard Parallel North, approximately 6 1/2 miles to the closing corner of T. 24 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence southerly, between Rs. 26 and 27 E., approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 24 N., Rs. 26 and 27 E., Fairbanks Meridian;

*Thence westerly, between sections 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, approximately 5 miles to the corner of sections 7, 8, 17 and 18, T. 24 N., R. 26 E., Fairbanks Meridian;

*Thence southerly, between sections 17 and 18, 19 and 20, 29 and 30, 31 and 32, approximately 4 miles to the corner of sections 5, 6, 31 and 32, Tps. 23 and 24 N., R. 26 E., Fairbanks Meridian;

*Thence westerly, between Tps. 23 and 24 N., approximately 1 mile to the corner of Tps. 23 and 24 N., Rs. 25 and 26 E., Fairbanks Meridian;

Thence southerly, between Rs. 25 and 26 E., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 23 N., Rs. 25 and 26 E., Fairbanks Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, approximately 4 miles to the corner of sections 16, 17, 20 and 21, T. 23 N., R. 25 E., Fairbanks Meridian;

Thence southerly, between sections 20 and 21, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 23 N., R. 25 E., Fairbanks Meridian;

Thence westerly, between sections 20 and 29, 19 and 30, approximately 2 miles to the corner of sections 19, 24, 25 and 30, T. 23 N., Rs. 24 and 25 E., Fairbanks Meridian;

Thence southerly, between Rs. 24 and 25 E., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 23 N., Rs. 24 and 25 E., Fairbanks Meridian;

Thence westerly, between sections 25 and 36, 26 and 35, 27 and 34, 28 and 33, 29 and 32, approximately 5 miles to the corner of sections 29, 30, 31 and 32, T. 23 N., R. 24 E., Fairbanks Meridian;

Thence northerly, between sections 29 and 30, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 23 N., R. 24 E., Fairbanks Meridian;

Thence westerly, between sections 19 and 30, 24 and 25, 23 and 26, approximately 3 miles to the corner of sections 22, 23, 26 and 27, T. 23 N., R. 23 E., Fairbanks Meridian;

Thence northerly, between sections 22 and 23, 14 and 15, 10 and 11, 2 and 3, approximately 4 miles to the corner of sections 2, 3, 34 and 35, Tps. 23 and 24 N., R. 23 E., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 6 miles to the corner of sections 2, 3, 34 and 35, Tps. 23 and 24 N., R. 22 E., Fairbanks Meridian;

Thence southerly, between sections 2 and 3, 10 and 11, 14 and 15, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 23 N., R. 22 E., Fairbanks Meridian;

Thence westerly, between sections 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 4 miles to the corner of sections 13, 18, 19 and 24, T. 23 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence northerly, between Rs. 21 and 22 E., approximately 3 miles to the corner of Tps. 23 and 24 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 23 and 24 N., R. 21 E., Fairbanks Meridian;

Thence northerly, between sections 35 and 36, 25 and 26, 23 and 24, approximately 3 miles to the corner of sections 13, 14, 23 and 24, T. 24 N., R. 21 E., Fairbanks Meridian;

Thence easterly, between sections 13 and 24, 18 and 19, 17 and 20, approximately 3 miles to the corner of sections 16, 17, 20 and 21, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 16 and 17, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 10 and 11, 2 and 3, approximately 2 miles to the closing corner of sections 2 and 3, T. 24 N., R. 22 E., Fairbanks Meridian;

++Thence easterly, along the Sixth Standard Parallel North, approximately 3/4 mile to the standard corner of sections 33 and 34, T. 25 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, approximately 8 miles to the corner of sections 21, 22, 27 and 28, T. 26 N., R. 22 E., Fairbanks Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 26 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, 8 and 9, 4 and 5, approximately 4 miles to the corner of sections 4, 5, 32 and 33, Tps. 26 and 27 N., R. 22 E., Fairbanks Meridian;

Thence westerly, between Tps. 26 and 27 N., approximately 2 miles to the corner of Tps. 26 and 27 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence northerly, between Rs. 21 and 22 E., approximately 6 miles to the corner of Tps. 27 and 28 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence westerly, between Tps. 27 and 28 N., approximately 6 miles to the corner of Tps. 27 and 28 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence northerly, between Rs. 20 and 21 E., approximately 6 miles to the closing corner of T. 28 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence westerly, along the Seventh Standard Parallel North, approximately 4 1/2 miles to the standard corner of T. 29 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence northerly, between Rs. 19 and 20 E., approximately 12 miles to the corner of Tps. 30 and 31 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence westerly, between Tps. 30 and 31 N., approximately 27 miles to the corner of sections 3, 4, 33 and 34, Tps. 30 and 31 N., R. 15 E., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 30 N., R. 15 E., Fairbanks Meridian;

Thence westerly, between sections 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 5 miles to the corner of sections 10, 11, 14 and 15, T. 30 N., R. 14 E., Fairbanks Meridian;

Thence southerly, between sections 14 and 15, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 30 N., R. 14 E., Fairbanks Meridian;

[++Note: The USGS base map for this area (Coleen quad) inaccurately depicts the Range numbers at the bottom of the sheet. Beginning in the lower lefthand corner, the Range numbers should be increased by 1: thus R. 16 E. should be R. 17 E., etc.]

Thence westerly, between sections 15 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 30 N., R. 14 E., Fairbanks Meridian;

Thence southerly, between sections 21 and 22, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 30 N., R. 14 E., Fairbanks Meridian;

Thence westerly, between sections 21 and 28, 20 and 29, 19 and 30, approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 30 N., Rs. 13 and 14 E., Fairbanks Meridian;

Thence northerly, between Rs. 13 and 14 E., approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 30 N., Rs. 13 and 14 E., Fairbanks Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 30 N., R. 13 E., Fairbanks Meridian;

Thence northerly, between sections 10 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 30 N., R. 13 E., Fairbanks Meridian;

Thence westerly, between sections 3 and 10, 4 and 9, 5 and 8, 6 and 7, approximately 4 miles to the corner of sections 1, 6, 7 and 12, T. 30 N., Rs. 12 and 13 E., Fairbanks Meridian;

Thence southerly, between Rs. 12 and 13 E., approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 30 N., Rs. 12 and 13 E., Fairbanks Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, 22 and 27, 21 and 28, approximately 4 miles to the corner of sections 20, 21, 28 and 29, T. 30 N., R. 12 E., Fairbanks Meridian;

Thence southerly, between sections 28 and 29, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 30 N., R. 12 E., Fairbanks Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 30 N., R. 12 E., Fairbanks Meridian;

Thence southerly, between sections 31 and 32, approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 29 and 30 N., R. 12 E., Fairbanks Meridian;

Thence westerly, between Tps. 29 and 30 N., approximately 1 1/4 miles to a point on the easterly boundary of the Venetie Indian Reservation between sections 1 and 36, Tps. 29 and 30 N., R. 11 E., Fairbanks Meridian;

Thence northeasterly, northwesterly, easterly, northerly and southwesterly, along the easterly and northwesterly boundary of the Venetie Indian Reservation as surveyed and platted in U.S. Survey No. 5220, Alaska, dated April 26, 1978, approximately 162 miles to a point between sections 31 and 36, T. 29 N., Rs. 3 and 4 E., Fairbanks Meridian, the place of beginning.

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE ARCTIC NATIONAL WILDLIFE REFUGE:

Section 702 (3):

"Arctic Wildlife Refuge Wilderness of approximately eight million acres as generally depicted on a map entitled "Arctic National Wildlife Refuge" dated August 1980;"

The Arctic Wildlife Refuge Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the intersection of the International Boundary between Alaska and the Yukon Territory, Canada, with the line of extreme low water of the Arctic Ocean in the vicinity of Monument Number 1 of said International Boundary line;

Thence southerly, along the International Boundary, approximately 101½ miles to a point on the right bank of the Bilwaddy Creek located in section 34, T. 14 S., R. 48 E., Umiat Meridian;

Thence westerly, along the right bank of Bilwaddy Creek to the saddle between its headwater and those of an unnamed tributary of Coleen River, approximately 18 miles to a point in southwesterly portion of section 13, T. 14 S., R. 45 E., Umiat Meridian;

Thence southwesterly, across the saddle to a point on the headwaters of a tributary stream of the Coleen River in section 13, T. 14 S., R. 45 E., Umiat Meridian;

Thence westerly, along the left bank of the tributary stream of the Coleen River to its intersection with the Coleen River, approximately 11 miles to a point in section 10, T. 15 S., R. 44 E., Umiat Meridian;

Thence across and northwesterly, along the right bank of the Coleen River to an intersection of an unnamed tributary, approximately 8 miles to a point in section 10, T. 14 S., R. 43 E., Umiat Meridian;

*Thence westerly, along the right bank of the unnamed tributary of the Coleen River to the crest of the saddle between its headwaters and the headwaters of an unnamed tributary of Eskimo Creek, approximately 11 miles to a point in the southwesterly portion of section 11, T. 14 S., R. 41 E., Umiat Meridian;

*Thence southwesterly, across the saddle to a point on the headwaters of an unnamed tributary of Eskimo Creek in section 15, T. 14 S., R. 41 E., Umiat Meridian;

Thence westerly, along the left bank of the unnamed tributary of Eskimo to its junction with Eskimo Creek, approximately 8 miles to a point in section 3, T. 15 S., R. 40 E., Umiat Meridian;

Thence southwesterly, along the left bank of Eskimo Creek to its junction with the Sheenjek River, approximately 10 miles to a point in section 4, T. 16 S., R. 39 E., Umiat Meridian;

Thence southerly, along the left bank of the Sheenjek River, approximately 8½ miles to a point opposite the mouth of Monument Creek, in section 5, T. 36 N. R. 20 E., Fairbanks Meridian;

Thence westerly, across the Sheenjek River to the right bank of Monument Creek located in section 5, T. 36 N., R. 20 E., Fairbanks Meridian;

Thence northwesterly, along the right bank of Monument Creek, approximately 16½ miles to a point opposite a north fork of Monument Creek in section 9, T. 16 S., R. 36 E., Umiat Meridian;

Thence northerly, along the right bank of the north fork of Monument Creek, approximately 26 miles to the point where said creek intersects a straight line projected from Brushman Mountain to Index Mountain;

Thence northeasterly, along this straight line approximately 2½ miles to its intersection with the right bank of Old Woman Creek;

Thence northerly, along the right bank of Old Woman Creek, approximately 12½ miles to a point opposite an unnamed tributory in section 12, T. 11 S., R. 33 E., Umiat Meridian;

Thence northeasterly and northwesterly, along the right bank of the unnamed tributary of Old Woman Creek, approximately 15 miles to the crest of a mountain at the head of a branch of Old Woman Creek whose elevation is approximately 7,110 feet in the northwesterly portion of T. 9 S., R. 34 E., Umiat Meridian;

Thence northwesterly and southwesterly, along the left banks of an unnamed tributary to the Chandalar River and the Chandalar River, approximately 18 miles to a point opposite the right bank of Red Sheep Creek, in the northeasterly portion of T. 9 S., R. 31 E., Umiat Meridian;

Thence northwesterly, along the right bank of Red Sheep Creek and the right bank of one of its northern tributaries, approximately 18 miles to its source at the crest of an unnamed mountain whose elevation is approximately 7,900 feet, in the southeasterly portion of T. 6 S., R. 29 E., Umiat Meridian;

Thence northwesterly, across the crest of an unnamed mountain whose elevation is approximately 7,900 feet, to the head of an unnamed tributary of the Canning River, in the southerly portion of T. 6 S., R. 29 E., Umiat Meridian;

Thence northerly, along the left bank of an unnamed tributary of the Canning River, approximately 10 miles to its junction with the Canning River, in the southeasterly portion of T. 5 S., R. 28 E., Umiat Meridian;

Thence westerly and northerly, along the line of mean high water of the left bank of the Canning River, approximately 65 miles to the meander corner of section 35 on the First Standard Parallel North, T. 5 N., R. 23 E., Umiat Meridian;

Thence easterly, along the First Standard Parallel North, approximately 40 3/4 miles to the closing corner of T. 4 N., Rs. 30 and 31 E., Umiat Meridian;

Thence southerly, between Rs. 30 and 31 E., approximately 6 miles to the corner of Tps. 3 and 4 N., Rs. 30 and 31 E., Umiat Meridian;

Thence easterly, between Tps. 3 and 4 N., approximately 18 miles to the corner of Tps. 3 and 4 N., Rs. 33 and 34 E., Umiat Meridian;

Thence southerly, between Rs. 33 and 34 E., approximately 6 miles to the corner of Tps. 2 and 3 N., Rs. 33 and 34 E., Umiat Meridian;

Thence easterly, between Tps. 2 and 3 N., approximately 21 miles to the meander corner of sections 4 and 33, on the left bank of the Aichilik River, Tps. 2 and 3 N., R. 37 E., Umiat Meridian;

Thence northeasterly, along the line of mean high water on the left bank of the Aichilik River, approximately 32 miles to a point at the line of mean high tide of the Beaufort Lagoon, located in section 28, T. 6 N., R. 40 E., Umiat Meridian;

Thence on an approximate forward bearing of N. 65° E., approximately 7,600 feet to a point on the northerly boundary of the Arctic National Wildlife Refuge located in section 22, T. 6 N., R. 40 E., Umiat Meridian, at the line of extreme low tide;

Thence southeasterly, along the northerly boundary of the Arctic National Wildlife Refuge at the line of extreme low tide on the seaward side of all offshore bars, reefs and islands, approximately 32 miles to the International Boundary between Canada and the United States of America, the place of beginning.

UNITS OF THE NATIONAL WILD AND SCENIC RIVERS SYSTEM WITHIN THE ARCTIC NATIONAL WILDLIFE REFUGE:

Section 602:

"Ivishak, Alaska.--That portion from its source, including all headwaters and an unnamed tributary from Porcupine Lake within the

boundary of the Arctic National Wildlife Range [sic]; to be administered by the Secretary of the Interior."

"Sheenjek, Alaska.--The segment within the Arctic National Wildlife Refuge; to be administered by the Secretary of the Interior."

"Wind, Alaska.--That portion from its source, including all headwaters and one unnamed tributary in township 13 south, within the boundaries of the Arctic National Wildlife Refuge; to be administered by the Secretary of the Interior.".

NOTE: The boundaries of designated wild river corridors will be determined during the comprehensive conservation planning process for the Arctic National Wildlife Refuge and will be published upon completion of that plan (due by December 1985).

Designated Study River:

Section 604 (a): Porcupine, Alaska. The corridor withdrawn during the course of the study and consideration by Congress consists of those public lands which constitute the bed or bank, or are within an area extending two miles from the bank of the river channel on both sides of that portion of the Porcupine River inside the Arctic National Wildlife Refuge from T. 30 N., R. 30 W., to T. 25 N., R. 22 E., Fairbanks Meridian.

*Department of the Interior 1:250,000 scale map issued in 1981, incorrectly depicts this portion of the description.

The following USGS quadrangle maps were used to prepare the legal description for the Arctic National Wildlife Refuge:

mr - minor revision
pr - photorevised
* - Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:250,000*	Demarcation Point 1955
1:63,360*	Demarcation Point (B-1) 1956; (C-1), (C-3), (C-4), (C-5), (D-2), (D-3) 1955.
1:250,000*	Mt. Michelson 1956.
1:63,360*	Mt. Michelson (B-5) 1971; (C-1), (C-2) 1955; (C-3) 1955 mr 1975; (C-4), (D-1) (D-2), (D-4) 1955.
1:63,360	Barter Island (A-3), (A-4), (A-5) 1955.
1:63,360	Flaxman Island (A-1) 1955 mr 1977; (A-3), (A-4) 1955.
1:250,000*	Arctic 1956 mr 1966.
1:63,360	Arctic (A-1), (A-2), (A-3), (A-4) 1972.
1:63,360	Sagavanirktok (A-1), (A-2) 1971; (A-3) 1971 pr 1975; (B-1) 1971.
1:63,360	Philip Smith Mountains (A-2), (A-3) 1971; (A-4) 1971 pr 1975; (B-3) 1971; (B-4) 1971 pr 1975; (C-3) 1971; (C-4) 1971 pr 1975; (D-3) 1971.
1:250,000	Chandalar 1956 mr 1966.
1:250,000	Christian 1956 mr 1977.
1:63,360	Christian (D-1) 1973; (D-3) 1972.
1:250,000*	Coleen 1956 mr 1965.
1:63,360*	Coleen (A-1) 1956 mr 1973; (A-4), (A-5) 1956 mr 1965; (B-1) 1956 mr 1963; (D-5), (D-6) 1972.
1:63,360	Black River (C-1) 1956; (D-1) 1956 mr 1970; (D-2) 1956; (D-3), (D-4), (D-5) 1956 mr 1973.
1:250,000*	Table Mountain 1956 mr 1972.
1:63,360*	Table Mountain (A-1), (A-2), (A-3), (A-4), (A-5), (B-1) 1972.

ARCTIC NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487

BECHAROF NATIONAL WILDLIFE REFUGE

Section 302 (2):

"The Becharof National Wildlife Refuge shall consist of the approximately one million two hundred thousand acres of public lands generally depicted on the map entitled 'Becharof National Wildlife Refuge', dated July 1980."

The Becharof National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at a point at the line of mean high tide of Shelikof Strait, located approximately N. 45° E., 200 feet from the meander corner of sections 1 and 12, T. 32 S., R. 42 W., Seward Meridian;

Thence northwesterly, northerly and northwesterly, along the crest of a ridge, approximately 13 1/4 miles to the summit of a mountain located in the southerly portion of section 35, T. 30 S., R. 43 W., Seward Meridian, approximate elevation 2,445 feet;

Thence on an approximate forward bearing of N. 54° W., approximately 6 1/4 miles to the summit of Mt. Ugashik located in section 6, T. 30 S., R. 43 W., Seward Meridian, approximate elevation 2,230 feet;

Thence on an approximate forward bearing of N. 50° E., approximately 3 3/4 miles to the summit of Mt. Lee located in section 22, T. 29 S., R. 43 W., Seward Meridian, approximate elevation 2,650 feet;

Thence due West, approximately 1/4 mile to a point between sections 21 and 22, T. 29 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 21 and 22, approximately 3/4 mile to the corner of sections 15, 16, 21 and 22, T. 29 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 16 and 21, approximately 1 mile to the corner of sections 16, 17, 20 and 21, T. 29 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 16 and 17, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 29 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 8 and 17, approximately 1 mile to the corner of sections 7, 8, 17 and 18, T. 29 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 7 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 29 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 6 and 7, approximately 1 mile to the corner of sections 1, 6, 7 and 12, T. 29 S., Rs. 43 and 44 W., Seward Meridian;

Thence northerly, between Rs. 43 and 44 W., approximately 1 mile to the closing corner of T. 29 S., Rs. 43 and 44 W., Seward Meridian;

Thence westerly, on the Seventh Standard Parallel South, approximately 2,200 feet to the standard corner of sections 32 and 33, T. 28 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 32 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 28 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 28 S., R. 43 W., Seward Meridian;

Thence northerly, between sections 29 and 30, 19 and 20, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 28 S., R. 43 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, approximately 2 miles to the corner of sections 13, 14, 23 and 24, T. 28 S., R. 44 W., Seward Meridian;

Thence northerly, between sections 13 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 28 S., R. 44 W., Seward Meridian;

Thence westerly, between sections 11 and 14, 10 and 15, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 28 S., R. 44 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 28 S., R. 44 W., Seward Meridian;

Thence westerly, between sections 4 and 9, 5 and 8, 6 and 7, approximately 3 miles to the corner of sections 1, 6, 7 and 12, T. 28 S., Rs. 44 and 45 W., Seward Meridian;

Thence northerly, between Rs. 44 and 45 W., approximately 1 mile to the corner of Tps. 27 and 28 S., Rs. 44 and 45 W., Seward Meridian;

Thence westerly, between Tps. 27 and 28 S., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 27 and 28 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 27 S., R. 45 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 27 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 28 and 29, 20 and 21, approximately 2 miles to the corner of sections 16, 17, 20 and 21, T. 27 S., R. 45 W., Seward Meridian;

Thence westerly, between sections 17 and 20, 18 and 19, approximately 2 miles to the corner of sections 13, 18, 19 and 24, T. 27 S., Rs. 45 and 46 W., Seward Meridian;

Thence northerly, between Rs. 45 and 46 W., approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 27 S., Rs. 45 and 46 W., Seward Meridian;

Thence westerly, between sections 12 and 13, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 27 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 11 and 12, approximately 1/2 mile to the 1/4 section corner of sections 11 and 12, T. 27 S., R. 46 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 11, approximately 1/2 mile to the center 1/4 section corner of section 11, T. 27 S., R. 46 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 11, approximately 1/2 mile to the 1/4 section corner of sections 2 and 11, T. 27 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 2 and 11, approximately 1/2 mile to the corner of sections 2, 3, 10 and 11, T. 27 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 2 and 3, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 26 and 27 S., R. 46 W., Seward Meridian;

Thence westerly, between Tps. 26 and 27 S., approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 26 and 27 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 26 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 28 and 29, approximately 1/2 mile to the 1/4 section corner of sections 28 and 29, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 29, approximately 1/2 mile to the center 1/4 section corner of section 29, T. 26 S., R. 46 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 29, approximately 1/2 mile to the 1/4 section corner of sections 20 and 29, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1/2 mile to the corner of sections 19, 20, 29 and 30, T. 26 S., R. 46 W., Seward Meridian;

Thence northerly, between sections 19 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 26 S., R. 46 W., Seward Meridian;

Thence westerly, between sections 18 and 19, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 26 S., Rs. 46 and 47 W., Seward Meridian;

Thence northerly, between Rs. 46 and 47 W., approximately 8 miles to the closing corner of sections 7 and 12, T. 25 S., Rs. 46 and 47 W., Seward Meridian;

Thence easterly, on the Sixth Standard Parallel South, approximately 1,900 feet to the standard corner of T. 24 S., Rs. 46 and 47 W., Seward Meridian;

Thence northerly, between Rs. 46 and 47 W., approximately 18 miles to the corner of Tps. 21 and 22 S., Rs. 46 and 47 W., Seward Meridian;

Thence easterly, between Tps. 21 and 22 S., approximately 6 miles to the corner of Tps. 21 and 22 S., Rs. 45 and 46 W., Seward Meridian;

Thence northerly, between Rs. 45 and 46 W., approximately 6 miles to the closing corner of T. 21 S., Rs. 45 and 46 W., Seward Meridian;

Thence easterly, on the Fifth Standard Parallel South, approximately 1,900 feet to the standard corner of sections 33 and 34, T. 20 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, approximately 5 miles to the meander corner of sections 3 and 4, T. 20 S., R. 45 W., Seward Meridian, at the line of mean high water of an unnamed lake;

Thence northerly, along the line of mean high water of the unnamed lake, approximately 1 mile to the meander corner of sections 3 and 4, T. 20 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 3 and 4, approximately 700 feet to the corner of sections 3, 4, 33 and 34, Tps. 19 and 20 S., R. 45 W., Seward Meridian;

Thence easterly, between Tps. 19 and 20 S., approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 19 and 20 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 34 and 35, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 19 S., R. 45 W., Seward Meridian;

Thence easterly, between sections 26 and 35, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 19 S., R. 45 W., Seward Meridian;

Thence northerly, between sections 25 and 26, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 19 S., R. 45 W., Seward Meridian;

Thence easterly, between sections 24 and 25, approximately 1/2 mile to the 1/4 section corner of sections 24 and 25, T. 19 S., R. 45 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 24, approximately 1/2 mile to the center 1/4 section corner of section 24, T. 19 S., R. 45 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 24, approximately 1/2 mile to the 1/4 section corner of sections 19 and 24, T. 19 S., Rs. 44 and 45 W., Seward Meridian;

Thence northerly, between Rs. 44 and 45 W., approximately 1/2 mile to the corner of sections 13, 18, 19 and 24, T. 19 S., Rs. 44 and 45 W., Seward Meridian;

Thence easterly, between sections 18 and 19, approximately 1/2 mile to the 1/4 section corner of sections 18 and 19, T. 19 S., R. 44 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 18, approximately 1/2 mile to the center 1/4 section corner of section 18, T. 19 S., R. 44 W., Seward Meridian;

Thence easterly, on the east and west centerlines of sections 18 and 17, approximately 1 mile to the center 1/4 section corner of section 17, T. 19 S., R. 44 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 17, approximately 1/2 mile to the 1/4 section corner of sections 8 and 17, T. 19 S., R. 44 W., Seward Meridian;

Thence easterly, between sections 8 and 17, 9 and 16, approximately 1 1/2 miles to the corner of sections 9, 10, 15 and 16, T. 19 S., R. 44 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1/2 mile to the 1/4 section corner of sections 9 and 10, T. 19 S., R. 44 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 10, approximately 1/2 mile to the center 1/4 section corner of section 10, T. 19 S., R. 44 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 10, approximately 1/2 mile to the 1/4 section corner of sections 3 and 10, T. 19 S., R. 44 W., Seward Meridian;

Thence easterly, between sections 3 and 10, 2 and 11, approximately 1 1/2 miles to the corner of sections 1, 2, 11 and 12, T. 19 S., R. 44 W., Seward Meridian;

Thence northerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 18 and 19 S., R. 44 W., Seward Meridian;

Thence easterly, between Tps. 18 and 19 S., approximately 1 mile to the corner of Tps. 18 and 19 S., Rs. 43 and 44 W., Seward Meridian;

Thence southerly, between Rs. 43 and 44 W., approximately 1/2 mile to the 1/4 section corner of sections 1 and 6, T. 19 S., Rs. 43 and 44 W., Seward Meridian;

Thence on an approximate forward bearing of S. 89° E., approximately 9 3/4 miles to the vertical angle bench mark "Contact" located in section 4, T. 19 S., R. 42 W., Seward Meridian, approximate elevation 1,156 feet;

Thence on an approximate forward bearing of S. 18° W., approximately 4 3/4 miles to the summit of a mountain located in the southwesterly portion of section 29, T. 19 S., R. 42 W., Seward Meridian, approximate elevation 1,125 feet;

Thence on an approximate forward bearing of S. 2° W., approximately 8 miles to vertical angle bench mark "Granite" located in section 11, T. 21 S., R. 43 W., Seward Meridian, approximate elevation 1,683 feet;

Thence on an approximate forward bearing of S. 30° E., approximately 13 1/4 miles to vertical angle bench mark horizontal control station "Red" located in the southeasterly portion of section 2, T. 23 S., R. 42 W., Seward Meridian, approximate elevation 1,721 feet;

Thence on an approximate forward bearing of S. 40° E., approximately 3 3/4 miles to vertical angle bench mark horizontal control station "Gert" located in the southwesterly portion of section 20, T. 23 S., R. 41 W., Seward Meridian, approximate elevation 1,141 feet;

Thence on an approximate forward bearing of S. 78° E., approximately 4,000 feet to the confluence of the King Salmon River and Contact Creek located in the southeasterly portion of section 20, T. 23 S., R. 41 W., Seward Meridian;

Thence on an approximate forward bearing of S. 45° E., approximately 5 3/4 miles to the intersection of a ridge and the line between sections 13 and 18, T. 24 S., Rs. 40 and 41 W., Seward Meridian;

Thence southeasterly and easterly, along the crest of a ridge, approximately 24 3/4 miles to a point between sections 14 and 23, T. 25 S., R. 38 W., Seward Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, approximately 4 1/4 miles to the corner of sections 15, 16, 21 and 22, T. 25 S., R. 37 W., Seward Meridian;

Thence on an approximate forward bearing of S. 32° E., approximately 3,100 feet to the summit of a mountain located in section 22, T. 25 S., R. 37 W., Seward Meridian, approximate elevation 2,267 feet;

Thence southerly and easterly, along the crest of a ridge, approximately 19 miles to a point N. 40° W. of vertical angle bench mark "Kubugakli," located in section 6, T. 27 S., R. 35 W., Seward Meridian, approximate elevation 1,150 feet;

Thence S. 40° E., approximately 3,800 feet to vertical angle bench mark "Kubugakli";

Thence S. 40° E., approximately 800 feet, to the line of mean high tide of Shelikof Strait;

Thence southwesterly, along the line of mean high tide of Shelikof Strait, closing the mouths of all rivers to a point approximately N. 45° E., 200 feet from the meander corner of sections 1 and 12, T. 32 S., R. 42 W., Seward Meridian, the place of beginning.

UNITS OF THE WILDERNESS PRESERVATION SYSTEM
WITHIN THE BECHAROF NATIONAL WILDLIFE REFUGE:

Section 702 (4):

Becharof Wilderness of approximately four hundred thousand acres as generally depicted on a map entitled "Becharof National Wildlife Refuge" dated July 1980;

The Becharof Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at vertical angle bench mark "Kubugakli" located in the southeasterly portion of section 6, T. 27 S., R. 35 W., Seward Meridian, approximate elevation 139 feet;

Thence S. 40° E., approximately 800 feet, along the Becharof National Wildlife Refuge boundary, to the line of mean high tide of Shelikof Strait;

Thence southwesterly, along the line of mean high tide of Shelikof Strait, closing the mouths of all rivers to a point on the left bank of Jute Creek, located in the easterly portion of section 19, T. 30 S., R. 40 W., Seward Meridian;

Thence northwesterly, along the left bank of Jute Creek to the source of its branch in Section 12, T. 30 S., R. 41 W., Seward Meridian;

Thence northwesterly, in a straight line to the source of the branch of Bear Creek in Section 12, T. 30 S., R. 41 W., Seward Meridian;

Thence northwesterly, along the right bank of Bear Creek to its confluence with Becharof Lake, T. 29 S., R. 42 W., Seward Meridian;

Thence westerly , approximately 9,600 feet to a point on the left bank of Burls Creek in section 10, T. 29 S., R. 42 W., Seward Meridian;

Thence northwesterly, along the line of mean high water of Becharof Lake, closing the mouth of all rivers, approximately 12 miles, to the meander corner of sections 4 and 33, Tps. 27 and 28 S., R. 42 W., Seward Meridian;

Thence on an approximate forward bearing of N. 45° E., approximately 8,000 feet to the meander corner of sections 26 and 27, T. 27 S., R. 42 W., Seward Meridian;

Thence northwesterly, easterly, northerly and northwesterly, along the line of mean high water of Becharof Lake, closing the mouths of all rivers, approximately 29 miles to the meander corner of sections 8 and 9, T. 25 S., R. 43 W., Seward Meridian;

Thence on an approximate forward bearing of N. 13° E., approximately 7,800 feet to the summit of Blue Mountain, located in section 4, T. 25 S., R. 43 W., Seward Meridian, approximate elevation 1,930 feet;

Thence on an approximate forward bearing of N. 55° E., approximately 42,500 feet to the summit of a mountain located in section 9, T. 24 S., R. 42 W., Seward Meridian, approximate elevation 1,344 feet;

Thence on an approximate forward bearing of S. 63° E., approximately 47,500 feet to the summit of a mountain, located in section 36, T. 24 S., R. 41 W., Seward Meridian, approximate elevation 1,845 feet;

Thence on an approximate forward bearing of S. 81° E., approximately 10,800 feet to the summit of a mountain located in section 32, T. 24 S., R. 40 W., Seward Meridian, approximate elevation 2,568 feet;

Thence on an approximate forward bearing of S. 89° E., approximately 9,600 feet to the summit of a mountain located in section 34, T. 24 S., R. 40 W., Seward Meridian, approximate elevation 3,355 feet;

Thence southeasterly and easterly, along the crest of a ridge, approximately 19 miles to a point between sections 14 and 23, T. 25 S., R. 38 W., Seward Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, approximately 4 1/4 miles to the corner of sections 15, 16, 21 and 22, T. 25 S., R. 37 W., Seward Meridian;

Thence on an approximate forward bearing of S. 32° E., approximately 3,100 feet to the summit of a mountain located in section 15, T. 25 S., R. 37 W., Seward Meridian, approximate elevation 2,267 feet;

Thence southerly and easterly, along the crest of a ridge, approximately 19 miles to a point N. 40° W. of vertical angle benchmark "Kubugakli" in section 6, T. 27 S., R. 35 W., Seward Meridian, approximate elevaton 1,150 feet;

Thence S. 40° E., approximately 3,800 feet to vertical angle bench mark "Kubugakli", the point of beginning.

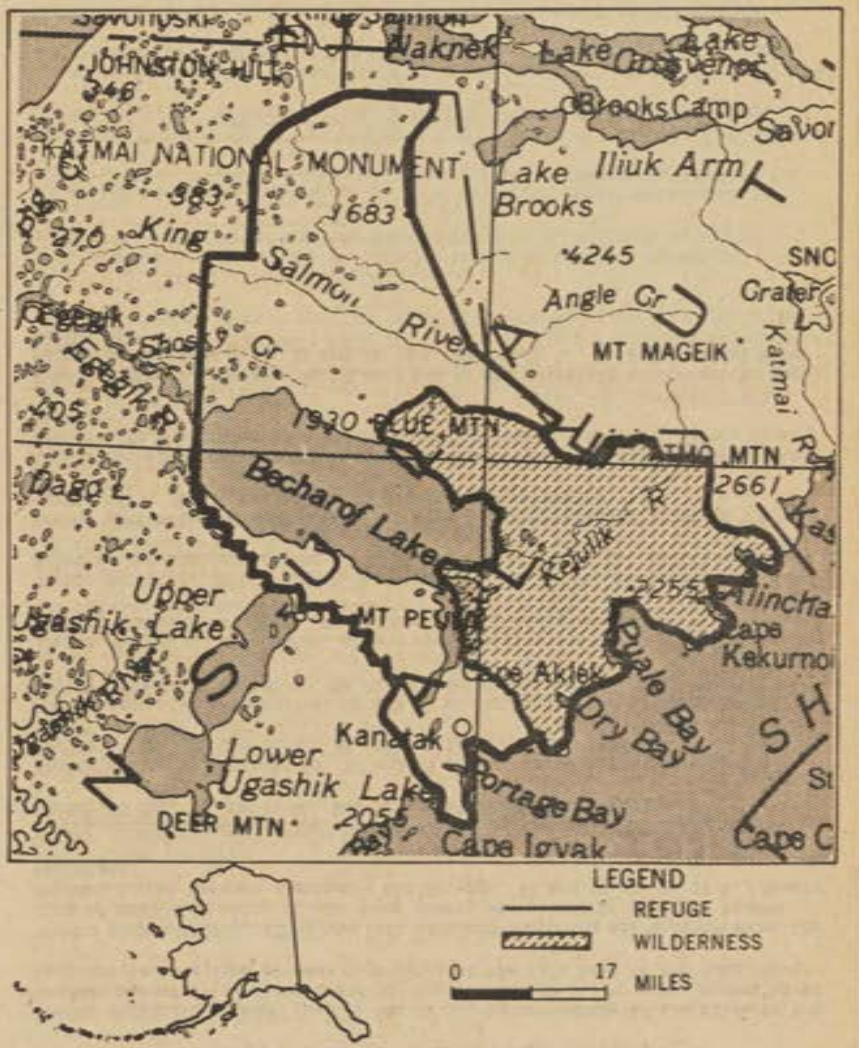
The following USGS quadrangle maps were used to prepare the legal description for the Becharof National Wildlife Refuge:

mr - minor revision
* - Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:63,360*	Ugashik (B-1) 1951 mr 1973; (C-1) 1951; (C-2) 1951 mr 1973; (D-1) 1951 mr 1972; (D-2), (D-3) 1951 mr 1973.
1:63,360*	Naknek (A-1) 1951 mr 1973; (A-2), (A-3) 1951 mr 1970; (B-1) 1951; (B-2) 1952 mr 1966; (B-3) 1952 mr 1973; (C-1) 1951 mr 1970; (C-2) 1952.
1:63,360*	Mt. Katmai (A-5) 1951 mr 1973; (A-6) 1951.
1:63,360*	Karluk (C-4 and C-5), (C-6) 1951; (D-4), (D-5), (D-6) 1951 mr 1973.

BECHAROF NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



INNOKO NATIONAL WILDLIFE REFUGE

Section 302 (3):

> "The Innoko National Wildlife Refuge shall consist of the approximately three million eight hundred and fity thousand acres of public lands generally depicted on the map entitled "Innoko National Wildlife Refuge", dated October 1978."

The Innoko National Wildlife Refuge consists of the public lands, as defined by the ANILCA, witnin the following boundaries:

Innoko Unit

Beginning at the standard corner of T. 20 S., Rs. 12 and 13 E., Kateel River Meridian;

Thence northerly, between Rs. 12 and 13 E., approximately 6 miles to the corner of Tps. 19 and 20 S., Rs. 12 and 13 E., Kateel River Meridian;

Thence westerly, between Tps. 19 and 20 S., approximately 24 miles to the corner of Tps. 19 and 20 S., Rs. 8 and 9 E., Kateel River Meridian;

Thence northerly, between Rs. 8 and 9 E., approximately 12 miles to the corner of Tps. 17 and 18 S., Rs. 8 and 9 E., Kateel River Meridian;

Thence westerly, between Tps. 17 and 18 S., approximately 36 miles to the corner of Tps. 17 and 18 S., Rs. 2 and 3 E., Kateel River Meridian;

Thence northerly, between Rs. 2 and 3 E., approximately 2 1/2 miles to the 1/4 section corner of sections 19 and 24, T. 17 S., Rs. 2 and 3 E., Kateel River Meridian;

Thence westerly, on the east and west centerlines of sections 24, 23, 22, 21, 20, 19, 24, 23, 22, 21, 20 and 19, approximately 12 miles to a point at the line of mean high water on the left bank of the Yukon River located in section 19, T. 17 S., R. 1 E., Kateel River Meridian;

Thence southwesterly, along the left bank and including all islands above the line of mean high water of the Yukon River, approximately 22 miles to the meander corner between sections 2 and 35, Tps. 19 and 20 S., R. 3 W., Kateel River Meridian;

Thence easterly, between Tps. 19 and 20 S., approximately 7 1/2 miles to the corner of Tps. 19 and 20 S., Rs. 1 and 2 W., Kateel River Meridian;

Thence southerly, between Rs. 1 and 2 W., approximately 6 miles to the standard corner of T. 20 S., Rs. 1 and 2 W., Kateel River Meridian;

Thence easterly, on the Fourth Standard Parallel South, approximately 400 feet to the closing corner of T. 21 S., Rs. 1 and 2 W., Kateel River Meridian;

Thence southerly, between Rs. 1 and 2 W., approximately 6 miles to the corner of Tps. 21 and 22 S., Rs. 1 and 2 W., Kateel River Meridian;

Thence westerly, between Tps. 21 and 22 S., approximately 13 1/4 miles to the meander corner of sections 2 and 35, Tps. 21 and 22 S., R. 4 W., Kateel River Meridian, at the line of mean high water on the left bank of the Yukon River;

Thence southwesterly, along the left bank and including all islands above the line of mean high water of the Yukon River, approximately 69 miles to the meander corner between sections 6 and 31, Tps. 31 and 32 N., R. 57 W., Seward Meridian;

Thence easterly, between Tps. 31 and 32 N., approximately 30 miles to the corner of Tps. 31 and 32 N., Rs. 52 and 53 W., Seward Meridian;

Thence southerly, between Rs. 52 and 53 W., approximately 6 miles to the corner of Tps. 30 and 31 N., Rs. 52 and 53 W., Seward Meridian;

Thence easterly, between Tps. 30 and 31 N., approximately 42 miles to the corner of Tps. 30 and 31 N., Rs. 45 and 46 W., Seward Meridian;

Thence northerly, between Rs. 45 and 46 W., approximately 12 miles to the closing corner of T. 32 N., Rs. 45 and 46 W., Seward Meridian;

Thence easterly, on the Eighth Standard Parallel North, approximately 2 3/4 miles to the standard corner of T. 33 N., Rs. 44 and 45 W., Seward Meridian;

Thence northerly, between Rs. 44 and 45 W., approximately 7 miles to the corner of T. 34 N., Rs. 44 and 45 W., Seward Meridian;

Thence easterly, between the Seward and Kateel River Meridians, approximately 650 feet to the corner of sections 3 and 4, T. 29 S., R. 6 E., Kateel River Meridian;

Thence northerly, between sections 3 and 4, approximately 4,500 feet to the corner of sections 3, 4, 33 and 34, Tps. 28 and 29 S., R. 6 E., Kateel River Meridian;

Thence easterly, between Tps. 28 and 29 S., approximately 3 miles to the corner of Tps. 28 and 29 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 24 miles to the closing corner of T. 25 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence easterly, on the Sixth Standard Parallel South, approximately 18 1/2 miles to the standard corner of T. 24 S., Rs. 9 and 10 E., Kateel River Meridian;

Thence northerly, between Rs. 9 and 10 E., approximately 12 miles to the corner of Tps. 22 and 23 S., Rs. 9 and 10 E., Kateel River Meridian;

Thence easterly, between Tps. 22 and 23 S., approximately 18 miles to the corner of Tps. 22 and 23 S., Rs. 12 and 13 E., Kateel River Meridian;

Thence northerly, between Rs. 12 and 13 E., approximately 12 miles to the closing corner of T. 21 S., Rs. 12 and 13 E., Kateel River Meridian;

Thence easterly, on the Fifth Standard Parallel South, approximately 4,400 feet to the standard corner of T. 20 S., Rs. 12 and 13 E., Kateel River Meridian, the point of beginning.

Bullfrog Island and adjacent islands located above the line of mean high water between the Yukon River and Honeymoon Slough in Tps. 20 and 21 S., Rs. 3 and 4 W., Kateel River Meridian, are also included in this unit of the refuge; and

Kaiyuh Unit

Beginning at the corner of Tps. 9 and 10 S., Rs. 9 and 10 E., Kateel River Meridian;

Thence northerly, between Rs. 9 and 10 E., approximately 4 1/2 miles to the meander corner of sections 7 and 12, T. 9 S., Rs. 9 and 10 E., Kateel River Meridan, at the line of mean high water on the left bank of the Yukon River;

Thence northwesterly and southwesterly, along the left bank and including all the islands within the line of mean high water of the Yukon River excepting Koyukuk Island, approximately 74 miles to the meander corner between sections 5 and 32, Tps. 13 and 14 S., R. 1 E., Kateel River Meridian;

Thence easterly, between Tps. 13 and 14 S., approximately 29 miles to the corner of sections 5, 6, 31 and 32, Tps. 13 and 14 S., R. 6 E., Kateel River Meridian;

Thence northerly, between sections 31 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32 T. 13 S., R. 6 E., Kateel River Meridian;

Thence easterly between sections 29 and 32, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 13 S., R. 6 E., Kateel River Meridian;

Thence northerly, between sections 28 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 13 S., R. 6 E., Kateel River Meridian;

Thence easterly, between sections 21 and 28, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 13 S., R. 6 E., Kateel River Meridian;

Thence northerly, between sections 21 and 22, approximately 1/2 mile to the 1/4 corner of section 21 and 22, T. 13 S., R. 6 E., Kateel River Meridian;

Thence easterly, on the east and west centerlines of sections 22 and 23, approximately 2 miles to the 1/4 section corner of sections 23 and 24, T. 13 S., R. 6 E., Kateel River Meridian;

Thence northerly, between sections 23 and 24, approximately 1/2 mile to the corner of sections 13, 14, 23 and 24, T. 13 S., R. 6 E., Kateel River Meridian;

Thence easterly, between sections 13 and 24, approximately 1/2 mile to the 1/4 corner of sections 13 and 24, T. 13 S., Rs. 6, E., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 13, approximately 1 mile to the 1/4 section corner of sections 12 and 13, T. 13 S., R. 6 E., Kateel River Meridian;

Thence easterly, between sections 12 and 13, approximately 1/2 mile to the corner of sections 7, 12, 13 and 18, T. 13 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 2 miles to the closing corner of sections 1 and 6, T. 13 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence easterly, on the Third Standard Parallel South, approximately 1/2 mile to the standard corner of T. 12 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 1/2 mile to the 1/4 section corner of sections 31 and 36, T. 12 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 31, approximately 1 mile to the 1/4 section corner of sections 31 and 32, T. 12 S., R. 7 E., Kateel River Meridian;

Thence northerly, between sections 31 and 32, approximately 1/2 mile to the corner of sections 29, 30, 31 and 32, T. 12 S., R. 7 E., Kateel River Meridian;

Thence easterly, between sections 29 and 32, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 12 S., R. 7 E., Kateel River Meridian;

Thence northerly, between sections 28 and 29, 20 and 21, approximately 1 1/2 miles to the 1/4 section corner of sections 20 and 21, T. 12 S., R. 7 E., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 21, approximately 1 mile to the 1/4 section corner of sections 21 and 22, T. 12 S., R. 7 E., Kateel River Meridian;

Thence northerly, between sections 21 and 22, 15 and 16, approximately 1 mile to the 1/4 section corner of sections 15 and 16, T. 12 S., R. 7 E., Kateel River Meridian;

Thence easterly, on the east and west centerlines of sections 15, 14, 13, 18 and 17, approximately 5 miles to the 1/4 section corner of sections 16 and 17, T. 12 S., R. 8 E., Kateel River Meridian;

Thence northerly, between sections 16 and 17, 8 and 9, approximately 1 1/2 miles to the corner of sections 4, 5, 8 and 9, T. 12 S., R. 8 E., Kateel River Meridian;

Thence easterly, between sections 4 and 9, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 12 S., R. 8 E., Kateel River Meridian;

Thence northerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 11 and 12 S., R. 8 E., Kateel River Meridian;

Thence easterly, between Tps. 11 and 12 S., approximately 1 1/2 miles to the 1/4 section corner of sections 2 and 35, Tps. 11 and 12, R. 8 E., Kateel River Meridian;

Thence northerly, on the north and south centerlines of sections 35, 26, and 23, approximately 3 miles to the 1/4 section corner of sections 14 and 23, T. 11 S., R. 8 E., Kateel River Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, approximately 1 1/2 miles to the corner of sections 13, 18, 19 and 24, T. 11 S., Rs. 8 and 9 E., Kateel River Meridian;

Thence northerly, between Rs. 8 and 9 E., approximately 1/2 mile to the 1/4 section corner of sections 13 and 18, T. 11 S., Rs. 8 and 9 E., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 18, approximately 1 mile to the 1/4 section corner of sections 17 and 18, T. 11 S., R. 9 E., Kateel River Meridian;

Thence northerly, between sections 17 and 18, 7 and 8, approximately 1 mile to the 1/4 section corner of sections 7 and 8, T. 11 S., R. 9 E., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 8, approximately 1 mile to the 1/4 section corner of sections 8 and 9, T. 11 S., R. 9 E., Kateel River Meridian;

Thence northerly, between sections 8 and 9, 4 and 5, approximately 1 1/2 miles to the corner of sections 4, 5, 32 and 33, Tps. 10 and 11 S., R. 9 E., Kateel River Meridian;

Thence easterly, between Tps. 10 and 11 S., approximately 2 miles to the corner of sections 2, 3, 34 and 35, Tps. 10 and 11 S., R. 9 E., Kateel River Meridian;

Thence northerly, between sections 34 and 35, 26 and 27, 22 and 23, 14 and 15, 10 and 11, approximately 5 miles to the corner of sections 2, 3, 10 and 11, T. 10 S., R. 9 E., Kateel River Meridian;

Thence easterly, between sections 2 and 11, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 10 S., R. 9 E., Kateel River Meridian;

Thence northerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 9 and 10 S., R. 9 E., Kateel River Meridian;

Thence easterly, between Tps. 9 and 10 S., approximately 1 mile to the corner of Tps. 9 and 10 S., Rs. 9 and 10 E., Kateel River Meridian, the place of beginning.

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE INNOKO NATIONAL WILDLIFE REFUGE:

Sections 702 (5):

"Innoko Wilderness of approximately one million two hundred and forty thousand acres as generally depicted on a map entitled "Innoko National Wildlife Refuge", dated October 1978."

