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PART I



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This list includes only rules that were published in the FEDERAL REGISTER after October 1, 1972.

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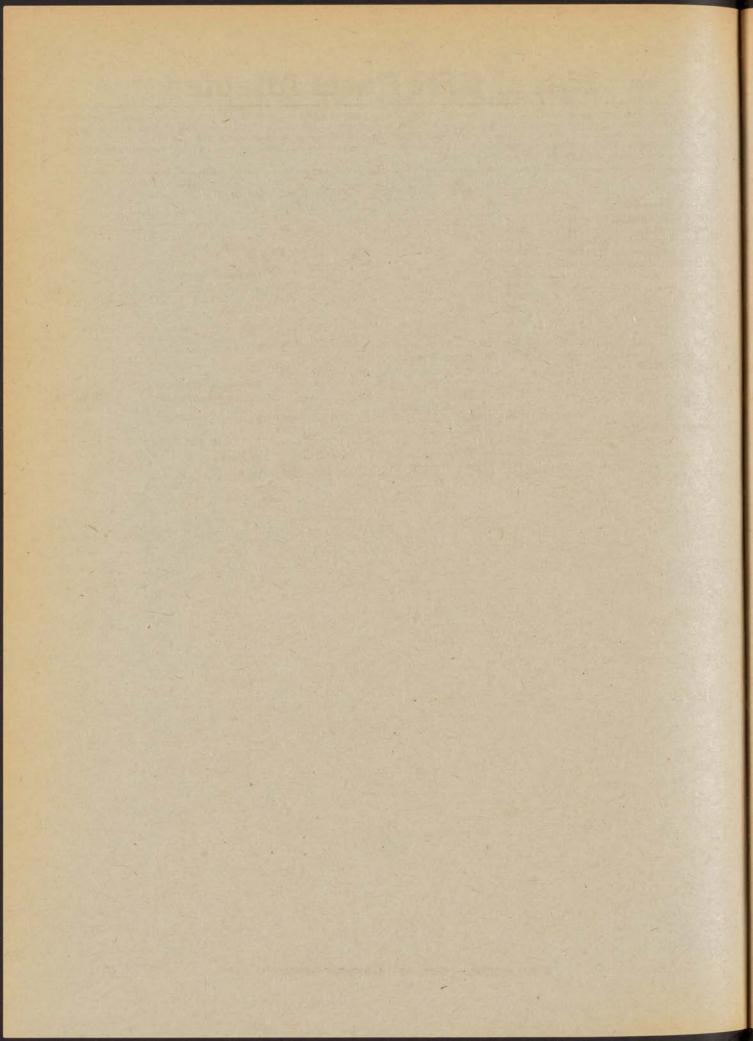
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Title 3—The President

EXECUTIVE ORDER 11760

Designating the European Space Research Organization (ESRO) as a Public International Organization Entitled To Enjoy Certain Privileges, Exemptions, and Immunities

By virtue of the authority vested in me by sections 1 and 11 of the International Organizations Immunities Act (59 Stat. 669; 22 U.S.C. 288) as amended by Public Law 89–353 (80 Stat. 5), it is ordered as follows:

SECTION 1. I hereby designate the European Space Research Organization (ESRO) as a public international organization entitled to enjoy those privileges, exemptions, and immunities provided for by the International Organizations Immunities Act.

Sec. 2. Executive Order No. 11318 of December 5, 1966 and Executive Order No. 11351 of May 22, 1967 are hereby superseded.

Richard Hifm

THE WHITE HOUSE,

January 17, 1974.

[FR Doc.74-1780 Filed 1-17-74;3:11 pm]

EXECUTIVE ORDER 11761

To Facilitate Coordination of Federal Education Programs

Sound public policy requires a continuing appraisal of the relation of Federal educational activities to the educational needs and goals of the Nation and to its educational systems and institutions. The scope of, and program outlays for, Federal educational activities have been expanded greatly and have a significant influence on education in this country and on the American people. Many Federal agencies are involved, both directly and indirectly, in carrying on educational programs either as Federal activities or in cooperation with State and local units of government. Continued close coordination of Federal educational activities will facilitate the resolution of common problems and otherwise promote effective planning and management of such activities.

Under the direction of the Secretary of Health, Education, and Welfare (hereinafter referred to as the Secretary), the Office of Education is directed by law to collect data on the progress of education, provide information to aid in the maintenance of efficient school systems, and otherwise promote the cause of education throughout the country (20 U.S.C. 1221c).

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, it is hereby ordered as follows:

Section 1. Functions of the Secretary of Health, Education, and Welfare. The Secretary, with the assistance of the Assistant Secretary for Education, shall identify the education needs and goals of the Nation and from time to time shall recommend to the President policies for promoting the progress of education.

SEC. 2. Functions of the Assistant Secretary for Education. Under the direction of the Secretary, the Assistant Secretary for Education shall:

- (1) Study the current effects of Federal activities upon the educational programs of State, local and nonprofit educational institutions, assess future trends of such activities, and (taking into consideration the relationship between education and policies in fields such as manpower development, defense, military manpower, economic growth, and science) develop recommendations for educational activities, or for coordination of policies affecting such activities;
- (2) Exercise leadership in seeking timely resolution of differences of opinion concerning policies or administrative practices with respect to Federal educational activities affecting educational institutions;
- (3) Make appropriate arrangements for obtaining advice and information, including establishment of ad hoc working groups to consider special problems, and for utilizing existing interagency machinery wherever appropriate; and
- (4) Exercise initiative in obtaining pertinent and consistent data permitting an overview of Federal educational activities.
- Sec. 3. Agency Responsibilities. The heads of Federal agencies, as to their respective education related programs, shall:
- (1) Insofar as practicable, take such actions as may be necessary to assure: (A) Conformity of their programs with the educational goals and policies of the Nation, as identified by the Secretary, and (B) consistent administrative policies and practices among Federal agencies in the conduct of similar programs;

(2) Keep each other fully and currently informed in order to achieve coordinated planning and prevent unnecessary duplication of activities;

(3) Provide information requested by the Secretary or the Assistant Secretary for Education on educational matters; and

(4) Cooperate with the Secretary and the Assistant Secretary for Education in the conduct of such studies and analyses as may be necessary to carry out the responsibilities and duties assigned by this order. To this end the heads of Federal agencies shall maintain information on current and planned activities that can readily be analyzed in conjunction with information on related activities of other Federal agencies.

Sec. 4. Establishment and functions of a Federal Interagency Committee on Education. (a) There is hereby continued the "Federal Interagency Committee on Education" (hereinafter referred to as the "Committee").

(b) The Committee shall advise the Secretary, the Assistant Secretary for Education, and the heads of Federal agencies in connection

with the responsibilities assigned to them by this order.

(c) The Committee shall be composed of the Assistant Secretary for Education, who shall be the chairman, the Commissioner of Education, the Director of the National Institute of Education, and one appropriate representative of each of the following: the Department of State, the Department of Defense, the Department of Agriculture, the Department of Labor, the National Science Foundation, the Atomic Energy Commission, and the National Aeronautics and Space Administration.

(d) The chairman may invite Federal agencies, in addition to those which are represented on the Committee under the provisions of subsection (c) of this Section, to designate representatives to participate in meetings of the Committee on matters of substantial interest to such

agencies which are to be considered by the Committee.

(e) The Director of the Office of Management and Budget and the Chairman of the Council of Economic Advisers may each designate a member of his staff to attend meetings of the Committee as an observer.

Sec. 5. Construction. Nothing in this order shall be construed as subjecting any Federal agency, or any function vested by law in, or assigned pursuant to law to, any Federal agency, to the authority of any other Federal agency, or as abrogating or restricting any such function in any manner.

Sec. 6. Definition. Except as may be inconsistent with the provisions of this order or otherwise inappropriate, the term "Federal agency", as used herein, includes any department or other agency or instrumentality (including officers) of the executive branch of the Government of the United States.

Sec. 7. Executive Order No. 11185 of October 16, 1964, Executive Order No. 11260 of December 11, 1965, and Executive Order No. 11661 of March 24, 1972, are hereby superseded.

Richard Hifm

THE WHITE HOUSE,

January 17, 1974.

[FR Doc.74-1781 Filed 1-17-74;3:12 pm]

EXECUTIVE ORDER 11762

Delegating to the Administrator of Veterans' Affairs Certain Authority Relating to Grants-in-Aid to the Republic of the Philippines for Medical Care and Treatment of Veterans

By virtue of the authority vested in me by section 633 of title 38 and by section 301 of title 3 of the United States Code, and as President of the United States of America, it is hereby ordered as follows:

Section 1. (a) Subject to the provisions of subsections (b) and (c) of this section, the Administrator of Veterans' Affairs is hereby designated and empowered to exercise, without the approval, ratification, or other action of the President, the authority vested in the President by sections 631, 632, 633, and 634 of title 38 of the United States Code, as amended by section 107(a) of the Veterans Health Care Expansion Act of 1973 (Public Law 93–82; 87 Stat. 184).

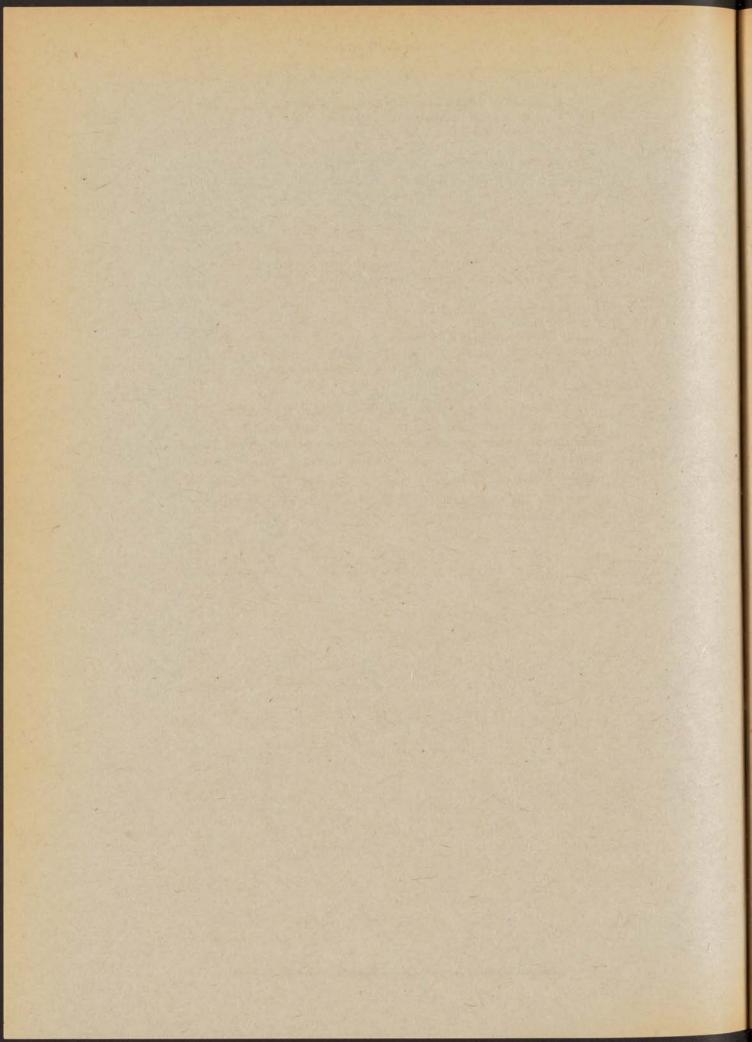
- (b) The Secretary of State shall negotiate the agreement, and any modifications thereby with the Republic of the Philippines required by the provisions of sections 631, 632, 633, and 634 of title 38 of the United States Code.
- (c) All rules and regulations prescribed by the Administrator pursuant to the authority delegated to him by this order shall be subject to prior approval by the Director of the Office of Management and Budget.
- SEC. 2. Nothing in this order shall be construed as modifying or terminating any other authority heretofore delegated by the President to the Administrator of Veterans' Affairs.

Richard Hifor

THE WHITE HOUSE,

January 17, 1974.

[FR Doc.74-1782 Filed 1-17-74;3:13 pm]



EXECUTIVE ORDER 11763

Establishing a National Commission for the Observance of World Population Year

In a message to the Congress on July 18, 1969, I stated that "One of the most serious challenges to human destiny in the last third of this century will be the growth of the population. Whether man's response to that challenge will be a cause for pride or for despair in the year 2000 will depend very much on what we do today. If we now begin our work in an appropriate manner, and if we continue to devote a considerable amount of attention and energy to this problem, then mankind will be able to surmount this challenge as it has surmounted so many during the long march of civilization".

The General Assembly of the United Nations, by a resolution approved at its twenty-fifth session, has designated the year 1974 as World Population Year. This action was designed to focus international attention on various aspects of the population problem and to encourage appropriate and relevant cooperative activity in this field. In the same resolution, the General Assembly called upon member states and international organizations to participate fully in the World Population Year and to devote the year 1974 to appropriate efforts and undertakings concerning the population question. The Secretary General of the United Nations has called upon member states to begin preparatory work immediately.

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, it is ordered as follows:

Section 1. Establishment of Commission. (a) There is hereby established a National Commission for the Observance of World Population Year, 1974.

- (b) The Commission shall consist of not more than twenty members to be appointed by the President from among citizens in private life. The President shall designate the Chairman and two Vice Chairmen of the Commission from among its members.
- (c) The members shall serve without compensation, but shall be entitled to receive travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U.S.C. 5703).
- SEC. 2. Functions of the Commission. (a) The Commission shall promote the appropriate observance in the United States of 1974 as World Population Year. To this end, the Commission shall seek to create within the United States a better understanding of the causes, nature, scope, and consequences of the problem of population growth, both national and international, and the relationship of this problem to the quality of human life.
- (b) The Commission shall keep itself informed of activities undertaken or planned by various organizations and groups in the United States in observance of the Year and shall seek to consult with such groups and to stimulate such activities.
- (c) The Commission shall hold meetings, public or private, at such times and places as the Chairman shall determine. It may assemble and

disseminate information, issue reports and other publications, and conduct such other activities as it may deem appropriate to provide for the effective participation of the United States in the observance of World Population Year.

- (d) The Commission may establish such subcommittees or working groups, the membership of which may include persons not members of the Commission, as it may deem necessary for the fulfillment of its tasks.
- (e) The Commission shall conclude its work by the end of the year 1974 and shall make a report to the President on its work within thirty days thereafter, at which time the Commission shall be deemed to be terminated.
- Sec. 3. Assistance and Cooperation. (a) The Commission is authorized to request any agency of the executive branch of the Government to furnish the Commission with such information and advice and services as may be useful to it for the fulfillment of its functions under this Order. Each such agency is authorized, to the extent permitted by law and within the limits of available funds, to furnish such information, advice, and services to the Commission upon request of the Chairman or Executive Secretary of the Commission.
- (b) Subject to the availability of funds, the Commission may procure the temporary services of experts to assist it in its work, in accordance with the provisions of section 3109 of title 5 of the United States Code.
- (c) The Departments of State and of Health, Education, and Welfare shall, to the extent permitted by law, provide the Commission with administrative services, facilities, and funds necessary for its activities. The Department of State shall provide an Executive Secretary for the Commission.
- (d) The Secretaries of State and Health, Education, and Welfare shall participate with the Commission in order that activities which may be undertaken by the executive branch of the United States Government in observance of World Population Year and those undertaken by the Commission may be properly coordinated.
- (e) The President of the Senate and the Speaker of the House of Representatives shall be invited to designate two Members of each House to participate with the Commission in order that activities which may be undertaken by the Congress in observance of World Population Year and those undertaken by the Commission may be properly coordinated.

Richard Hifm

THE WHITE HOUSE,

January 17, 1974.

[FR Doc.74-1783 Filed 1-17-74;3:14 pm]

Rules and Regulations

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.

Title 7—Agriculture

CHAPTER IX—AGRICULTURAL MARKET-ING SERVICE (MARKETING AGREE-MENTS AND ORDERS; FRUITS, VEGE-TABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Lemon Reg. 621, Amdt. 1]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

This regulation increases the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period January 13–19, 1974. The quantity that may be shipped is increased due to improved market conditions for California-Arizona lemons. The regulation and this amendment are issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910.

- (a) Findings. (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.
- (2) The need for an increase in the quantity of lemons available for handling during the current week results from changes that have taken place in the marketing situation since the issuance of Lemon Regulation 621 (39 FR 1599). The marketing picture now indicates that there is a greater demand for lemons than existed when the regulation was made effective. Therefore, in order to provide an opportunity for handlers to handle a sufficient volume of lemons to fill the current market demand thereby making a greater quantity of lemons available to meet such increased demand, the regulation should be amended, as hereinafter set forth.
- (3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the PEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information

upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

(b) Order, as amended. Paragraph (b) (1) of § 910.921 (Lemon Regulation 621 (39 FR 1599) is hereby amended to read as follows: "The quantity of lemons grown in California and Arizona which may be handled during the period January 13, 1974 through January 19, 1974, is hereby fixed at 215,000 cartons."

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

Dated: January 16, 1974.

CHARLES R. BRADER,
Deputy Director, Fruit and Vegetable Division, Agricultural
Marketing Service.

[FR Doc.74-1713 Filed 1-18-74;8:45 am]

PART 959—ONIONS GROWN IN SOUTH TEXAS

Minimum Quality and Size Requirements

This regulation requires early spring onions produced in South Texas to meet minimum quality and size requirements. This should promote orderly marketing of such onions by keeping less desirable qualities and sizes from being shipped to consumers.

Notice of rulemaking with respect to a proposed handling regulation, to be effective under Marketing Agreement No. 143 and Marketing Order No. 959, both as amended (7 CFR Part 959), regulating the handling of onions grown in the production area, was published in the December 14, 1973, FEDERAL REGISTER (38 FR 34467). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons through December 28, 1973, to file written data, views or arguments pertaining to that proposal. None was filed.

Findings. After consideration of all relevant matters, including the proposal set forth in the aforesaid notice which was recommended by the South Texas Onion Committee, established pursuant to said marketing agreement and order, it is hereby found and determined that the handling regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

The recommendations of the committee reflect its appraisal of the expected volume and composition of the 1974 early spring crop of South Texas onions and of the marketing prospects for the shipping season which is expected to begin on or about March 11.

The grade and size requirements are intended to prevent onions of poor quality or undesirable sizes from being distributed in fresh market channels,

The container requirement prevents the use of off-size or deceptive containers. However, it does not preclude the use of containers customarily packed for the buying trade. The prohibition on packaging and loading onions on Sunday is designed to provide more orderly marketing by tailoring shipments from the production area more closely to the ability of receiving markets to accept marketing.

Exceptions are provided to certain of these requirements to recognize special situations in which such requirements would be inappropriate or unreasonable. Up to 100 pounds of onions may be handled, other than for resale, per day without regard to requirements of this section in order to avoid placing an unreasonable burden on persons handling non-commercial quantities of onions.

The regulations with respect to special purpose shipments are designed to allow the use of containers which have been the subject of experimental shipments during past seasons, and should encourage exports by allowing the use of containers required for such purposes. Shipments for relief or charity are exempt from inspection and assessment requirements since little useful purpose would be served by regulating such shipments.

The regulation is as follows:

§ 959.314 Limitation of shipments.

During the period beginning March 11, 1974, through May 12, 1974, no handler may package or load onions on any Sunday, or handle any lot of onions grown in the production area, except red onions, unless such onions meet the grade requirements of paragraph (a) of this section, one of the applicable size requirements of paragraph (b) of this section, the container requirements of paragraph (c) of this section, and the inspection requirements of paragraph (d) of this section, or unless such onions are handled in accordance with the provisions of paragraph (e) or (f) of this section

(a) Grade requirements. Not to exceed 20 percent defects of U.S. No. 1 grade. In percentage grade lots, tolerances for serious damage shall not exceed 10 percent including not more than 2 percent decay.

Double the lot tolerance shall be permitted in individual packages in percentage grade lots. Application of tolerances in U.S. Grade Standards shall apply to ingrade lots.

(b) Size requirements. (1) "Small"-1 to 21/4 inches in diameter, and limited

to whites only;

(2) "Repacker"-13/4 to 3 inches in diameter, with 60 percent or more 2 inches in diameter or larger;

(3) "Medium"-2 to 31/2 inches in di-

ameter; or

(4) "Jumbo"-3 inches or larger in

diameter.

(c) Container requirements. (1) 25pound bags, with not to exceed in any lot an average net weight of 271/2 pounds per bag, and with outside dimensions not larger than 29 inches by 31 inches; or

(2) 50-pound bags, with not to exceed in any lot an average net weight of 55 pounds per bag, and with outside dimensions not larger than 33 inches by

381/2 inches.

(3) These container requirements shall not be applicable to onions sold to Fed-

eral agencies.

(d) Inspection. (1) No handler may handle any onions regulated hereunder (except pursuant to paragraph (e) or (f) (3) of this section) unless an appropriate inspection certificate has been issued with respect thereto and the certificate is valid at the time of shipment.

(2) No handler may transport or cause the transportation by motor vehicle of any shipment of onions for which an inspection certificate is required unless each such shipment is accompanied by a copy of the inspection certificate applicable thereto or by documentary evidence on forms furnished by the committee identifying truck lots to which a valid inspection certificate is applicable and a copy of such inspection certificate or committee document, upon request, is surrendered to authorities designated by the committee.

(3) For purposes of operation under this part each inspection certificate or committee form required as evidence of inspection is hereby determined to be valid for a period not to exceed 72 hours following completion of inspection as

shown on the certificate.

(e) Minimum quantity exemption. Any handler may handle, other than for resale, up to, but not to exceed 100 pounds of onions per day without regard to the requirements of this section, but this exemption shall not apply to any shipment or any portion thereof of over 100 pounds of onions.

(f) Special purpose shipments and culls. (1) Onions may be handled in containers customarily packed for the retail trade and in other designated special purpose containers as follows:

(i) Each handler desiring to make such shipments shall first apply to the committee for and obtain a Certificate of Privilege to make such shipments.

(ii) After obtaining an approved Certificate of Privilege, each handler may handle onions packed in 2, 3 or 5-pound containers customarily packed for the

retail trade, 20-kilogram bags, or 50pound cartons, if they meet the grade, size, and inspection requirements of paragraphs (a), (b) and (d) of this section and if they are handled in accordance with the reporting requirements established in subparagraph (2) of this paragraph on such shipments: Provided, That shipments of 2, 3 and 5-pound containers shall not exceed 10 percent of a handler's total weekly onion shipments, and provided further that shipments of 50-pound cartons shall not exceed 10 percent of a handler's total weekly onion shipments of all onions allowed to be marketed under this section.

(iii) The average gross weight per lot of onions packed in master containers shall not exceed 115 percent of the des-

ignated net contents.

(iv) The average net weight per lot of 50-pound cartons shall not exceed 55 pounds.

(v) The average net weight per lot of 20-kilogram bags shall not exceed 22 kilograms, and with outside dimensions of such bags not greater than 32 inches by 36 inches.

(vi) 20-kilogram bags shall be conspicuously labeled with the words "FOR EX-PORT ONLY" and shipments shall be only to points outside of the 48 contiguous States of the United States, the District of Columbia, Canada, or Mexico.

(2) Reporting requirements for shipments in designated special purpose con-

tainers.

- (i) Each handler who handles such shipments of onions in containers customarily packed for the retail trade and in other designated special purpose containers, shall report thereon to the committee, the inspection certificate numbers, the grade and size of onions packed, and the size of the containers in which such onions were handled. Such reports, in accordance with § 959.80, shall be furnished to the committee in such manner, on such forms and at such times as it may prescribe. Also, each handler of such shipments of onions shall maintain records of such marketings, pursuant to § 959.80(c). Such records shall be subject to review and audit by the committee to verify reports thereon.
- (3) Onions failing to meet requirements.
- (i) Onions failing to meet the grade, size, and container requirements of this section, and not exempted under paragraph (e) of this section, may be handled only pursuant to § 959.126. Culls may be handled pursuant to § 959.126 (a) (1). Shipments for relief or charity may be handled without regard to inspection and assessment requirements.
- (g) Definitions. The term "U.S. No. 1" shall have the same meaning as set forth in the United States Standards for Grades of Bermuda-Granex-Grano Type Onions (§§ 51.3195-51.3209 of this title), or in the United States Standards for Grades of Onions (Other Than Bermuda-Granex-Grano and Creole Types) (§§ 51.2830-51.2854 of this title), whichever is applicable to the particular variety.

All terms used in this section shall have the same meaning as when used in Marketing Agreement No. 143, as amended, and this part.

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

Dated January 16, 1974, to become effective March 11, 1974.

> CHARLES R. BRADER, Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 74-1712 Filed 1-18-74;8:45 am]

Title 10-Energy

CHAPTER I-ATOMIC ENERGY COMMISSION

PART 73-PHYSICAL PROTECTION OF PLANTS AND MATERIALS

Fixed Site and In-Transit Requirements; Correction

In FR Doc. 73-27095, appearing at page 35430, in the issue for December 28, 1973, the following changes should be made:

1. In § 73.1 the last line of paragraph (b) (1), on page 35431 should read (grams U-233+grams plutonium).

2. In § 73.2 the sixth line of paragraph (m) on page 35431 should read "buildings means an integral door lock or".

3. In § 73.31, on page 35432, paragraph (b) should be corrected to read as follows:

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§ 73.31 Shipment by road. .

(b) All motor vehicles used to transport special nuclear material shall be equipped with a radiotelephone which can communicate with a licensee or his agent. The licensee or agent with whom communications shall be maintained for different segments of the shipment shall be predesignated before a shipment is made. Calls to such licensee or agent shall be made at least every 2 hours when radiotelephone or conventional telephone coverage along the route is available to relay position and projected route. Call frequency may extend up to 5 hours when radiotelephone or conventional telephone coverage is not available along the preplanned route, at which time a conventional telephone call shall be made. In the event no call is received in accordance with these requirements, the licensee or his agent shall immediately notify an appropriate law enforcement authority and the appropriate Atomic Energy Commission Regulatory Operations Regional Office listed in Appendix A of this part. .

Dated at Germantown, Md., this 15th day of January 1974.

For the Atomic Energy Commission.

GORDON M. GRANT, Acting Secretary of the Commission. [FR Doc.74-1677 Filed 1-18-74;8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMIN-ISTRATION, DEPARTMENT OF TRANS-PORTATION

[Airspace Docket No. 73-CE-23]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CON-TROLLED AIRSPACE, AND REPORTING POINTS

Designation of Transition Area; Correction

In FR Doc. 73-24941 appearing on page 32437 of the issue for Monday, November 26, 1973, the radial set forth in line 5 of the Aurora, Nebraska, Municipal Airport transition area description as "123°" is changed to read "110°".

Issued in Kansas City, Missouri, on December 12, 1973.

A. L. COULTER, Director, Central Region.

[FR Doc.74-1593 Filed 1-18-74;8:45 am]

[Airspace Docket No. 73-GL-49]

PART 75—ESTABLISHMENT OF JET ROUTES AND AREA HIGH ROUTES

Establishment of Jet Route

On November 13, 1973, a Notice of Proposed Rule Making (NPRM) was published in the Federal Register (38 FR 31316) stating that the Federal Aviation Administration (FAA) was considering an amendment to Part 75 of the Federal Aviation Regulations that would establish a new jet route between Traverse City, Mich., and Flint, Mich.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received

were favorable.

In consideration of the foregoing, Part 75 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., March 28, 1974, as hereinafter set forth.

Section 75.100 (39 FR 699) is amended as follows:

"Jet Route No. 185 From Traverse City, Mich., to Flint, Mich." is added.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on January 14, 1974.

CHARLES H. NEWPOL, Acting Chief, Airspace and Air Traffic Rules Division.

[FR Doc.74-1594 Filed 1-18-74;8:45 am]

Title 17—Commodity and Securities Exchanges

CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

[Release 33-54501

PART 230—GENERAL RULES AND REG-ULATIONS, SECURITIES ACT OF 1933

Definitions and Clarification of Certain Conditions Regarding Intrastate Offering Exemption

The Securities and Exchange Commission today adopted Rule 147 (17 CFR

230.147) which defines certain terms in, and clarifies certain conditions of, section 3(a) (11) of the Securities Act of 1933 (the Act). Section 3(a) (11) (the "intrastate offering exemption") exempts from the registration requirements of section 5 of the Act, securities that are part of an issue offered and sold only to persons resident within a single state or territory, if the issuer is a person resident and doing business within that state or territory. Rule 147 was proposed for comment in Securities Act of 1933 Release No. 5349 (January 26, 1973) (38 FR 2468).

In developing the definitions in, and conditions of, Rule 147 the Commission has considered the legislative history and judicial interpretations of section 3(a) (11) as well as its own administrative interpretations. The Commission believes that adoption of the rule, which codifies certain of these interpretations, is in the public interest, since it will be consistent with the protection of investors and provide to the extent feasible, more certainty in determining when the exemption provided by that Section of the Act is available. Moreover, the Commission believes that local businesses seeking financing solely from local sources should have objective standards to facilitate compliance with section 3 (a) (11) and the registration provisions of the Act, and that the rule will enable such businesses to determine with more certainty whether they may use the exemption in offering their securities. The rule also will give more assurance that the intrastate offering exemption is used only for the purpose that Congress intended, i.e., local financing of companies primarily intrastate in character. Neither section 3(a)(11) nor Rule 147 provides an exemption from the civil liability provisions of section 12(2) of the Act, the anti-fraud provisions of the Act or of the Securities Exchange Act of 1934 (Exchange Act), the registration and periodic reporting provisions of section 12 (g) and 13 of the Exchange Act, or any applicable state laws.

Rule 147 is another step in the Commission's continuing efforts to provide protection to investors and, where consistent with that objective, to add certainty, to the extent feasible, to the determination of when the registration provisions of the Act apply. Other recent Commission actions in this regard were:

- 1. The adoption of Rule 144 (17 CFR 230.145) (Securities Act Release No. 5223) (37 FR 590, 4329);
- 2. The adoption of Rule 145 (17 CFR 230.145) (Securities Act Release No. 5316) (37 FR 23631);
- 3. The announcement of revised proposed Rule 146 (17 CFR 230.146) (Securities Act Release No. 5430) (38 FR 28951).

This notice contains a general discussion of the background, purpose and general effect of the rule. A brief analysis

¹H.R. REP. No. 85, 73rd Cong. 1st Sess. 6-7 (1933). H.R. REP, No. 1838, 73rd Cong. 2nd. Sess. 40-41 (1934).

of each section of the rule is also included. However, attention is directed to the attached text of the rule for a more complete understanding of its provisions.

BACKGROUND AND PURPOSE

Congress, in enacting the federal securities laws, created a continuous disclosure system designed to protect investors and to assure the maintenance of fair and honest securities markets. The Commission, in administering and implementing these laws, has sought to coordinate and integrate the disclosure system with the exemptive provisions provided by the laws. Rule 147 is a further effort in this direction.

Section 3(a) (11) was intended to allow issuers with localized operations to sell securities as part of a plan of local financing. Congress apparently believed that a company whose operations are restricted to one area should be able to raise money from investors in the immediate vicinity without having to register the securities with a federal agency. In theory, the investors would be protected both by their proximity to the issuer and by state regulation. Rule 147 reflects this Congressional intent and is limited in its application to transactions where state regulation will be most effective. The Commission has consistently taken the position that the exemption applies only to local financing provided by local investors for local companies.2 To satisfy the exemption, the entire issue must be offered and sold exclusively to residents of the state in which the issuer is resident and doing business. An offer or sale of part of the issue to a single non-resident will destroy the exemption for the entire issue.

Certain basic questions have arisen in connection with interpreting section 3 (a) (11). They are:

1. What transactions does the section cover:

2. What is "part of an issue" for purposes of the Section;

3. When is a person "resident within" a state or territory for purposes of the section; and

4. What does "doing business within" mean in the context of the Section?

The courts and the Commission have addressed themselves to these questions in the context of different fact situations, and some general guidelines have been developed. Certain guidelines were set forth by the Commission in Securities Act Release No. 4434 and, in part, are reflected in Rule 147. However, in certain respects, as pointed out below, the rule differs from past interpretations.

THE TRANSACTION CONCEPT

Although the intrastate offering exemption is contained in section 3 of the Act, which section is phrased in terms of exempt "securities" rather than "transactions", the legislative history and Commission and judicial interpretations indicate that the exemption covers only specific transactions and not the securi-

² See, e.g., Securities Act Release No. 4434 (December 6, 1961) (26 FR 9158).

ties themselves.⁸ Rule 147 reflects this interpretation.

THE "PART OF AN ISSUE" CONCEPT

The determination of what constitutes "part of an issue" for purposes of the exemption, i.e. what should be "integrated", has traditionally been dependent on the facts involved in each case. The Commission noted in Securities Act Release No. 4434 that "any one or more of the following factors may be determinative of the question of integration:

1. Are the offerings part of a single

plan of financing;

2. Do the offerings involve issuance of the same class of security;

3. Are the offerings made at or about the same time;

4. Is the same type of consideration to be received; and

5. Are the offerings made for the same

general purpose.

In this connection, the Commission generally has deemed intrastate offerings to be "integrated" with those registered or private offerings of the same class of securities made by the issuer at or about the same time.

The rule as initially proposed would have done away with the necessity for such case-by-case determination of what offerings should be integrated by providing that all securities offered or sold by the issuer, its predecessor, and its affiliates, within any consecutive six month period, would be integrated. As adopted, the rule provides in paragraph (b)(2) that, for purposes of the rule only, certain offers and sales of securities, discussed below, will be deemed not to be part of an issue and therefore not be integrated, but the rule does not otherwise define "part of an issue." Accordingly, as to offers and sales not within (b) (2). issuers who want to rely on Rule 147 will have to determine whether their offers and sales are part of an issue by applying the five factors cited above.

THE "PERSON RESIDENT WITHIN" CONCEPT

The object of the section 3(a) (11) exemption, i.e., to restrict the offering to persons within the same locality as the issuer who are, by reason of their proximity, likely to be familiar with the issuer and protected by the state law governing the issuer, is best served by interpreting the residence requirement narrowly. addition, the determination of whether all parts of the issue have been sold only to residents can be made only after the securities have "come to rest" within the state or territory. Rule 147 retains these concepts, but provides more objective standards for determining when a person is considered a resident within a state for purposes of the rule and when securities have come to rest within a state.

THE "DOING BUSINESS WITHIN"
REQUIREMENT

Because the primary purpose of the intrastate exemption was to allow an

essentially local business to raise money within the state where the investors would be likely to be familiar with the business and with the management, the doing business requirement has traditionally been viewed strictly. First, not only should the business be located within the state, but the principal or predominant business must be carried on there. Second, substantially all of the proceeds of the offering must be put to use within the local area.

Rule 147 reinforces these requirements by providing specific percentage amounts of business that must be conducted within the state, and of proceeds from the offering that must be spent in connection with such business. In addition, the rule requires that the principal office of the issuer be within the state.

SYNOPSIS OF RULE 147

1. Preliminary Notes. The first preliminary note to the rule indicates that the rule does not raise any presumption that the section 3(a)(11) exemption would not be available for transactions which do not satisfy all of the provisions of the rule. The second note reminds issuers that the rule does not affect compliance with state law. The third preliminary note to the rule briefly explains the rule's purpose and provisions.

As initially proposed, the rule was intended not to be available for secondary transactions. In order to make this clear, the fourth preliminary note indicates that the rule is available only for transactions by an issuer and that the rule is not available for secondary transactions. However, in accordance with long standing administrative interpretations of section 3(a) (11), the intrastate offering exemption may be available for secondary offers and sales by controlling persons of the issuer, if the exemption would have been available to the issuer.

2. Transactions Covered—Rule 147(a). Paragraph (a) of the rule provides that offers, offers to sell, offers for sale and sales of securities that meet all the conditions of the rule will be deemed to come within the exemption provided by section 3(a) (11). Those conditions are: (1) The issuer must be resident and doing business within the state or territory in which the securities are offered and sold (Rule 147(c)); (2) the offerees and purchasers must be resident within such state or territory (Rule 147(d)); (3) resales for a period of 9 months after the last sale which is part of an issue must be limited as provided (Rule 147 (e) and (f)). In addition, the revised rule provides that certain offers and sales of securities by or for the issuers will be deemed not "part of an issue" for purposes of the rule only (Rule 147(b))

3. "Part of an Issue"—Rule 147(b). Paragraph (b)(1) of the rule provides that all securities of the issuer which are part of an issue must be offered, offered

for sale or sold only in accordance with all of the terms of the rule. For the purposes of the rule only, paragraph (b) (2) provides that all securities of the issuer offered, offered for sale or sold pursuant to the exemptions provided under section 3 or 4(2) of the Act or registered pursuant to the Act, prior to or subsequent to the six month period immediately preceding or subsequent to any offer, offer to sell, offer for sale or sale pursuant to Rule 147 will be deemed not part of an issue provided that there are no offers, offers to sell or sales of securities of the same or similar class by or for the issuer during either of these six month periods. If there have been offers or sales during the six months, then in order to determine what constitutes part of an issue, reference should be made to the five traditional integration factors discussed above.

As initially proposed the rule would have deemed all securities of the issuer, its predecessors and affiliates offered or sold by the issuer, its predecessors and affiliates within any consecutive six month period to be part of the same issue. On reconsideration, the Commission believes this would be too restrictive and has revised the rule as discussed above. Since paragraph (b) (2) does not define "part of an issue", a note has been added to paragraph (b) which refers to the discussion of the five factors to be considered in determining whether a transaction is part of an issue. These factors are discussed in the third preliminary note to the rule, and should be considered in determining whether any offers and sales falling outside the scope of paragraph (b) (2) and offers and sales made in reliance on the rule must be integrated. Neither section 3(a)(11) nor Rule 147 can be relied upon in combination with another exemption for different parts of a single issue where a part is offered or sold to non-residents.

As initially proposed for comment the rule provided that securities offered or sold by a person which was a business separate and distinct from the issuer and which was affiliated with the issuer solely by reason of the existence of a common general partner would be deemed not to be part of the same issue. Since paragraph (b) has been revised to no longer automatically integrate offerings of affiliates, this proviso is no longer necessary and has been deleted.

Paragraph (b), as revised, is intended to create greater certainty and to obviate in certain situations the need for a case-by-case determination of when certain intrastate offerings should be integrated with other offerings, such as those registered under the Act or made pursuant to the exemption provided by Section 3 or 4(2) of the Act.

4. Nature of the Issuer—Rule 147(c)—"Person Resident Within"—Rule 147(c) (1). Paragraph (c) (1) of the rule defines the situations in which issuers would be deemed to be "resident within" a state or territory. A corporation, limited partnership or business trust must be incorporated or organized pursuant to the laws of such state or territory. Section 3(a)

= 10.

⁴ Chapman v. Dunn, 414 F. 2d 153 (6th Cir. 1969).

^{*}SEC v. Truckee Showboat, Inc., 157 F, Supp. 824 (S.D. Cal. 1957).

See note 2 supra.

(11) provides specifically that a corporate issuer must be incorporated in the state. A general partnership or other form of business entity that is not formed under a specific state or territorial law must have its principal office within the state or territory. The rule also provides that an individual who is deemed an issuer, e.g., a promoter issuing preincorporation certificates, will be deemed a resident if his principal residence is in the state or territory. As initially proposed, the rule provided that in a partnership, all the general partners must be resident within such state or territory. The Commission has reconsidered this provision in light of the provisions applicable to corporations and determined to treat all business entities in a similar manner.

5. Nature of the Issuer-Rule 147(c)-"Doing Business Within"-Rule 147(c) (2), Paragraph (c) (2) of the rule provides that the issuer will be deemed to be "doing business within" a state or territory in which the offers and sales are to be made if: (1) At least 80 percent of its gross revenues and those of its subsidfaries on a consolidated basis (a) for its most recent fiscal year (if the first offer of any part of the issue is made during the first six months of the issuer's current fiscal year) or (b) for the subsequent six month period, or for the twelve months ended with that period (if the first offer of any part of the issue is made during the last six months of the issuer's current fiscal year) were derived from the operation of a business or property located in or rendering of services within the state or territory; (2) at least 80 percent of the issuer's assets and those of its subsidiaries on a consolidated basis at the end of the most recent fiscal semi-annual period prior to the first offer of any part of the issue are located within such state or territory; (3) at least 80 percent of the net proceeds to the issuer from the sales made pursuant to the rule are intended to be and are used in connection with the operation of a business or property or the rendering of services within such state or territory; and (4) the issuer's principal office is located in the state or territory.

As proposed the issuer would have been required to meet the gross revenues and assets conditions at the end of the most recent fiscal year and its most re-cent fiscal quarter. That provision might have been difficult for many small businesses to satisfy and it has been revised as discussed above. Also a moving twelve month calculation is permitted in some instances for determining gross revenues in recognition of the seasonal character of some businesses. The revised rule also clarifies the Commission's previous intention to include gross revenues of subsidiaries consolidated with those of the issuer. Finally, the rule as initially proposed would have required that the issuer intended to use and used 90 percent of the proceeds of the offering in connection with the operation of a business, the purchase of real property or the rendering of services in the state. This percentage has been reduced to 80 percent in the revised rule since it appeared to be unduly restrictive. Further, this is consistent with the nature of the business reflected in the other percentage tests.

Finally, paragraph (c) (2) of the rule provides that an issuer which has not had gross revenues from the operation of its business in excess of \$5,000 during its most recent twelve month period need not satisfy the revenue test of paragraph (c) (2) (i). The provisions of paragraph (c) are intended to assure that the issuer is primarily a local business. Many comments were received requesting more elaboration with respect to the above standards. The following examples demonstrate the manner in which these standards would be interpreted:

Example 1. X corporation is incorporated in State A and has its only warehouse, only manufacturing plant and only office in that state. X's only business is selling products throughout the United States and Canada through mail order catalogs. X annually mails catalogs and order forms from its office to residents of most states and several provinces of Canada. All orders are filled at and products shipped from X's warehouse to customers throughout the United States and Canada. All the products shipped are manufactured by X at its plant in State A. These activities are X's sole source of revenues.

Question. Is X deriving more than 80 percent of its gross revenues from the "operation of a business or * * rendering of services" within State A?

Interpretive Response. Yes, this aspect of the "doing business within" standard is satisfied.

Example 2. Assume the same facts as Example 1, except that X has no manufacturing plant and purchases the products it sells from corporations located in other states.

Question. Is X deriving more than 80 percent of its gross revenues from the "operation of a business or * * * rendering of services" within State A? Interpretive Response. Yes, this aspect of

Interpretive Response. Yes, this aspect of the "doing business within" standard is satisfied.

Example 3. Y Corporation is incorporated in State B and has its only office in that state. Y's only business is selling undeveloped land located in State C and State D by means of brochures mailed from its office throughout the United States.

Question. Is Y deriving more than 80 percent of its gross revenues from the "operation of a business or of property or rendering of services" within State B?

Interpretive Response. There are not sufficient facts to respond. If Y owns an interest in the developed land, it might not satisfy the "80 percent of assets" standard as well as the "80 percent of gross revenues" standard. Moreover, Y could not use more than 20 percent of the proceeds of any offerings made pursuant to the rule in connection with the acquisition of the undeveloped land.

Example 4. Z company is a firm of engineering consultants organized under the laws of State E with its only office in that state. During any year, Z will provide consulting services for projects in other states. 75 percent of Z's work in terms of man hours will be performed at Z's offices where it employs some 50 professional and clerical personnel. Z has no employees located outside of State E. However, professional personnel visit project sites and clients' offices in other states. Approximately 50 percent of Z's revenue is derived from clients located in states other than State E.

