

**A. Federal Reserve Bank of Kansas City** (John E. Yorke, Senior Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. *Walter W. and Pearl M. Luehrman, Trustees, Walter W. and Pearl M. Luehrman, Revocable Living Trust*, all of Higginsville, Missouri; to acquire an additional 1.95 percent, for a total of 26.34 percent, of the voting shares of Higginsville Bancshares, Inc., Higginsville, Missouri, and thereby indirectly acquire First State Bank of Higginsville/Odessa, Higginsville, Missouri.

Board of Governors of the Federal Reserve System, August 23, 1995.

**Jennifer J. Johnson,**

*Deputy Secretary of the Board.*

[FR Doc. 95-21346 Filed 8-28-95; 8:45 am]

BILLING CODE 6210-01-F

### **NationsBank Corporation, et al.; Formations of; Acquisitions by; and Mergers of Bank Holding Companies**

The companies listed in this notice have applied for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) and § 225.14 of the Board's Regulation Y (12 CFR 225.14) to become a bank holding company or to acquire a bank or bank holding company. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank or to the offices of the Board of Governors. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Unless otherwise noted, comments regarding each of these applications must be received not later than September 22, 1995.

**A. Federal Reserve Bank of Richmond** (Lloyd W. Bostian, Jr., Senior Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

1. *NationsBank Corporation*, Charlotte, North Carolina; to acquire 100 percent of the voting shares of Intercontinental Bank, Miami, Florida.

**B. Federal Reserve Bank of St. Louis** (Rodull C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. *Union Planters Corporation*, Memphis, Tennessee, and CBI Acquisition Company, Inc., Cape Girardeau, Missouri to acquire 100 percent of the voting shares of Capital Bancorporation, Inc., Cape Girardeau, Missouri, and thereby indirectly acquire Capital Bank of Cape Girardeau County, Cape Girardeau, Missouri; Capital Bank of Perryville, N.A., Perryville, Missouri; Capital Bank of Sikeston, Sikeston, Missouri; Capital Bank of Southwest Missouri, Ozark, Missouri; Maryland Avenue Bancorporation, Clayton, Missouri; Capital Bank & Trust Company of Clayton, Clayton, Missouri; Century State Bancshares, Jackson, Missouri; and Capital Bank of Columbia, Columbia, Missouri. Applicant also proposed to acquire Home Federal Savings and Loan Association, Jonesboro, Arkansas, which will be merged into a Union Planters bank upon consummation.

In connection with this application, CBI Acquisition Company, Inc., Cape Girardeau, Missouri, also has applied to become a bank holding company.

**C. Federal Reserve Bank of Dallas** (Genie D. Short, Vice President) 2200 North Pearl Street, Dallas, Texas 75201-2272:

1. *Caldwell Holding Company*, Columbia, Louisiana; to acquire 7.93 percent of the voting shares of Citizens Progressive Bank, Columbia, Louisiana.

2. *FSB Bancshares, Inc.*, Clute, Texas; to become a bank holding company by acquiring 100 percent of the voting shares of FSB Bancshares of Delaware, Inc., Wilmington, Delaware; First State Bank, Clute, Texas.

In connection with this application, FSB Bancshares of Delaware, Inc., Wilmington, Delaware, also has applied to become a bank holding company by acquiring 100 percent of the voting shares of First State Bank, Clute, Texas.

Board of Governors of the Federal Reserve System, August 23, 1995.

**Jennifer J. Johnson,**

*Deputy Secretary of the Board.*

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### **Norwest Corporation; Notice to Engage in Certain Nonbanking Activities**

Norwest Corporation, Minneapolis, Minnesota (Applicant), has applied pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) (BHC Act) and section 225.23 of the Board's Regulation Y (12

CFR 225.23), to acquire The Foothill Group, Inc., Los Angeles, California (Company), and thereby engage in asset based commercial lending and managing certain assets through Company as the corporate general partner in two limited partnerships (Partnerships). The proposed activities involve acquiring debt at a discount from its stated principal amount, including both secured and unsecured debt in the form of bank loans, privately placed as well as publicly-traded debt instruments, including bonds, notes and debentures, and discounted receivables. Applicant maintains that such discounted debt is acquired with the purpose of restructuring the debt to achieve a higher yield and greater collateral protection. Alternatively, the debt investments may include those of companies that may be contemplating, involved in, or recently have completed, a negotiated restructuring of their outstanding debt or a reorganization under Chapter 11 of the Federal Bankruptcy Code. Applicant indicates that asset based commercial lending involves making revolving credit and term loans, secured by accounts receivable, inventory, machinery, equipment, and other assets, to companies which are generally unable to secure financing from traditional lending sources. In connection with these activities, Applicant also seeks authority to engage in serving as an investment advisor pursuant to § 225.25(b)(4) of the Board's Regulation Y. The proposed activities will be conducted throughout the United States.

### **Closely Related to Banking Standard**

Section 4(c)(8) of the BHC Act provides that a bank holding company may, with Board approval, engage in any activity "which the Board, after due notice and opportunity for hearing, has determined (by order or regulation) to be so closely related to banking or managing or controlling banks as to be a proper incident thereto." In determining whether a proposed activity is closely related to banking for purposes of the BHC Act, the Board considers, *inter alia*, the matters set forth in *National Courier Association v. Board of Governors of the Federal Reserve System*, 516 F.2d 1229 (D.C. Cir. 1975). These considerations are (1) whether banks generally have in fact provided the proposed services, (2) whether banks generally provide services that are operationally or functionally so similar to the proposed services as to equip them particularly well to provide the proposed services, and (3) whether banks generally provide services that are so integrally related to