The Innoko Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the standard corner of T. 24 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 12 miles to the corner of Tps. 22 and 23 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence westerly, between Tps. 22 and 23 S., approximately 6 miles to the corner of Tps. 22 and 23 S., Rs. 5 and 6 E., Kateel River Meridian;

Thence northerly, between Rs. 5 and 6 E., approximately 5 miles to the meander corner of sections 7 and 12, T. 22 S., Rs. 5 and 6 E., Kateel River Meridian, at the line of mean high water on the left bank of the Innoko River;

Thence southwesterly, along the left bank of the Innoko River, approximately 191 miles to the meander corner of sections 4 and 33, Tps. 31 and 32 N., R. 54 W., Seward Meridian;

Thence easterly, between Tps. 31 and 32 N., approximately 10 miles to the corner of Tps. 31 and 32 N., Rs. 52 and 53 W., Seward Meridian;

Thence southerly, between Rs. 52 and 53 W., approximately 6 miles to the corner of Tps. 30 and 31 N., Rs. 52 and 53 W., Seward Meridian;

Thence easterly, between Tps. 30 and 31 N., approximately 42 miles to the corner of Tps. 30 and 31 N., Rs. 45 and 46 W., Seward Meridian;

Thence northerly, between Rs. 45 and 46 W., approximately 12 miles to the closing corner of T. 32 N., Rs. 45 and 46 W., Seward Meridian;

Thence easterly, on the Eighth Standard Parallel North, approximately 2 3/4 miles to the standard corner of T. 33 N., Rs. 44 and 45 W., Seward Meridian;

Thence northerly, between Rs. 44 and 45 W., approximately 7 miles to the corner of T. 34 N., Rs. 44 and 45 W., Seward Meridian;

Thence easterly, between the Seward and Kateel River Meridians approximately 650 feet to the corner of sections 3 and 4, T. 29 S., R. 6 E., Kateel River Meridian;

Thence northerly, between sections 3 and 4, approximately 4,500 feet to the corner of sections 3, 4, 33 and 34, Tps. 28 and 29 S., R. 6 E., Kateel River Meridian;

Thence easterly, between Tps. 28 and 29 S., approximately 3 miles to the corner of Tps. 28 and 29 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 24 miles to the closing corner of T. 25 S., Rs. 6 and 7 E., Kateel River Meridian;

Thence easterly, on the Sixth Standard Parallel South, approximately 1/2 mile to the standard corner of T. 24 S., Rs. 6 and 7 E., Kateel River Meridian, the point of beginning.

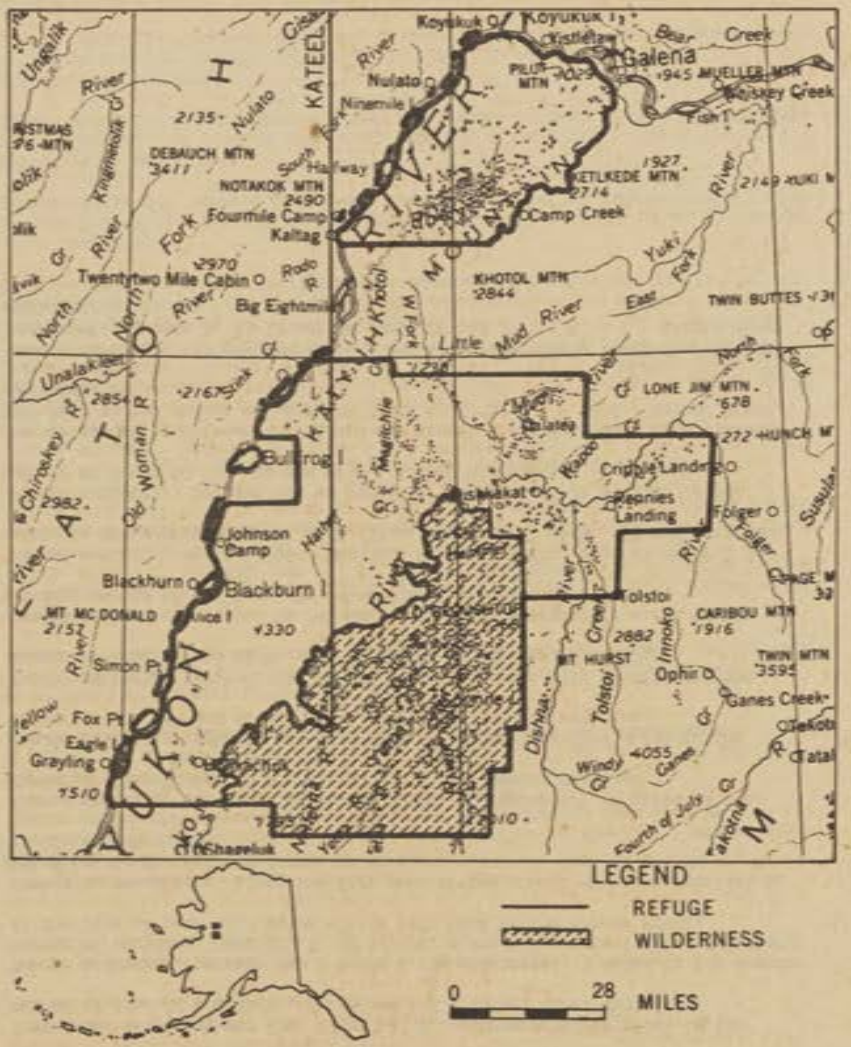
The following USGS quadrangle maps were used to prepare the legal description for the Innoko National Wildlife Refuge:

mr - minor revision
* Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:63,360*	Holy Cross (C-1) 1952 mr 1972; (D-1) 1952 mr 1967; (D-2) 1952 mr 1966; (D-3) 1952 mr 1973.
1:63,360*	Unalakleet (A-1) 1952 mr 1971, (A-2) 1952 mr 1963; (B-1) 1952 mr 1967; (B-2) 1952 mr 1965; (C-1) 1952 mr 1966; (C-2) 1952 mr 1964; (D-1) 1952 mr 1962.
1:250,000*	Ophir 1954.
1:63,360	Ophir (A-4) 1954 mr 1973; (A-6), (B-3), (B-4), (B-5), (B-6), (C-1) 1954; (C-2) 1954 mr 1977; (C-4), (C-5), (C-6) 1954; (D-1), (D-2), (D-3), (D-4), (D-5), (D-6) 1954.
1:63,360	Nulato (A-5) 1952 mr 1973; (A-6) 1952 mr 1965.
1:63,360*	Iditarod (C-4), (C-5), (C-6), (D-4) 1954.
Kaiyuh Unit	
1:63,360	Nulato (B-3) 1952 mr 1973, (B-4) 1952 mr 1975; (B-5) 1953 mr 1966; (B-6) 1952 mr 1974; (C-2) 1953 mr 1963; (C-3) 1952 mr 1973; (C-4) 1953 mr 1966; (C-5) 1953 mr 1962; (D-3) 1954 mr 1966; (D-4) 1952 mr 1969.

INNOKO NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



IZEMBEK NATIONAL WILDLIFE REFUGE

Section 303 (3):

"The existing Izembek National Wildlife Range including the lands, waters and interests of that unit which shall be redesignated as the Izembek National Wildlife Refuge."

NOTE: The Cape Krenitzin Peninsula was transferred from the Aleutian Islands NWR to Izembek NWR in compliance with the following Congressional directive on page 221 of Senate Report #96-413:

"Included within the Izembek wilderness is the Cape Krenitzin Peninsula. The peninsula is a 1,450-acre, geographical and ecological extension of the Alaska Peninsula land mass which is separated from the mainland by a narrow channel. Notwithstanding this fact, Cape Krenitzin was included within the Aleutian Islands National Wildlife Refuge at the time that refuge was established in 1913. The Committee intends that the Secretary should alter the present boundary and administer this peninsula as a part of the redesignated Izembek National Wildlife Refuge."

The Izembek National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

[Note: Due to inconsistencies between the portrayal of the Public Land Survey System on the 1:250,000 and the 1:63,360 scale maps of this area and the lack of complete coverage at the 1:63,360 scale, this unit has been described according to its physiographic features.]

Beginning at corner No. 1 from which U.S.C. and G.S. station COW, located on the edge of Cold Bay at approximate latitude 55° 12' 10.71" N. and longitude 162° 41' 57.76" W., bears N. 85° 52' 5" E., a distance of 1.34 miles;

Thence on an approximate forward bearing of S. 15° 30' W., approximately 1.61 miles to corner No. 2 on the easterly boundary of Air Navigation Site Withdrawal No. 176;

Thence due South, approximately 1 mile to corner No. 3, which is the southwest corner of Air Navigation Site Withdrawal No. 176;

Thence on an approximate forward bearing of S. 41° 00' W., approximately 2.05 miles along the crest of a spur ridge to a point at approximate elevation 1,300 feet;

Thence on an approximate forward bearing of S. 68° 30' W., approximately 0.55 miles along the crest of a spur ridge to a point at approximate elevation 2,000 feet;

Thence on an approximate forward bearing of S. 34° 30' W., approximately 1.35 miles to corner No. 4 at forks of the spur ridge leading to Frosty Peak at approximate elevation 4,200 feet;

Thence on an approximate forward bearing of S. 30° 30' E., approximately 1.20 miles to point at approximate elevation 4,000 feet;

Thence on an approximate forward bearing of S. 19° 45' W., approximately 2.28 miles to corner No. 5 at the summit of Frosty Peak, approximate elevation 6,600 feet;

Thence on an approximate forward bearing of S. 83° 30' W., approximately 1.12 miles along the crest of a spur ridge to point at approximate elevation 4,000 feet;

Thence on an approximate forward bearing of S. 64° 00' W., approximately 2.04 miles along the crest of a spur ridge to a point at approximate elevation 1,600 feet;

Thence on an approximate forward bearing of S. 76° 30' W., approximately 4 miles to corner No. 6 at the mouth of an unnamed stream at the intersection of the line of mean high tide on the east bank of Morzhovoi Bay, at approximate latitude 55° 03' N., longitude 162° 59' W.;

Thence northerly, westerly, and southwesterly, with the line of mean high tide of Morzhovoi Bay, approximately 14 miles to corner No. 7 at its intersection with the mouth of an unnamed stream on the west side of Morzhovoi Bay, at approximate latitude 55° 02' 40" N., longitude 163° 13' 30" W.;

Thence westerly, along the north bank of said unnamed stream and with the north shore of two (2) small unnamed lakes, approximately 2.10 miles to a point on the west shore of the most westerly lake at approximate latitude 55° 02' 45" N.;

Thence due West, approximately 1.00 mile to Corner No. 8 at the intersection of an unnamed stream with the line of mean high tide on the east side of Bechevin Bay, at approximate latitude 55° 02' 45" N., longitude 163° 17' 30" W.;

Thence northwesterly, northeasterly, southwesterly, northeasterly and southwesterly, with the line of mean high tide along the banks of Bechevin Bay, approximately 19 miles to the most westerly point on Cape Krenitzin at approximate latitude 55° 04' 20" N., longitude 163° 26' W.;

Thence northeasterly, along the line of mean high tide of the Alaska Peninsula-Bering Sea shore approximately 22 miles to the most northerly point of Cape Glazenap, at approximate latitude 55° 15' N., longitude 163° 00' W.;

Thence along the line of mean tide on the seaward side of the most westerly islands in the Kukiakof Island group and Neumann Island, closing all inlets to Izembek Lagoon and Moffet Lagoon, to Moffet Point at approximate latitude 55°.26' 50" N., longitude 162° 35' 20" W.;

Thence northeasterly, along the line of mean high tide of the Bering Sea, approximately 8.40 miles to corner No. 9 at approximate latitude 55° 32' 10" N., longitude 162° 26' W.;

Thence southeasterly, following the boundaries of the watershed of Moffet Bay, approximately 17.40 miles to a point on the summit of the Aghileen Pinnecles; at approximate elevation 4,800 feet;

Thence southerly, along said watershed approximately 19.60 miles to the summit of Mt. Dutton at approximate elevation 4,834 feet;

Thence westerly, along said watershed, approximately 10.20 miles to Corner No. 10 at the line of mean high tide on the east shore of Cold Bay at approximate latitude 55° 10' 22" N.;

Thence northerly, northwesterly, and southwesterly, along the line of mean high tide of said Bay, approximately 13.10 miles to Corner No. 11, on the northwest side of Cold Bay at approximate latitude 55° 15' 30" N., longitude 162° 40' 30" W.;

Thence due West, approximately 1.5 miles to Corner No. 12, which is the northeast corner of Air Navigation Withdrawal No. 176;

Thence due West, approximately 2.50 miles to Corner No. 13, on the boundary of Air Navigation Withdrawal No. 176;

Thence on an approximate forward bearing of S. 24° 57' 30" E., approximately 4.28 miles to corner No. 1, the place of beginning.

UNITS OF THE WILDERNESS PRESERVATION SYSTEM WITHIN THE IZEMBEK NATIONAL WILDLIFE REFUGE:

Section 702 (6):

"Izembek Wilderness of approximately three hundred thousand acres as generally depicted on a map entitled 'Izembek Wilderness', dated October 1978."

The Izembek Wilderness consists of the public lands, as defined by the ANILCA, within the following boundaries:

East Unit

Beginning at a point on the boundary of the Izembek National Wildlife Refuge, at approximate latitude 55° 15' 30" N., longitude 162° 44' 56" W.;

Thence due East, along the Izembek National Wildlife Refuge boundary, approximately 1 mile to a point at the line of mean high tide of Cold Bay;

Thence easterly, northeasterly, southeasterly, northeasterly, northwesterly and southwesterly, along the Izembek National Wildlife Refuge boundary, approximately 83.5 miles to Moffett Point at the line of mean high tide of Moffett Lagoon, at approximate latitude 55° 27' N., longitude 162° 34' W.;

Thence southeasterly, northeasterly, southwesterly, northwesterly and southwesterly, along the line of mean high tide of Moffett Lagoon and Izembek Lagoon, closing the mouths of all rivers, approximately 24 miles to a point at approximate latitude 55° 19' 15" N.;

Thence due South, approximately 2½ miles to a point at approximate latitude 55° 16' 52" N., the standard corner of sections 34 and 35, T. 56 S., R. 88 W., Seward Meridian;

Thence due West, approximately 500 feet to a point at approximate latitude 55° 16' 52" N., longitude 162° 44' 56" W.;

Thence due South, approximately 8,600 feet to a point on the Izembek National Wildlife Refuge boundary, the place of beginning; and,

West Unit

Beginning at a point on boundary the Izembek National Wildlife Refuge, at the summit of a mountain, at approximate latitude 55° 07' N., longitude 162°50' W., approximate elevation 4,000 feet;

Thence on an approximate forward bearing of N. 30° W., approximately 4,200 feet to the centerline of an unnamed creek;

Thence northeasterly, along the centerline of the unnamed creek, approximately 1 mile to a point 100 feet southerly of, and parallel to, the centerline of Frosty Road;

Thence southwesterly, northwesterly and southwesterly, on a line 100 feet from, and parallel to the centerline of Frosty Road, approximately 4½ miles to a point 100 feet from, and parallel to, the terminus of the centerline of Frosty Road;

Thence on a curve to the right, maintaining a radius of 100 feet from the terminus of the centerline of Frosty Road to a point 100 feet from, and parallel to, the centerline of Frosty Road at its terminus;

Thence northeasterly, southeasterly and northeasterly, on a line 100 feet from, and parallel to, the centerline of Frosty Road, approximately 4½ miles to a point at the centerline of an unnamed creek;

Thence on an approximate forward bearing of N. 16° E., approximately 4,000 feet to a point on the southerly shore of an unnamed lake at approximate latitude 55°, 15' N., longitude 162° 48' W.;

Thence on an approximate forward bearing of North, approximately 6 miles to the intersection with the line of mean high water of the westernmost point of Blue Bill Lake;

Thence southwesterly and northeasterly, along the line of mean high water of Blue Bill Lake, approximately 1½ miles to a point due West of the previous point;

Thence due West, 1,000 feet to the intersection with the line of mean high water of Rescue Lake;

Thence southwesterly and northeasterly, along the line of mean high water of Rescue Lake, approximately ½ mile to a point due West of the previous point;

Thence due West, approximately 1½ miles to the intersection with the line of mean high tide of Izembek Lagoon;

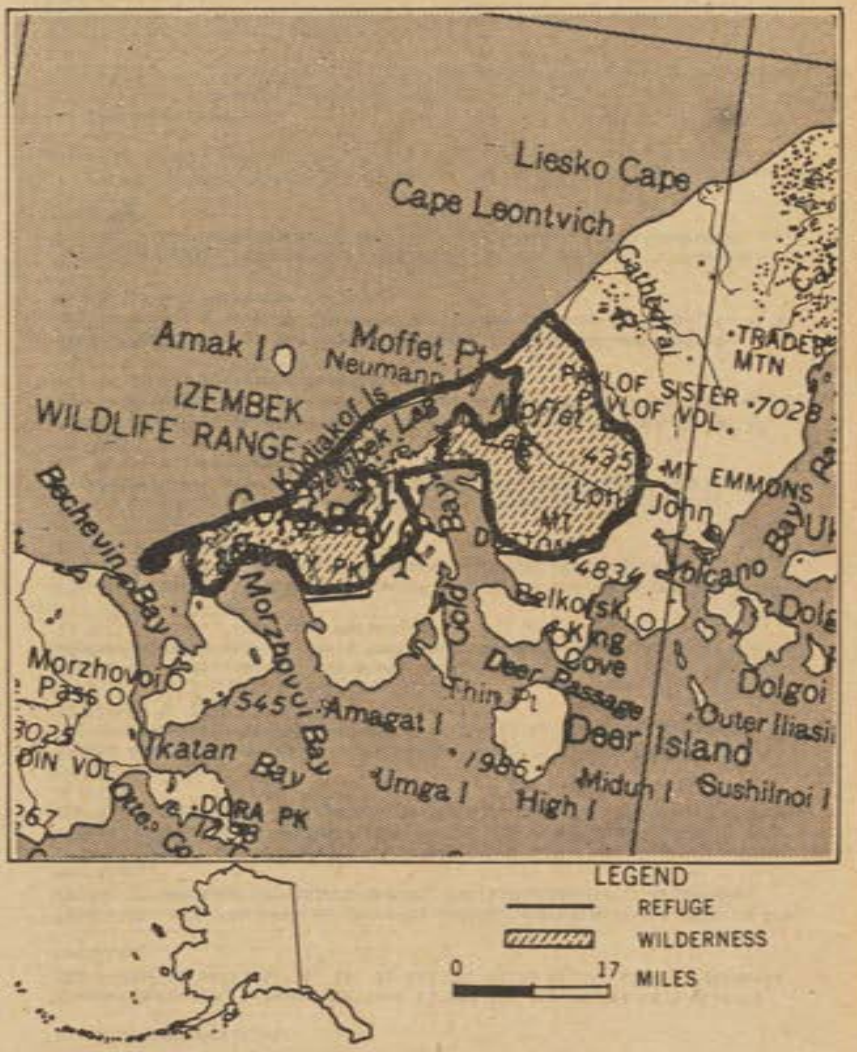
Thence southerly, northwesterly, southwesterly, northeasterly, southerly, westerly and northeasterly, along the line of mean high tide of Izembek Lagoon, closing the mouths of all inlets and rivers, approximately 27 miles to a point on the boundary of Izembek National Wildlife Refuge at Cape Glazenap, at approximate latitude 55° 15' N., longitude 163° 00' W;

Thence southwesterly, southerly, easterly and northerly, along the Izembek National Wildlife Refuge boundary, approximately 67 miles to a point on the summit of a mountain, approximate elevation 4,000 feet, the place of beginning; and

All public lands on islands, islets, rocks, reefs and spires, above the line of mean high tide within the Izembek National Wildlife Refuge.

IZEMBEK NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



KANUTI NATIONAL WILDLIFE REFUGE

Section 302 (4):

"The Kanuti National Wildlife Refuge shall consist of the approximately one million four hundred and thirty thousand acres of public lands generally depicted on the map entitled 'Kanuti National Wildlife Refuge', dated July 1980."

The Kanuti National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the ¼ section corner of sections 4 and 33, Tps. 13 and 14 N., R. 20 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 33, approximately ½ mile to the center ¼ section corner of section 33, T. 14 N., R. 20 W., Fairbanks Meridian;

*Thence easterly, on the east and west centerline of sections 33, 34, 35 and 36, approximately 3½ miles to the ¼ section corner of section 36, T. 14 N., R. 20 W. and Section 31, T. 14 N., R. 19 W., Fairbanks Meridian;

*Thence northerly, between Rs. 19 and 20 W., approximately ½ mile to the corner of sections 25, 30, 31 and 36, T. 14 N., Rs. 19 and 20 W., Fairbanks Meridian;

*Thence easterly, between sections 30 and 31, approximately ½ mile to the ¼ section corner of sections 30 and 31, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 30, approximately ½ mile to the center ¼ section corner of section 30, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 30, approximately ½ mile to the ¼ section corner of sections 29 and 30, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence northerly, between sections 29 and 30, 19 and 20, approximately 1 mile to the ¼ section corner of sections 19 and 20, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 20, approximately 1 mile to the ¼ section corner of sections 20 and 21, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, approximately 1 mile to the ¼ section corner of sections 16 and 17, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 16, approximately 1 mile to the ¼ section corner of sections 15 and 16, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence southerly, between sections 15 and 16, approximately ½ mile to the corner of sections 15, 16, 21 and 22, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence easterly, between sections 15 and 22, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence southerly, between sections 22 and 23, approximately ½ mile to the ¼ section corner of sections 22 and 23, T. 14 N., R. 19 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of sections 23, 24 and 19, approximately 3½ miles to the center ¼ section corner of section 19, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 19, approximately ½ mile to the ¼ section corner of sections 18 and 19, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, approximately 1 mile to the ¼ section corner of sections 17 and 20, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 17, approximately ½ mile to the center ¼ section corner of section 17, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 16 and 17, approximately 1 mile to the center ¼ section corner of section 16, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 16, approximately ½ mile to the ¼ section corner of sections 9 and 16, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence easterly, between sections 9 and 16, approximately ½ mile to the corner of sections 9, 10, 15 and 16, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence northerly, between sections 9 and 10, approximately ½ mile to the ¼ section corner of sections 9 and 10, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 10, approximately ½ mile to the center ¼ section corner of section 10, T. 14 N., R. 18 W., Fairbanks, Meridian;

Thence northerly, on the north and south centerlines of sections 10 and 3, approximately 1 mile to the center ¼ section corner of section 3, T. 14 N., R. 18 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 3, approximately ½ mile to the ¼ section corner of sections 2 and 3, T. 14 N., R. 18 W., Fairbanks, Meridian;

Thence northerly, between sections 2 and 3, approximately ½ mile to the corner of sections 2, 3, 34 and 35, Tps. 14 and 15 N., R. 18 W., Fairbanks Meridian;

Thence easterly, between Tps. 14 and 15 N., approximately ½ mile to the ¼ section corner of sections 2 and 35, Tps. 14 and 15 N., R. 18 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 35, approximately ½ mile to the center ¼ section corner of section 35, T. 15 N., R. 18 W., Fairbanks Meridian;

Thence easterly, on the east and west centerlines of sections 35 and 36, approximately 1½ miles to the ¼ section corner of sections 31 and 36, T. 15 N., Rs. 17 and 18 W., Fairbanks Meridian;

Thence southerly, between Rs. 17 and 18 W., approximately ½ mile to the corner of Tps. 14 and 15 N., Rs. 17 and 18 W., Fairbanks Meridian;

Thence easterly, between Tps. 14 and 15 N., approximately 1½ miles to the ¼ section corner of sections 5 and 32, Tps. 14 and 15 N., R. 17 W., Fairbanks Meridian;

Thence southerly, on the north and south centerline of section 5, approximately ½ mile to the center ¼ section corner of section 5, T. 14 N., R. 17 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of sections 5, 4 and 3, approximately 2 miles to the center ¼ section corner of section 3, T. 14 N., R. 17 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 3, approximately ½ mile to the ¼ section corner of sections 3 and 34, Tps. 14 and 15 N., R. 17 W., Fairbanks Meridian;

Thence easterly, between Tps. 14 and 15 N., approximately 1 mile to the ¼ section corner of sections 2 and 35, Tps. 14 and 15 N., R. 17 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 35, approximately ½ mile to the center ¼ section corner of section 35, T. 15 N., R. 17 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 35, approximately ½ mile to the ¼ section corner of sections 35 and 36, T. 15 N., R. 17 W., Fairbanks Meridian;

Thence northerly, between sections 35 and 36, approximately ½ mile to the corner of sections 25, 26, 35 and 36, T. 15 N., R. 17 W., Fairbanks Meridian;

Thence easterly, between sections 25 and 36, approximately ½ mile to the ¼ section corner of sections 25 and 36, T. 15 N., R. 17 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of section 25, approximately ½ mile to the center ¼ section corner of section 25, T. 15 N., R. 17 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 25, approximately ½ mile to the ¼ section corner of sections 25 and 30, T. 15 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence northerly, between Rs. 16 and 17 W., approximately 1 mile to the ¼ section corner of sections 19 and 24, T. 15 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 19, approximately ½ mile to the center ¼ section corner of section 19, T. 15 N., R. 16 W., Fairbanks Meridian;

Thence northerly, on the north and south centerline of sections 18 and 19, approximately 1½ miles to the ¼ section corner of sections 7 and 18, T. 15 N., R. 16 W., Fairbanks Meridian;

Thence easterly, between sections 7 and 18, 8 and 17, approximately 1 mile to the ¼ section corner of sections 8 and 17, T. 15 N., R. 16 W., Fairnaks Meridian;

Thence northerly, on the north and south centerline of sections 5 and 8, approximately 2 miles to the ¼ section corner of sections 5 and 32, Tps. 15 and 16 N., R. 16 W., Fairbanks Meridian;

Thence westerly, between Tps. 15 and 16 N., approximately 1½ miles to the corner of Tps. 15 and 16 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence northerly, bewteen Rs. 16 and 17 W., approximately 6 miles to the closing corner of T. 16 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence westerly, on the Fourth Standard Parallel North, approximately 1¼ miles to the standard corner of T. 17 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence northerly, between Rs. 16 and 17 W., approximately 24 miles to the closing corner of T. 20 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence westerly, on the Fifth Standard Parallel North, approximately 1¼ miles to the standard corner of T. 21 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence northerly, between Rs. 16 and 17 W., approximately 17 miles to the corner of sections 1, 6, 7 and 12, T. 23 N., Rs. 16 and 17 W., Fairbanks Meridian;

Thence westerly, between sections 1 and 12, 2 and 11, 3 and 10, approximately 3 miles to the corner of sections 3, 4, 9 and 10, T. 23 N., R. 17 W., Fairbanks Meridian;

Thence northerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 23 and 24 N., R. 17 W., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 3 miles to the corner of Tps. 23 and 24 N., Rs. 17 and 18 W., Fairbanks Meridian;

Thence northerly, between Rs. 17 and 18 W., approximately 2 miles to the corner of sections 19, 24, 25 and 30, T. 24 N., Rs. 17 and 18 W., Fairbanks Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, 22 and 27, 21 and 28, 20 and 29, 19 and 30, 24 and 25, 23 and 26, 22 and 27, 21 and 28, 20 and 29, approximately 10½ miles to a point on the right bank of Jane Creek between sections 20 and 29, T. 24 N., R. 19 W., Fairbanks Meridian;

Thence northwesterly, along the right bank of Jane Creek, approximately 3,400 feet to a point on the east and west centerline of section 20, T. 24 N., R. 19 W., Fairbanks Meridian;

Thence westerly, on the east and west centerline of sections 20, 19, 24 and 23, approximately 3¼ miles to the ¼ section corner of sections 22 and 23, T. 24 N., R. 20 W., Fairbanks Meridian;

Thence northerly, between sections 22 and 23, approximately ½ mile to the corner of sections 14, 15, 22 and 23, T. 24 N., R. 20 W., Fairbanks Meridian;

Thence westerly, between sections 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 4 miles to the corner of sections 13, 18, 19 and 24, T. 24 N., Rs. 20 and 21 W., Fairbanks Meridian;

Thence southerly, between Rs. 20 and 21 W., approximately 3 miles to the corner of Tps. 23 and 24 N., Rs. 20 and 21 W., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 23 and 24 N., R. 21 W., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 23 N., R. 21 W., Fairbanks Meridian;

Thence westerly, between sections 9 and 16, 8 and 17, 7 and 18, approximately 3 miles to the corner of sections 7, 12, 13 and 18, T. 23 N., Rs. 21 and 22 W., Fairbanks Meridian;

Thence southerly, between Rs. 21 and 22 W., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 23 N., Rs. 21 and 22 W., Fairbanks Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, approximately 3 miles to the corner of sections 15, 16, 21 and 22, T. 23 N., R. 22 W., Fairbanks Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, 3 and 4, 9 and 10, 15 and 16, 21 and 22, approximately 6½ miles to the ¼ section corner of sections 21 and 22, T. 22 N., R. 22 W., Fairbanks Meridian;

Thence westerly, on the east and west centerlines of sections 20 and 21, approximately 2 miles to the ¼ section corner of sections 19 and 20, T. 22 N., R. 22 W., Fairbanks Meridian;

Thence southerly, between sections 19 and 20, 29 and 30, 31 and 32, approximately 2½ miles to the corner of sections 5, 6, 31 and 32, Tps. 21 and 22 N., R. 22 W., Fairbanks Meridian;

Thence westerly, between Tps. 21 and 22 N., approximately 1 mile to the corner of Tps. 21 and 22 N., Rs. 22 and 23 W., Fairbanks Meridian;

Thence southerly, between Rs. 22 and 23 W., approximately 3½ miles to the ¼ section corner of sections 19 and 24, T. 21 N., Rs. 22 and 23 W., Fairbanks Meridian;

Thence westerly, on the east and west centerline of sections 23 and 24, approximately 1½ miles to the center ¼ section corner of section 23, T. 21 N., R. 23 W., Fairbanks Meridian;

Thence southerly, on the north and south centerline of sections 23, 26 and 35, approximately 2½ miles to the standard ¼ section corner of section 35, T. 21 N., R. 23 W., Fairbanks Meridian;

Thence westerly, on the Fifth Standard Parallel North, approximately 2½ miles to the closing corner of T. 20 N., Rs. 23 and 24 W., Fairbanks Meridian;

Thence southerly, between Rs. 23 and 24 W., approximately 6 miles to the corner of Tps. 19 and 20 N., Rs. 23 and 24 W., Fairbanks Meridian;

Thence westerly, between Tps. 19 and 20 N., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 19 and 20 N., R. 24 W., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, 15 and 16, 21 and 22, approximately 4 miles to the corner of sections 21, 22, 27 and 28, T. 19 N., R. 24 W., Fairbanks Meridian;

Thence westerly, between sections 21 and 28, 20 and 29, approximately 2 miles to the corner of sections 19, 20, 29 and 30, T. 19 N., R. 24 W., Fairbanks Meridian;

Thence southerly, between sections 29 and 30, 31 and 32, 5 and 6, 7 and 8, 17 and 18, 19 and 20, approximately 6 miles to the corner of sections 19, 20, 29 and 30, T. 18 N., R. 24 W., Fairbanks Meridian;

Thence westerly, between sections 19 and 30, approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 18 N., Rs. 24 and 25 W., Fairbanks Meridian;

Thence southerly, between Rs. 24 and 25 W., approximately 2 miles to the corner of Tps. 17 and 18 N., Rs. 24 and 25 W., Fairbanks Meridian;

Thence westerly, between Tps. 17 and 18 N., approximately 5 miles to the corner of sections 5, 6, 31 and 32, Tps. 17 and 18 N., R. 25 W., Fairbanks Meridian;

Thence southerly, between sections 5 and 6, 7 and 8, 17 and 18, 19 and 20, approximately 3½ miles to the ¼ section corner of sections 19 and 20, T. 17 N., R. 25 W., Fairbanks Meridian;

Thence easterly, on the east and west centerlines of sections 20, 21, 22 and 23, approximately 4 miles to the ¼ section corner of sections 23 and 24, T. 17 N., R. 25 W., Fairbanks Meridian;

Thence southerly, between sections 23 and 24, 25 and 26, approximately 1 mile to the ¼ section corner of sections 25 and 26, T. 17 N., R. 25 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 25, approximately ½ mile to the center ¼ section corner of section 25, T. 17 N., R. 25 W., Fairbanks Meridian;

Thence southerly, on the north and south centerlines of sections 25 and 36, approximately 1½ miles to the standard ¼ section corner of section 36, T. 17 N., R. 25 W., Fairbanks Meridian;

Thence westerly, on the Fourth Standard Parallel North, approximately 260 feet to the ¼ section corner of section 3, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence southerly, on the north and south centerlines of sections 3, 10 and 15, approximately 3 miles to the ¼ section corner of sections 15 and 22, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence easterly, between sections 15 and 22, approximately ½ mile to the corner of sections 14, 15, 22 and 23, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence southerly, between sections 22 and 23, 26 and 27, approximately 2 miles to the corner of sections 26, 27, 34 and 35, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence westerly, between sections 27 and 34, approximately ½ mile to the ¼ section corner of sections 27 and 34, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence southerly, on the north and south centerline of section 34, approximately ½ mile to the center ¼ section corner of section 34, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence westerly, on the east and west centerline of section 34, approximately ½ mile to the ¼ section corner of sections 33 and 34, T. 16 N., R. 25 W., Fairbanks Meridian;

Thence southerly, between sections 33 and 34, 3 and 4, 9 and 10, approximately 2 miles to the ¼ section corner of sections 9 and 10, T. 15 N., R. 25 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 10, approximately ½ mile to the center ¼ section corner of section 10, T. 15 N., R. 25 W., Fairbanks Meridian;

Thence southerly, on the north and south centerline of sections 10 and 15, approximately 1 mile to the center ¼ section corner of section 15, T. 15 N., R. 25 W., Fairbanks Meridian;

Thence westerly, on the east and west centerline of section 15, approximately ½ mile to the ¼ section corner of sections 15 and 16, T. 15 N., R. 25 W., Fairbanks Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, 27 and 28, 33 and 34, approximately 3 miles to the ¼ section corner of sections 33 and 34, T. 15 N., R. 25 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 34, approximately ½ mile to the center ¼ section corner of section 34, T. 15 N., R. 25 W., Fairbanks Meridian;

Thence southerly, on the north and south centerline of section 34, approximately ½ mile to the ¼ section corner of sections 3 and 34, Tps. 14 and 15 N., R. 25 W., Fairbanks Meridian;

Thence easterly, between Tps. 14 and 15 N., approximately 1 mile to the ¼ section corner of sections 2 and 35, Tps. 14 and 15 N., R. 25 W., Fairbanks Meridian;

Thence southerly, on the north and south centerlines of sections 2 and 11, approximately 2 miles to the ¼ section corner of sections 11 and 14, T. 14 N., R. 25 W., Fairbanks Meridian;

Thence easterly, between sections 11 and 14, 12 and 13, approximately 1½ miles to the corner of sections 7, 12, 13 and 18, T. 14 N., Rs. 24 and 25 W., Fairbanks Meridian;

Thence southerly, between Rs. 24 and 25 W., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 14 N., Rs. 24 and 25 W., Fairbanks Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, approximately 2 miles to the corner of sections 16, 17, 20 and 21, T. 14 N., R. 24 W., Fairbanks Meridian;

Thence southerly, between sections 20 and 21, 28 and 29, approximately 1½ miles to the ¼ section corner of sections 28 and 29, T. 14 N., R. 24 W., Fairbanks Meridian;

Thence easterly, on the east and west centerlines of sections 27 and 28, approximately 1½ miles to the center ¼ section corner of section 27, T. 14 N., R. 24 W., Fairbanks Meridian;

Thence southerly, on the north and south centerlines of sections 27 and 34, approximately 1½ miles to the ¼ section corner of sections 3 and 34, Tps. 13 and 14 N., R. 24 W., Fairbanks Meridian;

Thence easterly, between Tps. 13 and 14 N., approximately 23 miles to the ¼ section corner of sections 4 and 33, Tps. 13 and 14 N., R. 20 W., Fairbanks Meridian, the place of beginning.

*Department of the Interior 1:250,000 scale map issued in 1981, incorrectly depicts this portion of the description.

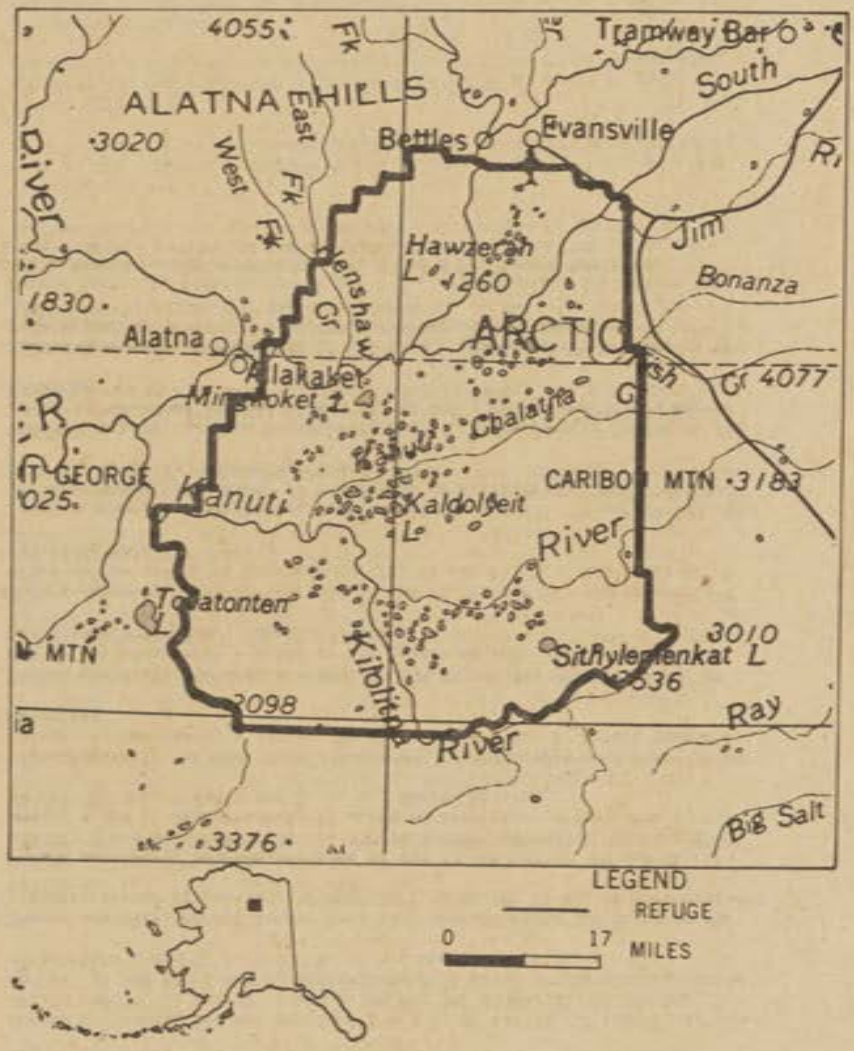
The following USGS quadrangle maps were used to prepare the legal description of the Kanuti National Wildlife Refuge:

mr - minor revision

Scale of Map	Name and Date
1:63,360	Tanana (D-4) 1956 mr 1972; (D-5), (D-6) 1956.
1:63,360	Bettles (A-2), (A-3), (A-4), (A-6), (B-3), (B-6), (C-3), (C-5), (C-6), (D-3), (D-4), (D-5) 1970.

KANUTI NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



Section 303 (4):

"The Kenai National Wildlife Refuge shall consist of the existing Kenai National Moose Range, including lands, waters, interests, and whatever submerged lands, if any, were retained in Federal ownership at the time of statehood, which shall be redesignated as the Kenai National Wildlife Refuge, and an addition of approximately two hundred and forty thousand acres of public lands as generally depicted on the map entitled 'Kenai National Wildlife Refuge', dated October 1978, excluding lands described in P.L.O. 3953, March 21, 1966, and P.L.O. 4056, July 22, 1966, withdrawing lands for the Bradley Lake Hydroelectric Project."

The Kenai National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the standard corner of sections 33 and 34, T. 8 S., R. 10 W., Seward Meridian;

Thence westerly, on the Second Standard Parallel South, approximately 3 miles to the standard corner of T. 8 S., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 18 miles to the corner of Tps. 5 and 6 S., Rs. 10 and 11 W., Seward Meridian;

Thence easterly, between Tps. 5 and 6 S., approximately 12 miles to the corner of Tps. 5 and 6 S., Rs. 8 and 9 W., Seward Meridian;

Thence northerly, between Rs. 8 and 9 W., approximately 6 miles to the closing corner of T. 5 S., Rs. 8 and 9 W., Seward Meridian;

Thence westerly, on the First Standard Parallel South, approximately 3½ miles to the standard corner of sections 33 and 34, T. 4 S., R. 9 W., Seward Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, approximately 6½ miles to the meander corner of sections 33 and 34, T. 3 S., R. 9 W., Seward Meridian;

Thence on an approximate bearing of N. 45° W., approximately 2.8 miles to the corner of sections 19, 20, 29 and 30, T. 3 S., R. 9 W., Seward Meridian;

Thence northerly, between sections 19 and 20, 17 and 18, 7 and 8, approximately 3 miles to the corner of sections 5, 6, 7 and 8, T. 3 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 6 and 7, 1 and 12, 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, 1 and 12, approximately 8 miles to the corner of sections 1, 2, 11 and 12, T. 3 S., R. 11 W., Seward Meridian;

Thence northerly, between sections 1 and 2, 35 and 36, 25 and 26, 23 and 24, 13 and 14, 11 and 12, 1 and 2, 35 and 36, 25 and 26, 23 and 24, 13 and 14, 11 and 12, 1 and 2, approximately 13 miles to the closing corner of sections 1 and 2, T. 1 S., R. 11 W., Seward Meridian;

Thence westerly, on the Seward Baseline, approximately 3.8 miles to the standard corner of sections 32 and 33, T. 1 N., R. 11 W., Seward Meridian;

Thence northerly, between sections 32 and 33, 28 and 29, 20 and 21, 16 and 17, 8 and 9, 4 and 5, 32 and 33, 28 and 29, 20 and 21, 16 and 17, 8 and 9, 4 and 5, approximately 12 miles to the corner of sections 4, 5, 32 and 33, Tps. 2 and 3 N., R. 11 W., Seward Meridian;

Thence easterly, between Tps. 2 and 3 N., approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 2 and 3 N., R. 11 W., Seward Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, approximately 4 miles to the corner of sections 9, 10, 15 and 16, T. 3 N., R. 11 W., Seward Meridian;

Thence easterly, between sections 10 and 15, 11 and 14, approximately 2 miles to the corner of sections 11, 12, 13 and 14, T. 3 N., R. 11 W., Seward Meridian;

Thence northerly, between sections 11 and 12, 1 and 2, 35 and 36, 25 and 26, approximately 4 miles, to the corner of sections 23, 24, 25 and 26, T. 4 N., R. 11 W., Seward Meridian;

Thence easterly, between sections 24 and 25, approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 4 N., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 4 miles to the closing corner of T. 4 N., Rs. 10 and 11 W., Seward Meridian;

Thence easterly, between Tps. 4 and 5 N., approximately 17.3 miles to the standard corner of T. 5 N., Rs. 7 and 8 W., Seward Meridian;

Thence northerly, between Rs. 7 and 8 W., approximately 6 miles to the corner of Tps. 5 and 6, N., Rs. 7 and 8 W., Seward Meridian;

Thence westerly, between Tps. 5 and 6 N., approximately 17 miles to the corner of sections 5, 6, 31 and 32, Tps. 5 and 6 N., R. 10 W., Seward Meridian;

Thence northerly, between sections 31 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 6 N., R. 10 W., Seward Meridian;

Thence westerly, between sections 30 and 31, approximately ½ mile to the ¼ section corner of sections 30 and 31, T. 6 N., R. 10 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 30, approximately 1 mile to the ¼ section corner of sections 19 and 30, T. 6 N., R. 10 W., Seward Meridian;

Thence westerly, between sections 19 and 30, approximately ½ mile to the corner of sections 19, 24, 25 and 30, T. 6 N., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 6 N., Rs. 10 and 11 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, approximately 2 miles to the corner of sections 14, 15, 22 and 23, T. 6 N., R. 11 W., Seward Meridian;

Thence northerly, between sections 14 and 15, 10 and 11, 2 and 3, 34 and 35, 26 and 27, 22 and 23, approximately 6 miles to the corner of sections 14, 15, 22 and 23, T. 7 N., R. 11 W., Seward Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, approximately 2 miles to the corner of sections 13, 18, 19 and 24, T. 7 N., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 2 miles to the corner of sections 1, 6, 7 and 12, T. 7 N., Rs. 10 and 11 W., Seward Meridian;

Thence easterly, between sections 6 and 7, approximately 1 mile to the corner of sections 5, 6, 7 and 8 and T. 7 N., R. 10 W., Seward Meridian;

Thence northerly, between sections 5 and 6, 31 and 32, 29 and 30, 19 and 20, approximately 4 miles to the corner of sections 17, 18, 19 and 20, T. 8 N., R. 10 W., Seward Meridian;

Thence easterly, between sections 17 and 20, 16 and 21, 15 and 22, approximately 2¾ miles to the west 1/16 section corner of sections 15 and 22, T. 8 N., R. 10 W., Seward Meridian;

Thence northerly, on the north and south centerlines of the south west ¼ and the northwest ¼ of section 15, approximately 1 mile to the west 1/16 section corner of sections 10 and 15, T. 8 N., R. 10 W., Seward Meridian;

Thence easterly, between sections 10 and 15, 11 and 14, approximately 1 3/4 miles to the corner of sections 11, 12, 13 and 14, T. 8 N., R. 10 W., Seward Meridian;

Thence northerly, between sections 11 and 12, 1 and 2, approximately 2 miles to the closing corner of sections 1 and 2, T. 8 N., R. 10 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel North, approximately 0.9 mile to the standard ¼ section corner of section 31, T. 9 N., R. 9 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 31, approximately 1 mile, to the ¼ section corner of sections 30 and 31, T. 9 N., R. 9 W., Seward Meridian;

Thence easterly, between sections 30 and 31, 29 and 32, 28 and 33, approximately 2½ miles to the corner of sections 27, 28, 33 and 34, T. 9 N., R. 9 W., Seward Meridian;

Thence northerly, between sections 27 and 28, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 9 N., R. 9 W., Seward Meridian;

Thence easterly, between sections 22 and 27, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 9 N., R. 9 W., Seward Meridian;

Thence northerly, between sections 22 and 23, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 9 N., R. 9 W., Seward Meridian;

Thence easterly, between sections 14 and 23, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 9 N., R. 9 W., Seward Meridian;

Thence northerly, between sections 13 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 9 N., R. 9 W., Seward Meridian;

Thence easterly, between sections 12 and 13, approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 9 N., Rs. 8 and 9 W., Seward Meridian;

Thence northerly, between Rs. 8 and 9 W., approximately 1 mile to the corner of sections 1, 6, 7 and 12, T. 9 N., Rs. 8 and 9 W., Seward Meridian;

Thence easterly, between sections 6 and 7, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 9 N., R. 8 W., Seward Meridian;

Thence northerly, between sections 5 and 6, approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 9 and 10 N., R. 8 W., Seward Meridian;

Thence easterly, between Tps. 9 and 10 N., approximately 2 miles to the corner of sections 3, 4, 33 and 34, Tps. 9 and 10 N., R. 8 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 10 N., R. 8 W., Seward Meridian;

Thence easterly, between sections 27 and 34, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 10 N., R. 8 W., Seward Meridian;

Thence northerly, between sections 26 and 27, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 10 N., R. 8 W., Seward Meridian;

Thence easterly, between sections 23 and 26, 24 and 25, approximately 2 miles to the corner of sections 19, 24, 25 and 30, T. 10 N., Rs. 7 and 8 W., Seward Meridian;

Thence northerly, between Rs. 7 and 8 W., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 10 N., Rs. 7 and 8 W., Seward Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, approximately 2 miles to the corner of sections 16, 17, 20 and 21, T. 10 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 16 and 17, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 10 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 10 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 10 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 3 and 10, 2 and 11, approximately 2 miles to the corner of sections 1, 2, 11 and 12, T. 10 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 1 and 2, 35 and 36, approximately 2 miles to the corner of sections 25, 26, 35 and 36 T. 11 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 25 and 36, 30 and 31, approximately 2 miles to the corner of sections 29, 30, 31 and 32, T. 11 N., R. 6 W., Seward Meridian;

Thence northerly, between sections 29 and 30, 19 and 20, 17 and 18, approximately 2.1 miles to the meander corner of sections 17 and 18, T. 11 N., R. 6 W., Seward Meridian;

Thence easterly, southeasterly, northeasterly, along the line of mean high tide of Turnagin Arm and Chickaloon Bay, approximately 27 miles to the special meander corner on the north and south centerline of section 14, T. 10 N., R. 3 W., Seward Meridian;

Thence on an approximate forward bearing of S. 30° E., approximately 1 mile to the northwesterly summit of a ridge, located in the northwesterly portion of section 24, T. 10 N., R. 3 W., Seward Meridian, approximate elevation 2,350 feet;

Thence on an approximate forward bearing of S. 82° E., approximately ¼ mile to the summit of a ridge in the north central portion of section 24, T. 10 N., R. 3 W., Seward Meridian, approximate elevation 2,650 feet;

Thence on an approximate forward bearing of S. 40° E., approximately 3/4 mile to Vertical Angle Bench Mark "Hope" located in the southeasterly portion of section 24, T. 10 N., R. 3 W., Seward Meridian, approximate elevation 3,708 feet;

Thence on an approximate forward bearing of S. 48° W., approximately 1 mile to the crest of the divide between the Resurrection Creek and Indian Creek drainages, located in the westerly portion of section 25, T. 10 N., R. 3 W., Seward Meridian, approximate elevation 3,950 feet;

Thence southerly, along the crest of the divide between Resurrection Creek and Indian Creek drainages, and descending a spur ridge, approximately 26 miles to the confluence of Chickaloon River and an unnamed creek, located in the southeasterly portion of section 1, T. 6 N., R. 4 W., Seward Meridian;

*Thence northwesterly, along the centerline of the Chickaloon River, approximately 4½ miles to a point due North of the thread of the Russian River at its junction with the Kenai River, in the westerly portion of section 33, T. 7 N., R. 4 W., Seward Meridian;

Thence due South, approximately 11½ miles to the junction of the Russian River with the Kenai River in section 33, T. 5 N., R. 4 W., Seward Meridian;

Thence up the Russian River, following the thread of the stream, approximately 16 miles to the head of Upper Russian Lake located in section 30, T. 3 N., R. 3 W., Seward Meridian;

Thence across the divide, on an approximate forward bearing of S. 83½° E., approximately 1½ miles to an intersection with Summit Creek in section 28, T. 3 N., R. 3 W., Seward Meridian;

Thence down Summit Creek and Resurrection River, following the thread of the streams, approximately 1½ miles to a point where an unnamed stream flows easterly into Resurrection River, located in section 34, T. 3 N., R. 3 W., Seward Meridian;

Thence on an approximate forward bearing of S. 30° W., approximately 1.7 miles to Vertical Angle Bench Mark "Menker," located in section 9, T. 2 N., R. 3 W., Seward Meridian, approximate elevation 3,205 feet;

Thence on an approximate forward bearing of S. 17° E., approximately 1.8 miles to the summit of a mountain located in the southwesterly portion of section 15, T. 2 N., R. 3 W., Seward Meridian, approximate elevation 5,207 feet;

Thence on an approximate forward bearing of S. 2° E., approximately 4.9 miles to the summit of a mountain located in the southwesterly portion of section 10, T. 1 N., R. 3 W., Seward Meridian, approximate elevation 5,300 feet;

Thence on an approximate forward bearing of S. 65° W., over Harding Ice Field, approximately 13.9 miles to the summit of a mountain located in section 9, T. 1 S., R. 5 W., Seward Meridian, approximate elevation 5,355 feet;

Thence on an approximate forward bearing of S. 18½° E., over Harding Ice Field, approximately 9.2 miles to the summit of a mountain located in section 25, T. 2 S., R. 5 W., Seward Meridian, approximate elevation 5,244 feet;

Thence on an approximate forward bearing of S. 47° W., over Harding Ice Field, approximately 12.3 miles to the summit of a mountain located in section 4, T. 4 S., R. 6 W., Seward Meridian, approximate elevation 5,873 feet;

Thence on an approximate forward bearing of S. 4° W., across Chernoff Glacier, approximately 11⅔ miles to the summit of a mountain located near the section corner of sections 5, 6, 31 and 32, Tps. 5 and 6 S., R. 6 W., Seward Meridian, approximate elevation 5,375 feet;

Thence on an approximate forward bearing of N. 49½° W., approximately 500 feet to an intersection with the township line between Tps. 5 and 6 S., R. 6 W., Seward Meridian;

Thence westerly, between Tps. 5 and 6 S., approximately 11 miles to the corner of sections 4, 5, 32 and 33, Tps. 5 and 6 S., R. 8 W., Seward Meridian;

Thence southerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 6 S., R. 8 W., Seward Meridian;

Thence westerly, between sections 5 and 8, 6 and 7, approximately 2 miles to the corner of sections 1, 6, 7 and 12, T. 6 S., Rs. 8 and 9 W., Seward Meridian;

Thence southerly, between Rs. 8 and 9 W., approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 6 S., Rs. 8 and 9 W., Seward Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, 22 and 27, approximately 3 miles to the corner of sections 21, 22, 27 and 28, T. 6 S., R. 9 W., Seward Meridian;

Thence southerly, between sections 27 and 28, 33 and 34, 3 and 4, 9 and 10, approximately 4 miles to the corner of sections 9, 10, 15 and 16, T. 7 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 9 and 16, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 7 S., R. 9 W., Seward Meridian;

Thence southerly, between sections 16 and 17, 20 and 21, 28 and 29, 32 and 33, 4 and 5, approximately 5 miles to the corner of sections 4, 5, 8 and 9, T. 8 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 5 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 8 S., R. 9 W., Seward Meridian;

Thence southerly, between sections 7 and 8, 17 and 18, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 8 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, 14 and 23, 15 and 22, approximately 4 miles to the corner of sections 15, 16, 21 and 22, T. 8 S., R. 10 W., Seward Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, approximately 3 miles to the standard corner of sections 33 and 34, on the south boundary of T. 8 S., R. 10 W., Seward Meridian, the place of beginning.