Question. Is Z deriving more than 80 percent of its gross revenues from "rendering services" within State E?

Interpretive Response. Yes, this aspect of the "doing business within" standard is satisfied.

Example 5. The facts are the same as in Example 4. In addition, at the end of Z's most recent fiscal quarter 25 percent of its assets are represented by accounts receivable from clients in other states.

Question. Does Z satisfy the "assets" standard?

Interpretive Response. Yes, Z satisfies the "assets" standard. For purposes of the rule, accounts receivable arising from a business conducted in the state would generally be considered to be located at the principal office of the issuer.

Offerees and Purchasers: Persons Resident-Rule 147(d). Paragraph (d) of the rule provides that offers and sales may be made only to persons resident within the state or territory. An individual offeree or purchaser of any part of an issue would be deemed to be a person resident within the state or territory if such person has his principal residence in the state or territory. Temporary residence, such as that of many persons in the military service, would not satisfy the provisions of paragraph (d). In addition, if a person purchases securities on behalf of other persons, the residence of those persons must satisfy paragraph (d). If the offeree or purchaser is a business organization its residence will be deemed the state or territory in which it has its principal office, unless it is an entity organized for the specific purpose of acquiring securities in the offering, in which case it will be deemed to be a resident of a state only if all of the beneficial owners of interests in such entity are residents of the state.

As initially proposed, paragraph (d) (2) provided that an individual, in order to be deemed a resident, must have his principal residence in the state and must not have any present intention of moving his principal residence to another state. The Commission believes that it would be difficult to determine a person's intentions, and accordingly, has deleted the latter requirement. In addition, as initially proposed, the rule would have deemed the residence of a business organization to be the state in which it was incorporated or otherwise organized. The Commission believes that the location of a company's principal office is more of an indication of its local character for purposes of the offeree residence provision of the rule than is its state of incorporation. Section 3(a) (11) requires that an issuer corporation be incorporated within the state, but there is no similar requirement in the statute for a corporation that is an offeree or purchaser.

7. Limitations on Resales—Rule 147
(e). Paragraph (e) of the rule provides that during the period in which securities that are part of an issue are being offered and sold and for a period of nine months from the date of the last sale by the issuer of any part of the issue, resales of any part of the issue by any person shall be made only to persons resident within the same state or territory.

This provides objective standards for determining when an issue "comes to rest." The rule as initially proposed limited both reoffers and resales during a twelve month period after the last sale by the issuer of any part of the issue. However, the Commission believes that it would be difficult for an issuer to prohibit or even learn of reoffers. Thus, the limitation on reoffers would be impractical because, if any purchaser made a reoffer outside of such state or territory, the issuer would lose the exemption provided by the rule. In addition, the Commission determined that a shorter period would satisfy the coming to rest test for purposes of the rule. Thus, the twelve month period has been reduced to nine months.

Persons who acquire securities from issuers in transactions complying with the rule would acquire unregistered securities that could only be reoffered and resold pursuant to an exemption from the registration provisions of the Act.

The Commission, as it indicated in Securities Act Release No. 5349, considered alternatives to the twelve month period. The Commission has determined that it is in the public interest to adopt a specific time period, but such period has been reduced to nine months and applied to resales only, which provides the necessary protections to investors against interstate trading markets springing up before the securities have come to rest within the state. As an additional precaution, a note to paragraph (e) reminds dealers that they must satisfy the requirements of Rule 15c2-11 (17 CFR 240.15c2-11) under the Securities Exchange Act of 1934 prior to publishing any quotation for a security, or submitting any quotation for publication in any quotation medium.

A note to the rule indicates that where convertible securities are sold pursuant to the rule, resales of either the convertible security, or if it is converted, of the underlying security, could be made during the period specified in paragraph (e) only to residents of the state. However, the conversion itself, if pursuant to section 3(a) (9) of the Act, would not begin a new period. In the case of warrants and options, sales upon exercise, if done in reliance on the rule, would

begin a new period.

8. Precautions Against Interstate Offers and Sales-Rule 147(f). Paragraph (f) of the rule requires issuers to take steps to preserve that exemption provided by the rule, since any resale of any part of the issue before it comes to rest within the state to persons resident in another state or territory will, under the Act, be in violation of section 5. The required steps are: (i) Placing a legend on the certificate or other document evidencing the security stating that the securities have not been registered under the Act and setting forth the limitations on resale contained in paragraph (e); (ii) issuing stop transfer instructions to the issuer's transfer agent, if any, with respect to the securities, or, if the issuer transfers its own securities, making a notation in the appropriate records of the issuer; and

(iii) obtaining a written representation from each purchaser as to his residence. Where persons other than the issuer are reselling securities of the issuer during the time period specified in paragraph (e) of the rule, the issuer would, if the securities are presented for transfer, be required to take steps (i) and (ii). In addition, the rule requires that the issuer disclose in writing the limitations on resale imposed by paragraph (e) and the provisions of paragraphs (f) (1) (i) and (ii) and paragraph (f) (2).

OPERATION OF RULE 147

Rule 147 will, operate prospectively only. The staff will issue interpretative letters to assist persons in complying with the rule, but will consider requests for "no action" letters on transactions in reliance on section 3(a) (11) outside the rule only on an infrequent basis and in the most compelling circumstances.

The rule is a nonexclusive rule. However, persons who choose to rely on section 3(a)(11) without complying with all the conditions of the rule would have the burden of establishing that they have complied with the judicial and administrative interpretations of section 3(a) (11) in effect at the time of the offering. The Commission also emphasizes that the exemption provided by section 3(a) (11) is not an exemption from the civil liability provisions of section 12(2) or the anti-fraud provisions of section 17 of the Act or of section 10(b) of the Securities Exchange Act of 1934. The Commission further emphasizes that Rule 147 is available only for transactions by issuers and is not available for secondary offerings

In view of the objectives and policies underlying the Act, the rule would not be available to any person with respect to any offering which, although in technical compliance with the provisions of the rule, is part of a plan or scheme by such person to make interstate offers or sales of securities. In such cases, registration would be required. In addition, any plan or scheme that involves a series of offerings by affiliated organizations in various states, even if in technical compliance with the rule, may be outside the parameters of the rule and of section 3(a) (11) if what is being financed is in effect a single business enterprise.

§ 230.147 "Part of an Issue," "Person Resident," and "Doing Business Within" for Purposes of Section 3(a)(11).

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PRELIMINARY NOTES

1. This rule shall not raise any presumption that the exemption provided by Section 3(a) (11) of the Act is not available for transactions by an issuer which do not satisfy all of the provisions of the rule.

Nothing in this rule obviates the need for compliance with any state law relating to the offer and sale of the securities.

3. Section 5 of the Act requires that all securities offered by the use of the mails or by any means or instruments of transportation or communication in interstate commerce be registered with the Commission.

Congress, however, provided certain exemptions in the Act from such registration provisions where there was no practical need for registration or where the benefits of registration were too remote. Among those exemptions is that provided by Section 3(a) (11) of the Act for transactions in "any security which is a part of an issue offered and sold only to persons resident within a single State or Territory, where the issuer of such security is a person resident and doing business within * * * such State or Territory." The legislative history of that Section suggests that the exemption was intended to apply only to issues genuinely local in character, which in reality represent local financing by local industries, carried out through local investment. Rule 147 is intended to provide more objective standards upon which responsible local businessmen intending to raise capital from local sources may rely in claiming the section 3(a) (11) exemption.

All of the terms and conditions of the rule

All of the terms and conditions of the rule must be satisfied in order for the rule to be available. These are: (1) That the issuer be a resident of and doing business within the state or territory in which all offers and sales are made; and (ii) that no part of the issue be offered or sold to non-residents within the period of time specified in the rule. For purposes of the rule the definition of "issuer" in section 2(4) of the Act shall apply.

All offers, offers to sell, offers for sale, and sales which are part of the same issue must meet all of the conditions of Rule 147 for the rule to be available. The determination whether offers, offers to sell, offers for sale and sales of securities are part of the same issue (i.e., are deemed to be "integrated") will continue to be a question of fact and will depend on the particular circumstances. See Securities Act of 1933 Release No. 4434 (December 6, 1961) (26 FR 9158). Securities Act Release No. 4434 indicated that in determining whether offers and sales should be regarded as part of the same issue and thus should be integrated any one or more of the following factors may be determinative:

(i) Are the offerings part of a single plan of financing;

(ii) Do the offerings involve issuance of the same class of securities;

(iii) Are the offerings made at or about the same time;

(iv) Is the same type of consideration to be received; and

(v) Are the offerings made for the same

general purpose.

Subparagraph (b) (2) of the rule, however, is designed to provide certainty to the extent feasible by identifying certain types of offers and sales of securities which will be deemed not part of an issue, for purposes of the rule

only.

Persons claiming the availability of the rule have the burden of proving that they have satisfied all of its provisions. However, the rule does not establish exclusive standards for complying with the Section 3(a) (11) exemption. The exemption would also be available if the issuer satisfied the standards set forth in relevant administrative and judicial interpretations at the time of the offering but the issuer would have the burden of proving the availability of the exemption. Rule 147 relates to transactions exempted from the registration requirements of Section 5 of the Act by section 3(a) (11). Neither the rule nor section 3(a) (11) provides an exemption from the registration requirements of section 12(g) of the Securities Exchange Act of 1934, the anti-fraud provisions of the federal securities laws, the civil liability pro-

visions of section 12(2) of the Act or other provisions of the federal securities laws.

Finally, in view of the objectives of the rule and the purposes and policies underlying the Act, the rule shall not be available

to any person with respect to any offering which, although in technical compliance with the rule, is part of a plan or scheme by such person to make interstate offers or sales of securities. In such cases registration pur-

suant to the Act is required.

4. The rule provides an exemption for offers and sales by the issuer only. It is not available for offers or sales of securities by other persons, Section 3(a)(11) of the Act been interpreted to permit offers and sales by persons controlling the issuer, if the exemption provided by that section would have been available to the issuer at the time of the offering. See Securities Act Release No. 4434. Controlling persons who want to offer or sell securities pursuant to section 3(a) (11) may continue to do so in accordance with applicable judicial and administrative interpretations.

(a) Transactions Covered. offers to sell, offers for sale and sales by an issuer of its securities made in accordance with all of the terms and conditions of this rule shall be deemed to be part of an issue offered and sold only to persons resident within a single state or territory where the issuer is a person resident and doing business within such state or territory, within the meaning of section 3(a) (11) of the Act.

(b) Part of an issue.

(1) For purposes of this rule, all securities of the issuer which are part of an issue shall be offered, offered for sale or sold in accordance with all of the terms and conditions of this rule.

(2) For purposes of this rule only, an issue shall be deemed not to include offers, offers to sell, offers for sale or sales of securities of the issuer pursuant to the exemption provided by section 3 or section 4(2) of the Act or pursuant to a registration statement filed under the Act, that take place prior to the six month period immediately preceding or after the six month period immediately following any offers, offers for sale or sales pursuant to this rule. Provided. That, there are during either of said six month periods no offers, offers for sale or sales of securities by or for the issuer of the same or similar class as those offered, offered for sale or sold pursuant to the rule.

Note: In the event that securities of the same or similar class as those offered pursuant to the rule are offered, offered for sale or sold less than six months prior to or sub-sequent to any offer, offer for sale or sale pursuant to this rule, see Preliminary Note. 3 hereof as to which offers, offers to sell, offers for sale, or sales are part of an issue

- (c) Nature of the Issuer. The issuer of the securities shall at the time of any offers and the sales be a person resident and doing business within the state or territory in which all of the offers, offers to sell, offers for sale and sales are made.
- (1) The issuer shall be deemed to be a resident of the state or territory in which:
- (i) It is incorporated or organized, if a corporation, limited partnership, trust or other form of business organization that is organized under state or territorial law;

(ii) Its principal office is located, if a general partnership or other form of business organization that is not organized under any state or territorial law;

(iii) His principal residence is lorated

if an individual.

(2) The issuer shall be deemed to be doing business within a state or terri-

(i) The issuer derived at least 80 percent of its gross revenues and those of its subsidiaries on a consolidated basis

(A) For its most recent fiscal year, if the first offer of any part of the issue is made during the first six months of the

issuer's current fiscal year; or

(B) For the first six months of its current fiscal year or during the twelve month fiscal period ending with such six month period, if the first offer of any part of the issue is made during the last six months of the issuer's current fiscal year from the operation of a business or of real property located in or from the rendering of services within such state or territory; provided, however, that this provision does not apply to any issuer which has not had gross revenues in excess of \$5,000 from the sale of products or services or other conduct of its business for its most recent twelve month fiscal period:

(ii) The issuer had at the end of its most recent semi-annual fiscal period prior to the first offer of any part of the issue, at least 80 percent of its assets and those of its subsidiaries on a consolidated basis located within such state

or territory:

(iii) The issuer intends to use and uses at least 80 percent of the net proceeds to the issuer from sales made pursuant to this rule in connection with the operation of a business or of real property, the purchase of real property located in, or the rendering of services within such state or territory; and

(iv) The principal office of the issuer is located within such state or territory.

(d) Offerees and Purchasers: Person Resident. Offers, offers to sell, offers for sale and sales of securities that are part of an issue shall be made only to persons resident within the state or territory of which the issuer is a resident. For purposes of determining the residence of offerees and purchasers:

(1) A corporation, partnership, trust or other form of business organization shall be deemed to be a resident of a state or territory if, at the time of the offer and sale to it, it has its principal office within such state or territory.

(2) An individual shall be deemed to be a resident of a state or territory if such individual has, at the time of the offer and sale to him, his principal residence in the state or territory.

(3) A corporation, partnership, trust or other form of business organization which is organized for the specific purpose of acquiring part of an issue offered pursuant to this rule shall be deemed not to be a resident of a state or territory unless all of the beneficial owners of such organization are residents of such state or territory.

(e) Limitation of Resales. During the period in which securities that are part of an issue are being offered and sold by the issuer, and for a period of nine months from the date of the last sale by the issuer of such securities, all resales of any part of the issue, by any person, shall be made only to persons resident within such state or territory.

Notes: 1. In the case of convertible securities resales of either the convertible security, or if it is converted, the underlying security, could be made during the period described in paragraph (e) only to persons resident within such state or territory. For purposes of this rule a conversion in reliance on section 3(a) (9) of the Act does not begin a new period.

2. Dealers must satisfy the requirements of Rule 15c2-11 under the Securities Exchange Act of 1934 prior to publishing any quotation for a security, or submitting any quotation for publication, in any quotation

medium

(f) Precautions Against Interstate Of-fers and Sales. (1) The issuer shall, in connection with any securities sold by it pursuant to this rule:

(i) Place a legend on the certificate or other document evidencing the security stating that the securities have not been registered under the Act and setting forth the limitations on resale contained in paragraph (e):

(ii) Issue stop transfer instructions to the issuer's transfer agent, if any, with respect to the securities, or, if the issuer transfers its own securities make a notation in the appropriate records of the

issuer; and

(iii) Obtain a written representation from each purchaser as to his residence.

(2) The issuer shall, in connection with the issuance of new certificates for any of the securities that are part of the same issue that are presented for transfer during the time period specified in paragraph (e), take the steps required by paragraphs (f) (1) (i) and (ii).

(3) The issuer shall, in connection with any offers, offers to sell, offers for sale or sales by it pursuant to this rule, disclose, in writing, the limitations on resale contained in paragraph (e) and the provisions of paragraphs (f) (1) (i) and (ii)

and paragraph (f) (2).

(Sections 3(a)(11), 5, 19(a), 48 Stat. 75, 77, 85; secs. 202, 204, 209, 48 Stat. 906, 908; secs. 5, 7, 68 Stat. 684; (15 U.S.C. 77(c)(11), 77(e), 77(s)(a)))

The Commission, acting pursuant to the Securities Act of 1933, particularly sections 3(a)(11) and 19(a) thereof. hereby adopts Rule 147 effective for issues of securities commenced on or after March 1, 1974.

Effective date: March 1, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS, Secretary.

JANUARY 7, 1974.

[FR Doc.74-1672 Filed 1-18-74:8:45 am]

Title 18—Conservation of Power and Water Resources

CHAPTER I—FEDERAL POWER COMMISSION

[Docket No. RM 74-4; Order No. 499]

PART 154—RATE SCHEDULES AND TARIFFS

PART 201—UNIFORM SYSTEM OF ACCOUNTS FOR NATURAL GAS COMPANIES

Accounting and Rate Treatment of Advances for Gas Exploration Development and Production; Correction

JANUARY 10, 1974

In the order amending regulations under the Natural Gas Act, Uniform System Of Accounts For Class A And Class B Natural Gas Companies And Annual Report. Form No. 2., issued December 28, 1973, and published in the Federal Register on January 7, 1974, at 39 FR. 1262 on page 1265, paragraph B, Line 7 add "499" after "Order No." and on page 1265, Note D, Line 5 add "499" after "Order No."

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1706 Filed 1-18-74;8:45 am]

Title 21-Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER A—GENERAL
PART 8—COLOR ADDITIVES

Listing of Color Additives for Cosmetic Use Subject to Certification; FD&C Yellow

No. 5

The Commissioner of Food and Drugs, in evaluating a petition submitted by the Certified Color Industry Committee, c/o Inc. Laboratories, Church, VA (presently Certified Color Manufacturers' Association, Vienna, VA 22180), and other relevant material, finds that FD&C Yellow No. 5 is safe and suitable, under the conditions prescribed in this order, for use in coloring externally applied cosmetics other than hair straighteners, permanent wave preparations, and depilatories. The Commissioner further finds that certification is necessary for the protection of the public health.

Until a final decision is made on the listing of FD&C Yellow No. 5 for use in hair straighteners, permanent wave preparations and depilatories, provisional listing in § 8.501(a) will continue to permit such use.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706(b), (c), (d), 74 Stat. 399– 403; (21 U.S.C. 376(b), (c), (d))) and under authority delegated to the Com-

missioner (21 CFR 2.120), Part 8 is amended by adding thereto a new Subpart G consisting, at this time, of one section as follows:

Subpart G—Listing of Color Additives for Cosmetic Use Subject to Certification

§ 8.7255 FD&C Yellow No. 5.

(a) Identity and specifications. The color additive FD&C Yellow No. 5 shall conform in identity and specifications to the requirements of § 8.275(a) (1) and (b).

(b) Uses and restrictions. FD&C Yellow No. 5 may be safely used for coloring externally applied cosmetics other than hair straighteners, permanent wave preparations and depilatories in amounts consistent with good manufacturing practice.

(c) Labeling. The label of the color additive shall conform to the requirements

of § 8.32.

(d) Certification. All batches of FD&C Yellow No. 5 shall be certified in accordance with regulations in Subpart A of this part.

Any person who will be adversely affected by the foregoing order may at any time on or before February 20, 1974 file with the Hearing Clerk, Food and Drug Administration, Rm. 6-86, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, shall specify with particularity the provisions of the order deemed objectionable, and shall state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the above office during working hours, Monday through Friday.

Effective date. This order shall become effective March 22, 1974, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL

(Sec. 706(b), (c), (d), 74 Stat. 399-403; (21 U.S.C. 376(b), (c), (d))

Dated: January 10, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc.74-1666 Filed 1-18-74:8:45 am]

PART 19—CHESES, PROCESSED CHESES, CHEESE FOODS, CHEESE SPREADS, AND RELATED FOODS

Cottage Cheese Dry Curd, Cottage Cheese, and Lowfat Cottage Cheese; Standards of Identity; Extension of Effective Date

In the FEDERAL REGISTER of March 14, 1973 (38 FR 6886), the Commissioner of Food and Drugs published a final order amending Part 19 by revising §§ 19.525, 19.530 and 19.531 relating respectively to cottage cheese dry curd, cottage cheese, and lowfat cottage cheese. The publication specified that all labeling ordered after December 31, 1973, must comply with the revised regulations.

The Milk Industry Foundation, 910 Seventeenth St., NW., Washington, DC 20006, has requested an extension from the December 31, 1973, compliance date to coincide with the extension date of December 31, 1974, granted for nutrition labeling covering these products, published in the Federal Register of August 24, 1973 (38 FR 22791).

The request was made on the basis that, in the absence of the requested extension, the industry would be required to undertake two label changes within a 12-month period of time.

The Commissioner has considered the circumstances related to the request by the Milk Industry Foundation and concludes that a single effective date is more appropriate and is justified.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055– 1056, as amended by 70 Stat. 919 and 72 Stat. 948 (21 U.S.C. 341, 371)), and under authority delegated to the Commissioner (21 CFR 2.120), the effective date paragraph of the order is revised to read as follows:

Effective date. Compliance with this order, which shall include any labeling changes required, may begin on May 14, 1973, and all labeling used for products shipped in interstate commerce after December 31, 1974, shall comply with these regulations except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be published in the Federal Register.

(Secs. 401, 701, 52 Stat. 1046, 1055-1056, as amended by 70 Stat. 919 and 72 Stat. 948 (21 U.S.C. 341, 371))

Dated: January 10, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc.74-1667 Filed 1-18-74;8:45 am]

Title 24—Housing and Urban Development

CHAPTER X-FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT SUBCHAPTER B-NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-282]

PART 1914—AREAS ELIGIBLE FCR THE SALE OF INSURANCE

Status of Participating Communities

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence a new entry to the table. In this entry, a complete chronology of effective dates appears for each listed community. Each date appearing in the last column of the table is followed by a designation which indicates whether the date signifies the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. The entry reads as follows:

§ 1914.4 Status of participating communities.

-						HE TE .
State	County	Location	Map No.	State map repository	Local map repository	Effective date of authorization of sale of flood insurance for area
California	Santa Barbara	Santa Maria.				The same of the
Connecticut	Fairfield	City of. Trumbull, Town	***************************************			Jan. 15, 1974. Emergency.
Georgia	Berrien	of. Nashville, City of. Warner Robins,				Do.
Do	Tift	City of.				Do.
Iowa	McHenry	Areas, Estherville, City	***************************************			Do. Do.
	. Muscatine	of.	***************************************		•••••	Do.
Maryland	Queen Anne's	of. Unincorporated	***************************************		***************************************	Do.
Massachusetts	Bristol	Areas. Attleboro, City of.	************			Emergency.
	Basex	Manchester, Town of.	***************************************			Jan. 15, 1973. Emergency. Jan. 8, 1974.
	Worcester	Worcester, City of.				Emergency.
Michigan Mississippi	Hinds	Ferndale, City of Clinton, City of				Emergency.
Missouri	City.		***************************************			Do.
Nebraska	Dødge	Billings, City of North Bend, City of.				Do.
	Bergen	Northvale, Borough of.	********************	entertal de la companya de la compa	***************************************	Do.
	Kunterdon	Lawnside, Borough of, Frenchtown,		·/		Do.
North Carolina.		Borough of. Unincorporated	•			Do.
	Gaston	Areas. Mount Holley,				Do.
Do	Jones	City of. Pollecksville,		Nest the Paris	***************************************	Do.
Do	Polk	Tewn of. Unincorporated				Do.
Do Oklahoma	PittGrady	Areas, doChickasha, City				Do.
Pennsylvania		of. Oley, Township				Do.
Do	Bucks	of. Buckingham,			***************************************	Do.
Do	Indina	Township of. Clymer, Borough				Do.
	Tioga	of. Gaines, Township of.				Do.
		Greenville, City of.				Do.
Tennessee		McMinnville, City of.				Do.
TexasVirginia	Campbell	Orange, City of Brookneal, Town _	***************************************			Do.
Do	Smythe	of. Chilhowie, Town of.				Do.
Do	Smythe & Washington.	Saltville, Town of.				Do.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969) (42 U.S.C. 4001-4127); and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969)

Issued: January 11, 1974.

George K. Bernstein, Federal Insurance Administrator.

[FR Doc.74-1537 Filed 1-18-74;8:45 am]

[Docket No. FI-283]

PART 1914—AREAS ELIGIBLE FOR THE SALE OF INSURANCE

Status of Participating Communities

Section 1914.4 of Part 1914 of Subchapter B of Chapter X of Title 24 of the Code of Federal Regulations is amended by adding in alphabetical sequence a new entry to the table. In this entry, a complete chronology of effective dates appears for each listed community. Each date appearing in the last column of the table is followed by a designation which indicates whether the date signifies the effective date of the authorization of the sale of flood insurance in the area under the emergency or the regular flood insurance program. The entry reads as follows:

§ 1914.4 Status of participating communities.

State	County	Location	Map No.	State map repository	Local map repository	Effective date of authorization of sale of flood insurance for area
		13/83-2012				Jan. 16, 1974.
	Cochise	City of,				Emergency.
	Maricopa	Town of.				
	Crawford	City of.				
	Stánislaus	City of				
	St. Lucie	City of.			***************************************	
Georgia	. Glynn	Unincorporated .				
Massachusetts	Middlesex	Arlington,			*******************************	
Do	Essex	Marblehead, .				Do.
Missouri	St. Louis					Do:
New	Belknap	City of. Laconia, City of				Do.
Hampshire. New York						
						Do.
N. Carolina	. Cabarrus	Concord,			***************************************	
Do	New Hanover.	Wilmington, City of,				
Ohio	_ Cuyahoga	North Royalton,				Do.
Oklahoma	. Stephens	City of Duncan, City of				Do.
Pennsylvania	_ Cumberland	Township of.				
	_ Wyoming	Township of.				
Do	. York	Penn, Township				
S. Carolina	. Richland	Columbia, City				Do.
Tennessee	Washington					
Texas	De Witt					
Virginia	. Bedford					Do.
Do	_ Dinwiddie	Areas.				Do. Do.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968), effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, Dec. 24, 1969), (42 U.S.C. 4001-4127); and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, Feb. 27, 1969)

Issued: January 11, 1974.

George K. Bernstein, Federal Insurance Administrator.

[FR Doc.74-1538 Filed 1-18-74;8:45 am]

[Docket No. R-74-109]

SUBCHAPTER C-FEDERAL CRIME INSURANCE PROGRAM

PART 1931—PURCHASE OF INSURANCE AND ADJUSTMENT OF CLAIMS

Sale of Insurance in Florida

On the basis of the Administrator's continuing review of the crime insurance availability in the various States, and on the basis of the findings and recommendations by the Commissioner of Insurance of the State of Florida, the Administrator has determined that a critical unavailability situation exists in that State, and Florida will be made eligible for the sale of crime insurance on the effective date of this regulation.

In view of the critical unavailability situation in Florida which makes it essential that the benefits of the crime insurance program be made available to the citizens of Florida at the earliest possible date and because of the time required to initiate the establishment of servicing facilities in that State, it is impracticable to provide for notice and public procedure, and good cause exists for making this amendment effective on February 1, 1974. Accordingly, Subchapter C of Chapter X of Title 24 is amended

2. Paragraph (b) of § 1931.1 is revised to read as follows:

§ 1931.1 States eligible for the sale of crime insurance.

(b) On the basis of the information available to date, the Administrator has concluded that the following States have an unresolved critical market availability situation which necessitates the implementation of the Federal crime insurance program within such States:

Connecticut District of Columbia Florida Illinois Kansas Maryland Massachusetts

Missouri New Jersey New York Ohio Pennsylvania Rhode Island Tennessee

Effective date. This amendment shall be effective February 1, 1974.

GEORGE K. BERNSTEIN. Federal Insurance Administrator.

[FR Doc.74-1662 Filed 1-18-74;8:45 am]

[Docket No. R-74-109]

PART 1933—COVERAGES, RATES, AND PRESCRIBED POLICY FORMS

Reduction of Commercial Deductible

The Federal Insurance Administrator has determined that in order to make the Federal Crime Insurance Program more responsive to the needs of policyholders, the deductibles to be applied against claims submitted under Federal crime insurance policies should be uniform and related to the type of coverage

provided. Under the authority contained Title 33-Navigation and Navigable Waters in section 306(g), 82 Stat. 540; 12 U.S.C. 1721, an amendment is now being published to make the annual gross receipts brackets for deductibles and premiums uniform and to thereby reduce the amount of deductibles for all insureds whose annual gross receipts are between \$25,000 and \$500,000. Similarly, an amendment is also being published which would reduce the amount of the deductible for non-profit or public risks and for residential risks.

Because these amendments enable the Federal Crime Insurance Program to better meet the needs of its policyholders, and because it is desirable to enable the public to receive the benefit of these changes as soon as possible, comment and public procedure are impracticable and contrary to the public interest. Inasmuch as this amendment provides a benefit to Federal crime insurance policyholders, this amendment is also being made effective January 21, 1974.

Accordingly, 24 CFR Part 1933, is amended as follows:

1. Section 1933.3 is amended to read:

§ 1933.3 Amount of residential policy deductible.

The residential crime insurance policy shall be subject to a deductible in the amount of \$50 for each loss occurrence, or 5 percent of the gross amount of the loss, whichever is greater. The face amount of coverage specified in the policy is not reduced by the application of this deductible. Thus, if an insured having a \$5,000 policy incurs a \$5,000 covered loss, he would receive \$4,750. If the loss were \$6,000, he would receive the full \$5,000.

2. Section 1933.23 is amended to read:

§ 1933.23 Amount of commercial policy deductible.

(a) The commercial crime insurance policy for industrial and commercial risks shall be subject to a deductible in the following amounts for each loss occurrence or 5 percent of the gross amount of the loss, whichever is greater, in accordance with the following categories of annual gross receipts (or operating budget if applicable):

Less th	an \$100,000	850
100,000	to 299,999	100
300,000	to 499,999	150
500,000	and above	200

The face amount of coverage specified in the policy is not reduced by the application of this deductible. Thus, if an insured having a \$15,000 policy incurs a \$15,000 covered loss, he would receive \$14,250. If the loss were \$16,000, he would receive the full \$15,000.

(b) The commercial crime insurance policy for non-profit or public property risks shall be subject to a deductible in the amount of \$50 for each loss occurrence or 5 percent of the amount of loss, whichever is greater.

Effective date. This amendment shall be effective January 21, 1974.

GEORGE K. BERNSTEIN, Federal Insurance Administrator. [FR Doc.74-1661 Filed 1-18-74;8:45 am]

CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION [CGD 73-268R]

PART 115-BRIDGE LOCATIONS AND CLEARANCES; ADMINISTRATIVE PRO-CEDURES

Procedures for Handling Applications for **Bridge Construction Authorization**

This amendment revises the procedures for handling applications for bridge construction authorization. The amendment provides that the Bridge Division in the Office of Marine Environment and Systems reviews each application for bridge construction authorization after it has been forwarded by the District Commander for final action prior to issuing or denying a permit. The review of these applications previously was accomplished by the Aids to Navigation Division, which was located in the Office of Operations. However, the responsibility for this review was transferred to the Bridge Division when 33 CFR 115.60(c) was revised to provide that the Chief, Office of Marine Environment and Systems issues notices of public hearings regarding bridges. Notice of this revision to 33 CFR 115.60(c) was given in the FEDERAL REGISTER of September 30, 1971, at page 19160 (36 FR 19160).

Since this amendment is a matter relating to agency organization, procedure, and practice it is exempt from the notice of proposed rulemaking requirements in (5 U.S.C. 553(b)). It is effective in less than 30 days from the date of publication because it pertains to procedures that the related amendments in 36 FR 19160 have already implemented.

Accordingly, Part 115 of Chapter I of Title 33 of the Code of Federal Regulations is amended by revising the first sentence in § 115.60(e). As amended, § 115.60 reads as follows:

§ 115.60 Procedures for handling applications for bridge construction authorization.

(e) Final action. The file is received in the Bridge Division of the Office of Marine Environment and Systems where it is again subjected to analysis and review. When the Commandant disagrees with the District Commander on a substantive matter, he may return the case for reconsideration, or when he disagrees as to a matter of procedure, he may return the case with instructions to correct the procedural defect (such as the failure to give notice, or to hold a public hearing). When favorable action is taken on an application, the permit is signed by the Commandant and transmitted directly to the applicant. When unfavorable action is taken, the Commandant will inform the applicant of the reasons for rejection and the modifications of plans which would justify reconsideration.

(54 Stat. 501 (33 U.S.C. 521); 80 Stat. 388 (5 U.S.C. 559); 80 Stat. 941 (49 U.S.C. 1655(g)); 49 CFR 1.45 and 1.46)

Effective Date: January 22, 1974.

Dated: January 11, 1974.

C. R. BENDER,
Admiral, U.S. Coast Guard
Commandant.

[FR Doc.74-1656 Filed 1-18-74;8:45 am]

CHAPTER II—CORPS OF ENGINEERS, DEPARTMENT OF THE ARMY

PART 207—NAVIGATION REGULATIONS

Pasquotank River, N.C.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; (33 U.S.C. 1)) § 207.162 establishing and governing the use of a Seaplane Restricted Area in the Pasquotank River, North Carolina is hereby revoked, effective January 21, 1974.

Since the revocation constitutes only a procedural matter, notice of proposed rule making and public procedures thereto are considered unnecessary. Accordingly, § 207.162 of title 33 of the Code of Federal Regulations is hereby revoked as follows:

(Regs., January 4, 1974, 1522.01 (Seaplane Operating Area 207.162) DAEN-CWO-N) (Sec. 7, 40 Stat. 266 (33 U.S.C. 1))

For the Adjutant General.

R. B. Belnap, Special Advisor to TAG.

[FR Doc.74-1669 Filed 1-18-74;8:45 am]

Title 38—Pensions, Bonuses, and Veterans' Relief

CHAPTER I—VETERANS ADMINISTRATION

PART 3-ADJUDICATION

Pension, Compensation and Dependency and Indemnity Compensation; Clothing Allowance

On page 34129 of the FEDERAL REGISTER of December 11, 1973, there was published a notice of proposed regulatory development to amend § 3.810 to prescribe 1-year time limits within which applications for the annual clothing allowance must be filed. Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulation.

No written comments have been received and the proposed regulation is hereby adopted without change and is set forth below.

Effective date. This VA Regulation is effective January 15, 1974.

Approved: January 15, 1974.

By direction of the Administrator:

[SEAL]

FRED B. RHODES, Deputy Administrator.

In § 3.810, paragraph (c) is added to read as follows:

§ 3.810 Clothing allowance.

(c) (1) Except as provided in paragraph (c) (2) of this section, the application for clothing allowance must be filed within 1 year of the anniversary date (August 1) for which entitlement is initially established, otherwise, the application will be acceptable only to effect payment of the clothing allowance becoming due on any succeeding anniversary date for which entitlement is established, provided the application is filed within 1 year of such date. The 1-year period for filing application will include the anniversary date and terminate on July 31 of the following year.

(2) Where the initial determination of service connection for the qualifying disability is made subsequent to an anniversary date for which entitlement is established, the application for clothing allowance may be filed within 1 year from the date of notification to the veteran of such determination.

[FR Doc.74-1679 Filed 1-18-74;8:45 am]

PART 21—VOCATIONAL REHABILITATION AND EDUCATION

War Orphans' and Widows' Educational Assistance; Extensions of Entitlement and Eligibility

On page 33104 of the Federal Register of November 30, 1973, there was published a notice of proposed regulatory development to amend §§ 21.3041, 21.3044, and 21.3046 to clarify extensions of entitlement and eligibility and to conform the regulations to the requirements enacted in Pub. L. 92–540 (86 Stat. 1074). Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed regulations.

No written comments have been received and the proposed regulations are hereby adopted without change and are set forth below.

Effective date. These VA Regulations are effective January 15, 1974.

Approved: January 15, 1974.

By direction of the Administrator:

[SEAL] FRED B. RHODES, Deputy Administrator:

1. In § 21.3041, the introductory portion of paragraph (d) preceding subparagraph (1), paragraph (d)(8) and paragraph (e)(3) are amended to read as follows:

§ 21.3041 Periods of eligibility; child.

(d) Modified ending date. When one of the following occurs between ages 18 and 26, the ending date will be the eligible person's 26th birthday or 5 years from the date of happenning specified in subparagraphs (1) to (7) of this paragraph and 8 years in subparagraph (8) of this paragraph, whichever is later. Where the ending date is subject to modification under more than one of subparagraphs (3), (4), (5), (6) or (7)

of this paragraph the more favorable date will apply. In no case will the modified ending date extend beyond the eligible person's 31st birthday.

(8) Enactment of Public Law 92-540 (86 Stat. 1074) on October 24, 1972, providing for a course of apprentice or other on-the-job training approved under the provisions of § 21.4261 or 21.4262; that is October 24, 1980, or until age 31, whichever is earlier.

(e) Extensions to ending dates. * * *

(3) Period of eligibility as specified in paragraph (c) or (d) of this section ends while enrolled during last half of quarter or semester, or during last half of course not operating on quarter or semester system: extended to end of quarter or semester for schools operating on quarter or semester system, or end of course or for 9 weeks, whichever is earlier, for schools not operating on quarter or semester system. Extension may be authorized beyond age 31, but may not exceed maximum entitlement. See § 21.3044 (a). No extension of the period of eligibility will be made where training is pursued in a training establishment as defined in § 21.4200(c).

2. In § 21.3044, paragraphs (a) and (c) are amended to read as follows:

§ 21.3044 Entitlement.

(a) Each eligible person is entitled to educational assistance for a period not in excess of 36 months, or the equivalent thereof in part-time training. No extension of entitlement will be authorized except as provided in paragraph (c) of this section. The period of entitlement when added to education or training received under any or all of the laws cited in § 21.4020 will not exceed 48 months of full-time educational assistance. The period of entitlement will not be reduced by any period during which subsistence allowance was paid after determination of employability following vocational rehabilitation. Where the period of entitlement is subject to reduction by reason of prior training the period of prior training will be converted to months and quarter fractions of a month before subtracting this period from the period of entitlement. In the conversion process a period of prior training less than a full month will be converted by using the table in § 21.1041(c).

(c) The 36-months limitation may be exceeded only in the following cases:

(1) Where no charge against entitlement is made based on a course or courses pursued by a wife or widow under the Special Assistance for the Educationally Disadvantaged program. (See § 21.4237); or

(2) Where special restorative training authorized under § 21.3300 exceeds 36 months.

3. In § 21.3046, paragraph (c) is amended to read as follows:

§ 21.3046 Periods of eligibility; wives and widows.

(c) Extension to ending date. Wife is enrolled and eligibility ceases for a reason specified in subparagraph (1), (2) or (3) of this paragraph: extended to end of quarter or semester for schools operating on quarter or semester system, or for schools not operating on quarter or semester system, to end of course or for 9 weeks, whichever is earlier. In a course pursued exclusively by correspondence. the period of eligibility will be extended to the end of the course or for the total additional amount of instruction that \$462 will provide, whichever is less. No extension may exceed maximum entitlement or extend beyond the 8-year delimiting date specified in paragraph (a) of this section. Extension is authorized without regard to whether the midpoint of the quarter, semester or term has been reached. No extension of the period of eligibility will be made where training is pursued in a training establishment as defined in § 21.4200(c).

(1) Veteran is no longer rated perma-

nently and totally disabled.

(2) Wife is divorced from veteran without fault on her part.

(3) Spouse no longer is listed in any of the categories of § 21.3021(a) (3) (ii). (38 U.S.C. 1711(b), 1712(b)).

[FR Doc.74-1680 Filed 1-18-74;8:45 am]

Title 40-Protection of Environment CHAPTER I-ENVIRONMENTAL PROTECTION AGENCY

PART 85-CONTROL OF AIR POLLUTION FROM NEW MOTOR VEHICLES AND NEW MOTOR VEHICLE ENGINES

Technical Amendments on 1975 and Later Model Year Light Duty Gasoline Vehicle, Light Duty Truck, and Heavy Duty Gas-oline Engine Certification Testing Fuel

The motor vehicle regulations, as presently written, specify the type of fuel which may be used for emission testing and for mileage and service accumulation. For emission testing, the "lead content and octane rating of the fuel shall be in the range recommended by the vehicle or engine manufacturer. The phosphorus content is specified as 0.0 theory. ("Theory" is a measurement for phosphorus and other compounds which indicates the quantity of phosphorus added to the fuel based on the theoretical reactivity of the compound with lead)

For mileage and service accumulation, the regulations require that fuels "representative of commercial fuels which will generally be available through retail outlets" shall be used. The only specifications listed are that the minimum lead content of unleaded fuel shall be 0.02 grams per gallon and the octane rating shall be in the range recommended by the manufacturer.

The present regulations: (1) Give a phosphorus specification for unleaded fuel which is based upon the amount of lead in the fuel, (2) would require EPA to have potentially almost limitless varietles of test fuel in its own test facility, (3) do not specify what is meant by octane "range", and (4) do not specify the lead content of leaded fuel. Therefore, the following technical amendments to the regulations are made:

1. Phosphorus specification for un-leaded and leaded fuel. The phosphorus specification in the present regulations is applicable to leaded fuel only and, even then, employs a measurement technique which is not commonly used in the automotive industry. The specifications provided by these technical amendments are more realistic in terms of the methods commonly used in the automotive industry to measure phosphorus content. The maximum phosphorus content for leaded fuel provided by these regulations, which is 0.01 grams per gallon, is no more stringent than the 0.0 theory specification which is currently applicable. The gram per gallon specification is the one currently employed by the test fuel manufacturer. The maximum phosphorus content for unleaded fuel provided by these regulations, which is 0.005 grams per gallon, is the same specification promulgated in the January 10, 1973 regulations for commercially available unleaded fuel.

2. Use of a standardized fuel for emission testing. The amount of fuel used in emission testing is such a small amount of the total fuel used in a certification vehicle mileage and engine service accumulation and testing that the validity of the certification program is not compromised if a fuel outside of the lead and octane specifications recommended by the manufacturer is used. Therefore, in the interest of standardizing the test fuel which EPA must have available to test vehicles and engines in its own laboratory, and to avoid the acquisition and storage problem associated with maintaining many test fuels, these regulations provide for the use of one widely used type of leaded fuel and one widely used type of unleaded fuel for emission testing in EPA's Ann Arbor test facility. Fuel with different lead content and octane rating may still be used by the manufacturer for emission testing in his own facility.

3. Clarification of the meaning of octane "range". The regulations effective beginning with the 1975 model year specify only that the lead content and octane rating of mileage and service accumulation fuel shall be in the range recommended by the manufacturer. In previous model years the regulations listed specifications for these two fuel characteristics. Therefore, in order to clarify the language "range recommended by the manufacturer" EPA is specifying that vehicles (and engines) accumulate mileage (and hours) with fuels having an octane number within 4.0 research octane numbers of the minimum octane number recommended by the manufacturer. (The octane range of commercially used regular fuel is between 91 and 94; the range for premium fuel is 96 to 100.) The fuel specified in the maintenance and use instructions provided to the ultimate purchaser shall reflect the same octane range recommended by the manufacturer for mileage accumulation during durability testing.

4. Lead content of leaded fuel used in certification testing. The regulations promulgated on December 6, 1973 (38 FR 33734) require that the average amount of lead in fuel sold as of January 1, 1975 shall be 1.7 grams per gallon. That average includes unleaded and leaded fuel. EPA estimates that the average amount of lead in leaded fuel in 1975 and 1976 will be 2.0 grams per gallon. Data published by the Department of Interior, Mineral Industry Surveys: Petroleum Products Survey No. 80, "Motor Gasoline, Winter 1972-1973" shows that the average lead content of present gasoline is 2.0 grams per gallon. That average is derived from a survey of 2.100 samples representing about 96 percent of all gasoline sold and includes an average of 1.8 grams per gallon for regular gasoline (60 percent of all gasoline sold) and 2.34 grams per gallon for premium gasoline (40 percent of all gasoline sold).

