

and directing the liquidation of the Account;

(4) Administration of the overall operation of the investments of the Account, including all applicable leasing, management, financing, and capital improvement decisions;

(5) Establishing and maintaining accounting records of the Accounts and distributing reports to Client Plans as described in Part III; and

(6) Selecting and directing all service providers of ancillary services as defined in this Part IV.

(d) The term "ancillary services" means:

(1) Legal services;

(2) Services of architects, designers, engineers, hazardous materials consultants, contractors, leasing agents, real estate brokers, and others in connection with the acquisition, construction, improvement, management and disposition of investments in real property;

(3) Insurance brokerage and consultation services;

(4) Services of independent auditors and accountants in connection with auditing the books and records of the Accounts and preparing tax returns;

(5) Appraisal and mortgage brokerage services; and

(6) Services for the development of income-producing real property.

(e) The term "Responsible Independent Fiduciaries" means with respect to a Multiple Client Account the Independent Fiduciary of each Client Plan invested in the Account and other authorized persons acting for investors in the Account which are not employee benefit plans as defined under section 3(3) of the Act (such as governmental plans, university endowment funds, etc.) that are independent of AEW and its affiliates and are persons other than the bank trustee for the Account, and that collectively hold at least 50% of the interests in the Account.

(f) The term "Threshold Amount" means with respect to any Disposition Fee an amount which equals all of a Client Plan's capital invested in an Account plus a pre-specified annual compounded cumulative rate of return that is at least a minimum rate of return determined as follows:

(1) A non-fixed rate which is at least equal to the rate of change in the consumer price index (CPI) during the period from the deposit of the Client Plan's assets into the Account until distributions of the Client Plan's assets from the Account equal or exceed the Threshold Amount; or

(2) A fixed rate which is at least equal to the rate of change in the CPI over some period of time specified in the

Agreement, which shall not exceed 10 years.

(g) The term "Target Amount" means a value assigned to each property in the Account established by AEW either (1) at the time the property is acquired, by mutual agreement between AEW and the Independent Fiduciary for a Single Client Account or the Responsible Independent Fiduciaries for a Multiple Client Account, or (2) pursuant to an objective formula approved by such Fiduciaries at the time the Account is established. However, in no event will such value be less than the acquisition price of the property.

For a more complete statement of the facts and representations supporting the Department's decision to grant PTE 93-40, refer to the notice of proposed exemption and grant notice which are cited above.

Signed at Washington, D.C., this 23rd day of October 1997.

**Ivan L. Strasfeld,**

*Director of Exemption Determinations,  
Pension and Welfare Benefits Administration,  
U.S. Department of Labor.*

[FR Doc. 97-28592 Filed 10-29-97; 8:45 am]

BILLING CODE 4510-29-P

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## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (97-158)]

### Notice of Prospective Patent License

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Notice of prospective patent license.

**SUMMARY:** NASA hereby gives notice that Corken, Inc., a subsidiary of IDEX Corporation, having its principal place of business at 3805 N.W. 36th Street, Oklahoma City, OK 73112, has applied for a partially exclusive license to practice the invention described and claimed in U.S. Patent No. 5,171,822, entitled "LOW TOXICITY HIGH TEMPERATURE PMR POLYIMIDE," which is assigned to the United States of America as represented by the Administrator of the National Aeronautics and Space Administration. Written objections to the prospective grant of a license should be sent to Langley Research Center.

**DATE:** Responses to this notice must be received by December 29, 1997.

**FOR FURTHER INFORMATION CONTACT:** Mr. George F. Helfrich, Patent Counsel, Langley Research Center, Mail Stop 212, Hampton, VA 23681-0002, telephone (757) 864-9260; fax (757) 864-9190.

Dated: October 23, 1997.

**Edward A. Frankle,**

*General Counsel.*

[FR Doc. 97-28680 Filed 10-29-97; 8:45 am]

BILLING CODE 7510-01-M

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## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (97-159)]

### Notice of Prospective Patent License

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Notice of Prospective Patent License.

**SUMMARY:** NASA hereby gives notice that Grand Illusion/Living Window, Inc., of Dover, New Hampshire 03820, has applied for an exclusive license to practice the invention described and claimed in U.S. Patent No. 5,559,923, entitled "VAPOR GENERATOR WAND," for which a United States Patent was issued on September 24, 1996, to the United States of America as represented by the Administrator of the National Aeronautics and Space Administration. Written objections to the prospective grant of a license should be sent to Langley Research Center.

**DATES:** Responses to this notice must be received by December 29, 1997.

**FOR FURTHER INFORMATION CONTACT:** Ms. Kimberly A. Chasteen, Patent Attorney, NASA Langley Research Center, Mail Stop 212, Hampton, VA 23681-0001. Telephone (757) 864-3227; fax (757) 864-9190.

Dated: October 23, 1997.

**Edward A. Frankle,**

*General Counsel.*

[FR Doc. 97-28819 Filed 10-29-97; 8:45 am]

BILLING CODE 7510-01-M

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## NATIONAL SCIENCE FOUNDATION

### Notice of Permit Applications Received Under the Antarctic Conservation Act of 1978 (Pub. L. 95-541)

**AGENCY:** National Science Foundation.

**ACTION:** Notice of Permit Applications Received Under the Antarctic Conservation Act of 1978, Pub. L. 95-541.

**SUMMARY:** The National Science Foundation (NSF) is required to publish notice of permit applications received to conduct activities regulated under the Antarctic Conservation Act of 1978. NSF has published regulations under the Antarctic Conservation Act at Title