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, approximately 3 miles to the standard corner of sections 33 and 34, on the south boundary of T. 8 S., R. 10 W., Seward Meridian, the place of beginning.

*Department of the Interior 1:250,000 scale map issued in 1981, incorrectly depicts this portion of the description.

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE KENAI NATIONAL WILDLIFE REFUGE:

Section 702 (7):

"Kenai Wilderness of approximately one million three hundred and fifty thousand acres as generally depicted on a map entitled 'Kenai National Wildlife Refuge', dated October 1978."

The Kenai Wilderness consists of the public lands, as defined by the ANILCA, within the following boundaries:

Andy Simons Unit

Beginning at the standard corner of sections 33 and 34, T. 8 S., R. 10 W., Seward Meridian;

Thence westerly, on the Second Standard Parallel South, approximately 3 miles to the standard corner of T. 8 S., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 18 miles to the corner of Tps. 5 and 6 S., Rs. 10 and 11 W., Seward Meridian;

Thence easterly, between Tps. 5 and 6 S., approximately 12 miles to the corner of Tps. 5 and 6 S., Rs. 8 and 9 W., Seward Meridian;

Thence northerly, between Rs. 8 and 9 W., approximately 6 miles to the closing corner of T. 5 S., Rs. 8 and 9 W., Seward Meridian;

Thence westerly, on the First Standard Parallel South, approximately 3 1/2 miles to the standard corner of sections 33 and 34, T. 4 S., R. 9 W., Seward Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, approximately 6 1/4 miles to the meander corner of sections 33 and 34 on the left bank of Sheep Creek, T. 3 S., R. 9 W., Seward Meridian;

Thence on an approximate forward bearing of N. 45° W., approximately 2.8 miles to the corner of sections 19, 20, 29 and 30, T. 3 S., R. 9 W., Seward Meridian;

Thence northerly, between sections 19 and 20, 17 and 18, 7 and 8, approximately 3 miles to the corner of sections 5, 6, 7 and 8, T. 3 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 6 and 7, 1 and 12, 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, 1 and 12, approximately 8 miles to the corner of sections 1 2, 11 and 12, T. 3 S., R. 11 W., Seward Meridian;

Thence northerly, between sections 1 and 2, 35 and 36, 25 and 26, 23 and 24, 13 and 14, 11 and 12, 1 and 2, 35 and 36, 25 and 26, 23 and 24, 13 and 14, 11 and 12, 1 and 2, approximately 13 miles to the closing corner of sections 1 and 2, T. 1 S., R. 11 W., Seward Meridian;

Thence easterly, along the Seward Base Line, approximately 2,000 feet to the standard corner of T. 1 N., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 1 N., Rs. 10 and 11 W., Seward Meridian;

Thence easterly, between sections 30 and 31, 29 and 32, 28 and 33, approximately 3 miles to the corner of sections 27, 28, 33 and 34, T. 1 N., R. 10 W., Seward Meridian;

Thence northerly, between sections 27 and 28, 21 and 22, 15 and 16, approximately 2 1/2 miles to the 1/4 section corner of sections 15 and 16, T. 1 N., R. 10 W., Seward Meridian;

Thence westerly, on the east and west centerlines of sections 16, 17 and 18, approximately 3 miles to the 1/4 section corner of sections 13 and 18, T. 1 N., Rs. 10 and 11 W., Seward Meridian;

Thence northerly, between Rs. 10 and 11 W., approximately 3 miles to the meander corner of sections 31 and 36, T. 2 N., Rs. 10 and 11 W., Seward Meridian, at the line of mean high water on the Tustumena Lake;

Thence westerly, northeasterly and southeasterly, along the line of mean high water of Tustumena Lake, approximately 12 miles to the meander corner of sections 2 and 3, T. 2 N., R. 10 W., Seward Meridian;

Thence northerly, between sections 2 and 3, 34 and 35, approximately 1 3/4 miles to the corner of sections 26, 27, 34 and 35, T. 3 N., R. 10 W., Seward Meridian;

Thence easterly, between sections 26 and 35, 25 and 36, 30 and 31, 29 and 32, 28 and 33, 27 and 34, 26 and 35, approximately 7 miles to the corner of sections 25, 26, 35 and 36, T. 3 N., R. 9 W., Seward Meridian;

Thence northerly, between sections 25 and 26, 23 and 24, 13 and 14, 11 and 12, approximately 3 1/2 miles to the 1/4 section corner of sections 11 and 12, T. 3 N., R. 9 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 11, approximately 1 mile to the 1/4 section corner of sections 10 and 11, T. 3 N., R. 9 W., Seward Meridian;

Thence northerly, between sections 10 and 11, 2 and 3, 34 and 35, 26 and 27, 22 and 23, approximately 4 1/2 miles to the corner of sections 14, 15, 22 and 23, T. 4 N., R. 9 W., Seward Meridian;

Thence easterly, between sections 14 and 23, approximately 1/2 mile to the 1/4 section corner of sections 14 and 23, T. 4 N., R. 9 W., Seward Meridian;

Thence northerly, on the north and south centerlines of sections 14, 11 and 2, approximately 3 miles to the 1/4 section corner of section 2, T. 4 N., R. 9 W., Seward Meridian, on the Kenai National Wildlife Refuge boundary;

Thence easterly, between Tps. 4 and 5 N., approximately 6 miles to the 1/4 section corner of section 2, T. 4 N., R. 8 W., Seward Meridian;

Thence southerly, along the north and south centerline of section 2, approximately 1 mile to the 1/4 section corner of sections 2 and 11, T. 4 N., R. 8 W., Seward Meridian;

Thence easterly, between sections 2 and 11, 1 and 12, approximately 1 1/4 miles to the left bank of the Kenai River on the section line between sections 1 and 12, T. 4 N., R. 8 W., Seward Meridian;

Thence easterly, southeasterly, easterly, northeasterly, northwesterly and northeasterly, along the left bank of the Kenai River and the southerly and easterly shore of Skilak Lake, and again northeasterly, along the left bank of the Kenai River, approximately 35 1/2 miles to a point on the southerly right-of-way of a powerline, located in the northwesterly portion of section 32, T. 5 N., R. 4 W., Seward Meridian;

Thence southeasterly and easterly, along the southerly right-of-way of a powerline, approximately 1 1/2 miles to a point on the Kenai National Wildlife Refuge boundary located on the thread of the Russian River in the easterly portion in section 33, T. 5 N., R. 4 W., Seward Meridian;

Thence up the Russian River, following the thread of the stream, approximately 15 miles to the head of Upper Russian Lake located in section 30, T. 3 N., R. 3 W., Seward Meridian;

Thence across the divide, on an approximate forward bearing of S. 83 1/2° E., approximately 1 1/2 miles to an intersection with Summit Creek in section 28, T. 3 N., R. 3 W., Seward Meridian;

Thence down Summit Creek and Resurrection River, following the thread of the streams, approximately 11 1/2 miles to a point where an unnamed stream flows easterly into Resurrection River, located in section 34, T. 3 N., R. 3 W., Seward Meridian;

Thence on an approximate forward bearing of S. 30° W., approximately 1.7 miles to Vertical Angle Bench Mark "Menker," located in section 9, T. 2 N., R. 3 W., Seward Meridian, approximate elevation 3,205 feet;

Thence on an approximate forward bearing of S. 17° E., approximately 1.8 miles to the summit of a mountain located in the southwesterly portion of section 15, T. 2 N., R. 3 W., Seward Meridian, approximate elevation 5,217 feet;

Thence on an approximate forward bearing of S. 2° E., approximately 4.9 miles to the summit of a mountain located in the southwesterly portion of section 10, T. 1 N., R. 3 W., Seward Meridian, approximate elevation 5,300 feet;

Thence on an approximate forward bearing of S. 65° W., over Harding Ice Field, approximately 13.9 miles to the summit of a mountain located in section 9, T. 1 S., R. 5 W., Seward Meridian, approximate elevation 5,355 feet;

Thence on an approximate forward bearing of S. 18 1/2° E., over Harding Ice Field, approximately 9.2 miles to the summit of a mountain located in section 25, T. 2 S., R. 5 W., Seward Meridian, approximate elevation 5,244 feet;

Thence on an approximate forward bearing of S. 47° W., over Harding Ice Field, approximately 12.3 miles to the summit of a mountain located in section 4, T. 4 S., R. 6 W., Seward Meridian, approximate elevation 5,873 feet;

Thence on an approximate forward bearing of S. 4° W., across Chernoff Glacier, approximately 11 1/2 miles to the summit of a mountain located near the section corner of sections 5, 6, 31 and 32 Tps. 5 and 6 S., R. 6 W., Seward Meridian, approximate elevation 5,375 feet;

Thence on an approximate forward bearing of N. 49 1/2° W., approximately 500 feet to an intersection with the township line between Tps. 5 and 6 S., R. 6 W., Seward Meridian;

Thence westerly, following the township line between Tps. 5 and 6 S., approximately 11 miles to the corner of sections 4, 5, 32 and 33, Tps. 5 and 6 S., R. 8 W., Seward Meridian;

Thence southerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 6 S., R. 8 W., Seward Meridian;

Thence westerly, between sections 5 and 8, 6 and 7, approximately 2 miles to the corner of sections 1, 6, 7 and 12, T. 6 S., Rs. 8 and 9 W., Seward Meridian;

Thence southerly, following the range line between Rs. 8 and 9 W., approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 6 S., Rs. 8 and 9 W., Seward Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, 22 and 27, approximately 3 miles to the corner of sections 21, 22, 27 and 28, T. 6 S., R. 9 W., Seward Meridian;

Thence southerly, between sections 27 and 28, 33 and 34, 3 and 4, 9 and 10, approximately 4 miles to the corner of sections 9, 10, 15 and 16, T. 7 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 9 and 16, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 7 S., R. 9 W., Seward Meridian;

Thence southerly, between sections 16 and 17, 20 and 21, 28 and 29, 32 and 33, 4 and 5, approximately 5 miles to the corner of sections 4, 5, 8 and 9, T. 8 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 5 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 8 S., R. 9 W., Seward Meridian;

Thence southerly, between sections 7 and 8, 17 and 18, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 8 S., R. 9 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, 14 and 23, 15 and 22, approximately 4 miles to the corner of sections 15, 16, 21 and 22, T. 8 S. R. 10 W., Seward Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, approximately 3 miles to the standard corner of sections 33 and 34, on the south boundary of T. 8 S., R. 10 W., Seward Meridian, the place of the beginning.

All of Lucas Island, located in sections 28 and 29, T. 4 N., R. 5 W., Seward Meridian, is included within the Kenai Wilderness, Andy Simons Unit.

Canoe Lakes Unit

Beginning at the corner of sections 19, 24, 25 and 30, T. 7 N., Rs. 5 and 6 W., Seward Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, 22 and 27, 21 and 28, 20 and 29, approximately 5 miles to the corner of sections 19, 20, 29 and 30, T. 7 N., R. 6 W., Seward Meridian;

Thence southerly, between sections 29 and 30, 31 and 32, 5 and 6, 7 and 8, 17 and 18, approximately 4 1/2 miles to the 1/4 section corner of sections 17 and 18, T. 6 N., R. 6 W., Seward Meridian;

Thence westerly, on the east and west centerlines of sections 18, 13 and 14, approximately 3 miles to the 1/4 section corner of sections 14 and 15, T. 6 N., R. 7 W., Seward Meridian;

Thence southerly, between sections 14 and 15, approximately 1/2 mile to the corner of sections 14, 15, 22 and 23, T. 6 N., R. 7 W., Seward Meridian;

Thence westerly, between sections 15 and 22, 16 and 21, 17 and 20, 18 and 19, 13 and 24, approximately 4 3/4 miles to the centerline of Moose River, between sections 13 and 24, T. 6 N., R. 8 W., Seward Meridian;

Thence southwesterly, along the centerline of Moose River, approximately 2 3/4 miles to the confluence with the West Fork Moose River, located in the northwesterly portion of section 27, T. 6 N., R. 8 W., Seward Meridian;

Thence northeasterly, along the centerline of West Fork Moose River, approximately 1 1/2 miles to a point between sections 15 and 22, T. 6 N., R. 8 W., Seward Meridian;

Thence westerly, between sections 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 3 3/4 miles to the corner of sections 13, 18, 19 and 24, T. 6 N., Rs. 8 and 9 W., Seward Meridian;

Thence northerly, between Rs. 8 and 9 W., approximately 8 3/4 miles to a point on the southerly right-of-way of the Swanson River Road, between sections 1 and 6, T. 7 N., Rs. 8 and 9 W., Seward Meridian;

Thence easterly, along the southerly right-of-way of the Swanson River Road, approximately 8 1/4 miles to a point between sections 5 and 32, Tps. 7 and 8 N., R. 7 W., Seward Meridian;

Thence easterly, between Tps. 7 and 8 N., approximately 100 feet to a point between sections 5 and 32, Tps. 7 and 8 N., R. 7 W., Seward Meridian, on the westerly shore of an unnamed lake;

Thence northeasterly and southeasterly, along the line of mean high water of the unnamed lake, approximately 1/4 mile to a point between sections 5 and 32, Tps. 7 and 8 N., R. 7 W., Seward Meridian, on the east shore of the unnamed lake;

Thence easterly, between Tps. 7 and 8 N., approximately 3/4 mile to the 1/4 section corner of sections 4 and 33, Tps. 7 and 8 N., R. 7 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 4, approximately 1 mile to the 1/4 section corner of sections 4 and 9, T. 7 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 4 and 9, approximately 1/2 mile to the corner of sections 3, 4, 9 and 10, T. 7 N., R. 7 W., Seward Meridian;

Thence southerly, between sections 9 and 10, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 7 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 10 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 7 N., R. 7 W., Seward Meridian;

Thence southerly, between sections 14 and 15, approximately 1/2 mile to the 1/4 section corner of sections 14 and 15, T. 7 N., R. 7 W., Seward Meridian;

Thence easterly, on the east and west centerlines of sections 14, 13 and 18, approximately 3 miles to the 1/4 section corner of sections 17 and 18, T. 7 N., R. 6 W., Seward Meridian;

Thence northerly, between sections 17 and 18, 7 and 8, 5 and 6, 31 and 32, 29 and 30, approximately 4 miles to the meander corner of sections 29 and 30, T. 8 N., R. 6 W., Seward Meridian, on the easterly shore of Buteo Lake;

Thence northeasterly, northwesterly and southerly, along the line of mean high water of Buteo Lake, approximately 3/4 mile to the special meander corner on the east and west centerline of section 30, T. 8 N., R. 6 W., Seward Meridian;

Thence westerly, on the east and west centerlines of sections 30 and 25, approximately 1 1/4 miles to the 1/4 section corner of sections 25 and 26, T. 8 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 25 and 26, approximately 1,500 feet to the meander corner of sections 25 and 26, T. 8 N., R. 7 W., Seward Meridian, on the westerly shore of Takukak Lake;

Thence northwesterly and northeasterly, along the line of mean high water of Takukak Lake, approximately 1/4 mile to the meander corner of sections 25 and 26, T. 8 N., R. 7 W., Seward Meridian, on the westerly shore of Takukak Lake Takukak Lake appears on the 1:63,360 scale map, Kenai D-2, from which this description was derived.);

Thence northerly, between sections 25 and 26, approximately 1/4 mile to the corner of sections 23, 24, 25 and 26, T. 8 N., R. 7 W., Seward Meridian;

Thence westerly, between sections 23 and 26, approximately 1/4 mile to the meander corner of sections 23 and 26, T. 8 N., R. 7 W., Seward Meridian, on the easterly shore of Ursus Lake;

Thence southerly and northwesterly, along the line of mean high water of Ursus Lake, approximately 3/4 mile to the meander corner of sections 23 and 26, T. 8 N., R. 7 W., Seward Meridian, on the westerly shore of Ursus Lake;

Thence westerly, between sections 23 and 26, 22 and 27, 21 and 28, approximately 1 1/2 miles to the meander corner of sections 21 and 28, T. 8 N., R. 7 W., Seward Meridian, on the easterly shore of Paddle Lake;

Thence southeasterly, southwesterly and northwesterly, along the line of mean high water of Paddle Lake, approximately 1/2 mile to the meander corner of sections 21 and 28, T. 8 N., R. 7 W., Seward Meridian, on the westerly shore of Paddle Lake;

Thence westerly, between sections 21 and 28, approximately 1/4 mile to the 1/4 section corner of sections 21 and 28, T. 8 N., R. 7 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 21, approximately 1/2 mile to the center 1/4 section corner of section 21, T. 8 N., R. 7 W., Seward Meridian;

Thence westerly, on the east and west centerlines of sections 21, 20 and 19, approximately 2 1/2 miles to the 1/4 section corner of sections 19 and 24, T. 8 N., Rs. 7 and 8 W., Seward Meridian;

Thence northerly, between Rs. 7 and 8 W., approximately 3 1/2 miles to the closing corner of T. 8 N., Rs. 7 and 8 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel North, approximately 1/2 mile to the standard corner of sections 31 and 32, T. 9 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 31 and 32, approximately 1/2 mile to a point between sections 31 and 32, T. 9 N., R. 7 W., Seward Meridian, on the southerly shore of an unnamed lake;

Thence northwesterly and northeasterly, on the line of mean high water of the unnamed lake, approximately 900 feet to a point between sections 31 and 32, T. 9 N., R. 7 W., Seward Meridian, on the northerly shore of the unnamed lake;

Thence northerly, between sections 31 and 32, approximately 1/2 mile to the corner of sections 29, 30, 31 and 32, T. 9 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 29 and 32, approximately 1/2 mile to the 1/4 section corner of sections 29 and 32, T. 9 N., R. 7 W., Seward Meridian;

Thence northerly, on the north and south centerlines of sections 29, 20, 17 and 8, approximately 4 miles to the 1/4 section corner of sections 5 and 8, T. 9 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 5 and 8, 4 and 9, 3 and 10, 2 and 11, approximately 3 miles to the meander corner of sections 2 and 11, T. 9 N., R. 7 W., Seward Meridian, on the westerly shore of an unnamed lake;

Thence northerly and southeasterly, on the line of mean high water of an unnamed lake, approximately 1/2 mile to the meander corner of sections 2 and 11, T. 9 N., R. 7 W., Seward Meridian, on the easterly shore of an unnamed lake;

Thence easterly, between sections 2 and 11, approximately 1/8 mile to the corner of sections 1, 2, 11 and 12, T. 9 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 1 and 2, 35 and 36, approximately 1 1/4 miles to the meander corner of sections 35 and 36, T. 10 N., R. 7 W., Seward Meridian, on the westerly shore of Taiga Lake;

Thence northwesterly and southeasterly, on the line of mean high water of Taiga Lake, approximately 1/2 mile to the meander corner of sections 35 and 36, T. 10 N., R. 7 W., Seward Meridian, on the northerly shore of Taiga Lake;

Thence northerly, between sections 35 and 36, 25 and 26, 23 and 24, approximately 1 3/4 miles to the centerline of Seven Egg Creek, located between sections 23 and 24, T. 10 N., R. 7 W., Seward Meridian;

Thence northwesterly and westerly, along the centerline of Seven Egg Creek and the westerly shore of Kraenberi Lake, approximately 4 miles to a point between sections 9 and 10, T. 10 N., R. 7 W., Seward Meridian, on the Kenai National Wildlife Refuge boundary;

Thence northerly, between sections 9 and 10, approximately 3/4 mile to the corner of sections 3, 4, 9 and 10, T. 10 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 3 and 10, 2 and 11, approximately 2 miles to the corner of sections 1, 2, 11 and 12, T. 10 N., R. 7 W., Seward Meridian;

Thence northerly, between sections 1 and 2, 35 and 36, approximately 2 miles to the corner of section 25, 26, 35 and 36, T. 11 N., R. 7 W., Seward Meridian;

Thence easterly, between sections 25 and 36, 30 and 31, approximately 2 miles to the corner of sections 29, 30, 31 and 32, T. 11 N., R. 6 W., Seward Meridian;

Thence northerly, between sections 29 and 30, 19 and 20, 17 and 18, approximately 2.1 miles to the meander corner of sections 17 and 18, T. 11 N., R. 6 W., Seward Meridian;

Thence easterly, southeasterly, along the line of mean high tide of Turragin Arm and Chickaloon Bay, approximately 10 miles to the centerline of Bedlam Creek located in the northerly portion of section 30, T. 10 N., R. 5 W., Seward Meridian;

Thence westerly, along the centerline of Bedlam Creek, approximately 3 1/4 miles to a point between sections 26 and 27, T. 10 N., R. 6 W., Seward Meridian;

Thence southerly, between sections 26 and 27, 34 and 35, 2 and 3, 10 and 11, 14 and 15, 22 and 23, 26 and 27, 34 and 35, approximately 7 miles to the standard corner of sections 34 and 35, T. 9 N., R. 6 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel North, approximately 1,600 feet to the closing corner of sections 2 and 3, T. 8 N., R. 6 W., Seward Meridian;

Thence southerly, between sections 2 and 3, approximately 1/2 mile to the 1/4 section corner of sections 2 and 3, T. 8 N., R. 6 W., Seward Meridian;

Thence easterly, on the east and west centerlines of sections 2 and 1, approximately 2 miles to the 1/4 section corner of sections 1 and 6, T. 8 N., Rs. 5 and 6 W., Seward Meridian;

Thence southerly, between Rs. 5 and 6 W., approximately 1/2 mile to the corner of sections 1, 6, 7 and 12, T. 8 N., Rs. 5 and 6 W., Seward Meridian;

Thence easterly, between sections 6 and 7, 5 and 8, 4 and 9, 3 and 10, approximately 4 miles to the corner of sections 2, 3, 10 and 11, T. 8 N., R. 5 W., Seward Meridian;

Thence southerly, between sections 10 and 11, 14 and 15, 22 and 23, 26 and 27, approximately 4 miles to the corner of sections 26, 27, 34 and 35, T. 8 N., R. 5 W., Seward Meridian;

Thence westerly, between sections 27 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 8 N., R. 5 W., Seward Meridian;

Thence southerly, between sections 33 and 34, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 7 and 8 N., R. 5 W., Seward Meridian;

Thence westerly, between Tps. 7 and 8 N., approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 7 and 8 N., R. 5 W., Seward Meridian;

Thence southerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 7 N., R. 5 W., Seward Meridian;

Thence westerly, between sections 5 and 8, 6 and 7, approximately 2 miles to the corner of sections 1, 6, 7 and 12, T. 7 N., Rs. 5 and 6 W., Seward Meridian;

Thence southerly, between Rs. 5 and 6 W., approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 7 N., Rs. 5 and 6 W., Seward Meridian, the place of beginning.

Mystery Creek Unit

Beginning at a point on Kenai National Wildlife Refuge boundary, at the northerly right-of-way of the Sterling Highway, in section 28, T. 5 N., R. 4 W., Seward Meridian;

Thence westerly, along the northerly right-of-way of the Sterling Highway, approximately 4,800 feet to a point on the northerly right-of-way of a powerline, located in the southwesterly portion of section 29, T. 5 N., R. 4 W., Seward Meridian;

Thence westerly, along the northerly right-of-way of a powerline, approximately 2 3/4 miles to a point on the northerly right-of-way of the Sterling Highway, located in the northerly portion of section 35, T. 5 N., R. 5 W., Seward Meridian;

Thence northwesterly, along the northerly right-of-way of the Sterling Highway, approximately 4½ miles to the centerline of Jean Creek, near the center of section 17, T. 5 N., R. 5 W., Seward Meridian;

Thence northwesterly, along the centerline of Jean Creek and the northerly shore of Upper Jean Lake, approximately 1 mile to a point on the north shore of an unnamed lake and the north and south centerline of section 18, T. 5 N., R. 5 W., Seward Meridian;

Thence northerly, on the north and south centerline of sections 18 and 7, approximately 1 1/8 mile to the ¼ section corner of sections 6 and 7, T. 5 N., R. 5 W., Seward Meridian;

Thence easterly, between sections 6 and 7, approximately ½ mile to the corner of sections 5, 6, 7 and 8, T. 5 N., R. 5 W., Seward Meridian;

Thence northerly, between sections 5 and 6, approximately ½ mile to the ¼ section corner of sections 5 and 6, T. 5 N., R. 5 W., Seward Meridian;

Thence easterly, on the east and west centerlines of sections 4 and 5, approximately 2 miles to the ¼ section corner of sections 3 and 4, T. 5 N., R. 5 W., Seward Meridian;

Thence northerly, between sections 3 and 4, 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, approximately 8½ miles to the corner of sections 21, 22, 27 and 28, T. 7 N., R. 5 W., Seward Meridian;

Thence easterly, between sections 22 and 27, 23 and 26, 24 and 25, approximately 3 miles to the corner of sections 24 and 25, T. 7 N., R. 5 W., Seward Meridian;

Thence southerly, between Rs. 4 and 5 W., approximately 200 feet to the corner of sections 19 and 30, T. 7 N., R. 4 W., Seward Meridian;

Thence easterly, between sections 19 and 30, 20 and 29, 21 and 28, approximately 2 1/8 miles to Seward Meridian;

Thence due South, approximately 13 miles to the place of beginning on Kenai National Wildlife Refuge boundary at the northerly right-of-way of the Sterling Highway, in Section 28, T. 5 N., R. 4 W., Seward Meridian.

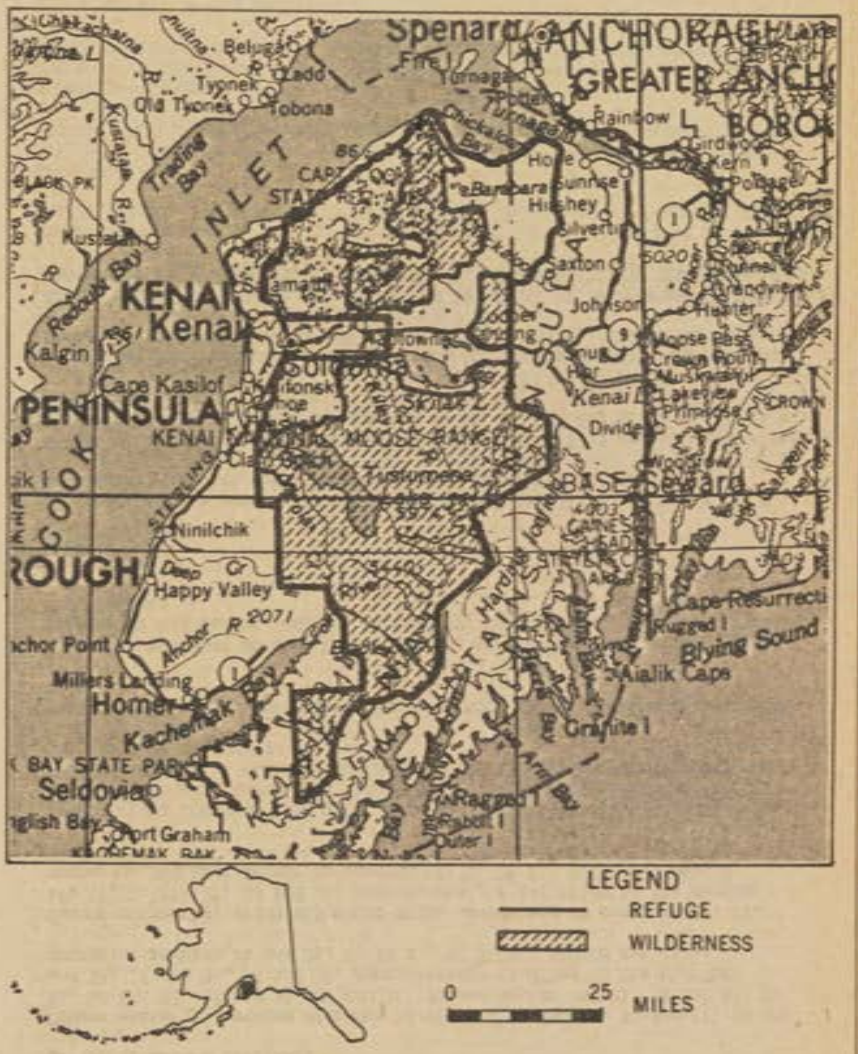
The following USGS quadrangle maps wereused to prepare the legal description for the Kenai National Wildlife Refuge:

mr - minor revision
* - Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:63,360*	Kenai (A-1) 1951 mr 1971; (A-3) 1951 mr 1969; (A-4) 1951 mr 1972; (B-1), (B-2) 1950 mr 1975; (B-3) 1950 mr 1965; (B-4) 1951 mr 1966; (C-1) 1951 mr 1978; (C-2) 1951 mr 1968; (C-3) 1951 mr 1970; (C-4) 1951 mr 1972; (D-1) 1951 mr 1967, (D-2) 1951 mr 1965; (D-3) 1951 mr 1965.
1:63,360	Tyonek (A-1) 1951 mr 1970; (A-2) 1951 mr 1973.
1:63,360*	Seward (A-8) 1951 mr 1973; (B-8) 1951 mr 1968; (C-8) 1951 mr 1976; (D-8) 1951 mr 1973.
1:63,360*	Seldovia (B-3) 1951 mr 1973; (C-1, C-2) 1953; (C-3) 1951 mr 1973; (D-1) 1953; (D-2) 1950 mr 1963; (D-3) 1951 mr 1970.

KENAI NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



KODIAK NATIONAL WILDLIFE REFUGE

Section 303 (5):

"The Kodiak National Wildlife Refuge shall consist of the existing Kodiak National Wildlife Refuge including lands, waters, interests, and whatever submerged lands, if any, were retained in Federal ownership at the time of statehood, which is redesignated as the Kodiak Island Unit of the Kodiak National Wildlife Refuge, and the addition of all public lands on Afognak and Ban Islands of approximately fifty thousand acres as generally depicted on the map entitled 'Kodiak National Wildlife Refuge', dated October 1978. The described public lands on Afognak Island are those incorporated in this refuge from section 1427 of this Act."

The Kodiak National Wildlife Refuge consists of the public lands, as

defined by the ANILCA, within the following boundaries:

Kodiak Island Unit

Beginning at a point on the northerly shore of Viekoda Bay, approximately 1/2 mile north from the most southerly point of said bay in section 20, T. 27 S., R. 23 W., Seward Meridian;

Thence easterly, approximately 1 mile to the divide between Viekoda Bay and a stream flowing northwesterly into said bay, near the center of section 21, T. 27 S., R. 23 W., Seward Meridian;

Thence, on an approximate forward bearing of S. 45° E., approximately 1 mile to the divide between Viekoda Bay and Kishuyak Bay, in the northwesterly portion of section 27, T. 27 S., R. 23 W., Seward Meridian;

Thence southerly along the mountainous divide which traverses the center of the island to a point approximately 7 miles north of the head of Kiliuda Bay, located in section 24, T. 32 S., R. 25 W., Seward Meridian;

Thence southerly, along the spur between two minor drainages to the shore of Kiluida Bay at Triangulation Station Head;

Thence along the mean high water line of Kodiak Island, along such major bays as Kiliuda Bay, Sitkalidak Strait, Three Saints Bay, Kaiugnak Bay, Knoll Bay, Jap Bay, Kaguyak Bay, Geese Channel, Russian Harbor, Alitak Bay, Portage Bay, Suluva Bay, Dead Mans Bay, Moser Bay, Akhiok Bay, Klempff Bay, Alitak Bay, closing Lazy Bay, to the Pacific Ocean, Seward Meridian;

Thence with the Pacific Ocean, closing Alitak Lagoon, Sukhoi Lagoon, Grant Lagoon to the meander corner between sections 26 and 35, T. 30 S., R. 33 W., Seward Meridian;

Thence easterly, between sections 26 and 35, 25 and 36, 30 and 31, 29 and 32, 28 and 33, 27 and 34, 26 and 35, 25 and 36, 30 and 31, 29 and 32, 28 and 33, 27 and 34, 26 and 35, approximately 12 miles to the quarter corner of section 26 and 35, T. 30 S., R. 31 W., Seward Meridian;

Thence northerly, along the north south centerline of sections 26, 23, 14, 11, 2, 35, 26, 23 and 14, approximately 8 1/2 miles to the meander corner on Shelikof Strait in section 14, T. 29 S., R. 31 W., Seward Meridian;

Thence along the mean high water line of Shelikof Strait, and such major bays as Uyak Bay, Amook Bay, Zachar Bay, Spiridon Bay, Shelikof Strait, Uganik Bay, Uganik Passage, Terror Bay, Uganik Passage, Viekoda Bay, to the place of beginning.

This Unit also contains all of Uganik Island, above the line of mean high tide.

This Unit excludes an area 1 mile square, surrounding each of the native village of Old Harbor, Akhiok, Larsen Bay, Uganik, Uyak, Alitak, Ayakulik and Kaguyak.

Afognak Unit

Beginning at the meander corner of sections 7 and 18, T. 22 S., R. 21 W., Seward Meridian, at the line of mean high tide of Foul Bay;

Thence easterly, between sections 7 and 18, 8 and 17, 9 and 16, approximately 2 1/4 miles to the corner of sections 9, 10, 15 and 16, T. 22 S., R. 21 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 22 S., R. 21 W., Seward Meridian;

Thence easterly, between sections 3 and 10, 2 and 11, approximately 2 miles to the corner of sections 1, 2, 11 and 12, T. 22 S., R. 21 W., Seward Meridian;

Thence northerly, between sections 1 and 2, approximately 1/2 mile to the 1/4 section corner of sections 1 and 2, T. 22 S., R. 21 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 1, approximately 1/2 mile to the center 1/4 section corner of section 1, T. 22 S., R. 21 W., Seward Meridian;

Thence northerly, on the north and south centerlines of sections 1 and 36, approximately 1 mile to the center 1/4 section corner of section 36, T. 21 S., R. 21 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 36, approximately 1/2 mile to the 1/4 section corner of sections 31 and 36, T. 21 S., Rs. 20 and 21 W., Seward Meridian;

Thence northerly, between Rs. 20 and 21 W., approximately 2 1/2 miles to the corner of sections 13, 18, 19 and 24, T. 21 S., Rs. 20 and 21 W., Seward Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, approximately 1 1/2 miles to the 1/4 section corner of sections 17 and 20, T. 21 S., R. 20 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 17, approximately 1/2 mile to the center 1/4 section corner of section 17, T. 21 S., R. 20 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 17, approximately 1/2 mile to the 1/4 section corner of sections 16 and 17, T. 21 S., R. 20 W., Seward Meridian;

Thence northerly, between sections 16 and 17, approximately 1/2 mile to the corner of sections 8, 9, 16 and 17, T. 21 S., R. 20 W., Seward Meridian;

Thence easterly, between sections 9 and 16, approximately 1/2 mile to the 1/4 section corner of sections 9 and 16, T 21 S., R. 20 W., Seward Meridian;

Thence northerly, on the north and south centerlines of sections 9 and 4, approximately 2 miles to the 1/4 section corner of section 4, T. 21 S., R. 20 W., Seward Meridian;

Thence westerly, on the Fifth Standard Parallel South, approximately 2 1/2 miles to the standard corner of sections 31 and 32, T. 20 S., R. 20 W., Seward Meridian;

Thence northerly, between sections 31 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 20 S., R. 20 W., Seward Meridian;

Thence westerly, between sections 30 and 31, approximately 1/2 mile to the 1/4 section corner of sections 30 and 31, T. 20 S., R. 20 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 30, approximately 1/2 mile to the center 1/4 section corner of section 30, T. 20 S., R. 20 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 30, approximately 1/2 mile to the 1/4 section corner of sections 25 and 30, T. 20 S., Rs. 20 and 21 W., Seward Meridian;

Thence southerly, between Rs. 20 and 21 W., approximately 1/2 mile to the corner of sections 25, 30, 31 and 36, T. 20 S., Rs. 20 and 21 W., Seward Meridian;

Thence westerly, between sections 25 and 36, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 20 S., R. 21 W., Seward Meridian;

Thence northerly, between sections 25 and 26, approximately 1/2 mile to the meander corner of sections 25 and 26, T. 20 S., R. 21 W., Seward Meridian, at the line of mean high tide of Bluefox Bay;

Thence westerly, northwesterly, southwesterly, southeasterly and southerly, along the line of mean high tide of Afognak Island, closing the mouth of Devil Inlet, to the meander corner of sections 7 and 18, T. 22 S., R. 21 W., Seward Meridian, the place of beginning.

Also included within this Unit is all of Ban Island above the line of mean high tide.

The following USGS quadrangle maps were used to prepare the legal descriptions for the Kodiak National Wildlife Refuge:

mr - minor revision

Scale of Map	Name and Date
Kodiak Island Unit	
1:63,360	Kaguyak (C-6) 1954 mr 1970; (D-5) 1952 mr 1965; (D-6) 1952 mr 1971.
1:63,360	Trinity Islands (C-1) 1952 mr 1973; (D-1) 1952 mr 1970; (D-2) 1952 mr 1963.
1:63,360	Karluk (A-1) 1952 mr 1970; (A-2) 1954; (B-2) 1952 mr 1963; (B-3) 1952 mr 1973; (C-1) 1952 mr 1967; (C-2) 1952 mr 1963.
1:63,360	Kodiak (A-3) 1949 mr 1963; (A-4) 1954; (A-5) 1952 mr 1972; (A-6) 1952 mr 1973; (B-3) 1949 mr 1964 (B-4) 1952 mr 1972; (B-5), (B-6) 1952 mr 1965; (C-3) 1952 mr 1964; (C-4) 1952 mr 1973; (C-5) 1952 mr 1965; (C-6) 1952 mr 1966; (D-3) 1947 mr 1965; (D-4), (D-5) 1952 mr 1965; (D-6) 1951 mr 1965.
Afognak Unit	
1:63,360	Afognak (B-2) 1952 mr 1969; (B-3) 1954.

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PUBLIC LAW 96-487

KODIAK ISLAND
KODIAK ISLAND BOROUGH
KODIAK NATIONAL WILDLIFE REFUGE
SHELIKOF STRAIT
Kodiak
Afognak
Raspberry I
Cape Ikolik
Cape Grant
Middle Cape
Cape Alitak
Cape Trinity
Aiaktalik I
Sitkinak Strait
Dangerous Cape
Narrow Cape
Old Harbor
Port Lions
Port William
Port Wakefield
Rocky Pt
Karluk
Sturgeon Head
Kaguyak
Alitak Bay
Uganik Bay
Kiliuda Bay
Kalsin Bay
Chiniak Bay
Malina Bay
Marmot Bay
Whale Bay
Spruce I
Sea Otter Bay
Tonki Bay
Ugak Bay
Ugak I
Sitkalidak I
Tanner Head
Tonki Head
Tonki Peninsula
Tonki Bay
Tonki Lake
Tonki Creek
Tonki Mountain
Tonki Pass
Tonki Valley
Tonki Ridge
Tonki Glacier
Tonki Falls
Tonki River

KOYUKUK NATIONAL WILDLIFE REFUGE

Section 302 (5):

"The Koyukuk National Wildlife Refuge shall consist of the approximately three million five hundred and fifty thousand acres of public lands generally depicted on the map entitled 'Koyukuk National Wildlife Refuge', dated July 1980."