Prior to the 1975 model year, EPA required that the lead level of test fuel be 3.1-3.3 grams per gallon and of mileage accumulation fuel to be 2.1-3.2 grams per gallon. These ranges were based on studies of lead content in commercially available fuel about 5 years ago. These lead levels do not represent the levels which are found in commercially available fuel and, therefore, need to be updated. Since 2.0 grams per gallon of lead is the present average lead content, and is expected to be the average lead content of leaded fuel sold in 1975 and 1976, it is expected that a minimum test and mileage accumulation specification for lead of 1.4 grams per gallon will allow for the use of most commercially available gasoline. EPA is specifying only a minimum of 1.4 grams per gallon in these regulations since manufacturers would have no emissions incentive to using fuel with high lead content but would have an emissions incentive for using fuel with a lead con-

tent below 1.4 grams per gallon. The Agency finds that good cause exists for omitting as unnecessary a notice of proposed rule making, public rule making procedure, and postponement of effective date in the issuance of these amendments, in that (1) they are designed to correct and clarify the regulations; (2) to the extent substantive revisions are made they are of minor regulatory impact; and (3) considerations of lead time for the 1975 model year dictate immediate promulgation. Out of consideration of manufacturers' orders for mileage accumulation fuel which have already been placed and which are affected by these regulations, these regulations are applicable only to orders placed after the effective date of this publication.

Part 85, Chapter I, Title 40 of the Code of Federal Regulations is amended as follows, effective on January 21, 1974.

The provisions of this Part 85 are issued under sections 206 and 301 of the Clean Air Act, as amended (42 U.S.C. 1857f-5 and 1857g(a)).

Dated: January 11, 1974.

JOHN QUARLES. Acting Administrator. Unleaded

96 0.00-0.05

75-95 120-135 200-230 300-325

0.10 0.005 8.7-9.2

1 1

1. In Subpart A, § 85.075-10 is revised as follows:

Gasoline specifications. \$ 85.075-10 cation

testing. Fuels having the following fications or substantially equivalen ifications approved by the Admini shall be used by the manufacture

Ilowing specification
(a) Fuel having the following specifications will be used by the Administrator in exhaust and evaporative emission Item Item Octane, Research minimum Octane, Research minimum Dislipation range Dislipation range Dislipation range Opercent point, or Solfur, weight percent, maximum Phosphorus, grans/U.S. gallons, maximum Sulfur, weight percent, maximum RAPP, pounds RAPP, pounds RAPP, pounds Advocation composition Salurates.
HHHM HHOI I 40 0

characteristic of the motor fuel during Vapor Pressure of the fuel used shall be the season which the mileage accumula-1 For testing which is unrelated to fuel evaporative emission control, the specified range is 8.0-9.2. Fuels representative of commerble through retail outlets shall be used cial fuels which will be generally availa-

tion takes place.

fuel, the minimum lead content shall be mum phosphorus content shall be 0.002 the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that vehicles represented by a test vehicle will be operated using fuels of different lead content than that prescribed in this par-

grams per U.S. gallon. For leaded fuel,

mileage accumulation. For unleaded 0.02 grams per U.S. gallon and the mini-

2. In Subpart C, § 85.275-10 is revised Gasoline specifications. \$ 85.275-10 as follows:

tor in exhaust and evaporative emission testing. Fuels having the following specifications or substantially equivalent specifications approved by the Administrator, shall be used by the manufacturer in exhaust and evaporative testing, except that the lead and octane specifications (a) Fuel having the following specifications will be used by the Administrado not apply.

agraph, he may consent in writing to

use of a fuel with a different lead content.

be no higher than 4.0 research octane mended by the manufacturer. The Reid

numbers above the minimum recom-

The octane rating of the fuel used shall

Leaded	100 1.4 minimum. 75-95 202-28 309-285 415 6.10	8.7-9.2	35 Remainder
ASTM designation			0 0 5 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0
Item	Octane, Research minimum Ph. (organic), grams/U.S. gallons Distillation range IBP, °F IDP, °F So percent point, °F 90 percent point, °F 90 percent point, °F 90 percent point, °F 91 PP, °F (maximum) EP, °F (maximum)	Phosphorus, grams/U.S. gallons, maximum.RVP, pounds.	111
speci-		nleaded	-0.05

shall be characteristic of the motor fuel The Reid Vapor Pressure of the fuel used during the season which the mileage acmum recommended by the manufacturer 1 For testing which is unrelated to fuel evaporative emission control, the specified range is 8.0-9.2. cumulation takes place. mercial fuels which will be generally eaded fuel, the minimum lead content of comavailable through retail outlets shall be used in mileage accumulation. For unrepresentative

10 35 Remainder

3. In Subpart H, § 85.775-10 is revised \$ 85.775-10 Gasoline specifications. as follows:

shall be 0.02 grams per U.S. gallon and the minimum phosphorus content shall leaded fuel, the minimum lead content

0.002 grams per U.S. gallon.

pe

cations will be used by the Administrator in exhaust emission testing. Fuels having the following specifications or substantially equivalent specifications approved by the Administrator, shall be used by cept that the lead and octane specificathe manufacturer in exhaust testing, ex-(a) Fuel having the following specifitions do not apply. lead content. The octane rating of the shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that vehicles represented by a test vehicle will be operated using fuels of different lead content than that prescribed in this paragraph, he may consent in writing to use a fuel with a different fuel used shall be no higher than 4.0 research octane numbers above the mini-

Leaded Unleaded	aum	75-65 120-135 200-230 300-320 300-325 415 0.10 8.0-9.2 10 35 10 Remainder
ASTM designation L	D1656	75-95 120-135 200-230 200-230 110-230
Item	imum U.S. galions	neximum

(b) Fuels representative of commercial fuels which will be generally available through retail outlets shall be used in service accumulation. For unleaded fuel. the minimum lead content shall be 0.02 grams per U.S. gallon and the minimum phosphorus content shall be 0.002 grams per U.S. gallon. For leaded fuel, the minimum lead content shall be 1.4 grams per U.S. gallon, except that where the Administrator determines that engines represented by a test engine will be operated using fuels of different lead content than that prescribed in this paragraph, he may consent in writing to use of a fuel with a different lead content. The octane rating of the fuel used shall be no higher than 4.0 research octane numbers above the minimum recommended by the manufacturer

[FR Doc. 74-1480 Filed 1-18-74;8:45 am]

Title 41—Public Contracts and Property
Management

CHAPTER 9—ATOMIC ENERGY COMMISSION

PART 9-3—PROCUREMENT BY NEGOTIATION

Subpart 9-3.8—Price Negotiation Policies and Techniques

This amendment to the AECPR adds new material to Subpart 9-3.8, Price Negotiation Policies and Techniques. This new material concerns the consideration of late proposals. This change is necessary to implement changes concerning the consideration of late proposals made in the Federal Procurement Regulations by Amendment 118 FR, Vol. 38, No. 187, September 27, 1973).

1. In Subpart 9-3.8, Price Negotiation Policies and Techniques, a new section, § 9-3.802-1, Consideration of late proposals, is added as follows:

§ 9-3.802-1 Consideration of late proposals,

Pursuant to FPR 1-3.802-2, the procedures contained in FPR 1-3.802-1 for the consideration of late proposals and modifications are not applicable to negotlated procurements conducted by the AEC. Instead, the alternative procedures contained in FPR 1-3.802-2 shall be applicable to all AEC negotiated procurements, except procurements of general purpose automated data processing equipment (ADPE). Use of the procedures set forth in FPR 1-3.802-2 for ADPE procurement must be expressly authorized by the Commissioner, Automated Data and Telecommunications Service, General Services Administration. Requests for such authorization should be sent to the Director, Division of Contracts, AEC Headquarters for necessary action.

(Sec. 161, Atomic Energy Act of 1954, as amended, 68 Stat. 948 (42 U.S.C. 2201); sec. 205 of the Federal Property and Administrative Services Act of 1949, as amended, 63 Stat. 390 (40 U.S.C. 486))

Effective date: This amendment is effective on January 21, 1974.

Dated at Germantown, Maryland this 15th day of January, 1974.

For the U.S. Atomic Energy Commission.

JOSEPH L. SMITH, Director, Division of Contracts. [FR Doc.74-1589 Filed 1-18-74;8:45 aml

CHAPTER 60—OFFICE OF FEDERAL CONTRACT COMPLIANCE, EQUAL EMPLOYMENT OPPORTUNITY, DEPARTMENT OF LABOR

PART 60-1-OBLIGATIONS OF CONTRACTORS AND SUBCONTRACTORS

State and Local Government Equal Employment Opportunity Requirements for Federally Assisted Construction Contracts

Pursuant to sections 201, 207, 301, and 303 of Executive Order 11246, as amended, § 60-1.4(b) of Chapter 60, Title 41. Code of Federal Regulations, is hereby amended in order to clarify the extent to which the U.S. Department of Labor will deem State and local government equal employment opportunity requirements applicable to federally assisted construction contracts subject to the equal employment requirements of Executive Order 11246, as amended, and its implementing rules, regulations, and orders, including Federal equal employment opportunity bid documents incorporating the requirements of voluntary or imposed construction industry plans established pursuant to the Executive Order.

We find that notice of proposed rule making and delay in the effective date would be contrary to the public interest and accordingly such notice and delay are not required under 5 U.S.C. 553(b) and (d). Because certain governmental entities have expressed significant interest in appending their own affirmative action hiring and/or training requirements to federally assisted construction already subject to OFC-approved construction industry minority hiring and/or training plans established pursuant to Executive Order 11246, as amended, notice of proposed rule making and delay in effective date would be contrary to the public interest. These amendments are intended to clarify the Department of Labor's policy on State and local government affirmative action hiring and/or training requirements and to further equal employment opportunity objectives. Therefore these amendments shall be effective on January 21,

In accordance with the spirit of the public policy set forth in 5 U.S.C. 553, interested persons are invited to submit written comments, suggestions, data, or arguments to Mr. Philip J. Davis, Director of the Office of Federal Contract Compliance, U.S. Department of Labor, Washington, D.C. 20210, on or before March 7, 1974. Material thus submitted will be evaluated and acted upon in the same manner as if this document were a proposal. Until such time as further changes are made, however, § 60–1.4(b)

as amended herein shall be in effect, thus permitting the public business to proceed more expeditiously.

The present paragraph (b) of § 60–1.4 of Chapter 60, Title 41, Code of Federal Regulations is redesignated paragraph (b) (1) and at the end thereof, after the Equal Opportunity Clause with which the present paragraph (b) closes, there is added a new paragraph, (b) (2). Section 60–1.4(b) (1) and (2) is amended to read as follows:

§ 60-1.4 Equal opportunity clause.

(b) Federally assisted construction contracts. (1) Except as otherwise provided, each administering agency shall * * *

(2) State and local governments intending to impose affirmative action hiring and/or training requirements on federally assisted construction already subject to federal minority hiring and/or training plans established pursuant to the Order shall submit such requirements to the Director prior to their inclusion in any federally assisted construction contracts. Such State or local government requirements will be deemed applicable to federally assisted construction contracts unless the Director, or in the case of an appeal of the Director's determination, the Assistant Secretary for Employment Standards, determines that such requirements are inconsistent with the Order or incompatible with the effective implementation of the federal minority hiring and/or training plan (either voluntary or imposed) in the area. The State or local government affirmative action hiring and/or training requirements shall not be included in federally assisted construction contracts until the Director, or, in the case of an appeal, the Assistant Secretary, has had an opportunity to make a determination in accordance with this paragraph. The Director shall make his determination within 60 days of his receipt of the State or local government's submission, which should include the pertinent affirmative action hiring and/or training requirements and supporting data. The Director may also request the State or local government to supply information and data necessary for his determination. The Director's determination shall be communicated directly to the State or local governmental body by registered mail, return receipt requested, together. in the case of an adverse determination, with a notification of its right to appeal to the Assistant Secretary. The Director's determination shall also be announced in a Federal Register notice, which shall also indicate that the State or local government, and any other persons or groups affected by the Director's determination, including construction trades contractors, labor organizations, associations or other organizations of construction trades contractors and/or labor organizations, and minority community groups, may appeal such determination to the Assistant Secretary by requesting a hearing within 21 days of the publication of the FEDERAL REGISTER notice. Following this appeal period, if any requests for a hearing have been filed with the Assistant Secretary, the Department of Labor shall then designate an administrative law judge who shall conduct a hearing to make proposed findings and a recommended decision to the Assistant Secretary upon the basis of the record before him. The administrative law judge shall give reasonable notice of the opportunity to participate in such hearing by registered mail, return receipt requested, to those requesting the hearing and shall also give reasonable notice of such hearing in the FEDERAL REGISTER to inform all other persons, organizations and other entities affected by the Director's determination of their opportunity to participate in the hearing. Each participant shall have the right to counsel and a fair opportunity to present his case, including such cross-examination as the administrative law judge may deem appropriate in the circumstances. Within 80 days of the close of the appeal period for requesting a hearing, the Assistant Secretary shall make a final decision on the basis of the record before him, which shall consist of the record for recommended decision, the rulings and recommended decision of the administrative law judge, and the exceptions and briefs filed subsequent to the administrative law judge's decision. In determining whether State or local government affirmative action hiring and/or training requirements are inconsistent with the Order or incompatible with the effective implementation of the appli-cable federal minority hiring and/or training plan in the area, at least the following factors shall be considered under this subparagraph: (i) The impact of the State or local government requirements on the successful implementation of the federal plan in the area; (ii) the minority population in the area to be covered by the State or local government plan; (iii) the minority manpower utilization in the area construction industry, on a trade-by-trade basis; (iv) the availability of minorities for employment in the area construction industry; (v) the need and availability of training programs in the area construction industry; (vi) the projected growth and attrition factors of the area construction industry in the near future; (vii) available procedures to ensure that contractors, subcontractors and others are provided with notice and a full opportunity to contest allegations of noncompliance; and (viii) assurances that the State or local government minority hiring and/or training requirements are not intended and shall not be used to discriminate against any qualified person on the basis of race, color, religion, sex or national origin. State and local governments are encouraged: to participate in the formulation and implementation of federal minority hiring and/or training plans consonant with the aforementioned criteria in areas currently without such plans; to enforce their fair employment practices laws with respect to acts

of discrimination affecting federally assisted construction; and to assist the administering federal agency in monitoring the compliance of contractors and subcontractors performing on federally assisted projects. For purposes of this subparagraph, "Assistant Secretary" means the Assistant Secretary for Employment Standards or his designee.

Signed at Washington, D.C., this 16th day of January 1974.

PETER J. BRENNAN, Secretary of Labor.

Bernard E. DeLury, Assistant Secretary for Employment Standards.

PHILIP J. DAVIS, Director, Office of Federal Contract Compliance. [FR Doc.74-1784 Filed 1-18-74;8:45 am]

CHAPTER 101—FEDERAL PROPERTY MANAGEMENT REGULATIONS

SUBCHAPTER H-UTILIZATION AND DISPOSAL [FPMR Amdt. H-83]

PART 101-42—PROPERTY REHABILITA-TION SERVICES AND FACILITIES

Repairing of Locks and Lock Mechanisms on Government-owned Desks

This change deletes § 101-42.103-1 and reserves §:101-42.103 because the use standards for desks with locks and the guidelines for justifying their purchase have been rescinded by FPMR Amendment E-133 (38 FR 26604).

Section 101-42.103 and the table of contents for Part 101-42 are amended by deleting § 101-42.103-1 and reserving § 101-42.103.

(Sec. 205(c), 63 Stat. 390 (40 U.S.C. 486(c)))

Effective date. This regulation is effective January 21, 1974.

Dated: January 11, 1974.

DWIGHT A. INK, Acting Administrator of General Services.

[FR Doc.74-1668 Filed 1-18-74;8:45 am]

Title 43—Public Lands: Interior SUBTITLE A—OFFICE OF THE SECRETARY

OF THE INTERIOR
PART 4—DEPARTMENT HEARINGS AND
APPEALS PROCEDURES

Subpart F—Special Rules Applicable to Other Appeals and Hearings

HEARING PROCEDURES IN MISCELLANEOUS APPEALS

The procedural regulations of Subpart G are applicable to various appeals which are not within the jurisdiction of an established board of appeals for the Office of Hearings and Appeals. These procedures provide that the Director or an Ad Hoc Board may direct that a hearing be held. Such hearings are not required by law and are discretionary with the Director or the Ad Hoc Board. Under present procedures where a hearing is to be

held it will be conducted by an administrative law judge. It is the purpose of this amendment to provide that these hearings may be conducted by an administrative law judge, the Ad Hoc Appeals Board or a member or members thereof. This amendment will provide flexibility in scheduling of these miscellaneous hearings and will permit administrative law judges to concentrate on those cases in which a hearing of record is required by law.

It should be emphasized that it remains Department policy to conduct all adjudicatory hearings in accordance with the administrative procedures embodied in Title 5 U.S.C. 554 and, where practical, hearings will be conducted by administrative law judges. The amendment provides flexibility so that a party will not be delayed or denied a discretionary hearing due to unavailability of an administrative law judge. This flexibility also permits more efficient use of the quasi-judicial personnel of the Office of Hearings and Appeals.

Accordingly, Title 43 CFR 4.704 is amended by deleting the words "before" after the word "conducted" in the last sentence of § 4.764 and inserting the words "by the Ad Hoc Board or a member or members thereof or by" in its place and deleting the words "before such administrative law judges" at the end of the last sentence of § 4.704 and inserting in lieu thereof the words "under this part". As amended, the last sentence of § 4.704 reads as follows:

§ 4.704 Decision on appeals.

Any hearing on such appeals shall be conducted by the Ad Hoc Appeals Board or a member or members thereof, or by an administrative law judge of the Office of Hearings and Appeals and shall be governed insofar as practicable by the regulations applicable to other hearings under this part.

Since the above amendment is a minor procedural change designed to give greater access to hearings in discretionary matters and to promote efficient administration of these appeals further notice and comment and 5 U.S.C. 553 would be impractical, and not in the public interest. Accordingly, this amendment will become effective January 21, 1974.

RICHARD R. HITE,
Deputy Assistant Secretary
of Interior.

JANUARY 17, 1974.

[FR Doc.74-1736 Filed 1-18-74;8:45 am]

Title 49-Transportation

CHAPTER X—INTERSTATE COMMERCE
COMMISSION

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Corrected S.O. 1168]

PART 1033-CAR SERVICE

Vermont Railway, Inc., Authorized To Operate Over Certain Tracks Owned by the State of Vermont

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the effective upon less that thirty days'

7th day of January 1974.

It appearing, that the Vermont Railway, Inc., in Finance Docket No. 22830, was authorized to operate for a period of ten years approximately 131.6 miles of railroad owned by the State of Vermont, located in Bennington, Rutland. Addison and Chittenden Counties, Vermont, and extending between Burlington, Vermont, and White Creek, New York, and between North Bennington. Vermont, and Bennington, Vermont; that the lease of these tracks by the State of Vermont to the Vermont Railway, Inc., has been extended; that the State of Vermont and the Vermont Railway, Inc., have agreed to continued operation of these tracks by the Vermont Railway, Inc., pending action of the Commission on the application of the railway for approval of the extended contract: that many shippers are solely dependent upon continued operation of the Vermont Railway, Inc., for essential railroad service; that the continued operation by the Vermon, Railway, Inc., over the aforementioned tracks owned by the State of Vermont is necessary in the interest of the public and the commerce of the people; that notice and public procedure herein are impracticable and contrary to the public interest; and that good cause exists for making this order

notice.

It is ordered, That:

§ 1038.1168 Service Order No. 1168.

(a) Vermont Railway, Inc., authorized to operate over certain tracks owned by the State of Vermont. The Vermont Railway, Inc., be, and it is hereby authorized to operate over tracks owned by the State of Vermont between Burlington, Vermont, and White Creek, New York, and between North Bennington, Vermont, and Bennington, Vermont, a total distance of approximately 131.6 miles, pending disposition of the application of the Vermont Railway, Inc., for extension of the operating authority granted in Finance Docket No. 22830 (320 ICC 330).

(b) Application. The provisions of this order shall apply to intrastate, inter-

state, and foreign traffic.

(c) Rates applicable. Inasmuch as this operation by the Vermont Railway, Inc., over the aforementioned tracks owned by the State of Vermont is deemed to be due to carrier's disability, the rates applicable to traffic moved by the Vermont Railway, Inc., over these tracks owned by the State of Vermont shall be the rates which were applicable on the shipments at the time of shipment as originally routed.

(d) Effective date. This order shall become effective at 12:01 a.m., January 7, 1974.

(e) Expiration date. The provisions of this order shall expire at 11:59 p.m., May 31, 1974, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; (49 U.S.C. 1, 12, 15, and 17(2)). Interprets or applies secs. 1(10–17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; (49 U.S.C. 1(10–17, 15(4), and 17(2)))

It is further ordered, That copies of this order shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD, Secretary.

[FR Doc.74-1714 Filed 1-18-74;8:45 am]

Proposed Rules

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 rulemaking prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service
[7 CFR Part 920]

HANDLING OF PEACHES GROWN IN

Notice of Proposed Rule Making With Respect to Termination of Marketing Agreement and Order

Notice is hereby given that the Secretary of Agriculture is considering termination of Marketing Agreement No. 91 and Order No. 920 (7 CFR Part 920). The marketing agreement and order (hereinafter referred to as "order") authorizes regulation of the handling of peaches grown in Utah. The order, effective since July 24, 1940, was issued under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The program has been inactive for a number of years. The Administrative Committee was last appointed in 1958 for the term beginning May 1, 1958. Regulations were last effective during the 1957 season. Considerable change has taken place within the Utah peach industry which would make necessary extensive revision of the order before it could operate effectively under present industry circumstances. However, there is no producer interest in reactivating the order.

Pursuant to \$608c(16)(a) of the Act (7 U.S.C. 608c) and \$920.81(b) of the order, consideration is being given to a finding that the order no longer tends to effectuate the declared policy of the act, and should be terminated.

The committee's assets consist of approximately \$1,500 in unexpended assessment funds and interest. The excess assessment funds accrued during the years 1951-54. A total of 546 handlers have equity in the funds. The address of many handlers is not known, the amounts due handlers are small, and in many instances the amount due individual handlers is less than the cost of making a refund. Thus, it appears that it would be impracticable to try to refund the money pro rata to the handlers. Consideration is being given to allocating the entire amount to the Utah State University of Agriculture and Applied Science, Logan, Utah 84321 for research on peaches.

It is contemplated that with the termination of the order and the disposition of the funds, the appointment of committee members and alternates also will be terminated, and such committee members and alternates discharged.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal shall file the same in quadruplicate, with the

Hearing Clerk, United States Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than February 28, 1974. All written submissions will be made available for public inspection at the Office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: January 15, 1974.

JOHN C. BLUM, Deputy Administrator, Regulatory Programs.

[FR Doc.74-1663 Filed 1-18-74;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration [21 CFR Part 27]

CANNED FRUITS AND FRUIT JUICES

Proposed Amendment to Standards of Identity

The Commissioner of Food and Drugs is proposing amendment of the U.S. definitions for canned fruits and fruit juices (21 CFR 27.1), amendment of the standard of identity for canned plums (21 CFR 27.45), and the establishment of standards of quality and fill of container for canned plums based upon the "Recommended International Standard for Canned Plums", elsewhere in this issue of the FEDERAL REGISTER. The California Canners and Growers, 3100 Ferry Building, San Francisco, CA 94106, a cooperative organization whose membership includes nine canneries and twelve hundred growers of fruits and vegetables who supply their produce to the canneries for processing and marketing, has submitted a petition to amend other U.S. canned fruit identity standards so as to conform to the pattern of the canned plum standard as adopted by the Codex Alimenta-rius Commission. These are the U.S. identity standards for canned peaches (21 CFR 27.2), canned apricots (21 CFR 27.10), canned prunes (21 CFR 27.15), canned pears (21 CFR 27.20), canned seedless grapes (21 CFR 27.25), canned cherries (21 CFR 27.30), canned berries (21 CFR 27.35), canned fruit cocktail (21 CFR 27.40), canned pineapple (21 CFR 27.50) and canned figs (21 CFR 27.70).

The petitioner states that a substantial portion of the fruits canned by its canneries is marketed internationally. Therefore, the petitioner and its member canners and growers have a significant interest in any governmental regulations which will facilitate international trade. It is for this reason that the

petitioner believes that, to the extent possible and practicable, any U.S. regulation of the production and marketing of foodstuffs should be harmonized with intergovernmental regulations governing the production and marketing of foods. The petitioner has pointed out that a procedure conforming the U.S. standards of identity to the Codex standards only as, when, and if they come before the governments for acceptance is likely to lead to interim inconsistencies in U.S. canned fruit standards during the process of promulgation of Codex standards which might extend over a period of years. Therefore, petitioner suggests that in the interest of uniformity the principal provisions of the Codex standards be anticipated for all canned fruits and has submitted a proposal that the other canned fruit standards of identity be amended so as to conform to the pattern established by Codex for the canned plum standard. The petitioner asserts also that, if the proposed amendments are adopted, uniformity in U.S. identity standards will be achieved and that few, if any, changes of substances are then likely to be required as future Codex standards of identity for canned fruits are submitted for acceptance.

The California Canners and Growers have identified three areas of particular concern in the adoption of these proposed amendments to the standards of identity:

1. The U.S. standard for canned peaches (21 CFR 27.2(b)) presently provides for unpeeled whole peaches and unpeeled peach halves. The Codex standard for canned peaches does not include any styles of unpeeled peaches.

The California Canners and Growers proposes deletion of these optional styles from the U.S. standard in order to bring the U.S. standard in line with the Codex standard. To the petitioner's best knowledge and belief, such packs are not being produced and marketed in the United States.

The Codex canned peach standard provides for the use of peaches of the red and green varietal types. Such varietal types are not presently provided for by the U.S. standard.

The petitioner proposes amendment of the U.S. standard to provide for the optional use of peaches of the red and green varietal types on the basis of the Codex canned peach standard.

3. The Codex standard for canned raspberries will be up for adoption in the near future by member nations of the Codex Alimentarius Commission. The current Codex standard provides for any suitable variety of raspberries.

The California Canners and Growers proposes that the U.S. standards for canned raspberries be revised on the basis of the Codex canned raspberry standard. The significant amendments proposed are that the product consist of raspberry varieties conforming to the characteristics of Rubus idaeus L. or Rubus occidentalis L. and the minimum density for slightly sweetened water be 11 percent by weight expressed as sucrose.

The Commissioner agrees that it is in the public interest to amend the U.S. standards to conform to the format and probable content of the Codex standards as expeditiously as is feasible. Therefore. pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701(e), 52 Stat. 1046, as amended, 70 Stat. 919; (21 U.S.C. 341, 371(e))), the petitioner, California Canners and Growers, proposes that the existing standards of identity for canned peaches (21 CFR 27.2), canned apricots (21 CFR 27.10), canned prunes (21 CFR 27.15), canned pears (21 CFR 27.20), canned seedless grapes (21 CFR 27.25), canned cherries (21 CFR 27.30), canned berries (21 CFR 27.35), canned fruit cocktail (21 CFR 27.40), canned pineapple (21 CFR 27.50), and canned figs (21 CFR 27.70), be amended to read as follows:

1. Section 27.2 is revised to read as follows:

§ 27.2 Canned peaches; identity; label statement of optional ingredients.

- (a) Ingredients. Canned peaches is the food prepared from one of the fresh, frozen, or previously canned optional peach ingredients Prunus persica L., of commercial canning varieties, but excluding nectarine varieties, specified in para-graph (b) of this section, which may be packed as a solid pack or in one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients:
 - (1) Natural and artificial flavors.
- (2) Spice.
- (3) Vinegar, lemon juice, or organic acids.
- (4) Peach pits, except in the cases of peeled whole peaches, in a quantity not more than 1 peach pit to each 227 grams (8 ounces) of finished canned peaches.

(5) Peach kernels, except in the cases of peeled whole peaches and except when the optional ingredient in paragraph (a) (4) of this section is used.

- (6) Ascorbic acid in an amount no greater than necessary to preserve color. Such food is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.
- (b) Varietal types and styles. The optional peach ingredients referred to in paragraph (a) of this section are prepared from mature peaches of the following optional varietal and color types and styles of peach ingredients; namely:
- (1) The optional varietal types. (i) Preestone is the distinct varietal type where the pit separates readily from the

(ii) Clingstone is the distinct varietal type where the pit adheres to the flesh.

(2) The optional color types.—(i) Yellow-the varietal types in which the predominant color ranges from pale yellow to rich red orange.

(ii) White-the varietal types in which the predominant color ranges from

white to yellow-white.

(iii) Red-The varietal types in which the predominant color ranges from pale yellow to orange red and with variegated red coloring other than that associated with the pit cavity.

(iv) Green-varietal types in which the flesh has a green tint even when

mature.

(3) The optional styles of the peach ingredients.-(1) Whole-Consisting of whole peeled unpitted peaches.

(ii) Halves-consisting of peeled pitted peaches cut into two approximately

equal parts.

(iii) Halves and pieces-consisting of a mixture in which the halves will be more than 50 percent by weight.

(iv) Quartered-consisting of peeled pitted peaches cut into four approximately equal parts.

(v) Sliced-consisting of peeled pitted peaches cut into wedge-shaped sectors.

(vi) Diced-consisting of peeled pitted peaches cut into cube-like parts.

(vii) Pieces or irregular pieces-consisting of peeled pitted peaches of irregular shapes and sizes.

(c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, which may be used as such, or to which any one or any combination of two or more safe and

suitable nutritive carbohydrate sweetener(s) may be added, are:

(i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetner is added as a part of any such liquid packing medium, the density range of the resulting packing medium, expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1), shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is 10 percent or more but less than 14 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweet-ened fruit juice(s)", as the case may be.

(ii) When the density of the solution is 14 percent or more but less than 18 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweet-ened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 18 percent or more but less than 22 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 22 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Labeling requirements. (1) The name of the food is "peaches". The optional varietal type as set forth in paragraph (b) (1) of this section shall be a part of the name. The name of the food shall also include a declaration of any flavoring that characterizes the prod-uct as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product: for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice. "Seasoned with Vinegar" or "Seasoned with Peach Kernels". When two or more of the optional ingredients specified in paragraph (a) (2) through (5) of this section are used, such words may be combined as for example. "Seasoned with Cider Vinegar, Cloves, Cinnamon Oil and Peach Kernels"

(2) The color type and style of the peach ingredient as provided in paragraph (b) (2) and (3) of this section and the name of the packing medium specified in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed In" or the words "solid pack", where applicable, shall be included as part of the name or in close proximity to the name of the food. The terms "Cling" and "Free" may be used as optional designations for "Clingstone" and "Freestone" respectively. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be "_____ sirup if brown sugar and honey" the blank to be filled in with the word "light", "heavy", or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium

(i) In the case of a single fruit juice, the name of the juice shall be used in lieu

of the word "fruit";
(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d)(3) of this section; and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3) of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d) (2) (ii) of this section,

such names and the words "from concentrate", as specified in paragraph (d) (2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of Part 1 of this chapter.

2. Section 27.10 is revised to read as follows:

§ 27.10 Canned apricots; identity; label statement of optional ingredients.

- (a) Ingredients. Canned apricots is the food prepared from mature apricots of one of the optional styles specified in paragraph (b) of this section, which may be packed as solid pack or in one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more of the following safe and suitable optional ingredients:
 - (1) Natural and artificial flavors.
 - (2) Spice.
- (3) Vinegar, lemon juice, or organic acids.
- (4) Apricot pits, except in the cases of unpeeled whole apricots and peeled whole apricots, in a quantity not more than 1 apricot pit to each 227 grams (8 ounces) of finished canned apricots.

(5) Apricot kernels, except in the cases of unpeeled whole apricots and peeled whole apricots, and except when optional ingredient under paragraph (a) (4) of this section is used.

(6) Ascorbic acid in an amount no greater than necessary to preserve color.

Such food is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.

- (b) Optional styles of the apricot ingredient. The optional styles of the apricot ingredient referred to in paragraph (a) of this section are peeled or unpeeled:
 - (1) Whole.
 - (2) Halves. (3) Quarters.
 - (4) Slices.
 - (5) Pieces or irregular pieces.

Each such ingredient, except in the cases of unpeeled whole apricots and peeled

whole apricots, is pitted.

- (c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:
 - (i) Water.
 - (ii) Fruit juice(s) and water.
 - (iii) Fruit juice(s).
- (2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:
- (i) When the density of the solution is 10 percent or more but less than 16 percent, the medium shall be designated as

"slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweet-ened fruit juice(s)", as the case may be.

(ii) When the density of the solution is 16 percent or more but less than 21 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweetened fruit juice(s)", as the case may be

(iii) When the density of the solution is 21 percent or more but less than 25 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may

When the density of the solution is 25 percent or more but not more than 40 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Labeling requirements. (1) The name of the food is "apricots". The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice, "Seasoned with Vinegar" or "Seasoned with Apricot Kernels". When two or more of the optional ingredients specified in paragraph (a) (2) through (5), inclusive, of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, Cinnamon Oil and Apricot Kernels".

(2) The style of the apricot ingredient as provided in paragraph (b) of this section and the name of the packing medium as used in paragraph (c) (1) and (2) of this section, are preceded by "In" or "Packed In" or the words "solid pack", where applicable, shall be included as part of the name or in close proximity to the name of the food. The style of the apricot ingredient shall be preceded or followed by "Unpeeled" or "Peeled", as the case may be. "Halves" may be alternatively designated "halved", "quarters" as "quartered" and "slices" as "sliced". When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be " sirup of brown sugar and honey" the blank to be filled in with the word "light", "heavy", or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in lieu of the word "fruit".

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d)(3) of this section, and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3)

of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d) (2) (ii) of this section, such names and the words "from concentrate," as specified in paragraph (d)(2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of

Part 1 of this chapter.

3. Section 27.15 is revised to read as follows:

§ 27.15 Canned prunes; identity; label statement of optional ingredients.

- (a) Ingredients. Canned prunes is the food prepared from dried prunes, which may be packed as a solid pack or in one of the optional packing media specified in paragraph (b) of this section, Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients:
 - Natural and artificial flavors. (1)
 - (2) Spice.
- (3) Vinegar, lemon juice, or organic acids.
- (4) Unpeeled pieces of citrus fruits.

Such food is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.

(b) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added.

are: (i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is less than 20 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; of "slightly sweetened fruit juice(s)", as the

case may be.

(ii) When the density of the solution is 20 percent or more but less than 24 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweetened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 24 percent or more but less than 30 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 30 percent or more but not more than 45 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit.

juice(s)", as the case may be.

(c) Labeling requirements. (1) The name of the food is "prunes-prepared from dried prunes". The words "prepared from dried prunes" shall be in close proximity to the word "prunes" and shall be of the same style and not less than 1/2 of the point size of the type used for the word "prunes". The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the "Seasoned with Vinegar" or "Seasoned with Unpeeled Pieces of Citrus Fruit". When two or more of the optional ingredients specified in paragraph (a) (2) through (4) of this section are used. such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, Cinnamon Oil and Unpeeled Pieces of Citrus Fruit."

(2) When the food is prepared with a packaging medium, the name of the packing medium specified in paragraph (b) (1) and (2) of this section, preceded by "In" or "Packed In" and the words "cooked", "stewed", or "prepared", shall be included as part of the name or in close proximity to the name of the food. When no packing medium is used, the words "solid pack" or "moist pack" or the word "moistened" followed by the words "without sirup" shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be sirup of brown sugar and honey", the blank to be filled in with the word "light", "heavy", or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (b) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in lieu of the word "fruit". (ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (c) (3) of this section, and

(iii) In the case of the single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (c) (3) of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (c) (2) (ii) of this section, such names and the words "from concentrate", as specified in paragraph (c) (2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of Part

1 of this chapter.

4. Section 27.20 is revised to read as follows:

§ 27.20 Canned pears; identity; label statement of optional ingredients.

- (a) Ingredients. Canned pears is the food prepared from one of the fresh or previously canned optional pear ingredients Pyrus communis or Pyrus sinensis specified in paragraph (b) of this section which may be packed in one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients.
 - (1) Natural and artificial flavors.

(2) Spice.

(3) Vinegar, lemon juice, or organic acids.

(4) Artificial colors.

Such food is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.

- (b) Styles and forms of units. The optional pear styles and forms of units referred to in paragraph (a) of this section are:
 - (1) Peeled or unpeeled whole.
 - (2) Peeled or unpeeled halves.(3) Peeled quarters.
 - (4) Peeled guarters
 - (5) Peeled dice.
 - (6) Diced or cubed.
 - (7) Peeled pieces or irregular pieces.

Each such ingredient, except in the cases of peeled whole pears and unpeeled whole pears, is cored.

- (c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:
 - (i) Water.
 - (ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is less than 14 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)", as the

case may be.

(ii) When the density of the solution is 14 percent or more but less than 18 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweetened fruit juice(s)", as the case may be,

(iii) When the density of the solution is 18 percent or more but less than 22 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 22 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", 2s the case may be.

(d) Labeling requirements. (1) The

(d) Labeling requirements. (1) The name of the food is "pears". The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice" the common name of the word "Spice" the common name of the spice, "Seasoned with Vinegar". When two or more of the optional ingredients specified in paragraph (a) (2) and (3) of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, and Cinnamon Oil".

(2) The style and forms of units of the pear ingredient as provided in paragraph (b) of this section and the name of the packing medium specified in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed In" or the words "solid pack", where applicable, shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be " sirup of brown sugar and honey" the blank to be filled in with the word "light", "heavy", or "extra heavy", as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s),

such juice(s) shall be designated in the name of the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in

lieu of the word "fruit";

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d)(3) of this section; and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3)

of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d) (2) (ii) of this section, such names and the words "from concentrate", as specified in paragraph (d) (2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of

Part 1 of this chapter.

5. Section 27.25 is revised to read as follows:

- § 27.25 Canned seedless grapes; identity; label statement of optional ingredients.
- (a) Ingredients. Canned seedless grapes is the food prepared from one of the fresh or previously canned optional grape ingredients specified in paragraph (b) of this section, which may be packed in one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients:
 - (1) Natural and artificial flavors.

(2) Spice.

(3) Vînegar, lemon juice, or organic acids.

Such food is sealed in a container and before or after sealing is so processed by

heat as to prevent spoilage.

- (b) Varietal types and styles. The optional grape ingredients referred to in paragraph (a) of this section are prepared from stemmed grapes of the light or dark seedless varieties or from unstemmed clusters of such grapes. For the purposes of paragraph (d) of this section, the names of such optional grape ingredients are "light seedless grapes" or "dark seedless grapes", as the case may be, preceded by the words "unstemmed clusters" where applicable.
- (c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:

(i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is less than 14 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)", as the case may be.

(ii) When the density of the solution is 14 percent or more but less than 18 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweetened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 18 percent or more but less than 22 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 22 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

- (d) Labeling requirements. (1) The name of the food is "seedless grapes." The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added," or in lieu of the word "Spice," the common name of the spice, or "Seasoned with Lemon Juice." When two or more of the optional ingredients specified in paragraph (a) (2) and (3) of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, and Cinnamon Oil."
- (2) The color type and style of the grape ingredient as provided in paragraph (b) of this section and the name of the packing medium specified in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed In" or the words "solid pack," where applicable, shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be " _ sirup of brown sugar and honey" the blank to be filled in with the word "light," "heavy," or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1)

and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in

lieu of the word "fruit";

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d) (3) of this section; and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3)

of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d)(2)(ii) of this section, such names and the words "from concentrate", as specified in paragraph (d)(2)(iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of

Part 1 of this chapter.

6. Section 27.30 is revised to read as follows:

- § 27.30 Canned cherries; identity; label statement of optional ingredients.
- (a) Ingredients. Canned cherries is the food prepared from one of the optional fresh or previously canned cherry ingredients specified in paragraph (b) of this section, which may be packed in one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients:
 - (1) Natural and artificial flavors.

(2) Spice.

(3) Vinegar, lemon juice, or organic

Such food is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.

(b) Varietal types and styles. The optional cherry ingredients referred to in paragraph (a) of this section are prepared from mature pitted or unpitted cherries of the red sour or red tart, light sweet or dark sweet varietal group.

(c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:

(i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) In the case of sweet cherries:

(a) When the density of the solution is less than 16 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)," as the case may be.

(b) When the density of the solution is 16 percent or more but less than 20 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweet-ened fruit juice(s)," as the case may be.

(c) When the density of the solution is 20 percent or more but less than 25 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)," as the case

(d) When the density of the solution is 25 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

(ii) In the case of red sour cherries:

(a) When the density of the solution is less than 18 percent, the medium shall be designated as "slightly sweetened water"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)", as the case may be.

(b) When the density of the solution is 18 percent or more but less than 22 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweet-ened fruit juice(s)", as the case may be.

(c) When the density of the solution is 22 percent or more but less than 28 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case

(d) When the density of the solution is 28 percent or more but not more than 45 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Labeling requirements. (1) The name of the food is "cherries". The optional varietal type as set forth in paragraph (b) of this section, preceded or followed by the word "pitted" when this is the fact, shall be a part of the name. The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice, or "Seasoned with Lemon Juice". When two or more of the optional ingredients specified in paragraph (a) (2) and (3) of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, and Cinnamon Oil".

(2) The color type and style of the cherry ingredient as provided in paragraph (b) of this section and the name of the packing medium specified in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed In" or the words "solid pack", where applicable, shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s) as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be " brown sugar and honey" the blank to be filled in with the word "light", "heavy" or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing me-

(i) In the case of a single fruit juice, the name of the juice shall be used in lieu of the word "fruit";

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d)(3) of this section; and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3) of this section.

- (3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d) (2) (ii) of this section, such names and the words "from concentrate", as specified in paragraph (d)(2)(iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.
- (4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of Part 1 of this chapter.
- 7. Section 27.35 is revised to read as

§ 27.35 Canned berries; identity; label statement of optional ingredients.

(a) Ingredients. Canned berries is the food prepared from any suitable variety of one of the optional berry ingredients specified in paragraph (b) of this section, which may be packed in one of the optional packing media specified in paragraph (c) of this section. It is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.

(b) Varietal types. The optional berry ingredients referred to in paragraph (a) of this section are prepared from stemmed fruit of the following optional varietal types of berry ingredient;

namely:

(i) Raspberry varieties conforming to the characteristics of Rubus idaeus L. or Rubus occidentalis L.

(ii) Blackberries.

- (iii) Blueberries.
- (iv) Boysenberries. (v) Dewberries.
- (vi) Gooseberries.
- (vii) Huckleberries.
- (viii) Loganberries. (ix) Strawberries.

(x) Youngberries.

(c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1 and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:

(i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium. the four density ranges of the resulting packing media hereinafter specified for each berry ingredient, expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure described in § 27.1(1), shall be designated by the appropriate name for each of the respective density ranges for each berry ingredient as:

(i) "Slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)", as the case

may be.

(ii) "Light sirup", when the liquid used is water; "lightly sweetened fruit juice(s) and water"; or "lightly sweetened fruit juice(s)", as the case

(iii) "Heavy sirup", when the liquid used is water; or "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) "Extra heavy sirup", when the liquid used is water; or "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

The density ranges referred to herein

	Density ranges							
Optional berry ingredient	(1)		(ii)		(iii)		(iv)	
	Minimum	Maximum less than	Minimum	Maximum less than	Minimum	Maximum less than	Minimum	Maximum not more than
Raspberries	11	15	15 14	20	20	27 24	27 24	31
Blackberries Blueberries Boysenberries		14 15 14	15 14 14	20 19 20 19	19 20 19 19 20 20 19	25	27 24 25 24 24 24 26	3 3 3 3 3
Dewberries		14	14 15	19 20 20 19 19	20 20	24 24 26 25 24	26 25 24	3
		14	14 14 14	19 19 19	19	27 27 24	27 24	3 3 3

(d) Labeling requirements. (1) The name of the food is the appropriate name of the berry ingredient specified in paragraph (b) of this section.

(2) The name of the packing medium, as used in paragraph (c) (1) of this section preceded by "In" or "Packed In" as provided in paragraph (c) of this section and, in the case of raspberries other than red raspberries provided for in paragraph (b) of this section, the name of such packing medium and the color of such raspberry shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be sirup of brown sugar and honey" the blank to be filled in with the word "light", "heavy", or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in lieu

of the word "fruit":

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (c) of this section; and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3)

of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d)(2)(ii) of this section, such names and the words "from concentrate", as specified in paragraph (d) (2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of Part 1 of this chapter.

8. Section 27.40 is revised to read as

follows:

Canned fruit cocktail; identity; label statement of optional ingredients.

(a) Ingredients. Canned fruit cocktail, canned cocktail fruits, canned fruits for cocktail, is the food prepared from the mixture of fresh, frozen, or previously canned fruit ingredients of mature fruits in the forms and proportions as provided in paragraph (b) of this section, and one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients:

(1) Natural and artificial flavors.

(2) Spice.

(3) Vinegar, lemon juice, or organic acids.

(4) Ascorbic acid in an amount no greater than necessary to preserve color. Such food is sealed in a container and before or after sealing is so processed by

heat as to prevent spoilage.

(b) Varietal types and styles. The fruit ingredients referred to in paragraph (a) of this section, the forms of each, and the percent by weight of each in the mixture of drained fruit from the finished canned fruit cocktail are as fol-

(1) Peaches. Any firm yellow variety of the species Prunus persica L., excluding nectarine varieties, which are pitted, peeled, and diced, not less than 30 percent and not more than 50 percent.

(2) Pears. Any variety, of the species Pyrus communis L. or Pyrus sinensis L., which are peeled, cored, and diced, not less than 25 percent and not more than

45 percent.

(3) Pineapples. Any variety, of the species Ananas comosus L., which are peeled, cored, and cut into sectors or into dice, not less than 6 percent and not more than 16 percent.

(4) Grapes. Any seedless variety, of the species Vitis vinifera L. or Vitis labrusca L., not less than 6 percent and not more than 20 percent.

(5) Cherries. Approximate halves or whole pitted cherries of the species Prunus cerasus L., not less than 2 percent and not more than 6 percent, of the following types:

- (i) Cherries of any light, sweet variety: (ii) Cherries artificially colored red:
- or (iii) Cherries artificially colored red and flavored, natural or artificial.

Provided, That each 127.5 grams (41/2 ounces avoirdupois) of the finished canned fruit cocktail and each fraction thereof greater than 56.7 grams (2 ounces avoirdupois) contain not less than 2 sectors or 3 dice of pineapple and not less than 1 approximate half of the optional cherry ingredient.

(c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1 of this chapter, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:

(i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is 10 percent or more, but less than 14 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)", as the case

may be.

(ii) When the density of the solution is 14 percent or more but less than 18 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweet-ened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 18 percent or more but less than 22 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 22 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Labeling requirements. (1) The name of the food is "fruit cocktail". The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice, "Seasoned with Vinegar" or "Seasoned with Lemon Juice". When two or more of the optional ingredients specified in paragraph (a) (2) and (3) of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, Cinnamon Oil and Lemon Juice".

(2) The name of the packing medium as used in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed In" shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example, in the case of a mixture of brown sugar and honey, an appropriate statement would be "_____ sirup of brown sugar and honey" the blank to be filled in with the word "light", "heavy" or "extra heavy" as the case may be When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in

lieu of the word "fruit";

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d) (3) of this section: and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3)

of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d) (2) (ii) of this section, such names and the words "from concentrate", as specified in paragraph (d) (2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of Part

1 of this chapter.

9. Section 27.50 is revised to read as follows:

§ 27.50 Canned pincapple; identity; label statement of optional ingredients.

(a) Ingredients. Canned pineapple is the food prepared from fresh, frozen, or previously canned mature pineapple, conforming to the characteristics of Ananas comosus and from which peel and core have been removed. The product consists of one of the optional pineapple ingredients specified in paragraph (b) of this section and which may be packed in one of the optional packing media specified in paragraph (c) of this section. Crushed or chip styles may additionally be packed in a heavy or solid pack as specified in paragraph (d) of this section. Such food may also contain one, or any combination of two or

more, of the following safe and suitable optional ingredients:

(1) Natural fruit flavors.

(2) Mint flavor.

(3) Spices, spice oils.

(4) Vinegar, citric acid, or organic acids.

(5) Dimethylpolysiloxane in an amount not greater than 10 milligrams/kilogram (10 parts per million) by weight of the finished food as a defoaming agent.

Such food is sealed in a container and before or after sealing is so processed by

heat as to prevent spoilage.

(b) Style of pack. The optional forms of unit of the pineapple ingredients referred to in paragraph (a) of this section are as follows:

 Whole—consisting of a cylindrical whole unit with the core removed.

- (ii) Slices or spiral slices or whole slice or rings—consisting of uniformly cut circular slices or rings cut across the axis of the peeled, cored pineapple cylinders.
- (iii) Half slices—consisting of uniformly cut, approximately semicircular halves of slices.

(iv) Quarter slices—consisting of uniformly cut, one-fourth portions of slices.

 (v) Broken slices—arc-shaped portions which may not be uniform in size and/or shape.

(vi) Spears or fingers—consisting of long, slender pieces cut radially and lengthwise of the cored pineapple cylinder, predominantly 65 millimeters (2.5 inches) or longer.

(vii) Tidbits—consisting of reasonably uniform, wedge-shaped sectors cut from slices or portions thereof, predominantly from 8 millimeters (0.3 inch) to 13 milli-

meters (0.5 inch) thick.

(viii) Chunks—consisting of short, thick pieces cut from thick slices and/or from peeled cored pineapple and predominantly more than 12 millimeters (0.5 inch) in both thickness and width, and less than 38 millimeters (1.5 inches) in length.

(ix) Diced or cubes—consisting of reasonably uniform, cube-shaped pieces, predominantly 14 millimeters (0.55 inch) or less in the longest edge dimensions.

(x) Pieces—consisting of irregular shapes and sizes not identifiable as a specific style and does not include

"chunks" or "chips" style.

(xi) Chips—consisting of small irregular shapes and sizes of pineapple pieces similar to that left over after dicing of pineapple and which may be included in crushed style.

(xii) Crushed or crisp cut—consisting of finely cut or finely shredded or grated or diced pieces of pineapple and which may include chips in the crushed mass.

- (c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added, are:
 - (i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(iv) Clarified pineapple juice.

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) of this chapter shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is 10 percent or more but less than 14 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweetened fruit juice(s)", as the case may be.

(ii) When the density of the solution is 14 percent or more but less than 18 percent, the medium shall be designated as "light sirup"; "lightly sweetened fruit juice(s) and water"; or "lightly sweetened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 18 percent or more but less than 22 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 22 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water"; or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Types of pack. The optional types of pack for crushed or chip styles referred to in paragraph (a) of this section

are as follows:

(i) Heavy pack: "Chips" or "Crushed" styles with or without sweetening ingredients and containing at least 73 percent drained fruit weight, as set forth in § 27.52(a) of this chapter.

(ii) Solid pack: "Chips" or "Crushed" styles with or without sweetening ingredients and containing at least 78 percent drained fruit weight, as set forth in

§ 27.52(b) of this chapter.

(e) Labeling requirements. (1) The name of the food is "pineapple". The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice, or "Seasoned with Vinegar". When two or more of the optional ingredients specified in paragraph (a) (2) through (4) of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, and Cinnamon Oil".

(2) The name of the packing medium specified in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed In" or the words "solid pack", where applicable, shall be included as part of the name or in close proximity to the name of the food. When the pack-

ing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s) as for example in the case of a mixture of brown sugar and honey, an appropriate statement would be sirup of brown sugar and honey', the blank to be filled in with the word "light", "heavy", or "extra heavy" as the case may be. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium

(i) In the case of a single fruit juice, the name of the juice shall be used in

lieu of the word "fruit";

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (e) (3) of this section; and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (e) (3)

of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (e)(2)(ii) of this section, such names and the words "from concentrate", as specified in paragraph (e) (2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of

Part 1 of this chapter.

10. Section 27.70 is revised to read as follows:

§ 27.70 Canned figs; identity; label statement of optional ingredients.

- (a) Canned figs is the food prepared from one of the optional fig ingredients specified in paragraph (b) of this section and one of the optional packing media specified in paragraph (c) of this section, to which lemon juice, concentrated lemon juice or organic acid(s) is added, when necessary to reduce the pH of the finished product to pH 4.9 or below. Such food may also contain one, or any combination of two or more, of the following safe and suitable optional ingredients:
 - (1) Natural and artificial flavoring.
 - (2) Spice.
 - (3) Vinegar.
 - (4) Unpeeled segments of citrus fruits.
 - (5) Salt.

Such food is sealed in a container and before or after sealing is so processed by heat as to prevent spoilage.

(b) The optional fig ingredients referred to in paragraph (a) of this section are prepared from mature figs of the light or dark varieties. Figs (or whole figs), split figs (or broken figs), or any combination thereof are optional fig ingredients. A "whole fig" is one which is whole, but may be slightly cracked, provided it retains its natural conformation without exposing the interior. A "split" or "broken" fig is one which is open to an extent that the seed cavity is exposed whether broken entirely into separate pieces.

(c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section, as defined in § 27.1, and which may be used as such, or to which any safe and suitable nutritive carbohydrate sweetener may be added,

(i) Water.

(ii) Fruit juice(s) and water.

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is 11 percent or more but less than 16 percent, the medium shall be designated as "slightly sweetened water"; or "extra light sirup"; "slightly sweetened fruit juice(s) and water"; or "slightly sweet-ened fruit juice(s)", as the case may be.

(ii) When the density of the solution is 16 percent or more but less than 21 percent, the medium shall be designated as "light sirup": "lightly sweetened fruit juice(s) and water"; or "lightly sweet-ened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 21 percent or more but less than 26 percent, the medium shall be designated as "heavy sirup"; "heavily sweetened fruit juice(s) and water"; or "heavily sweetened fruit juice(s)", as the case may

(iv) When the density of the solution is 26 percent or more but not more than 35 percent, the medium shall be designated as "extra heavy sirup"; "extra heavily sweetened fruit juice(s) and water": or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Labeling requirements. (1) The name of the food is "figs". The words "broken" or "split" shall be a part of the name when the optional fig ingredient is a broken or split fig. The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in \$1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice, "Seasoned with Vinegar" or "Seasoned with Unpeeled Segments of Citrus Fruits". When two or more of the optional ingredients specified in paragraph (a) (2) through (5), in-

clusive, of this section are used, such words may be combined as for example, "Seasoned with Cider Vinegar, Cloves, Cinnamon Oil and Unpeeled Segments of Citrus Fruits."

(2) The name of the packing medium as used in paragraph (c) (1) of this section, preceded by "In" or "Packed In", as provided in paragraph (c) of this section, shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food other than sweetness, as for example, a mixture of brown sugar and honey, the statement "_____ sirup of brown sugar and honey", the blank to be filled in with the word "light", "heavy", or "extra heavy", as the case may be, shall be included as part of the name or in close proximity to the name of the food. When the liquid portion of the packing media provided for in paragraph (c) (1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in lieu of the word "fruit";

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d) (3) of this section: and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3) of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d) (2) (ii) of this section, such names and the words "from contrate", as specified in paragraph (d)(2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of

Part 1 of this chapter.

Interested persons are invited to submit their views in writing (preferably in quintuplicate) regarding this proposal on or before April 22, 1974. Such views and comments should be addressed to the Hearing Clerk, Food and Drug Administration, Rm. 6-86, 5600 Fishers Lane, Rockville, MD 20852, and may be accompanied by a memorandum or brief in support thereof. Received comments may be seen in the above office during will be promulgated for all important working hours, Monday through Friday.

Dated: January 11, 1974.

VIRGIL O. WODICKA. Director, Bureau of Foods.

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[21 CFR Part 27] CANNED PLUMS

Proposed Amendment to Standard of Identity and Establishment of Standards of Quality and Fill of Container

The Joint Food and Agriculture/ World Health Organization Codex Alimentarius Commission has adopted a recommended international standard for canned plums to be submitted to the gov-

ernments for acceptance. The United States, as a member of the Food and Agriculture Organization of the United Nations and of the World Health Organization, is under obligation to consider all Codex standards. The rules of procedure of the Codex Alimentarius Commission provide that a Codex standard may be accepted by a participating country in one of three ways: Full acceptance, target acceptance, or acceptance with minor deviations. A participating country which concludes that it cannot accept the standard in any of these ways is requested to indicate the reasons for the ways in which its requirements differ from the Codex standard. Members of the Commission are requested to notify the Secretariat of the Codex Alimentarius Commission-Joint FAO/WHO Food Standards Programme, FAO, Rome, Italy, of their decision.

For several years the United States has had definitions and standard of identity (21 CFR 27.45) for canned plums as promulgated by the Commissioner of Food and Drugs which differ in several respects from the Recommended International Standard. The basis for this proposal to amend the U.S. canned plums identity standard and to establish standards of quality and fill of container is that, in the opinion of the Commissioner, it will promote honesty and fair dealing in the interest of consumers and facilitate international trade to adopt, as far as practicable, the recommended worldwide standard for canned plums.

The Codex canned plums standard embodies new and distinctive provisions for packing media and labeling that were agreed upon only after much discussion by the Codex Committee on Processed Fruits and Vegetables chaired by the United States, and approved by the Commission. The canned plums standard is the first standard of this type finally adopted by the Commission for submission to the governments for acceptance. It included a directive that standards for several other canned fruits, then before the Commission for acceptance, be editorially modified to conform to the pattern established for the canned plums standard. Codex standards for a number of other canned fruits are at various stages of preparation, and the Commission envisages that standards

canned fruits.

California Canners and Growers, 3100 Ferry Bldg., San Francisco, CA 94106, has submitted a petition to amend the other U.S. canned fruits identity standards so as to conform to the pattern of the canned plums standard as adopted by the Codex Alimentarius Commission. The amended standards proposed by California Canners and Growers are published elsewhere in this issue of the FEDERAL REGISTER.

The Codex canned plums standard refers to the Codex "Sampling Plans for Processed Fruits and Vegetables," that were developed by the Codex Committee on Processed Fruits and Vegetables and are being considered by the Codex Committee on Sampling and Analysis. The Codex sampling plans, although included by reference in the Codex standard, have not reached the final step of development and therefore may be subject to further modification. The Commissioner, however, believes that this is an opportune time to elicit comments on sampling plans for use in the U.S. canned fruits standards. The Commissioner proposes to limit the sampling plans to Codex inspection level II. which is appropriate where disputes arise and enforcement or need for better lot estimate is necessary. Definitions for "lot" and "sampling unit" have been expanded to make them more applicable to a wider range of size of primary containers. In addition, the definition for "defective" has been reworded to apply directly to the proposed sampling plans for all canned fruits.

The units of measurements to determine compliance with requirements in Codex are in the metric system. The Commissioner recognizes that the metric system, used world-wide, is generally used in the United States only for technical purposes but may eventually be adopted for common usage. The Commissioner, therefore, proposes that the U.S. standards provide for the use of both systems.

The Codex standard also includes hygiene requirements and certain basic labeling requirements that are not considered to be identity factors within the statutory authority of section 401 of the Federal Food, Drug, and Cosmetic Act, the legal basis for premulgating food standards. Hygiene and the other factors are, however, a concern of FDA under other sections of the Federal Food, Drug, and Cosmetic Act and are dealt with in other regulations. Therefore, these provisions in the Cocex standard are not discussed further in this proposal.

Amendment of the U.S. definitions and standard of identi' / and establishment of standards of quality and fill of container for canned plums will be based upon consideration of the Codex standard, comments and supporting data received, and other available information.

CODEX STANDARD FOR CANNED PLUMS

1. DESCRIPTION.

1.1 Product Definition.

pared from clean, substantially sound. whole or halved fruit of plum varieties (cultivars) conforming to the characteristics of Prunus domestica L. greengage varieties (cultivars) conforming to the characteristics of Prunus italica L, mirabelle or damson varieties (cultivars) conforming to the characteristics of Prunus insititia L, or cherry plum varieties (cultivars) conforming to the characteristics of Prunus cerasifera Ehrb, which plums may be peeled and which have extraneous matter, including stalks (stems), removed; (b) packed with water or other suitable liquid packing medium and may be packed with flavouring ingredients; and (c) processed by heat in an appropriate manner before or after being sealed in a container so as to prevent spoilage.

1.2 Varietal Type.

Plums of distinct varietal type will be designated:

(a) Yellow plums.

(b) Red plums.

(c) Purple plums.

(d) Greengages.

(e) Damsons.

(f) Cherry plums.

(g) Mirabelles.

The color referred to in (a), (b), and (c) refer to skin colour.

1.3 Styles.

(a) Whole peeled with or without pits;

(b) Whole with peel with or without

(c) Halves (cut into two approximately equal parts), peeled, without pits, and

(d) Halves (cut into two approximately equal parts), with peel, without pits.

2. ESSENTIAL COMPOSITION AND QUALITY FACTORS.

2.1 Packing Media.

(a) Water-in which water is the sole packing medium;

(b) Fruit juice-in which plum juice, or any other compatible fruit juice, is the sole packing medium;

(c) Water and fruit juice(s) -in which water and plum juice, or water and any other single fruit juice or water and two or more fruit juices, are combined to form the packing medium:

(d) Mixed fruit juices-in which two or more fruit juices, which may include plum, are combined to form the packing

medium:

(e) With sugar(s) -any of the foregoing packing media (a) through (d) may have one or more of the following sugars added: sucrose, invert sugar syrup, dextrose, dried glucose syrup, glucose syrup.

2.1.1 Classifications of packing media

when sugars are added.

(a) When sugars are added to plum juice or other fruit juices, the liquid media shall not be less than 15° Brix and they are classified on the basis of the cutout strength as follows:

Lightly sweetened (name of fruit) juice-Not less than 15° Brix.

Heavily sweetened (name of fruit) juice—Not less than 19° Brix.

(b) When sugars are added to water, or to water and a single fruit juice, or to water and two or more fruit juices and Canned plums is the product (a) pre- the water, including that contributed by plums

1 piece per 200 grams of drained 35% by weight of drained plums.

(based on averages).

Maximum limits

for example any added invert sugar syrup or glucose syrup, comprises more than 50 percent by volume of the liquid medium, the packing medium shall be classified as may be appropriate:

(1) Light Syrup-Not less than Basic Syrup Strengths.

15°

(2) Heavy Syrup-Not less than 19° Brix.

is of this subsection and the fruit juice(s) sweetened as described in paragraph (b) (c) When the packing medium Brix.

Extra Heavily Sweetened Fruit Juice(s) and Extra Heavily Sweetened Fruit Juice(s) ---Water, Slightly Sweetened. Slightly Sweetened Water ... Extra Heavy Syrup ---Extra Light Syrup --

2.1.2 Cut-out strength of sweetened juice or syrup is to be determined on sample average, but no container may have a Brix value lower than that of the minimum of the next category below, if such there be.

2.2 Quality criteria. 2.2.1 Colour.

The colour of the product shall be normal for the variety, taking into consideration any added artificial colour.

2.2.2 Flavour

forth as follows: Canned plums shall have a normal

(consisting of plums damaged by insects, (a) Blemished plums --

Halves style—halves of plums which are damaged or torn to such an extent that broken to an extent that the normal they are smaller than 50% of a plum Whole style-plums which are deformed or shape of the fruit is seriously affected (consisting of, as applicable to the style: (b) Grushed or Broken fruit--affected)

comprise 50 percent or more by volume of the liquid media, the packing medium shall be classified as may be appropriate, (1) Plum juice and water lightly (2) Plum juice and water heavily sweetened-not less than 15° Brix, or sweetened-not less than 19° Brix.

Optional Syrup Strengths.

When not prohibited by the country of sale, packing media classified as follows may be used: Not less than 11° Brix but less than 15°

Brix.

More than 25° Brix.

flavour and odour free from flavours or odours foreign to the product.

Canned plums with special flavourings shall have the flavour characteristic of that imparted by the plums and the other substances used.

In "Red" or "Purple" Plums only:

Ponceau 4 R .--Erythrosine -

Colouring matter

form texture and shall not be excessively The plums shall have a reasonably unifirm nor unreasonably soft. 2.2.3 Texture.

Canned plums shall be substantially free from defects within the limits set 2.2.4 Defects and allowances.

30% by weight of drained plums. Maximum limits

4. HYGIENE.

L-Tartaric -Lactic Acid.

> gum, or discoloured to the extent that the appearance or eating quality is materially friction or disease; or affected by stone

25% by weight of drained plums.

Total of the foregoing defects (a) and (b)----(c) Extraneous plant material_------

(consisting of stalk (or stem) from the plum tree or any other harmless plant material) d) Loose pits in Whole style.

3 per 500 grams of drained plums (based 2 per 500 grams of drained plums (based

on averages). on averages).

> (c) Pits or pieces of pits in the styles of Whole Pitted and Halves.

through 2.2.4 (except extraneous plant material and pit material which are based on averages), shall be considered A container that fails to meet one or ments, as set out in sub-section 2.2.1 more of the applicable quality require-Classification of "Defectives". a "defective". 2.2.5

A lot will be considered as meeting the applicable quality requirements referred to in sub-section 2.2.5 when: 2.2.6 Acceptance.

"defectives", as defined in sub-section (a) For those requirements which are not based on averages-the number of

plan (AQL-6.5) in the Sampling Plans number (c) of the appropriate sampling for Processed Fruits and Vegetables; and (b) The requirements which are based 2.2.5, does not exceed the acceptance on sample averages are complied with.

3. FOOD ADDITIVES.

the Codex Committee on Food Additives Alimentarius have been temporarily en-The following provisions in respect of food additives and their specifications as contained in section . . . of the Codex dorsed or are subject to endorsement by as indicated:

Maximum level of use

Singly, or in combination-300 mg/kg (subject to endorsement). Limited by Good Manufacturing Practice (temporarily endorsed).

Natural flavours and their identical syn-

Flavours:

thetic equivalents,

Acidifying agents:

Citric Acid. Malic Acid.

(Postponed subject to establishment of max-(Temporarily endorsed). imum levels). means of sampling and examination the product: uct covered by the provisions of this 4.1 It is recommended that the prod-

(a) Shall be free fror micro-organisms capable of development under normal conditions of storage; and standard be prepared in accordance with

(b) Shall not contain any substances from micro-organisms amounts which may be toxic. originating Products Recommended by the Codex

tice for Canned Fruit and Vegetable

Alimentarius Commission

CAC/RCP 2-1969).

the International Code of Hygienic Prac-

5. WEIGHTS AND MEASURES.

The container shall be well filled with plums and the product (including pack-5.1 Fill of container. 5.1.1 Minimum fill.

manufacturing practice the product shall be free from abjection 4.3 When tested by appropriate

be free from objectionable matter.

ing medium) shall occupy not less than 90 percent of the water capacity of the container. The water capacity of the container is the volume of distilled water at 20° C. which the sealed container will hold when completely filled.

5.1.2 Classification of "Defectives".

A container that fails to meet the requirement for minimum fill (90 percent container capacity) of 5.1.1 shall be considered a "defective".

5.1.3 Acceptance.

A lot will be considered as meeting the requirement of 5.1.1 when the number of "defectives" does not exceed the acceptance number (c) of the appropriate sampling plan (AQL-6.5) in the Sampling Plans for Processed Fruits and Vegetables.

5.1.4 Minimum drained weight. 5.1.4.1 The drained weight of the product shall be not less than the following percentages, calculated on the basis of the weight of distilled water at 20° C. which the sealed container will hold when completely filled:

Whole Styles_____ 50 percent. Halves Style_____ 55 percent.

5.1.4.2 The requirements for minimum drained weight shall be deemed to be complied with when the average drained weight of all containers examined is not less than the minimum required, provided that there is no unreasonable shortage in individual containers

6. LABELLING.

In addition to Sections 1, 2, 4, and 6 of the Recommended International General Standard for the Labelling of Prepackaged Foods (Ref. No. CAC/RS 1-1969), the following specific provisions apply:

6.1 Name of the food.

6.1.1 The name of the product shall be either (a) "plums" accompanied by the colour "Yellow" or "Golden" 1, "Red" or "Purple", as appropriate, or by the specific name of the cultivars or (b) Greengage plums, Damson plums, Cherry plums, Mirabelle plums, for the appropriate cultivars specified in sub-section 1.1, except that the names "Greengages", "Damsons", "Mirabelles" need not be ac-companied by the word "plums" in countries where its emission would not mislead or deceive the consumer.

6.1.2 The style, as appropriate, shall be declared as part of the name or in

close proximity to the name:

(a) The style "Whole pitted", "Whole", or "Halved", as appropriate;
(b) The word "peeled", in the case

of plums that are peeled.

6.1.3 When the packing medium is composed of water, or water and plum juice, or water and one or more fruit juices in which water predominates, the packing medium shall be declared as part of the name or in close proximity thereto as:

"In water" or "Packed in Water"

6.1.4 When the packing medium is composed solely of plum juice, or any other single fruit juice, the packing medium shall be declared as part of the name or in close proximity thereto as:

"In Plum Juice" or "In (name of

fruit) juice".

6.1,5 When the packing medium is composed of two or more fruit juices. which may include plum juice, it shall be declared as part of the name or in close proximity thereto:

"In (name of fruits) juice" or "In fruit juices" or "In mixed fruit juices".

6.1.6 When dry sugars are added to plum juice or other fruit juices, the packing medium shall be declared as may be appropriate:

"Lightly sweetened (name of fruit) juice(s)", or

"Heavily sweetened (name of fruit) juice(s)", or

"Extra heavily sweetened (name of fruit) juice(s)", or

"Lightly sweetened fruit juices", or "Heavily sweetened fruit juices" "Extra heavily sweetened fruit juices".

6.1.7. When sugars are added to water, or to water and a single fruit juice, or to water and two or more fruit juices and the water, including that contributed by any added invert sugar syrup or glucose syrup, comprises more than 50 percent by volume of the liquid medium. the packing medium shall be declared

as may be appropriate:
"Extra light syrup" or "Water slightly

sweetened".

"Light syrup" "Heavy syrup".

"Extra heavy syrup".

6.1.8. When the packing medium contains water and plum juice, or water and one or more fruit juice(s), in which the fruit juice comprises 50 percent or more by volume of the packing medium, the packing medium shall be designated to indicate the preponderance of such fruit juice, as for example:

"Plum juice and water", or

"(Name of fruit) juice(s) and water".

6.1.9. When sugars are added to the packing medium described in 6.1.8, including that wherein some or all of the water present may have been contributed by invert sugar syrup or glucose syrup, the packing medium shall be declared as appropriate:

"(Name of fruit) juice(s) and water

lightly sweetened", or

"(Name of fruit) juice(s) and water

heavily sweetened", or
"(Name of fruit) juice(s) and water extra heavily sweetened", or

"Fruit juices and water lightly sweetened", or

"Fruit juices and water heavily sweetened", or

"Fruit juices and water extra heavily sweetened".

6.1.10 A declaration, as part of the name or in close proximity to the name, shall be made of any characteristic flavouring; e.g. "With _____", as appropriate.

6.2 List of ingredients.

A complete list of ingredients shall be declared on the label in descending order of proportion in accordance with subsection 3.2(c) of the General Standard for the Labelling of Prepackaged Foods, except that water need not be declared.

6.3 Net contents.

The net contents shall be declared by weight in either the metric ("Systeme International" units) or avoirdupois or both systems of measurement as required by the country in which the product is sold.

6.4 Name and address.

The name and address of the manufacturer, packer, distributor, importer, exporter, or vendor of the product shall be declared.

6.5 Country of origin.
(a) The country of origin of the prodduct shall be declared if its omission would mislead or deceive the consumer.

(b) When the product undergoes processing in a second country which changes its nature, the country in which the processing is performed shall be considered to be the country of origin for the purposes of labelling.

7. METHODS OF ANALYSIS AND SAMPLING.

The methods of analysis and sampling described or referred to hereunder are international referee methods. The methods referred to in 7.1, 7.2, 7.3 and 7.4 have been endorsed by the Codex Committee on Methods of Analysis and Sampling.

7.1 Sampling.

Sampling shall be in accordance with the Sampling Plans for Processed Fruits and Vegetables.

7.2 Determination of drained

weight.

7.2.1 Definition.*
7.2.2 Materials.*
7.2.2.1 Specifications for circular sieves.* (a) -(b) -(c).

7.2.3 Procedure.2

7.2.4 Calculation and expression of results.2

7.3 Syrup measurements.3

7.3.1 Procedure.3

7.3.2 Calculation and expression of results.3

7.3.3 Literature References."

7.4 Method for determination of water capacity of containers.

7.4.1 Metal containers.

7.4.1.1 Procedure.

- (1) Select a container which is undamaged in all respects.
- (2) Wash, dry, and weigh the empty container after cutting out the lid without removing or altering the height of the double seam.
- (3) Fill the container with distilled water at 20° C to 4.76 mm vertical distance below the top level of the container, and weigh the container thus filled.

¹ The term "Golden" applies to the English version only and is a permitted alternative to "Yellow" only in those countries where this term is used.

² Methods of Analysis of AOAC-1970-

^{32.001} and 32.002.

*Methods of Analysis of AOAC-1970—31.011 (Uncorrected for Invert Sugar).

(4) Subtract the weight found in (2) from the weight found in (3). The difference shall be considered to be the weight of water required to fill the container.

7.4.2 Glass containers. 7.4.2.1 Procedure.

(1) Select a container which is undamaged in all respects.

(2) Wash, dry, and weigh the empty

container

- (3) Fill the container with distilled water at 20° C to the level of the top thereof, and weigh the container thus filled.
- (4) Subtract the weight found in (2) from the weight found in (3). The difference shall be considered to be the weight of water required to fill the container.

COMPARISON OF U.S. STANDARD WITH CODEX STANDARL

In many respects the provisions of the present U.S. standard of identity and the Codex standard are identical; in certain instances there are significant variations. The following is a comparison of what, in the opinion of the Commissioner, are the primary differences between the U.S. standard and the Codex standard on which the Commissioner particularly requests comments with available supporting data. Following each item of comparison is the action the Commissioner proposes to take in the event no comments are received.

1. Product definition. Codex (1.1) provides that the product be prepared from clean, substantially sound fruit of plum varieties conforming to the characteristics of Prunus domestica L., greengage varieties conforming to the characteristics of Prunus italica L., mirabelle or damson varieties conforming to the characteristics of Prunus institia L., or cherry plum varieties conforming to the characteristics of Prunus cerasifera Ehrh. 21 CFR 27.45(b) provides for mature plums of the domestic Prunus domestica L. varieties.

The Commissioner proposes that the U.S. standard be amended to conform to the Codex standard in these respects. The additional varieties will provide for a wider choice of fruit ingredients without imposing any restrictions on the fruit ingredient presently specified in the standard. Such a broadening of choice in permitted fruits will, in turn, enable packers to provide consumers with a larger selection of fruits from which to choose.

 Optional ingredients, 21 CFR 27.45
 (a) restricts flavorings to natural flavors, and the acidifying agent to vinegar.

Codex (3) provides for natural and artificial flavors and citric acid, malic acid, lactic acid and L-tartaric as acidifying agents. The Codex standard also provides for the use of two colors in red or purple plums.

The Commissioner proposes that the U.S. standard be amended so as to permit, in addition to natural flavors and vinegar, the optional use of lemon juice and any safe and suitable organic acids, artificial flavorings, and artificial colorings.

3. Heat processing. 21 CFR 27.45(a) requires that the food be sealed in the container and then so processed by heat [so] as to prevent spoilage.

Codex (1.1(c)) provides that the product be processed by heat before or after being sealed in a container.

The Commissioner proposes to adopt

the Codex provision.

4. Optional packing media—(a) Water. 21 CFR 27.45(c) (1) classifies any mixture of water and fruit juice(s) as water.

Code: (2.1.1(b)) classifies as water any mixture of water and fruit juice(s) in which the fruit juice(s) is less than 50 percent.

The Commissioner proposes to amend the U.S. standard to conform to Codex.

(b) Fruit juice(s) and water. Codex (2.1.1(c)) provides for fruit juice(s) and water in which the fruit juice(s) is more than 50 percent, a packing medium not provided for in the U.S. standard.

The Commissioner proposes to adopt

the Codex provision.

(c) Fruit juice(s) and water with added sugar. Codex (2.1.1) includes four categories of sirup densities for fruit juice(s) and water not included in the U.S. standard.

The Commissioner proposes to include these as additional packing media.

(d) Classification of packing media when sugars are added. The densities of packing media with added sugar in 21 CFR 27.45(c) (3) differ from the densities of their counterparts in Codex as follows:

Codex (2.1.1(a)) provides that when sugars are added to plum juice or other fruit juices, the liquid media shall be not less than 15° Brix and they are classified on the basis of the cut-out strength as follows:

Lightly sweetened (name of fruit) juice—Not less than 15° Brix.

Heavily sweetened (name of fruit) juice—Not less than 19° Brix.

Codex (2.1.1(b)) provides that when sugars are added to water, or to water and a single fruit juice, or to water and two or more fruit juices and the water, including that contributed by any added invert sugar sirup or glucose sirup, comprises more than 50 percent by volume of the liquid medium, the packing medium shall be classified as may be appropriate:

Basic Sirup Strengths.

(1) Light Sirup—Not less than 15° Brix.

(2) Heavy Sirup—Not less than 19' Brix.

Codex (2.1.1(c)) provides that when the packing medium is sweetened as described in Codex (2.1.1(b)) and the fruit juice(s) comprise 50 percent or more by volume of the liquid medium, the packing medium shall be classified as may be appropriate, for example—

(1) Plum juice and water lightly sweetened—not less than 15° Brix, or

(2) Plum juice and water heavily sweetened—not less than 19° Brix.

Codex (2.1.1(c)) ("Optional Sirup Strengths") provides that when not prohibited by the country of sale, packing media classified as follows may be used:

Slightly Sweetened Water

Water, Slightly Sweetened

Extra Light Sirup

Extra Heavy Sirup

Extra Heavily Sweetened Fruit Juice(s)

Extra Heavily Sweetened Fruit Juice(s) and

Water.

Not less than 11° Brix but less than 15° Brix.

More than 25° Brix.

21 CFR 27.45(c)(3) provides that in the case of purple plums:

(1) Slightly sweetened water be less than 18° Brix. Light sirup be 18° or more more but less than 21° Brix, heavy sirup be 21° or more but less than 26° Brix, and and extra heavy sirup be 26° or more but not more than 35° Brix.

(2) Slightly sweetened fruit juice(s) be less than 18° Brix. Light fruit juice(s) sirup be 18° or more but less than 21° Brix, heavy fruit juice(s) sirup be 21° or more but less than 26° Brix, and extra heavy fruit juice(s) sirup be 26° or more but not more than 35° Brix.

21 CFR 27.45(c) (3) also provides that in the case of all other varieties of plums:

- (1) Slightly sweetened water be less than 16° Brix. Light sirup be 16° or more but less than 19° Brix, heavy sirup be 19°, or more but less than 24° Brix, and extra heavy sirup be 24° or more but not more than 35° Brix.
- (2) Slightly sweetened fruit juice(s) be less than 16° Brix, Light fruit juice(s) sirup be 16° or more but less than 19° Brix; heavy fruit juice(s) sirup be 19° or more but less than 24° Brix; and extra heavy fruit juice(s) sirup be 24° or more but not more than 35° Brix.

The Commissioner proposes for all varieties of plums including purple plums that:

Slightly sweetened water or extra light sirup be 11 percent or more but less than 15 percent by weight expressed as sucrose.

Light sirup be 15 percent or more but less than 19 percent by weight expressed as sucrose; heavy sirup be 19 percent or more but less than 25 percent by weight expressed as sucrose; and extra heavy sirup be 25 percent or more but less than 35 percent by weight expressed as sucrose.

Slightly sweetened fruit juice(s) be 11 percent or more but less than 15 percent by weight expressed as sucrose; lightly sweetened fruit juice(s) be 15 percent or more but less than 19 percent by weight expressed as sucrose; heavily sweetened fruit juice(s) be 19 percent or more but less than 25 percent by weight expressed as sucrose; and extra heavily sweetened fruit juice(s) be 25 percent or more but less than 35 percent by weight expressed as sucrose.

Slightly sweetened fruit juice(s) and water be 11 percent or more but less than 15 percent by weight expressed as sucrose; lightly sweetened fruit juice(s) and water be 15 percent or more but less than 19 percent by weight expressed as sucrose; heavily sweetened fruit juice(s) and water be 19 percent or more but less than 25 percent by weight expressed as sucrose; and extra heavily sweetened fruit juice(s) and water be 25 percent or more but less than 35 percent by weight expressed as sucrose.

(e) Analytical procedure for sirup density. 21 CFR 27.45(c) (3) presently states that the density of the sirup packing medium is to be determined by Brix hydrometer 15 days or more after the

plums are canned.

Codex (7.3) references the "Official Methods of Analysis of the Association of Official Analytical Chemists" (AOAC), 1970 Ed. 31.011, without correction for invert sugar, for determining sirup density.

The Commissioner proposes that the procedure be that in Codex with results expressed as percent by weight sucrose (degrees Brix), except that there be no correction for invert sugar and other substances. In addition, the Commissioner proposes that the density of the sirup packing medium, if measured less than 15 days after canning, be based on the blended homogenized slurry of the comminuted entire contents of the container.

(f) Compliance for packing medium densities. Codex (2.1.2) provides that the cut-out strength of sweetened juice or sirup is to be determined on sample average, but no container may have a Brix value lower than that of the minimum of the next category below, if such there be. The U.S. standard has no such procedure for the determination of compliance with the requirement for the cut-out strength.

The Commissioner proposes that the U.S. procedure for determining compliance be based on the Codex procedure (2.1.2); except that where no lower category for packing medium cut-out strength exists, the cut-out strength for any one container in the sample be not more than 2 percent by weight sucrose (degrees Brix) lower than its lowest des-

ignated density.

(g) Quantity limitation of certain sugars. 21 CFR 27.45(c)(2) limits the quantity of dextrose, corn sirup, and glucose sirup which may be used in preparing packing media with added sugars.

Codex (2.1(e)) specifies dextrose and glucose sirup without quantity limitation. California Canners and Growers in its petition relating to other canned fruits has proposed the inclusion of brown

sugar and honey as additional nutritive carbohydrate sweeteners for use in pre-

paring packing media.

The Commissioner proposes deletion of the quantity limitations for dextrose, corn sirup, and glucose sirup and further proposes that any safe and suitable nutritive carbohydrate sweetener(s) may be used for preparing packing media with added sweeteners.

5. Name of food. 21 CFR 27.45(b) provides that the name of the food be "----- plums", the blank being filled

in with the name of the variety, or varietal type, of plums, as for example, "purple", "greengage", etc., preceded or followed by the words "whole", "halves", or "halved", as the case may be. The name shall also include the name of the packing medium (21 CFR 27.45(e)) and the words "peeled" and "pitted" (21 CFR 27.45(b)), when appropriate.

Codex (6.1.1) provides that the name shall be either "plums" accompanied by the color "yellow" or "golden", "red" or "purple", or by the specific name of the variety or "Greengage plums", "Damson Plums", "Cherry Plums", "Mirabelle Plums", as the case may be, except that the names "Greengages", "Damsons", "Mirabelles" need not be accompanied by the word "plums" in countries where its omission would not mislead or deceive the consumer.

Codex (6.1.2) provides that the styles "whole pitted", "whole", or "halved" and the word "peeled", in the ease of peeled plums, shall be declared as part of the name or in close proximity thereto.

Codex (6.1.10) requires there be a declaration of any flavoring which characterizes the product; e.g., "with X" as part of the name of the product or in close proximity thereto.

Codex (6.1.3 through 6.1.9) provides specific language for the declaration of

packing media.

The Commissioner proposes the adoption of the Codex labeling provisions together with the provisions that declaration of packing medium be preceded by "In" or "Packed In" and that the name of the food include a declaration of any flavoring that characterizes the product as specified in 21 CFR 1.12 and a declaration of any spice or seasoning that characterizes the product.

Samples of fruits packed in a brown sugar and honey sirup submitted by the petitioner proposing amendment of certain other canned fruit standards show that such packing medium will impart a characteristic flavor to the finished food other than sweetness. The Commissioner proposes that when any packing medium prepared with sweetener(s) is used which imparts a characteristic to the finished food other than sweetness, the name of such packing medium be declared as part of the name or in close proximity thereto. consistent with Codex, as for example sirup of brown sugar and honey", the blank to be filled in by "light", "heavy", or "extra heavy" as the honey" case may be.

6. Listing of ingredients, 21 CFR 27.45 (d) and (e) provides for the manner in which optional ingredients shall be declared.

Codex (6.2) requires that the label bear a complete list of ingredients in descending order of proportion of ingredients present in the food, except that spices, flavorings, and colorings may be declared as such and water need not be declared.

The Commissioner proposes that 21 CFR 27.45 be amended to reference the applicable sections of 21 CFR Part 1 for the label declaration of optional ingredi-

ents which includes the requirement that with the exception of spices and flavorings which may be declared as such, the common name of each of the optional ingredients used shall be declared on the label in the order of decreasing predominance.

The Food and Drug Administration has not established a standard of quality or a standard of fill of container for canned plums; therefore, the Commissioner proposes that those provisions of the Codex standard that are enforceable

be adopted.

Accordingly, the Commissioner proposes on his own initiative to amend the definition and standard of identity for canned plums and to establish standards of quality and fill of container as set forth below. The Commissioner proposes further on his own initiative to amend § 27.1 Definitions, by including therein definitions for "water," "fruit juice(s)," "fruit juice(s) and water," "solid pack," and provisions for determining the density of packing media, compliance, and sampling as set forth below.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701(e), 52 Stat. 1046 as amended, 70 Stat. 919; (21 U.S.C. 341, 371(e))), and under authority delegated to him (21 CFR 2.120) the Commissioner proposes that Part 27 be amended as fol-

lows:

1. In § 27.1 by adding new paragraphs (h), (i), (j), (k), (l), (m), and (n) to read as follows:

§ 27.1 Definitions.

.

(h) The term "water" means, in addition to water, any mixture of water and fruit juice in which the fruit juice(s) is less than 50 percent of such mixture, including any water contributed by the use of liquid nutritive carbohydrate sweeteners.

(i) The term "fruit juice(s) and water" means any mixture of fruit juice as herein defined and water, including any water contributed by the use of liquid nutritive carbohydrate sweeteners, in which the fruit juice(s) is 50 percent, or more, of such mixture except that water used in preparing equivalent single strength juice(s) from concentrate(s) shall not be considered to be a mixture of fruit juice and water.