The Koyukuk National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the standard corner of sections 33 and 34, T. 5 N., R. 24 E., Kateel River Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, approximately 4 1/2 miles to the 1/4 section corner of sections 9 and 10, T. 5 N., R. 24 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 9, approximately 1/2 mile to the center 1/4 section corner of section 9, T. 5 N., R. 24 E., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 9, approximately 1/2 mile to the 1/4 section corner of sections 4 and 9, T. 5 N., R. 24 E., Kateel River Meridian;

Thence westerly, between sections 4 and 9, approximately 1/2 mile to the corner of sections 4, 5, 8 and 9, T. 5 N., R. 24 E., Kateel River Meridian;

Thence northerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 5 and 6 N., R. 24 E., Kateel River Meridian;

Thence westerly, between Tps. 5 and 6 N., approximately 26 miles to the corner of Tps. 5 and 6 N., Rs. 19 and 20 E., Kateel River Meridian;

Thence northerly, between Rs. 19 and 20 E., approximately 2 3/4 miles to the summit of a mountain located between sections 19 and 24, T. 6 N., Rs. 19 and 20 E., Kateel River Meridian, approximate elevation 1,453 feet;

Thence northwesterly, along the ridge line of the Isahultila Mountains approximately 6 miles to vertical angle bench mark "BATZA" located in the northwest corner of section 26, T. 7 N., R. 19 E., Kateel River Meridian, approximate elevation 2,142 feet;

Thence due West, approximately 200 feet to a point between sections 26 and 27, T. 7 N., R. 19 E., Kateel River Meridian;

Thence northerly, between sections 26 and 27, approximately 1,300 feet to the corner of sections 22, 23, 26 and 27, T. 7 N., R. 19 E., Kateel River Meridian;

Thence westerly, between sections 22 and 27, 21 and 28, 20 and 29, 19 and 30, 24 and 25, 23 and 26, 22 and 27, 21 and 28, 20 and 29, 19 and 30, approximately 10 miles to the corner of sections 19, 24, 25 and 30, T. 7 N., Rs. 17 and 18 E., Kateel River Meridian;

Thence northerly between Rs. 17 and 18 E., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 7 N., Rs. 17 and 18 E., Kateel River Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 7 N., Rs. 16 and 17 E., Kateel River Meridian;

Thence northerly, between Rs. 16 and 17 E., approximately 2 miles to the corner of sections 1, 6, 7 and 12, T. 7 N., Rs. 16 and 17 E., Kateel River Meridian;

Thence westerly, between sections 1 and 12, 2 and 11, 3 and 10, approximately 3 miles to the corner of sections 3, 4, 9 and 10, T. 7 N., R. 16 E., Kateel River Meridian;

Thence southerly, between sections 9 and 10, approximately 1 miles to the corner of sections 9, 10, 15 and 16, T. 7 N., R. 16 E., Kateel River Meridian;

Thence westerly, between sections 9 and 16, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 7 N., R. 16 E., Kateel River Meridian;

Thence southerly, between sections 16 and 17, approximately 1 mile to the corner of sections 16, 17, 20 and 21, T. 7 N., R. 16 E., Kateel River Meridian;

Thence westerly, between sections 17 and 20, 18 and 19, 13 and 24, 14 and 23, 15 and 22, approximately 5 miles to the corner of sections 15, 16, 21 and 22, T. 7 N., R. 15 E., Kateel River Meridian;

Thence northerly, between sections 15 and 16, 9 and 10, approximately 2 miles to the corner of sections 3, 4, 9 and 10, T. 7 N., R. 15 E., Kateel River Meridian;

Thence westerly, between sections 4 and 9, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 7 N., R. 15 E., Kateel River Meridian;

Thence northerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 7 and 8 N., R. 15 E., Kateel River Meridian;

Thence westerly, between Tps. 7 and 8 N., approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 7 and 8 N., R. 15 E., Kateel River Meridian;

Thence northerly, between sections 31 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 8 N., R. 15 E., Kateel River Meridian;

Thence westerly, between sections 30 and 31, 25 and 36, approximately 2 miles to the corner of sections 25, 26, 35 and 36, T. 8 N., R. 14 E., Kateel River Meridian;

Thence northwesterly, along the ridge line of the Zane Hills, approximately 11 1/2 miles to to the summit of a mountain located in sections 14 and 15, T. 9 N., R. 13 E., Kateel River Meridian, approximate elevation 3,520 feet;

Thence southwesterly, along a ridge, approximately 4 miles to a point between sections 31 and 36, T. 9 N., Rs. 12 and 13 E., Kateel River Meridian;

Thence southerly, between Rs. 12 and 13 E., approximately 3/4 miles to the standard corner of T. 9 N., Rs. 12 and 13 E., Kateel River Meridian;

Thence westerly, on the Second Standard Parallel North, approximately 36 miles to the standard corner of T. 9 N., Rs. 6 and 7 E., Kateel River Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 6 miles to the corner of Tps. 9 and 10 N., Rs. 6 and 7 E., Kateel River Meridian;

Thence westerly, between Tps. 9 and 10 N., approximately 6 miles to the corner of Tps. 9 and 10 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence northerly, between Rs. 5 and 6 E., approximately 6 miles to a point on the Continental Divide between sections 1 and 6, T. 10 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence southwesterly, northeasterly and southerly, along the Continental Divide, approximately 68 miles to a junction of ridges located in the northerly portion of section 25, T.4 N., R. 2 E., Kateel River Meridian;

Thence easterly and northeasterly, along the ridge line, approximately 10 1/4 miles to a point on the south boundary of section 32, T. 5 N., R. 4 E., Kateel River Meridian;

Thence easterly, on the First Standard Parallel North, approximately 11 1/2 miles to the closing corner of T. 4 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence southerly, between Rs. 5 and 6 E., approximately 12 miles to the corner of Tps. 2 and 3 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence westerly, between Tps. 2 and 3 N., approximately 6 miles to the corner of Tps. 2 and 3 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence southerly, between Rs. 4 and 5 E., approximately 10 miles to the corner of sections 19, 24, 25 and 30, T. 1 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence westerly, between sections 24 and 25, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 1 N., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 25 and 26, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 1 N., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 26 and 35, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 1 N., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 34 and 35, approximately 1 mile to the standard corner of sections 34 and 35, T. 1 N., R. 4 E., Kateel River Meridian;

Thence westerly, on the Kateel River Base Line, approximately 1/4 mile to the closing corner of sections 2 and 3, T. 1 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 2 and 3, 10 and 11, 14 and 15, 22 and 23, approximately 3 1/2 miles to the 1/4 section corner of sections 22 and 23, T. 1 S., R. 4 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 22, approximately 1 mile to the 1/4 section corner of sections 21 and 22, T. 1 s., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, approximately 1 mile to the 1/4 section corner of sections 27 and 28, T. 1 S., R. 4 E., Kateel River Meridian;

Thence westerly, along the east and west centerline of section 28, approximately 1 mile to the 1/4 section corner of sections 28 and 29, T. 1 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 28 and 29, 32 and 33, approximately 1 mile to the 1/4 section corner of sections 32 and 33, T. 1 S., R. 4 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 32, approximately 1/2 mile to the center 1/4 section corner of section 32, T. 1 S., R. 4 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 32, approximately 1/2 mile to the 1/4 section corner of sections 5 and 32, Tps. 1 and 2 S., R. 4 E., Kateel River Meridian;

Thence easterly, between Tps. 1 and 2 S., approximately 4 1/2 miles to the corner oi Tps. 1 and 2 S., Rs. 4 and 5 E., Kateel River Meridian;

Thence southerly, between Rs. 4 and 5 E., approximately 5 1/2 miles to the 1/4 section corner of sections 31 and 36, T. 2 S., Rs. 4 and 5 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 36, approximately 1 mile to the 1/4 section corner of sections 35 and 36, T. 2 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 35 and 36, approximately 1/2 mile to the corner of sections 1, 2, 35 and 36, Tps. 2 and 3 S., R. 4 E., Kateel River Meridian;

Thence westerly, between Tps. 2 and 3 S., approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 2 and 3 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 2 and 3, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 3 S., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 3 and 10, approximately 1/2 mile to the 1/4 section corner of sections 3 and 10, T. 3 S., R. 4 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 10, approximately 1 mile to the 1/4 section corner of sections 10 and 15, T. 3 S., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 10 and 15, approximately 1/2 mile to the corner of sections 9, 10, 15 and 16, T. 3 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, approximately 1 1/2 miles to the 1/4 section corner of sections 21 and 22, T. 3 S., R. 4 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 21, approximately 1/2 mile to the center 1/4 section corner of section 21, T. 3 S., R. 4 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 21, approximately 1/2 mile to the 1/4 section corner of sections 21 and 28, T. 3 S., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 21 and 28, approximately 1/2 mile to the corner of sections 20, 21, 28 and 29, T. 3 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 28 and 29, approximately 1 mile to the corner of section 28, 29, 32 and 33, T. 3 S., R. 4 E., Kateel River Meridian;

Thence easterly, between sections 28 and 33, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 3 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 33 and 34, 3 and 4, 9 and 10, 15 and 16, approximately 4 miles to the corner of sections 15, 16, 21 and 22, T. 4 S., R. 4 E., Kateel River Meridian;

Thence easterly, between sections 15 and 22, 14 and 23, approximately 2 miles to the corner of sections 13, 14, 23 and 24, T. 4 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 23 and 24, 25 and 26, 35 and 36, approximately 3 miles to the standard corner of sections 35 and 36, T. 4 S., R. 4 E., Kateel River Meridian;

Thence westerly, on the First Standard Parallel South, approximately 3/4 miles to the 1/4 section corner of section 2, T. 5 S., R. 4 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 2, approximately 1 mile to the 1/4 section corner of sections 2 and 11, T. 5 S., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 2 and 11, 3 and 10, approximately 1 1/2 miles to the corner of sections 3, 4, 9 and 10, T. 5 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 9 and 10, 15 and 16, approximately 2 miles to the corner of sections 15, 16, 21 and 22, T. 5 S., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 16 and 21, approximately 1 mile to the corner of sections 16 17, 20 and 21, T. 5 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 20 and 21, 28 and 29, approximately 2 miles to the corner of sections 28, 29, 32 and 33, T. 5 S., R. 4 E., Kateel River Meridian;

Thence westerly, between sections 29 and 32, approximately 1/2 mile to the 1/4 section corner of sections 29 and 32, T. 5 S., R. 4 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 32, approximately 1 mile to the 1/4 section corner of sections 5 and 32, Tps. 5 and 6 S., R. 4 E., Kateel River Meridian;

Thence westerly, between Tps. 5 and 6 S., approximately 1/2 mile to the corner of sections 5, 6, 31 and 32, Tps. 5 and 6 S., R. 4 E., Kateel River Meridian;

Thence southerly, between sections 5 and 6, 7 and 8, 17 and 18, approximately 3 miles to the corner of sections 17, 18, 19 and 20, T. 6 S., R. 4 E., Kateel River Meridian;

Thence easterly, between sections 17 and 20, 16 and 21, 15 and 22, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 6 S., R. 4 E., Kateel River Meridian;

Thence northerly, between sections 14 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 6 S., R. 4 E., Kateel River Meridian;

Thence easterly, between sections 1 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 6 S., R. 4 E., Kateel River Meridian;

Thence northerly, between sections 11 and 12, 1 and 2, approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 5 and 6 S., R. 4 E., Kateel River Meridian;

Thence easterly, between Tps. 5 and 6 S., approximately 25 miles to the corner of Tps. 5 and 6 S., Rs. 8 and 9 E., Kateel River Meridian;

Thence southerly, between Rs. 8 and 9 E., approximately 6 miles to the corner of Tps. 6 and 7 S., Rs. 8 and 9 E., Kateel River Meridian;

Thence easterly, between Tps. 6 and 7 S., approximately 6 miles to the corner of Tps. 6 and 7 S., Rs. 9 and 10 E., Kateel River Meridian;

Thence southerly, between Rs. 9 and 10 E., approximately 6 miles to the corner of Tps. 7 and 8 S., Rs. 9 and 10 E., Kateel River Meridian;

Thence easterly, between Tps. 7 and 8 S., approximately 6 miles to the corner of Tps. 7 and 8 S., Rs. 10 and 11 E., Kateel River Meridian;

Thence northerly, between Rs. 10 and 11 E., approximately 12 miles to the corner of Tps. 5 and 6 S., Rs. 10 and 11 E., Kateel River Meridian;

Thence easterly, between Tps. 5 and 6 S., approximately 18 miles to the corner of Tps. 5 and 6 S., Rs. 13 and 14 E., Kateel River Meridian;

Thence northerly, between Rs. 13 and 14 E., approximately 6 miles to the closing corner of T. 5 S., Rs. 13 and 14 E., Kateel River Meridian;

Thence easterly, on the First Standard Parallel South, approximately 4 miles to the standard corner of sections 33 and 34, T. 4 S., R. 14 E., Kateel River Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, 21 and 22, 15 and 16 approximately 10 miles to the corner of sections 9, 10, 15 and 16, T. 3 S., R. 14 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 61 1/2° E., approximately 16,900 feet to the summit of a mountain located in the easterly portion of section 1, T. 3 S., R. 14 E., Kateel River Meridian, approximate elevation 875 feet;

Thence on an approximate forward bearing of N. 76 3/4° E., approximately 6,100 feet to the summit of a mountain located in sections 4 and 32, Tps. 2 and 3 S., R. 15 E., Kateel River Meridian, approximate elevation 820 feet;

Thence on an approximate forward bearing of N. 20° E., approximately 5,200 feet to the summit of a mountain in the northeast quarter of section 32, T. 2 S., R. 15 E., Kateel River Meridian, approximate elevation 885 feet;

Thence on an approximate forward bearing of N. 80° E., approximately 13,100 feet to the summit of a mountain located in the westerly portion of section 26, T. 2 S., R. 15 E., Kateel River Meridian, approximate elevation 1,020 feet;

Thence on an approximate forward bearing of N. 58° E., approximately 3,800 feet to a knoll in the easterly portion of section 26, T. 2 S., R. 15 E., Kateel River Meridian;

Thence on an approximate forward bearing of S. 62 1/2° E., approximately 8,500 feet to a point on the left bank of an unnamed stream, it crosses the section line between sections 30 and 31, T. 2 S., R. 16 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 40 1/2° E., approximately 4,600 feet to the summit of a mountain located in the northerly portion of section 32, T. 2 S., R. 16 E., Kateel River Meridian, approximate elevation 1,104 feet;

Thence on an approximate forward bearing of N. 57 3/4° E., approximately 16,900 feet to the summit of a mountain located in section 23, T. 2 S., R. 16 E., Kateel River Meridian, approximate elevation 1,222 feet;

Thence on an approximate forward bearing of N. 88 3/4° E., approximately 10,000 feet to the summit of a mountain located in the westerly portion of section 19, T. 2 S., R. 17 E., Kateel River Meridian, approximate elevdtion 1,640 feet;

Thence on an approximate forward bearing of N. 64° E., approximately 13,000 feet to the summit of a mountain located in the central portion of section 16, T. 2 S., R. 17 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 43° E., approximately 3,600 feet to the summit of a mountain located in sections 9 and 16, T. 2 S., R. 17 E., Kateel River Meridian, approximate elevation 2,235 feet;

Thence on an approximate forward bearing of N. 28° E., approximately 7,100 feet to the summit of a mountain located in the southerly portion of section 3, T. 2 S., R. 17 E., Kateel River Meridian;

Thence due east, approximately 1 1/2 miles to a point in the section line of sections 1 and 2, T. 2 S., R. 17 E., Kateel River Meridian;

Thence northerly, between sections 1 and 2 approximately 3/4 mile to the corner of sections 1, 2, 35 and 36, Tps. 1 and 2 S., R. 17 E., Kateel River Meridian;

Thence easterly, between Tps. 1 and 2 S., approximately 1/2 mile to a point on the crest of a ridge leading southerly from the summit of Dulbatna Mountain, sections 1 and 2, Tps. 1 and 2 S., R. 17 E., Kateel River Meridian;

Thence northerly, northeasterly, and easterly, following the crest of the divide between the Nayuka River and the Dulbi River approximately 18 miles to the summit of a mountain in the central portion of section 32, T. 2 N., R. 19 E., Kateel River Meridian, approximate elevation 1,880 feet;

Thence on an approximate forward bearing of East, approximately 15,200 feet to the summit of Hochandochtls Mountain, section 35, T. 2 N., R. 19 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 50° E., approximately 10,600 feet to the summit of a mountain in the northeasterly portion of section 25, T. 2 N., R. 19 E., Kateel River Meridian, approximate elevation 3,126 feet;

Thence on an approximate forward bearing of S. 61 1/2° E., approximately 21,900 feet to the summit of a mountain in the northerly portion of section 3, T. 1 N., R. 20 E., Kateel River Meridian, approximate elevation 2,105 feet;

Thence on an approximate forward bearing of N. 25° E., approximately 6,300 feet to the summit of a mountain in the northeast corner of section 34, T. 2 N., R. 20 E., Kateel River Meridian, approximate elevation 2,108 feet;

Thence on an approximate forward bearing of N. 52 1/2° E., approximately 14,800 feet to the summit of a mountain on the line between sections 19 and 14, T. N., Rs. 20 and 21 E., Kateel River Meridian;

Thence on an approximate forward bearing of S. 60° E., approximately 19,600 feet to the summit of a mountain located in the westerly portion of section 34, T. 2 N., R. 21 E., Kateel River Meridian, approximate elevation 1,764 feet;

Thence on an approximate forward bearing of N. 41 1/2° E., approximately 10,800 feet to tne summit of a mountain located in the southerly portion of section 23, T. 2 N., R. 21 E., Kateel River Meridian, approximate elevation 2,414 feet;

Thence northeasterly and easterly, following the crest of a ridge approximately 18,500 feet to a summit on the ridge in the central portion of section 17,1 T. 2 N., R. 22 E., Kateel River Meridian, approximate elevation 2,209 feet;

Thence on an approximate forward bearing of N. 54° E., approximately 26,700 feet to a summit on the ridge in section 36, T. 3 N., R. 22 E., Kateel River Meridian, approximate elevation 1,620 feet;

Thence on an approximate forward bearing of N. 35 1/2° E., approximately 10,700 feet to a summit on the ridge in the southeasterly portion of section 19, T. 3 N., R. 23 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 50° E., approximately 19,40 feet to a summit on the ridge near the center of section 10, T. 3 N., R. 23 E., Kateel River Meridian;

Thence on as forward bearing of approximately S. 75° E., approximately 1,800 feet to a summit on the ridge in the easterly portion of section 10 T. 3 N., R. 23 E., Kateel River Meridian, approximate elevation 2,745 feet;

Thence on an approximate forward bearing of N. 66° E., approximately 12,800 feet to Vertical Angle Bench Mark "Flat" in the westerly portion of section 6, T. 3 N., R. 24 E., Kateel River Meridian, approximate elevation 3,214 feet;

Thence on an approximate forward bearing of N. 19° E., approximately 1,700 feet to a summit on the ridge in the northwestery portion of section 6, T. 3 N., R. 24 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 63 1/2° E., approximately 7,000 feet to a summit on the ridge in the southerly portion of section 32, T. 4 N., R. 24 E., Kateel River Meridian, approximate elevation 2,640 feet;

Thence on a forward bearing of approximately N. 18° E., approximately 8,400 feet to a summit on the ridge in the northwesterly portion of section 28, T. 4 N., R. 24 E., Kateel River Meridian, approximate elevation 1,930 feet;

Thence on an approximate forward bearing of approximately N. 80° E., approximately 6,100 feet to a summit on the ridge between sections 22 and 27, T. 4 N., R. 24 E., Kateel River Meridian, approximate elevation 1,560 feet;

Thence on an approximate forward bearing of N. 24° E., approximately 23,300 feet the standard corner of sections 33 and 34, T. 5 N., R. 24 E., Kateel River Meridian, the place of beginning.

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE KOYUKUK NATIONAL WILDLIFE REFUGE:

Section 702 (8):

> "Koyukuk Wilderness of approximately four hundred thousand acres as generally depicted on a map entitled 'Koyukuk National Wildlife Refuge', dated July 1980."

The Koyukuk Wilderness consists of the public lands, as defined by the ANILCA,

within the following boundary:

Beginning at the closing corner of T. 4 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence southerly, between Rs. 5 and 6 E., approximately 12 miles to the corner of Tps. 2 and 3 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence westerly, between Tps. 2 and 3 N., approximately 5 3/4 miles to the meander corner of sections 6 and 31, Tps. 2 and 3 N., R. 5 E., Kateel River Meridian, at the line of mean high water on the left bank of the Kateel River;

Thence southeasterly, easterly and northeasterly along the left bank of the Kateel River and the right bank of the Koyukuk River, approximately 76 miles to the meander corner of sections 25 and 30, T. 2 N., Rs. 9 and 10 E., Kateel River Meridian;

Thence northerly, between Rs. 9 and 10 E., approximately 16 3/4 miles to the closing corner of T. 4 N., Rs. 9 and 10 E., Kateel River Meridian;

Thence easterly, along the First Standard Parallel North, approximately 3/4 mile to the standard corner of T. 5 N., Rs. 9 and 10 E., Kateel River Meridian;

Thence northerly, between Rs. 9 and 10 E., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 5 N., Rs. 9 and 10 E., Kateel River Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, approximately 4 miles to the corner of sections 16, 17, 20 and 21, T. 5 N., R. 9 E., Kateel River Meridian;

Thence southerly, between sections 20 and 21, approximately 1/2 mile to the 1/4 section corner of sections 20 and 21, T. 5 N., R. 9 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 20, approximately 1 mile to the 1/4 section corner of sections 19 and 20, T. 5 N., R. 9 E., Kateel River Meridian;

Thence southerly, between sections 19 and 20, approximately 1/2 mile to the corner of sections 19, 20, 29 and 30, T. 5 N., R. 9 E., Kateel River Meridian;

Thence westerly, between sections 19 and 30, 24 and 25, 23 and 26, 22 and 27, 21 and 28, 20 and 29, 19 and 30 approximately 7 miles to the corner of sections 19, 24, 25 and 30, T. 5 N., Rs. 7 and 8 E., Kateel River Meridian;

Thence northerly, between Rs. 7 and 8 E., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 5 N., Rs. 7 and 8 E., Kateel River Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, approximately 3 miles to the corner of sections 15, 16, 21 and 22, T. 5 N., R. 7 E., Kateel River Meridian;

Thence northerly, between sections 15 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 5 N., R. 7 E., Kateel River Meridian;

Thence westerly, between sections 9 and 16, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 5 N., R. 7 E., Kateel River Meridian;

Thence northerly, between sections 8 and 9, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 5 N., R. 7 E., Kateel River Meridian;

Thence westerly, between sections 5 and 8, 6 and 7, 1 and 12, 2 and 11, 3 and 10, approximately 4 1/2 miles to the 1/4 section corner of sections 3 and 10, T. 5 N., R. 6 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 10, approximately 1 mile to the 1/4 section corner of sections 10 and 15, T. 5 N., R. 6 E., Kateel River Meridian;

Thence westerly, between sections 10 and 15, 9 and 16, approximately 1 mile to the 1/4 section corner of sections 9 and 16, T. 5 N., R. 6 E, Kateel River Meridian;

Thence southerly, on the north and south centerline of section 16, approximately 1 mile to the 1/4 section corner of sections 16 and 21, T. 5 N., R. 6 E., Kateel River Meridian;

Thence westerly, between sections 16 and 21, 17 and 20, approximately 1 mile to the 1/4 section corner of sections 17 and 20, T. 5 N., R. 6 E., Kateel River Meridian;

Thence southerly, on the north and south centerline of section 20, approximately 1/2 mile to the center 1/4 section corner of section 20, T. 5 N., R. 6 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 20, approximately 1/2 mile to the 1/4 section corner of sections 19 and 20, T. 5 N., R. 6 E., Kateel River Meridian;

Thence southerly, between sections 19 and 20, approximately 1/2 mile to the corner of sections 19, 20, 29 and 30, T. 5 N., R. 6 E., Kateel River Meridian;

Thence westerly, between sections 19 and 30, approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 5 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence southerly, between Rs. 5 and 6 E., approximately 2 miles to the standard corner of T. 5 N., Rs. 5 and 6 E., Kateel River Meridian;

Thence westerly, along the First Standard Parallel North, approximately 2,200 feet to the closing corner of T. 4 N., Rs. 5 and 6 E., Kateel River Meridian, the place of beginning.

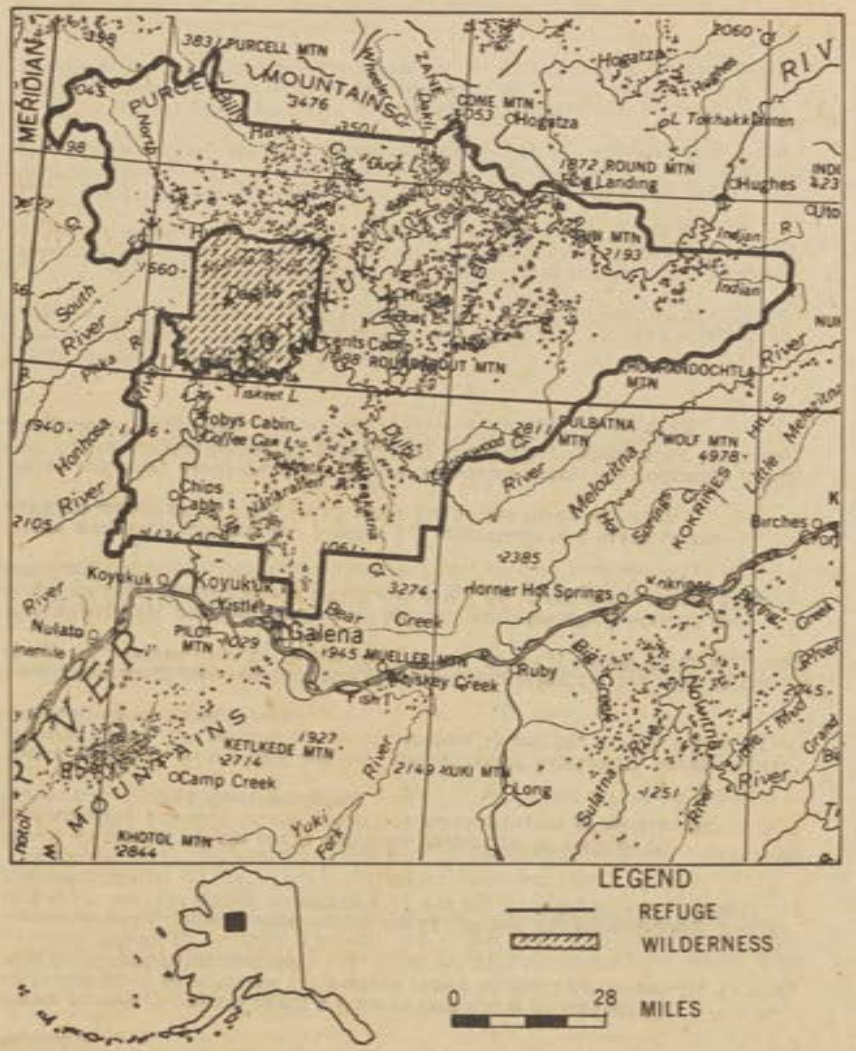
The following USGS quadrangle maps were used to prepare the legal description for the Koyukuk National Wildlife Refuge:

mr - minor revision
* - Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:250,000	Shungnak 1955 mr 1974.
1:250,000	Hughes 1956 mr 1965.
1:63,360*	Kateel River (A-1) 1952 mr 1972; (A-2) 1952 mr 1973; (A-3) 1952; (A-4) 1952 mr 1973; (A-4) 1954 mr 1973; (B-2) 1952 mr 1971; (B-3) 1952 mr 1973; (B-4) 1952; (B-5) 1954 mr 1962; (C-2) 1954 mr 1973; (C-4) 1954 mr 1966; (C-5) 1955 mr 1972; (D-2) 1955 mr 1963; (D-3) 1954 mr 1963; (D-4) 1954 mr 1971; (D-5) 1954.
1:63,360	Nulato (D-2) 1954 mr 1965; (D-3) 1954 mr 1966; (D-4) 1952 mr 1969; (D-5) 1952.
1:63,360	Melozitna (A-6) 1952 mr 1966; (B-5) 1954 mr 1973; (B-6) 1954 mr 1966; (C-2) 1956; (C-3) 1954 mr 1965; (C-4) 1954 mr 1966; (C-5) 1954; (D-3) 1954 mr 1963; (D-4) 1954; (D-5) 1954 mr 1966.

KOYUKUK NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



Section 302 (6):

"The Nowitna National Wildlife Refuge shall consist of the approximately one million five hundred and sixty thousand acres of public lands generally depicted in a map entitled 'Nowitna National Wildlife Refuge', dated July 1980."

The Nowitna National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the point for the closing corner of T. 9 S., Rs. 18 and 19 E., Kateel River Meridian;

Thence southerly, between Rs. 18 and 19 E., approximately 18 miles to the corner of Tps. 11 and 12 S., Rs. 18 and 19 E., Kateel River Meridian;

Thence easterly, between Tps. 11 and 12 S., approximately 18 miles to the corner of Tps. 11 and 12 S., Rs. 21 and 22 E., Kateel River Meridian;

Thence southerly, between Rs. 21 and 22 E., approximately 6 miles to the standard corner of T. 12 S., Rs. 21 and 22 E., Kateel River Meridian;

Thence easterly, on the Third Standard Parallel South, approximately 4 1/2 miles to the closing corner of T. 13 S., Rs. 22 and 23 E., Kateel River Meridian;

Thence southerly, between Rs. 22 and 23 E., approximately 1 mile to the corner of sections 1, 6, 7 and 12, T., 13 S., Rs. 22 and 23 E., Kateel River Meridian;

Thence easterly, between sections 6 and 7, 5 and 8, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 13 S., R. 23 E., Kateel River Meridian;

Thence southerly, between sections 8 and 9, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 13 S., R. 23 E., Kateel River Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 13 S., R. 23 E., Kateel River Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, 27 and 28, 33 and 34, approximately 4 miles to the corner of sections 3, 4, 33 and 34, Tps. 13 and 14 S., R. 23 E., Kateel River Meridian;

Thence easterly, between Tps. 13 and 14 S., approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 13 and 14 S., R. 23 E., Kateel River Meridian;

Thence southerly, between sections 2 and 3, 10 and 11, 14 and 15, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 14 S., R. 23 E., Kateel River Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, approximately 8 miles to the corner of sections 13, 18, 19 and 24, T. 14 S., Rs. 24 and 25 E., Kateel River Meridian;

Thence southerly, between Rs. 24 and 25 E., approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 15 S., Rs. 24 and 25 E., Kateel River Meridian;

Thence westerly, between sections 13 and 24, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 15 S., R. 24 E., Kateel River Meridian;

Thence southerly, between sections 23 and 24, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 15 S., R. 24 E., Kateel River Meridian;

Thence westerly, between sections 23 and 26, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 15 S., R. 24 E., Kateel River Meridian;

Thence southerly, between sections 26 and 27, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 15 S., R. 24 E., Kateel River Meridian;

Thence westerly, between sections 27 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 15 S., R. 24 E., Kateel River Meridian;

Thence southerly, between sections 33 and 34, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 15 and 16 S., R. 24 E., Kateel River Meridian;

Thence westerly, between Tps. 15 and 16 S., approximately 3 miles to the corner of Tps. 15 and 16 S., Rs. 23 and 24 E., Kateel River Meridian;

Thence southerly, between Rs. 23 and 24 E., approximately 1 mile to the corner of sections 1, 6, 7 and 12 T. 16 S., Rs. 23 and 24 E., Kateel River Meridian;

Thence westerly, between sections 1 and 12, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 16 S., R. 23 E., Kateel River Meridian;

Thence southerly, between sections 11 and 12, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 16 S., R. 23 E., Kateel River Meridian;

Thence westerly, between sections 11 and 14, 10 and 15, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 16 S., R. 23 E., Kateel River Meridian;

Thence southerly, between sections 15 and 16, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 16 S., R. 23 E., Kateel River Meridian;

Thence westerly, between sections 16 and 21, 17 and 20, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 16 S., R. 23 E., Kateel River Meridian;

Thence southerly, between sections 19 and 20, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 16 S., R. 23 E., Kateel River Meridian;

Thence westerly, between sections 19 and 30, 24 and 25, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 16 S., R. 22 E., Kateel River Meridian;

Thence southerly, between sections 25 and 26, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 16 S., R. 22 E., Kateel River Meridian;

Thence westerly, between sections 26 and 35, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 16 S., R. 22 E., Kateel River Meridian;

Thence southerly, between sections 34 and 35, approximately 1 mile to the standard corner of sections 34 and 35, T. 16 S., R. 22 E., Kateel River Meridian;

Thence westerly, on the Fourth Standard Parallel South, approximately 3 1/2 miles to the closing corner of sections 4 and 5, T. 17 S., R. 22 E., Kateel River Meridian;

Thence southerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 17 S., R. 22 E., Kateel River Meridian;

Thence westerly, between sections 5 and 8, 6 and 7 approximately 2 miles to the corner of sections 1, 6, 7 and 12, T. 17 S., Rs. 22 E., Kateel River Meridian;

Thence southerly, between Rs. 21 and 22 E., approximately 8 miles to the corner of sections 13, 18, 19 and 24, T. 18 S., Rs. 21 and 22 E., Kateel River Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, approximately 2 miles to the corner of sections 16, 17, 20 and 21, T. 18 S., R. 22 E., Kateel River Meridian;

Thence northerly, between sections 16 and 17, 8 and 9, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 18 S., R. 22 E., Kateel River Meridian;

Thence easterly, between sections 4 and 9, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 18 S., R. 22 E., Kateel River Meridian;

Thence northerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 17 and 18 S., R. 22 E., Kateel River Meridian;

Thence easterly, between Tps. 17 and 18 S., approximately 3 miles to the corner of Tps. 17 and 18 S., Rs. 22 and 23 E., Kateel River Meridian;

Thence northerly, between Rs. 22 and 23 E., approximately 2 miles to the corner of sections 19, 24, 25 and 30, T. 17 S., Rs. 22 and 23 E., Kateel River Meridian;

Thence easterly, between sections 19 and 30, 20 and 29, 21 and 28, 22 and 27, approximately 4 miles to the corner of sections 22, 23, 26 and 27, T. 17 S., R. 23 E., Kateel River Meridian;

Thence northerly, between sections 22 and 23, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 17 S., R. 23 E., Kateel River Meridian;

Thence easterly, between sections 14 and 23, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 17 S., R. 23 E., Kateel River Meridian;

Thence northerly, between sections 13 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 17 S., R. 23 E., Kateel River Meridian;

Thence easterly, between sections 12 and 13, approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 17 S., Rs. 23 and 24 E., Kateel River Meridian;

Thence northerly, between Rs. 23 and 24 E., approximately 1 mile to the corner of sections 1, 6, 7 and 12, T. 17 S., Rs. 23 and 24 E., Kateel River Meridian;

Thence easterly, between sections 6 and 7, 5 and 8, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 17 S., R. 24 E., Kateel River Meridian;

Thence northerly, between sections 4 and 5, approximately 1 mile to the closing corner of sections 4 and 5, T. 17 S., R. 24 E., Kateel River Meridian;

Thence easterly, on the Fourth Standard Parallel South, approximately 1 3/4 miles to the standard corner of sections 32 and 33, T. 16 S., R. 24 E., Kateel River Meridian;

Thence northerly, between sections 32 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 16 S., R. 24 E., Kateel River Meridian;

Thence easterly, between sections 28 and 33, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 16 S., R. 24 E., Kateel River Meridian;

Thence northerly, between sections 27 and 28, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 16 S., R. 24 E., Kateel River Meridian;

Thence easterly, between sections 22 and 27, 23 and 26, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 16 S., R. 24 E., Kateel River Meridian;

Thence northerly, between sections 23 and 24, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 16 S., R. 24 E., Kateel River Meridian;

Thence easterly, between sections 13 and 24, 18 and 19, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 16 S., R. 25 E., Kateel River Meridian;

Thence northerly, between sections 17 and 18, 7 and 8, approximately 2 miles to the corner of sections ;5, 6, 7 and 8 T. 16 S., R. 25 E., Kateel River Meridian;

Thence easterly, between secdtions 5 and 8, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 16 S., R. 25 E., Kateel River Meridian;

Thence northerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 15 and 16 S., R. 25 E., Kateel River Meridian;

Thence easterly, between Tps. 15 and 16 S., approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 15 and 16 S., R. 25 E., Kateel River Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, approximately 2 miles to the corner of sections 21, 22, 27 and 28, T. 15 S., R. 25 E., Kateel River Meridian;

Thence easterly, between sections 22 and 27, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 15 S., R. 25 E., Kateel River Meridian;

Thence northerly, between sections 22 and 23, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 15 S., R. 25 E., Kateel River Meridian;

Thence easterly, between sections 14 and 23, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 15 S., R. 25 E., Kateel River Meridian;

Thence northerly, between sections 13 and 14, 11 and 12, 1 and 2, 35 and 36, approximately 4 miles to the corner of sections 25, 26, 35 and 36, T. 14 S., R. 25 E., Kateel River Meridian;

Thence easterly, between sections 25 and 36, approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 14 S., Rs. 25 and 26 E., Kateel River Meridian;

Thence northerly, between Rs. 25 and 26 E., approximately 3 miles to the corner of sections 7, 12, 13 and 18, T. 14 S., Rs. 25 and 26 E., Kateel River Meridian;

Thence easterly, between sections 7 and 18, 8 and 17, approximately 2 miles to the corner of sections 8, 9, 16 and 17, T. 14 S., R. 26 E., Kateel River Meridian;

Thence northerly, between sections 8 and 9, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 14 S., R. 26 E., Kateel River Meridian;

Thence easterly, between sections 4 and 9, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 14 S., R. 26 E., Kateel River Meridian;

Thence northerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 13 and 14 S., R. 26 E., Kateel River Meridian;

Thence easterly, between Tps. 13 and 14 S., approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 13 and 14 S., R. 26 E., Kateel River Meridian;

Thence northerly, between sections 35 and 36, 25 and 26, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 13 S., R. 26 E., Kateel River Meridian;

Thence easterly, between sections 24 and 25, approximately 1 mile to the corner of sections 19, 24, 25, 30, T. 13 S., Rs. 26 and 27 E., Kateel River Meridian;

Thence northerly, between Rs. 26 and 27 E., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 13 S., Rs. 26 and 27 E., Kateel River Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, approximately 2 miles to the corner of sections 16, 17, 20 and 21, T. 13 S., R. 27 E., Kateel River Meridian;

Thence northerly, between sections 16 and 17, 8 and 9, 4 and 5, approximately 3 miles to the closing corner of sections 4 and 5, T. 13 S., R. 27 E., Kateel River Meridian;

Thence westerly, on the Third Standard Parallel South, approximately 100 feet to the standard corner of T. 12 S., Rs. 26 and 27 E., Kateel River Meridian;

Thence northerly, between Rs. 26 and 27 E., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 12 S., Rs. 26 and 27 E., Kateel River Meridian;

Thence easterly, between sections 30 and 31, 29 and 32, 28 and 33, 27 and 34, 26 and 35, 25 and 36, approximately 6 miles to the corner of sections 25, 30 31 and 36, T. 12 S., Rs. 27 and 28 E., Kateel River Meridian;

Thence southerly, between Rs. 27 and 28 E., approximately 1 mile to the standard corner of T. 12 S., Rs. 27 and 28 E., Kateel River Meridian;

Thence easterly, on the Third Standard Parallel South, approximately 1 mile to the closing corner of sections 3 and 4, T. 13 S., R. 28 E., Kateel River Meridian;

Thence southerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 13 S., R. 28 E., Kateel River Meridian;

Thence easterly, between sections 3 and 10, 2 and 11, 1 and 12, 6 and 7, 5 and 8, 4 and 9, 3 and 10, 2 and 11, 1 and 12, 6 and 7, approximately 9 3/4 miles to the corner of sections 6 and 7, T. 13 S., R. 30 E., on the east boundary of the Kateel River Meridian;

Thence southerly, between the Fairbanks and Kateel River Meridians, approximately 200 feet to the 1/4 section corner of section 19, T. 6 S., R. 27 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 19, approximately 1 mile to the 1/4 section corner of sections 19 and 20, T. 6 S., R. 27 W., Fairbanks Meridian;

Thence northerly, between sections 19 and 20, 17 and 18, approximately 1 mile to the 1/4 section corner of sections 17 and 18, T. 6 S., R. 27 W., Fairbanks Meridian;

Thence easterly, on the east and west centerline of section 17, approximately 1 mile to the 1/4 section corner of sections 16 and 17, T. 6 S., R. 27 W., Fairbanks Meridian;

Thence northerly, between sections 16 and 17, 8 and 9, approximately 1 1/2 miles to the corner of sections 4, 5, 8 and 9, T. 6 S., R. 27 W., Fairbanks Meridian;

Thence easterly, between sections 4 and 9, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 6 S., R. 27 W., Fairbanks Meridian;

Thence northerly, between sections 3 and 4, 33 and 34, approximately 2 miles to the corner of sections 27, 28, 33 and 34, T. 5 S., R. 27 W., Fairbanks Meridian;

Thence easterly, between sections 27 and 34, 26 and 35, 25 and 36, approximately 3 miles to the corner of sections 25, 30, 31 and 36, T. 5 S., Rs. 26 and 27 W., Fairbanks Meridian;

Thence northerly, between Rs. 26 and 27 W., approximately 4 miles to the corner of sections 1, 6, 7 and 12, T. 5 S., Rs. 26 and 27 W., Fairbanks Meridian;

Thence easterly, between sections 6 and 7, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 5 S., R. 26 W., Fairbanks Meridian;

Thence northerly, between sections 5 and 6, approximately 1 mile to the closing corner of sections 5 and 6, T. 5 S., R. 26 W., Fairbanks Meridian;

Thence easterly, on the First Standard Parallel South, approximately 500 feet to the standard corner of sections 33 and 34, T. 4 S., R. 26 W., Fairbanks Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, approximately 18 miles to the corner of sections 3, 4, 33 and 34, Tps. 1 and 2 S., R. 26 W., Fairbanks Meridian;

Thence westerly, between Tps. 1 and 2 S., approximately 3 miles to the corner of Tps. 1 and 2 S., Rs. 26 and 27 W., Fairbanks Meridian;

Thence northerly, between Rs. 26 and 27 W., approximately 6 miles to the closing corner of T. 1 S., Rs. 26 and 27 W., Fairbanks Meridian;

Thence westerly, on the Fairbanks Base Line, approximately 2 miles to the standard corner of T. 1 N., Rs. 26 and 27 W., Fairbanks Meridian;

Thence northerly, between Rs. 26 and 27 W., approximately 22 miles to the meander corner of sections 13 and 18, T. 4 N., Rs. 26 and 27 W., Fairbanks Meridian, on the left bank of the Yukon River;

Thence southwesterly, along the left bank of the Yukon River, approximately 93 miles to the meander corner on the south boundary of section 32, T. 8 S., R. 17 E., Kateel River Meridian;

Thence easterly, on the Second Standard Parallel South, approximately 9 1/2 miles to the closing corner of T. 9 S., Rs. 18 and 19 E., Kateel River Meridian, the place of beginning.

All islands located in the Yukon River from section 7, T. 4 N., R. 26 W., Fairbanks Meridian, southwestely to section 32, T. 8 S., R. 17 E., Kateel River Meridian, including all of Darvin Island, are included in the Nowitna National Wildlife Refuge.

UNITS OF THE NATIONAL WILD AND SCENIC RIVER SYSTEM
WITHIN THE NOWITNA NATIONAL WILDLIFE REFUGE

Designated Wild River:

Section 602:

"Nowitna, Alaska--That portion from the point where the river crosses the west limit of township 18 south, range 22 east, Kateel River meridian, to its confluence with the Yukon River within the boundaries of the Nowitna National Wildlife Refuge; to be administered by the Secretary of the Interior."

NOTE: The boundary of the Nowitna Wild river corridor will be determined during the comprehensive conservation planning process for the Nowitna National Wildlife Refuge and will be published upon completion of that plan (due by December 1987).

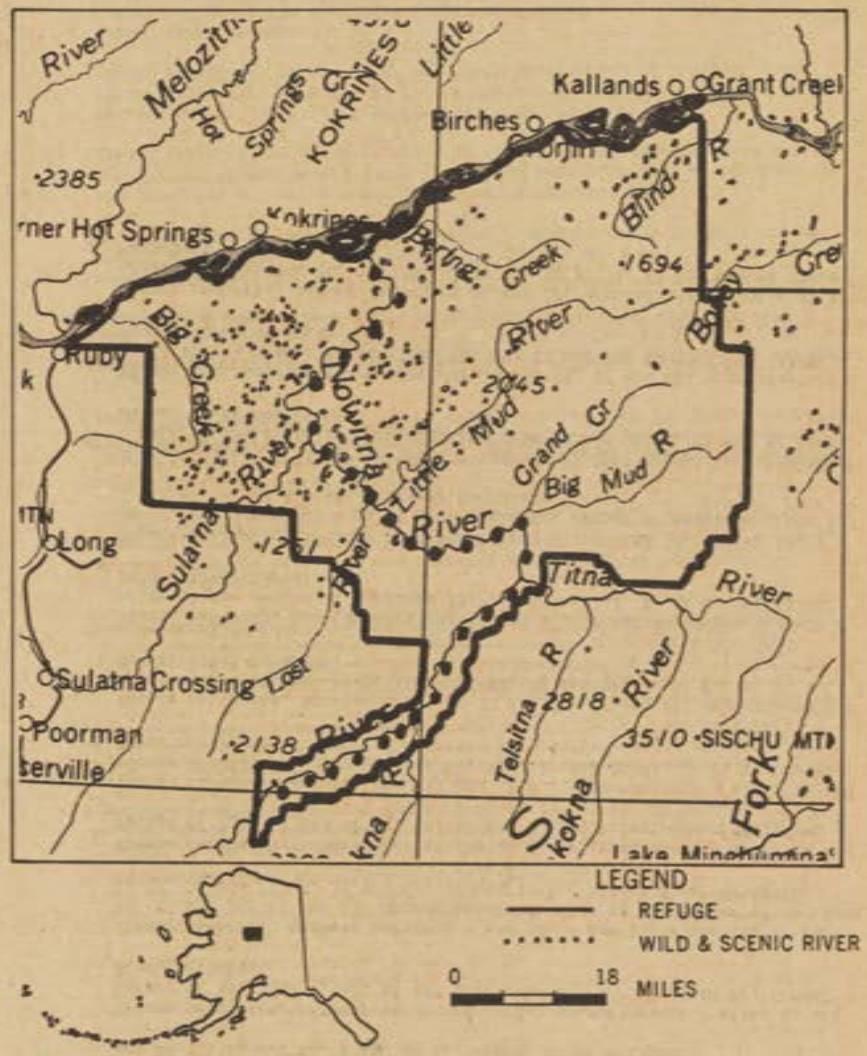
The following USS quadrangle maps were used to prepare the legal description for the Nowitna National Wildlife Refuge:

mr - minor revision

Scale of Map	Name and Date
1:63,360	Melozitna (A-1) 1952 mr 1971; (A-2) 1953 mr 1973; (A-3) 1954 mr 1966.
1:63,360	Tanana (A-6) 1952 mr 1969.
1:63,360	Ruby (A-2), (A-3), (A-4) 1952; (B-1), (B-2) 1952 mr 1973; (B-3) 1953 mr 1966; (B-4), (B-5), (C-5), (D-3) 1952; (D-4) 1953 mr 1966; (D-5) 1952.
1:63,360	Kantishna River (B-6) 1952; (C-6), (D-6) 1952 mr 1973.
1:63,360	Medfra (D-3), (D---4) 1954.

NOWITNA NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



SELAWIK NATIONAL WILDLIFE REFUGE

Section 302 (7):

"The Selawik National Wildlife Refuge shall consist of the approximately two million one hundred and fifty thousand acres of public land generally depicted on the map entitled 'Selawik National Wildlife Refuge', dated July 1980. No lands conveyed to any Native Corporation shall be considered to be within the boundaries of the refuge; except that if any such corporation desires to convey any such lands, the Secretary may acquire such lands with the consent of the owner and any such acquired lands shall become public lands of the refuge."

The Selawik National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the corner of sections 19, 24, 25 and 30, T. 7 N., Rs. 1 E. and 1 W., Kateel River Meridian;

Thence northerly, approximately 2 3/4 miles to vertical angle bench mark "Grizzly" located on the summit of a mountain between sections 7 and 12, T. 7 N., Rs. 1 E. and 1 W., Kateel River Meridian, approximate elevation 2,398 feet;

Thence northeasterly, along the crest of a ridge, approximately 2 miles to a point of intersection with the Continental Divide located in the southwesterly portion of section 32, T. 8 N., R. 1 E., Kateel River Meridian; approximate elevation 1,700 feet;

Thence northerly and northeasterly, along the Continental Divide, approximately 28 miles to a point between sections 25 and 30, T. 10 N., Rs. 3 and 4 E., Kateel River Meridian, approximate elevation 1,100 feet;

Thence northerly, between Rs. 3 and 4 E., approximately 8 miles to the corner of sections 13, 18, 19 and 24, T. 11 N., Rs. 3 and 4 E., Kateel River Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 11 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence northerly, between Rs. 4 and 5 E., approximately 5 miles to the corner of sections 19, 24, 25 and 30, T. 12 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence easterly, between sections 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, E., approximately 30 miles to the corner of sections 19, 24, 25 and 30, T. 12 N., Rs. 9 and 10 E., Kateel River Meridian;

Thence southerly, between Rs. 9 and 10 E., approximately 4 miles to the corner of sections 7, 12, 13 and 18, T. 11 N., Rs. 9 and 10 E., Kateel River Meridian;

Thence easterly, between sections 7 and 18, 8 and 17, 9 and 16, 10 and 15, 11 and 14, 12 and 13, approximately 6 miles to the corner of sections 7, 12, 13 and 18, T. 11 N., Rs. 10 and 11 E., Kateel River Meridian;

Thence northerly, between Rs. 10 and 11 E., approximately 2 miles to the corner of Tps. 11 and 12 N., Rs. 10 and 11 E., Kateel River Meridian;

Thence easterly, between Tps. 11 and 12 N., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 11 and 12 N., R. 11 E., Kateel River Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, approximately 2 miles to the corner of sections 21, 22, 27 and 28, T. 12 N., R. 11 E., Kateel River Meridian;

Thence easterly, between sections 22 and 27, 23 and 26, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 12 N., R. 11 E., Kateel River Meridian;

Thence northerly, between sections 23 and 24, 13 and 14, 11 and 12, 1 and 2, approximately 4 miles to the closing corner of sections 1 and 2, T. 12 N., R. 11 E., Kateel River Meridian;

Thence westerly, along the Third Standard Parallel North, approximately 1 mile to the standard corner of sections 33 and 34, T. 13 N., R. 11 E., Kateel River Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, approximately 2 miles to the corner of sections 21, 22, 27 and 28, T. 13 N., R. 11 E., Kateel River Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 13 N., R. 11 E., Kateel River Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, 8 and 9, approximately 3 miles to the corner of sections 4, 5, 8 and 9, T. 13 N., R. 11 E., Kateel River Meridian;

Thence westerly, between sections 5 and 8, 6 and 7, 1 and 12, 2 and 11, 3 and 10, approximately 5 miles to the corner of sections 3, 4, 9 and 10, T. 13 N., R. 10 E., Kateel River Meridian;

Thence northerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 13 and 14 N., R. 10 E., Kateel River Meridian;

Thence westerly, between Tps. 13 and 14 N., approximately 9 miles to the corner of Tps. 13 and 14 N., Rs. 8 and 9 E., Kateel River Meridian;

Thence southerly, between Rs. 8 and 9 E., approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 13 N., Rs. 8 and 9 E., Kateel River Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, 7 and 18, E., approximately 24 miles to the corner of sections 7, 12, 13 and 18, T. 13 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence northerly, between Rs. 4 and 5 E., approximately 20 miles to the closing corner of T. 16 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence easterly, along the Fourth Standard Parallel North, approximately 1,700 feet to the standard corner of T. 17 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence northerly, between Rs. 4 and 5 E., approximately 12 miles to the corner of Tps. 18 and 19 N., Rs. 4 and 5 E., Kateel River Meridian;

Thence westerly, between Tps. 18 and 19 N., approximately 9 miles to the corner of sections 3, 4, 33 and 34, Tps. 18 and 19 N., R. 3 E., Kateel River Meridian;

Thence on an approximate forward bearing of S. 60° W., approximately 5,800 feet to the summit of a ridge located in the westerly portion of section 4, T. 18 N., R. 3 E., Kateel River Meridian; approximate elevation 1,050 feet;

Thence on an approximate forward bearing of N. 45° W., approximately 1,800 feet to the summit of a mountain located in section 5, T. 18 N., R. 3 E., Kateel River Meridian, approximate elevation 1,215 feet;

Thence on an approximate forward bearing of S. 50° W., approximately 3/4 mile to the corner of sections 5, 6, 7 and 8, T. 18 N., R. 3 E., Kateel River Meridian;

Thence southerly, between sections 7 and 8, approximately ½ mile to the ¼ section corner of sections 7 and 8, T. 18 N., R. 3 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 7, approximately ½ mile to the center ¼ section corner of section 7, T. 18 N., R. 3 E., Kateel River Meridian;

Thence southerly, on the north and south centerlines of sections 7 and 18, approximately 1¾ miles to the center south 1/16 section corner of section 18, T. 18 N., R. 3 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of the southwest ¼ of section 18, approximately ½ mile to S 1/16 section corner of sections 13 and 18, T. 18 N., Rs. 2 and 3 E., Kateel River Meridian;

Thence northerly, between Rs. 2 and 3 E., approximately 3/4 mile to the corner of sections 7, 12, 13 and 18, T. 18 N., Rs. 2 and 3 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 40° E., approximately 1 mile to the summit of a ridge located in the northeasterly portion of section 12, T. 18 N., R. 2 E., Kateel River Meridian, approximate elevation 1,550 feet;

Thence northwesterly and westerly, along the crest of the Waring Mountains, approximately 18 miles to the summit of a mountain located in sections 10 and 11, T. 18 N., R. 1 W., Kateel River Meridian, approximate elevation 1,125 feet;

Thence on an approximate forward bearing of N. 80° W., approximately 6,100 feet to the summit of a mountain located in the easterly portion of section 9, T. 18 N., R. 1 W., Kateel River Meridian, approximate elevation 950 feet;

Thence northwesterly, westerly and southerly, along the crest of the Waring Mountains, approximately 4½ miles to the summit of a mountain located in the northerly portion of section 18, T. 18 N., R. 1 W., Kateel River Meridian, approximate elevation 900 feet;

Thence on an approximate forward bearing of S. 30° W., approximately 8,400 feet to the summit of a mountain located in section 24, T. 18 N., R. 2 W., Kateel River Meridian, approximate elevation 1,050 feet;

Thence westerly, northerly, and southwesterly, along the crest of the Waring Mountains, approximately 12½ miles to the summit of a mountain located in the northerly portion of section 27, T. 18 N., R. 3 W., Kateel River Meridian, approximate elevation 800 feet;

Thence on an approximate forward bearing of N. 85° W., approximately 7,100 feet to the summit of a mountain located in the northwesterly portion of section 28, T. 18 N., R. 3 W., Kateel River Meridian, approximate elevation 975 feet;

Thence southwesterly, northwesterly and westerly, along the crest of the Waring Mountains between the drainages of the Kobuk River and Selawik River, approximately 24 miles to a point between sections 13 and 18, T. 18 N., Rs. 5 and 6 W., Kateel River Meridian, approximate elevation 900 feet;

Thence northerly, between Rs. 5 and 6 W., approximately 4 miles to the ¼ section corner of sections 25 and 30, T. 19 N., Rs. 5 and 6 W., Kateel River Meridian;

Thence due West, approximately 300 feet to a point at the line of mean high water on the right bank of the Kobuk River located in the easterly portion of section 25, T. 19 N., R. 6 W., Kateel River Meridian;

Thence southwesterly and westerly, along the right bank of the Kobuk River and the Melvin Channel, approximately 60 miles to its junction with the Ogrivey River and the east and west centerline of section 20, T. 17 N., R. 13 W., Kateel River Meridian;

Thence northerly, on the east bank of the Ogrivey River, approximately 3½ miles to a point between section 6 and 7, T. 17, N., R. 13 W., Kateel River Meridian;

Thence easterly, between section 6 and 7, 5 and 8, approximately 1 1/3 miles to the corner of sections 4, 5, 8 and 9, T. 17, N., R. 13 W., Kateel River Meridian;

Thence northerly, between sections 4 and 5, approximately ½ mile to the ¼ section corner of sections 4 and 5, T. 17 N., R. 13 W., Kateel River Meridian;

Thence easterly, along the east and west centerline of section 4, approximately 1 mile to the ¼ section corner of sections 3 and 4, T. 17 N., R. 13 W., Kateel River Meridian;

Thence northerly, between sections 3 and 4, 33 and 34, approximately 1 mile to the ¼ section corner of sections 33 and 34, T. 18 N., R. 13 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 34, approximately 1 mile to the ¼ section corner of sections 34 and 35, T. 18 N., R. 13 W., Kateel River Meridian;

Thence northerly, between sections 34 and 35, 26 and 27, approximately 1½ miles to the corner of sections 22, 23, 26 and 27, T. 18 N., R. 13 W., Kateel River Meridian;

Thence westerly, between sections 22 and 27, approximately 2,100 feet to the meander corner of sections 22 and 27, at the line of mean high tide of Hotham Inlet, T. 18 N., R. 13 W., Kateel River Meridian;

Thence westerly, southwesterly, southeasterly, northerly, easterly and southerly, following the line of mean high tide of Hotham Inlet and Selawik Lake, closing the mouths of Potoniek Lake and the mouths of all rivers, channels, bays and inlets, to the meander corner of sections 1 and 6, on the south shore of Selawik Lake at the line of mean high tide, T. 11 N., Rs. 7 and 8 W., Kateel River Meridian;

Thence southerly, between Rs. 7 and 8 W., approximately 11½ miles to the corner of Tps. 9 and 10 N., Rs. 7 and 8 W., Kateel River Meridian;

Thence easterly, between Tps. 9 and 10 N., approximately 18 miles to the corner of Tps. 9 and 10 N., Rs. 4 and 5 W., Kateel River Meridian;

Thence southerly, between Rs. 4 and 5 W., approximately 6 miles to the standard corner of T. 9 N., Rs. 4 and 5 W., Kateel River Meridian;

Thence easterly, along the Second Standard Parallel North, approximately 6½ miles to the closing corner of T. 8 N., Rs. 3 and 4 W., Kateel River Meridian;

Thence southerly, between Rs. 3 and 4 W., approximately 10 miles to the corner of sections 19, 24, 25 and 30 T. 7 N., Rs. 3 and 4 W., Kateel River Meridian;

Thence easterly, between sections 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, approximately 18 miles to the corner of sections 19, 24, 25 and 30, T. 7 N., Rs. 1 E. and 1 W., Kateel River Meridian, the place of beginning.