(j) The term "fruit juice(s)" means single strength expressed juice(s) of sound, mature fruit(s). It may be fresh, frozen, canned, or made from concentrate(s). However, if it is made from concentrate(s), the juice(s) shall be reconstituted with water to not less than the soluble solids that such fruit juice had before concentration. Fruit juice(s) may be used singly or in combination. If a fruit juice(s) is used which is regulated by a standard of identity of this chapter, it shall conform to the compositional requirements prescribed by such standard prior to the addition of any sweetener which may be used.

(k) The term "solid pack" means the product contains practically all fruit with

only the very little free flowing liquid that is expressed from the fruit and to which no packing media have been

(1) The procedure for determining the densities of the packing media means the following: The density of the packing medium, when measured 15 days or more after packing, or the density of the blended homogenized slurry of the comminuted entire contents of the container, when measured less than 15 days after canning, is determined according to "Official Method of Analysis of the Association of Official Analytical Chemists", 11th Ed., 1970, p. 526, section 31.011 (Solids) "By Means of the Refractometer-Official, Final Action" (and 47.012 and 47.015)4 with result expressed as percent by weight of sucrose (degrees Brix) with correction for temperature to the equivalent at 20° C., but without correction for invert sugar or other substances.

(m) Compliance means the following: Unless otherwise provided in a standard, a lot of canned fruits shall be deemed in compliance for the following factors, to be determined by the sampling and acceptance procedure as provided in paragraph (n) of this section, namely:

(1) Packing medium density. A lot shall be deemed to be in compliance for packing medium density based on the average sucrose value for all samples analyzed according to the sampling plans, but no container may have a sucrose value lower than that of the next lower category or 2 percent by weight sucrose (degrees Brix) lower if no lower category exists.

(2) Quality. The quality of a lot shall be considered acceptable when the number of defectives does not exceed the acceptance number in the sampling plans.

(3) Fill of container. A lot shall be deemed to be in compliance for fill of container (packing medium and fruit ingredient) when the number of defectives does not exceed the acceptance number (c) in the sampling plans.

(4) Drained weight. A lot shall be deemed to be in compliance for drained weight based on the average value of all samples analyzed according to the sampling plans.

(n) The sampling and acceptance procedure means the following:

(1) Definitions—(i) Lot. A collection of primary containers or units of the same size, type, and style manufactured or packed under similar conditions and handled as a single unit of trade.

(ii) Lot size. The number of primary containers or units in the lot.

(iii) Sample size. The total number of sample units drawn for examination from a lot.

(iv) Sample unit. A container, a portion of the contents of a container, or a composite mixture of product from small containers that is sufficient for the examination or testing as a single unit.

- (v) Defective. Any sample unit shall be regarded as defective when the sample unit does not meet the criteria set forth in the standards.
- (vi) Acceptance number (c). The maximum number of defective sample units permitted in the sample in order to consider the lot as meeting the specified requirements.
- (vii) Acceptable quality level (AQL). The maximum percent of defective sample units permitted in a lot that will be accepted approximately 95 percent of the time.

(2) Sampling plans:

Lot size (primary containers)	Size of container Net weight equal to or less than 1 kilogram (2.2 pounds)			
	72	c		
4,800 or less		2 3 4 6		
4,801 to 24,000	21	3		
24,001 to 48,000		4		
48,001 to 84,000		6		
84,001 to 144,000		9		
144,001 to 240,000		13		
Over 240,000		19		
	pounds)	5 kilograms (10		
	pounds)			
	pounds)	c		
2,400 or less	pounds) n 13	c		
2,401 to 15,000	pounds) n 13 13 21	c 2 3		
2,401 to 15,000 15,001 to 24,000	pounds) 13 21 29	c 2 3 4		
2,401 to 15,000	pounds) n 13 21 29 48	2 3 4 6		
2,401 to 15,000	pounds) n 13 21 29 48 84	c 2 3 4 6		
2,401 to 15,000	pounds) n 13 21 29 48 84 126	2 3 4 6		
2,401 to 15,000	pounds) n 13 21 29 48 126 200 Net weight to	c 2 3 4 6 9		
2,401 to 15,000	pounds) n 13 21 29 48 126 200 Net weight to	c 2 3 4 6 6 9 13 19 19 reater than 4.5 (10 pounds)		
2,401 to 15,000	pounds) n 13 21 21 48 44 126 200 Net weight gr kilograms (c 2 3 4 6 9 13 19 19 reater than 4.5 (10 pounds)		
2,401 to 15,000 15,001 to 24,000 24,001 to 42,000 42,001 to 72,000 72,001 to 120,000 Over 120,000	pounds) n 13 21 29 48 84 126 200 Net weight gr kilograms (n 13	c 2 3 4 6 5 9 13 19 19 rester than 4.5 (10 pounds) c 2 3		
2,401 to 15,000 15,001 to 24,000 24,001 to 42,000 42,001 to 72,000 72,001 to 120,000 Over 120,000 600 or less 600 to 2,000	pounds) n	c 2 3 4 6 9 13 19 reater than 4.5 (10 pounds) c 2 3 4		
2,401 to 15,000 15,001 to 24,000 24,001 to 42,000 42,001 to 72,000 72,001 to 120,000 Over 120,000 600 or less 601 to 2,000	pounds) n 13 21 24 48 84 126 200 Net weight gr kilograms n 13 21 29	c 2 3 4 6 5 9 13 19 19 rester than 4.5 (10 pounds) c 2 3		
2,401 to 15,000 15,001 to 24,000 24,001 to 42,000 42,001 to 72,000 Over 120,000 Over 120,000 600 or less 601 to 2,000 2,001 to 7,200 7, 201 to 15,000	pounds) n - 13 - 21 - 29 - 48 - 84 - 126 - 200 Net weight gr kilograms (n - 13 - 21 - 29 - 48	c 2 3 4 6 9 13 19 reater than 4.5 (10 pounds) c 2 3 4		
2,401 to 15,000 15,001 to 24,000 24,001 to 42,000 42,001 to 72,000 72,001 to 120,000 Over 120,000 600 or less 601 to 2,000	pounds) n	c 2 3 4 6 6 9 13 19 rester than 4.5 (10 pounds)		

 $\substack{n=\text{number of primary containers in sample.}\\ c=\text{acceptance number.}}$

2. By revising § 27.45 to read as follows:

§ 27.45 Canned plums; identity; label statement of optional ingredients.

(a) Ingredients. Canned plums is the food prepared from clean, sound, and mature fruit of plum varieties conforming to the characteristics of Prunus domestica L., greengage varieties conforming to the characteristics of Prunus italica L., mirabelle or damson varieties conforming to the characteristics of Prunus insititia L., or cherry varieties conforming to the characteristics of Prunus cerasifera Ehrh. The food consists of one of the optional styles of the plum ingredient, specified in paragraph (b) of this section, and one of the optional packing media specified in paragraph (c) of this section. Such food may also contain one, or any combination of two or more of the following safe and suitable optional ingredients:

(1) Natural and artificial flavors.

(2) Spice.

- (3) Vinegar, lemon juice, or organic
- (4) Artificial coloring.

Such food is sealed in a container and before or after sealing is so processed by heat so as to prevent spoilage.

(b) Optional styles of the plum ingredient. The optional plum ingredients specified in paragraph (a) of this section are:

(1) Whole peeled with or without pits;(2) Whole unpeeled with or without pits;

(3) Halves peeled, without pits; and(4) Halves unpeeled, without pits.

(c) Packing media. (1) The optional packing media referred to in paragraph (a) of this section which may be used as such, or to which any one or any combination of two or more safe and suitable nutritive carbohydrate sweetener(s) may be added are:

(i) Water:

(iii) Fruit juice(s).

(2) When a sweetener is added as a part of any such liquid packing medium, the density range of the resulting packing medium expressed as percent by weight of sucrose (degrees Brix) as determined by the procedure prescribed in § 27.1(1) shall be designated by the appropriate name for the respective density ranges, namely:

(i) When the density of the solution is 11 percent or more but less than 15 percent, the medium shall be designated as "slightly sweetened water", or "extra light sirup", "slightly sweetened fruit juice(s) and water", or "lightly sweetened fruit juice(s)", as the case may be.

(ii) When the density of the solution is 15 percent or more, but less than 19 percent, the medium shall be designated as "light sirup", "lightly sweetened fruit juice(s) and water", or "lightly sweetened fruit juice(s)", as the case may be.

(iii) When the density of the solution is 19 percent or more, but less than 25 percent, the medium shall be designated as "heavy sirup", "heavily sweetened fruit juice(s) and water", or "heavily sweetened fruit juice(s)", as the case may be.

(iv) When the density of the solution is 25 percent or more, but less than 35 percent, the medium shall be designated as "extra heavy sirup", "extra heavily sweetened fruit juice(s) and water", or "extra heavily sweetened fruit juice(s)", as the case may be.

(d) Labeling requirements. (1) The name of the food is "plums" accompanied by the color designation "yellow" or "golden" or "red" or "purple", as appropriate, or the specific name of the variety or "Greengage plums". "Damson plums", "Cherry plums", "Mirabelle plums". The name of the food shall also include a declaration of any flavoring that characterizes the product as specified in § 1.12 of this chapter and a declaration of any spice or seasoning that characterizes the product; for example, "Spice Added", or in lieu of the word "Spice", the common name of the spice; "Seasoned with Vinegar". When two or more of the optional ingredients specified in paragraph (a) (2) and (3) of this section are used, such

Copies may be obtained from: The Association of Official Analytical Chemists, Box 540, Benjamin Franklin Station, Washington, DC 20004.

words may be combined as for example, Seasoned with cider vinegar, cloves, and cinnamon oil".

(2) The style of the plum ingredient as provided in paragraph (b) of this section and the name of the packing medium specified in paragraph (c) (1) and (2) of this section, preceded by "In" or "Packed in" shall be included as part of the name or in close proximity to the name of the food. When the packing medium is prepared with a sweetener(s) which imparts a characteristic to the finished food in addition to sweetness, the name of the packing medium shall be accompanied by the name of such sweetener(s), as for example, in the case of a mixture of brown sugar and honey, an appropriate statement would be "____ sirup of brown sugar and honey", the blank to be filled in with the word "light", "heavy", or "extra heavy", as the case may be. When the liquid portion of the pucking media provided for in paragraph (c)(1) and (2) of this section consists of fruit juice(s), such juice(s) shall be designated in the name of the packing medium as:

(i) In the case of a single fruit juice, the name of the juice shall be used in

lieu of the word "fruit".

(ii) In the case of a combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium, or be declared on the label as specified in paragraph (d)(3) of this section, and

(iii) In the case of a single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s), the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (d) (3) of this section.

(3) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided in paragraph (d)(2)(ii) of this section, such names and the words "from concentrate", as specified in paragraph (d)(2) (iii) of this section, shall appear in an ingredient statement pursuant to the requirements of § 1.8(d) of this chapter.

(4) Each of the optional ingredients used shall be declared on the label as required by the applicable sections of Part 1 of this chapter.

3. By adding the following new sections:

§ 27.46 Canned plums; quality; label statement of substandard quality.

- (a) The standard of quality for canned plums is as follows:
- (1) Blemishes. Not more than 30 percent by weight of the drained plums consist of plums damaged by insects, friction, or disease or affected by stone gum. or discolored to the extent that the appearance or eating quality is materially
- (2) Crushed or broken units in whole and halves styles. In the case of the whole styles, not more than 25 percent

by weight of the drained plums are deformed or broken to an extent that the normal shape of the fruit is seriously affected. In the case of the halves style. not more than 25 percent by weight of the drained plums are damaged or torn to such an extent that they are smaller than 50 percent of a plum half.

(3) Blemishes and crushed or broken units. Not more than 35 percent by weight of the drained plums consist of both blemishes as specified in subparagraph (1) of this paragraph and crushed or broken units in the case of the whole and halves styles as specified in subparagraph (2) of this paragraph.

(4) Extraneous plant material. Not more than one piece of stalk or stem from the plum tree or other harmless extraneous plant material per 200 grams (7

ounces) of drained plums. (5) Loose pits in whole style. Not more than three loose pits per 500 grams (17.6

ounces) of drained plums.

(6) Pits or pieces of pits in whole pitted and halves styles. Not more than two pits or pieces of pits per 500 grams (17.6

ounces) of drained plums.

(b) Determine compliance as specified in § 27.1(m) of this chapter except that a lot shall be deemed to be in compliance for extraneous plant material, loose pits in whole style, and pits or pieces of pits in whole pitted and halves styles based on the average of all samples analyzed according to the sampling plans set out in § 27.1(n) of this chapter.

- (c) If the quality of canned plums falls below the standard prescribed in paragraph (a) of this section, the label shall bear the general statement of substandard quality specified in § 10.7(a) of this chapter, in the manner and form therein specified; however, if the quality of the canned plums falls below standard with respect to only one of the factors of quality specified in paragraph (a) (1) through (6) of this section, there may be substituted for the second line of such general statement of substandard quality ("Good Food-Not High Grade") a new line, as specified after the corresponding designation of paragraph (a) of this section which the canned plums fail to meet, as follows:
 - (1) "Blemished";
 - (2) "Partly Crushed or Broken";
- (3) "Blemished and Partly Crushed or Broken":
- (4) "Contains Extraneous Plant Material";
 (5) "Contains Loose Pits"; or
- (6) "Contains Pits" or "Contains Pieces of Pits".

\$ 27.47 Canned plums; fill of container; label statement of substandard fill.

- (a) The standard of fill of container
- for canned plums is:
- (1) The fill of the plums and packing medium, as determined by the general method for fill of container prescribed in § 10.6(b) of this chapter, is not less than 90 percent of the total capacity of the container.
- (2) The drained weight of the plum ingredient, based on the water capacity of the container as determined by the method prescribed in paragraph (b) of

this section and the general method for water capacity of containers prescribed in § 10.6(a) of this chapter, is not less than 50 percent for whole styles and 55 percent for halves styles.

- (b) Drained weight is determined by the following method: Tilt the opened container so as to distribute the contents evenly over the meshes of a circular sieve which has previously been weighed. The diameter of the sieve is 20.3 centi-meters (8 inches) if the quantity of contents of the container is less than 1.4 kilograms (3 pounds) and 30.5 centimeters (12 inches) if such quantity is 1.4 kilograms (3 pounds) or more. The bottom of the sieve is woven-wire cloth which complies with the specifications for the No. 8 sieve set forth in the "Definitions of Terms and Explanatory Notes. p. xviii, of the "Official Methods of Analysis of the Association of Official Analytical Chemists," 11th Ed., 1970.1 Without shifting the material on the sieve, incline the sieve at an angle of 17° to 20° to facilitate drainage. Two minutes after the drainage begins, weigh the sieve and drained plums. The weight so found, less the weight of the sieve, shall be considered to be the weight of the drained
- (c) Determine compliance for fill of container as specified in § 27.1(m) of this chapter.
- (d) If canned plums fall below the standard of fill of container prescribed in paragraph (a) of this section, the label shall bear the statement of substandard fill specified in § 10.7(b) of this chapter, in the manner and form therein specified If canned plums fall below the standard of fill of container in respect to drained weight, the words "Low drained weight" shall follow the general statement of substandard fill on the label.

Interested persons are invited to submit their views in writing (preferably in quintuplicate) regarding this proposal on or before April 22, 1974. Such views and comments should be addressed to the Hearing Clerk, Food and Drug Administration, Rm. 6-88, 5600 Fishers Lane, Rockville, MD 20852, and may be accompanied by a memorandum or brief in support thereof. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated: January 11, 1974.

VIRGIL O. WODICKA. Director, Bureau of Foods.

Note: Incorporation by reference provisions approved by the Director of the Federal Register March 26, 1973.

[FR Doc.74-1510 Filed 1-18-74;8:45 am]

Office of the Secretary [42 CFR Part 101] PROFESSIONAL STANDARDS REVIEW

Notice of Proposed Rulemaking; **Corrections and Omissions**

In FR Doc. 73-26802 appearing at page 34944 in the Issue for Thursday, December 20, 1973, make the following changes:

1. In § 101.12, in the group of counties listed in Area I, change "Waulla" to "Wakulla" and add "Escambia".

2. In § 101.13, in the group of counties listed in Area I, add "Stephens" and in the group listed in Area III, add "Glascock

3. In § 101.25, as follows:

(a) In Area I: change "Montaque" to "Montague", "Beckett" to "Becket" and "Gramby" to "Granby".

(b) In Area II: change "Wichendon" to "Winchendon", "Ashley" to "Ashby", "Harwick" to "Hardwick" and add "Southbridge" and "Warren".

- (c) In Area IV: change "Tryngsborough" to "Tyngsborough", "Swamscott" to "Swampscott", "Cohasett" to "Cohasett", "Action" to "Acton" and add "Dracut".
- (d) In Area V: change "Akington" to "Abington", "Sudbury" to "Duxbury"
 "Middleboro" to "Middleborough" to "Duxbury", "Hardwick" to "Harwich" and add "Norwell" and "Nantuckett".
- 4. In § 101.29, in the group of counties listed in Area V, change "Rollinger" to "Bollinger".
 - 5. In § 101.42, in Area XI, add "Bucks".
- 6. In § 101.48, in the group of counties listed in Area VIII, change "Arkansas" to "Aransas".
- 7. In § 101.53, in the group of counties listed in Area II, add "San Juan" and "Island".

MICHAEL J. GORAN, Acting Director. Bureau of Quality Assurance. [FR Doc.74-1655 Filed 1-18-74;8:45 am]

[42 CFR Part 101] PROFESSIONAL STANDARDS REVIEW Notice of Extension of Comment Period

On Thursday, December 20, 1973, a Notice of Proposed Rulemaking was published in the FEDERAL REGISTER (38 FR 34943) in which the Assistant Secretary for Health of the Department of Health, Education, and Welfare proposed to add a new Part 101, entitled "Professional Standards Review", to Title 42, Code of Federal Regulations, and to establish a Subpart A of such new Part 101 entitled "Area Designations". The public was invited to comment on the proposal, and the Notice stated that all comments received by January 21, 1974, would be considered.

Due to the fact that the period for comment covered the year-end holiday period, and because of the wide public interest in the proposed regulations, notice is hereb, given that the period for public comment is extended to February 5, 1974. All com nents on the proposed regulations received by that date will be considered

Dated: January 16, 1974.

CHARLES C. EDWARDS, Assistant Secretary for Health.

Approved: January 17, 1974.

CASPAR W. WEINBERGER, Secretary.

[FR Doc.74-1779 Filed 1-18-74;8:45 am]

ATOMIC ENERGY COMMISSION

[10 CFR Part 2]

LICENSING PROCEEDINGS

Proposed Treatment of Proprietary Information; Extension of Time for Comments

On November 15, 1973, the Atomic Energy Commission published in the FEDERAL REGISTER (38 FR 31543) five alternatives it was considering in determining whether further changes should be made in its policy and rules pertaining to disclosure of proprietary information in the area of licensing and regulation. Interested persons were invited to submit comments and suggestions with respect to the five alternatives or other alternatives, together with any other suggestions concerning this matter, by December 31, 1973. In response to a request from Business and Professional People For the Public Interest, the Commission has extended the comment period to February 15, 1974. Copies of comments received may be examined in the Commission's Public Document Room at 1717 H Street NW., Washington,

(Sec. 161, Pub. L. 83-703, 68 Stat. 948 (42 U.S.C. 2201))

Dated at Bethesda, Md. this 16th day of January, 1974.

For the Atomic Energy Commission.

L. MANNING MUNTZING, Director of Regulation.

[FR Doc.74-1819 Filed 1-18-74;10:29 am]

[10 CFR Parts 31, 32 and 35] GROUP LICENSING FOR CERTAIN MEDICAL USES

Notice of Proposed Rulemaking

The Atomic Energy Commission has under consideration amendments to its regulations in 10 CFR Parts 31, 32, and 35 to expand its licensing of groups of medical uses of byproduct material which have similar requirements for licensee qualifications, to specify licensing requirements for the distribution of byproduct material to such licensees and to add new byproduct material to the general license for certain in vitro clinical and laboratory testing.

In 1967 the Commission added §§ 35.14 and 35,100 to its regulations in 10 CFR Part 35 to simplify its procedures for licensing certain diagnostic uses of radioisotopes. Under these sections a number of the more common diagnostic uses were divided into two groups on the basis of similar requirements for user training and experience, facilities and equipment, and radiation safety procedures. Group I included diagnostic uses characterized as uptake, dilution, and excretion studies. Group II consisted of scanning (now called imaging) and tumor localization studies. Under the procedures set out in § 35.14, an application for a specific license for a diagnostic use of byproduct material specified in Group I or Group II is considered by the Commission as an application for all of the uses within the group.

The amendments proposed herein would add some diagnostic uses to Groups I and II of § 35.100 Schedule A

and would establish three new groups of medical uses of radioisotopes as follows:

Group III. Use of generators and reagent kits for the preparation and use of radiopharmaceuticals containing byproduct material for certain diagnostic uses.

Group IV. Use of prepared radiopharmaceuticals for certain therapeutic uses, and

Group V. Use of sources and devices containing byproduct material for certain medical uses.

Under this proposed expansion of group licensing, physicians and medical institutions would be licensed to use the byproduct materials for the medical uses designated in one or more of the groups for which the applicant has appropriate facilities, equipment, operating procedures and trained personnel (both physicians and paramedical) to perform the medical procedures and handle the radioisotopes designated in the group or groups.

The groups of licensed uses would be amended from time to time to add new radiopharmaceuticals, sources, devices, and uses as they are developed. This would authorize automatically the new uses and materials for persons licensed to perform the uses specified in the group or groups without the need for filing an application and receiving a license amendment. In addition to the publication of such amendments in the FEDERAL REGISTER, notices of additions to the groups would be mailed to all medical licensees of the Commission.

Persons using radiopharmaceuticals, generators and reagent kits containing byproduct materials, or sources and devices, under the licensed groups would be required to obtain such products from manufacturers licensed by the Commission pursuant to §§ 32.72, 32.73, or 32.74, respectively, or by an Agreement State pursuant to equivalent Agreement State regulations. Although the Commission does not regulate the manufacture and distribution of reagent kits which do not contain radioactive material, it does regulate the use of such reagent kits for the preparation of radiopharmaceuticals by licensees of the Commission as part of its licensing and regulation of the users of the byproduct material. Users of such reagent kits to prepare radiopharmaceuticals pursuant to a Group III license would be required to use reagent kits which are approved by the Commission or by an Agreement State. Manufacturers of such reagent kits who desire to have their reagent kits approved by the Commission for use by Group III licensees would be permitted to submit the pertinent information specified in § 32.73 for Commission consideration.

In the exercise of the Commission's regulatory program, licensing of the use of radiopharmaceuticals has included considerations of patient safety and drug effectiveness. This procedure has been followed since the Food and Drug Administration (FDA) regulations, 21 CFR 130.3, New Drugs for Investigational Use in Human Beings, which were issued in 1963 contained an exemption from those regulations for radiopharmaceuticals which are regulated by the AEC and Agreement States. The Chairman of the Commission, in a letter to the Department of Health, Education, and Welfare commenting on their proposal to grant that exemption, expressed the view that eventually an appropriate balance with respect to the regulation of drugs containing byproduct material would involve FDA regulations controlling the pharmaceutical quality of drugs and the safety and efficacy of drugs with respect to the patient, while AEC regulatory controls would govern radiation safety of employees and the public during manufacture and use of the drugs.

The Commission and the FDA are coordinating their respective regulatory programs to provide for a transition from the Commission to the FDA of the regulation of pharmaceutical quality, safety and efficacy of radiopharmaceuticals in such manner as to minimize duplication of regulatory activities, to accomplish the objectives of protecting public health and safety without unduly inhibiting the use of radioactive materials in medicine and to assure no disruption in the supply of these drugs which are of vital importance in many medical applications

during the transition period. On November 3, 1971, the FDA published in the FEDERAL REGISTER (36 FR. 21026) a notice of termination, effective December 2, 1971, of the exemption from FDA investigational new drug regulations for AEC and Agreement State regulated radiopharmaceuticals for well established uses and provided for regulation by the FDA of such radiopharmaceuticals (21 CFR 130.49-Requirements regarding certain radioactive drugs.) It is expected that the FDA will similarly terminate the exemption for radiopharmaceuticals for investigational uses at an early date.

The groups of uses in § 35.100 would include medical uses of radiopharmaceuticals for which safety and effectiveness have been established and those which are undergoing investigation to establish such safety and effectiveness. For the investigational radiopharmaceuticals and uses included in the licensed groups, a licensee would be required to register with the Commission prior to use of each different type of investigational use to identify the radiopharmaceutical, its intended purpose, and the supplier, and to certify that he would be using the radiopharmaceutical pursuant to a "Notice of Claimed Investigational Exemption for a New Drug" (IND) that has been accepted by the FDA.

The new §§ 32.72 and 32.73 which contain criteria for licensing the distribution of radiopharmaceuticals, and generators and reagent kits for preparation of radiopharmaceuticals, to group-use licensees would require manufacturers to furnish evidence that the radiopharmaceuticals, generators and reagent kits will be manufactured, packaged, and labeled under an effective New Drug Application from FDA, a Biologic Product License from FDA, or a "Notice of Claimed Investigational Exemption for a New Drug" that has been accepted by FDA.

Section 31.11 of 10 CFR Part 31, which provides a general license to physicians, clinical laboratories and hospitals for use of certain radioisotopes for in vitro clinical or laboratory testing, would be amended to add hydrogen 3 (tritium) and iron 59 to the general license. Section 32.71 of 10 CFR Part 32 would be amended to add these isotopes to the provisions for licensing their manufacture and distribution for in vitro use under the general license.

Pursuant to the Atomic Energy Act of 1954, as amended, and section 553 of title 5 of the United States Code, notice is hereby given that adoption of the following amendments to 10 CFR Parts 31. 32, and 35 is contemplated. All interested persons who desire to submit written comments or suggestions for consideration in connection with the proposed amendments should send them to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Staff, by March 7, 1974. Copies of comments received on the proposed amendments may be examined at the Commission's Public Document room at 1717 H Street NW., Washington, D.C.

1. Section 35.14 of 10 CFR Part 35 is amended to read as follows:

§ 35.14 Specific licenses for certain groups of medical uses of hyproduct material.

(a) Subject to the provisions of paragraphs (b), (c), and (d) of this section, an application for a specific license pursuant to § 35.11, § 35.12, or § 35.13 for any medical use or uses of byproduct material specified in one or more of Groups I to V, inclusive, of § 35.100 will be approved for all of the uses within the group or groups which include the use or uses specified in the application if:

(1) The applicant satisfies the require-

ments of § 35.11, § 35.12, or § 35.13;

(2) The applicant, or the physician designated in the application as the individual user, has adequate clinical experience in the types of uses included in the group or groups;

(3) The applicant or the physicians, technologists, radiological safety personnel and other paramedical personnel who will use the byproduct material have adequate training and experience in the handling of radioactive material appropriate to the uses included in the group or groups:

(4) The applicant's radiation detection and measuring instrumentation is adequate for conducting the procedures involved in the uses, included in the group or groups:

(5) The applicant's radiation safety operating procedures are adequate for handling and disposal of the radioactive material involved in the uses included in the group or groups.

(b) Any licensee who is authorized to use byproduct material pursuant to one or more groups in §§ 35.14(a) and 35.100 is subject to the following conditions:

(1) For Groups I, II, and IV, no licensee shall receive, possess, or use by-product material except as a radiophar-

maceutical manufactured in the form to be administered to the patient, labeled, packaged, and distributed in accordance with a specific license issued by the Commission pursuant to § 32.72 of this chapter or in accordance with a specific license issued to the manufacturer by an Agreement State pursuant to equivalent State regulations.

(2) For Group III, no licensee shall receive, possess, or use generators or reagent kits containing byproduct material except generators or reagent kits which are manufactured, labeled, packaged, and distributed in accordance with a specific license issued by the Commission pursuant to § 32.73 of this chapter or in accordance with a specific license issued to the manufacturer by an Agreement State pursuant to equivalent State regulations and no licensee shall use reagent kits which do not contain byproduct material to prepare radiopharmaceuticals containing byproduct material except reagent kits which are approved by the Commission or by an Agreement State for use by persons licensed pursuant to this § 35.14 and Group III of Schedule A, § 35.100, or equivalent Agreement State regulations.

(3) For Group V, no licensee shall receive, possess, or use byproduct material except as contained in a source or device which has been manufactured, labeled, packaged, and distributed in accordance with a specific license issued by the Commission pursuant to § 32.74 of this chapter or in accordance with a specific license issued to the manufacturer by an Agreement State pursuant to equivalent

State regulations.

(4) For the investigational uses in §§ 35.100(a) Group I (19) (b) Group II (25), (c) Group III(3), and (d) Group IV (9), the licensee shall, prior to the use of each different type of investigational radiopharmaceutical, or generator or reagent kit for the preparation and medical use of investigational radiopharmaceuticals, and prior to use of such radiopharmaceutical, investigational generator or reagent kit obtained from each different supplier, file Form AEC-., "Registration Certificate-Medical Use of Investigational Radiopharmaceutical Under Group License," with the Materials Branch, Directorate of Licensing, U.S. Atomic Energy Commission, Washington, D.C. 20545, and receive from the Commission a validated copy of the Form AEC-____ with registration number assigned. The licensee shall furnish on Form AEC-____ the following information as may be required by that

(i) Name, address and license number of the licensee;

(ii) Name of the radiopharmaceutical, generator, or reagent kit to be used;

(iii) The radionuclide, chemical form, and proposed use of the radiopharmaceutical to be used or prepared and used;

(iv) Name of the manufacturer of the radiopharmaceutical, generator or reagent kit to be used;

(v) Certification that he has in his possession, and will follow, a copy of the plan of investigation outlined in the "No-

tice of Claimed Investigational Exemption for a New Drug" (IND) which has been accepted by the Food and Drug Administration (FDA).

The Commission will not validate a Form AEC——— until it has confirmation from FDA that the registrant is an identified investigator in the IND or has otherwise been accepted by FDA as a participant in the investigation.

(6) For Group III, any licensee who uses generators or reagent kits shall follow the instructions for eluting the generator or processing radioactive material with the reagent kit which are approved by the Atomic Energy Commission or an Agreement State and are furnished by the manufacturer on the label attached to or in the leaflet or brochure which accompanies the generator or reagent kit.

(7) For Group IV, any licensee who possesses and uses radiopharmaceuticals for therapy shall assure that patients containing more than 8 millicuries of iodine 131 for the treatment of thyroid carcinoma or patients containing more than 23 millicuries of gold 198 shall be hospitalized.

(8) For Group V, any licensee who possesses and uses sources or devices containing byproduct material shall assure that:

(i) Each source or device containing more than 100 microcuries of byproduct material with a half-life greater than thirty days, except iridium 192 seeds encased in nylon ribbon, shall be tested for contamination and/or leakage at intervals not to exceed six months; and a source or device shall be so tested prior to its first use unless the supplied furnishes a certificate that the source or device has been so tested within six months prior to the transfer;

(ii) The test required by paragraph (b) (8) (i) of this section shall be capable of detecting the presence of 0.005 microcurie of radioactive material on the test sample. The test sample shall be taken from the source or from the surfaces of the device in which the source is permanently or semipermanently mounted or stored on which one might expect contamination to accumulate. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the Commission;

(iii) If the test required by paragraph (b) (8) (i) of this section reveals the presence of 0.005 microcurie or more of removable contamination, the licensee shall immediately withdraw the source from use and shall cause it to be decontami-

nated and repaired or to be disposed of in accordance with Commission regulations. A report shall be filed within 5 days of the test with the appropriate Atomic Energy Commission Regulatory Operations Regional Office listed in Appendix D of Part 20 of this chapter, describing the equipment involved, the test results, and the corrective action taken;

(iv) The radiation safety and handling instructions approved by the Atomic Energy Commission furnished by the manufacturer on the label attached to the source, device or permanent container thereof, or in the leaflet or brochure which accompanies the source or device, are followed and that such instructions are maintained in a legible and conveniently available form:

(v) A quarterly physical inventory is conducted to account for all sources and devices received and possessed. Records of the inventories shall be maintained for inspection by the Commission and shall include the quantities and kinds of byproduct material, location of sources and devices, and the date of the inventory;

(vi) Needles or standard medical applicator cells containing cobalt 60 as wire shall not be opened by the licensee unless specifically authorized by a condition of a license issued to him by the Atomic Energy Commission:

(vii) Patients containing cobalt 60, cesium 137 and/or iridium 192 implants shall remain hospitalized until the implants are removed.

(c) Any licensee who is licensed pursuant to paragraph (a) of this section for one or more of the medical use groups in § 35.100 also is authorized to use byproduct material under the general license in § 31.11 of this chapter for the specified in vitro uses without filing Form AEC-483 as required by § 31.11 (b); Provided, That the licensee is subject to the other provisions of § 31.11

(d) Any licensee who is licensed pursuant to paragraph (a) of this section for one or more of the medical use groups in § 35.100 also is authorized to receive, possess, and use for calibration and reference standards any byproduct material with an atomic number not higher than 83 in amounts not to exceed 15 millicuries total of materials with half lives not longer than seven days and not to exceed 200 microcuries total of materials with half lives longer than seven days.

2. Section 35.100 of 10 CFR Part 35 is amended by changing the title and subtitles, by adding certain new uses to the present paragraphs (a) Group I and (b) Group II, and by adding new paragraphs (c) Group III, (d) Group IV and (e) Group V. The section, as amended, will read as follows:

§ 35.100 Schedule A—Groups of medical uses of byproduct material.

(a) Group I. Use of prepared radiopharmaceuticals for certain diagnostic studies involving measurements of uptake, dilution and excretion. This group does not include uses involving imaging and tumor localizations.

(1) Iodine 131 as sodium iodide (NaI^m) for measurement of thyroid uptake:

(2) Iodine 125 as sodium iodide (NaI¹²⁵) for measurement of thyroid uptake;

(3) Iodine 131 as iodinated human serum albumin (IHSA) for determinations of blood and blood plasma volume;

(4) Iodine 125 as iodinated human serum albumin (IHSA) for determinations of blood and blood plasma volume;

(5) Iodine 131 as labeled rose bengal for liver function studies;

(6) Iodine 125 as labeled rose bengal for liver function studies;

(7) Iodine 131 as labeled fats or fatty acids for fat absorption studies;

(8) Iodine 125 as labeled fats or fatty acids for fat absorption studies;

(9) Iodine 131 as labeled iodopyracet, sodium iodohippurate, sodium diatrizoate, diatrizoate methylglucamine, sodium diprotrizoate, sodium acetrizoate, or sodium iothalamate for kidney func-

tion studies;
(10) Iodine 125 as labeled iodopyracet,
sodium iodohippurate, sodium diatri-

sodium iodonippurate, sodium diatrizoate, diatrizoate methylglucamine, sodium diprotrizoate, sodium acetrizoate, or sodium iothalamate for kidney function studies;

(11) Cobalt 58 as labeled cyanocobalamin for intestinal absorption studies;

(12) Coblat 60 as labeled cyanocobalamin for intestinal absorption studies;

(13) Chromium 51 as sodium chromate for determinations of red blood cell volume and studies of red blood cell survival time;

(14) Chromium 51 as labeled human serum albumin for gastrointestinal protein loss studies:

(15) Iron 59 as chloride, citrate, or sulfate for iron turnover studies;

(16) Potassium 42 as chloride for potassium space determinations;

(17) Sodium 24 as chloride for sodium space determinations;

(18) Xenon 133 as gas, free or in solution, in prepackaged individual doses only, for blood flow and pulmonary function studies;

(19) Any byproduct material in a radiopharmaceutical and for a diagnostic use involving measurements of uptake, dilution, or excretion for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA); Provided, That the registration requirements of § 35.14(b) (4) are complied with.

(b) Group II. Use of prepared radiopharmaceuticals for diagnostic studies involving imaging and tumor localizations.

(1) Iodine 131 as sodium iodide for thyroid imaging;

(2) Iodine 131 as iodinated human serum albumin (IHSA) for brain tumor localizations and cardiac imaging;

(3) Iodine 131 as iodinated human serum albumin (IHSA) for cisternography;

(4) Todine 131 as macroaggregated iodinated human serum albumin for lung imaging:

(5) Iodine 131 as colloidal (microaggregated) iodinated human serum albumin for liver imaging;

(6) Iodine 131 as labeled rose bengal

for liver imaging;

(7) Iodine 131 as iodopyracet, sodium iodohippurate, sodium diatrizoate, diatrizoate methylglucamine, sodium diprotrizoate, or sodium acetrizoate for kidney imaging;

(8) Iodine 131 as sodium iodipamide

for cardiac imaging;

- (9) Iodine 131 as iodinated human serum albumin (IHSA) for placenta localization:
- (10) Chromium 51 as sodium chromate for spleen imaging;
- (11) Chromium 51 as labeled human serum albumin for placenta localization; (12) Gold 198 in collodial form for

liver imaging;

- (13) Mercury 197 as labeled chlormerodrin for kidn y and brain imaging;
- (14) Mercury 203 as labeled chlormerodrin for brain imaging; (15) Selenium 75 as labeled seleno-
- (15) Selenium 75 as labeled selenomethionine for pancreas imaging;
- (16) Strontium 85 as nitrate or chloride for bone imaging in patients with suspected or diagnosed cancer;

(17) Technetium 99m as pertechne-

tate for brain imaging:

- (18) Technetium 99m as pertechnetate for thyroid imaging;
- (19) Technetium 99m as pertechnetate for salivary gland imaging;
- (20) Technetium 99m as pertechnatate for blood pool imaging other than placenta localization;

(21) Technetium 99m as pertechne-

tate for placenta localization;

(22) Technetium 99m as labeled sulfur colloid for liver and spleen imaging;

(23) Technetium 99m as labeled macroaggregated human serum albumin for lung imaging;

(24) Xenon 133 as gas, free or in solution, in prepackaged individual doses only, for heart and lung imaging;

- (25) Any byproduct material in a radiopharmaceutical and for a diagnostic use involving imaging for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA), Provided, That the registration requirements of § 35.14(b)(4) are complied with.
- (c) Group III. Use of generators and reagent kits for the preparation and use of radiopharmaceuticals containing byproduct material for certain diagnostic uses.
- (1) Molybdenum 99/technetium 99 generators for the elution of technetium 99m as pertechnetata for:
 - (i) Brain imaging;
 - (ii) Thyroid imaging;
 - (iii) Salivary gland imaging;
- (iv) Blood pool imaging other than placenta localization:
 - (v) Placenta localization;
- (vi) Use with reagent kits for preparation and use of radiopharmaceuticals containing technetium 99m as provide in paragraphs (c) (2) and (3).
- (2) Reagent kits for preparation of technetium 99m labeled:

- (i) Sulfur colloid for liver and spleen imaging;
- (ii) Iron-ascorbate-diethylenetriamine pentaacetic acid complex for kidney imaging:
- (iii) Diethylenetriamine pentaacetic acid (Sn) for kidney imaging and kidney function studies;
- (iv) Diethylenetriamine pentaacetic acid (Sn) for brain imaging;
- (v) Human serum albumin microspheres for lung imaging;
- (vi) Polyphosphates for bone imaging;(vii) Macroaggregated human serum albumin for lung imaging;
- (viii) Disodium etidronate for bone
- (3) Any generator or reagent kit for preparation and diagnostic use of radio-pharmaceutical containing byproduct material for which generator or reagent kit a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA); Provided, That the registration requirements of paragraph 35.14(b) (4) are complied with.

(d) Group IV. Use of prepared radiopharmaceuticals for certain therapeutic

uses.

Gold 198 as colloid for intracavitary therapy of malignant effusions;

- (2) Gold 198 as colloid for interstitial therapy of cancer;
- (3) Iodine 131 as iodide for therapy of hyperthyroidism and angina pectoris;
- (4) Iodine 131 as iodide for therapy of thyroid carcinoma;
- (5) Phosphorus 32 as soluble phosphate for therapy of polycythemia vera;
- (6) Phosphorus 32 as soluble phosphate for therapy of leukemia and bone metastases:
- (7) Phosphorus 32 as colloidal chromic phosphate for intracavitary therapy of malignant effusions:
- (8) Phosphorus 32 as colloidal chromic phosphate for interstitial therapy of cancer:
- (9) Any byproduct material in a radiopharmaceutical and for a therapeutic use for which a "Notice of Claimed Investigational Exemption for a New Drug" (IND) has been accepted by the Food and Drug Administration (FDA); Provided, That the registration requirements of § 35.14(b) (4) are complied with.

(e) Group V. Use of sources and devices containing byproduct material for certain medical uses.

(1) Americium 241 as a sealed source in a device for bone mineral analysis;

- (2) Cesium 137 encased in needles and applicator cells for topical, interstitial, and intracavitary therapy of cancer;
- (3) Cobalt 60 encased in needles and applicator cells for topical, interstitial, and intracavitary therapy of cancer;

(4) Gold 198 as seeds for interstitial therapy of cancer;

(5) Iodine 125 as a sealed source in a device for bone mineral analysis;

- (6) Iridium 192 as seeds encased in nylon ribbon for interstitial therapy of cancer:
- (7) Strontium 90 sealed in an applicator for therapy of superficial eye conditions.

- 3. Section 31.11 of 10 CFR Part 31 is amended by adding new paragraphs (a) (4) and (5), by amending the first sentence of paragraph (b), and by amending paragraphs (c) (1) and (d) (1) to read as follows:
- § 31.11 General license for use of byproduct material for certain in vitro clinical or laboratory testing.
- (a) A general license is hereby issued to any physician, clinical laboratory or hospital to receive, acquire, possess, transfer, or use, for any of the following stated tests, in accordance with the provisions of paragraphs (b), (c), (d), (e), and (f) of this section, the following byproduct materials in prepackaged units:

(4) Hydrogen 3 (tritium), in units not exceeding 50 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of byproduct material, or the radiation therefrom, to human beings or animals.

(5) Iron 59, in units not exceeding 20 microcuries each for use in in vitro clinical or laboratory tests not involving internal or external administration of byproduct material, or the radiation therefrom, to human beings or animals.

- (b) No person shall receive, acquire, possess, use, or transfer byproduct material pursuant to the general license established by paragraph (a) of this section until he has filed Form AEC-483. "Registration Certificate-In Vitro Testing with Byproduct Material Under General License", with the Materials Branch, Directorate of Licensing, U.S. Atomic Energy Commission, Washington, D.C. 20545, and received from the Commission a validated copy of Form AEC-483 with registration number assigned or until he has been authorized pursuant to \$ 35.14 (c) of this chapter to use byproduct material under the general license in this 8 31.11. *
- (c) A person who receives, acquires, possesses, or uses byproduct material pursuant to the general license established by paragraph (a) of this section shall comply with the following: (1) The general licensee shall not possess at any one time, pursuant to the general license in paragraph (a) of this section, at any one location of storage or use a total amount of iodine 125, iodine 131, and/or iron 59 in excess of 200 microcuries.

(d) The general licensee shall not receive, acquire, possess, or use byproduct material pursuant to paragraph (a) of this section:

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(1) Except as prepackaged units which are labeled in accordance with the provisions of a specific license issued under the provisions of § 32.71 of this chapter or in accordance with the provisions of a specific license issued by an Agreement State, which authorizes manufacture and distribution of iodine-125, iodine-131, carbon-14, hydrogen-3 (trit-

¹ See Notice of Rule Making, 38 FR 34110, December 11, 1973.