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE SELAWIK NATIONAL WILDLIFE REFUGE

Section 702 (12):

"Selawik Wilderness of approximately two hundred and forty thousand acres as generally depicted on a map entitled 'Selawik Wildlife Refuge', dated July 1980."

The Selawik Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the corner of sections 13, 14, 23 and 24, T. 17 N., R. 3 E., Kateel River Meridian;

Thence northerly, between sections 13 and 14, 11 and 12, 1 and 2, approximately 2½ miles to a point on the right bank of the Kugarak River between sections 1 and 2, T. 17 N., R. 3 E., Kateel River Meridian;

Thence northwesterly, along the right bank of the Kugarak River located in the southerly portion of section 4, T. 18 N., R. 3 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 28° W., approximately ½ mile to the summit of a ridge located in the westerly portion of section 4, T. 18 N., R. 3 E., Kateel River Meridian, approximate elevation 1,050 feet;

Thence on an approximate forward bearing of N. 45° W., approximately 1,800 feet to the summit of a mountain located in section 5, T. 18 N., R. 3 E., Kateel River Meridian, approximate elevation 1,215 feet;

Thence on an approximate forward bearing of S. 50° W., approximately 3/4 mile to the corner of sections 5, 6, 7 and 8, T. 18 N., R. 3 E., Kateel River Meridian;

Thence southerly, between sections 7 and 8, approximately ½ mile to the ¼ section corner of sections 7 and 8, T. 18 N., R. 3 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of section 7, approximately ½ mile to the center ¼ section corner of section 7, T. 18 N., R. 3 E., Kateel River Meridian;

Thence southerly, on the north and south centerlines of sections 7 and 18, approximately 1¼ miles to the center south 1/16 section corner of section 18, T. 18 N., R. 3 E., Kateel River Meridian;

Thence westerly, on the east and west centerline of the southwest ¼ of section 18, approximately ½ mile to S 1/16 section corner of sections 13 and 18, T. 18 N., Rs. 2 and 3 E., Kateel River Meridian;

Thence northerly, between Rs. 2 and 3 E., approximately 3/4 mile to the corner of sections 7, 12, 13 and 18, T. 18 N. Rs. 2 and 3 E., Kateel River Meridian;

Thence on an approximate forward bearing of N. 40° E., approximately 1 mile to the summit of a ridge located in the northeasterly portion of section 12, T. 18 N., R. 2 E., Kateel River Meridian, approximate elevation 1,550 feet;

Thence northwesterly and westerly, along the crest of the Waring Mountains, approximately 18 miles to the summit of a mountain located in sections 10 and 11, T. 18 N., R. 1 W., Kateel River Meridian, approximate elevation 1,125 feet;

Thence on an approximate forward bearing of N. 80° W., approximately 6,100 feet to the summit of a mountain located in the easterly portion of section 9, T. 18 N., R. 1 W., Kateel River Meridian, approximate elevation 950 feet;

Thence northwesterly, westerly and southerly, along the crest of the Waring Mountains, approximately 4½ miles to the summit of a mountain located in the northerly portion of section 18, T. 18 N., R. 1 W., Kateel River Meridian, approximate elevation 900 feet;

Thence on an approximate forward bearing of S. 30° W., approximately 8,400 feet to the summit of a mountain located in section 24, T. 18 N., R. 2 W., Kateel River Meridian, approximate elevation 1,050 feet;

Thence westerly, northerly, and southwesterly, along the crest of the Waring Mountains, approximately 12½ miles to the summit of a mountain located in the northerly portion of section 27, T. 18 N., R. 3 W., Kateel River Meridian, approximate elevation 800 feet;

Thence on an approximate forward bearing of N. 85° W., approximately 7,100 feet to the summit of a mountain located in the northwesterly portion of section 28, T. 18 N., R. 3 W., Kateel River Meridian, approximate elevation 975 feet;

Thence southwesterly, northwesterly and westerly, along the crest of the Waring Mountains between the drainages of the Kobuk River and Selawik River approximately 24 miles to a point between sections 13 and 18, T. 18 N., Rs. 5 and 6 W., Kateel River Meridian, approximate elevation 900 feet;

Thence southerly, between Rs. 5 and 6 W., approximately 9 3/4 miles to the standard corner of T. 17 N., Rs. 5 and 6 W., Kateel River Meridian;

Thence easterly, along the Fourth Standard Parallel North, approximately 24 miles to the standard corner of T. 17 N., Rs. 1 and 2 W., Kateel River Meridian;

Thence northerly, between Rs. 1 and 2 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 17 N., Rs. 1 and 2 W., Kateel River Meridian;

Thence easterly, between sections 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, 13 and 24, 18 and 19, 17 and 20, 16 and 21, 15 and 22, 14 and 23, approximately 23 miles to the corner of sections 13, 14, 23 and 24, T. 17 N., R. 3 E., Kateel River Meridian, the place of beginning.

UNITS OF THE NATIONAL WILD AND SCENIC RIVERS SYSTEM WITHIN THE SELAWIK NATIONAL WILDLIFE REFUGE:

Section 604:

"Selawik, Alaska--That portion from a fork of the headwaters in township 12 north, range 10 east, Kateel River meridian to the confluence of the Kugarak River; within the Selawik National Wildlife Refuge to be administered by the Secretary of the Interior."

NOTE: The boundary of the Selawik Wild River corridor will be determined during the comprehensive conservation planning process for the Selawik National Wildlife Refuge and will be published upon completion of that plan (due by December 1985).

The following USGS quadrangle maps were used to prepare the legal description for the Selawik National Wildlife Refuge:

mr - minor revision
* - Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:63,360	Baird Mountains (A-2) 1955 mr 1964.
1:250,000*	Selawik 1957 mr 1971.
1:63,360*	Selawik (A-3), (B-3), (C—3), (C-4), (C-5) 1955; (C-6) 1951; (D-1) 1955 mr 1967; (D-2) 1955 mr 1973; (D-3), (D-4), (D-5) 1955; (D-6) 1951.
1:250,000*	Shungnak 1955 mr 1974.
1:63,360*	Shungnak (D-4) 1955 mr 1964; (D-5), (D-6) 1955.
1:63,360	Candle (D-1) 1954.
1:63,360	Kateel River (D-6) 1954.

SELAWIK NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487

TETLIN NATIONAL WILDLIFE REFUGE

Section 302 (8):

"The Tetlin National Wildlife Refuge shall consist of the approximately seven hundred thousand acres of public land as generally depicted on a map entitled 'Tetlin National Wildlife Refuge', dated July 1980. The northern boundary of the refuge shall be a line parallel to, and three hundred feet south, of the centerline of the Alaska Highway."

The Tetlin National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the closing corner of sections 5 and 32, Tps. 7 and 8 N., R. 24 E., Copper River Meridian, on the International Boundary between the United States of America and Canada;

Thence northerly, along the International Boundary, appproximately 14 1/4 miles to a point on the southerly side of the Alaska Highway, 300 feet from and parallel to the centerline located on the east boundary of section 25, T. 10 N., R. 23 E., Copper River Meridian;

Thence northwesterly, 300 feet from and parallel to the Alaska Highway centerline, approximately 72 miles to a point on the Tetlin Indian Reservation boundary as surveyed and platted in U.S. Survey No. 2547, Alaska, dated October 25, 1979 located in the southeasterly portion of section 30, T. 17 N., R. 17 E., Copper River Meridian;

Thence southwesterly, southeasterly, southerly and southwesterly, along the Tetlin Indian Reservation boundary to a junction of ridges in the easterly portion of section 36, T. 10 N., R. 13 E., Copper River Meridian;

Thence southeasterly, on the crest of a ridge between drainages of the Cheslina River and Platinum Creek, approximately 11 1/2 miles to a point between sections 31 and 36, T. 9 N., Rs. 14 and 15 E., Copper River Meridian;

Thence southerly, between Rs. 14 and 15 E., approximately 1/2 mile to the standard corner of T. 9 N., Rs. 14 and 15 E., Copper River Meridian;

Thence easterly, on the Second Standard Parallel North, approximately 37 1/2 miles to the meander corner of Tps. 8 and 9 N., R. 21 E., Copper River Meridian, on the right bank of the Chisana River;

Thence on an approximate forward bearing of S. 38° E., approximately 5 1/2 miles to the summit of a mountain in the northwesterly portion of section 30, T. 8 N., R. 22 E., Copper River Meridian, approximate elevation 3,575 feet;

Thence southeasterly, along the crest of a ridge, approximately 10 miles to a point between sections 4 and 33, Tps. 7 and 8 N., R. 23 E., Copper River Meridian;

Thence easterly, between Tps. 7 and 8 N., approximately 4 3/4 miles to the International Boundary between the United States of America and Canada at the closing corner of sections 5 and 32, T. 7 and 8 N., R. 24 E., Copper River Meridian, the point of beginning.

NOTE: Description of boundary is defined by the location of the centerline of the Alaska Highway on December 2, 1980.

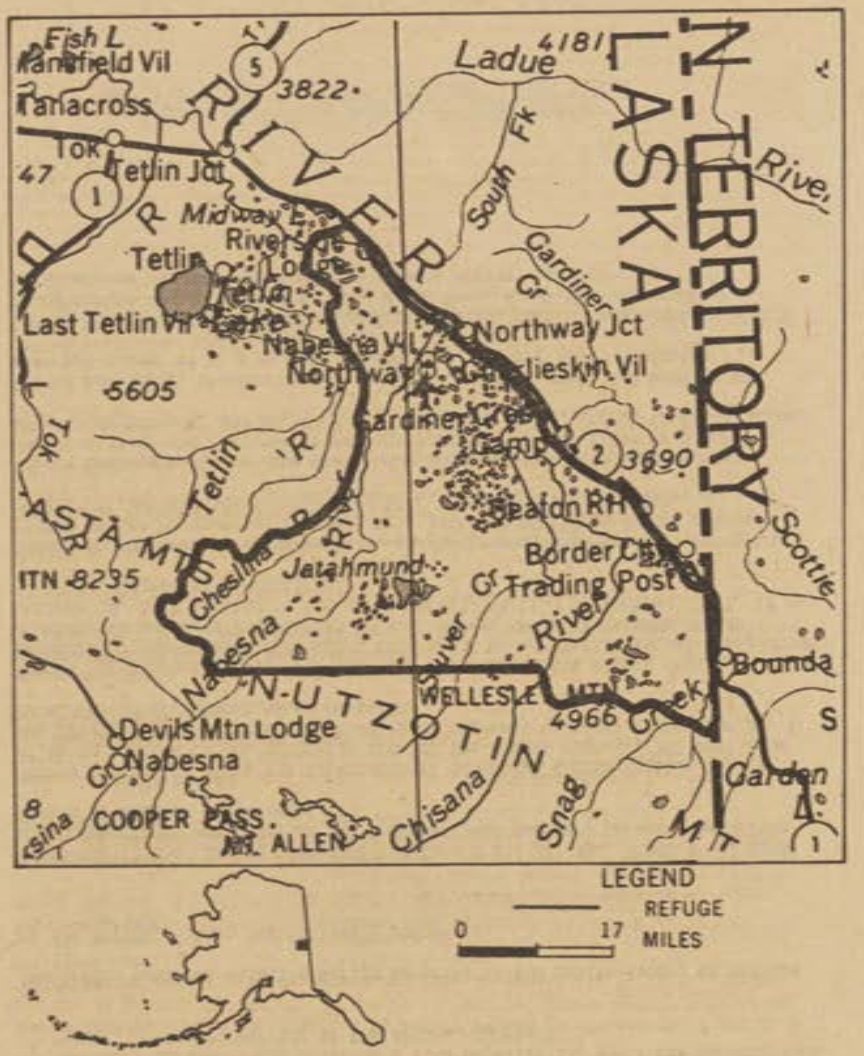
The following USGS quadrangle maps were used to prepare the legal description for the Tetlin National Wildlife Refuge:

mr - minor revision

Scale of Map	Name and Date
1:63,360	Nebesna (B-1), (B-2) 1960; (C-1), (C-2) 1955 mr 1963; (C-3) 1955; (C-4) 1960; (D-1) 1952 mr 1967; (D-2) 1955 mr 1965; (D-3) 1955 mr 1962.
1:63,360	Tanacross (A-2) 1955 mr 1972; (A-3) 1948 mr 1965.

TETLIN NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



TOGIAK NATIONAL WILDLIFE REFUGE

Section 303 (6):

"The Togiak National Wildlife Refuge shall consist of the existing Cape Newenham National Wildlife Refuge, including lands, waters, and interests therein, which shall be redesignated as a unit of the Togiak National Wildlife Refuge, and an addition of approximately three million eight hundred and forty thousand acres of public lands, as generally depicted on the map entitled 'Togiak National Wildlife Refuge', dated April 1980.

The Togiak National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner of sections 16 and 21, T. 4 S., R. 74 W., Seward Meridian, at the line of mean high tide of Kuskokwim Bay;

Thence southeasterly, southwesterly, westerly and southerly, along the line of mean high tide of Kuskokwim Bay, closing the mouths of inlets and rivers, approximately 35 miles to the meander corner of section 35, T. 8 S., R. 74 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel South, approximately 7 1/4 miles to the standard corner of T. 8 S., Rs. 72 and 73 W., Seward Meridian;

Thence northerly, between Rs. 72 and 73 W., approximately 6 miles to the corner of Tps. 7 and 8 S., Rs. 72 and 73 W., Seward Meridian;

Thence easterly, between Tps. 7 and 8 S., approximately 12 miles to the corner of Tps. 7 and 8 S., Rs. 70 and 71 W., Seward Meridian;

Thence southerly, between Rs. 70 and 71 W., approximately 6 miles to the standard corner of T. 8 S., Rs. 70 and 71 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel South, approximately 4 1/4 miles to the closing corner of T. 9 S., Rs. 70 and 71 W., Seward Meridian;

Thence southerly, between Rs. 70 and 71 W., approximately 24 miles to the standard corner of T. 12 S., Rs. 70 and 71 W., Seward Meridian;

Thence westerly, on the Third Standard Parallel South, approximately 7 3/4 miles to the closing corner of T. 13 S., Rs. 72 and 73 W., Seward Meridian;

Thence southerly, between Rs. 72 and 73 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 13 S., Rs. 72 and 73 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 27, 17 and 20, 18 and 19, 13 and 24, 14 and 23, 15 and 22, to the corner of sections 15, 16, 21, 22, T. 13 S., R. 74 W., Seward Meridian;

Thence southerly, between sections 21 and 22 27 and 28, 33 and 34, 3 and 4, 9 and 10, 15 and 16, 21 and 22, 27 and 28, 33 and 34, approximately 9 miles to the corner of sections 3, 4, 33 and 34, Tps. 14 and 15 S., R. 74 W., Seward Meridian;

Thence westerly, between Tps. 14 and 15 S., approximately 3 miles to the corner of Tps. 14 and 15 S. Rs. 74 and 75 W., Seward Meridian;

Thence southerly, between Rs. 74 and 75 W., approximately 3 miles to the corner of sections 13 and 18, 19 and 24, T. 15 S., Rs. 74 and 75 W., Seward Meridian;

Thence westerly between sections 13 and 24, 14 and 23, 15 and 22, and theoretical sections 16 and 21, 17 and 20, 18 and 19, to theoretical position for the corner of sections 18 and 19 on the west boundary of T. 15 S., R. 75 W., Seward Meridian;

Thence southerly, along the west boundary of Tps. 15 and 16 S., R. 75 W., approximately 9 miles to the theoretical position for the southwest corner of T. 16 S., R. 75 W., Seward Meridian;

Thence westerly, along the theoretical position for the Fourth Standard Parallel South, approximately 13 1/2 miles to the theoretical position for the northwest closing township corner of T. 17 S., R. 78 W., Seward Meridian;

Thence southerly, along the theoretical position for the west boundary of Tps. 17 and 18 S., R. 78 W., approximately 12 miles, to the theoretical position of the southwest corner of T. 18 S., R. 78 W., Seward Meridian;

Thence easterly, along the theoretical position for the south boundary of T. 18 S. Rs. 77 and 78 W., approximately 12 miles to the theoretical position of the southwest corner of T. 18 S., R. 76 W., Seward Meridian;

Thence southerly, along the theoretical position for the west boundary of T. 19 S., R. 76 W., approximately 6 miles to the theoretical position for the southwest corner of T. 19 S., R. 76 W., Seward Meridian;

Thence easterly, along the theoretical position for the south boundary of T. 19 S., Rs. 75 and 76 W., approximately 12 miles to the theoretical position for the southeast corner of T. 19 S., R. 75 W., Seward Meridian;

Thence northerly, along the theoretical position for the east boundary of T. 19 S., R. 75 W., approximately 6 miles to the theoretical position for the southwest corner T. 18 S., R. 74 W., Seward Meridian;

Thence easterly, along the theoretical position for the south boundary of T. 18 S., R. 74 W., approximately 3 miles to the theoretical position of the corner of sections 33 and 34, T. 18 S., R. 74 W., Seward Meridian;

Thence northerly, between theoretical sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, approximately 5 miles to the meander corner of sections 9 and 10, T. 18 S., R. 74 W., Seward Meridian;

Thence northeasterly, southwesterly, northerly and northeasterly, along the line of mean high tide of Hagemeister Strait, approximately 23 miles to the meander corner of sections 13 and 18, T. 16 S., Rs. 71 and 72 W., Seward Meridian;

Thence on an approximate forward bearing of S. 83° E., approximately 1,800 feet to the meander corner of sections 18 and 19, T. 16 S., R. 71 W., Seward Meridian;

Thence northeasterly, southeasterly and northeasterly, along the line of mean high tide of Hagemeister Strait, Togiak Bay and Bristol Bay, closing the mouths of all inlets and rivers, approximately 41 miles to the most southerly point of mainland in the northwesterly portion of section 19, T. 16 S., R. 63 W., Seward Meridian;

Thence on an approximate forward bearing of N. 57° E., approximately 6,600 feet to the most southerly point of mainland in the northwesterly portion of section 17, T. 16 S., R. 63 W., Seward Meridian;

Thence northeasterly, along the line of mean high tide of Bristol Bay, approximately 2 miles to the meander corner of sections 4 and 9, T. 16 S., R. 63 W., Seward Meridian;

Thence on an approximate forward bearing of N. 27° E., approximately 8,600 feet to the most southerly point of mainland in section 34, T. 15 S., R. 63 W., Seward Meridian;

Thence on an approximate forward bearing of N. 80° E., approximately 21,800 feet to the meander corner of sections 29 and 32, T. 15 S., R. 62 W., Seward Meridian;

Thence easterly, northerly and southeasterly, along the line of mean high tide of Bristol Bay, approximately 4 miles to the most southerly point of the mainland on the westerly side of Tvativak Bay in the westerly portion of section 36, T. 15 S., R. 62 W., Seward Meridian;

Thence on an approximate forward bearing of S. 62° E., approximately 2,200 feet to the most southerly point of the mainland on the easterly side of Tvativak Bay in the southeasterly portion of section 36, T. 15 S., R. 62 W., Seward Meridian;

Thence southeasterly, northeasterly, northwesterly and northerly, along the line of mean high tide of Bristol Bay and Nushagak Bay, closing the mouths of all inlets and rivers, approximately 58 1/2 miles to the most northerly point of Nichols Spit, near the center of section 25, T. 18 S., R. 58 W., Seward Meridian;

Thence due West, approximately 1 mile to a point at the line of mean high tide of Nushagak Bay, near the center of section 26, T. 18 S., R. 58 W., Seward Meridian;

Thence northerly, easterly, northeasterly and northerly, along the line of mean high tide of Nushagak Bay and Nushagak River, closing the mouths of Igushik and Snake Rivers, approximately 35 miles to the meander corner of sections 25 and 36, T. 13 S., R. 56 W., Seward Meridian, on the right bank of Nushagak River;

Thence westerly, between sections 25 and 36, approximately 900 feet to a point on the westerly right-of-way of a road, T. 13 S., R. 56 W., Seward Meridian;

Thence northerly and northwesterly, along the westerly right-of-way of a road, approximately 6 1/2 miles to a point on the south boundary of section 32, T. 12 S., R. 55 W., Seward Meridian;

Thence westerly, on the Third Standard Parallel South, approximately 19 1/4 miles to the standard corner of T. 12 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 24 miles to the closing corner of T. 9 S., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, on the Second Standard Parallel South, approximately 3 1/2 miles to the standard corner of T. 8 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 24 miles to the closing corner of T. 5 S., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, on the First Standard Parallel South, approximately 3 1/2 miles to the standard corner of T. 4 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 24 miles to the closing corner of T. 1 S., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, on the Seward Base Line, approximately 18 miles to the closing corner of T. 1 S., Rs. 61 and 62 W., Seward Meridian;

Thence southerly, between Rs. 61 and 62 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 61 and 62 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 62 and 63 W., Seward Meridian;

Thence southerly, between Rs. 62 and 63 W., approximately 3 miles to the corner of Tps. 1 and 2 S., Rs. 62 and 63 W., Seward Meridian;

Thence westerly, between Tps. 1 and 2 S., approximately 15 miles to the corner of sections 3, 4, 33 and 34, Tps. 1 and 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, 15 and 16, 21 and 22, approximately 4 miles to the corner of sections 21, 22, 27 and 28, T. 2 S., R. 65 W., Seward Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 28 and 29, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 2 S., R. 65 W., Seward Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 31 and 32, approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 2 and 3 S., R. 65 W., Seward Meridian;

Thence westerly, between Tps. 2 and 3 S., approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 2 and 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, between sections 2 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 10 and 11, approximately 1/2 mile to the 1/4 section corner of sections 10 and 11, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 10, approximately 1 mile to the 1/4 section corner of sections 9 and 10, T. 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 9 and 10, approximately 1/2 mile to the corner of sections 9, 10, 15 and 16, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, between sections 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 5 miles to the corner of sections 10, 11, 14 and 15, T. 3 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, 26 and 27, approximately 3 miles to the corner of sections 26, 27, 34 and 35, T. 3 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 27 and 34, 28 and 33, approximately 2 miles to the corner of sections 28, 29, 32 and 33, T. 3 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 32 and 33, 4 and 5, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 4 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 5 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 4 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 7 and 8, 17 and 18, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 4 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 18 and 19, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 4 S., Rs. 67 and 68 W., Seward Meridian;

Thence southerly, between Rs. 67 and 68 W., approximately 3 miles to the standard corner of T. 4 S., Rs. 67 and 68 W., Seward Meridian;

Thence westerly, along the First Standard Parallel South, approximately 3 miles to the standard corner of sections 33 and 34, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 28 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 19 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, 14 and 23, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 4 S., R. 69 W., Seward Meridian;

Thence northerly, between sections 14 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 4 S., R. 69 W., Seward Meridian;

Thence westerly, between sections 10 and 15, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 4 S., R. 69 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 4 S., R. 69 W., Seward Meridian;

Thence westerly, between sections 4 and 9, 5 and 8, 6 and 7, approximately 3 miles to the corner of sections 1, 6, 7 and 12, T. 4 S., Rs. 69 and 70 W., Seward Meridian;

Thence southerly, between Rs. 69 and 70 W., approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 4 S., Rs. 69 and 70 W., Seward Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, approximately 5 miles to the corner of sections 7, 8, 17 and 18, T. 4 S., R. 70 W., Seward Meridian;

Thence northerly, between sections 7 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 4 S., R. 70 W., Seward Meridian;

Thence westerly, between sections 6 and 7, 1 and 12, 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, 1 and 12, 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, approximately 13 miles to the corner of sections 1, 6, 7 and 12, T. 4 S., Rs. 72 and 73 W., Seward Meridian;

Thence southerly, between Rs. 72 and 73 W., approximately 2 miles to the corner of sections 13, 18, 19 and 24, T. 4 S., Rs. 72 and 73 W. Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, 18 and 19, 13 and 24, 14 and 23, 15 and 22, 16 and 21, approximately 9 1/2 miles to the meander corner of sections 16 and 21, T. 4 S., R. 74 W., Seward Meridian, the place of beginning.

UNITS OF THE NATIONAL WILDERNESS PRESERVATION SYSTEM WITHIN THE TOGIAK NATIONAL WILDLIFE REFUGE:

Section 702 (10):

"Togiak Wilderness of approximately two million two hundred and seventy thousand acres as generally depicted on a map entitled 'Togiak National Wildlife Refuge', dated July 1980."

The Togiak Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

TOGIAK WILDERNESS AREA

Beginning at the corner of sections 5, 6, 7 and 8, T. 4 S., R. 70 W., Seward Meridian;

Thence westerly, between sections 6 and 7, 1 and 12, 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, approximately 7 miles to the corner of sections 1, 6, 7 and 12, T. 4 S., Rs. 71 and 72 W., Seward Meridian;

Thence southerly, between Rs. 71 and 72 W., approximately 5 miles to the standard corner of T. 4 S., Rs. 71 and 72 W., Seward Meridian;

Thence easterly, on the First Standard Parallel South, approximately 4 1/4 miles to the closing corner of T. 5 S., Rs. 71 and 72 W., Seward Meridian;

Thence southerly, between Rs. 71 and 72 W., approximately 12 miles to the corner of Tps. 6 and 7 S., Rs. 71 and 72 W., Seward Meridian;

Thence easterly, between Tps. 6 and 7 S., approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 6 and 7 S., R. 71 W., Seward Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, 15 and 16, 21 and 22, 27 and 28, 33 and 34, approximately 6 miles to the corner of sections 3, 4, 33 and 34, Tps. 7 and 8 S., R. 71 W., Seward Meridian;

Thence easterly, between Tps. 7 and 8 S., approximately 3 miles to the corner of Tps. 7 and 8 S., Rs. 70 and 71 W., Seward Meridian;

Thence southerly, between Rs. 70 and 71 W., approximately 6 miles to the standard corner of T. 8 S., Rs. 70 and 71 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel South, approximately 4 1/4 miles to the closing corner of T. 9 S., Rs. 70 and 71 W., Seward Meridian;

Thence southerly, between Rs. 70 and 71 W., approximately 12 miles to the corner of Tps. 10 and 11 S., Rs. 70 and 71 W., Seward Meridian;

Thence easterly, between Tps. 10 and 11 S., approximately 72 miles to the corner of Tps. 10 and 11 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 12 miles to the closing corner of T. 9 S., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, on the Second Standard Parallel South, approximately 3 1/2 miles to the standard corner of T. 8 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 24 miles to the closing corner of T. 5 S., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, on the First Standard Parallel South, approximately 3 1/2 miles to the standard corner of T. 4 S., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 24 miles to the closing corner of T. 1 S., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, on the Seward Base Line, approximately 18 miles to the closing corner of T. 1 S., Rs. 61 and 62 W., Seward Meridian;

Thence southerly, between Rs. 61 and 62 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 61 and 62 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 62 and 63 W., Seward Meridian;

Thence southerly, between Rs. 62 and 63 W., approximately 3 miles to the corner of Tps. 1 and 2 S., Rs. 62 and 63 W., Seward Meridian;

Thence westerly, between Tps. 1 and 2 S., approximately 15 miles to the corner of sections 3, 4, 33 and 34, Tps. 1 and 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, 15 and 16, 21 and 22, approximately 4 miles to the corner of sections 21, 22, 27 and 28, T. 2 S., R. 65 W., Seward Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 28 and 29, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 2 S., R. 65 W., Seward Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 31 and 32, approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 2 and 3 S., R. 65 W., Seward Meridian;

Thence westerly, between Tps. 2 and 3 S., approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 2 and 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, between sections 2 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 10 and 11, approximately 1/2 mile to the 1/4 section corner of sections 10 and 11, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 10, approximately 1 mile to the 1/4 section corner of sections 9 and 10, T. 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 9 and 10, approximately 1/2 mile to the corner of sections 9, 10, 15 and 16, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, between sections 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 5 miles to the corner of sections 10, 11, 14 and 15, T. 3 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, 26 and 27, approximately 3 miles to the corner of sections 26, 27, 34 and 35, T. 3 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 27 and 34, 28 and 33, approximately 2 miles to the corner of sections 28, 29, 32 and 33, T. 3 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 32 and 33, 4 and 5, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 4 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 5 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 4 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 7 and 8, 17 and 18, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 4 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 18 and 19, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 4 S., Rs. 67 and 68 W., Seward Meridian;

Thence southerly, between Rs. 67 and 68 W., approximately 3 miles to the standard corner of T. 4 S., Rs. 67 and 68 W., Seward Meridian;

Thence westerly, along the First Standard Parallel South, approximately 3 miles to the standard corner of sections 33 and 34, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 28 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 19 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, 14 and 23, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 4 S., R. 69 W., Seward Meridian;

Thence northerly, between sections 14 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 4 S., R. 69 W., Seward Meridian;

Thence westerly, between sections 10 and 15, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 4 S., R. 69 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 4 S., R. 69 W., Seward Meridian;

Thence westerly, between sections 4 and 9, 5 and 8, 6 and 7, approximately 3 miles to the corner of sections 1, 6, 7 and 12, T. 4 S., Rs. 69 and 70 W., Seward Meridian;

Thence southerly, between Rs. 69 and 70 W., approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 4 S., Rs. 69 and 70 W., Seward Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, approximately 5 miles to the corner of sections 7, 8, 17 and 18, T. 4 S., R. 70 W., Seward Meridian;

Thence northerly, between sections 7 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 4 S., R. 70 W., Seward Meridian, the place of beginning.

UNITS OF THE NATIONAL WILD AND SCENIC RIVERS SYSTEM WITHIN THE TOGIAK NATIONAL WILDLIFE REFUGE:

Section 604:

Kanektok, Alaska--The corridor withdrawn during the course of the study and consideration by Congress, consists of those public lands which constitute the bed or bank, or within an area extending two miles from the bank of the river channel on both sides of the Kanektok River within the Togiak National Wildlife Refuge from Kagati Lake in Tps. 3 and 4 S., R. 63 W., to its mouth, in Tps. 5 S., R. 75 W., Seward Meridian.

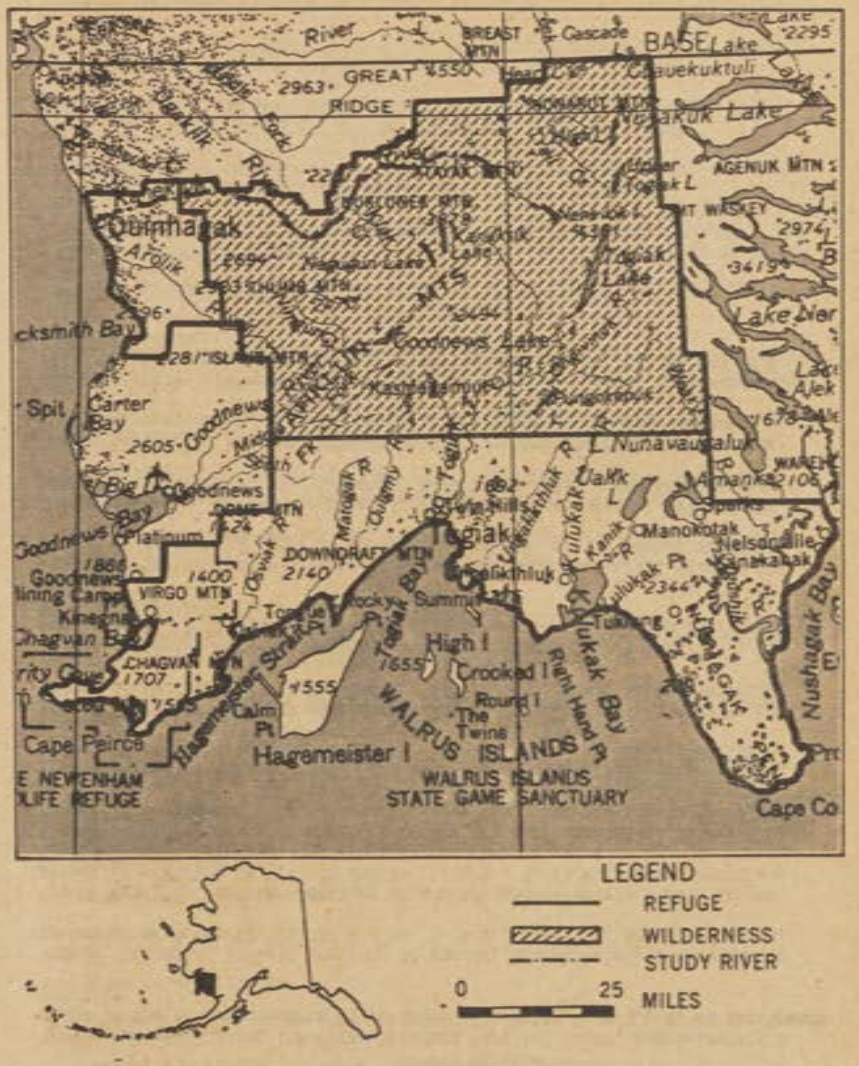
The following USGS quadrangle maps were used to prepare the legal description for the Togiak National Wildlife Refuge:

mr - minor revision
* Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:250,000*	Bethel 1950 mr 1972.
1:63,360*	Bethel (A-3) 1979 - see Yukon Delta quad; (A-4) 1954.
1:250,000*	Goodnews 1951 mr 1972.
1:63,360*	Goodnews (A-1) 1979; (A-4), (A-6) 1954; (A-7) 1954 mr 1973; (A-8) 1952; (B-1),(B-2) 1979; (B-3) 1954; (B-5) 1979; (B-6), (B-7), (B-8) 1954; (C-7), (C-8) 1954; (D-4, (D-5), (D-6), (D-7), (D-8) 1954.
1:63,360	Dillingham (A-7) 1952.
1:250,000	Hagemeister Island 1957 mr 1969.
1:63,360	Hagemeister Island (C-4) 1948 mr 1973; (C-5) 1952 mr 1973; (C-6) 1948 mr 1963; (C-7) 1947 mr 1971; (D-1) 1950 mr 1972; (D-2) 1953; (D-3) 1948; (D-5), (D-6) 1950.
1:63,360	Nushagak Bay (B-3), (B-4), (C-3), (C-4 and C-5) 1950; (D-2), (D-3), (D-5) 1952; (D-6) 1950 mr 1971.

TOGIAK NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487



YUKON DELTA NATIONAL WILDLIFE REFUGE

Section 303 (7):

"The Yukon Delta National Wildlife Refuge shall consist of the existing Clarence Rhode National Wildlife Range, Hazen Bay National Wildlife Refuge and Nunivak National Wildlife Refuge, including lands, waters, interests, and whatever submerged lands, if any, were retained in Federal ownership at the time of statehood, which shall be redesignated as units of the Yukon Delta National Wildlife Refuge and the addition of approximately thirteen million four hundred thousand acres of public lands, as generally depicted on the map entitled 'Yukon Delta National Wildlife Refuge', dated April 1980."

The Yukon Delta National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner of sections 16 and 21, T. 4 S., R. 74 W., Seward Meridian;

Thence northwesterly, along the line of mean high tide of Kuskokowim Bay, closing the mouths of all rivers and creeks, approximately 15 miles to the meander corner of sections 16 and 21,, T. 2 S., R. 75 W., Seward Meridian;

Thence westerly, approximately 11 miles to the meander corner of sections 15 and 22, T. 2 S., R. 77 W., Seward Meridian;

Thence southwesterly, westerly and northerly, along the line of mean high tide of Kuskokwim Bay, closing the mouth of Ishkowik River, Kugukilk and Kinak Rivers, approximately 76 miles to the most southerly tip of section 19, on the right bank of the Kinak River, T. 2 S., R. 86 W., Seward Meridian;

Thence northwesterly, along the line of mean high tide, closing the mouths of all rivers and streams, approximately 31 miles to the meander corner of sections 1 and 12, at the line of mean high tide of Etolin Strait, T. 2 N., R. 89 W., Seward Meridian;

Thence northwesterly, closing the mouth of Kolavinerak River, approximately 1 1/2 miles to the meander corner of sections 2 and 3, at the line of mean high tide of Etolin Strait, T. 2 N., R. 89 W., Seward Meridian;

Thence northwesterly, along the line of mean high tide of Etolin Strait, approximately 20 miles to the meander corner of sections 7 and 8, T. 4 N., R. 91 W., Seward Meridian;

Thence northwesterly, closing the mouth of Kangirlvar Bay, approximately 5 miles to the meander corner of sections 25 and 26, at the line of mean high tide of Etolin Strait, T. 5 N., R. 91 W., Seward Meridian;

Thence southwesterly and northwesterly, along the line of mean high tide of Etolin Strait, approximately 4 miles to the meander corner of sections 19 and 20, T. 5 N., R. 91 W., Seward Meridian;

Thence by rhumb lines connecting the following 23 geographic coordinates:

60° 18' N., 165° 02' W.;

60° 10' N., 164° 57' W.;

60° 03' N., 164° 57' W.;

59° 55' N., 165° 05' W.;

59° 46' N., 165° 25' W.;

59° 40' N., 165° 45' W.;

59° 38' N., 166° 00' W.;

59° 38' N., 166° 25' W.;

59° 40' N., 166° 40' W.;

59° 44' N., 167° 00' W.;

59° 48' N., 167° 15' W.;

59° 53' N., 167° 30' W.;

60° 03' N., 167° 45' W.;

60° 08' N., 167° 50' W.;

60° 12' N., 167° 51' W.;

60° 15' N., 167° 50' W.;

60° 20' N., 167° 45' W.;

60° 25' N., 167° 30' W.;

60° 31' N., 167° 00' W.;

60° 36' N., 166° 35' W.;

60° 38' N., 166° 15' W.;

60° 39' N., 166° 00' W.;

60° 37' N., 165° 40' W.;

Thence, on an approximate rhumb line bearing of S. 70° E., approximately 10 miles to the meander corner of Tps. 5 and 6 N., R. 92 W., Seward Meridian;

Thence northeasterly and northwesterly, along the line of mean high tide of Hazen Bay, approximately 27 miles to the most northwesterly tip of Nelson Island, in section 11, T. 8 N., R. 90 W., Seward Meridian;

Thence on an approximate forward bearing of N. 22° W., approximately 4 miles to the most southerly tip of Nunivachak Island, in section 21, T. 9 N., R. 89 W., Seward Meridian;

Thence northwesterly and northeasterly, along the line of mean high tide of Hazen Bay on the seaward side of Nunivachak Island, approximately 1/2 mile to the most northerly tip of Nunivachak Island, in section 21, T. 9 N., R. 89 W., Seward Meridian;

Thence on an approximate forward bearing of N. 21° E., approximately 3 1/2 miles to a point on the Naskonat Peninula at the line of mean high tide, at the meander corner of sections 2 and 3, T. 9 N., R. 89 W., Seward Meridian;

Thence northwesterly along the line of mean high tide, on the shore of Bering Sea, approximately 8 miles to the point of a headland near latitude 60° 59' N., longitude 165° 12' W., at the south side of Hazen Bay, in section 2, T. 10 N., R. 90 W., Seward Meridian;

Thence on an approximate forward bearing of N. 38° W., approximately 8 miles across the mouth of Hazen Bay to a point of a headland at the west side of Hazen Bay in section 1, T. 11 N., R. 91 W., Seward Meridian;

Thence northwesterly, along the line of mean high tide of Bering Sea, approximately 20 miles to the meander corner of sections 28 and 29, T. 14 N., R. 91 W., Seward Meridian;

Thence northerly, approximately 4,200 feet to a point on the line of mean high tide, at the meander corner of sections 28 and 29, T. 14 N., R. 91 W., Seward Meridian;

Thence northwesterly, closing the mouths of all inlets, rivers and straits, along the line of mean high tide of Bering Sea, approximately 18 miles to the meander corner of sections 2 and 3, T. 15 N., R. 93 W., Seward Meridian;

Thence northwesterly, closing the mouth of Hooper Bay, on the seaward side of all islands, approximately 7 3/4 miles to the meander corner of sections 10 and 11, T. 16 N., R. 94 W., Seward Meridian;

Thence northwesterly and northerly, closing the mouth of all inlets and rivers along the line of mean high tide of the Bering Sea, approximately 16 miles to the meander corner of sections 22 and 27, T. 19 N., R. 93 W., Seward Meridian.

Thence on an approximate forward bearing of N. 18° E., approximately 2 miles to the meander corner of sections 10 and 15, T. 19 N., R. 93 W., Seward Meridian;

Thence northerly, along the line of mean high tide of the Bering Sea, approximately 3 miles to the most northerly point of Aniktun Island, located in section 34, T. 20 N., R. 93 W., Seward Meridian;

Thence on an approximate forward bearing of N. 29° E., approximately 7,300 feet to the meander corner of sections 23 and 26, T. 20 N., R. 93 W., Seward Meridian;

Thence northerly, southeasterly, northeasterly and easterly, along the line of mean high tide of the Bering Sea, closing the mouths of all inlets and streams, approximately 10 miles to the meander corner of sections 16 and 17, T. 20 N., R. 91 W., Seward Meridian;

Thence on an approximate forward bearing of N. 84° E., approximately 2 miles to the meander corner of sections 10 and 15, T. 20 N., R. 91 W., Seward Meridian;

Thence northerly, easterly, northwesterly and northeasterly, along the line of mean high tide of the Bering Sea, closing the mouth of all rivers, inlets and bays, approximately 162 miles to the meander corner of sections 8 and 9, T. 28 N., R. 85 W., Seward Meridian;

Thence northeasterly, closing the mouths of all bays, inlets, rivers and all passes and channels of the Yukon River, on the seaward side of all islands, approximately 17 miles to the meander corner of sections 28 and 33, T. 31 N., R. 83 W., Seward Meridian;

Thence northerly, along the line of mean high tide of the Bering Sea, closing the mouth of all bays, inlets and rivers, approximately 1 mile to the meander corner of sections 21 and 28, T. 31 N., R. 83 W., Seward Meridian;

Thence on an approximate forward bearing of N. 22° W., approximately 6,600 feet to the meander corner of sections 16 and 17, T. 31 N., R. 83 W., Seward Meridian;

Thence northwesterly and easterly, along the line of mean high tide of the Bering Sea, approximately 1 mile to the meander corner of sections 16 and 17, T. 31 N., R. 83 W., Seward Meridian;

Thence on an approximate forward bearing of North, approximately 3,500 feet to the meander corner of sections 8 and 9, T. 31 N., R. 83 W., Seward Meridian;

Thence westerly, northerly and southeasterly, along the line of mean high tide of the Bering Sea, approximately 1 mile to the meander corner of sections 4 and 5, T. 31 N., R. 83 W., Seward Meridian;

Thence on an approximate forward bearing of N. 51° E., approximately 4,700 feet to the meander corner of sections 4 and 33, Tps. 31 and 32 N., R. 83 W., Seward Meridian;

Thence northerly, closing the mouth of all bays, inlets and rivers, following the line of mean high tide approximately 17 miles to the corner of sections 30 and 31, T. 28 S., Rs. 31 and 32 W., Kateel River Meridian;

Thence northerly, closing the mouth of Kawanak and Kwikpak Passes, on the seaward side of all islands, approximately 7 miles to a point at the most westerly tip of land in section 28, T. 27 S., R. 31 W., Kateel River Meridian;

Thence northeasterly, southeasterly, easterly and northeasterly, along the line of mean high tide of Norton Sound, closing the mouths of all bays, mouths, inlets, sloughs, passes and rivers, and on the seaward side of all islands, approximately 102 miles to the meander corner of sections 14 and 23, T. 23 S., R. 19 W., Kateel River Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, approximately 1 1/4 miles to the corner of sections 13, 18, 19 and 24, T. 23 S., Rs. 18 and 19 W., Kateel River Meridian;

Thence southerly, between Rs. 18 and 19 W., approximately 2 miles to the corner of sections 25, 30, 31 and 36, T. 23 S., Rs. 18 and 19 W., Kateel River Meridian;

Thence easterly, between sections 30 and 31, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 23 S., R. 18 W., Kateel River Meridian;

Thence southerly, between sections 31 and 32, 5 and 6, approximately 2 miles to the corner of sections 5, 6, 7 and 8, T. 24 S., R. 18 W. Kateel River Meridian;

Thence easterly, between sections 5 and 8, 4 and 9, approximately 2 miles to the corner of sections 3, 4, 9 and 10, T. 24 S., R. 18 W., Kateel River Meridian;

Thence southerly, between sections 9 and 10, 15 and 16, 21 and 22, approximately 3 miles to the corner of sections 21, 22, 27 and 28, T. 24 S., R. 18 W., Kateel River Meridian;

Thence easterly, between sections 22 and 27, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 24 S., R. 18 W., Kateel River Meridian;

Thence southerly, between sections 26 and 27, 34 and 35, approximately 2 miles to the standard corner of sections 34 and 35, T. 24 S., R. 18 W., Kateel River Meridian;

Thence easterly, on the Sixth Standard Parallel South, approximately 1 1/4 miles to the closing corner of sections 2 and 3, T. 25 S., R. 18 W., Kateel River Meridian;

Thence southerly, between sections 2 and 3, 10 and 11, 14 and 15, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 25 S., R. 18 W., Kateel River Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, approximately 2 miles to the corner of sections 13, 18, 19 and 24, T. 25 S., Rs. 17 and 18 W., Kateel River Meridian;

Thence southerly, between Rs. 17 and 18, approximately 2 miles to the corner of sections 25, 30, 31 and 36, T. 25 S., Rs. 17 and 18 W., Kateel River Meridian;

Thence easterly, between sections 30 and 31, 29 and 32, approximately 2 miles to the corner of sections 28, 29, 32 and 33, T. 25 S., R. 17 W., Kateel River Meridian;

Thence southerly, between sections 32 and 33, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 25 and 26 S., R. 17 W., Kateel River Meridian;

Thence easterly, between Tps. 25 and 26 S., approximately 11 miles to the corner of sections 5, 6, 31 and 32, Tps. 25 and 26 S., R. 15 W., Kateel River Meridian;

Thence southerly, between sections 5 and 6, 7 and 8, 17 and 18, 19 and 20, 29 and 30, 31 and 32, 5 and 6, approximately 7 miles to the corner of sections 5, 6, 7 and 8, T. 27 S., R. 15 W., Kateel River Meridian;

Thence easterly, between sections 5 and 8, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 27 S., R. 15 W., Kateel River Meridian;

Thence southerly, between sections 8 and 9, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 27 S., R. 15 W., Kateel River Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 27 S., R. 15 W., Kateel River Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, 26 and 27, 34 and 35, 2 and 3, 10 and 11, 14 and 15, 22 and 23, approximately 8 miles to the corner of sections 22, 23, 26 and 27, T. 28 S., R. 15 W., Kateel River Meridian;

Thence easterly, between sections 23 and 26, 24 and 25, 19 and 30, 20 and 29, approximately 4 miles to the corner of sections 20, 21, 28 and 29, T. 28 S., R. 14 W., Kateel River Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, approximately 2 miles to the corner of sections 8, 9, 16 and 17, T. 28 S., R. 14 W., Kateel River Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 28 S., R. 14 W., Kateel River Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of the sections 3, 4, 9 and 10, T. 28 S., R. 14 W., Kateel River Meridian;

Thence easterly, between sections 3 and 10, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 28 S., R. 14 W., Kateel River Meridian;

Thence southerly, between sections 10 and 11, 14 and 15, approximately 2 miles to the corner of sections 14, 15, 22 and 23, T. 28 S., R. 14 W., Kateel River Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, 18 and 19, 17 and 20, approximately 3 1/2 miles to the 1/4 section corner of sections 17 and 20, T. 28 S., R. 13 W., Kateel River Meridian;

Thence southerly, along the north and south centerlines of sections 20, 29, 32 and 5, approximately 4 miles to the 1/4 section corner of section 5 only, T. 29 S., R. 13 W., Kateel River Meridian;

Thence westerly, between the Seward and Kateel River Meridians, approximately 700 feet to the corner of sections 34 and 35, T. 34 N., R. 63 W., Seward Meridian;

Thence southerly, between sections 34 and 35, 2 and 3, 10 and 11, 14 and 15, approximately 4 miles to the corner of sections 14, 15, 22 and 23, T. 33 N., R. 63 W., Seward Meridian;

Thence westerly, between sections 15 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 33 N., R. 63 W., Seward Meridian;

Thence southerly, between sections 21 and 22, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 33 N., R. 63 W., Seward Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 33 N., R. 63 W., Seward Meridian;

Thence southerly, between sections 28 and 29, 32 and 33, approximately 2 miles to the standard corner of sections 32 and 33, T. 33 N., R. 63 W., Seward Meridian;

Thence westerly, on the Eighth Standard Parallel North, approximately 1 3/4 miles to the closing corner of sections 4 and 5, T. 32 N., R. 64 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, 16 and 17, 20 and 21, 28 and 29, 32 and 33, 4 and 5, 8 and 9, 16 and 17, approximately 9 miles to the corner of sections 16, 17, 20 and 21, T. 31 N., R. 64 W., Seward Meridian;

Thence easterly, between sections 16 and 21, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 31 N., R. 64 W., Seward Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, 3 and 4, approximately 4 miles to the corner of sections 3, 4, 9 and 10, T. 30 N., R. 64 W., Seward Meridian;

Thence easterly, between sections 3 and 10, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 30 N., R. 64 W., Seward Meridian;

Thence southerly, between sections 10 and 11, 14 and 15, approximately 2 miles to the corner of sections 14, 15, 22 and 23, T. 30 N., R. 64 W., Seward Meridian;

Thence westerly, between sections 15 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 30 N., R. 64 W., Seward Meridian

Thence southerly, between sections 21 and 22, 27 and 28, approximately 2 miles to the corner of sections 27, 28, 33 and 34, T. 30 N., R. 64 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 30 N., R. 64 W., Seward Meridian;

Thence southerly, between sections 32 and 33, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 29 and 30 N., R. 64 W., Seward Meridian;

Thence westerly, between Tps. 29 and 30 N., approximately 1 mile to the corner of sections 5 6, 31 and 32, Tps. 29 and 30 N., R. 64 W., Seward Meridian;

Thence southerly, between sections 5 and 6, approximately 1/2 mile to the 1/4 section corner of sections 5 and 6, T. 29 N., R. 64 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 6, approximately 1 mile to the 1/4 section corner of sections 1 and 6, T. 29 N., Rs. 64 and 65 W., Seward Meridian;

Thence southerly, between Rs. 64 and 65 W., approximately 3 1/2 miles to the corner of sections 19, 24, 25 and 30, T. 29 N., Rs. 64 and 65 W., Seward Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, approximately 2 miles to the corner of sections 22, 23, 26 and 27, T. 29 N., R. 65 W., Seward Meridian;

Thence northerly, between sections 22 and 23, approximately 1/2 mile to the 1/4 section corner of sections 22 and 23, T. 29 N., R. 65 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 22, approximately 1/2 mile to the center 1/4 section corner of section 22, T. 29 N, R. 65 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 22, approximately 1/2 mile to the 1/4 section corner of section 15, T. 29 N., R. 65 W., Seward Meridian;

Thence westerly, between sections 15 and 22, approximately 1/2 mile to the corner of sections 15, 16, 22 and 23, T. 29 N., R. 65 W., Seward Meridian;

Thence northerly, between sections 15 and 16, approximately 1/2 mile to the 1/4 section corner of sections 15 and 16, T. 29 N., R. 65 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 16, approximately 1 mile to the 1/4 section corner of sections 16 and 17, T. 29 N., R. 65 W., Seward Meridian;

Thence southerly, between sections 16 and 17, approximately 1/2 mile to the corner of sections 16, 17, 20 and 21, T. 29 N., R. 65 W., Seward Meridian;

Thence westerly, between sections 17 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 29 N., R. 65 W., Seward Meridian;

Thence southerly, between sections 19 and 20, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 29 N., R. 65 W., Seward Meridian;

Thence westerly, between sections 19 and 30, approximately 1/2 mile to the 1/4 section corner of sections 19 and 30, T. 29 N., R. 65 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 30, approximatey 1/2 mile to the center 1/4 section corner of section 30, T. 29 N., R. 65 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 30, approximately 1/2 mile to the 1/4 section corner of sections 25 and 30, T. 29 N., Rs. 65 and 66 W., Seward Meridian;

Thence southerly, between Rs. 65 and 66 W., approximately 1/2 mile to the corner of sections 25, 30, 31 and 36, T. 29 N., Rs. 65 and 66 W., Seward Meridian;

Thence westerly, between sections 25 and 36, approximately 1/2 mile to the 1/4 section corner of sections 25 and 36, T. 29 N., R. 66 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 36, approximately 1/2 mile to the center 1/4 corner of setion 36, T. 29 N., R. 66 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 36, approximately 1/2 mile to the 1/4 section corner of sections 35 and 36, T. 29 N., R. 66 W., Seward Meridian;

Thence southerly, between sections 35 and 36, approximately 1/2 mile to the standard corner of sections 35 and 36, T. 29 N., R. 66 W., Seward Meridian;

Thence westerly, on the Seventh Parallel North, approximately 1/2 mile to the closing corner of T. 28 N., Rs. 66 and 67 W., Seward Meridian;

Thence southerly, between Rs. 66 and 67 W., approximately 23 1/2 miles to the 1/4 section corner of sections 31 and 36, T. 25 N., Rs. 66 and 67 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 31, approximately 1 mile to the 1/4 section corner of sections 31 and 32, T. 25 N., R. 66 W., Seward Meridian;

Thence southerly, between sections 31 and 32, approximately 1/2 mile to the standard corner of sections 31 and 32, T. 25 N., R. 66 W., Seward Meridian;

Thence easterly, on the Sixth Standard Parallel North, approximately 1 mile to the 1/4 corner of section 3, T. 24 N., R. 67 W., Seward Meridian;

Thence southerly, on the north and south centerline of sections 3, 10, 15 and 22, approximately 3 1/2 miles to the center 1/4 section corner of section 22 T. 24 N., R. 67 W., Seward Meridian;

Thence easterly, on the east and west centerline of sections 22 and 23, approximately 1 1/2 mile to the 1/4 section corner of sections 23 and 24, T. 24 N., R. 67 W., Seward Meridian;

Thence southerly, between sections 23 and 24, approximately 1/2 mile to the corner of sections 23, 24, 25 and 26, T. 24 N., R. 67 W., Seward Meridian;

Thence easterly, between sections 24 and 25, approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 24 N., Rs. 66 and 67 W., Seward Meridian;

Thence southerly, between Rs. 66 and 67 W., approximately 2 miles to the corner of Tps. 23 and 24 N., Rs. 66 and 67 W., Seward Meridian;

Thence westerly, between Tps. 23 nd 24 N., approximately 2 miles to the corner of sections 2, 3, 34 and 35, Tps. 23 and 24 N., R. 67 W., Seward Meridian;

Thence southerly, between sections 2 and 3, approximately 1/2 mile to the 1/4 section corner of sections 2 and 3, T. 23 N., R. 67 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 3, approximately 1 mile to the 1/4 section corner of setions 3 and 4, T. 23 N., R. 67 W., Seward Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, approximately 1 mile to the 1/4 section corner of sections 9 and 10, T. 23 N., R. 67 W., Seward Meridian;

Thence westerly, on the east and west centerlines of sections 9 and 8, aproximately 2 miles to the 1/4 section corner of sections 7 and 8, T. 23 N., R. 67 W., Seward Meridian;

Thence southerly, between sections 7 and 8, 17 and 18, approximately 1 mile to the 1/4 section corner of sections 17 and 18, T. 23 N., R. 67 W., Seward Meridian;

Thence westerly, on the east and west centerlines of sections 18, 13 and 14, approximately 2 1/2 miles to the center 1/4 section corner of section 14, T. 23 N., R. 68 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 14, approximately 1/2 mile to the 1/4 section corner of sections 14 and 23, T. 23 N., R. 68 W., Seward Meridian;

Thence westerly, between sections 14 and 23, 15 and 22, approximately 1 mile to the 1/4 section corner of sections 15 and 22, T. 23 N., R. 68 W., Seward Meridian;

Thence southerly, on the north and south centerlines of sections 22, 27 and 34, approximately 3 miles to the 1/4 section corner of sections 3 and 34, Tps. 22 and 23 N., R. 68 W., Seward Meridian;

Thence westerly, between Tps. 22 and 23 N., approximately 1 1/2 miles to the corner of sections 4, 5, 32 and 33, Tps. 22 and 23 N., R. 68 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, 16 and 17, 20 and 21, 28 and 29, 32 and 33, approximately 6 miles to the corner of sections 4, 5, 32 and 33, Tps. 21 and 22 N., R. 68 W., Seward Meridian;

Thence westerly, between Tps. 21 and 22 N., approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 21 and 22 N., R. 68 W., Seward Meridian;

Thence southerly, between sections 5 and 6, 7 and 8, approximately 2 miles to the corner of sections 7, 8, 17 and 18, T. 21 N., R. 68 W., Seward Meridian;

Thence westerly, between sections 7 and 18, approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 21 N., Rs. 68 and 69 W., Seward Meridian;

Thence southerly, between Rs. 68 and 69 W., approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 21 N., Rs. 68 and 69 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, approximately 5 miles to the corner of sections 17, 18, 19 and 20, T. 21 N., R. 69 W., Seward Meridian;

Thence northerly, between sections 17 and 18, approximately 1 mile to the corner of sections 7, 8, 17 and 18, T. 21 N., R. 69 W., Seward Meridian;

Thence westerly, between sections 7 and 18, 12 and 13, approximately 2 miles to the corner of sections 11, 12, 13 and 14, T. 21 N., R. 70 W., Seward Meridian;

Thence northerly, between sections 11 and 12, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 21 N., R. 70 W., Seward Meridian;

Thence westerly, between sections 2 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 21 N., R. 70 W., Seward Meridian;

Thence northerly, between sections 2 and 3, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 21 and 22 N., R. 70 W., Seward Meridian;

Thence westerly, between Tps. 21 and 22 N., approximately 2 3/4 miles to the meander corner of sections 5 and 32, at the line of mean high water on the right bank of Poltes Slough of the Yukon River, Tps. 21 and 22 N., R. 70 W., Seward Meridian;

Thence southeasterly and northeasterly, along the line of mean high water of the right banks of Poltes Slough, Wilson Creek Slough, Cross Slough, Thirtytwo Kazyga Slough, Circle Slough, Tuckers Slough, Summer Slough and the Yukon River, approximately 115 miles to the meander of sections 12 and 13, at the line of mean high water on the right bank of the Yukon River, T. 22 N., R. 59 W., Seward Meridian;

Thence easterly, between sections 12 and 13, 7 and 18, approximately 2 miles to the corner of sections 7, 8, 17 and 18, T. 22 N., R. 58 W., Seward Meridian;

Thence southerly, between sections 17 and 18, 19 and 20, 29 and 30, 31 and 32, approximately 4 miles to the corner of sections 5, 6, 31 and 32, Tps. 21 and 22 N., R. 58 W., Seward Meridian;

Thence easterly, between Tps. 21 and 22 N., approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 21 and 22 N., R. 58 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, 16 and 17, approximately 3 miles to the corner of sections 16, 17, 20 and 21, T. 21 N., R. 58 W., Seward Meridian;

Thence easterly, between sections 16 and 21, 15 and 22, approximately 2 miles to the corner of sections 14, 15, 22 and 23, T. 21 N., R. 58 W., Seward Meridian;

Thence southerly, between sections 22 and 23, 26 and 27, 34 and 35, approximately 3 miles to the standard corner of sections 34 and 35, T. 21 N., R. 58 W., Seward Meridian;

Thence westerly, on the Fifth Standard Parallel North, approximately 300 feet to the closing corner of T. 20 N., Rs. 58 and 59 W., Seward Meridian;

Thence southerly, between Rs. 58 and 59 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 20 N., Rs. 58 and 59 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, approximately 2 miles the corner of sections 14, 15, 22 and 23, T. 20 N., R. 59 W., Seward Meridian;

Thence southerly, between sections 22 and 23, 26 and 27, approximately 2 miles to the corner of sections 26, 27, 34 and 35, T. 20 N., R. 59 W., Seward Meridian;

Thence westerly, between sections 27 and 34, 28 and 33, 29 and 32, 30 and 31, approximately 4 miles to the corner of sections 25, 30, 31 and 36, T. 20 N., Rs. 59 and 60 W., Seward Meridian;

Thence northerly, between Rs. 59 and 60 W., approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 20 N., Rs. 59 and 60 W., Seward Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, approximately 2 miles to the corner of sections 22, 23, 26 and 27, T. 20 N., R. 60 W., Seward Meridian;

Thence southerly, between sections 26 and 27, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 20 N., R. 60 W., Seward Meridian;

Thence westerly, between sections 27 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 20 N., R. 60 W., Seward Meridian;

Thence southerly, between sections 33 and 34, 3 and 4, approximately 2 miles to the corner of sections 3, 4, 9 and 10, T. 19 N., R. 60 W., Seward Meridian;

Thence westerly, between sections 4 and 9, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 19 N., R. 60 W., Seward Meridian;

Thence southerly, between sections 8 and 9, 16 and 17, 20 and 21, 28 and 29, 32 and 33, 4 and 5, 8 and 9, 16 and 17, 20 and 21, 28 and 29, 32 and 33, 4 and 5, approximately 12 miles to the corner of sections 4, 5, 8 and 9, T. 17 N., R. 60 W., Seward Meridian;

Thence easterly, between sections 4 and 9, 3 and 10, 2 and 11, 1 and 12, 6 and 7, 5 and 8, 4 and 9, 3 and 10, 2 and 11, 1 and 12, approximately 10 miles to the corner of sections 1, 6, 7 and 12, T. 17 N., Rs. 58 and 59 W., Seward Meridian;

Thence northerly, between Rs. 58 and 59 W., approximately 1 mile to the corner of Tps. 17 and 18 N., Rs. 58 and 59 W., Seward Meridian;

Thence easterly, between Tps. 17 and 18 N., approximately 4 miles to the corner of sections 2, 3, 34 and 35, Tps. 17 and 18 N., R. 58 W., Seward Meridian;

Thence northerly, between sections 34 and 35, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 18 N., R. 58 W., Seward Meridian;

Thence easterly, between sections 26 and 35, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 18 N., R. 58 W., Seward Meridian;

Thence northerly, between sections 25 and 26, approximately 1/2 mile to the 1/4 section corner of sections 25 and 26, T. 18 N., R. 58 W., Seward Meridian;

Thence easterly, on the east and west centerlines of sections 25, 30, 29, 28 and 27, approximately 5 miles to the 1/4 section corner of sections 26 and 27, T. 18 N., R. 57 W., Seward Meridian;

Thence southerly, between sections 26 and 27, approximately 1/2 mile to the corner of sections 26, 27, 34 and 35, T. 18 N., R. 57 W., Seward Meridian;

Thence easterly, between sections 26 and 35, 25 and 36, approximately 2 miles to the corner of sections 25, 30, 31 and 36, T. 18 N., Rs. 56 and 57 W., Seward Meridian;

Thence southerly, between Rs. 56 and 57 W., approximately 3 miles to the corner of sections 7, 12, 13 and 18, T. 17 N., Rs. 56 and 57 W., Seward Meridian;

Thence easterly, between sections 7 and 18, 8 and 17, 9 and 16, approximately 3 miles to the corner of sections 9, 10, 15 and 16, T. 17 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 15 and 16, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 17 N., R. 56 W., Seward Meridian;

Thence easterly, between sections 15 and 22, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 17 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 22 and 23, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 17 N., R. 56 W., Seward Meridian;

Thence easterly, between sections 23 and 26, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 17 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 25 and 26, 35 and 36, approximately 2 miles to the standard corner of sections 35 and 36, T. 17 N., R. 56 W., Seward Meridian;

Thence easterly, on the Fourth Standard Parallel North, approximately 1/2 mile to the closing corner of sections 4 and 5, T. 16 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, approximately 2 miles to the corner of sections 8, 9, 16 and 17, T. 16 N., R. 56 W., Seward Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 16 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, 27 and 28, approximately 3 miles to the corner of sections 27, 28, 33 and 34, T. 16 N., R. 56 W., Seward Meridian;

Thence easterly, between sections 27 and 34, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 16 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 34 and 35, 2 and 3, 10 and 11, approximately 3 miles to the corner of sections 10, 11, 14, 15, T. 15 N., R. 56 W., Seward Meridian;

Thence easterly, between sections 11 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 15 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 13 and 14, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 15 N., R. 56 W., Seward Meridian;

Thence easterly between sections 13 and 24, approximately 1 mile to the corner of sections 13, 18, 19 and 14, T. 15 N., Rs. 55 and 56 W., Seward Meridian;

Thence southerly, between Rs. 55 and 56 W., approximately 2 miles to the corner of sections 25, 30, 31 and 36, T. 15 N., Rs. 55 and 56 W., Seward Meridian;

Thence easterly, between sections 30 and 31, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 15 N., R. 55 W., Seward Meridian;

Thence southerly, between sections 31 and 32, 5 and 6, approximately 2 miles to the corner of sections 5, 6, 7 and 8, T. 14 N., R. 55 W., Seward Meridian;

Thence easterly, between sections 5 and 8, 4 and 9, approximately 2 miles to the corner of sections 3, 4, 9 and 10, T. 14 N., R. 55 W., Seward Meridian;

Thence southerly, between sections 9 and 10, 15 and 16, 21 and 22, approximately 3 miles to the corner of sections 21, 22, 27 and 28, T. 14 N., R. 55 W., Seward Meridian;

Thence westerly, between sections 21 and 28, 20 and 29, approximately 2 miles to the corner of sections 19, 20, 29 and 30, T. 14 N., R. 55 W., Seward Meridian;

Thence northerly, between sections 19 and 20, 17 and 18, approximately 2 miles to the corner of sections 7, 8, 17 and 18, T. 14 N., R. 55 W., Seward Meridian;

Thence westerly, between sections 7 and 18, 12 and 13, 11 and 14, approximately 3 miles to the corner of sections 10, 11, 14 and 15, T. 14 N., R. 56 W., Seward Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, approximately 2 miles to the corner of sections 22, 23, 26 and 27, T. 14 N., R. 56 W., Seward Meridian;

Thence westerly, between sections 22 and 27, 21 and 28, approximately 2 miles to the corner of sections 20, 21, 28 and 29, T. 14 N., R. 56 W., Seward Meridian;

Thence northerly, between sections 20 and 21, approximately 1 mile to the corner of sections 16, 17, 20 and 21, T. 14 N., R. 56 W., Seward Meridian;

Thence westerly, between sections 17 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 14 N., R. 56 W., Seward Meridian;

Thence northerly, between sections 17 and 18, approximately 1 mile to the corner of sections 7, 8, 17 and 18, T. 14 N., R. 56 W., Seward Meridian;

Thence westerly, between sections 7 and 18, 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 15 miles to the corner of sections 10, 11, 14 and 15, T. 14 N., R. 59 W., Seward Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, approximately 2 miles to the corner of sections 22, 23, 26 and 27, T. 14 N., R. 59 W., Seward Meridian;

Thence westerly, between sections 22 and 27, 21 and 28, 20 and 29, 19 and 30, 24 and 25, 23 and 26, approximately 6 miles to the corner of sections 22, 23, 26 and 27, T. 14 N., R. 60 W., Seward Meridian;

Thence southerly, between sections 26 and 27, 34 and 35, 2 and 3, 10 and 11, approximately 4 miles to the corner of sections 10, 11, 14 and 15, T. 13 N., R. 60 W., Seward Meridian;

Thence easterly, between sections 11 and 14, 12 and 13, approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 13 N., Rs. 59 and 60 W., Seward Meridian;

Thence southerly, between Rs. 59 and 60 W., approximately 1/2 mile to the 1/4 section corner of sections 13 and 18, T. 13 N., Rs. 59 and 60 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 18, approximately 1/2 mile to the 1/4 section corner of section 18, T. 13 N., R. 59 W., Seward Meridian;

Thence southerly, on the north and south centerlines of sections 18, 19, 30 and 31, approximately 3 miles to the center 1/4 section corner of section 31, T. 13 N., R. 59 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 31, approximately 1/2 mile to the 1/4 section corner of sections 31 and 36, T. 13 N., Rs. 59 and 60 W., Seward Meridian;

Thence southerly, between Rs. 59 and 60 W., approximately 1/2 mile to the standard corner of T. 13 N., Rs. 59 and 60 W., Seward Meridian;

Thence westerly, on the Third Standard Parallel North, approximately 1 1/4 miles to the closing corner of sections 5 and 6, T. 12 N., R. 60 W., Seward Meridian;

Thence southerly, between sections 5 and 6, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 12 N., R. 60 W., Seward Meridian;

Thence westerly, between sections 6 and 7, 1 and 12, approximately 2 miles to the corner of sections 1, 2, 11 and 12, T. 12 N., R. 61 W., Seward Meridian;

*Thence southerly, between sections 11 and 12, 13 and 14, 23 and 24, approximately 2 1/2 miles to the 1/4 section corner of sections 23 and 24, T. 12 N., R. 61 W., Seward Meridian;

*Thence westerly, on the east and west centerline of section 23, approximately 1 mile to the 1/4 section corner of sections 22 and 23, T. 12 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 22 and 23, 26 and 27, approximately 1 1/2 miles to the corner of sections 26, 27, 34 and 35, T. 12 N., R. 61 W., Seward Meridian;

Thence westerly, between sections 27 and 34, approximately 1/2 mile to the 1/4 section corner of sections 27 and 34, T. 12 N., R. 61 W., Seward Meridian;

Thence southerly, on the north and south centerlines of sections 34 and 3, approximately 2 miles to the 1/4 section corner of sections 3 and 10, T. 11 N., R. 61 W., Seward Meridian;

Thence westerly, between sections 3 and 10, 4 and 9, approximately 1 1/2 miles to the corner of sections 4, 5, 8 and 9, T. 11 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 8 and 9, 16 and 17, 20 and 21, approximately 3 miles to the corner of sections 20, 21, 28 and 29, T. 11 N., R. 61 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 11 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 29 and 30, 31 and 32, approximately 2 miles to the corner of sections 5, 6, 31 and 32, Tps. 10 and 11 N., R. 61 W., Seward Meridian;

Thence easterly, between Tps. 10 and 11 N., approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 10 and 11 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, approximately 2 miles to the corner of sections 8, 9, 16 and 17, T. 10 N., R. 61 W., Seward Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 10 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, 27 and 28, approximately 3 miles to the corner of sections 27, 28, 33 and 34 T. 10 N., R. 61 W., Seward Meridian;

Thence easterly, between sections 27 and 34, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 10 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 34 and 35, 2 and 3, 10 and 11, 14 and 15, 22 and 23, 26 and 27, 34 and 35, approximately 7 miles to the standard corner of sections 34 and 35, T. 9 N., R. 61 W., Seward Meridian;

Thence easterly, on the Second Standard Parallel North, approximately 2 miles to the closing corner of sections 4 and 5, T. 8 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, approximately 2 miles to the corner of sections 8, 9, 16 and 17, T. 8 N., R. 61 W., Seward Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 8 N., R. 61 W., Seward Meridian;

Thence southerly, between sections 15 and 16, 21 and 22, 27 and 28, 33 and 34, 3 and 4, 9 and 10, 15 and 16, 21 and 22, 27 and 28, 33 and 34, approximately 10 miles to the corner of sections 3, 4, 33 and 34, Tps. 6 and 7 N., R. 61 W., Seward Meridian;

Thence easterly, between Tps. 6 and 7 N., approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 6 and 7 N., R. 61 W., Seward Meridian;

Thence northerly, between sections 35 and 36, 25 and 26, 23 and 24, approximately 3 miles to the corner of sections 13, 14, 23 and 24, T. 7 N., R. 61 W., Seward Meridian;

Thence easterly, between sections 13 and 24, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 7 N., Rs. 60 and 61 W., Seward Meridian;

Thence northerly, between Rs. 60 and 61 W., approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 7 N., Rs. 60 and 61 W., Seward Meridian;

Thence easterly, between sections 7 and 18, approximately 1/2 mile to the 1/4 section corner of sections 7 and 18, T. 7 N., R. 60 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 7, approximately 1/2 mile to the center 1/4 section corner of section 7, T. 7 N., R. 60 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 7, approximately 1/2 mile to the 1/4 section corner of sections 7 and 8, T. 7 N., R. 60 W., Seward Meridian;

Thence northerly, between sections 7 and 8, 5 and 6, approximately 1 1/2 miles to the corner of sections 5, 6, 31 and 32, Tps. 7 and 8 N., R. 60 W., Seward Meridian;

Thence easterly, between Tps. 7 and 8 N., approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 7 and 8 N., R. 60 W., Seward Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, 16 and 17, 20 and 21, 28 and 29, 32 and 33, 4 and 5, 8 and 9, approximately 8 miles to the corner of sections 8, 9, 16 and 17, T. 6 N., R. 60 W., Seward Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, 11 and 14, 12 and 13, approximately 4 miles to the corner of sections 7, 12, 13 and 18, T. 6 N., Rs. 59 and 60 W., Seward Meridian;

Thence southerly, between Rs. 59 and 60 W., approximately 10 miles to the standard corner of T. 5 N., Rs. 59 and 60 W., Seward Meridian;

Thence westerly, along the First Standard Parallel North, approximately 2 1/4 miles to the closing corner of T. 4 N., Rs. 60 and 61 W., Seward Meridian;

Thence southerly, between Rs. 60 and 61 W., approximately 24 miles to the standard corner of T. 1 N., Rs. 60 and 61 W., Seward Meridian;

Thence westerly, along the Seward Base Line, approximately 2 1/4 miles to the closing corner of T. 1 S., Rs. 61 and 62 W., Seward Meridian;

Thence southerly, between Rs. 61 and 62 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 61 and 62 W., Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 6 miles to the corner of sections 13, 18, 19 and 24, T. 1 S., Rs. 62 and 63 W., Seward Meridian;

Thence southerly, between Rs. 62 and 63 W., approximately 3 miles to the corner of Tps. 1 and 2 S., Rs. 62 and 63 W., Seward Meridian;

Thence westerly, between Tps. 1 and 2 S., approximately 15 miles to the corner of sections 3, 4, 33 and 34, Tps. 1 and 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, 15 and 16, 21 and 22, approximately 4 miles to the corner of sections 21, 22, 27 and 28, T. 2 S., R. 65 W., Seward Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 28 and 29, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 2 S., R. 65 W., Seward Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 2 S., R. 65 W., Seward Meridian;

Thence southerly, between sections 31 and 32, approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 2 and 3 S., R. 65 W., Seward Meridian;

Thence westerly, between Tps. 2 and 3 S., approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 2 and 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, between sections 2 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 10 and 11, approximately 1/2 mile to the 1/4 section corner of setions 10 and 11, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 10, approximately 1 mile to the 1/4 section corner of sections 9 and 10, T. 3 S., R. 66 W., Seward Meridian;

Thence southerly, between sections 9 and 10, approximately 1/2 mile to the corner of sections 9, 10, 15 and 16, T. 3 S., R. 66 W., Seward Meridian;

Thence westerly, between sections 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 5 miles to the corner of sections 10, 11, 14 and 15, T. 3 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, 26 and 27, approximately 3 miles to the corner of sections 26, 27, 34 and 35, T. 3 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 27 and 34, 28 and 33, approximately 2 miles to the corner of sections 28, 29, 32 and 33, T. 3 S., R. 67 W., Seward Meridian;

Thence southerly, betweeen sections 32 and 33, 4 and 5, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 4 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 5 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 4 S., R. 67 W., Seward Meridian;

Thence southerly, between sections 7 and 8, 17 and 18, approximately 2 miles to the corner of sections 17, 18, 19 and 20, T. 4 S., R. 67 W., Seward Meridian;

Thence westerly, between sections 18 and 19, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 4 S., Rs. 67 and 68 W., Seward Meridian;

Thence southerly, between Rs. 67 and 68 W., approximately 3 miles to the standard corner of T. 4 S., Rs. 67 and 68 W., Seward Meridian;

Thence westerly, along the First Standard Parallel South, approximately 3 miles to the standard corner of sections 33 and 34, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 28 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 28 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 4 S., R. 68 W., Seward Meridian;

Thence northerly, between sections 19 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 4 S., R. 68 W., Seward Meridian;

Thence westerly, between sections 18 and 19, 13 and 24, 14 and 23, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 4 S., R. 69 W., Seward Meridian;

Thence northerly, between sections 14 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 4 S., R. 69 W., Seward Meridian;

Thence westerly, between sections 10 and 15, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 4 S., R. 69 W., Seward Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 4 S., R. 69 W., Seward Meridian;

Thence westerly, between sections 4 and 9, 5 and 8, 6 and 7, approximately 3 miles to the corner of sections 1, 6, 7 and 12, T. 4 S., Rs. 69 and 70 W., Seward Meridian;

Thence southerly, between Rs. 69 and 70 W., approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 4 S., Rs. 69 and 70 W., Seward Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, approximately 5 miles to the corner of sections 7, 8, 17 and 18, T. 4 S., R. 70 W., Seward Meridian;

Thence northerly, between sections 7 and 8, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 4 S., R. 70 W., Seward Meridian;

Thence westerly, between sections 6 and 7, 1 and 12, 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, 1 and 12 and 2 and 11, 3 and 10, 4 and 9, 5 and 8, 6 and 7, approximately 13 miles to the corner of sections 1, 6, 7 and 12, T. 4 S., Rs. 72 and 73 W., Seward Meridian;

Thence southerly, between Rs. 72 and 73 W., approximately 2 miles to the corner of sections 13, 18, 19 and 24, T. 4 S., Rs. 72 and 73 W. Seward Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, 17 and 20, 18 and 19, 13 and 24, 14 and 23, 15 and 22, 16 and 21, approximately 9 1/2 miles to the meander corner of sections 16 and 21, T. 4 S., R. 74 W., Seward Meridian, the place of beginning.

Also included within the Yukon Delta National Wildlife Refuge are those islands in sections 3, 9 and 10, T. 24 N., R. 89 W., Seward Meridian.

UNITS OF THE WILDERNESS PRESERVATION SYSTEM WITHIN THE YUKON DELTA NATIONAL WILDLIFE REFUGE:

Section 702 (2):

"Andreafsky Wilderness of approximately one million three hundred thousand acres as generally depicted on a map entitled 'Yukon Delta National Wildlife Refuge' dated April 1980."

The Andreafsky Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the corner of sections 25, 30, 31 and 36, T. 25 S., RS. 17 and 18 W., Kateel River Meridian;

Thence easterly, between sections 30 and 31, 29 and 32, approximately 2 miles to the corner of sections 28, 29, 32 and 33, T. 25 S., R. 17 W., Kateel River Meridian;

Thence southerly, between sections 32 and 33, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 25 and 26 S., R. 17 W., Kateel River Meridian;

Thence easterly, between Tps. 25 and 26 S., approximately 11 miles to the corner of sections 5, 6, 31 and 32, Tps. 25 and 26 S., R. 15 W., Kateel River Meridian;

Thence southerly, between sections 5 and 6, 7 and 8, 17 and 18, 19 and 20, 29 and 30, 31 and 32, 5 and 6, approximately 7 miles to the corner of sections 5, 6, 7 and 8, T. 27 S., R. 15 W., Kateel River Meridian;

Thence easterly, between sections 5 and 8, approximately 1 mile to the corner of sections 4, 5, 8 and 9, T. 27 S., R. 15 W., Kateel River Meridian;

Thence southerly, between sections 8 and 9, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 27 S., R. 15 W., Kateel River Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 27 S., R. 15 W., Kateel River Meridian;

Thence southerly, between sections 14 and 15, 22 and 23, 26 and 27, 34 and 35, 2 and 3, 10 and 11, 14 and 15, 22 and 23, approximately 8 miles to the corner of sections 22, 23, 26 and 27, T. 28 S., R. 15 W., Kateel River Meridian;

Thence easterly, between sections 23 and 26, 24 and 25, 19 and 30, 20 and 29, approximately 4 miles to the corner of sections 20, 21, 28 and 29, T. 28 S., R. 14 W., Kateel River Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, approximately 2 miles to the corner of sections 8, 9, 16 and 17, T. 28 S., R. 14 W., Kateel River Meridian;

Thence easterly, between sections 9 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 28 S., R. 14 W., Kateel River Meridian;

Thence northerly, between sections 9 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 28 S., R. 14 W., Kateel River Meridian;

Thence easterly, between sections 3 and 10, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 28 S., R. 14 W., Kateel River Meridian;

Thence southerly, between sections 10 and 11, 14 and 15, approximately 2 miles to the corner of sections 14, 15, 22 and 23, T. 28 S., R. 14 W., Kateel River Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, 18 and 19, 17 and 20, approximately 3½ miles to the ¼ section corner of sections 17 and 20, T. 28 S., R. 13 W., Kateel River Meridian;

Thence southerly, along the north and south centerlines of sections 20, 29, 32 and 5, approximately 4 miles to the ¼ section corner of section 5 T. 29 S., R. 13 W., Kateel River Meridian;

Thence westerly, between the Seward and Kateel River Meridians, approximately 700 feet to the corner of sections 34 and 35, T. 34 N., R. 63 W., Seward Meridian;

Thence southerly, between sections 34 and 35, 2 and 3, 10 and 11, 14 and 15, approximately 4 miles to the corner of sections 14, 15, 22 and 23, T. 33 N., R. 63 W., Seward Meridian;

Thence westerly, between sections 15 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 33 N., R. 63 W., Seward Meridian;

Thence southerly, between sections 21 and 22, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 33 N., R. 63 W., Seward Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 33 N., R. 63 W., Seward Meridian;

Thence southerly, between sections 28 and 29, 32 and 33, approximately 2 miles to the standard corner of sections 32 and 33, T. 33 N., R. 63 W., Seward Meridian;

Thence westerly, on the Eighth Standard Parallel North, approximately 4½ miles to a point on the crest of a ridge between sections 2 and 34, Tps. 32 and 33 N., Rs. 64 and 65 W., Seward Meridian, approximate elevation 1,850 feet;

Thence on an approximate forward bearing of S. 25° W., approximately 3,500 feet to a summit of a hill near the center of section 2, T. 32 N., R. 65 W., Seward Meridian, approximate elevation 1,695 feet;

Thence on an approximate forward bearing of N. 80° W., approximately 6,000 feet to the confluence of an unnamed stream from the west and the Atchuelinguk River, near the center of section 3, T. 32 N., R. 65 W., Seward Meridian;

Thence on an approximate forward bearing of S. 53° W., approximately 7,600 feet to the summit of a hill in the northwesterly portion of section 9, T. 32 N., R. 65 W., Seward Meridian, approximate elevation 1,500 feet;

Thence on an approximate forward bearing of N. 16° W., approximately 3,400 feet to the summit of a hill in the southwesterly portion of section 4, T. 32 N., R. 65 W., Seward Meridian, approximate elevation 1,432 feet;

Thence southwesterly, along the crest of the divide between the East Fork Andreafsky River and the Atchuelinguk River, approximately 43 miles to a point between sections 11 and 14, T. 27 N., R. 70 W., Seward Meridian;

Thence easterly, between sections 11 and 14, approximately ½ mile to the corner of sections 11, 12, 13 and 14, T. 27 N., R. 70 W., Seward Meridian;

Thence southerly, between sections 13 and 14, 23 and 24, 25 and 26, 35 and 36, approximately 3 3/10 miles to the meander corner of sections 35 and 36, Tps. 27 N., R. 70 W., Seward Meridian with the line of mean high water of an unnamed lake;

Thence southwesterly, along the west bank of an unnamed lake, approximately 2½ miles to ¼ section corner of sections 10 and 11, T. 26 N., R. 70 W., Seward Meridian, at the line of mean high water;

Thence westerly, on the east and west centerline of section 10, approximately ½ mile to the center ¼ section corner of section 10, T. 26 N., R. 70 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 10, approximately ½ mile to the ¼ section corner of sections 10 and 15, T. 26 N., R. 70 W., Seward Meridian;

Thence westerly, between sections 10 and 15, approximately ½ mile to the corner of sections 9, 10, 15 and 16, T. 26 N., R. 70 W., Seward Meridian;

Thence southerly, between section 15 and 16, approximately ½ mile to the ¼ section corner of sections 15 and 16, T. 26 N., R. 70 W., Seward Meridian;

Thence westerly, on the east and west centerline of section 16, approximately ½ mile to the center ¼ section corner of section 16, T. 26 N., R. 70 W., Seward Meridian;

Thence southerly, on the north and south centerline of section 16, approximately ½ mile to the ¼ section corner of sections 16 and 21, T. 26 N., R. 70 W., Seward Meridian;

Thence westerly, between sections 16 and 21, approximately ½ mile to the corner of sections 16, 17, 20 and 21, T. 26 N., R. 70 W., Seward Meridian;

Thence southerly, between sections 20 and 21, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 26 N., R. 70 W., Seward Meridian;

Thence westerly, between sections 20 and 29, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 26 N., R. 70 W., Seward Meridian;

Thence southerly, between sections 29 and 30, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 26 N., R. 70 W., Seward Meridian;

Thence westerly, between sections 30 and 31, approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 26 N., Rs. 70 and 71 W., Seward Meridian;

Thence southerly, between Rs. 70 and 71 W., approximately 1 mile to the corner of Tps. 25 and 26 N., Rs. 70 and 71 W., Seward Meridian;

Thence westerly, between Tps. 25 and 26 N., approximately ½ mile to the ¼ section corner of sections 1 and 36, Tps. 25 and 26 N., R. 71 W., Seward Meridian;

Thence southerly, on the north and south centerline of sections 1, 12, 13 and 24, approximately 4 miles to the ¼ section corner of sections 24 and 25, T. 25 N., R. 71 W., Seward Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, approximately 1 mile to a point on the south bank of a stream near the ¼ section corner of sections 23 and 26, T. 25 N., R. 71 W., Seward Meridian;

Thence following along the south bank of said stream, approximately 3½ miles to the standard ¼ section corner of sections 4 and 33 Tps. 24 and 25 N., R. 71 W., Seward Meridian;

Thence westerly, on the Sixth Standard Parallel North, approximately 8½ miles to the standard corner of T. 25 N., Rs. 72 and 73 W., Seward Meridian;

Thence northerly, between Rs. 72 and 73 W., approximately 12 miles to the corner of Tps. 26 and 27 N., Rs. 72 and 73 W., Seward Meridian;

Thence westerly, between Tps. 26 and 27 N., approximately 6 miles to the corner of Tps. 26 and 27 N., Rs. 73 and 74 W., Seward Meridian;

Thence southerly, between Rs. 73 and 74 W., approximately 6 miles to the corner of Tps. 25 and 26 N., Rs. 73 and 74 W., Seward Meridian;

Thence westerly, between Tps. 25 and 26 N., approximately 24½ miles to the ¼ section corner of sections 1 and 36, Tps. 25 and 26 N., R. 78 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 36, approximately ½ mile to the center ¼ section corner of section 36, T. 26 N., R. 78 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 36, approximately ½ mile to the ¼ section corner of sections 31 and 36, T. 26 N., Rs. 77 and 78 W., Seward Meridian;

Thence northerly, between Rs. 77 and 78 W., approximately ½ mile to the corner of sections 25, 30, 31 and 36, T. 26 N., Rs. 77 and 78 W., Seward Meridian;

Thence easterly, between sections 30 and 31, approximately ½ mile to the ¼ section corner of sections 30 and 31, T. 26 N., R. 77 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 30, approximatley ½ mile to the center ¼ section corner of section 30, T. 26 N., R. 77 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 30, approximately ½ mile to the ¼ section corner of sections 29 and 30, T. 26 N., R. 77 W., Seward Meridian;

Thence northerly, between sections 29 and 30, 19 and 20, approximately 1 mile to the ¼ section corner of sections 19 and 20, T. 26 N., R. 77 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 20, approximately ½ mile to the center ¼ section corner of section 20, T. 26 N., R. 77 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 20, approximately ½ mile to the ¼ section corner of sections 17 and 20, T. 26 N., R. 77 W., Seward Meridian;

Thence easterly, between sections 17 and 20, approximately ½ mile to the corner of sections 16, 17, 20 and 21, T. 26 N., R. 77 W., Seward Meridian;

Thence northerly, between sections 16 and 17, approximately 3/4 mile to a special meander corner of sections 16 and 17, T. 26 N., R. 77 W., Seward Meridian, with the line of mean high water of an unnamed lake;

Thence northeasterly, along the easterly shore of an unnamed lake, approximately 2 miles to the special meander corner on the east and west centerline of section 3, T. 26 N., R. 77 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 3, approximately 3/4 mile to the ¼ section corner of sections 2 and 3, T. 26 N., R. 77 W., Seward Meridian;

Thence northerly, between sections 2 and 3, approximately ½ mile to the corner of sections 2, 3, 34 and 35, Tps. 26 and 27 N., R. 77 W., Seward Meridian;

Thence easterly, between Tps. 26 and 27 N., approximately ½ mile to the ¼ section corner of sections 2 and 35, Tps. 26 and 27 N., R. 77 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 35, approximately ½ mile to the center ¼ section corner of section 35, T. 27 N., R. 77 W., Seward Meridian;

Thence easterly, on the east and west centerlines of sections 35 and 36, approximately 1 mile to the center ¼ section corner of section 36, T. 27 N., R. 77 W., Seward Meridian;

Thence northerly on the north and south centerline ofsection 36, approximately ½ mile to the ¼ section corner of sections 25 and 36, T. 27 N., R. 77 W., Seward Meridian;

Thence easterly, between sections 25 and 36, 30 and 31, approximately 1 mile to the ¼ section corner of sections 30 and 31, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 30, approximately ½ mile to the ¼ section corner of section 30, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 30, approximately ½ mile to the ¼ section corner of sections 29 and 30, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, between sections 29 and 30, approximately ½ mile to the corner of section 19 and 20, 29 and 30, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, between sections 20 and 29, approximately ½ mile to the ¼ section corner of sections 20 and 29, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 20, approximately ½ mile to the center ¼ section corner of section 20, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 20, approximately ½ mile to the ¼ section corner of sections 20 and 21, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, between sections 20 and 21, approximately ½ mile to the corner of sections 16, 17, 20 and 21, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, between sections 16 and 21, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, between sections 15 and 16, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, between sections 10 and 15, approximately ½ mile to the ¼ section corner of section 10, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 10, approximately ½ mile to the center ¼ section corner of section 10, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 10, approximately ½ mile to the ¼ section corner of sections 10 and 11, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, between sections 10 and 11, approximately ½ mile to the corner of sections 2, 3, 10 and 11, T 27 N., R. 76 W., Seward Meridian;

Thence easterly, between sections 2 and 11, approximately ½ mile to the ¼ section corner of sections 2 and 11, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 2, approximately ½ mile to the center ¼ section corner of section 2, T. 27 N., R. 76 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 2, approximately ½ mile to the ¼ section corner of sections 1 and 2, T. 27 N., R. 76 W., Seward Meridian;

Thence northerly, between sections 1 and 2, approximately ½ mile to the corner of sections 1, 2, 35 and 36, Tps. 27 and 28 N., R. 76 W., Seward Meridian;

Thence easterly, between Tps. 27 and 28 N., approximately ½ mile to the ¼ section corner of sections 1 and 36, Tps. 27 and 28 N., R. 76 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 36, approximately ½ mile to the center ¼ section corner of section 36, T. 28 N., R. 76 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 36, approximately ½ mile to the ¼ section corner of sections 31 and 36, T. 28 N., Rs. 75 and 76 W., Seward Meridian;

Thence northerly, between Rs. 75 and 76 W., approximately ½ mile to the corner of sections 25, 30, 31 and 36, T. 28 N., Rs. 75 and 76 W., Seward Meridian;

Thence easterly, between sections 30 and 31, approximately ½ mile to the ¼ section corner of sections 30 and 31, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 30, approximately ½ mile to the center ¼ section corner of section 30, T. 28 N., R. 75 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 30, approximately ½ mile to the ¼ section corner of sections 29 and 30, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, between sections 29 and 30, approximately ½ mile to the corner of sections 19, 20, 29 and 30, T. 28 N., R. 75 W., Seward Meridian;

Thence easterly, between section 20 and 29, approximately ½ mile to the ¼ section corner of sections 20 and 29, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 20, approximately ½ mile to the center ¼ section corner of section 20, T. 28 N., R. 75 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 20, approximately ½ mile to the ¼ section corner of sections 20 and 21, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, between sections 20 and 21, approximately ½ mile to the corner of sections 16, 17, 20 and 21, T. 28 N., R. 75 W., Seward Meridian;

*Thence easterly, between sections 16 and 21, approximately ½ mile to the ¼ section corner of sections 16 and 21, T. 28 N., R. 75 W., Seward Meridian;

*Thence northerly, on the north and south centerline of section 16, approximately ½ mile to the center ¼ section corner of section 16, T. 28 N., R. 75 W., Seward Meridian;

*Thence easterly, on the east and west centerline of section 16, approximately ½ mile to the ¼ section corner of sections 15 and 16, T. 28 N., R. 75 W., Seward Meridian;

*Thence northerly, between sections 15 and 16, approximately ½ mile to the corner of sections 9, 10, 15 and 16, T. 28 N., R. 75 W., Seward Meridian;