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ium), or iron-59 for distribution to persons generally licensed by the Agreement State.

4. Section 32.71 of 10 CFR Part 32 is amended by adding new paragraphs (b) (4) and (5) and by amending paragraph (c) (1) to read as follows:

§ 32.71 Manufacture and distribution of byproduct materials for certain in vitro clinical or laboratory testing under general license.

An application for a specific license to manufacture or distribute byproduct material for use under the general license of § 31.11 of this chapter will be approved if:

. (b) The byproduct material is to be prepared for distribution in prepackaged units of:

(4) Hydrogen 3 (tritium) in units not exceeding 50 microcuries each;

(5) Iron 59 in units not exceeding 20 microcuries each.

(c) Each prepackaged unit bears a

durable, clearly visible label:

- (1) Identifying the radioactive contents as to chemical form and radionuclide, and indicating that the amount of radioactivity does not exceed 10 microcuries of iodine 131, iodine 125, or carbon 14: 1 50 microcuries of hydrogen 3 (tritium); or 20 microcuries of iron 59;
- . 5. A new § 32.72 is added to 10 CFR Part 32 to read:
- § 32.72 Manufacture and distribution of radiopharmaceuticals containing byproduct material for medical use under group licenses.

An application for a specific license to manufacture and distribute radiopharmaceuticals containing byproduct material for use by persons licensed pursuant to § 35.14 of this chapter for the uses listed in Group I, Group II, or Group IV of Schedule A, § 35.100 of this chapter will be approved if:

(a) The applicant satisfies the general requirements specified in § 30.33 of this

chapter:

(b) The applicant submits evidence that the radiopharmaceutical containing byproduct material will be manufactured. labeled, and packed in accordance with

- (1) An effective new drug application (NDA) or a Biologic Product License from the Food and Drug Administration (FDA); or
- (2) A "Notice of Claimed Investigational Exemption for a New Drug (IND) that has been accepted by the FDA;
- (c) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging of the byproduct material which is appropriate for safe

handling and storage of the radiopharmaceuticals by group licensees; and

(d) (1) The label affixed to each package of the radiopharmaceutical contains information on the radionuclide, quantity, and date of assay and the label affixed to each package, or the leaflet or brochure which ac-ompanies each package, contains a statement that the radiopharmaceutical is licensed by the U.S. Atomic Energy Commission for distribution to persons licensed pursuant to § 35.14 and § 35.100 Group I, Group II, or Group IV of 10 CFR Part 35, as appropriate, or under equivalent licenses of Agreement States:

(2) The labels, leaflets or brochures required by this paragraph are in addition to the labeling required by the Food and Drug Administration (FDA) and they may be separate from or, with the approval of FDA, may be combined with

the labeling required by FDA.

6. A new § 32.73 is added to 10 CFR Part 32 to read:

§ 32.73 Manufacture and distribution of generators or reagent kits for preparation of radiopharmaceuticals containing byproduct material.

An application for a specific license to manufacture and distribute generators or reagent kits containing byproduct material for preparation of radiopharmaceuticals by persons licensed pursuant to § 35.14 of this chapter for the uses listed in Group III of Schedule A, § 35.100 of this chapter will be approved if: (See Note 1)

(a) The applicant satisfies the general requirements specified in § 30.33 of this

chapter:

(b) The applicant submits evidence that the generator or reagent kit is to be manufactured, labeled and packaged in accordance with

(1) An effective New Drug Application (NDA) or a Biologic Product License from the Food and Drug Administration

(FDA), or

(2) A "Notice of Claimed Investigational Exemption for a New Drug (IND)" that has been accepted by the FDA;

(c) The applicant submits information on the radionuclide, chemical and physical form, packaging including maximum activity per package, and shielding provided by the packaging of the byproduct material contained in the generator or reagent kit:

(d) The label affixed to the generator or reagent kit contains information on the radionuclide, quantity, and date of

assay; and
(e) The label affixed to the generator or reagent kit, or the leaflet or brochure which accompanies the generator or reagent kit, contains:

(1) Adequate information, from a radiation safety standpoint, on the procedures to be followed and the equipment and shielding to be used in eluting the generator or processing radioactive material with the reagent kit, and

(2) A statement that this generator or reagent kit (as appropriate) is approved for use by persons licensed by the U.S. Atomic Energy Commission pursuant to §§ 35.14 and 35.100 Group III

of 10 CFR Part 35 or under equivalent licenses of Agreement States.

The labels, leaflets or brochures required by this paragraph are in addition to the labeling required by FDA and they may be separate from or, with the approval of FDA, may be combined with the labeling required by FDA.

Note 1. Although the Commission does not regulate the manufacture and distribution of reagent kits which do not contain byproduct material it does regulate the use of such reagent kits for the preparation of radiopharmaceuticals containing byproduct material as part of its licensing and regulation of the users of the byproduct material. Any manufacturer of reagent kits which do not contain byproduct material who desires to have his reagent kits approved by the Commission for use by persons licensed pursuant to § 35.14 and Group III of Schedule A. § 35.100 of this chapter may submit the per-tinent information specified in this § 32.73.

7. A new § 32.74 is added to 10 CFR Part 32 to read:

§ 32.74 Manufacture and distribution of sources or devices containing byproduct material for medical use,

An application for a specific license to manufacture and distribute sources and devices containing byproduct material to persons licensed pursuant to § 35.14 of this chapter for the uses listed in Group V of Schedule A, § 35.100 of this chapter will be approved if:

(a) The applicant satisfies the general requirements in § 30.33 of this chap-

ter;

(b) The applicant submits sufficient information regarding each type of source or device pertinent to an evaluation of its radiation safety, including:

(1) The byproduct material contained, its chemical and physical form, and

amount:

(2) Details of design and construction of the source or device;

(3) Procedures for, and results of, prototype tests to assure that the source or device will maintain its integrity under stresses likely to be encountered in normal use and accidents:

(4) For devices containing byproduct material, the radiation profile of a pro-

totype device;

(5) Details of quality control procedures to assure that production sources and devices meet the standards of the design and prototype tests;

(6) Procedures and standards for call-

brating sources and devices;

- (7) Legend and methods for labeling sources and devices as to their radioactive content;
- (8) Instructions for handling and storing the source or device from the radiation safety standpoint; these instructions are to be included on a durable label attached to the source or device or attached to a permanent storage container for the source or device; Provided, That instructions which are too lengthy for such label may be summarized on the label and printed in detail on a brochure which is referenced on the label;
- (c) The label affixed to the source or device, or to the permanent storage container for the source or device, contains information on the radionuclide, quan-

¹ See Notice of Rule Making, 38 FR 34110, December 11, 1973.

tity, and date of assay, and a statement that the (name of source or device) is licensed by the U.S. Atomic Energy Commission for distribution to persons licensed pursuant to §§ 35.14 and 35.100 Group V of 10 CFR Part 35 or under equivalent licenses of Agreement States; Provided, That such labeling for sources which do not require long term storage (e.g. gold 198 seeds) may be on a leaflet or brochure which accompanies the sources.

(Sec. 81, 161, 182, 183, Pub. L. 83-703, 68 Stat, 935, 948, 953, £54, as amended (42 U.S.C. 2111, 2201, 2232, 2233))

Dated at Germantown, Md. this 15th day of January 1974.

For the Atomic Energy Commission.

Gordon M. Grant, Acting Secretary of the Commission. [FR Doc.74-1678 Filed 1-18-74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 429] TIMBER PRODUCTS

Proposed Effluent Guidelines and Performance and Pretreatment Standards for New Sources

Correction

In FR Doc. 74-3 appearing at page 938 in the issue of Thursday, January 3,

1974, the material appearing after § 429,-85 and entitled "Criteria for Identification of the Best Practicable Control Technology Currently Available the Best Available Technology Economically Achievable and for New Sources the Best Available Demonstrated Control Technology for Classes and Categories of Point Sources" was inadvertertly printed in the Federal Register. It is not a part of the text of the proposed rule and should not be considered as such for purposes of public comment.

Notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF STATE

[Notice CM-102]

STUDY GROUP 5 OF U.S. NATIONAL COM-MITTEE FOR INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

Notice of Meeting

The Department of State announces that Study Group 5 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet on February 1, 1974 at 10:00 a.m. in Room 2062 (14th Street Main Entrance), Department of Commerce Main Building, 14th Street and Constitution Avenue, NW., Washington, D.C.

Study Group 5 deals with matters relating to the propagation of radio waves (including radio noise) at the surface of the earth, through the non-ionized regions of the earth's atmosphere, and in space where the effect of ionization is negligible. The agenda for the meeting will include discussion of preparations for participation in the international meetings of Study Group 5 in February 1974.

Members of the general public who desire to attend the meeting on February 1 will be admitted up to the limits of the capacity of the meeting room.

Dated: January 11, 1974.

THOMAS E. NELSON,
Acting Chairman,
U.S. National Committee.

[FR Doc.74-1620 Filed 1-18-74;8:45 am]

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[FES 74-3]

AUTHORIZED INITIAL STAGE, GARRISON DIVERSION UNIT, NORTH DAKOTA

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a final environmental statement for the authorized Initial Stage of Garrison Diversion Unit, North Dakota.

The environmental statement concerns a proposed diversion of water from Lake Sakakawea on the Missouri River for the purposes of irrigation, flood control, fish and wildlife enhancement, recreation, and municipal water.

Copies are available for inspection at the following locations:

Office of Communications, Room 7220, Department of the Interior, Washington, D.C. 20240, Telephone (202) 343-9247.

Office of Assistant to the Commissioner— Ecology, Room 7620, Bureau of Rectamation, Department of the Interior, Washington, D.C. 20240, Telephone (202) 343-4991. Division of Engineering Support, Technical

Services Branch, E&R Center, Denver Federal Center, Denver, Colorado 80225, Telephone (303) 234–3007.

Office of the Regional Director, Bureau of Reclamation, P.O. Box 2553, Billings, Montana 59103, Telephone (406) 245-6711.

Missouri-Souris Projects Office, Bureau of Reclamation, P.O. Box 1017, Bismarck, North Dakota 58501, Telephone (701) 255– 4011.

Single copies of the final environmental statement may be obtained on request to the Commissioner of Reclamation or the Regional Director. In addition, copies may be purchased from the National Technical Information Service, Department of Commerce, Springfield, Virginia 22151. Please refer to the statement number above.

Dated: January 10, 1974.

WILLIAM A. VOGELY, Acting Deputy Assistant Secretary of the Interior.

[FR Doc.74-1671 Filed 1-18-74;8:45 am]

Office of the Secretary

[INT FES 74-4]

PROPOSED PINE, POPPLE, PIKE WILD RIVERS ACQUISITION

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a final environmental statement for the proposed Pine, Popple, Pike Wild Rivers Acquisition project. Notice of Availability of the draft environmental statement inviting comments was announced in the Federal Register on April 10, 1973 (DES 73-23).

The environmental statement considers the acquisition of approximately 7.000 acres of land in northeastern Wisconsin along the Pine, Popple, and Pike State-designated "wild Rivers, all State-designated "wild rivers." Acquisition would be by the Wisconsin Department of Natural Resources. The land would be maintained as near natural wilderness as possible. Development would be minimal and would provide wild river oriented public outdoor recreation opportunities. Adverse effects of the action would be the partial loss of tax base, the removal of approximately 110 cottages and year-round residences, minimal short-term erosion, and an expected increase in visitors. The project would serve residents as well as non-residents of the State of Wisconsin.

Copies are available for inspection at the following locations:

Bureau of Outdoor Recreation, Lake Central Regional Office, 3853 Research Park Drive, Ann Arbor, Michigan 48164

Department of the Interior, Division of State Programs, Bureau of Outdoor Recreation, Washington, D.C. 20240. Department of Natural Resources, Box

450, Madison, Wisconsin 53701. State Planning Bureau, Department of Administration, 1 West Wilson Street,

Administration, 1 West Wilson Street, State Office Building, Madison, Wisconsin 53701.

Copies may be obtained by writing the National Technical Information Service, Department of Commerce, Springfield, Virginia 22151. Please refer to the statement number above.

Dated: January 14, 1974.

WILLIAM A. VOGELY, Acting Deputy Assistant Secretary of the Interior.

[FR Doc.74-1654 Filed 1-18-74;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Alcohol, Drug Abuse, and Mental Health Administration

ALCOHOL TRAINING REVIEW COMMITTEE

Notice of Meeting

The Interim Administrator, Alcohol, Drug Abuse, and Mental Health Administration, announces the meeting date and other required information for the following National Advisory Body scheduled to assemble the month of February 1974:

Committee name Date, time, place Type of meeting and/or contact person

Alcohol Training Review Committee. February 1-2, 9:00 a.m., National Center for Alcohol Education, RCA Bldg., Rosslyn, Va. Open—February I, 8:00-10:00 a.m., Closed—Otherwise Coutact Melvin Davidoff, 801-443-1056, Parklawn Bidg., Room 16C-26, 5600 Fishers Lane, Rockville, Md. 20852.

Purpose. The Committee is charged with the initial review of grant applications for Federal assistance in the program areas administered by the National Institute on Alcohol Abuse and Alcoholism relating to training activities and makes recommendations to the National Advisory Council on Alcohol Abuse and Alcoholism for final review.

Agenda. From 9:00 to 10:00 a.m., February 1, the meeting will be open for discussion of administrative announcements and program developments. Otherwise, the Committee will be performing initial review of grant applications for Federal assistance and will not be open to the public, in accordance with the determination by the Interim Ad-ministrator, Alcohol, Drug Abuse, and Mental Health Administration, pursuant to the provisions of Pub. L. 92-463, section 10(d).

Substantive information may be obtained from the contact person listed

The Information Officer who will furnish summaries of the meeting and rosters of the committee members is located in the Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20852. The NIAAA Information Officer is Mr. Harry Bell, Director, Office of Public Affairs, National Institute on Alcohol Abuse and Alcoholism, Room 6C-15, Telephone No. 443-3306.

Dated: January 4, 1974.

ROGER C. EGEBERG. Interim Administrator, Alcohol, Drug Abuse, and Mental Health Administration.

[FR Doc.74-1776 Filed 1-18-74;8:45 am]

Food and Drug Administration ADVISORY COMMITTEES **Notice of Meetings**

Pursuant to the Federa, Advisory Committee Act of October 6, 1972 (Pub. L. 92-463, 86 Stat. 770-776; (5 U.S.C. App.)), the Food and Drug Administration announces the following public advisory committee meetings and other required information in accordance with provisions set forth in section 10(a) (1) and (2) of the act:

Committee name	Date, time, place	Type of meeting and contact person
1. Anti-Infec- tive Agents Advisory Commit- tee.	January 29 and 30, 9 a.m., Conference Room K, Parklawn Blde., 5600 Fishers Lane, Rockville,	Closed January 29, open January 30. Mary K. Bruch, (HFD-140), 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4310.

Purpose. Advises the Commissioner of Food and Drugs regarding safety and efficacy of drugs employed in the treatment of infectious diseases.

Agenda, Closed session: Presentation of review of IND/NDA on Tobramycin by FDA staff and presentation of studies and problems associated with IND/NDA for Tobramycin by representatives of Eli

Open session. Comments and presentations by interested persons; presentation to the committee on participation of advisory committees in the review of IND's and NDA's; and presentations by Pfizer Company and FDA staff on apicillin with increased potency.

Committee name	Date, time, place	Type of meeting and/or contact person
2. Subcommit- tee of the Division of Train- ing and Medical Applica- tions, Medical Radiation Advisory Commit- tee.	January 29 and 30, 9 a.m., University of Colorado Medical Cen- ter, 4200 East Ninth Ave., Denver, Colo.	Open—Mark Barnett, (HFX-71), 3600 Fishers Lane, Rockville, Md. 20852, 301-443- 2845.

Purpose. To provide advice and guidance to the Division of Training and Medical Applications, Bureau of Radiological Health, concerning its programs to reduce population exposure from medical radiation sources through improving the practices of radiation users.

Agenda. Discussion of methods to assess the clinical credibility of the Nationwide Evaluation of X-ray Trends (NEXT) program; methods to evaluate the impact of x-ray technician licensure; need for and content of a program to educate physicians concerning x-rays in pregnancy; and content and implementation of a program to promote the use of male gonadal shielding during specific x-ray examination.

Agenda items are subject to change as priorities dictate.

During the open sessions shown above, interested persons may present relevant information or views orally to any committee for its consideration. Information or views submitted to any committee in writing before or during a meeting shall also be considered by the com-

A list of committee members and summary minutes of meetings may be obtained from the contact person for the committee both for meetings open to the public and those meetings closed to the public in accordance with section 10(d) of the Federal Advisory Committee Act.

Most Food and Drug Administration advisory committees are created to advise the Commissioner of Food and Drugs on pending regulatory matters. Recommendations made by the committees on these matters are intended to result in action under the Federal Food, Drug, and Cosmetic Act, and these committees thus necessarily participate with the Commissioner in exercising his law enforcement responsibilities.

The Freedom of Information Act recognized that the premature disclosure of regulatory plans, or indeed internal discussions of alternative regulatory approaches to a specific problem, could have adverse effects upon both public and private interests. Congress recognized that such plans, even when finalized, may not be made fully available in advance of the effective date without damage to such interests: And therefore provided, That this type of discussion would remain confidential. Thus, law enforcement activities have long been recognized

proval of susceptibility disc for Carben- as a legitimate subject for confidential consideration.

These committees often must consider trade secrets and other confidential information submitted by particular manufacturers which the Food and Drug Administration by law may not disclose, and which Congress has included within the exemptions from the Freedom of Information Act. Such information includes safety and effectiveness information, product formulation, and manufacturing methods and procedures, all of which are of substantial competitive importance.

In addition, to operate most effectively, the evaluation of specific drug or device products requires that members of committees considering such regulatory matters be free to engage in full and frank discussion. Members of committees have frequently agreed to serve and to provide their most candid advice on the understanding that the discussion would be private in nature. Many experts would be unwilling to engage in candid public discussion advocating regulatory action against a specific product. If the committees were not to engage in the deliberative portions of their work on a confidential basis, the consequent loss of frank and full discussion among committee members would severly hamper the value of these committees.

The Food and Drug Administration is relying heavily on the use of outside experts to assist in regulatory decisions. The Agency's regulatory actions uniquely affect the health and safety of every citizen, and it is imperative that the best advice be made available to it on a continuing basis in order that it may most effectively carry out its mission.

A determination to close part of an advisory committee meeting does not mean that the public should not have ready access to these advisory committees considering regulatory issues. A determination to close the meeting is subject to the following conditions: First, any interested person may submit written data or information to any committee, for its consideration. This informa-tion will be accepted and will be considered by the committee. Second, a portion of every committee meeting will be open to the public, so that interested persons may present any relevant information or views orally to the committee. The period for open discussion will be designated in any announcement of a committee meeting. Third, only the deliberative portion of a committee meeting, and the portion dealing with trade secret and confidential information, will be closed to the public. The portion of any meeting during which nonconfidential information is made available to the committee will be open for public participation. Fourth, after the committee makes its recommendations and the Commissioner either accepts or rejects them, the public and the individuals affected by the regulatory decision involved will have an opportunity to express their views on the decision. If the decision results in promulgation of a

regulation, for example, the proposed regulation will be published for public comment. Closing a committee meeting for deliberations on regulatory matters will therefore in no way preclude public access to the committee itself or full public comment with respect to the decisions made based upon the committee's recommendation.

The Commissioner has been delegated the authority under section 10(d) of the Federal Advisory Committee Act to issue a determination in writing, containing the reasons therefor, that any advisory committee meeting is concerned with matters listed in 5 U.S.C. 552(b), which contains the exemptions from the public disclosure requirements of the Freedom of Information Act. Pursuant to this authority, the Commissioner hereby determines, for the reasons set out above. that the portions of the advisory committee meetings designated in this notice as closed to the public involve discussion of existing documents falling within one of the exemptions set forth in 5 U.S.C. 552(b), or matters that, if in writing, would fall within 5 U.S.C. 552(b), and that it is essential to close such portions of such meetings to protect the free exchange of internal views and to avoid undue interference with Agency and committee operations. This determination shall apply only to the designated portions of such meetings which relate to trade secrets and confidential information or to committee deliberations.

Dated: January 16, 1974.

A. M. SCHMIDT, Commissioner of Food and Drugs. [FR Doc.74-1763 Filed 1-18-74;8:45 am]

Food and Drug Administration
[FAP 4B2974]

DORR-OLIVER, INC.

Notice of Filing of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b) (5), 72 Stat. 1786 (21 U.S.C. 348 (b) (5))), notice is given that a petition (FAP 4B2974) has been filed by Dorr-Oliver, Inc., 77 Havemeyer Lane, Stamford, CT 06904, proposing that the food additive regulations be amended to provide for the safe use, in the processing of foods, of ultrafiltration membranes formed from polyvinyl chloride-acrylonitrile copolymers supported on sheets of phenolic impregnated paper.

The environmental impact analysis report and other relevant material have been reviewed, and it has been determined that the proposed use of the additive will not have a significant environmental impact. Copies of the environmental impact analysis report may be seen in the Office of the Assistant Commissioner for Public Affairs, Rm. 15B-42 or the Office of the Hearing Clerk, Food

and Drug Administration, Rm. 6-86, 5600 Fishers Lane, Rockville, MD 20852, during working hours, Monday through Friday.

Dated: January 9, 1974.

VIRGIL O. WODICKA, Director, Bureau of Foods.

[FR Doc.74-1664 Filed 1-18-74;8:45 am]

[Docket No. FDC-D-634; DESI 607; NDA 6-340, etc.]

METHAPYRILENE CREAM AND VARIOUS OPHTHALMIC PREPARATIONS CON-TAINING AN ANTIHISTAMINE

Notice of Withdrawal of Approval of New Drug Applications

On June 21, 1973, there was published in the FEDERAL REGISTER (38 FR 16257) a notice of opportunity for hearing (DESI 607) in which the Commissioner of Food and Drugs proposed to issue an order under section 505(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355 (e)) withdrawing approval of the new drug applications listed below. The basis of the proposed action was the lack of substantial evidence that the drugs are effective for their labeled indications. Thirty days were allowed for the holders of the new drug applications or any interested person who manufactures or distributes a drug similar, related, or identical to a drug provided for in the approved new drug applications to file a written appearance requesting a hearing and giving reasons why new drug application approval should not be withdrawn. together with a full factual analysis of the clinical and other investigational data they were prepared to prove in support of their opposition.

Pursuant to the notice, a request for hearing was received from Smith, Miller, and Patch, Inc., a subsidiary of Cooper Laboratories, Inc., 401 Joyce Kilmer Avenue, New Brunswick, NJ 08902 on behalf of the following product which is not the subject of an approved new drug application:

Vasocon-A, an ophthalmic solution containing naphazoline hydrochloride 0.05 percent and antazoline phosphate

0.5 percent.

The specific product named above may continue to be marketed pending a ruling on the request for hearing.

In response to the notice, none of the holders of the following new drug applications have filed a written appearance of election as provided by said notice. The failure to file such an appearance constitutes an election by such persons not to avail themselves of the opportunity for a hearing:

NDA 6-340; Those parts of the NDA providing for Histadyl Ophthalmic Ointment and Histadyl Cream both containing methapyrilene hydrochloride; formerly marketed by Eli Lilly and Co., In-

dianapolis, IN 46206.

NDA 6-456; Antistine Phosphate Ophthalmic Solution containing antazoline phosphate 0.5 percent; formerly marketed by Ciba Pharmaceutical Company, Division of Ciba-Geigy Corporation, 556 Morris Avenue, Summit, NJ 07901.

NDA 7-953; Prefrin-A Ophthalmic Solution containing phenylephrine hydrochloride, pyrilamine maleate, and antipyrine; Allergan Pharmaceuticals, Inc., 1000 South Grand Avenue, Santa Ana, CA 92705.

All identical, related, or similar products, not the subject of an approved new drug application are covered by the new drug applications reviewed and are subject to this notice. See 21 CFR 130.40 (37 FR 23185, October 21, 1972). Any person who wishes to determine whether a specific product is covered by this notice should write to the Food and Drug Administration, Bureau of Drugs, Office of Compliance (HFD-300), 5600 Fishers Lane, Rockville, MD 20852.

The Commissioner of Food and Drugs, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1053, as amended; 21 U.S.C. 355), and the Administrative Procedure Act (5 U.S.C. 554), and under authority delegated to him (21 CFR 2.120), finds that, on the basis of new information before him with respect to the drugs, evaluated together with the evidence available to him when the applications were approved, there is a lack of substantial evidence that the drugs will have the effects they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in the labeling thereof.

Therefore, pursuant to the foregoing

Therefore, pursuant to the foregoing findings, approval of the above new drug applications and all amendments and supplements applying thereto is with-

drawn.

Shipment in interstate commerce of the above-listed drug products or of any identical, related, or similar product, not the subject of an approved new drug application, except for the one described above that may continue to be marketed pending a ruling on the request for a hearing, is henceforth unlawful.

Effective date. This order shall become effective January 31, 1974.

Dated: January 14, 1974.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc.74-1665 Filed 1-18-74;8:45 am]

Office of Education

ADVISORY COUNCIL ON FINANCIAL AID TO STUDENTS

Notice of Meeting; Corrections

In FR Document 74-1277, appearing at Page 2024 in the issue of Wednesday, January 16, 1974, in the third paragraph, second line, the word "closed" should read: "open."

Signed at Washington, D.C., on January 17, 1974.

RICHARD L. McVITY, OE Council Delegate.

[FR Doc.74-1807 Filed 1-18-74;10:29 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Housing Management [Docket No. D-74-261]

REGIONAL ADMINISTRATORS, ET AL. Redelegation of Authority Regarding Property Disposition

The redelegation of authority by the Assistant Secretary for Housing Management published at 35 FR 16106, October 14, 1970, as amended at 36 FR 13854, July 27, 1971, 36 FR 21539, November 10, 1971, 37 FR 10408, May 20, 1972 and 38 FR 24243, September 6, 1973, is amended by revising section D to read as follows:

SEC. D. Authority redelegated to a specific employee of the Department. Evelyn W. Clark, Property Disposition Branch, Housing Management Division, Chicago Area Office, is designated conracting officer and is authorized to exercise the authorities redelegated in paragraph 8 of section A.

(Secretary's delegation of authority to redelegate published at 36 FR 5005, March 16, 1971)

Effective date. This amendment to the redelegation of authority is effective as of November 15, 1973.

H. R. CRAWFORD,
Assistant Secretary for
Housing Management.

[FR Doc.74-1709 Filed 1-18-74;8:45 am]

ATOMIC ENERGY COMMISSION

[Docket Nos. 50-471 and 50-472]

BOSTON EDISON COMPANY, ET AL.

Notice of Receipt of Applications for Construction Permits and Facility Licenses and Availability of Applicants' Environmental Report; Time for Submission of Views on Antitrust Matter

The Boston Edison Company, Central Maine Power Company, Central Vermont Public Service Corporation, The Connecticut Light and Power Company, Fitchburg Gas and Electric Light Company, Montaup Electric Company, New Bedford Gas and Edison Light Company, New England Power Company, Public Service Company of New Hampshire, The United Illuminating Company, Western Massachusetts Electric Company, Ashburnham Light Department, Braintree Electric Light Department, Holyoke Gas and Electric Department, Hudson Light and Power Department, Marblehead Municipal Light Department, Middleboro Municipal Gas and Electric Department, Middleton Municipal Light Department, North Attlebor-Electric Department, Paxton Municipal Light Department, Templeton Municipal Light Plant, and The Electric Department of the City of Burlington (applicants), pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, have filed an application, which was docketed on December 21, 1973, for authorization to construct and operate a generating unit utilizing a pressurized water reactor designated by the applicants as Pilgrim Nuclear Generating Station, Unit 2. In addition, the Boston Edison Company, pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, has filed an application, which was docketed on December 21, 1973, for authorization to construct and operate a generating unit utilizing a pressured water reactor designated by the applicant as Pilgrim Nuclear Generating Station, Unit 3. The applications were tendered on June 7. 1973. Following a preliminary review for completeness, they were rejected on July 16, 1973, for lack of sufficient information. The applicants submitted additional information on November 28, 1973, and the applications were found to be acceptable for docketing. Docket Nos. 50-471 and 50-472 have been assigned to the applications and should be referenced in any correspondence relating to the applications.

The proposed nuclear facilities are located on the applicants' site on the western shore of Cape Cod Bay and south of Plymouth Bay in the Town of Plymouth County, Massachusetts. The site is approximately 4½ miles south-southeast of the town center and approximately 38 miles southeast of Boston, Massachusetts. Each reactor is designed for initial operation at approximately 3456 megawatts (thermal), with a net electrical output of approximately 1180 megawatts.

A Notice of Hearing with opportunity for public participation is being published separately.

Any person who wishes to have his views on the antitrust matters of the applications presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing—Regulation, on or before March 15, 1974. The request should be filed in connection with Docket Nos. 50–471–A and 50–472–A.

A copy of the applications is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545, and at the Plymouth Public Library, North Street, Plymouth, Massachusetts 02360.

The applicants have also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in Appendix D to 10 CFR Part 50, an Environmental Report dated January 1974. The report, which discusses environmental considerations related to the construction and operation of the proposed facilities, is being made available for public inspection at the aforementioned locations and at the Office of State Planning and Management, Leverett Saltonstall Building, 100 Cambridge Street, Room 909, Boston, Massachusetts 02202 and at the Southeastern Massachusetts Regional Planning and Economic Development District, 68 Winthrop Street, Taunton, Massachusetts 02780.

After the Environmental Report has been analyzed by the Commission's Director of Regulation or his designee, a draft environmental statement will be prepared by the Commission's Regulatory staff. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statement, with a request for comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that comments of Federal agencies and State and local officials will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the Regulatory staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Dated at Bethesda, Maryland, this 4th day of January, 1974.

For the Atomic Energy Commission.

D. B. VASSALLO, Chief, Light Water Reactors, Project Branch 1-1, Directorate of Licensing-Regulation.

[FR Doc.74-904 Filed 1-11-74;8:45 am]

JERSEY CENTRAL POWER & LIGHT CO. AND METROPOLITAN EDISON CO.

[Docket No. 50-320]

Order Extending Construction Completion Date

Jersey Central Power & Light Company and Metropolitan Edison Company are the holders of Provisional Construction Permit No. CPPR-66 issued by the Commission on November 4, 1969, for the construction of Three Mile Island Nuclear Station, Unit 2, presently under construction at the Companies' site on Three Mile Island, in Londonderry Township, Dauphin County, Pennsylvania, about ten miles southeast of Harrisburg.

By letter dated October 26, 1973, and supplemented by letter dated December 19, 1973, Metropolitan Edison Company requested an extension of the completion date because construction has been delayed due to: (1) Construction priority given to the completion of Unit 1; (2) more extensive effort than predicted; (3) additional work required by the evolution of more stringent safety recommendations subsequent to the issuance of the construction permits; (4) effects of a major rain storm in June 1972.

This action involves no significant hazards considerations; good cause has been shown for the delay; and the requested extension is for a reasonable period, the bases for which are set forth in a staff evaluation dated January 10, 1974.

It is hereby ordered, That the latest completion date for CPPR-66 is extended

from December 1, 1973, to May 1, 1977, with the earliest completion date being May 1, 1976.

For the Atomic Energy Commission.

Date of Issuance: January 15, 1974.

A. GIAMBUSSO,

Deputy Director for Reactor Projects, Directorate of Licensing.

[FR Doc.74-1676 Filed 1-18-74;8:45 am]

REGULATORY GUIDES

Notice of Issuance and Availability

The Atomic Energy Commission has issued a guide in its Regulatory Guide series. The Regulatory Guide series has been developed to describe and to make available to the public methods acceptable to the AEC Regulatory staff for implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain information needed by the staff in its review of applications for permits and licenses.

The new guide is in Division 5, "Materials and Plant Protection." Regulatory Guide 5.15, "Security Seals for the Protection and Control of Special Nuclear Material," identifies features of security seal systems and describes types of seals that are generally acceptable to the Regulatory Staff for tamper-safing of spe-

cial nuclear material.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. Comments and suggestions in connection with improvements in the guides are encouraged and should be sent to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Staff, Requests for single copies of the issued guides (which ray be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director of Regulatory Standards, U.S. Atomic Energy Commission, Washington, D.C. 20545. Telephone requests cannot be accommodated.

Other Division 5 Regulatory Guides currently being developed include the following:

Organization for Materials and Plant Protection.

Management Review of Materials and Plant Protection Programs and Activities.

Standards for Physical Barrier Construction. Guards and Watchmen: Training, Equipping, and Qualifying Special Nuclear Material Doorway Monitors: Performance and Use. Tamper Indicating Devices.

Safe Secure Trailer (Interim Guide). Truck Identification Markings.

Communication with Transport Vehicles.
Coordination of Response Plan with Law Enforcement Authority.

Monitoring Transfers of Special Nuclear Material.

Selection of Material Balance Areas. Internal Transfers of Nuclear Material. Material Control in Unirradiated Scrap Recovery Facilities.

Minimizing Nuclear Material Holdup in Process Equipment (wet processes).

Minimizing Nuclear Material Holdup in Process Equipment (dry processes). Dynamic Inventory Techniques.

Verification of Nuclear Material Physical Inventories.

Assessment of the Assumption of Normality.
Limit of Error Concepts and Principles of
Calculation in Nuclear Materials Control.
Evaluation of Material Unaccounted For
(MIIF)

Evaluation of Shipper and Receiver Data. Resolution of Shipper-Receiver Differences, Acceptable Methods for the Accounting for Nuclear Grade PuO, Powder, Sinterable. General Guide to a Measurement Control

Program.

Training and Qualifying Measurement Con-

trol Personnel.

Accountability Measurements of Pu(NO₂)₄
Solutions.

Accountability Measurements of PuO₂

Powder. Chemical, Nuclear, and Radiochemical Analy-

Chemical, Nuclear, and Radiochemical Analysis of UO₂(NO₃)₂ Solutions.

Standard Methods for Chemical, Nuclear &

Standard Methods for Chemical, Nuclear & Radiochemical Analysis of Pu Metal and Nitrate.

Guide for Mass and Scales Calibration.
Guide to Mixing and Sampling Nuclear
Materials.

Guide to Making Working Standards from Production Material.

Radiometric Calibration Techniques. Calorimetric Assay of Pu-Bearing Solids. Nondestructive Assay of Low Enrichment

Uranium Fuel Rods.
Nondestructive Assay of Plutonium Bearing
Fuel Rods by Gamma-Ray Spectroscopy.

Nondestructive Assay of High Enrichment Uranium Fuel Plates.

Nondestructive Assay of Plutonium Residue in Process Equipment.

Nondestructive Plutonium Scrap and Waste Assay by Spontaneous Fission Detection, Nondestructive Uranium-235 Enrichment Assay by Gamma-Ray Spectrometry.

Nondestructive Assay of High-Enriched Uranium Scrap by Active Neutron Interrogation.

Nondestructive Assay of Uranium Residue in Process Equipment.

(5 U.S.C. 552(a))

Dated at Bethesda, Maryland this 11th day of January, 1974.

For the Atomic Energy Commission.

LESTER ROGERS,
Director of Regulatory Standards.
[FR Doc.74-1675 Filed 1-18-74;8:45 am]

[License No. 42-15556-01E]

ROCHESTER GAUGES OF TEXAS, INC. Notice of Issuance of Byproduct Material License

Please take notice that the Atomic Energy Commission has, pursuant to § 32.22 of 10 CFR Part 32, issued License No. 42–15556–01E to Rochester Gauges of Texas, Incorporated, 11616 Harry Hines Boulevard, Dallas, Texas 75220, which authorizes the distribution of Series 1592 aircraft thermometers to persons exempt from the requirements for a license pursuant to § 30.19 of 10 CFR Part 30.

1. The devices are designed to be mounted in the windshields of airplanes and to measure the outside air tempera- a petition for leave to intervene is filed

ture. The thermometers contain two tritium light sources which are used to illuminate the pointer and either the entire dial or the 32° F (0° C) mark.

2. The byproduct material incorporated in the device is tritium in Betalights manufactured by Self-Powered Lighting, Limited. The thermometers with entirely illuminated dials contain a maximum activity of 430 millicuries. The thermometers with an illuminated pointer and 32°F (0°C) mark contain a maximum activity of 60 millicuries.

3. Each aircraft thermometer will be labeled to identify the manufacturer (Rochester) and the byproduct material (*H) contained in the device.

A copy of the license and a safety evaluation containing additional information, prepared by the Directorate of Licensing, are available for public inspection at the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C.

Dated at Bethesda, Maryland January 15, 1974.

For the Atomic Energy Commission.

JAMES C. MALARO, Chief, Materials Branch, Directorate of Licensing.

[FR Doc.74-1590 Filed 1-18-74;8:45 am]

[Docket No. 50-166]

UNIVERSITY OF MARYLAND

Notice of Proposed Issuance of Amendment To Facility License

The Atomic Energy Commission ("the Commission") is considering the issuance of an amendment to Facility License No. R-70 to the University of Maryland in College Park, Maryland. The amendment would authorize the University of Maryland to install a TRIGA-type core in place of the present MTR-type core, permit possession of the present MTR-type fuel during the conversion period, and increase the steady state power level from 10 kilowatts (thermal) to 250 kilowatts (thermal).

The Commission has found that the application for amendment and supplements comply with the requirements of the Atomic Energy Act of 1954, as amended ("the Act"), and the Commission's regulations published in 10 CFR Chapter I. The amendment will be issued after the Commission makes the findings required by the Act and the Commission's regulations which are set forth in the proposed amendment and conclude that the issuance of the amendment will not be inimical to the common defense and security or to the health and safety of the public.

The applicant may file a request for a hearing on or before February 20, 1974 and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the Commission's "Rules of Practice" in 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed

within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) the application for amendment dated May 23, 1973, and undated supplement received August 22, 1973, and supplements dated September 17, and November 15, 1973, (2) the proposed amendment, and (3) the Safety Evaluation by the Directorate of Licensing, which are available for public inspection at the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C. A copy of items (2) and (3) may be obtained upon request sent to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Maryland, this 7th day of January 1974.

For the Atomic Energy Commission.

ROBERT J. SCHEMEL, Chief, Operating Reactors Branch #1, Directorate of Licensing.

[FR Doc.74-1674 Filed 1-18-74;8:45 am]

[Docket No. 50-460]

WASHINGTON PUBLIC POWER SUPPLY SYSTEM

Notice of Receipt of Application for Construction Permit and Facility License and Availability of Applicant's Environmental Report

Washington Public Power Supply System (the applicant), pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, has filed an application, which was docketed October 18, 1973, for authorization to construct and operate a generating unit utilizing a pressurized water nuclear reactor. The application was tendered on July 16, 1973. Following a preliminary review for completeness, the application was rejected on August 20, 1973, for lack of sufficient information. The applicant submitted additional information on October 1, 1973, and the application was found to be acceptable for docketing. Docket No. 50-460 has been assigned to the application and it should be referenced in any correspondence relating to the application.

The proposed nuclear facility, designated by the applicant as the WPPSS Nuclear Project No. 1, is located on the applicant's site in Benton County, Washington, and is designed for initial operation at approximately 3619 megawatts thermal, and a net electrical output of approximately 1206 megawatts.

A notice of hearing with opportunity for public participation is being published separately.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before February 19, 1974. The request should be filed in connection with Docket No. 50-460-A.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20545, and at the Richland Public Library, Swift and Northgate Streets, Richland, Washington 99352.

The applicant has also filed, pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in Appendix D to 10 CFR Part 50, an environmental report dated October 15, 1973. The report, which discusses environmental considerations related to the construction and operation of the proposed facility is being made available for public inspection at the aforementioned locations, and at the Office of the Governor, State Planning and Community Affairs Agency, Olympia, Washington 98504 and the Benton-Franklin Governmental Conference, 906 Jadwin Avenue, Richland, Washington 99352.

After the environmental report has been analyzed by the Commission's Director of Regulation or his designee, a draft environmental statement will be prepared by the Commission's regulatory staff. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the Federal Register a summary notice of availability of the draft statement, with a request for comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that comments of Federal agencies and State and local officials will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the Regulatory staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Dated at Bethesda, Maryland, this 14th day of December, 1973.

For the Atomic Energy Commission.

A. Schwencer, Chief, Light Water Reactors, Branch 2-3, Directorate of Licensing.

[FR Doc.73-27005 Filed 12-20-74;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26310, etc.; Order 74-1-79] BRANIFF AIRWAYS, INC., ET AL.

Order of Investigation and Suspension

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 14th day of January, 1974.

In the matter of rules and practices relating to the acceptance and carriage of live animals in domestic air freight transportation, Docket No. 26310 and rules relating to the accepance and carriage of live animals proposed by Braniff Airways, Inc., Delta Air Lines, Inc. and Trans World Airlines, Inc., Docket Nos. 26175, 26268.

By tariff revisions 1 marked to become

effective January 15, 1974, Braniff Airways, Inc. (Braniff), Delta Air Lines, Inc. (Delta), and Trans World Airlines, Inc. (Trans World) propose to add various rules which purport to set forth all their terms, conditions, and other provisions governing the acceptance and transportation of live animals.

The proposed rules are stated to be those which the Board ordered the carriers to file in the Live Animals Investigation, Docket 21474, wherein Order 73-8-68 required the carriers to publish and file tariffs with the Board showing all terms, conditions, or other provisions affecting their rates and charges, or the service undertaken or held out to be performed in or in connection with the air transportation of live animals.

In support of their filings, the carriers offer minimal justification for their proposals. In fact, one carrier submits that the proposals for the most part are the provisions it currently applies.

Complaints have been filed by the Pet Industry Parties against these filings requesting the Board to reject the proposals, or alternatively, to suspend and investigate them. The complaints raise substantial issues of merit and cite numerous abnormalities to which the carriers failed to address themselves in their tariff filings, as mandated in Docket 21474, supra. The complaints further assert that the carriers seek to impose charges for special services, such as watering and feeding of animals, for which inadequate cost justification was submitted.

The principal features of the rules, as well as the substantive issues complained of by the Pet Industry Parties are:

1. Requires tender of animals at airport terminal not more than four hours prior to scheduled departure. These provisions could adversely affect shippers' scheduled cartage operations.

2. Trans World proposes to transport animals only after the accommodation of all other revenue traffic. These provisions could discriminate against animal shippers and are without apparent legal

merit.

² The Pet Industry Parties are: American Pet Products Manufacturers Assoc., Inc.

Association of Animal and Fish Distributors, Inc.

Bay Area Pet Dealers Association
Florida Tropical Fish Farmers Association
Hartz Mountain Corporation

Maryland Association Pet Industries, Inc. Michigan Pet Retail Association National Association of the Pet Industry National Association Multiple Pet Retail Out-

lets
National Pet Dealers and Breeders Association

National Retail Pet Supply Association
National Turtle Farmers and Shippers Association

New England Council of Retail Pet Shops Pet Farm, Inc.

Pet Industry Distributors Association Pet Industry Joint Advisory Council Pet Producers of America

Retail Pet Supply Association, Inc. Tri-State Pet Dealers Association Trovical Fish Institute of America United Pet Dealers Association

Western Wholesale Pet Supply Association, Inc.

¹ Revisions to Airline Tariff Publishers, Inc., Agent (ATP), Tariff C.A.B. No. 96.

3. Restricts the acceptance of certain animals by either number or weight. The provisions could discriminate against animal shippers, and further, the provisions relating to the number of animals contravene provisions published on behalf of such carriers in the IATA Live Animal Manual.