*Thence easterly, between sections 10 and 15, approximately ½ mile to the ¼ section corner of sections 10 and 15, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 10, approximately ½ mile to the center ¼ section corner of section 10, T. 28 N., R. 75 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 10, approximately ½ mile to the ½ section corner of sections 10 and 11, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, between sections 10 and 11, approximately ½ mile to the corner of sections 2, 3, 10 and 11, T. 28 N., R. 75 W., Seward Meridian;

Thence easterly, between sections 2 and 11, approximately ½ mile to the ¼ section corner of sections 2 and 11, T. 28 N., R. 75 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 2, approximately 1 mile to the ¼ section corner of section 2, Tp. 28 N., R. 75 W., Seward Meridian;

Thence easterly, on the Seventh Standard Parallel North, approximately ½ mile to the corner of sections 34 and 35, T. 29 N., R. 74 W., Seward Meridian;

Thence northerly, between sections 34 and 35, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 29 N., R. 74 W., Seward Meridian;

Thence easterly, between sections 26 and 35, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 29 N., R. 74 W., Seward Meridian;

Thence northerly, between sections 25 and 26, approximately ½ mile to the ¼ section corner of sections 25 and 26, T. 29 N., R. 74 W., Seward Meridian;

*Thence easterly, on the east and west centerline of section 25, approximately ½ mile to the center ¼ section corner of section 25, T. 29 N., R. 74 W., Seward Meridian;

*Thence northerly, on the north and south centerline of section 25, approximately ½ mile to the ¼ section corner of sections 24 and 25, T. 29 N., R. 74 W., Seward Meridian;

*Thence easterly, between sections 24 and 25, approximately 1½ miles to the corner of sections 19, 24, 25 and 30, T. 29 N., Rs. 73 and 74 W., Seward Meridian;

*Thence northerly, between sections 19 and 24, approximately 1 mile to the corner of sections 13, 18, 19 and 24, T. 29 N., Rs. 73 and 74 W., Seward Meridian;

*Thence easterly, between sections 18 and 19, approximately ½ mile to the ¼ corner of sections 18 and 19, T. 29 N., R. 73 W., Seward Meridian;

*Thence northerly, on the north and south centerline of section 18, approximately ½ mile to the center ¼ section corner of section 18, T. 29 N., R. 73 W., Seward Meridian;

*Thence easterly, on the east and west centerline of section 18, approximately ½ mile to the ¼ section corner of sections 17 and 18, T. 29 N., R. 73 W., Seward Meridian;

*Thence northerly, between sections 17 and 18, 7 and 8, approximately 1 mile to the ¼ section corner of sections 7 and 8, T. 29 N., R. 73 W., Seward Meridian;

Thence easterly, on the east and west centerline of section 8, approximately ½ mile to the center ¼ section corner of section 8, T. 29 N., R. 73 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 8, approximately ½ mile to the ¼ section corner of sections 5 and 8, T. 29 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 5 and 8, approximately ½ mile to the corner of sections 4, 5, 8 and 9, T. 29 N., R. 73 W., Seward Meridian;

Thence northerly, between sections 4 and 5, approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 29 and 30 N., R. 73 W., Seward Meridian;

Thence easterly, between Tps. 29 and 30 N., approximately ½ mile to the ¼ section corner of sections 4 and 33, Tps. 29 and 30 N., R. 73 W., Seward Meridian;

Thence northerly, on the north and south ¼ centerline of section 33, approximately 1 mile to the ¼ secion corner of sections 28 and 33, T. 30 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 28 and 33, approximately 3/4 mile to the corner of sections 27, 28, 33 and 34, T. 30 N., R. 73 W., Seward Meridian;

Thence northerly, between sections 27 and 28, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 30 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 22 and 27, approximately ½ mile to the ¼ section corner of sections 22 and 27, T. 30 N., R. 73 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 22, approximately 1 mile to the ½ section corner of sections 15 and 22, T. 30 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 15 and 22, approximately ½ mile to the corner of sections 14, 15, 22 and 23, T. 30 N., R. 73 W., Seward Meridian;

Thence northerly, between sections 14 and 15, approximately 1 mile to to the corner of sections 10, 11, 14 and 15, T. 30 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 11 and 14, approximately ½ mile to the ¼ section corner of sections 11 and 14, T. 30 N., R. 73 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 11, approximately 1 mile to the ¼ section corner of sections 2 and 11, T. 30 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 2 and 11, approximately ½ mile to the corner of sections 1, 2, 11 and 12, T. 30 N., R. 73 W., Seward Meridian;

Thence northerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 30 and 31 N., R. 73 W., Seward Meridian;

Thence easterly, between Tps. 30 and 31 N., approximately ½ mile to the ¼ section corner of sections 1 and 36, Tps. 30 and 31 N., R. 73 W., Seward Meridian;

Thence northerly, on the north and south centerline of section 36, approximately 1 mile to the ¼ section corner of sections 25 and 36, T. 31 N., R. 73 W., Seward Meridian;

Thence easterly, between sections 25 and 36, approximately ½ mile to the corner of sections 25, 30, 31 and 36, T 31 N., Rs. 72 and 73 W., Seward Meridian;

Thence northerly, between Rs. 72 and 73 W., approximately 3 miles to the corner of sections 7, 12, 13 and 18, T. 31 N., Rs. 72 and 73 W., Seward Meridian;

Thence easterly, between sections 7 and 18, approximately 1 mile to the corner of sections 7, 8, 17 and 18, T. 31 N., R. 72 W., Seward Meridian;

Thence northerly, between sections 7 and 8, 5 and 6, approximately 2 miles to the corner of sections 5, 6, 31 and 32, Tps. 31 and 32 N., R. 72 W., Seward Meridian;

Thence easterly, between Tps. 31 and 32 N., approximately ½ mile to the ¼ section corner of sections 5 and 32, Tps. 31 and 32 N., R. 72 W., Seward Meridian;

Thence northerly, on the north and south centerlines of sections 32 and 29, approximately 2 miles to the ¼ section corner of sections 20 and 29, T. 32 N., R. 72 W., Seward Meridian;

Thence easterly, between sections 20 and 29, approximately ½ mile to the corner of sections 20, 21, 28 and 29, T. 32 N., R. 72 W., Seward Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, 8 and 9, approximately 2½ miles to the ¼ section corner of sections 8 and 9, T. 32 N., R. 72 W., Seward Meridian;

Thence easterly, on the east west centerline of section 9, T. 32 N., R. 72 W., Seward Meridian, to the center ¼ section of section 9;

Thence northerly, with the north south centerlines of section 9 and 4, approximately 1½ miles to the ¼ section corner on the Eighth Standard Parallel North, T. 32 N., R. 72 W., Seward Meridian;

Thence easterly, on the Eighth Standard Parallel North, approximately 1/10 mile to the ¼ section corner of section 32, Tps. 32 and 33 N., R. 71 W., Seward Meridian;

Thence northerly, on the north and south centerline of sections 32, 29, 20 and 17, approximately 4 miles to the ¼ section corner of sections 8 and 17, T. 33 N., R. 71 W., Seward Meridian;

Thence westerly, between sections 8 and 17, approximately ½ mile to the corner of sections 7, 8, 17 and 18, T. 33 N., R. 71 W., Seward Meridian;

Thence northerly, between sections 7 and 8, 5 and 6, 31 and 32, approximately 3 miles to the closing corner of sections 31 and 32, T. 34 N., R. 71 W., Seward Meridian;

Thence easterly, between the Seward and Kateel River Meridians, approximately 1 mile to the ¼ section corner of section 1 T. 29 S., R. 22 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 1 and 36, approximately 1½ miles to the center ¼ section corner of section 36, T. 28 S., R. 22 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 36, approximately ½ mile to the ¼ section corner of sections 31 and 36, T. 28 S., Rs. 21 and 22 W., Kateel River Meridian;

Thence northerly, between Rs. 21 and 22 W., approximately 1 mile to the ¼ section corner of sections 25 and 30, T. 28 S., Rs. 21 and 22 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 30, approximately ½ mile to the center ¼ section corner of section 30, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 30, approximately ½ mile to the ¼ section corner of sections 19 and 30, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, between sections 19 and 30, approximately ½ mile to the corner of sections 19, 20, 29 and 30, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, between sections 19 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, between sections 17 and 20, approximately ½ mile to the ¼ section corner of sections 17 and 20, T. 28 S., R. 21 W., Kateel Meridian;

Thence northerly, on the north and south centerline of section 17, approximately ½ mile to the center ¼ section corner of section 17, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 17, approximately ½ mile to the ¼ section corner of sections 16 and 17, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, between sections 16 and 17, approximately ½ mile to the corner of sections 8, 9, 16 and 17, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, between sections 9 and 16, approximately ½ mile to the ¼ section corner of sections 9 and 16, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 9, approximately ½ mile to the center ¼ section corner of section 9, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 9, approximately ½ mile to the ¼ section corner of sections 9 and 10, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, between sections 9 and 10, approximately ½ mile to the corner of sections 3, 4, 9 and 10, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, between sections 3 and 10, approximately ½ mile to the ¼ section corner of sections 3 and 10, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 3, approximately ½ mile to the ¼ section corner of section 3, T. 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 3, approximately ½ mile to the ¼ section corner of sections 2 and 3, T. 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, between sections 2 and 3, approximately ½ mile to the corner of sections 2, 3, 34 and 35, Tps. 27 and 28 S., R. 21 W., Kateel River Meridian;

Thence easterly, between Tps. 27 and 28 S., approximately ½ mile to the ¼ section corner of sections 2 and 35, Tps. 27 and 28 S., R. 21 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 35, approximately ½ mile to the ¼ center corner of section 35, T. 27 S., R. 21 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of sections 35 and 36, approximately 1 mile to the center ¼ section corner of section 36, T. 27 S., R. 21 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 36, approximately ½ mile to the ¼ section corner of sections 25 and 36, T. 27 S., R. 21 W., Kateel River Meridian;

Thence easterly, between sections 25 and 36, 30 and 31, 29 and 32, 28 and 33, approximately 3½ miles to the corner of sections 27, 28, 33 and 34, T. 27 S., R. 20 W., Kateel River Meridian;

Thence northerly, between sections 27 and 28, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 27 S., R. 20 W., Kateel River Meridian;

Thence easterly, between sections 22 and 27, 23 and 26, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 27 S., R. 20 W., Kateel River Meridian;

Thence northerly, between sections 23 and 24, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 27 S., R. 20 W., Kateel River Meridian;

Thence easterly, between sections 13 and 24, 18 and 19, 17 and 20, 16 and 21, approximately 3½ miles to the ¼ section corner of sections 16 and 21, T. 27 S., R. 19 W., Kateel River Meridian;

Thence northerly, on the north and south centerline of section 16, approximately ½ mile to the center ¼ section corner of section 16, T. 27 S., R. 19 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of sections 16 and 15, approximately 1½ miles to the ¼ section corner of sections 14 and 15, T. 27 S., R. 19 W., Kateel River Meridian;

Thence northerly, between sections 14 and 15, approximately ½ mile to the corner of sections 10, 11, 14 and 15, T. 27 S., R. 19 W., Kateel River Meridian;

Thence easterly, between sections 11 and 14, 12 and 13, approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 27 S., Rs. 18 and 19 W., Kateel River Meridian;

Thence northerly, between Rs. 18 and 19 W., approximately ½ mile to the ¼ section corner of sections 7 and 12, T. 27 S., R. 18 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of sections 7 and 8, approximately 2 miles to the ¼ section corner of sections 8 and 9, T. 27 S., R. 18 W., Kateel River Meridian;

Thence northerly, between sections 8 and 9, approximately ½ mile to the corner of sections 4, 5, 8 and 9, T. 27 S., R. 18 W., Kateel River Meridian;

Thence easterly, between sections 4 and 9, 3 and 10, approximately 2 miles to the corner of sections 2, 3, 10 and 11, T. 27 S., R. 18 W., Kateel River Meridian;

Thence northerly, between sections 2 and 3, approximately ½ mile to the ¼ section corner of sections 2 and 3, T. 27 S., R. 18 W., Kateel River Meridian;

Thence easterly, on the east and west centerline of section 2, approximately 1 mile to the ¼ section corner of sections 1 and 2, T. 27 S., R. 18 W., Kateel River Meridian;

Thence northerly, between sections 1 and 2, approximately ½ mile to the corners of sections 1, 2, 35 and 36, Tps. 26 and 27 S., R. 18 W., Kateel River Meridian;

Thence easterly, between Tps. 26 and 27 S., approximately 1 mile to the corner of Tps. 26 and 27 S., Rs. 17 and 18 W., Kateel River Meridian;

Thence northerly, between Rs. 17 and 18 S., approximately 7 miles to the corner of sections 25, 30, 31 and 36, T. 25 S., Rs. 17 and 18 W., Kateel River Meridian, the place of beginning.

Section 702 (9):

> "Nunivak Wilderness of approximately six hundred thousand acres as generally depicted on a map entitled 'Yukon Delta National Wildlife Refuge', dated July 1980."

The Nunivak Wilderness consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the meander corner of sections 6 and 31, Tps. 1 and 2 S., R. 95 W., Seward Meridian;

Thence westerly, between Tps. 1 and 2 S., approximately 24 1/4 miles to the corner of Tps. 1 and 2 S., Rs. 99 and 100 W., Seward Meridian;

Thence northerly, between Rs. 99 and 100 W., approximately 1,500 feet to a point due East of the summit of a low hill, between sections 31 and 36, T. 1 S., Rs. 99 and 100 W., Seward Meridian;

Thence due West, approximately 950 feet to the summit of a hill in the southeasterly portion of section 36, T. 1 S., R. 100 W., Seward Meridian, approximate elevation 1,185 feet;

Thence on an approximate forward bearing of N. 62° W., approximately 23,900 feet to the summit of a hill in the southeasterly portion of section 20, T. 1 S., R. 100 W., Seward Meridian, approximate elevation 960 feet;

Thence on an approximate forward bearing of N. 84° W., approximately 9,600 feet to the summit of a hill in the northeasterly portion of section 24, T. 1 S., R. 101 W., Seward Meridian, approximate elevation 755 feet;

Thence on an approximate forward bearing of N. 73° W., approximately 18,200 feet to the summit of a hill in the northeasterly portion of section 16, T. 1 S., R 101 W., Seward Meridian, approximate elevation 615 feet;

Thence on an approximate forward bearing of N. 50° W., approximately 9,200 feet to the summit of a low hill, in sections 5 and 8, T. 1 S., R. 101 W., Seward Meridian, approximate elevation 465 feet;

Thence approximately due West, approximately 3,200 feet to the corner of sections 5, 6, 7 and 8, T. 1 S., R. 101 W., Seward Meridian;

Thence northerly, between sections 5 and 6, approximately 1 mile to the closing corner of sections 5 and 6, approximately 1 mile to the closing corner of sections 5 and 6, T. 1 S., R. 101 W., Seward Meridian;

Thence westerly, on the Seward Base Line, approximately 7 1/2 miles to a point due South of the summit of a low hill in the southerly portion of section 36, T. 1 N., R. 102 W., Seward Meridian;

Thence due North, approximately 1,000 feet to the summit of a hill in the southerly portion of section 36, T. 1 N., R. 102 W., Seward Meridian, approximate elevation 540 feet;

Thence on an approximate forward bearing of N. 76° W., approximately 31,300 feet to the summit of a hill in the northwesterly portion of section 19, T. 1 N., R. 102 W., Seward Meridian, approximate elevation 490 feet;

Thence on an approximate forward bearing of S. 70° W., approximately 13,300 feet to the summit of Seemalik Butte in the northeasterly portion of section 27, T. 1 N., R. 103 W., Seward Meridian, approximate elevation 866 feet;

Thence on an approximate forward bearing of S. 80° W., approximately 10,400 feet to the summit of a hill in the southeasterly portion of section 29, T. 1 N., R. 103 W., Seward Meridian, approximate elevation 460 feet;

Thence on an approximate forward bearing of S. 83° W., approximately 18,600 feet to the summit of a hill in the northerly portion of section 35, T. 1 N., R. 104 W., Seward Meridian, approximate elevation 505 feet;

Thence on an approximate forward bearing of S. 47° W., approximately 4,700 feet to the summit a hill in the southeasterly portion of section 34, T. 1 N., R. 104 W., Seward Meridian, approximate elevation 515 feet;

Thence on an approximate forward bearing of N. 31° W., approximately 30,100 feet to a point on the right bank of an unnamed river at the line of mean high tide of the Bering Sea, in the southeasterly portion of setion 6, T. 1 N., R. 104 W., Seward Meridian;

Thence northeasterly, along the line of mean high tide of the Bering Sea, approximately 1,000 feet to the meander corner of sections 5 and 6, T. 1 N., R. 104 W., Seward Meridian;

Thence due North, to a point in the Bering Sea, 7,437.5 feet from the line of mean high tide of the shore of Nunivak Island;

Thence westerly, southeasterly, northeasterly, and northwesterly, along a line 7,437.5 feet from the line of mean high tide of Nunivak Island, including all submerged lands within the described line, to a point 7,437.5 feet due East of the meander corner of sections 6 and 31, Tps. 1 and 2 S., R. 95 W., Seward Meridian;

Thence due West, 7,437.5 feet to the meander corner of sections 6 and 31, Tps. 1 and 2 S., R. 95 W., Seward Meridian, the place of beginning.

UNITS OF THE NATIONAL WILD AND SCENIC RIVERS SYSTEM WITHIN THE YUKON DELTA NATIONAL WILDLIFE REFUGE:

Designated Wild River:

Section 602:

"Andreafsky, Alaska--That portion from its source, including all headwaters, and the East Fork, within the boundary of the Yukon Delta National Wildlife Refuge; to be administered by the Secretary of the Interior."

NOTE: The boundaries of the designated wild river corridors will be determined during the comprehensive conservation of planning process for the Yukon Delta National Wildlife Refuge and will be published upon completion of that plan (due by December 1985).

Designated Study River:

Section 604 (a):

Kisaralik, Alaska--The corridor withdrawn during the course of the study and consideration by Congress consists of those public lands which constitute the bed or bank, or are within an area extending two miles from the bank of the river channel on both sides of that portion of the Kisaralik River from its entrance into the Yukon Delta National Wildlife Refuge in T. 3 N., R. 61 W., Seward Meridian, to its confluence with the Kuskokwim River.

*Department of the Interior 1:250,000 scale map issued in 1980, incorrectly depicts this portion of the description.

The following USGS quadrangle maps were used to prepare the legal description for the Yukon Delta National Wildlife Refuge:

mr - minor revision
* - Quad depicts Wilderness boundary

Scale of Map	Name and Date
1:63,360	Goodnews (D-4), (D-5), (D-6), (D-7), (D-8) 1954.
1:63,360	Kuskokwim Bay (D-1) 1954; (D-2) 1953; (D-3), (D-4), (D-5), (D-6) 1954.
1:250,000	Baird Inlet 1954 mr 1977.
1:63,360	Baird Inlet (A-6), (A-7), (B-8), (C-8) 1954.
1:250,000*	Cape Mendenhall 1952 mr 1972.
1:63,360*	Cape Mendenhall (D-2), (D-3) 1952 mr 1973; (D-4), (D-5) 1952 mr 1975; (D-6) 1952 mr 1973.
1:250,000*	Nunivak Island 1954 mr 1974.
1:63,360*	Nunivak Island (A-2), (A-3), (A-4) 1952; (A-5) 1952 mr 1973; (A-6) 1952; (A-7) 1952 mr 1973; (B-1), (C-1), (D-1) 1954.
1:63,360	Hooper Bay (A-1) 1954; (A-2) 1952 mr 1972; (B-2) 1953; (B-3) 1952 mr 1972; (C-4) 1952 mr 1966; (D-2) 1952; (D-3) 1953.
1:63,360	Black (A-2) 1952 mr 1973; (B-1) 1952; (C-1) 1952 mr 1972.
1:63,360*	Saint Michael (A-1) 1952 mr 1963; (A-2), (A-3) 1952 mr 1973; (A-4), (A-5), (A-6), (B-1), (B-2) 1952.
1:63,360*	Unalaklett (A-5), (A-6), (B-6) 1952 mr 1966.
1:63,360*	Holy Cross (A-2), (A-3) 1952 mr 1973; (A-4) 1952 mr 1966; (A-5), (A-6) 1952 mr 1975; (B-6) 1952 mr 1967; (C-5) 1952 mr 1972; (C-6) 1952 mr 1966; (D-5) 1952 mr 1972; (D-6) 1952.
1:63,360	Marshall (D-1) 1952.
1:63,360	Russian Mission (A-3) 1954; (A-4) 1954 mr 1973; (B-1), (B-2), (B-3), (C--1) 1952; (C-2) 1952 mr 1970; (C-3) 1952 mr 1972; (C-4) 1954 mr 1972; (C-7), (C-8), (D-3), (D-4), (D-5), (D-6), (D-7), (D-8) 1952.
1:63,360*	Kwiguk (A-1) 1952; (A-2) 1952 mr 1972; (B-1) 1952; (B-2) 1952 mr 1972; (B-3) 1952 mr 1975; (B-4) 1952; (C-1) 1952 mr 1973; (C-2) 1952 mr 1966; (C-3) 1952 mr 1973; (C-6) 1952; (D-2) 1952 mr 1965; (D-6) 1952.
1:63,360	Bethel (A-3) 1979; (A-4) 1954; (B-2) 1979; (B-3) 1954; (C-2) 1979; (C-3) 1954; (D-3) 1954 mr 1971; (D-4) 1954.

YUKON DELTA NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487

LEGEND

REFUGE

WILDERNESS

WILD & SCENIC RIVERS

STUDY RIVER

0 64 MILES

YUKON FLATS NATIONAL WILDLIFE REFUGE

Section 302 (9):

> "The Yukon Flats National Wildlife Refuge shall consist of approximately eight million six hundred and thirty thousand acres of public lands as generally depicted on the map entitled 'Yukon Flats National Wildlife Refuge', dated July 1980."

The Yukon Flats National Wildlife Refuge consists of the public lands, as defined by the ANILCA, within the following boundary:

Beginning at the corner of sections 7, 12, 13 and 18, T. 24 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, 10 and 15, 9 and 16, 8 and 17, approximately 5 miles to the corner of sections 7, 8, 17 and 18, T. 24 N., R. 26 E., Fairbanks Meridian;

Thence southerly, between sections 17 and 18, 19 and 20, 29 and 30, 31 and 32, approximately 4 miles to the corner of sections 5, 6, 31 and 32, Tps. 23 and 24 N., R. 26 E., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 1 mile to the corner of Tps. 23 and 24 N., Rs. 25 and 26 E., Fairbanks Meridian;

Thence southerly, between Rs. 25 and 26 E., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 23 N., Rs. 25 and 26 E., Fairbanks Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, 16 and 21, approximately 4 miles to the corner of sections 16, 17, 20 and 21, T. 23 N., R. 25 E., Fairbanks Meridian;

Thence southerly, between sections 20 and 21, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 23 N., R. 25 E., Fairbanks Meridian;

Thence westerly, between sections 20 and 29, 19 and 30, approximately 2 miles to the corner of sections 19, 24, 25 and 30, T. 23 N., Rs. 24 and 25 E., Fairbanks Meridian;

Thence southerly, between Rs. 24 and 25 E., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 23 N., Rs. 24 and 25 E., Fairbanks Meridian;

Thence westerly, between sections 25 and 36, 26 and 35, 27 and 34, 28 and 33, 29 and 32, approximately 5 miles to the corner of sections 29, 30, 31 and 32, T. 23 N., R. 24 E., Fairbanks Meridian;

Thence northerly, between sections 29 and 30, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 23 N., R. 24 E., Fairbanks Meridian;

Thence westerly, between sections 19 and 30, 24 and 25, 23 and 26, approximately 3 miles to the corner of sections 22, 23, 26 and 27, T. 23 N., R. 23 E., Fairbanks Meridian;

Thence northerly, between sections 22 and 23, 14 and 15, 10 and 11, 2 and 3, approximately 4 miles to the corner of sections 2, 3, 34 and 35, Tps. 23 and 24 N., R. 23 E., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 6 miles to the corner of sections 2, 3, 34 and 35, Tps. 23 and 24 N., R. 22 E., Fairbanks Meridian;

Thence southerly, between sections 2 and 3, 10 and 11, 14 and 15, approximately 3 miles to the corner of sections 14, 15, 22 and 23, T. 23 N., R. 22 E., Fairbanks Meridian;

Thence westerly, between sections 15 and 22, 16 and 21, 17 and 20, 18 and 19, approximately 4 miles to the corner of sections 13, 18, 19 and 24, T. 23 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence northerly, between Rs. 21 and 22 E., approximately 3 miles to the corner of Tps. 23 and 24 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence westerly, between Tps. 23 and 24 N., approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 23 and 24 N., R. 21 E., Fairbanks Meridian;

Thence northerly, between sections 35 and 36, 25 and 26, 23 and 24, approximately 3 miles to the corner of sections 13, 14, 23 and 24, T. 24 N., R. 21 E., Fairbanks Meridian;

Thence easterly, between sections 13 and 24, 18 and 19, 17 and 20, approximately 3 miles to the corner of sections 16, 17, 20 and 21, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 16 and 17, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 10 and 11, 2 and 3, approximately 2 miles to the closing corner of sections 2 and 3, T. 24 N., R. 22 E., Fairbanks Meridian;

Thence easterly, along the Sixth Standard Parallel North, approximately 3/4 mile to the standard corner of sections 33 and 34, T. 25 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, approximately 8 miles to the corner of sections 21, 22, 27 and 28, T. 26 N., R. 22 E., Fairbanks Meridian;

Thence westerly, between sections 21 and 28, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 26 N., R. 22 E., Fairbanks Meridian;

Thence northerly, between sections 20 and 21, 16 and 17, 8 and 9, 4 and 5, approximately 4 miles to the corner of sections 4, 5, 32 and 33, Tps. 26 and 27 N., R. 22 E., Fairbanks Meridian;

Thence westerly, between Tps. 26 and 27 N., approximately 2 miles to the corner of Tps. 26 and 27 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence northerly, between Rs. 21 and 22 E., approximately 6 miles to the corner of Tps. 27 and 28 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence westerly, between Tps. 27 and 28 N., approximately 6 miles to the corner of Tps. 27 and 28 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence northerly, between Rs. 20 and 21 E., approximately 6 miles to the closing corner of T. 28 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence westerly, along the Seventh Standard Parallel North, approximately 4 1/2 miles to the standard corner of T. 29 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence northerly, between Rs. 19 and 20 E., approximately 12 miles to the corner of Tps. 30 and 31 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence westerly, between Tps. 30 and 31 N., approximately 27 miles to the corner of sections 3, 4, 33 and 34, Tps. 30 and 31 N., R. 15 E., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 30 N., R. 15 E., Fairbanks Meridian;

Thence westerly, between sections 9 and 16, 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 5 miles to the corner of sections 10, 11, 14 and 15, T. 30 N., R. 14 E., Fairbanks Meridian;

Thence southerly, between sections 14 and 15, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 30 N., R. 14 E., Fairpanks Meridian;

Thence westerly, between sections 15 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 30 N., R. 14 E., Fairbanks Meridian;

Thence southerly, between sections 21 and 22, approximately 1 mile to the corner of sections 21, 22, 27 and 28, T. 30 N., R. 14 E., Fairbanks Meridian;

Thence westerly, between sections 21 and 28, 20 and 29, 19 and 30, approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 30 N., Rs. 13 and 14 E., Fairbanks Meridian;

Thence northerly, between Rs. 13 and 14 E., approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 30 N., Rs. 13 and 14 E., Fairbanks Meridian;

Thence westerly, between sections 12 and 13, 11 and 14, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 30 N., R. 13 E., Fairbanks Meridian;

Thence northerly, between sections 10 and 11, approximately 1 mile to the corner of sections 2, 3, 10 and 11, T. 30 N., R. 13 E., Fairbanks Meridian;

Thence westerly, between sections 3 and 10, 4 and 9, 5 and 8, 6 and 7, approximately 4 miles to the corner of sections 1, 6, 7 and 12, T. 30 N., Rs. 12 and 13 E., Fairbanks Meridian;

Thence southerly, between Rs. 12 and 13 E., approximately 3 miles to the corner of sections 19, 24, 25 and 30, T. 30 N., Rs. 12 and 13 E., Fairbanks Meridian;

Thence westerly, between sections 24 and 25, 23 and 26, 22 and 27, 21 and 28, approximately 4 miles to the corner of sections 20, 21, 28 and 29, T. 30 N., R. 12 E., Fairbanks Meridian;

Thence southerly, between sections 28 and 29, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 30 N., R. 12 E., Fairbanks Meridian;

Thence westerly, between sections 29 and 32, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 30 N., R. 12 E., Fairbanks Meridian;

Thence southerly, between sections 31 and 32, approximately 1 mile to the corner of sections 5, 6, 31 and 32, Tps. 29 and 30 N., R. 12 E., Fairbanks Meridian;

Thence westerly, between Tps. 29 and 30 N., approximately 1 1/4 miles to a point on the easterly boundary of the Venetie Indian Reservation as surveyed and platted in U.S. Survey No. 5220, Alaska, dated April 26, 1978, between sections 1 and 36, Tps. 29 and 30 N., R. 11 E., Fairbanks Meridian;

Thence southwesterly, westerly and northwesterly, along said boundary of the Venetie Indian Reservation approximately 150 miles to a point between sections 7 and 12, T. 26 N., Rs. 2 and 3 E., Fairbanks Meridian;

Thence southerly, between Rs. 2 and 3 E., approximately 3/4 mile to the corner of sections 7, 12, 13 and 18, T. 26 N., Rs. 2 and 3 E., Fairbanks Meridian;

Thence westerly, between sections 12 and 13, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 26 N., R. 2 E., Fairbanks Meridian;

Thence southerly, between sections 13 and 14, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 26 N., R. 2 E., Fairbanks Meridian;

Thence westerly, between sections 14 and 23, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 26 N., R. 2 E., Fairbanks Meridian;

Thence southerly, between sections 22 and 23, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 26 N., R. 2 E., Fairbanks Meridian;

Thence westerly, between sections 22 and 27, 21 and 28, 20 and 29, approximately 3 miles to the corner of sections 19, 20, 29 and 30, T. 26 N., R. 2 E., Fairbanks Meridian;

Thence southerly, between sections 29 and 30, approximately 1 mile to the corner of sections 29, 30, 31 and 32, T. 26 N., R. 2 E., Fairbanks Meridian;

Thence westerly, between sections 30 and 31, 25 and 36, approximately 2 miles to the corner of sections 25, 26, 35 and 36, T. 26 N., R. 1 E., Fairbanks Meridian;

Thence northerly, between sections 25 and 26, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 26 N., R. 1 E., Fairbanks Meridian;

Thence westerly, between sections 23 and 26, 22 and 27, 21 and 28, 20 and 29, 19 and 30, 24 and 25, 23 and 26, approximately 7 miles to the corner of sections 22, 23, 26 and 27, T. 26 N., R. 1 W., Fairbanks Meridian;

Thence southerly, between sections 26 and 27, approximately 1 mile to the corner of sections 26, 27, 34 and 35, T. 26 N., R. 1 W., Fairbanks Meridian;

Thence westerly, between sections 27 and 34, 28 and 33, 29 and 32, 30 and 31, 25 and 36, 26 and 35, 27 and 34, 28 and 33, approximately 8 miles to the corner of sections 28, 29, 32 and 33, T. 26 N., R. 2 W., Fairbanks Meridian;

Thence northerly, between sections 28 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 26 N., R. 2 W., Fairbanks Meridian;

Thence westerly, between sections 20 and 29, 19 and 30, 24 and 25, 23 and 26, 22 and 27, 21 and 28, 20 and 29, 19 and 30, 24 and 25, approximately 9 miles to the corner of sections 23, 24, 25 and 26, T. 26 N., R. 4 W., Fairbanks Meridian;

Thence southerly, between sections 25 and 26, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 26 N., R. 4 W., Fairbanks Meridian;

Thence westerly, between sections 26 and 35, 27 and 34, 28 and 33, 29 and 32, approximately 4 miles to the corner of sections 29, 30, 31 and 32, T. 26 N., R. 4 W., Fairbanks Meridian;

Thence northerly, between sections 29 and 30, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 26 N., R. 4 W., Fairbanks Meridian;

Thence westerly, between sections 19 and 30, 24 and 25, 23 and 26, approximately 2 1/2 miles to the 1/4 section corner of sections 23 and 26, T. 26 N., R. 5 W., Fairbanks Meridian;

Thence northerly, along the north and south centerline of section 23, approximately 1/2 mile to the center 1/4 section corner of section 23, T. 26 N., R. 5 W., Fairbanks Meridian;

Thence westerly, along the east and west centerline of section 23, approximately 1/2 mile to the 1/4 section corner of sections 22 and 23, T. 26 N., R. 5 W., Fairbanks Meridian;

Thence northerly, between sections 22 and 23, approximately 1/2 mile to the corner of sections 14, 15, 22 and 23, T. 26 N., R. 5 W., Fairbanks Meridian;

Thence westerly, between sections 15 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 26 N., R. 5 W., Fairbanks Meridian;

Thence southerly, between sections 21 and 22, 27 and 28, 33 and 34, approximately 3 miles to the corner of sections 3, 4, 33 and 34, Tps. 25 and 26 N., R. 5 W., Fairbanks Meridian;

Thence westerly, between Tps. 25 and 26 N., approximately 1 mile to the corner of sections 4, 5, 32 and 33, Tps. 25 and 26 N., R. 5 W., Fairbanks Meridian;

Thence southerly, between sections 4 and 5, 8 and 9, 16 and 17, approximately 2 1/2 miles to the 1/4 section corner of sections 16 and 17, T. 25 N., R. 5 W., Fairbanks Meridian;

Thence westerly, along the east and west centerlines of sections 17, 18, 13 and 14, approximately 3 1/2 miles to the center 1/4 section corner of section 14, T. 25 N., R. 6 W., Fairbanks Meridian;

Thence southerly, along the north and south centerlines of sections 14, 23 and 26, approximately 2 miles to the center 1/4 section corner of section 26, T. 25 N., R. 6 W., Fairbanks Meridian;

Thence westerly, along the east and west centerlines of sections 26, 27 and 28, approximately 2 1/2 miles to the 1/4 section corner of sections 28 and 29, T. 25 N., R. 6 W., Fairbanks Meridian;

Thence southerly, between sections 28 and 29, approximately 1/2 mile to the corner of sections 28, 29, 32 and 33, T. 25 N., R. 6 W., Fairbanks Meridian;

Thence westerly, between sections 29 and 32, 30 and 31, approximately 2 miles to the corner of sections 25, 30, 31 and 36, T. 25 N., Rs. 6 and 7 W., Fairbanks Meridian;

Thence southerly, between Rs. 6 and 7 W., approximately 1 mile to the standard corner of T. 25 N., Rs. 6 and 7 W., Fairbanks Meridian;

Thence westerly, along the Sixth Standard Parallel North, approximately 1/2 mile to the closing corner of sections 1 and 2, T. 24 N., R. 7 W., Fairbanks Meridian;

Thence southerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 24 N., R. 7 W., Fairbanks Meridian;

Thence westerly, between sections 2 and 11, 3 and 10, 4 and 9, approximately 3 miles to the corner of sections 4, 5, 8, and 9, T. 24 N., R. 7 W. Fairbanks Meridian;

Thence southerly, between sections 8 and 9, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 24 N., R. 7 W., Fairbanks Meridian;

Thence westerly, between sections 8 and 17, 7 and 18, 12 and 13, 11 and 14, approximately 3 1/2 miles to the 1/4 section corner of sections 11 and 14, T. 24 N., R. 8 W., Fairbanks Meridian;

Thence northerly, along the north and south centerlines of sections 11 and 2, approximately 2 miles to the center 1/4 section corner of section 2, T. 24 N., R. 8 W., Fairbanks Meridian;

Thence westerly, along the Sixth Standard Parallel North, approximately 2 miles to the standard corner of sections 33 and 34, T. 25 N., R. 8 W., Fairbanks Meridian;

Thence northerly, between sections 33 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 25 N., R. 8 W., Fairbanks Meridian;

Thence westerly, between sections 28 and 33, approximately 1/2 mile to the 1/4 section corner of sections 28 and 33, T. 25 N., R. 8 W., Fairbanks Meridian;

Thence northerly, along the north and south centerline of section 28, approximately 1 mile to the 1/4 section corner of sections 21 and 28, T. 25 N., R. 8 W., Fairbanks Meridian;

Thence westerly, between sections 21 and 28, 20 and 29, 19 and 30, approximately 2 miles to the 1/4 section corner of sections 19 and 30, T. 25 N., R. 8 W., Fairbanks Meridian;

Thence southerly, along the north and south centerline of section 30, approximately 1 mile to the 1/4 section corner of sections 30 and 31, T. 25 N., R. 8 W., Fairbanks Meridian;

Thence westerly, between sections 30 and 31, 25 and 36, approximately 1 mile to the 1/4 section corner of sections 25 and 36, T. 25 N., R. 9 W., Fairbanks Meridian;

Thence southerly, along the north and south centerline of section 36, approximately 1/2 mile to the center 1/4 section corner of section 36, T. 25 N., R. 9 W., Fairbanks Meridian;

Thence westerly, along the east and west centerlines of sections 36 and 35, approximately 1 mile to the center 1/4 section corner of section 35, T. 25 N., R. 9 W., Fairbanks Meridian;

Thence southerly, along the north and south centerline of section 35, approximately 1/2 mile to the standard 1/4 section corner of section 35, T. 25 N., R. 9 W., Fairbanks Meridian;

Thence westerly, along the Sixth Standard Parallel North, approximately 3/4 mile to the closing corner of sections 3 and 4, T. 24 N., R. 9 W., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 24 N., R. 9 W., Fairbanks Meridian;

Thence westerly, between sections 4 and 9, 5 and 8, 6 and 7, 1 and 12, 2 and 11, approximately 5 miles to the corner of sections 2, 3, 10 and 11, T. 24 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 10 and 11, 14 and 15, 22 and 23, approximately 3 miles to the corner of sections 22, 23, 26 and 27, T. 24 N., R. 10 W., Fairbanks Meridian;

Thence easterly, between sections 23 and 26, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 24 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 25 and 26, 35 and 36, approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 23 and 24 N., R. 10 W., Fairbanks Meridian;

Thence easterly, between Tps. 23 and 24 N., approximately 1 mile to the corner of Tps. 23 and 24 N., Rs. 9 and 10 W., Fairbanks Meridian;

Thence southerly, between Rs. 9 and 10 W., approximately 3 miles to the corner of sections 13, 18, 19 and 24, T. 23 N., Rs. 9 and 10 W., Fairbanks Meridian;

Thence westerly, between sections 13 and 24, approximately 1 mile to the corner of sections 13, 14, 23 and 24, T. 23 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 23 and 24, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 23 N., R. 10 W., Fairbanks Meridian;

Thence westerly, between sections 23 and 26, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 23 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 26 and 27, 34 and 35, 2 and 3, approximately 3 miles to the corner of sections 2, 3, 10 and 11, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence westerly, between sections 3 and 10, approximately 1 mile to the corner of sections 3, 4, 9 and 10, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 9 and 10, approximately 1 mile to the corner of sections 9, 10, 15 and 16, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence westerly, between sections 9 and 16, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 16 and 17, approximately 1 mile to the corner of sections 16, 17, 20 and 21, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence westerly, between sections 17 and 20, approximately 1 mile to the corner of sections 17, 18, 19 and 20, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence southerly, between sections 19 and 20, approximately 1 mile to the corner of sections 19, 20, 29 and 30, T. 22 N., R. 10 W., Fairbanks Meridian;

Thence westerly, between sections 19 and 30, approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 22 N., Rs. 10 and 11 W., Fairbanks Meridian;

Thence southerly, between Rs. 10 and 11 W., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 22 N., Rs. 10 and 11 W., Fairbanks Meridian;

Thence westerly, between sections 25 and 36, 26 and 35, approximately 2 miles to the corner of sections 26, 27, 34 and 35, T. 22 N., R. 11 W., Fairbanks Meridian;

Thence southerly, between sections 34 and 35, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 21 and 22 N., R. 11 W., Fairbanks Meridian;

Thence westerly, between Tps. 21 and 22 N., approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 21 and 22 N., R. 11 W., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 21 N., R. 11 W., Fairbanks Meridian;

Thence westerly, between sections 9 and 16, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 21 N., R. 11 W., Fairbanks Meridian;

Thence southerly, between sections 16 and 17, 20 and 21, 28 and 29, approximately 3 miles to the corner of sections 28, 29, 32 and 33, T. 21 N., R. 11 W., Fairbanks Meridian;

Thence westerly, between sections 29 and 32, 30 and 31, approximately 2 miles to the corner of sections 25, 30, 31 and 36, T. 21 N., Rs. 11 and 12 W., Fairbanks Meridian;

Thence southerly, between Rs. 11 and 12 W., approximately 1 mile to the standard corner of T. 21 N., Rs. 11 and 12 W., Fairbanks Meridian;

Thence westerly, along the Fifth Standard Parallel North, approximately 1/4 mile to the closing corner of sections 1 and 2, T. 20 N., R. 12 W., Fairbanks Meridian;.

Thence southerly, between sections 1 and 2, 11 and 12, 13 and 14, 23 and 24, 25 and 26, 35 and 36, 1 and 2, 11 and 12, approximately 8 miles to the corner of sections 11, 12, 13 and 14, T. 19 N., R. 12 W., Fairbanks Meridian;

Thence easterly, between sections 12 and 13, approximately 1 mile to the corner of sections 7, 12, 13 and 18, T. 19 N., Rs. 11 and 12 W., Fairbanks Meridian;

Thence southerly, between Rs. 11 and 12 W., approximately 2 miles to the corner of sections 19, 24, 25 and 30, T. 19 N., Rs. 11 and 12 W., Fairbanks Meridian;

Thence westerly, between sections 24 and 25, approximately 1 mile to the corner of sections 23, 24, 25 and 26, T. 19 N., R. 12 W., Fairbanks Meridian;

Thence southerly, between sections 25 and 26, approximately 1 mile to the corner of sections 25, 26, 35 and 36, T. 19 N., R. 12 W., Fairbanks Meridian;

Thence easterly, between sections 25 and 36, 30 and 31, approximately 2 miles to the corner of sections 29, 30, 31 and 32, T. 19 N., R. 11 W., Fairbanks Meridian;

Thence southerly, between sections 31 and 32, 5 and 6, 7 and 8, 17 and 18, 19 and 20, 29 and 30, 31 and 32, 5 and 6, 7 and 8, 17 and 18, 19 and 20, approximately 11 miles to the corner of sections 19, 20, 29 and 30, T. 17 N., R. 11 W., Fairbanks Meridian;

Thence easterly, between sections 20 and 29, approximately 1 mile to the corner of sections 20, 21, 28 and 29, T. 17 N., R. 11 W., Fairbanks Meridian;

Thence southerly, between sections 28 and 29, 32 and 33, approximately 2 miles to the standard corner of sections 32 and 33, T. 17 N., R. 11 W., Fairbanks Meridian;

Thence easterly, along the Fourth Standard Parallel North, approximately 4 3/4 miles to the closing corner of T. 16 N., Rs. 10 and 11 W., Fairbanks Meridian;

Thence southerly, between Rs. 10 and 11 W., approximately 18 miles to the corner of Tps. 13 and 14 N., Rs. 10 and 11 W., Fairbanks Meridian;

Thence easterly, between Tps. 13 and 14 N., approximately 6 miles to the corner of Tps. 13 and 14 N., Rs. 9 and 10 W., Fairbanks Meridian;

Thence southerly, between Rs. 9 and 10 W., approximately 6 miles to the standard corner of T. 13 N., Rs. 9 and 10 W., Fairbanks Meridian;

Thence easterly, along the Third Standard Parallel North, approximately 3/4 mile to the closing corner of T. 12 N., Rs. 9 and 10 W., Fairbanks Meridian;

Thence southerly, between Rs. 9 and 10 W., approximately 4 1/2 miles to the 1/4 section corner of sections 25 and 30, T. 12 N., Rs. 9 and 10 W., Fairbanks Meridian;

Thence easterly, along the east and west centerlines of sections 30 and 29, approximately 1 1/2 miles to the center 1/4 section corner of section 29, T. 12 N., R. 9 W., Fairbanks Meridian;

Thence southerly, along the north and south centerline of section 29, approximately 1/2 mile to the 1/4 section corner of sections 29 and 32, T. 12 N., R. 9 W., Fairbanks Meridian;

Thence easterly, between sections 29 and 32, 28 and 33, 27 and 34, approximately 2 1/2 miles to the corner of sections 26, 27, 34 and 35, T. 12 N., R. 9 W., Fairbanks Meridian;

Thence southerly, between sections 34 and 35, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 11 and 12 N., R. 9 W., Fairbanks Meridian;

Thence easterly, between Tps. 11 and 12 N., approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 11 and 12 N., R. 9 W., Fairbanks Meridian;

Thence southerly, between sections 1 and 2, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 11 N., R. 9 W., Fairbanks Meridian;

Thence easterly, between sections 1 and 12, 6 and 7, 5 and 8, approximately 3 miles to the corner of sections 4, 5, 8 and 9, T. 11 N., R. 8 W., Fairbanks Meridian;

Thence southerly, between sections 8 and 9, approximately 1 mile to the corner of sections 8, 9, 16 and 17, T. 11 N., R. 8 W., Fairbanks Meridian;

Thence easterly, between sections 9 and 16, 10 and 15, 11 and 14, approximately 3 miles to the corner of sections 11, 12, 13 and 14, T. 11 N., R. 8 W., Fairbanks Meridian;

Thence northerly, between sections 11 and 12, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 11 N., R. 8 W., Fairbanks Meridian;

Thence easterly, between sections 1 and 12, 6 and 7, 5 and 8, 4 and 9, 3 and 10, approximately 5 miles to the corner of sections 2, 3, 10 and 11, T. 11 N., R. 7 W., Fairbanks Meridian;

Thence northerly, between sections 2 and 3, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 11 and 12 N., R. 7 W., Fairbanks Meridian;

Thence easterly, between Tps. 11 and 12 N., approximately 2 miles to the corner of Tps. 11 and 12 N., Rs. 6 and 7 W., Fairbanks Meridian;

Thence northerly, between Rs. 6 and 7 W., approximately 1/2 mile to the 1/4 section corner of sections 31 and 36, T. 12 N., Rs. 6 and 7 W., Fairbanks Meridian;

Thence easterly, along the east and west centerlines of sections 31 and 32, approximately 2 miles to the 1/4 section corner of sections 32 and 33, T. 12 N., R. 6 W., Fairbanks Meridian;

Thence northerly, between sections 32 and 33, approximately 1/2 mile to the corner of sections 28, 29, 32 and 33, T. 12 N., R. 6 W., Fairbanks Meridian;

Thence easterly, between sections 28 and 33, 27 and 34, approximately 2 miles to the corner of sections 26, 27, 34 and 35, T. 12 N., R. 6 W., Fairbanks Meridian;

Thence northerly, between sections 26 and 27, approximately 1 mile to the corner of sections 22, 23, 26 and 27, T. 12 N., R. 6 W., Fairbanks Meridian;

Thence easterly, between sections 23 and 26, 24 and 25, 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, approximately 7 miles to the corner of sections 23, 24, 25 and 26, T. 12 N., R. 5 W., Fairbanks Meridian;

Thence southerly, between sections 25 and 26, 35 and 36, approximately 2 miles to the corner of sections 1, 2, 35 and 36, Tps. 11 and 12 N., R. 5 W., Fairbanks Meridian;

Thence easterly, between Tps. 11 and 12 N., approximately 2 miles to the corner of sections 5, 6, 31 and 32, Tps. 11 and 12 N., R. 4 W., Fairbanks Meridian;

Thence southerly, between sections 5 and 6, approximately 1 mile to the corner of sections 5, 6, 7 and 8, T. 11 N., R. 4 W., Fairbanks Meridian;

Thence easterly, between sections 5 and 8, 4 and 9, approximately 2 miles to the corner of sections 3, 4, 9 and 10, T. 11 N., R. 4 W., Fairbanks Meridian;

Thence northerly, between sections 3 and 4, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 11 and 12 N., R. 4 W., Fairbanks Meridian;

Thence easterly, between Tps. 11 and 12 N., approximately 5 miles to the corner of sections 4, 5, 32 and 33, Tps. 11 and 12 N., R. 3 W., Fairbanks Meridian;

Thence northerly, between sections 32 and 33, approximately 1 mile to the corner of sections 28, 29, 32 and 33, T. 12 N., R. 3 W., Fairbanks Meridian;

Thence easterly, between sections 28 and 33, 27 and 34, approximately 2 miles to the corner of sections 26, 27, 34 and 35, T. 12 N., R. 3 W., Fairbanks Meridian;

Thence northerly, between sections 26 and 27, 22 and 23, 14 and 15, approximately 3 miles to the corner of sections 10, 11, 14 and 15, T. 12 N., R. 3 W., Fairbanks Meridian;

Thence easterly, between sections 11 and 14, 12 and 13, approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 12 N., Rs. 2 and 3 W., Fairbanks Meridian;