4. Requires a health certificate for each and every animal in the shipment. These provisions may be unreasonable and could constitute an economic hardship. As an example, a shipment consisting of 3,000 parakeets would require an individual certificate for each and every bird.

5. Provides packaging provisions (containers) for live animals. These provisions are vague and indefinite and could result in animal shipments being refused, thereby constituting a discriminatory practice against the animal shippers solely at the discretion of the carrier.

6. Braniff proposes to restrict the acceptance of "Dogs" to a maximum of one per container. These provisions could be discriminatory against dog shippers; further, such provisions contravene the provisions of the IATA Live Animal Manual which recommends that, where advisable, animals of the same species can be shipped together, and that "* * * puppies travel well together."

7. Proposes a charge of \$5.00 per container in the event the carrier waters or feeds or provides other services for the animals. These provisions may be unreasonable since such charges might be assessed where the services are a direct result of carrier's error and/or neglect.

8. Provides for the placement of animals in a commercial kennel in the event the animals are not picked up by the consignee within four hours after arrival. These provisions may be unreasonable since they could be invoked as a direct result of carrier's error and/or perfect.

Answers to the complaints have been filed by Braniff and Trans World. Both answers add little in the way of additional support for the proposals.

United Air Lines, Inc. (United) already has placed in effect (without complaint) tariff rules similar to those proposed by Braniff, Delta, and Trans World. We note that these rules have overall general application rather than being definitive and explicit in application as required by Order 73-8-68.

Additionally, Airlift International, Inc., (Airlift), Delta, The Flying Tiger

Line Inc. (Tiger), Trans World, and United have rules relating to accept-ance and other terms and conditions governing the transportation of cattle and horses. Upon examination, these rules do not explicitly state any quantity limitations on such horses and cattle, whereas United elsewhere places a limitation of 1,500 pounds per animal on DC-8F aircraft. This inconsistency, inter alia, may create an undue hardship on a shipper or consignee in readily determining what size animal is or is not acceptable under United's tariff. This situation is further compounded as the January 1974 issue of the Air Cargo Guide does not contain any similar restriction as to the maximum individual weights of any animal in shipments consisting wholly or partially of either cattle or horses.

We also note that all domestic carriers presently provide general rules relating to the acceptance of and the terms and conditions governing the transportation of commodities generally, thus embracing live animals. However, an examination of the January 1974 issue of the Air Cargo Guide reveals that all of the above carriers, other than Reeve, provide specific details relating to the acceptance, packaging, and carriage of live animals, but which have not been wholly introduced into their tariffs. Further, this situation wherein the carriers provide only general conditions in their tariff vis-a-vis the specific conditions in other sources of information, and as compared to the instant filings of Braniff, Delta, Trans World, and United, can lead only to confusion and uncertainty as to the acceptance of live animals by all carriers. The Board feels that this situation should not continue to exist, and will therefore order the existing rules and practices as noted above investigated herein.10

Consistent with the above, and upon consideration of the complaints and all other relevant matters, the Board finds that the foregoing existing and proposed rules may be unjust, unreasonable, unjustly discriminatory, unduly preferential, or unduly prejudicial or otherwise unlawful, and should be investigated.

⁶ Rule No. 25 of ATP Tariffs C.A.B. Nos. 169 and 204.

*Rule 20, ATP C.A.B. No. 96.

*Airlift, Airwest (Hughes Air Corp. d/b/a Airwest), Alaska Airlines, Inc., Allegheny Airlines, Inc., American Airlines, Inc., Braniff, Continental Air Lines, Inc., Delta, Eastern Air Lines, Inc., Tiger Frontier Airlines, Inc., National Airlines, Inc., New York Airways, Inc., North Central Airlines, Inc., Northwest Airlines, Inc. also operating as Northwest Orient Airlines, Ozark Air Lines, Inc., Piedmont Aviation, Inc., Reeve Aleutian Airways, Inc., Reeve), Seaboard World Airlines, Inc., Southern Airways, Inc., Texas International Airlines, Inc., TransWorld, United, Western Air Lines, Inc., and Wien Air Alaska, Inc.

Bule Nos. 14 (Packing and Marking), 18 (Shipments Subject to Advance Arrangements), 20 (Shipments Not Acceptable), and 22 (Qualified Acceptance of Shipments) of

ATP Tariff C.A.B. No. 96.

10 In this regard, see also "Problems in Air Shipment of Domestic Animals," Thirteenth Report by the Committee on Government Operations, House Report No. 93–746, dated December 21, 1973.

For the reasons indicated, the Board is suspending the proposals of Braniff, Delta, and Trans World, and is initiating an investigation of these proposals as well as of the similar existing rules of United and other carriers." The Board however, recognizes that the resolution or mitigation of the problems in the transportation by air of live animals can best be reached with the benefit of the expertise of both the carriers and shippers. The Pet Industry Parties in their complaint suggested that the Board establish ground rules which could provide. through a conference method under Board auspices, a forum to resolve the many issues presented by the tariff filings and the complaints. Braniff, in its answer to the complaint, concurs in the proposal for a shipper-carrier conference approach to the many problems in transporting live animals by air.

While the Board will not defer the initiation of this investigation, it nevertheless believes that the shipper and carrier parties may be able, in the course of the investigation, to resolve or narrow the various issues presented. Accordingly, the Board would encourage all parties to attempt such resolution of the issues within the scope of the investigation initiated herein, and consistent with the procedures applicable to the hearing process.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof.

It is ordered. That:

- 1. An investigation is instituted to determine whether the charges and provisions of the rules appearing on the revised pages of the tariffs, including subsequent revisions and reissues thereof described in Appendix A 12 to the extent they apply for or on behalf of the carriers as shown in Paragraph 1 of Appendix B below, and rules, regulations, or practices affecting such charges and provisions are or will be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful charges and provisions, and rules. regulations, or practices affecting such charges and provisions;
- 2. Pending hearing and decision by the Board, the charges and provisions in Rule No. 19 applicable to the carriers BN, DL and TW on 3rd and 4th Revised Pages 10-C, 10-D, 10-E and 10-F of Airline Tariff Publishers, Inc., Agent, Tariff C.A.B. No. 96, are suspended and their use deferred to and including April 14, 1974, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

^{*}See Resolution 511a of the International Air Transport Association (IATA), now pending Board approval.

⁴ The proposed health documentation requirements for all live animal traffic also resurrects and warrants review of the question of whether certain Federal, state, and local laws, ordinances, etc., dealing with the transportation of goods should be filed in tariff form by the carriers as a flag or warning to carrier employees and shippers alike; see Order 73-8-68, supra.

^{*}Rules Nos. 14 (Packing and Marking), 20 (Shipments Not Acceptable), and 22 (Qualified Acceptance of Shipments) of ATP Tariff C.A.B. No. 96.

n By Order 73-6-103, the Board retained jurisdiction in Docket 21474, Investigation of Premium Rates for Live Animals and Birds. The Board, in the investigation initiated herein, will consider such portions of the record in Docket 21474 as may be relevant and material.

3. The proceeding herein designated Docket 26310, be assigned for hearing before an Administrative Law Judge of the Board at a time and place to be designated:

4. Except to the extent granted herein, the complaints of the Pet Industry Parties as enumerated in Paragraph 2 of Appendix B below in Dockets 26175 and 26268, are dismissed; and

5. Copies of this order shall be filed with the tariff and served upon the air carriers and the Pet Industry Parties as enumerated in Appendix B hereto, which are hereby made parties to Docket 26310.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

EDWIN Z. HOLLAND, Secretary.

APPENDIX B

1. The air carriers referred to in Ordering Paragraphs 1 and 5 are: Airlift International, Inc. Airwest (Hughes Air Corp. D/B/A Airwest) Alaska Airlines, Inc. Allegheny Airlines, Inc. American Airlines, Inc. Braniff Airways, Incorporated Continental Air Lines, Inc. Delta Air Lines, Inc. Eastern Air Lines, Inc. The Flying Tiger Line Inc. Frontier Airlines, Inc. National Airlines, Inc. New York Airways, Inc. North Central Airlines, Inc. Northwest Airlines, Inc. Also operating as Northwest Orient Airlines Ozark Air Lines, Inc.

Piedmont Aviation, Inc. Reeve Aleutian Airways, Inc. Seaboard World Airlines, Inc. Southern Airways, Inc. Texas International Airlines, Inc. Trans World Airlines, Inc. United Air Lines, Inc. Western Air Lines, Inc. Wien Air Alaska, Inc.

2. The Pet Industry Parties referred to in Ordering Paragraphs 4 and 5 are: American Pet Products Manufacturers Assoc.,

Association of Animal and Fish Distributors,

Bay Area Pet Dealers Association Florida Tropical Fish Farmers Association Hartz Mountain Corporation

Maryland Association Pet Industries, Inc. Michigan Pet Retail Association National Association of the Pet Industry National Association Multiple Pet Retail

Outlets National Pet Dealers and Breeders Association

National Retail Pet Supply Association National Turtle Farmers and Shippers Association

New England Council of Retail Pet Shops Pet Farm, Inc.

Pet Industry Distributors Association Pet Industry Joint Advisory Council

Pet Producers of America Retail Pet Supply Association, Inc.

Tri-State Pet Dealers Association Tropical Fish Institute of America

United Pet Dealers Association Western Wholesale Pet Supply Association, CLASS 8440:

[FR Doc.74-1683 Filed 1-18-74;8:45 am]

[Docket No. 25920]

SCANSPED FLIGHT AB AND SCANSPED FLIGHT INC.

Notice of Hearing Regarding Foreign Air Carrier Permit Indirect Foreign Air Transportation

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a public hearing in the above-entitled proceeding is assigned to be held on February 13, 1974 at 10:00 a.m. (local-time) in Room 503, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before the undersigned Administrative Law Judge.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the various documents which are in the docket of this case on file in the Docket Section of the Civil Aeronautics Board

Dated at Washington, D.C., January 15, 1974.

JOHN E. FAULK, [SEAL] Administrative Law Judge.

[FR Doc.74-1681 Filed 1-18-74;8:45 am]

COMMITTEE FOR PURCHASE OF PRODUCTS AND SERVICES OF THE BLIND AND OTHER SE-VERELY HANDICAPPED

PROCUREMENT LIST OF 1974

Notice of Proposed Addition

Notice is hereby given pursuant to section 2(a)(2) of Pub. L. 92-28; 85 Stat. 79, of the proposed addition of the following service to Procurement List 1974, November 29, 1973 (38 FR 33038).

Sorting Small Hardware for Jet Engines, Tinker Air Force Base, Oklahoma City, Oklahoma

Comments and views regarding this proposed addition may be filed with the Committee not later than 30 days after the date of this Federal Register. Communications should be addresed to the Executive Director, Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

By the Committee.

CHARLES W. FLETCHER, Executive Director.

[FR Doc.74-1591 Filed 1-18-74;8:45 am]

PROCUREMENT LIST 1974 Notice of Proposed Addition

Notice is hereby given pursuant to section 2(a) (2) of Pub. L. 92-28; 85 Stat. 79, of the proposed addition of the following commodity to Procurement List 1974, November 29, 1973 (38 FR 33038).

COMMODITY

Force Blue, Class 4, 8440-216-6130. Federal Home Loan Bank Board, Wash-

Necktie, Men's, Four-in-Hand, Black, Class 5 (For Navy) (No FSN assigned).

Comments and views regarding these proposed additions may be filed with the Committee not later than February 20. 1974. Communications should be addressed to the Executive Director, Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped, 2009 Fourteenth Street, North, Suite 610, Arlington, Virginia 22201.

By the Committee.

CHARLES W. FLETCHER, Executive Director.

[FR Doc.74-1592 Filed 1-18-74;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

PESTICIDE REGISTRATION

Receipt of Applications; Data To Be Considered in Support of Applications

In FR Doc. 74-660, appearing on page 1474 of the issue for Wednesday, January 9, 1974, make the following changes:

1. In the third paragraph, the date "March 11, 1973", which appears in the 7th and 9th lines, should read "March 11, 1974"

2. In the application designated "EPA File Symbol 270-RNN", in the 4th line, the reference to "S-Bicallethrin", should read "S-Bioallethrin".

FEDERAL HOME LOAN BANK BOARD

[H.C. No. 169]

GIBRALTAR FINANCIAL CORP. OF CALIFORNIA

Notice of Receipt of Application for Approval of Acquisition

JANUARY 16, 1974.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from the Gibraltar Financial Corporation of California, Beverly Hills, California, a unitary savings and loan holding company, for approval of acquisition of control of Fort Sutter Savings and Loan Association, Sacramento, California, an insured institution under the provisions of section 408(e) of the National Housing Act, as amended (12 U.S.C. 1730a(e)), and § 584.4 of the regulations for Savings and Loan Holding Companies, said acquisition to be effected by an exchange of stock of Gibraltar Financial Corporation of California for stock of Fort Sutter Savings and Loan Association. Following the proposed acquisition, Gibraltar Financial Corporation of California proposes to merge Fort Sutter into Gibraltar Savings and Loan Association, Beverly Hills, California, an insured subsidiary of Gibraltar Financial Corporation of California. Comments on the proposed acquisition should be submitted to the Director, Holding Companies Section. Necktie, Men's, Four-in-Hand, Air Office of Examinations and Supervision,

ington, D.C. 20552, on or before February 20, 1974.

[SEAL] EUGENE M. HERRIN,
Assistant Secretary,
Federal Home Loan Bank Board.

[FR Doc.74-1658 Filed 1-18-74;8:45 am]

FEDERAL MARITIME COMMISSION

CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

Notice of Certificates Revoked

Correction

In FR Doc. 73–26963, appearing at page 35047, in the issue for Friday, Dec. 21, 1973, on page 35048, in the second column, the second line of the Owner/Operator and Vessels entry for Certificate No. 05281 reading "H.T.C.O. No. 45" should be deleted.

FEDERAL POWER COMMISSION

[Docket No. E-8565]

APPALACHIAN POWER CO. AND VIRGINIA ELECTRIC AND POWER CO.

Notice of Changes in Rates and Charges JANUARY 11, 1974.

American Electric Power Service Corporation (AEP) on December 26, 1973, tendered for filing on behalf of its affiliate, Appalachian Power Company (Appalachian) Modification No. 8, dated December 1, 1973, to the Interconnection Agreement, dated February 1, 1948, between Appalachian and Virginia Electric and Power Company (VEPCO), designated Appalachian Rate Schedule FPC No. 16.

Modification No. 1, essentially, does two things. It increases demand charges for both Short Term Power and for Limited Term Power under Schedules C and F, respectively, of the Interconnection Agreement which are proposed to become effective January 1, 1974. It also adds a new Schedule G—Fuel Conservation Power and Energy, proposed to become effective as of December 15, 1973.

The demand charge for Short Term Power would be increased from \$0.40 to \$0.45 per kilowatt per week, and the demand charge for Limited Term Power would be increased from \$2.15 to \$2.50 per kilowatt per month. Applicant states that a comparison of Short Term transactions and revenues in the past twelve months indicates they were made only in the month of September, 1973 and that the increase in rates would have increased revenues from such transactions by approximately \$67,500. They also state that there were no transactions involving Limited Term Power during that period and that a comparison of the revenue effect of the rate increase is not possible.

In support of the new Schedule G— Fuel Conservation Power and Energy, Applicant states that the terms and conditions of this service are substantially the same as those contained in Modification No. 1 to the Interconnection Agreement filed on December 12, 1973, by AEP on behalf of Appalachian and other

affiliates (Docket No. E-8550). Waiver is requested of any requirements not already complied with under § 35.13 of the Commission's regulations.

(No statement of service of copies of the filing, pursuant to §§ 35.13(a) and 1.17(b) of the Commission's regulations under the Federal Power Act, and no form of notice of publication in the Feneral Register, pursuant to § 1.19(c) (3) of the Commission's rules of practice and procedure, were included in AEP's filing.)

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 23, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1653 Filed 1-18-74;8:45 am]

[Docket No. E-8550]

APPALACHIAN POWER CO., ET AL.

Order Setting Hearing, Suspending Rate Schedules Waiving Regulations Under the Federal Power Act and Granting Intervention

JANUARY 11, 1974.

This order accepts for filing, sets for hearing and suspends the operation under the Federal Power Act of a number of rate schedule submittals by the following companies which have been designated in the Commission files according to the following respective rate schedule designations:

Appalachian Power Company—Supplement No. 6 to Rate Schedule FPC No. 55. Ohio Power Company—Supplement No. 6 to Rate Schedule FPC No. 73. Wheeling Electric Company—Supplement No. 6 to Rate Schedule FPC No. 5.

Monongahela Power Company 1 West Penn Power Company 1

In doing so, the Commission concluded that it should provide a procedural forum within which a number of rate making questions can be resolved among the filing public utilities and a number of intervenor petitioner purchasing utilities, the New England Power Pool Partici-

pants. These rate schedule submittals essentially provide for the following:

(A) A supplemental service schedule Fuel Conservation Power and Energy, which is designed to permit any party that is in a favorable position with respect to fuels, to transfer fuel by wire to another party and to interconnected third parties. This rate schedule submittal was proffered for filing on December 12, 1973, to become effective December 1973. Examination of this submittal indicates that certain required supporting cost data were not submitted. The proposed rates for Fuel Conservation Capacity that is provided from the supplying party's own system is 20¢ per reserved kW/week plus 110 percent of the out-of-pocket cost of supplying such capacity; the Fuel Conservation Energy that is provided from the supplying party's own system is 110 percent of the out-of-pocket replacement cost. For each hour it becomes necessary for the supplying party to reduce the amount of Fuel Conservation Capacity delivered, the 20¢ per reserved kW/week capacity charged is reduced by 1/72 per kW of reduction.

When the supplying party obtains Fuel Conservation Capacity from a third party, the demand charge is 20¢ per reserved kW/week (plus or minus any excess or deficiency paid), plus 12.5¢ per kW/week, plus 115 percent of the out-of-pocket cost of supplying such ca-

These utilities whose petition was filed January 10, 1974 include the following: New England Power Company Massachusetts Electric Company Granite State Electric Company Fall River Electric Light Company Blackstone Valley Electric Company Brockton Edison Company Montaup Electric Company Cambridge Electric Light Company Canal Electric Company New Bedford Gas & Edison Light Company The Connecticut Light and Power Company The Hartford Electric Light Company Western Massachusetts Electric Company Holyoke Water Power Company Holyoke Power & Electric Company Vermont Electric Power Company, Inc. Burlington Electric Light Department Green Mountain Power Corporation Central Vermont Public Service Company Vermont Electric Co-op, Inc. Village of Morrisville Vermont Water & Light Department

Citizens Utilities Company Village of Northfield Village of Hardwick Electric Company Vermont Marble Company Rochester Electric Light & Power Company Washington Electric Cooperative, Inc. Allied Power & Light Company Village of Lyndonville Village of Readsboro Village of Stowe Village of Johnson Village of Orleans The Narragansett Electric Company The United Illuminating Company Public Service Company of New Hampshire Central Maine Power Company Bangor Hydro-Electric Company Boston Edison Company Eitchburg Gas & Electric Light Department City of Holyoke Gas & Electric Department Hudson Light & Power Department Newport Electric Corporation

These companies did not file certificates of concurrence for the stated reason "* * * that West Penn Power Company and Mononaghela Power Company have signed modification No. 1 * * *." (Letter of American Electric Power Service Corporation dated December 12, 1973.) Modification No. 1 is embodied in the following rate schedules: Monongahela Power Company Rate Schedule No. 31; West Penn Power Company Rate Schedule FPC No. 28.

pacity; the charge for Fuel Conservation Energy obtained from a third party is 115 percent of the out-of-pocket cost. When the supplying party is providing capacity obtained from a third party, and it becomes necessary to reduce the amount of such capacity delivered, the 12.5¢ portion of the capacity charge is reduced by 1/12 per kW for each hour such capacity is not received.

(B) A modification of the Short Term Power Schedule increasing the demand charge for Short Term Power from 40¢ per kW/week to 45¢ per kW/week. This rate schedule submittal was proffered for filing on December 12, 1973 to become effective January 1, 1974. Examination of this submittal indicates that certain required supporting cost data were not submitted:

(C) A modification of the Limited Term Power Schedule from \$2.15 per kW/ month to \$2.50 per kW/month. This rate schedule submittal was proffered for filing on December 12, 1973, to become effective January 1, 1974. Examination of this submittal indicates that certain required supporting cost data were not submitted.

The Fuel Conservation Power and Energy Service is an outgrowth of actions which this Commission by Order No. 496, issued November 29, 1973, requested the nation's electric utilities to initiate. That order states in part as follows (mimeo ed., pp. 4-5):

* * * this order requests the Nation's electric utilities to seek to reduce nonessential uses of electrical power and energy uniformly across all such systems; and to maximize the use of coal and nuclear fuel electric generating capacity and hydro-electric generating capacity nationally, with the scheduling of inter-system and inter-regional power transfers to the maximum possible extent consistent with reliability and continuity of service considerations; to do so through established power pools, the nine electric reliability councils and the National Electric Reliability Council and in cooperation with representatives of the Federal Power Commission * * * and state public service commission staff personnel, particularly those who participate in the work of reliability councils under this Commission's adequacy and reliability program * * *.

To date, the Commission Staff has undertaken to implement the purposes of Order No. 496. There have been a series of regional discussions by the staff with Power Pool participants, reliability councils and State public service commission personnel to ascertain where potential sources of hydro-electric, coal fired or nuclear fueled electric generating capacity may exist and to what extent energy generated from these resources might be available to displace, in part, electric energy generation from petroleum or natural gas fired units. The Chief of this Commission's Bureau of Power, by letter dated December 4, 1973, addressed to the Chairman of the National Electric Reliability Council, with copies to the Chairman of the regional electric reliability councils and all State public service commission Chairmen requested:

* * * I ask that the utilities in each Council area prepare a contingency schedule for emergency transfers of power and energy to achieve the objectives of Order No. 496, in conserving energy use generally, and in maximizing the use of coal fired, nuclear-fueled, and hydro-electric generating capacity nationally. I ask that the utilties complete a preliminary statement of such schedules within 15 days and submit them to the Federal Power Commission staff and to furnish copies to all state public service commissions,

for information purposes.

I ask that definitive complete contingency schedules be formulated by the utilities and submitted to this Commission within 30 days, with copies thereof to all state public service commissions for informational purposes. The contingency schedule of emergency transfers should first consider minimizing the use of petroleum and natural gas for electric generating purposes within each reliability council area. And, secondly, they should determine generally which generating units will be operated at high load factor during off-peak hours to generate power to be transmitted to other regions. Since these schedules will require the detailed attention of utility operating personnel in the various council areas, I anticipate that this request, directed to you in the first instance, will be redirected to all of the individual operating utilities (investor owned, publicly-owned, cooperatively-owned) in each of your respective geographic regions. The councils should perform a coordinating function in respect to the individual utility responses. It is essential that all systems be covered.

This Commission fully supports this work of its Staff and desires to expedite the resolution of any rate making or other questions which may be occasioned by such fuel conservation and electric transfers and which are not capable of resolution through less formal procedures as are used in the day to day work of electric utilities and Power Pools. As stated in Order No. 496 the Commission seeks "* * * the scheduling of intersystem and inter-regional power transfers to the maximum possible extent consistent with reliability and continuity of service considerations * * *."

We believe that in a number of instances such transfers will be effected without the need for a formal Commission proceeding such as the instant case.

We encourage that result.

However, in respect to the particular rate schedule submittals here before the Commission it is apparent that unresolved economic or rate issues do exist among the affected utilities. The petitioner New England Power Participants state in part as follows: (Petition pp.

No party should be permitted to recover more than its incremental costs and losses for service furnished as a result of the current fuel emergency conditions that prompted Commission Orders 496 and 497 and the Petitioners believe that the proposed rate schedule modification may provide for unfair and unreasonable charges.

The proffered rate schedules of the filing utilities indicate that these utilities may wish to recognize among other

Replacement fuel costs.

Variable operation and maintenance costs.

Electrical losses.

Charges for generating capacity reservation and transmission line utilization.

Depending upon the factual record and the ultimate disputed issues developed in this case, the foregoing and other questions may be determined by this Commission. The Commission believes, however, that at the prehearing conference, ordered hereinafter, the parties may further refine their differences.

By separate petition filed January 10, 1974, the New England Power Pool Participants, Docket No. E-8589, requested emergency relief pursuant to section 202 (c) of the Federal Power Act (16 U.S.C. 824a(c)). That petition is the subject of an order of this Commission issued concurrently herewith.

The Commission further finds:

(1) It is in the public interest, there is good cause, in light of the fuel emergency allocations, as referenced above, and it is necessary and appropriate for the purposes of the Federal Power Act (16 U.S.C. 791(a)) et seq., the Commission's rules of practice and procedure and the Commission's regulation under the Federal Power Act to:

(a) Accept the aforementioned proffered rate schedule submittals for filing, notwithstanding the omission of required supporting data, and to the extent of that acceptance, the relevant provisions of Part 35 of the Commission's Regulations under the Federal Power Act, 18 CFR Part 35, should be waived with respect to those specific rate schedule submittals, all pursuant to § 1.7 of the Commission's rules of practice and procedure, 18 CFR 1.7:

(b) Accept the aforementioned proffered rate schedules for filing as of the date of this order and to order the suspension thereof, for a period of one day;

(c) Allow the filing public utilities to seek earlier effective dates upon condition that they agree to adjust any charges back to such dates to reflect such final order as the Commission may issue upon the merits herein;

(d) Allow the intervention of the New England Power Pool Participants in the

above-entitled matter; and

(e) To direct a public hearing as herein after ordered.

The Commission orders:

(A) Pursuant to the authority of the Federal Power Act (16 U.S.C. 791(a)) et seq., particularly (16 U.S.C. 824) d, e, h, 825 f, 825 g, 825 h, the Commission Rules of Practice and Procedure and the Commission Regulations under the Federal Power Act, a public hearing shall be held commencing with a prehearing conference on February 11, 1974 at 10:00 a.m. e.d.t. in a hearing room of the Federal Power Commission, 825 N. Capitol Street, NE., Washington, D.C. 20426 concerning the lawfulness of the aforementioned

By telegram of American Electric Power Service Corporation received December 26, 1973 the Commission was advised that Service Schedule F, among others, would be used to transfer electric service from other areas to the oil deficient Northeast.

rate schedule submittals of the companies set forth in the entitlement above, which schedules have not been fully justified by the filing public utilities and those schedules may be unjust, unreasonable, unduly discriminatory or preferential or otherwise unlawful under the Federal Power Act.

(B) At the prehearing conference, the companies as referred to in Paragraph (A) above shall outline the testimony and exhibits upon which they will rely and the New England Power Pool Participants shall outline the testimony and exhibits upon which they will rely and the Commission Staff shall state its position. The Presiding Administrative Law Judge shall fix the dates for the service of all testimony and exhibits of all parties including the Commission Staff.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (see Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control the proceeding in accordance with the policies expressed in the Commission's rules of practice and procedure.

(D) Pending hearing and final decision in this proceeding, the rate schedules as referred to in Paragraph (A) above are hereby suspended and the use thereof deferred until January 12, 1974.

(E) The relevant provisions of Part 35 of the Commission's Regulations under the Federal Power Act are hereby waived to the extent necessary to facilitate acceptance of the rate schedules as referred to in Paragraph (A) above.

(F) The petitioner, New England Power Pool Participants, are hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission: Provided, however, That the participation of such intervenors shall be limited to matters affecting rights and interests specifically set forth in its petition to intervene, and Provided, further, That the admission of such intervenors shall not be construed as recognition by the Commission that it may be aggrieved because of any order or orders issued by the Commission in this proceeding.

(G) The Secretary of the Commission shall cause prompt publication of this order in the Federal Register.

By the Commission.

[SEAL]

MARY B. KIDD, Acting Secretary.

[FR Doc.74-1659 Filed 1-18-74;8:45 am]

[Docket Nos. E-8250, E-8071, E-8142]

ARKANSAS POWER AND LIGHT CO.

Notice of Extension of Time and Postponement of Prehearing Conference and Hearing

JANUARY 11, 1974.

On January 4, 1974, Staff Counsel filed a motion for an extension of the procedural dates fixed by order issued July 31, 1973, in the above-designated matter. The motion states that all parties concur in the motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Evidence by Staff, February 19,

Service of Evidence by Intervenors, March 12, 1974.

Service of Rebuttal Evidence, April 2, 1974. Prehearing Conference, April 16, 1974 (10:00 a.m., e.d.t.).

Hearing, April 30, 1974 (10:00 a.m., e.d.t.).

MARY B. KIDD, Acting Secretary.

[FR Doc.74-1641 Filed 1-18-74;8:45 am]

[Docket No. CI74-331]

BLAIR-VREELAND

Notice of Extension of Time; Correction

JANUARY 11, 1974.

In FR Doc. 74-58 appearing on page 853 in the issue for Thursday, January 3, 1974, the docket number for this proceeding should read as set forth above.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1636 Filed 1-18-74;8:45 am]

[Docket No. E-8571]

CONNECTICUT LIGHT AND POWER CO.

Notice of Cancellation of Purchase Agreement

JANUARY 11, 1974.

Take notice that Connecticut Light and Power Company on December 31, 1973, tendered for filing a notice of cancellation for a Purchase Agreement with the Public Service Company of New Hampshire. According to the Company, this agreement covered power from their Montville Unit No. 6.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 21, 1974. 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.74-1631 Filed 1-18-74;8:45 am]

[Docket No. CP74-163]

EQUITABLE GAS CO. Notice of Application

JANUARY 11, 1974.

Take notice that on December 3, 1973, Equitable Gas Company (Applicant), 420 Boulevard of the Allies, Pittsburgh, Pennsylvania 15219, filed in Docket No. CP74-163 an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction of certain pipeline and compression facilties required for the operation of Applicant's proposed Shirley Storage Pool to be located in Tyler and Doddridge Counties, West Virginia, and in conjunction therewith construction of a transmission relay station and for permission and approval to abandon upon such station's completion Applicant's existing Central Compressing Station (Central Station) located in Doddridge County, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct and operate facilities required to activate its proposed Shirley Storage Pool, including construction of approximately 3.2 miles of 12-inch pipeline and 2.5 miles of 10inch pipeline, together with necessary metering equipment, extending from a point of connection with pipeline H-527 near West Union, West Virginia, to a point of connection with the well gathering lines from the 26 wells in the proposed Shirley Storage Pool. Applicant further requests authorization to construct and operate a new, air cooled 3,240 horsepower Compressor Station in Doddridge County to be used as both a transmission system relay station and in conjunction with the operation of the proposed Shirley Storage Pool. Upon completion of said compressor station Applicant proposes to abandon its existing Central Compressor Station located in the same county.

The application states that because Applicant's major suppliers have been unable to provide it with any additional gas supply, Applicant has had in effect since mid-1970 a program of controlling load additions in its retail market.1 Applicant alleges that in order to be able to maintain winter season supplydemand relationships at a level required adequately to serve winter season loads, even under its present restrictive load addition policy, additional underground gas storage facilities must be developed. Applicant states that it now operates fourteen underground natural gas storage pools, and is developing a fifteenth storage pool, the Swarts West Storage Pool, certificated in Docket No. CP72-283, which is expected to provide an additional 875,000 Mcf of gas each winter

season when fully developed.

Applicant proposes to activate the Shirley Storage Pool to provide an additional underground storage capacity of approximately 6,000,000 Mcf of natural gas and when in full operation is expected to provide approximately 3,000,-

¹ The application states that Texas Eastern Transmission Corporation, one of Applicant's southwest suppliers has curtailed deliveries to Applicant during the five-month period, November through March of 1972–1973, totaling almost 2,300,000 Mcf.

000 Mcf of additional gas each winter season. Applicant states that the additional gas the Shirley Storage Pool will provide will permit Applicant to offset in part winter season curtailments by its natural gas suppliers, as well as provide Applicant with more flexibility in its operations.2

Applicant also proposes to construct and operate a new compressor station to replace its natural gas relay Central Compressing Station. Applicant alleges that the existing facilities which were constructed prior to 1924 are inefficient by present standards and sometimes thermally pollute Arnold's Creek, Applicant proposes to abandon the three large steam-driven compressor units at this station, leaving one 275 horsepower gasengine driven field booster unit to pump gas production from Applicant-owned wells and the wells of independent suppliers.

Applicant proposes to combine the new compressor facilities required for injection into the Shirley Storage Pool with the gas relay transmission facilities needed to replace its existing Central Station utilizing two of the compressors in its new Compressing Station for gas relay purposes and the third to inject gas into the Shirley Storage Pool.

Applicant states that the total cost of the proposed compressor station is estimated to be \$3,100,000. Applicant estimates the total construction expenditure for its proposed Shirley Storage Pool and pipeline facilities to be \$1,554,000. Applicant states that no special financing will be required as such funds as are necessary to construct the facilities proposed herein will be available from general funds available to Applicant. The application states, however, that Applicant intends to study the feasibility of financing the new compressor station by means of an Industrial Development Authority loan.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 30, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a peti-

As an example of such flexibility to be added, Applicant states that since such facilities were not available Applicant entered the 1972-1973 winter season with a reduced gas storage inventory and in order to insure an adequate supply-demand relationship Applicant curtailed gas service to a substantial number of its industrial customers for three

tion 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 Power 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

> KENNE H F. PLUMB. Secretary.

[FR Doc.74-1651 Filed 1-18-74;8:45 am]

[Docket No. E-8170]

GEORGIA POWER CO.

Notice of Further Extension of Time and Postponement of Prehearing Conference and Hearing

JANUARY 11, 1974.

On January 7, 1974, Georgia Power Company filed a motion for a further extension of the procedural dates fixed by the notice issued December 5, 1973, in the above-designated matter. The motion states that the motion was also filed on behalf of the interveners. Staff Counsel did not object to the motion.

Upon consideration, notice is hereby given that the procedural dates are further modified as follows:

Service of Testimony and Exhibits by Interveners, February 13, 1974. Service of Testimony and Exhibits by Com-

pany, March 1, 1974.

Prehearing Conference, March 20, 1974 (10:00 a.m., e.d.t.).

Hearing, Commences upon the conclusion of the Prehearing Conference.

> MARY B. KIDD. Acting Secretary.

[FR Doc. 74-1625 Filed 1-18-74;8:45 am]

[Docket No. ID-1715]

H. N. McGINNIS Notice of Application

JANUARY 11, 1974.

Take notice that on January 2, 1974. H. N. McGinnis (Applicant), filed an initial application pursuant to Section 305(b) of the Federal Power Act seeking authority to hold the following positions:

Vice President, Louisville Gas and Electric Company, Public Utility.

Vice President, Ohio Valley Transmission Corporation, Public Utility.

Louisville Gas and Electric Company is an operating public utility engaged in the generation, transmission, distribution and sale of electricity and the distribu-tion and sale of natural gas in Louisville and surrounding territory in Kentucky.

Ohio Valley Transmission Corporation is a subsidiary of Louisville Gas and Electric Company and owns and operates Indiana properties necessary in its parent's system operations but does not serve any ultimate consumer.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 31, 1974, file with the Federal Power Commission, Washington, D.C. 20426, protests or petitions to intervene in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10).

All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

> KENNETH F. PLUMB. Secretary.

[FR Doc.74-1647 Filed 1-18-74:8:45 am]

[Docket No. RI74-79]

HIGH CREST OILS, INC. Notice of Extension of Time and Postponement of Hearing

JANUARY 11, 1974.

On January 10, 1974, High Crest Oils, Inc. filed a motion for an extension of the procedural dates fixed by order issued December 27, 1973, in the abovedesignated matter. The motion states that neither Northern Natural Gas Company nor Staff Counsel have any objection to the motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Direct Testimony and Evidence by High Crest and Interveners supporting its petition, January 21, 1974.

Service of Exhibits and Testimony by Staff Counsel and all Interveners Opposing the

Petition, February 4, 1974.
Service of Rebuttal Testimony by High
Crest and Interveners, February 15, 1974.
Hearing, February 26, 1974 (10:00 a.m.,

edt.).

MARY B. KIDD. Acting Secretary.

[FR Doc.74-1639 Filed 1-18-74;8:45 am]

[Docket No. E-8424]

JERSEY CENTRAL POWER AND LIGHT CO.

Notice of Extension of Time and Postponement of Hearing

JANUARY 11, 1974.

On December 28, 1973, Staff Counsel filed a request for an extension of the procedural dates fixed by order issued November 30, 1973, in the abovedesignated matter. The motion states that all parties support the motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Testimony by Staff, February 8, 1974.

Service of Testimony by Interveners,

February 22, 1974.
Service of Rebuttal Evidence by Applicant,

March 8, 1974. Cross-Examination, March 26, 1974 (10:00 a.m., E.d.t.).

MARY B. KIDD, Acting Secretary.

[FR Doc.74-1638 Filed 1-18-74;8:45 am]

[Docket No. E-8172]

KENTUCKY UTILITIES CO.

Notice of Further Extension of Time and Postponement of Prehearing Conference and Hearing

JANUARY 11, 1974.

On December 26, 1973, The Electric and Water Plant Board of the City of Frankfort, the City Utilities Commission of Barbourville, the City of Bardstown, Bardwell City Utilities, the Electric Plant Board of Benham, Berea College, the City Utilities Commission of Corbin, the City of Falmouth, the City of Madisonville, the City of Nicholasville, and the Municipal Light and Water Plant of Providence, Kentucky (Cities) filed a motion for an extension of the procedural dates fixed by notice issued November 28, 1973. The motion states that neither Kentucky Utilities Company nor staff counsel has any objection to the motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are further modified as follows:

Service of Intervenor Cities Evidence, February 19, 1974.

Prehearing Conference, February 21, 1974 (10:00 a.m., E.d.t.).

Service of Company Rebuttal Evidence, March 7, 1974.

Hearing, March 26, 1974 (10:00 a.m., E.d.t.).

MARY B. KIDD, Acting Secretary.

[FR Doc.74-1626 Filed 1-18-74;8:45 am]

[Docket No. CP74-162]

NATURAL GAS PIPELINE COMPANY OF AMERICA

Notice of Application

JANUARY 11, 1974.

Take notice that on December 3, 1973, Natural Gas Pipeline Company of America (Applicant), 122 South Michigan Avenue, Chicago, Illinois 60603, filed in Docket No. CP74-162 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the exchange of natural gas with El Paso Natural Gas Company (El Paso) and the construction and operation of facilities

therefor, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The application states that Applicant and El Paso propose to exchange up to 40,000 Mcf of gas per day pursuant to an exchange agreement dated Soptember 24, 1973, which provides for the delivery of natural gas by Applicant to El Paso in Reeves County, Texas, and the redelivery by El Paso to Applicant of thermally equivalent volumes of gas in Dewey County, Oklahoma.

Applicant proposes to construct and operate a tap connection in Dewey County and eight miles of 6 and 10-inch pipeline in Reeves County necessary to effect the exchange with El Paso. Applicant states that the exchange is beneficial in that it will obviate the necessity of constructing 40 miles of pipeline otherwise required to receive the volumes of gas committed to Applicant in Reeves County, Texas.

Applicant states further that El Paso has gas available to it in the West Putnam field, Dewey County, Oklahoma, but does not have nearby facilities for connection purposes while Applicant has nearby existing facilities to which the gas could be connected.

Applicant also proposes to utilize two existing points of interconnection between Applicant and El Paso in Ward and Reeves Counties, Texas, as exchange points at those times when a balance of exchange gas cannot be achieved at the proposed Dewey and Reeves Counties exchange points.

The application states that no monetary compensation is provided for in the gas exchange agreement, it being understood that the transaction is a straight gas-for-gas exchange. Applicant estimates the cost of the proposed facilities is \$464,000, which cost will be met from funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 29, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power 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 this application if no petition to intervene is

filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1644 Filed 1-18-74;8:45 am]

[Docket No. E-8589]

NEW ENGLAND POWER POOL PARTICIPANTS

Order Directing Clarification of Pleading and Fixing Staff Conference

JANUARY 11, 1974.

This order arises from a January 10, 1974 petition for emergency relief pursuant to section 202(c) of the Federal Power Act (16 U.S.C. 824a(c)), by the New England Power Pool Participants, all identified in Appendix I below.

To preclude a further deterioration of fuel oil inventories of New England electric utility systems, the January 10, petition requests this Commission to immediately direct a broad number of electric systems throughout the Eastern portion of the nation as identified in Appendix II and Appendix III, to:

- * * * operate their generating facilities which are not oil-fired to generate electric energy during off-peak periods and make such electric energy available to the Petitioners, to the extent that such generation and deliveries do not impair the ability of such utilities to provide reliable service to their customers.
- * * * permit the use of their interconnected transmission facilities for transmission to the Petitioners of electric energy (less losses actually incurred in such transmission) generated and delivered in accordance with the Commission's order * * or otherwise made available to meet the needs of Petitioners, to the extent that such use of transmission facilities does not impair the ability of such utilities to provide reliable service to their customers.

The petition raises very broad electric operating and reliability questions throughout a large area of the nation. A number of individual utilities, power pools, electric reliability councils and State Public Service Commissions are affected.

The petition recognizes that the affected utilities might negotiate the rates, terms and conditions of such transfers, and failing such negotiation, they may seek a supplemental order of the Commission. This petition of the New England utilities is related to a petition for intervention in Docket No. E-8550. An order of the Commission is being issued concurrently in that docket.

Examination of the request for emergency action in this docket indicates that the petitioner electric utilities have not set forth in their request the electric operating procedures which they propose to use in operating their system (by individual generating units and transmission lines) in order to receive electric power and energy from the systems they refer to (Appendix II, Appendix III). Until that is done and until the New England electric utilities state their request in terms of the specific amounts of electric services which they seek from each of the Appendix II and III utilities. it is not appropriate for the Commission to consider the actions as requested.

Accordingly, this order directs the New England utilities to serve by telegram on each of the Appendix II and III utilities a clarification of the specific relief which they here seek. Thereafter the Appendix II and III electric utilities are directed to serve upon the New England utilities. their respective responses thereto. A public conference conducted by the Commission Staff (Drexel D. Journey, Deputy General Counsel and T.A. Phillips, Chief, Bureau of Power) shall be convened in Washington on January 18, 1974 to further consider this matter and formulate recommendations for further Commission action.

The Commission further finds.

It is in the public interest, there is good cause in the light of the fuel emergency allegations as referenced above, and it is necessary and appropriate for the purposes of the Federal Power Act (16 U.S.C. 791(a) et seq.), particularly (16 U.S.C. 824a(a), (c), h, 825f, h and j), to order as hereinafter provided.

The Commission orders.

(A) The New England Power Pool Participants shall, on or before January 14, 1974, by telegram directed to each Appendix II and Appendix III electric system, state with specificity the electric operating procedures which the New England utilities propose to follow (by individual generating units and transmission lines) and the specific amounts of electric services which they seek from each Appendix II and III utility, and the time periods thereof.

(B) On or before January 17, 1974, each Appendix II and Appendix III utility shall respond by telegram directed to Francis L. Kenney, Esquire, Secretary, New England Power Pool, P.O. Box 270, Hartford, Connecticut, 06101, their respective responses to the telegraphic requests, as directed in Paragraph (A), setting forth with specificity the amounts of power and energy which they can or cannot supply and the proposed terms and conditions thereof, including the proposed rates and charges.

(C) Copies of all telegrams, when sent, shall also be delivered to the Commission's Chief, Bureau of Power, T. A. Phillips.