Thence northerly, between Rs. 2 and 3 W., approximately 1 mile to the corner of sections 1, 6, 7 and 12, T. 12 N., Rs. 2 and 3 W., Fairbanks Meridian;

Thence easterly, between sections 6 and 7, 5 and 8, approximately 2 miles to the corner of sections 4, 5, 8 and 9, T. 12 N., R. 2 W., Fairbanks Meridian;

Thence southerly, between sections 8 and 9, 16 and 17, 20 and 21, approximately 3 miles to the corner of sections 20, 21, 28 and 29, T. 12 N., R. 2 W., Fairbanks Meridian;

Thence easterly, between sections 21 and 28, 22 and 27, approximately 2 miles to the corner of sections 22, 23, 26 and 27, T. 12 N., R. 2 W., Fairbanks Meridian;

Thence southerly, between sections 26 and 27, approximately 1/2 mile to the 1/4 section corner of sections 26 and 27, T. 12 N., R. 2 W., Fairbanks Meridian;

Thence easterly, along the east and west centerlines of sections 26, 25, 30, 29, 28, 27 and 26, approximately 7 miles to the 1/4 section corner of sections 25 and 26, T. 12 N., R. 1 W., Fairbanks Meridian;

Thence southerly, between sections 25 and 26, approximately 1/2 mile to the corner of sections 25, 26, 35 and 36, T. 12 N., R. 1 W., Fairbanks Meridian;

Thence easterly, between sections 25 and 36, approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 12 N., Rs. 1 E. and 1 W., Fairbanks Meridian;

Thence northerly, between Rs. 1 E. and 1 W., approximately 3,000 feet to a point on the summit of a ridge between sections 25 and 30, T. 12 N., Rs. 1 E. and 1 W., Fairbanks Meridian;

Thence northeasterly and easterly, along the divide between the Yukon River and Victoria Creek drainages, approximately 31 miles to the summit of a mountain located in the easterly portion of section 7, T. 12 N., R. 5 E., Fairbanks Meridian, approximate elevation 2,905 feet;

Thence on an approximate forward bearing of N. 72° E., approximately 1/2 mile to the headwaters of Glacier Creek located near the center of section 8, T. 12 N., R. 5 E., Fairbanks Meridian;

Thence southeasterly, along the centerline of Glacier Creek, approximately 6 1/2 miles to a point on the right bank of Victoria Creek at the line of mean high water located in the northwesterly portion of section 2, T. 11 N., R. 5 E., Fairbanks Meridian;

Thence southeasterly, along the right bank of Victoria Creek, approximately 1/2 mile to a point on the right bank of Beaver Creek at the line of mean high water located in the southerly portion of section 2, T. 11 N., R. 5 E., Fairbanks Meridian;

Thence northeasterly, along the right bank of Beaver Creek, approximately 3 miles to the centerline of Moose Creek, located in section 31, T. 12 N., R. 6 E., Fairbanks Meridian;

Thence southeasterly, along the centerline of Moose Creek, approximately 9 miles to a point between sections 2 and 11, T. 10 N., R. 6 E., Fairbanks Meridian;

Thence easterly, between sections 2 and 11, 1 and 12, approximately 1 1/4 miles to the corner of sections 1, 6, 7 and 12, T. 10 N., Rs. 6 and 7 E., Fairbanks Meridian;

Thence northerly, between Rs. 6 and 7 E., approximately 1,800 feet to a point on the summit of a ridge between sections 1 and 6, T. 10 N., Rs. 6 and 7 E., Fairbanks Meridian;

Thence northeasterly, easterly and southeasterly, along the divide between Beaver Creek, Discovery Creek, North Fork Preacher Creek, and Preacher Creek, approximately 26 miles to the summit of a mountain in the southeasterly portion of section 4, T. 11 N., R. 10 E., Fairbanks Meridian, approximate elevation 3,338 feet;

Thence northeasterly and southeasterly, along a ravine and the centerline of an unnamed creek, approximately 4 1/2 miles to the centerline of Preacher Creek in the northwesterly portion of section 18, T. 11 N., R. 11 E., Fairbanks Meridian;

Thence northeasterly, along the centerline of Preacher Creek, approximately 10 1/2 miles to the centerline of Rock Creek, located in section 35, T. 12 N., R. 11 E., Fairbanks Meridian;

Thence southerly, along the centerline of Rock Creek, approximately 4 miles to a point between sections 14 and 23, T. 11 N., R. 11 E., Fairbanks Meridian;

Thence easterly, between sections 14 and 23, 13 and 24, approximately 1 3/4 miles to the corner of sections 13, 18, 19 and 24, T. 11 N., Rs. 11 and 12 E., Fairbanks Meridian;

Thence southerly, between Rs. 11 and 12 E., approximately 1/2 mile to the 1/4 section corner of sections 19 and 24, T. 11 N., Rs. 11 and 12 E., Fairbanks Meridian;

Thence easterly, along the east and west centerlines of sections 19, 20 and 21, approximately 3 miles to the 1/4 section corner of sections 21 and 22, T. 11 N., R. 12 E., Fairbanks Meridian;

Thence southerly, between sections 21 and 22, approximately 1/2 mile to the corner of sections 21, 22, 27 and 28, T. 11 N., R. 12 E., Fairbanks Meridian;

Thence easterly, between sections 22 and 27, approximately 1/2 mile to the 1/4 section corner of sections 22 and 27, T. 11 N., R. 12 E., Fairbanks Meridian;

Thence southerly, along the north and south centerline of section 27, approximately 1/2 mile to the center 1/4 section corner of section 27, T. 11 N., R. 12 E., Fairbanks Meridian;

Thence easterly, along the east and west centerlines of sections 27, 26, 25, 30 and 29, approximately 4 1/2 miles to the 1/4 section corner of sections 28 and 29, T. 11 N., R. 13 E., Fairbanks Meridian;

Thence southerly, between sections 28 and 29, 32 and 33, approximately 1 1/4 miles to the centerline of an unnamed creek located in sections 32 and 33, T. 11 N., R. 13 E., Fairbanks Meridian;

Thence northeasterly, along the centerline of an unnamed creek, approximately 9 miles to a point between sections 3 and 4, T. 11 N., R. 14 E., Fairbanks Meridian;

Thence northerly, between sections 3 and 4, 33 and 34, approximately 1 1/2 miles to the 1/4 section corner of sections 33 and 34, T. 12 N., R. 14 E., Fairbanks Meridian;

Thence easterly, along the east and west centerline of section 34, approximately 1/2 mile to the center 1/4 section corner of section 34, T. 12 N., R. 14 E., Fairbanks Meridian;

Thence northerly, along the north and south centerline of section 34, approximately 1/2 mile to the 1/4 section corner of sections 27 and 34, T. 12 N., R. 14 E., Fairbanks Meridian;

Thence easterly, between sections 27 and 34, 26 and 35, 25 and 36, approximately 2 miles to the 1/4 section corner of sections 25 and 36, T. 12 N., R. 14 E., Fairbanks Meridian;

Thence southerly, along the north and south centerline of section 36, approximately 1 mile to the 1/4 section corner of sections 1 and 36, Tps. 11 and 12 N., R. 14 E., Fairbanks Meridian;

Thence easterly, between Tps. 11 and 12 N., approximately 1 1/2 miles to the corner of sections 5, 6, 31 and 32, Tps. 11 and 12 N., R. 15 E., Fairbanks Meridian;

Thence northerly, between sections 31 and 32, 29 and 30, approximately 2 miles to the corner of sections 19, 20, 29 and 30, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence easterly, between sections 20 and 29, 21 and 28, approximately 2 miles to the corner of sections 21, 22, 27 and 28, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence northerly, between sections 21 and 22, approximately 1 mile to the corner of sections 15, 16, 21 and 22, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence easterly, between sections 15 and 22, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence northerly, between sections 14 and 15, approximately 1 mile to the corner of sections 10, 11, 14 and 15, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence easterly, between sections 11 and 14, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence northerly, between sections 11 and 12, approximately 1 mile to the corner of sections 1, 2, 11 and 12, T. 12 N., R. 15 E., Fairbanks Meridian;

Thence easterly, between sections 1 and 12, approximately 1 mile to the corner of sections 1, 6, 7 and 12, T. 12 N., Rs. 15 and 16 E., Fairbanks Meridian;

Thence northerly, between Rs. 15 and 16 E., approximately 1 mile to the closing corner of T. 12 N., Rs. 15 and 16 E., Fairbanks Meridian;

Thence easterly, along the Third Standard Parallel North, approximately 13 1/2 miles to the standard corner of T. 13 N., Rs. 17 and 18 E., Fairbanks Meridian;

Thence northerly, between Rs. 17 and 18 E., approximately 15 miles to the corner of sections 13, 18, 19 and 24, T. 15 N., Rs. 17 and 18 E., Fairbanks Meridian;

Thence westerly, between sections 13 and 24, 14 and 23, 15 and 22, approximately 3 miles to the corner of sections 15, 16, 21 and 22, T. 15 N., R. 17 E., Fairbanks Meridian;

Thence northerly, between sections 15 and 16, 9 and 10, 3 and 4, 33 and 34, 27 and 28, 21 and 22, 15 and 16, 9 and 10, 3 and 4, approximately 9 miles to the closing corner of sections 3 and 4, T. 16 N., R. 17 E., Fairbanks Meridian;

Thence westerly, along the Fourth Standard Parallel North, approximately 1 3/4 miles to the standard corner of T. 17 N., Rs. 16 and 17 E., Fairbanks Meridian;

Thence northerly, between Rs. 16 and 17 E., approximately 6 miles to the corner of Tps. 17 and 18 N., Rs. 16 and 17 E., Fairbanks Meridian;

Thence easterly, between Tps. 17 and 18 N., approximately 6 miles to the corner of Tps. 17 and 18 N., Rs. 17 and 18 E., Fairbanks Meridian;

Thence northerly, between Rs. 17 and 18 E., approximately 6 miles to the corner of Tps. 18 and 19 N., Rs. 17 and 18 E., Fairbanks Meridian;

Thence easterly, between Tps. 18 and 19 N., approximately 6 miles to the corner of Tps. 18 and 19 N., Rs. 18 and 19 E., Fairbanks Meridian;

Thence southerly, between Rs. 18 and 19 E., approximately 4 miles to the corner of sections 19, 24, 25 and 30, T. 18 N., Rs. 18 and 19 E., Fairbanks Meridian;

Thence easterly, between sections 19 and 30, 20 and 29, 21 and 28, 22 and 27, 23 and 26, 24 and 25, approximately 6 miles to the corner of sections 19, 24, 25 and 30, T. 18 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence southerly, between Rs. 19 and 20 E., approximately 1 mile to the corner of sections 25, 30, 31 and 36, T. 18 N., Rs. 19 and 20 E., Fairbanks Meridian;

Thence easterly, between sections 30 and 31, 29 and 32, 28 and 33, approximately 3 miles to the corner of sections 27, 28, 33 and 34, T. 18 N., R. 20 E., Fairbanks Meridian;

Thence southerly, between sections 33 and 34, approximately 1 mile to the corner of sections 3, 4, 33 and 34, Tps. 17 and 18 N., R. 20 E., Fairbanks Meridian;

Thence easterly, between sections 3 and 34, approximately 1 mile to the corner of sections 2, 3, 34 and 35, Tps. 17 and 18 N., R. 20 E., Fairbanks Meridian;

Thence southerly, between sections 2 and 3, 10 and 11, approximately 2 miles to the corner of sections 10, 11, 14 and 15, T. 17 N., R. 20 E., Fairbanks Meridian;

Thence easterly, between sections 11 and 14, 12 and 13, approximately 2 miles to the corner of sections 7, 12, 13 and 18, T. 17 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence southerly, between Rs. 20 and 21 E., approximately 4 miles to the standard corner of T. 17 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence easterly, along the Fourth Standard Parallel North, approximately 1 1/4 miles to the closing corner of sections 3 and 4, T. 16 N., R. 21 E., Fairbanks Meridian;

Thence southerly, between sections 3 and 4, 9 and 10, approximately 2 miles to the corner of sections 9, 10, 15 and 16, T. 16 N., R. 21 E., Fairbanks Meridian;

Thence easterly, between sections 10 and 15, 11 and 14, approximately 2 miles to the corner of sections 11, 12, 13 and 14, T. 16 N., R. 21 E., Fairbanks Meridian;

Thence southerly, between sections 13 and 14, 23 and 24, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 16 N., R. 21 E., Fairbanks Meridian;

Thence easterly, between sections 24 and 25, approximately 1 mile to the corner of sections 19, 24, 25 and 30, T. 16 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence southerly, between Rs. 21 and 22 E., approximately 4 miles to the corner of sections 7, 12, 13 and 18, T. 15 N., Rs. 21 and 22 E., Fairbanks Meridian;

Thence westerly, between sections 12 and 13, approximately 1 mile to the corner of sections 11, 12, 13 and 14, T. 15 N., R. 21 E., Fairbanks Meridian;

Thence southerly, between sections 13 and 14, 23 and 24, approximately 2 miles to the corner of sections 23, 24, 25 and 26, T. 15 N., R. 21 E., Fairbanks Meridian;

Thence westerly, between sections 23 and 26, 22 and 27, 21 and 28, 20 and 29, 19 and 30, approximately 5 miles to the corner of sections 19, 24, 25 and 30, T. 15 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence southerly, between Rs. 20 and 21 E., approximately 2 miles to the corner of Tps. 14 and 15 N., Rs. 20 and 21 E., Fairbanks Meridian;

Thence westerly, between Tps. 14 and 15 N., approximately 1 mile to the corner of sections 1, 2, 35 and 36, Tps. 14 and 15 N., R. 20 E., Fairbanks Meridian;

Thence southerly, between sections 1 and 2, 11 and 12, 13 and 14, approximately 3 miles to the corner of sections 13, 14, 23 and 24, T. 14 N., R. 20 E., Fairbanks Meridian;

Thence westerly, between sections 14 and 23, approximately 1 mile to the corner of sections 14, 15, 22 and 23, T. 14 N., R. 20 E., Fairbanks Meridian;

Thence southerly, between sections 22 and 23, 26 and 27, approximately 2 miles to the corner of sections 26, 27, 34 and 35, T. 14 N., R. 20 E., Fairbanks Meridian;

Thence westerly, between sections 27 and 34, approximately 1 mile to the corner of sections 27, 28, 33 and 34, T. 14 N., R. 20 E., Fairbanks Meridian;

Thence southerly, between sections 33 and 34, 3 and 4, 9 and 10, 15 and 16, 21 and 22, 27 and 28, 33 and 34, approximately 7 miles to the standard corner of sections 33 and 34, T. 13 N., R. 20 E., Fairbanks Meridian;

Thence easterly, along the Third Standard Parallel North, approximately 21 miles to the standard corner of T. 13 N., Rs. 23 and 24 E., Fairbanks Meridian;

Thence northerly, between Rs. 23 and 24 E., approximately 12 miles to the corner of Tps. 14 and 15 N., Rs. 23 and 24 E., Fairbanks Meridian;

Thence easterly, between Tps. 14 and 15 N., approximately 18 miles to the corner of Tps. 14 and 15 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence northerly, between Rs. 26 and 27 E., approximately 12 miles to the closing corner of T. 16 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence easterly, along the Fourth Standard Parallel North, approximately 2 miles to the standard corner of T. 17 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence northerly, between Rs. 26 and 27 E., approximately 24 miles to the closing corner of T. 20 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence easterly, along the Fifth Standard Parallel North, approximately 2 miles to the standard corner of T. 21 N., Rs. 26 and 27 E., Fairbanks Meridian;

Thence northerly, between Rs. 26 and 27 E., approximately 22 miles to the corner of sections 7, 12, 13 and 18, T. 24 N., Rs. 26 and 27 E., Fairbanks Meridian, the place of beginning.

UNITS OF THE NATIONAL WILD AND SCENIC RIVERS SYSTEM WITHIN THE YUKON FLATS NATIONAL WILDLIFE REFUGE:

Designated Wild River:

Section 603:

Beaver Creek, Alaska--The segment of the main stem from the vicinity of the confluence of the Bear and Champion Creeks downstream to its exit from the northeast corner of township 12 north, range 6 east, Fairbanks Meridian within the White Mountains National Recreation Area, and the Yukon Flats National Wildlife Refuge, to be administered by the Secretary of the Interior."

NOTE: The boundaries of that portion of the designated wild river corridor within the Yukon Flats National Wildlife Refuge will be determined during the comprehensive conservation planning process for that refuge and will be published upon completion of that plan (due by December 1985).

Designated Study Rivers:

Section 604 (a):

Porcupine, Alaska--The corridor withdrawn during the course of the study and consideration by Congress consists of those public lands which constitute the bed or bank, or are within an area extending two miles from the bank of the river channel on both sides of that portion of the Porcupine River from its entrance into the Yukon Flats National Wildlife Refuge in T. 25 N., R. 22 E., Fairbanks Meridian, to its confluence with the Yukon River.

Section 604 (a):

Sheenjek (lower segment), Alaska--The corridor withdrawn during the course of the study and consideration by Congress consists of those public lands which constitute the bed or bank, or are within an area extending two miles from the bank of the river channel on both sides of that portion of the Sheenjek River from its entrance into the Yukon Flats National Wildlife Refuge in T. 30 N., R. 16 E., Fairbanks Meridian to its confluence with the Yukon River.

The following USGS quadrangle maps were used to prepare the legal description for the Yukon Flats National Wildlife Refuge:

mr - minor revision
pr - photorevised

Scale of Map	Name and Date
1:63,360	Black River (A-3) 1956; (A-4), (A-5), (A-6) 1956 mr 1963; (B-3) 1956 mr 1973; (B-5) 1956; (B-6) 1956 mr 1973; (C-2) 1956 mr 1971; (C-3) 1956 mr 1964; (D-2), (D-3), (D-4), (D-5) 1956 mr 1973.
1:250,000	Coleen 1956 mr 1965.
1:63,360	Coleen (A-4), (A-5) 1956 mr 1965.
1:250,000	Christian 1956 mr 1977.
1:63,360	Fort Yukon (A-1), (C-4) 1956 mr 1963; (C-5) 1956 mr 1962; (D-3) 1956 mr 1963; (D-4) 1955 mr 1971; (D-5) 1956.
1:63,360	Beaver (A-6), (B-6), (C-6), (D-4), (D-5), (D-6) 1970.
1:63,360	Chandalar (A-4) 1970.
1:63,360	Bettles (B-1) 1970 pr 1975; (C-1) 1970.
1:63,360	Circle (C-2), (C-3) 1955 mr 1963; (C-5) 1952 mr 1973; (D-1) 1955 mr 1978; (D-2) 1952 mr 1973; (D-3) 1952 mr 1964; (D-4) 1952 mr 1963; (D-5) 1952 mr 1971; (D-6) 1951 mr 1963.
1:63,360	Charley River (D-4), (D-5), (D-6) 1956.
1:63,360	Livengood (D-1) 1952 mr 1967; (D-2) 1952 mr 1965; (D-3) 1951 mr 1968; (D-4) 1953 mr 1967; (D-5) 1952 mr 1973; (D-6) 1956 mr 1966.

YUKON FLATS NATIONAL WILDLIFE REFUGE

PUBLIC LAW 96-487

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Thursday
February 24, 1983

Part IV

Department of Housing and Urban Development

Office of the Assistant Secretary for Housing—Federal Housing Commissioner

Revision of Minimum Property Standards (MPS) for Multifamily Housing

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Part 200

[Docket No. R-83-1059]

Revision of Minimum Property Standards (MPS) for Multifamily Housing

AGENCY: Department of Housing and Urban Development.

ACTION: Proposed rule.

SUMMARY: HUD proposes to revise its Minimum Property Standards (MPS) for Multifamily Housing. The principal revisions would delete marketability and livability criteria from the present Multifamily MPS to the same extent that they recently have been deleted from the MPS for One- and Two-Family Dwellings and would delete all health and safety criteria in favor of the provisions of nationally recognized model building codes or other State and local codes acceptable to the HUD Area Office.

DATES: Comments Due: April 25, 1983.

ADDRESS: Interested persons are invited to submit comments regarding this rule to the Office of General Counsel, Rules Docket Clerk, Room 10278, Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410. Comments should refer to the above docket number and title. A copy of each comment submitted will be available for public inspection and copying during regular business hours at the above address.

FOR FURTHER INFORMATION CONTACT: Richard A. Atwell, Construction Standards Division, Department of Housing and Urban Development, 451 7th Street, S.W., Room 3228, Washington, D.C. 20410, telephone (202) 755-5929. This is not a toll-free number.

SUPPLEMENTARY INFORMATION: The proposed revised version of the Minimum Property Standards for Multifamily Housing, HUD 4910.1, will be incorporated by reference into the HUD regulations pursuant to 1 CFR Part 51 and are not published with the notice of proposed rulemaking. However, HUD 4910.1 as proposed to be revised is available for examination in all HUD field offices and in Headquarters Room 3222, Office of Manufactured Housing and Construction Standards, Construction Division, at the above address during regular business hours. HUD's Minimum Property Standards are composed of design, construction and amenities criteria used to determine the acceptablity of new residential construction for a number of HUD programs. These programs include mortgage insurance, public housing, and Section 8 programs other than Existing Housing and Moderate Rehabilitation. There are separate MPS volumes which are applicable to One- and Two-Family Dwellings (HUD 4900.1), Multifamily Housing (HUD 4910.1), and Care-Type Housing (e.g., nursing homes) (HUD 4920.1). There are also minimum property standards stating minimum acceptable levels of quality for existing buildings containing one to four living units and their sites (Handbook 4905.1) and a supplement to the several MPS applicable to new construction intended to provide a technical basis for the planning and design of solar heating and domestic hot water systems (HUD 4930.2). The MPS are published separately and are incorporated by reference into HUD regulations at 24 CFR § 200.927. HUD regulations contemplate periodic updating and revision of the MPS through informal rulemaking procedures including notice and comment and publication in the **Federal Register** (24 CFR § 200.933). This publication proposes substantial revisions to the MPS for Multifamily Housing and republication of HUD 4910.1, as revised, as a whole.

Background

The original MPS (then entitled "Minimum Property Requirements") applied only to a single-family housing and were adopted in 1935, following the passage of the National Housing Act of 1934. The Act was a cornerstone of the Federal Government's effort to rescue and restructure the nation's housing markets by reducing lenders' risks through mortgage insurance while also assisting homeowners and stimulating construction through the encouragement of low down payment loans which would self-amortize over periods as long as 30 years.

Inducement of lenders to enter into this then-radical type of loan required several innovations, including introduction of the MPS. The main underpinning in law for the MPS is in the very title of the National Housing Act: "An Act to encourage improvement in housing standards and conditions, to provide a system of mortgage insurance, and for other purposes". Standards were required to assure lenders of the quality of the housing they were being asked to finance in this new manner while also protecting the FHA insurance fund through assuring that insured properties, if foreclosed and acquired, could be resold at minimum loss to the fund. With the later development of secondary market facilities such as the Federal National Mortgage Association, the MPS also served as a means by which lenders purchasing loans secured by properties outside their areas could be reasonably assured of the acceptability of the properties from an underwriting perspective. A national standard in the form of the MPS was developed because of the uneven quality of codes and building inspection processes and, in many areas, the absence of codes. The first MPS for Multifamily Housing (then entitled "Minimum Requirements for Rental Housing") were adopted in 1939.

Since their origin, HUD's MPS have been revised periodically and their coverage and requirements increased in conjunction with an expanding Federal role in improving the quality of the Nation's housing stock. Today, the MPS apply to FHA-insured housing, to HUD's low-rent public housing and other subsidy programs, and to the Veterans' Administration and Farmers Home Administration housing programs. In addition, the MPS over time have come to be used as a reference standard for many conventionally-financed housing units; many of their provisions have been incorporated into State and local building codes and generally accepted appraisal and underwriting procedures.

In 1974, Congress directed an additional function of the MPS by enactment of Section 526 of the National Housing Act, which requires the Secretary "to the maximum extent feasible * * * [to] promote the use of energy savings techniques through minimum property standards established by him for newly constructed residential housing subject to mortgages insured under this Act" (12 U.S.C. 1735f-4).

Alongside the course of the development and expansion of the MPS, building codes have been developed under the obligations of the States to protect the "health, safety and public welfare" of their citizens. Generally, this obligation has been delegated by the States to local governing bodies. Model building codes have been developed and have gained national recognition as guides to localities for the protection of health and safety.

The evolution of the various model codes with comparable standards and their broad acceptance by local authorities, insurance companies, and banks have fostered movement toward a common market standard. In addition, housing consumers have come to expect a certain size and amenity level and

would be expected to continue to do so if HUD's MPS ceased to exist.

In September 1980, HUD proposed revisions to its MPS for One- and Two-Family Dwellings, a major purpose of which was to remove criteria that did not bear directly on health, life safety, legislative requirements, or durability—that is, to remove "livability" and "marketability" criteria. In March 1981, the Presidential Task Force on Regulatory Relief took note of this proposal and recommended that the review be expanded in scope and extended to the MPS for Multifamily Housing as well. The Task Force commented:

> * * * An expanded review would examine whether much more extensive deletions maybe in order. For numerous objectives of the MPS, alternative government programs and private market forces (e.g., local building codes, homebuilders' warranties) may achieve the same purposes. No improvements in the MPS for Multifamily Dwellings have been proposed to date, but there appear to be equally strong grounds for a comprehensive review of them as well.

In April 1981, the National Institute of Building Sciences also recommended that HUD recognize "any of the nationally recognized model building codes for the protection of health and safety in HUD-insured multifamily housing. Once recognized, the nationally recognized model building code appropriate to the area would become the document HUD would adopt by reference and then would use to measure substantial equivalency of existing State and local code in that area, and use where no code exists in that area."

More recently, the President's Commission on Housing advanced similar recommendations regarding reliance on locally enforced building codes but recognized that marketability and durability concerns may be more serious in the case of multifamily than single-family dwellings. The Commission recommended:

> The Department of Housing and Urban Development, the Farmers Home Administration, and the Veterans Administration should phase out their use of the single and multifamily MPS and depend entirely on locally enforced building codes that are consistent with the One and Two Family Dwelling Code or one of the current nationally recognized model building codes. Additional marketability and durability criteria may be used for federally subsidized multifamily rental housing if required to establish a reasonable level of risk for Federal funds. (Report of the President's Commission on Housing 216 (1982).)

Proposal

The principal revisions of the MPS for Multifamily Housing which are now proposed are the following:

1. Removal of all mandatory criteria relating to livability and marketability, principally from Chapters 3 (Site Design) and 4 (Building Design). This parallels changes recently effected in the MPS for One- and Two-Family Dwellings (45 FR 34344 (August 8, 1982)). The Department believes that market requirements are adequate determines of acceptable performance levels for marketability and livability.

2. Removal of health and safety criteria. Although acceptability of new construction for mortgage insurance requires compliance with minimum health and safety standards, the Department believes that the nationally recognized model building codes establish health and safety criteria which are adequate for these purposes. The nationally recognized codes are the Basic Building Code (Building Officials and Code Administrators International, Inc. (BOCA)), National Building Code (American Insurance Association), Standard Building Code (Southern Building Code Congress), and Uniform Building Code (International Conference of Building Officials). The proposed MPS provides that it is to be used in conjunction with a nationally recognized code which has been adopted by a local government, or a local code which the HUD Area Office has confirmed to be comparable to one of the model codes. If no model code has been adopted and HUD has not confirmed acceptability of a different local code, or if no local code exists, then the HUD Area Office, in consultation with the project's architect, will designate a controlling model code. The provision regarding utilization of a model or local code are contained in Section 102–1 of the proposed revision.

3. Consolidation of various requirements applicable to housing for elderly in a single section (Section 100–1.2).

4. Consolidation of variances required to accomplish accessibility to physically handicapped persons in a single section (Section 100–1.3). This section generally references the American National Standards Institute Standard No. A117.1, Standards for Making Buildings and Facilities Accessible To and Usable by Physically Handicapped People, and identifies the specific construction features which must comply with such standards where building accessibility or unit accessibility are required. The MPS do not contain scoping requirements (i.e., the extent of accessibility or number of accessible units required). Instead, the HUD Field Office will advise as to such scoping requirements on a project-by-project basis, based upon program requirements or other applicable requirements, including implementing regulations adopted under Section 504 of the Rehabilitation Act of 1973.

5. Revision of various specific standards and criteria to make them more comparable to criteria generally utilized for conventionally financed construction.

Other Matters

The Department has determined initially that the proposed revision to the MPS does not constitute a "major rule" as defined in Executive Order 12291. The proposed revision will not result in a major increase in costs or prices and is not likely to have 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. Whether the proposal will have "an annual effect on the economy of $100 million or more" is more difficult to predict. Because the MPS directly affects a substantial portion of multifamily construction undertaken in the nation, even a modest reduction of cost per unit may have an aggregate impact nearing or exceeding $100 million. However, the principal cause of difficulty in assessing the impact of the proposal is that the proposal does not, as an absolute matter, remove basic requirements from the construction process but merely defers to other sources for those requirements.

In the area of livability and marketability criteria, for example, removal of criteria from the MPS will permit reliance upon consumer demand as a marketplace influence. Builders, appraisers, and lenders all influence building practices and all have market incentives to assure that newly constructed housing will maintain its marketability. To what degree, if any, new construction will be performed to lower livability or marketability standards as a result of the removal of the specific mandatory criteria contained in the current MPS cannot be accurately assessed.

A similar analysis is made in the area of health and safety criteria. Nearly ever city in the nation has a building code to address health and safety requirements as do other localities, and increasingly States have adopted building codes which apply in areas not covered by local codes. In addition, the four nationally recognized model codes

contain criteria which achieve substantially the same level of protection as the current MPS, although specific provisions differ. Under the proposal, adherence to a standard not lower than that provided by one of the four nationally recognized codes is assured. This may result in cost savings resulting from elimination of overlapping or duplicative alternative means of achieving identical objectives. Again, however, the extent of such savings is difficult to measure.

In view of the foregoing, no preliminary Regulatory Impact Analysis had been prepared with respect to either the changes proposed to be made to the MPS or to the resulting revised MPS taken as a whole. Depending upon the extent to which comments received raise questions regarding the benefits or costs of the proposed rule, a Regulatory Impact Analysis may be prepared in connection with a final rule.

A Finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations at 24 CFR Part 50, which implement Section 102(2)(c) of the National Environmental Policy Act of 1969. The Finding of No Significant Impact is available for public inspection during regular business hours in the Office of the Rules Docket Clerk at the above address.

The Catalog of Federal Domestic Assistance does not apply to this Rule.

This Rule was listed as Item H–69–81 in the Department's most recent Semiannual Agenda of Regulations (47 FR 48422, 48426 (October 28, 1982)) published pursuant to Executive Order 12291 and the Regulatory Flexibility Act.

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

List of Subjects in 24 CFR Part 200

Administrative practice and procedure, Claims, Equal employment opportunity, Fair housing, Housing standards, Loan programs—housing and community development, Mortgage insurance, Organization and functions (Government agencies), Reporting and recordkeeping requirements, Minimum property standards, Incorporation by reference.

Accordingly, HUD proposes to revise the Minimum Property Standards for Multifamily Housing (incorporated by reference at 24 CFR 200.927 under the title "MPS for Multifamily Dwellings 4910.1").

(Sec. 526, National Housing Act (12 U.S.C. 1735f–4); Section 7(d) Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).)

Dated: December 15, 1982.

Philip Abrams,

Assistant Secretary for Housing—Federal Housing Commission.

[FR Doc. 83–4514 Filed 2–23–83; 8:45 am]

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Reader Aids

Federal Register

Vol. 48, No. 38

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INFORMATION AND ASSISTANCE

PUBLICATIONS

Code of Federal Regulations

CFR Unit	202-523-3419 523-3517
General information, index, and finding aids	523-5227
Incorporation by reference	523-4534
Printing schedules and pricing information	523-3419

Federal Register

Corrections	523-5237
Daily Issue Unit	523-5237
General information, index, and finding aids	523-5227
Privacy Act	523-5237
Public Inspection Desk	523-5215
Scheduling of documents	523-3187

Laws

Indexes	523-5282
Law numbers and dates	523-5282 523-5266
Slip law orders (GPO)	275-3030

Presidential Documents

Executive orders and proclamations	523-5233
Public Papers of the President	523-5235
Weekly Compilation of Presidential Documents	523-5235

United States Government Manual 523-5230

SERVICES

Agency services	523-5237
Automation	523-3408
Library	523-4986
Magnetic tapes of FR issues and CFR volumes (GPO)	275-2867
Public Inspection Desk	523-5215
Special Projects	523-4534
Subscription orders (GPO)	783-3238
Subscription problems (GPO)	275-3054
TTY for the deaf	523-5229

FEDERAL REGISTER PAGES AND DATES, FEBRUARY

4447-4646 1
4647-4766 2
4767-5212 3
5213-5526 4
5527-5708 7
5709-5878 8
5879-6086 9
6087-6310 10
6311-6520 11
6521-6684 14
6685-6882 15
6883-6952 16
6953-7150 17
7151-7426 18
7427-7570 22
7571-7716 23
7717-8034 24

CFR PARTS AFFECTED DURING FEBRUARY

At the end of each month, the Office of the Federal Register publishes separately a list of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR

Executive Orders:
11269 (Amended by EO 12403) 6087
12314 (Revoked by EO 12407) 7717
12353 (Amended by EO 12404) 6685
12400 (Amended by EO 12406) 7571
12403 6087
12404 6685
12405 6889
12406 7571
12407 7717

Proclamations:
5018 ..... 5527, 5881
5019 5709
5020 6521
5021 6883
5022 6887
5023 7151

Rules:
See 35 CFR Part 133 5879

4 CFR

56 4647

5 CFR

Ch. XIV 5529
900 6311
1201 5213
1204 ..... 6311, 6312
1205 ..... 6311, 6312
2471 5529
2472 5529

Proposed Rules:
890 7460
2470 5568
2471 5568

7 CFR

2 7153
29 5883
272 ..... 6313, 6836
273 ..... 6313, 6836
276 6836
277 6836
301 4447
354 5215
371 6523
624 4447
905 4448
907 ..... 4767, 6089, 6953, 7719
910 ..... 5216, 6316, 7153, 7154
959 7427
1098 6687
1701 4450
1814 6688
1922 7154
1930 6688
1944 ..... 6688, 7154

Proposed Rules:
20 5746
28 4477
180 4797
910 5950
981 5569
925 7581
983 6544
1004 7461
1007 7461
1011 7461
1030 5747
1032 7745
1033 7462
1036 7462
1046 7461
1065 7463
1099 6544
1136 6545
1701 ..... 4478, 6718

8 CFR

103 4451
204 4451
208 5885
214 ..... 4767, 4769
245 4769

9 CFR

97 6523
166 6089
301 6090
307 6891
318 6090
327 6091
381 ..... 6090, 6891

10 CFR

Ch. II 6082
35 5217
50 ..... 5532, 5886
70 5886
205 6082
792 7573
810 5218

Proposed Rules:
205 5748
420 6492
455 6868
465 6502
960 ..... 5670, 6549
961 5458

11 CFR

106 5224
9031 5224
9032 5224
9033 5224
9034 5224
9035 5224
9036 5224
9037 5224

9038 5224
9039 5224

12 CFR

Ch. VII 7159
7 6698
26 5533
207 6094
212 5533
217 ..... 4453, 5888
220 6094
221 6094
224 6094
225 7719
226 4454
265 ..... 4458, 5535
348 5533
511 7428
545 ..... 4647, 7428
556 4647
563b 7432
563f 5533
711 5533

Proposed Rules:

3 4479
6 4479
7 4479
32 4479
204 5750
205 4667
225 7746
226 4669
250 5570
329 ..... 6718, 7464
701 4798

13 CFR

115 5888
124 7161
301 6524
302 5711
303 6525

14 CFR

21 7721
39 ..... 4770, 4771, 5536–5539, 6096, 6097, 6525–6529, 6953–6957, 7721–7724
71 ..... 5540, 6100, 6101, 6958, 7434, 7725
73 7434
75 ..... 6959, 6960, 7436, 7437
91 6102
93 7726
95 6530
97 ..... 5541, 7727
253 6317
254 ..... 6698, 6961
291 7437
302 ..... 4650, 7438
321 7728
1203 5889
1221 6318

Proposed Rules:

1 7132
25 ..... 7132, 7464
39 ..... 7465, 7747, 7748
71 ..... 4799, 5571–5573, 6125–6128, 6551, 7466–7468
73 6991
121 7132
139 7132
250 4479
251 5950
287 5950

15 CFR

399 5893

Proposed Rules:

303 7186
400 7188

16 CFR

13 ..... 6698, 6699
436 7573
1205 6326
1615 6329
1616 6329

Proposed Rules:

13 7582
1205 6343–6849
1615 6350
1616 6350

17 CFR

3 4650
140 5544
145 5544
200 5544
271 5894

Proposed Rules:

12 6720
33 6128
230 6354
239 6354
240 6130
270 6354
274 6354

18 CFR

2 5152
4 4458
141 6699
154 5152
157 5251
270 ..... 5152, 5190
271 ..... 4459–4461, 4771, 4772, 5152–5197, 5896–5898
290 6534

Proposed Rules:

271 ..... 4480–4483, 4800, 5953 5954, 6992–6994, 7469
274 ..... 4483, 4800

19 CFR

201 5898

20 CFR

404 ..... 5711, 6286, 7573
416 ..... 6286, 7573

Proposed Rules:

Ch. I 6872
Ch. V 6872
Ch. VI 6872
404 6354
410 6354
416 ..... 6133, 6354

21 CFR

5 5251
74 ..... 4463, 5252, 6329, 7438
81 ..... 4463, 5252–5262, 6329
82 ..... 4463, 5252, 5262, 6329
173 ..... 5715, 7438
178 ..... 6704, 7162, 7169
182 ..... 5716, 6705
184 5716
193 ..... 5899, 5900, 7729
436 ..... 7439, 7440
442 7439
452 7440
455 7440
510 ..... 4463, 4463
520 ..... 7163, 7440
522 6330
522a 5264
524 ..... 6331, 7440
555 ..... 4464, 5265, 5266, 7162, 7164, 7441
558 ..... 5900, 6893, 7729, 7730
561 7165
620 7168
680 7169
740 7169

Proposed Rules:

Ch. I 7200
131 7200
133 6722
172 5751
182 ..... 4486, 5279, 5751, 5758, 7202, 7473
184 ..... 4486, 5279, 5751, 5758, 5761, 7202, 7473
347 6820
348 5852
357 7202
358 5761
500 6361
501 6363
558 4490
740 7203

23 CFR

Ch. I 5210, 5720, 6103
1209 5545

Proposed Rules:

650 6552

24 CFR

17 6535
200 7731
203 7731
804 6961
805 6961
860 6961
880 6961
881 6961
882 6961
883 6961
884 6961
885 5721
886 6961
3280 5266

Proposed Rules:

50 7688
52 7688
200 8032
570 7688
590 7688
720 7688
841 ..... 7585, 7688
870 7688
880 ..... 7586, 7688
881 ..... 7586, 7688
883 ..... 7586, 7688
884 7586
885 7688
886 7586
891 7688
892 7590

25 CFR

174 ..... 5901, 7170

26 CFR

6a 4652

Proposed Rules:

1 ..... 5762, 6134, 6363, 6723, 6996
11 6996
25 6363
51 5280
54 6996
301 6363

27 CFR

Proposed Rules:

9 ..... 5280, 5955–5961, 6724 7473
25 4803
245 4803
252 4803

28 CFR

0 7171
2 7736

29 CFR

1602 6331
1910 ..... 5267, 6332

Proposed Rules:

Subtitle A 6872
Ch. V 6872
Ch. XVII 6872
Ch. XXV 6872
1907 7204
1910 ..... 6368, 7473
2643 6555
2644 6559
2690 4632
2691 4632
2692 4632
2693 4632
2694 4632
2695 4632

30 CFR

211 5902
700 6912
701 6912
740 6912
741 6912
742 6912
743 6912
744 6912
745 6912
746 6912
900 6332
934 5902
942 7577
947 7870
950 6536

Proposed Rules:

Ch. I 6872
55 ..... 6489, 7558
56 ..... 6489, 7558
57 ..... 6489, 7558
75 7558
77 7558
250 7204
902 5763
927 5964
935 6562

32 CFR

199 5916
720 4464
770 5555

Proposed Rules:

1656 7205
1660 7205

33 CFR

25 ... 4773
26 ... 7442
80 ... 7442
97 ... 7442
98 ... 7442
100 ... 6104
117 ... 4773, 4775
154 ... 4776
159 ... 4776
165 ... 6104
206 ... 6706
207 ... 6335, 6706
209 ... 6706

Proposed Rules:

100 ... 6135
110 ... 4832, 6136
117 ... 6137, 6138, 7476
144 ... 4833

34 CFR

Proposed Rules:

201 ... 4677
202 ... 4677
203 ... 4677
204 ... 4677
302 ... 4677

35 CFR

103 ... 6708
113 ... 6708
119 ... 6708
123 ... 6708
133 ... 5879

Proposed Rules:

10 ... 6563

36 CFR

Ch. I ... 6676
65 ... 4652

37 CFR

Proposed Rules:

201 ... 6372

38 CFR

1 ... 6335
19 ... 6961

39 CFR

10 ... 4776

40 CFR

Ch. I ... 5684
52 ... 5722, 5723, 6105, 6106, 6980, 7579
60 ... 5452, 7128
80 ... 5724, 5727
81 ... 5269, 5727, 5728, 7579
86 ... 7392
123 ... 4661, 4777, 5556, 5918, 6336
162 ... 6982
180 ... 5919–5921, 6894, 6895, 7442, 7737
226 ... 5557
710 ... 6539
761 ... 4467, 5729, 7172

Proposed Rules:

Ch. I ... 5965
52 ... 4834, 4972–5144, 5282, 5764, 6725, 7210–7212
81 ... 5131, 5133, 5765, 6727
86 ... 5766, 7399
122 ... 5872
123 ... 4836, 5284, 5872, 6563–6565, 6727, 7478
180 ... 4678–4680, 5965–5968, 6897–6899, 7592
256 ... 5767
261 ... 6880, 7714
264 ... 5872
421 ... 7032
455 ... 5767, 6250
465 ... 6268
467 ... 5575
721 ... 7142, 7148

41 CFR

5–3 ... 4468
5–16 ... 4468
15–1 ... 6709
16–4 ... 7478
101–36 ... 6107
105–61 ... 6540

Proposed Rules:

Ch. 60 ... 6872
51–4 ... 6728
101–41 ... 5969
105–61 ... 6139

42 CFR

51b ... 4472
57 ... 7443
405 ... 6108, 7172
421 ... 7176
431 ... 5730
435 ... 5730
436 ... 5730
440 ... 5730
447 ... 5730

Proposed Rules:

57 ... 4492
405 ... 6304
435 ... 7592
447 ... 6304

43 CFR

20 ... 5736
3140 ... 7420
3200 ... 6336
3210 ... 6336
3240 ... 6336
3833 ... 7179

Public Land Orders:

6006 (Corrected by PLO 6347) ... 6113
6111 (Corrected by PLO 6350) ... 6114
6260 (Corrected by PLO 6351) ... 6541
6262 (Corrected by PLO 6352) ... 7179
6286 (Corrected by PLO 6349) ... 6114
6305 (Corrected by PLO 6348) ... 6113
6347 ... 6113
6348 ... 6113
6349 ... 6114
6350 ... 6114
6351 ... 6541
6352 ... 7179

Proposed Rules:

3130 ... 7213
3900 ... 6510
3920 ... 6510
3930 ... 6510

44 CFR

11 ... 6711
64 ... 4663, 4778, 6982, 6984
65 ... 6986
67 ... 6987
70 ... 6711–6714

Proposed Rules:

64 ... 6729
65 ... 6729
67 ... 4681, 6729, 6996, 7214
70 ... 6729

45 CFR

303 ... 7179
1010 ... 7226
1061 ... 7226
1064 ... 7226

Proposed Rules:

201 ... 7479
801 ... 5769
1385 ... 7700
1386 ... 7700
1387 ... 7700

46 CFR

Ch. I ... 4780
67 ... 7451
80 ... 7455
401 ... 6114
502 ... 5737
503 ... 5742, 6337
522 ... 5742
524 ... 5743
531 ... 5737
534 ... 6541
536 ... 5737, 6541, 7456
540 ... 5737
542 ... 5742
543 ... 5742
544 ... 5742
552 ... 5742

Proposed Rules:

Ch. IV ... 5769
10 ... 5575
25 ... 4837
33 ... 4837
35 ... 4837
94 ... 4837
97 ... 4837
107 ... 4837
108 ... 4837
109 ... 4837
125 ... 6636
126 ... 6636
127 ... 6636
128 ... 6636
129 ... 6636
130 ... 6636
131 ... 6636
132 ... 6636
133 ... 6636
134 ... 6636
135 ... 6636
136 ... 6636
157 ... 5575
160 ... 4837
192 ... 4837
196 ... 4837

47 CFR

1 ... 4783
2 ... 4783, 5922
15 ... 4788, 5922, 5928
31 ... 5928, 6987
43 ... 5928
64 ... 6116
67 ... 5939
73 ... 4664, 4665, 4792, 5940–5947, 7457, 7738–7744
81 ... 6119
83 ... 6119
90 ... 4792, 5922
95 ... 4783
97 ... 7457

Proposed Rules:

Ch. I ... 7596
2 ... 4845
5 ... 4845
15 ... 4845
21 ... 4845, 6730
22 ... 6730
23 ... 6730
25 ... 7481
73 ... 4692–4698, 4845, 5970–5978, 7481–7485, 7749–7763
74 ... 4845, 6730
78 ... 4845, 6730
81 ... 6730
83 ... 4847
87 ... 4849, 6730
90 ... 4851, 6730
94 ... 4845, 6730
95 ... 5982
97 ... 4855
150 ... 6730

49 CFR

218 ... 6122
228 ... 6123
387 ... 5559
575 ... 5690
1003 ... 5269
1033 ... 6989, 7180
1043 ... 4666, 5269
1201 ... 7182

Proposed Rules:

Ch. 1 ... 6997
567 ... 6565
630 ... 6143
1033 ... 4493
1043 ... 4699
1051 ... 6999
1162 ... 6374
1206 ... 7603
1306 ... 6374
1307 ... 6374
1320 ... 6999
1321 ... 6999
1322 ... 6999
1323 ... 6999
1324 ... 6999

50 CFR

23 4795
602 7402
611 6342
642 5270
655 6342
658 5744
661 7459
663 ..... 6542, 6715
671 5276
681 5560

Proposed Rules:

17 ..... 4860, 5284, 6752
23 7604
222 5982
227 5285
301 4861
611 5575
650 6542
656 5575
677 7764
681 7608

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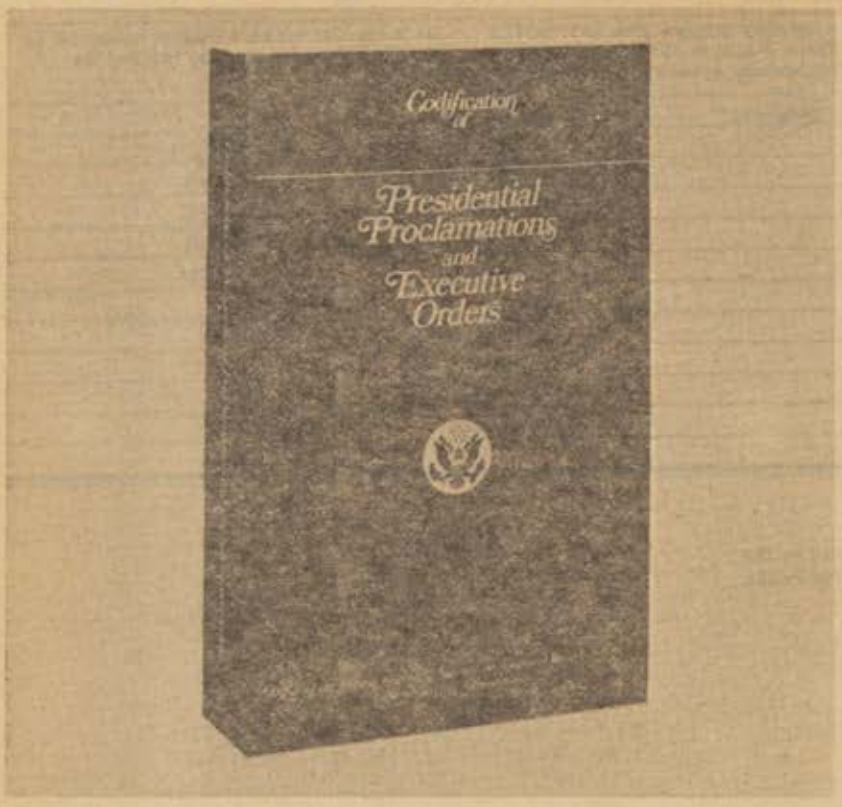

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