(D) A public conference shall be convened on January 18, 1974, commencing at 1:00 p.m. E.d.t. in a Hearing Room of the Commission, 825 North Capitol Street, NE., Washington, D.C., 20426. To further consider this matter, such conference to be conducted by the Commission's Deputy General Counsel and Chief, Bureau of Power.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER and shall serve copies thereof upon all Appendix I, II, III electric systems, all affected power pools, electric reliability councils, State Public Service Commissions and Governors.

By the Commission.

[SEAL]

MARY B. KIDD, Acting Secretary.

APPENDIX I

NEPOOL PARTICIPANTS

Single Participant New England Power Company Massachusetts Electric Company Granite State Electric Company Single Participant Fall River Electric Light Company Blackstone Valley Electric Company Brockton Edison Company Montaup Electric Company Single Participant

Cambridge Electric Light Company Canal Electric Company New Bedford Gas and Edison Light Com-

pany Single Participant

The Connecticut Light and Power Company The Hartford Electric Light Company Western Massachusetts Electric Company Holyoke Water Power Company Holyoke Power and Electric Company Single Participant

Vermont Electric Power Company, Inc. Burlington Electric Light Department Green Mountain Power Corporation Central Vermont Public Service Company Vermont Marble Company Village of Hardwick Electric Department Vermont Electric Co-op. Inc.
Village of Morrisville Vermont Water & Light Department

Village of Northfield Rochester Electric Light & Power Company Washington Electric Cooperative, Inc. Allied Power and Light Company Village of Lyndonville Village of Readsboro Village of Stowe Village of Johnson Village of Orleans The Narragansett Electric Company The United Illuminating Company

Citizens Utilities Company

Public Service Company of New Hampshire Central Main Power Company Bangor Hydro-Electric Company Boston Edison Company
Fitchburg Gas and Electric Light Depart-City of Holyoke Gas & Electric Department Hudson Light and Power Department

Newport Electric Corporation Taunton Municipal Lighting Plant (effective January 1, 1974)

APPENDIX II

SYSTEMS TO GENERATE FOR AND TRANSMIT ENERGY TO NEPOOL PARTICIPASTN

Appalachian Power Co. 40 Franklin Road, SW Roanoke, Va. 24009 Carolina Power & Light Co. 336 Fayetteville Str. Raleigh, N.C. 27602

Central Illinois Light Co. 300 Liberty Street Peoria, Illinois 61602 Central Illinois Public Service 607 East Adams St. Springfield, Ill. 62701 Cincinnati Gas & Electric Co. 139 East Fourth Street Cincinnati, Ohio 45202 Cleveland Electric Illuminating Co. 55 Public Square Cleveland, Ohio 44101 Columbus & Southern Ohio Electric Co. 215 North Front Street Columbus, Ohio 43215 The Dayton Power & Light Co. 25 North Main Street Dayton, Ohio 45401 Detroit Edison Co. 2000 Second Avenue Detroit, Mich. 48226 Duke Power Company 422 South Church Street Charlotte, N.C. 28201 Duquesne Light Co. 435 Sixth Avenue Pittsburgh, Pa. 15219 Electric Energy, Inc. P.O. Box 165. Joppa, Ill. 62953 Illinois Power Co. 500 South 27th Street Decatur, Ill. 62525 Indiana-Kentucky Electric Corp. P.O. Box 468 Piketon, Ohio 45661 Commonwealth Edison Co. P.O. Box 767 Chicago, Ill. 60690 Consumers Power Co. 212 W. Michigan Ave. Jackson, Mich. 49201 Kentucky Utilities Co. 120 South Limestone Lexington, Ky. 40507 Louisville Gas & Electric Co. 311 W. Chestnut St. Louisville, Ky. 40201 Madison Gas & Electric Co. 100 No. Fairchild Street Madison, Wisc. 53701 Metropolitan Edison Co. P.O. Box 542 Reading, Pa. 19603 Michigan Power Co. 100 S. Main Street Three Rivers, Mich. 49093 Indiana & Michigan Electric Co. 2101 Spy Run Avenue Fort Wayne, Ind. 46801 Indianapolis Power & Light Co. 25 Monument Circle Indianapolis, Ind. 46206 Monongahela Power Co. 1310 Fairmont Avenue Fairmont, W. Va. 26554 Northern Indiana Public Service Co. 5265 Hohman Avenue Hammond, Ind. 46325 Ohio Valley Electric Corp., P.O. Box 468, Piketon, Ohio 45661 Pennsylvania Electric Co. 1001 Broad Street Johnstown, Pa. 15907 Pennsylvania Power Co. 1 E. Washington St.

New Castle, Pa. 16103

APPENDIX III

SYSTEMS TO TRANSMIT ENERGY TO NEPOOL PARTICIPANTS

Atlantic City Electric Co. 1600 Pacific Avenue Atlantic City, N.J. 08404 Baltimore Gas & Electric Co. Gas & Electric Building Baltimore, Md. 21203 Delmarva Power & Light Co. 800 King Street Wilmington, Del. 19899 Jersey Central Power & Light Co. New Jersey Power & Light Co. Madison Ave. at Punch Bowl Rd. Morristown, N.J. 07960 Philadelphia Electric Co. 2301 Market Street Philadelphia, Pa. 19101 Potomac Electric Power Co. Thomas Edison Building 1900 Pennsylvania Avenue Washington, D.C. 20006 Public Service Electric & Gas Co. 80 Park Place Newark, N.J. 07101 Consolidated Edison Co. of N.Y., Inc. 4 Irving Place New York, N.Y. 10003 Central Hudson Gas & Electric Corp. 284 South Avenue Poughkeepsie, N.Y. 12602 Long Island Lighting Co. 250 Old Country Road Mineola, New York 11501 New York State Electric & Gas Corp. 4500 Vestal Parkway East Binghamton, N.Y. 13902 Niagara Mohawk Power Corp. 300 Erie Blvd. W. Syracuse, N.Y. 13202 Orange & Rockland Utilities, Inc. 75 West Route 59 Spring Valley, N.Y. 10977 Rochester Gas & Electric Corp. 89 East Avenue Rochester, N.Y. 14649 Pennsylvania Power & Light Co. 901 Hamilton St Allentown, Pa. 18101 Ohio Edison Co. 47 North Main Street Akron, Ohio 44308 Ohio Power Co. 301 Cleveland Ave., SW Canton, Ohio 44702 The Potomac Edison Co. Downsville Pike Hagerstown, Md. 21740 Public Service Company of Indiana, Inc. 1000 East Main Street Plainfield, Ind. 46168 South Carolina Electric & Gas Co. P.O. Box 764 Columbia, S.C. 29218 Virginia Electric and Power Co.

700 East Franklin Street

Richmond, Va. 23261

West Penn Power Co.

Greensburg, Pa. 15601

Carter Ave. at 15th St.

Wisconsin Electric Power Co.

[FR Doc.74-1660 Filed 1-18-74;8:45 am]

231 West Michigan Street

Milwaukee, Wisc. 53201

Kentucky Power Co.

Ashland, Ky. 41101

Toledo Edison Co.

300 Madison Avenue

Toledo, Ohio 43652

Cabin Hill

[Docket No. E-8572]

NORTHEAST UTILITIES

Notice of Cancellation of Purchase Agreement

JANUARY 11, 1974.

Take notice that Northeast Utilities on December 31, 1973, tendered for filing a notice of cancellation for a Purchase Agreement with the Public Service Company of New Hampshire. According to the Company, this agreement included the Cos Cobb, South Meadow, and Silver Lake Gas Turbine Units.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 21, 1974. 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 for public inspection.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1627 Filed 1-18-74;8:45 am]

[Docket No. E-8580]

NORTHEAST UTILITIES

Notice of Filing of Purchase Agreement

JANUARY 11, 1974.

Take notice that Northeast Utilities on January 3, 1974, tendered for filing a purchase agreement between Northeast Utilities (The Connecticut Light and Power Company, the Hartford Electric Light Company, and Western Massachusetts Electric Company) and the Public Service Company of New Hamp-shire (PSCHN). The agreement provides for the sale of specified percentages of capacity and energy from eleven gas turbine generating units for the period of October 1, 1973, to October 31, 1973. In order to supply PSCHN with needed capacity, Northeast Utilities requests that the Commission waive the thirtyday notice period and permit the rate schedule filed herewith to become effective on October 1, 1973. According to the Company, copies of the service agreement have been sent to the above-named parties.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 25, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any

person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB. Secretary.

[FR Doc.74-1646 Filed 1-18-74;8:45 am]

[Docket No. E-8252]

NORTHERN STATES POWER CO.

Notice of Further Extension of Time and Postponement of Prehearing Conference and Hearing

JANUARY 11, 1974.

On January 4, 1974, Staff Counsel filed a motion for a further extension of the procedural dates fixed by notice issued November 7, 1973. The motion states that all parties concur in the motion.

Upon consideration, notice is hereby given that the procedural dates are further modified as follows:

Service of Testimony and Exhibits by Staff, February 1, 1974.

Service of Testimony and Exhibits by Interveners, February 15, 1974.

Service of Rebuttal Evidence by Company, March 1, 1974.

Prehearing Conference, March 12, 1974 (10:00 a.m., E.d.t.). Hearing, March 13, 1974 (10:00 a.m.,

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1652 Filed 1-18-74;8:45 am]

[Docket No. RP74-49]

NORTHWEST PIPELINE CORP. Notice of Extension of Time

JANUARY 11, 1974.

On January 10, 1974, Cascade Natural Gas Corporation filed a motion for an extension of time within which to file petitions to intervene as provided for by notice issued January 4, 1974, in the above-designated matter. The motion states that several distributors in the Pacific Northwest concur in the motion. The motion also states that Pacific Northwest has no objection to the request.

Upon consideration, notice is hereby given that the time is extended to and including January 18, 1974, within which protests or petitions to intervene may be filed in the above matter.

> MARY B. KIDD, Acting Secretary.

[FR Doc.74-1628 Filed 1-18-74;8:45 am]

[Docket No. RP73-111]

PACIFIC GAS TRANSMISSION CO.

Notice of Further Extension of Time and Postponement of Prehearing Conference and Hearing

JANUARY 11, 1974.

On January 3, 1974, Staff Counsel filed a motion for leave to file additional testimony and to change the procedural dates fixed by notice issued November 21, 1973. The motion states that no party objects to this motion.

Upon consideration, notice is hereby given that staff is permitted to file additional supplemental testimony and the procedural dates are modified accordingly:

Staff Service Date, January 22, 1974. Service of Exhibits and Testimony by PGT, February 20, 1974.

Prehearing Conference, March 13, 1974 (10:00 a.m., E.d.t.). Hearing, Commences upon the conclusion of the Prehearing Conference.

KENNETH F. PLUMB. Secretary.

[FR Doc.74-1634 Filed 1-18-74;8:45 am]

[Docket No. E-7317]

PENNSYLVANIA POWER CO.

Notice of Extension of Time and Postponement of Hearing

JANUARY 11, 1974.

On November 26, 1973, Pennsylvania Power Company filed a motion for an extension of the procedural dates fixed by order issued November 12, 1973, in the above-designated matter. The motion states that neither Ellwood City nor Staff Counsel has any objection to the motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Cases-In-Chief by Company and

Ellwood City, January 30, 1974. Service of Rebuttal Evidence by Company and Ellwood City, February 20, 1974. Hearing, March 19, 1974 (10:00 a.m., E.d.t.).

> MARY B. KIDD. Acting Secretary.

[FR Doc.74-1642 Filed 1-18-74;8:45 am]

[Rate Schedule Nos. 132, et al.]

SHELL OIL CO., ET AL. **Notice of Rate Change Filings**

JANUARY 11, 1974.

Take notice that the producers listed in the Appendix attached below have filed proposed increased rates to the applicable area new gas ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 639, issued December 12, 1972.

The information relevant to each of these sales is listed in the Appendix.

Any person desiring to be heard or to make any protest with reference to said filings should on or before January 29, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any party wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

> KENNETH F PLUMB. Secretary.

APPENDIX

Filing date	Producer	Rate schedule No.	Buyer	Area
Dec. 18, 1973.	Shell Oil Co., I Shell Plaza, P.O. Box 2463, Houston, Tex. 77001.	132	Tennessee Gas Pipeline Co.	Texas Gulf Coast.
Do	P.O. Box 2511, Houston, Tex.	2	United Gas Pipe Line Co	Do.
Do		78 93	do	Other Southwest.
Do	do		United Gas Pipe Line Co	Do.
Dec. 20, 1973.	The California Company, a divi- sion of Chevron Oil Co., 1111 Tulane Ave., New Orleans, La. 70112.	53	Tennessee Gas Pipeline Co.	Texas Gulf Coast.
Dec. 27, 1973.	Champlin Petroleum Co., P.O. Box 9365, Fort Worth, Tex. 76107.	7	do	Do.
Dec. 7, 1973.	Continental Oil Co., P.O. Box 2197, Houston, Tex. 77001.	76	Transcontinental Gas Pipe Line Corp.	Do.

[FR Doc.74-1650 Filed 1-18-74;8:45 am]

[Docket No. RP74-53]

SOUTHERN NATURAL GAS CO. Notice of Proposed Changes in FPC Gas Tariff

JANUARY 11, 1974.

Take notice that Southern Natural Gas Company (SNG), on December 26, 1973, tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 3. SNG asserts that the proposed changes would increase revenues from a field sale to United Gas Pipe Line Company under SNG's Rate Schedule F-14 by \$2,127 based on an estimated sales volume for the twelve-month period succeeding the proposed effective date of January 1, 1974

According to SNG, this filing is being made pursuant to § 154.94 and is consistent with SNG's gas sales contract provisions to reflect reimbursements for increases in the severance tax rate as a result of the State of Louisiana enacting an increase in its severance tax to 7.0 cents per Mcf of gas effective January 1, 1974. The contract provisions concern sales in West Bryceland Field, Bierrville Parish, Louisiana.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. 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 the application are on file with the Commission and are available for public inspection.

> KENNETH F. PLUMB. Secretary.

[FR Doc.74-1648 Filed 1-18-74;8:45 am]

[Docket No. RP74-51]

SOUTHWEST GAS CORP. **Notice of Changes in Rates**

JANUARY 11, 1974.

Take notice that Southwest Gas Corporation (Southwest) on December 27,

1973, tendered for filing proposed changes in rates for Southwest's FPC Gas Tariff. Original Volume No. 1. The filing includes Sixth Revised Sheet No. 3A constituting Original PGA and Seventh Revised Sheet No. 10A constituting cancellation of Rate Schedule No. 1-3. This new rate would increase Southwest's revenue by \$356,057 and would affect the Sierra Pacific Power Company and the California-Pacific Utilities Company. The proposed effective date for the revised tariff sheets is January 31, 1974. According to the Company, service has been made upon the appropriate distributor customers and the state regulatory commissions of Nevada and California.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 21, 1974. 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.74-1635 Filed 1-18-74;8:45 am]

[Docket No. RP74-41]

TEXAS EASTERN TRANSMISSION CORP.

Order Accepting for Filing and Suspending Proposed Rate Increase, Permitting Interventions and Providing for Hearing

JANUARY 14, 1974.

On November 30, 1973, Texas Eastern Transmission Corporation (Texas Eastern) tendered for filing a Fourth Revised Volume No. 1 and revised tariff sheets 1 to Original Volume No. 2 of its FPC Gas Tariff. The proposed changes

¹ First Revised Sheet Nos. 231, 237, 319, 320, 324, 325, 326, 327 and 329; Fifth Revised Sheet No. 241; Ninth Revised Sheet Nos. 232 and 235; and Tenth Revised Sheet No. 322.

would increase revenues from jurisdictional sales and service by approximately \$109,600,000 based on the 12 months ended July 31, 1973 as adjusted. In addition, contained in the filing are procedures to track research and development expenditures. Furthermore, Texas Eastern has included in the November 3, 1973 filing a change from a pressure base of 15.025 psia to a pressure base of 14.73 psia. Finally, Texas Eastern proposes to convert from a volumetric (Mcf) to an energy (dekatherm) basis for sales and billing purposes. The proposed effective date is January 14, 1974.

Texas Eastern states that the principal reasons for the proposed rate increase are: (1) Increased costs of labor, material and supplies, expenses and plant facilities; (2) the need for an increased rate of return of 9.50 percent; (3) the need for an overall rate of depreciation of 5.5 percent; and (4) increased taxes.

Texas Eastern's filing of November 30, 1973 was noticed on December 10, 1973, with letters of protest and petitions to intervene due on or before December 26, 1973. Numerous petitions to intervene or notices of intervention have been filed.³

Our Review of the filing indicates that it raises certain issues which may require development in an evidentiary hearing. The proposed increases in rates and charges have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or preferential or otherwise unlawful. We shall therefore order a suspension of the rates proposed herein for the full statutory period.

The Commission finds. (1) The proposed changes in Texas Eastern's FPC Gas Tariff should be accepted for filing and suspended as hereinafter ordered.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in Texas Eastern's FPC Gas Tariff, as proposed to be amented in this docket.

(3) Good cause exists to permit the intervention of the above petitioners for intervention.

(4) The disposition of this proceeding should be expedited in accordance with the procedure set forth below.

The Commission orders. (A) Texas Eastern's November 30, 1973 filing of a Fourth Revised Volume No. 1 and revised tariff sheets to Original Volume No. 2 of its FPC Gas Tariff is hereby accepted for filing and suspended as hereinafter ordered.

(B) Pending a hearing and a decision thereon, Texas Eastern's filing of November 30, 1973, is suspended for the full statutory period and the use thereof deferred until June 14, 1974, or until such time as they are made effective in the manner provided in the Natural Gas Act.

(C) Pursuant to authority of the Natural Gas Act, particularly Sections 4 and 5 thereof, the Commission's rules and

regulations (18 CFR, Chapter I), a public hearing shall be held, commencing with a prehearing conference on June 4, 1974 at 10:00 a.m., e.s.t., in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, concerning the lawfulness and reasonableness of the rates and charges in Texas Eastern's FPC Gas Tariff, as proposed to be amended in its filing of November 30, 1973.

(D) At a prehearing conference on June 4, 1974, Texas Eastern's prepared testimony (Statement P) together with its entire rate filing shall be admitted to the record as its complete case-in-chief subject to the appropriate motions, if any, by the parties to the proceeding.

(E) On or before April 12, 1974, the Commission Staff shall serve its prepared testimony and exhibits. Any intervenor evidence will be filed on or before May 1, 1974. Any rebuttal evidence by Texas Eastern shall be served on or before May 17, 1974. The public hearing herein ordered shall convene on June 25, 1974 at 10:00 a.m., e.s.t.

(F) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in \$2.59 of the Commission's rules of practice and procedure.

(G) The above-named intervenors are hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission: Provided, however, That the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in their petition to intervene; and Provided, further, That the admission of such intervenors shall not be construed as recognitions that they or any of them might be aggrieved because of any order issued by the Commission in this proceeding.

(H) The Secretary shall cause prompt publication of this order in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB, Secretary.

APPENDIX A

Boston Gas Company, Bristol & Warren Gas Company, Brockton Gas Company, Cape Cod Gas Company, Commonwealth Gas Company, The Connecticut Gas Company, Connecticut Natural Gas Company, Fall River Gas Company, Hartford Electric Light Company, Town of Middleborough, Municipal Gas and Electric Department, New Bedford Gas & Edison Light Company, Newport Gas Light Company, North Attleboro Gas Company, City of Norwich, Department of Public Utilities, Orange and Rockland Utilities, Inc., Pequot Gas Company, Providence Gas Company, Southern Connecticut Gas Company, Tiverton Gas Company, New Jersey Natural Gas Company, Brooklyn Union Gas Company, Rhode Island Consumers' Council, Orange and Rockland Utilities, Inc., Tennessee Public Service Commission, Equitable Gas Company, Ad-

ministrator of General Services, Arkansas Louisiana Gas Company, Consolidated Edison Company of New York, Inc., Central Hudson Gas & Electric Company, The Municipal Defense Group, Algonquin Gas Transmission Company, United Cities Gas Company, Central Illinois Public Service Company, Elizabethtown Gas Company, Public Services Electric Gas and Electric Company, Consolidated Gas Supply Corporation, Columbia Gas of Ohio, Inc., Public Service Commission of the State of New York, Mississippi Valley Gas Company, Arkansas-Missouri Power Company, Associated Natural Gas Company, Missouri Utilities Company, Columbia Gas Transmission Company, Philadelphia Gas Works.

[FR Doc.74-1643 Filed 1-18-74;8:45 am]

[Docket No. RP72-64]

TEXAS GAS TRANSMISSION CORP.

Notice of Extension of Time and Postponement of Hearing

JANUARY 11, 1974.

On December 20, 1973, Texas Gas Transmission Corporation filed a motion for postponement of the procedural dates fixed by order issued August 3, 1973.

The motion states that Texas Gas and the interveners agreed at the settlement conference that the dates for answering testimony and the hearing should be postponed. The staff took no position with respect to the postponement.

Upon consideration, notice is hereby given that the procedural dates are modified as follows:

Answering Testimony, February 14, 1974. Hearing, March 5, 1974 (10:00 a.m., E.d.t.).

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1645 Filed 1-18-74;8:45 am]

· [Docket No. RP73-69]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Notice of Certification of Amended Settlement Agreement

JANUARY 11, 1974.

Take notice that on January 4, 1974, the Presiding Administrative Law Judge certified to the Commission a proposed amended settlement agreement in the above-entitled proceeding, together with a motion by Transco for approval of the settlement.

Any person wishing to do so may file comments concerning the proposed amended settlement agreement with the Commission on or before January 21, 1974, as provided by the Presiding Judge in his letter of certification.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1630 Filed 1-18-74:8:45 am]

[Docket No. RP73-35]

TRUNKLINE GAS CO. Notice of Change in Tariff

JANUARY 11, 1974.

Take notice that on December 14, 1973, Trunkline Gas Company (Trunk-

See Appendix A.

line) tendered for filing Ninth Revised Sheet No. 3-A to its FPC Gas Tariff, Original Volume No. 1. Trunkline states that the filing is in accordance with the provisions of Article V of the Stipula-tion and Agreement in Docket No. RP72-23, et al., approved by the Commission's Order of April 11, 1972, and pursuant to section 18 of the General Terms and Conditions of Trunkline's FPC Gas Tariff. Original Volume No. 1. Trunkline submits that the foregoing tariff sheet reflects an increase of 1.01¢ per Mcf for advance payment tracking pursuant to the above mentioned Article V and also reflects an increase in the current cost of gas and recovery of amounts in the deferred purchase gas account pursuant to section 18 of the General Terms and Conditions of Trunkline's FPC Gas Tariff, Original Volume No. 1. An effective date of February 1, 1974, is pro-

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before January 22, 1974. 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 for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1629 Filed 1-18-74;8:45 am]

[Docket No. RP74-35]

UNITED NATURAL GAS CO. Notice of Proposed PGA Rate Adjustment

JANUARY 11, 1974.

Take notice that on December 24, 1973, United Natural Gas Company (United), tendered for filing as part of its FPC Gas Tariff, Original Volume No. 1, First Revised Sheet No. 3-A to be effective January 1, 1974. United requests waiver of any Commission Rules and Regulations required to permit such an effective date.

United states that the sole purpose of this revised tariff sheet is to adjust United's rates pursuant to the PGA provision in section 16 of the General Terms and Conditions approved by the Commission's Order issued December 10, 1973, in Docket No. RP74-35. United further states that such tariff sheet reflects a total adjustment in United's rates of 7.35 cents per Mcf, and that the PGA provides for recovery of increased costs of gas purchased of \$3,388,688 annually.

It is stated that copies of the filing have been mailed to all of its jurisdic-

tional customers and affected state regulatory commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10).

All such petitions or protests should be filed on or before January 21, 1974. 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.74-1633 Filed 1-18-74;8:45 am]

[Docket No. RP74-35]

UNITED NATURAL GAS CO. Notice of Compliance Filing

JANUARY 11, 1974.

Take notice that on December 20, 1973 United Natural Gas Company (United Natural) filed, pursuant to a Commission Order in this proceeding dated December 10, 1973, the following tariff sheets to FPC Gas Tariff, Original Volume No. 1:

Substitute Original Sheet No. 3-A Third Revised Sheet No. 16-A First Revised Sheet No. 16-B

United Natural states that Sheet Nos. 3-A and 16-B are issued in compliance with ordering paragraph A of the cited order and Sheet No. 16-A is issued to conform the "Base Cost of Gas" consistent with the revision at Sheet No. 3-A.

It is stated that service was made on all parties on the "List of Purchasers and State Commissions" contained in the original filing.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 22, 1974. 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.74-1632 Filed 1-18-74;8:45 am]

[Docket No. RP73-94]

VALLEY GAS TRANSMISSION, INC.

Order Accepting for Filing and Suspending PGA Rate Filing, Providing for Hearing Procedures and Granting a Waiver of Notice Requirements

JANUARY 11, 1974.

On November 16, 1973, as completed on December 14, 1973, Valley Gas Transmission, Inc. (Valley Gas) tendered for filing a purchased gas rate increase for sales to its three pipeline customers under Rate Schedules 1, 2, 5, and 8 which will result in an increase in annual revenues of \$371,005 for sales to Tennessee Gas Pipeline Company (Tennessee); \$47,785 for sales to United Gas Corporation, Valley Gas requested an effective date of January 1, 1974, for the filing. Notice of the filing was issued on December 26, 1973.

The revised rates reflect (1) increased rates by suppliers and the purchase of additional high priced gas supply; (2) the transfer of a portion of a segregated gas supply from one customer of Valley Gas, Iroquois Gas Corporation, to another, Tennessee Gas Pipeline Company and; (3) a surcharge to recover the balange of unrecovered purchased gas costs in Account 191.

Our review of Valley Gas' PGA rate filing indicates that it may be unjust and unreasonable in that it contains a producer contract made pursuant to Order No. 491 with a rate of 73.3¢ per Mcf under an emergency sales contract executed pursuant to Order No. 491. Moreover, the shifting of a portion of gas supply from one customer of Valley Gas, Iroquois Gas Corporation, to another, Tennessee Gas Pipeline Company, may be inconsistent with reserves dedications under Valley Gas' outstanding certificate authorizations and therefore contrary to the public convenience and necessity.

Moreover, since the filing was not completed until December 14, 1973, we shall assign that date as the filing date for Valley Gas' filing, but shall grant waiver of our notice requirements to permit such filing to take effect on January 2, 1974, subject to refund.

The Commission finds. (1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in Valley Gas' filing as well as the consistency of the filing with the public convenience and necessity, and that such filing be accepted for filing and suspended as hereinafter provided.

(2) Good cause exists to grant waiver of the requirements of § 154.38 (d) (4) (v) of the Commission's regulations.

The Commission orders. (A) Pursuant to authority of the Natural Gas Act, particularly sections 4, 5, 7 and 15 thereof, the Commission's rules and regulations (18 CFR, Chapter 1), a prehearing conference shall be held pursuant

to § 1.18 of the Commission's rules of practice and procedure on April 23, 1974, at 10:00 a.m. E.s.t., in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426. A hearing for purposes of cross-examination concerning the lawfulness and reasonableness of the rate and charges in Valley Gas' filing, as well as the consistency of the filing with the public convenience and necessity, shall commence immediately following the prehearing conference.

(B) On or before February 12, 1974, Valley Gas shall file and serve upon all parties its prepared testimony and exhibits as its direct case in this proceed-

ing.

(C) On or before March 12, 1974, the Commission Staff shall serve its prepared testimony and exhibits. Any intervenor evidence will be filed on or before March 26, 1974. Any rebuttal evidence by Valley Gas shall be served on or before April 9, 1974.

(D) Pending hearing and a final decision in this proceeding, Valley Gas' proposed filing is accepted for filing, suspended for one (1) day and the use thereof deferred until January 2, 1974.

(E) For good cause shown, the notice requirements of § 154.38(d) (4) (v) of the Commission's regulations are hereby

waived

(F) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding, shall prescribe relevant procedural matters not herein provided, and shall control the proceeding in accordance with the policies expressed in the Commission's rules of practice and procedure.

(G) The Secretary of the Commission shall cause prompt publication of this

order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

MARY B. KIDD, Acting Secretary.

[FR Doc.74-1640 Filed 1-18-74;8:45 am]

[Docket No. ID-1713]

W. W. HANCOCK, JR.

Notice of Application

JANUARY 11, 1974.

Take notice that on January 2, 1974, W. W. Hancock, Jr. (Applicant), filed an initial application pursuant to Section 305(b) of the Federal Power Act seeking authority to hold the following positions:

Vice President and Secretary, Louisville Gas and Electric Company, Public Utility.

Vice President and Secretary, Ohio Valley Transmission Corporation, Public Utility.

Louisville Gas and Electric Company is an operating public utility engaged in the generation, transmission, distribution and sale of electricity and the distribution and sale of natural gas in Louisville and surrounding territory in Kentucky.

Ohio Valley Transmission Corporation is a subsidiary of Louisville Gas and Electric Company and owns and operates Indiana properties necessary in its parent's system operations but does not serve any ultimate consumer.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 31, 1974, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests to intervene in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10).

All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1649 Filed 1-18-74;8:45 am]

[Docket No. E-8575]

WESTERN MASSACHUSETTS ELECTRIC

Notice of Filing of Purchase Agreement

JANUARY 11, 1974.

Take notice that Western Massachusetts Electric Company (Western) on January 3, 1974, tendered for filing a purchase agreement with Montaup Electric Company (Montaup). The agreement provides for the sale of specified percentages of capacity and energy from Western's Woodland Gas Turbine to Montaup for the period from November 1, 1973, to April 30, 1974, together with related transmission service. In order to supply Montaup with urgently needed capacity, Western requests that the Commission waive the thirty-day notice period and permit the rate schedule filed herewith to become effective as of November 1, 1973. According to the Company, a copy of the agreement has been sent to the Montaup.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the

Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before January 25, 1974. 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 for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1637 Filed 1-18-74;8:45 am]

[Docket No. RI74-119]

BELCO PETROLEUM CORP.

Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

JANUARY 9, 1974.

Respondent has filed a proposed change in rate and charge for the jurisdictional sale of natural gas, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise

unlawful.

The Commission finds. It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders. (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining therefor [18 CFR, Chapter I], and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column. This supplement shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Respondent shall comply with the refunding procedure required by the Natural Gas Act and \$ 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period, whichever is

By the Commission.

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KENNETH F. PLUMB, Secretary.

APPENDIX A

Docket No.	Respondent	Rate Sup- sched- ple- ule ment No. No.		Purchaser and producing area	Amount Date of filing annual tendered increase	Effective date	Date suspended	Cents per Mcf*		Rate in effect sub-	
			ment				unless suspended	until—	Rate in effect	Proposed increased rate	- ject to refund in Docket No.
RI74-119	Beleo Petroleum Corp	4	10	Mountain Fuel Supply Co. (Big Piney Field, Sublette and Lin- coln Counties, Wyo.) (Rocky Mountain Area).	\$18,000	12-10-73		6-10-74	1 24. 74	# 25. 74	

^{*}Unless otherwise stated, the pressure base is 15.025 p.s.i.a.
Inclusive of tax and subject to B.t.u. adjustment.

For gas from wells completed after June 7, 1972.

APPENDIX A

The proposed rate increase exceeds the applicable area ceiling rate established by Opinion No. 658 and is suspended for five months. In addition, Belco shall submit within 45 days of the issuance of this order an amendatory agreement or letter agreement clarifying the fact that it is the intent of the parties under the amendatory agreement of June 7, 1972, that the rate determined under the area rate clause in that agreement is subject to the periodic escalations contained elsewhere in such agreement.1

[FR Doc.74-1605 Filed 1-18-74;8:45 am]

[Docket No. E-8574]

CENTRAL HUDSON GAS & ELECTRIC CORF.

Notice of Rate Filing

JANUARY 11, 1974.

Take notice that Central Hudson Gas and Electric Corporation (Central Hudson), on January 2, 1974, tendered for filing as a rate schedule an executed agreement dated December 7, 1973 between Central Hudson and New York Electric and Gas Corporation (NYSEG). According to Central Hudson, the proposed rate schedule provides for continued transmission of electricity by Central Hudson for distribution by NYSEG in its Walden District and for installation by Central Hudson of substation and transmission facilities to provide increased capacity and reliability for the Walden District.

Central Hudson states that the rate schedule provides for monthly payments by NYSEG during the initial five year term of the agreement of \$8,194 consisting of (a) one-half the savings resulting from joint use of existing Central Hud-son facilities. (b) Central Hudson's expenses incurred to provide the subject service and (c) fixed charges, including an 8.3 percent rate of return, and operation and maintenance expense related to the new facilities installed by Central Hudson.

Central Hudson requests waiver of the notice requirements of § 35.3 of the Commission's regulations so that the pro-

1 Mountain Fuel, the buyer, has advised that it agrees with Belco's contention that the periodic escalations do apply to the area

posed rate schedule can be made effective as of August 1, 1973 in accordance with the terms thereof. In support of its requested waiver of the notice period, Central Hudson states that the proposed rate schedule was not finalized and executed until December 14, 1973, but that facilities provided thereunder were constructed by Central Hudson and placed in service on August 1, 1973. Accordingly, Central Hudson states, if waiver is not granted it will be uncompensated for costs already incurred pursuant to the terms of the proposed rate schedule.

Central Hudson states that a copy of its filing was served on NYSEG.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. 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.74-1612 Filed 1-18-74;8:45 am]

[Docket No. CI74-364]

CHARLES A. BARTON, SR., ET AL. Notice of Application

JANUARY 15, 1974.

Take notice that on January 2, 1974, Charles A. Barton, Sr., et al. (Applicants), c/o Lawrence E. Donohoe, Jr., Esquire, Davidson, Meaux, Onebane, Donohoe, Bernard, Torian & Diaz, P.O. Drawer 3507, Lafayette, Louisiana 70501, filed in Docket No. CI74-364 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Trunkline Gas Company from the Fields Field Area, Beauregard Parish, Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicants propose to sell approximately 30,000 Mcf of gas per month for one year at 45.0 cents per Mcf at 15.025 psia, subject to downward Btu adjustment, within the contemplation of § 2.70 of the Commission's General Policy and Interpretations (18 CFR 2.70).

Any person desiring to be heard or to make any protest with reference to said application should on or before February 1, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed. or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

> KENNETH F. PLUMB. Secretary.

[FR Doc.74-1698 Filed 1-18-74;8:45 am]

[Docket No. CP74-1791

CITIES SERVICE GAS CO.

Notice of Application-

JANUARY 15, 1974.

Take notice that on December 31, 1973, Cities Service Gas Company (Appli-

cant), P.O. Box 25128, Oklahoma City, Oklahoma 73125, filed in Docket No. CP74-179 an application pursuant to sections 7(e) and 7(b) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain facilities and permission and approval to abandon certain facilities and service on its transmission system, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes the following:

(1) To install and operate one 660 horsepower compressor unit at its proposed South Ulysses "E" Compressor Station in Morton County, Kansas;

(2) To construct and operate approximately 7.78 miles of 4, 6 and 12-inch pipeline and related appurtenant facilities in Morton, Stevens, Stanton and Grant Counties, Kansas;

(3) To install and operate two 660 horsepower compressor units at its proposed North Sublette Compressor Station

in Finney County, Kansas;

(4) To construct and operate approximately 20.9 miles of 12-inch gas pipeline and related appurtenant facilities in Finney and Haskell Counties, Kansas:

- (5) To abandon by reclaim approximately 1.94 miles of 20-inch gas pipeline and abandon in place approximately 1.94 miles of 20-inch gas pipeline in the Pampa 20-inch pipeline, Gray County, Texas:
- (6) To abandon in place approximately 2.93 miles of 6-inch gas pipeline in the Chase Finger Lateral, Rice County, Kansas:
- (7) To abandon in place approximately 3.50 miles of 8-inch gas pipeline and construct approximately 3.50 miles of 6-inch pipeline in the Valley Falls System, Jefferson County, Kansas;

(8) To abandon in place approximately 1.94 miles of 8-inch gas pipeline and construct approximately 1.94 miles of 6-inch pipeline in the Valley Falls System,

Jefferson County, Kansas;

(9) To abandon in place approximately 2.0 miles of 6-inch gas pipeline and construct approximately 2.0 miles of 4-inch gas pipeline in the Teter 6-inch pipeline, Greenwood County, Kansas;

(10) To construct approximately 2.50 miles of 6-inch gas pipeline and regulating facilities in the Chanute 6-inch pipeline, Wilson and Neosho Counties, Kansas:

(11) To abandon by reclaim approximately 31.91 miles of 18-inch gas pipeline in the Bigheart 18-inch pipeline, Osage and Washington Counties, Oklahoma:

(12) To abandon by reclaim approximately 0.86 mile of 6-inch gas pipeline and regulating facilities in the Dewey 6-inch pipeline, Washington County, Oklahoma:

- (13) To construct approximately 15.0 miles of 12-inch gas pipeline in the Bartlesville 12-inch pipeline, Osage County, Oklahoma:
- (14) To construct approximately 5.0 miles of 6-inch gas pipeline and regulating facilities in the Dewey 6-inch

pipeline, Washington County, Oklahoma;

(15) To construct approximately 3.0 miles of 3-inch gas pipeline in the Copan 3-inch pipeline, Washington County, Oklahoma;

(16) To abandon in place approximately 13.40 miles of 2, 3, 4, 6, and 10-inch gas pipeline, abandon by reclaim measuring facilities and construct approximately 10.41 miles of 2, 3, 4, and 6-inch gas pipeline in the Commerce Pipeline System, Ottawa County, Oklahoma, and Cherokee County, Kansas;

(17) To construct approximately 6.16 miles of 20-inch gas pipeline and related appurtenant facilities paralleling and looping its existing Springfield 16-inch pipeline in Newton County, Missouri; (18) To abandon by reclaim approxi-

(18) To abandon by reclaim approximately 0.10 mile of 4-inch gas pipeline and measuring facilities for Kerr-McGee Corporation, Pawnee County, Oklahoma;

(19) To abandon by reclaim measuring and regulating facilities for Arkansas Louisiana Gas Company, Kay County, Oklahoma;

(20) To abandon by reclaim approximately 0.3 mile of 6-inch gas pipeline and regulating facilities for Dewey Portland Cement Company, Washington County, Oklahoma:

(21) To abandon by reclaim approximately 0.57 mile of 16-inch gas pipeline and measuring facilities for Skelly Oil Company, Butler County, Kansas;

(22) To abandon by reclaim measuring facilities for the Vickers Refining Company, Inc., Butler County, Kansas; and

(23) To abandon in place approximately 0.6 mile of 2, 6, and 8-inch gas pipeline and abandon by reclaim measuring facilities for Mobil Oil Corporation and Eureka Tool Company, Butler County, Kansas.

Applicant states that the facilities which it proposes to construct and operate will enhance its ability to meet its customers' demands for natural gas under peak day and summer day conditions, enhance the dependability and efficiency of strategic operations on its system, permit operational flexibility and create needed reserve capacity. Applicant also states that the facilities which it proposes to abandon are deteriorated, operationally obsolete and can no longer be economically operated and maintained.

Applicant seeks authority to discontinue gas deliveries to The Gas Service Company for resale to eighteen domestic consumers scattered along certain portions of its Bigheart and Commerce systems which it proposes to abandon. Service would be terminated sixty days after the date of the Commission order approving the requested abandonments. Applicant proposes to reimburse each of the domestic consumers \$300 which Applicant states should cover their costs of converting to LPG.

The application shows the total estimated cost of the proposed facilities is \$3,803,300, which will be paid from treasury cash. The total estimated cost of the reclaim of the proposed facilities is

\$341,760, with an estimated salvage value of \$373,910.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 1, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1687 Filed 1-18-74;8:45 am]

[Docket No. E-8579]

COLUMBUS AND SOUTHERN OHIO ELECTRIC CO.

Notice of Filing of Rate Schedule

JANUARY 15, 1974.

Take notice that on January 3, 1974. Columbus and Southern Ohio Electric Company (Company) tendered for filing a new rate schedule to supersede provisions of Federal Power Commission Rate Schedule No. 21 which Company states terminated by its own terms on December 31, 1973. According to Company, the new rate schedule is a new Wholesale Electric Power Contract between Company and the City of Columbus, Ohio.

Company asserts that because it was required to bid for the contract with the City of Columbus and was uncertain as to the acceptance of its bid, it was unable to file earlier; and therefore Company requests waiver of the requirements of § 35.13(b) (5) of the Commission reg-

ulations and requests a retroactive effective date of January 1, 1974, for the new rate schedule. Company states that the new rate schedule contains the same provisions and conditions in regard to the City of Columbus' operation of its own generation system, in regard to additional delivery points and "Energy Demands", and in regard to "Requested Curtailment" as are contained in the aforementioned Federal Power Commission Rate Schedule No. 21, but that the new rate schedule provides for increases in the basic charge and excess energy charge to provide for the presently applicable fuel adjustment in the basic charge together with an additional increase to provide additional revenue to Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such peti-tions or protests should be filed on or before January 25, 1974. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1688 Filed 1-18-74;8:45 am]

[Docket No. RP72-157]

CONSOLIDATED GAS SUPPLY CORP. Notice of Proposed Changes in Gas Tariff

JANUARY 15, 1974.

Take notice that Consolidated Gas Supply Corporation (Consolidated), on December 19, 1973, tendered for filing proposed changes in its FPC Gas Tariff, First Revised Volume No. 1, pursuant to its PGA clause for rates to be effective February 1, 1974. Consolidated states that the proposed rate increase would generate \$4.2 million in additional jurisdictional revenues.

Consolidated states that the PGA filing was triggered by rate increases filed by Texas Gas Transmission Corporation (Texas Gas) and Texas Eastern Corporation (Texas Eastern) on December 17, 1973, for effectiveness February 1, 1974. Consolidated further states that it did not receive notice of the increases in sufficient time for itself to make a timely filing, therefore, Consolidated is requesting a waiver of the 45 day notice requirement contained in its PGA clause. Additionally, Consolidated is requesting a waiver of any other of the Commission's rules and regulations in order to permit the proposed rates to go into effect on February 1, 1974.

Consolidated states that copies of this filing were served upon its jurisdictional customers, as well as interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 28, 1974. 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 to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules. Persons presently parties to this proceeding need not file additional petitions to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB. Secretary.

[FR Doc.74-1703 Filed 1-18-74;8:45 am]

[Docket No. E-7172]

DEPARTMENT OF INTERIOR AND SOUTH-WESTERN POWER ADMINISTRATION

Notice of Request for Approval of Rates and Charges

JANUARY 15, 1974.

Notice is hereby given that the Secretary of the Interior (Secretary), acting on behalf of Southwestern Power Administration (SWPA) and pursuant to section 5 of the Flood Control Act of 1944 (58 Stat. 887, 890), filed with the Federal Power Commission on December 27, 1973. a request in Docket No. E-7172 for confirmation and approval of Rate Schedule EE (Revised) which provides for an increase in SWPA's charges for the sale at wholesale of excess hydroelectric energy. The proposed rate schedule is designed to supersede SWPA's Rate Schedule EE which the Commission approved by order issued November 30, 1971 in this docket (46 FPC 1275) for the period ending not later than May 31, 1974. The Secretary seeks an order of the Commission approving the proposed rate schedule for the period beginning with the date of issuance of such order and ending May 31, 1974.

Excess hydroelectric energy is currently sold at wholesale by SWPA under its Rate Schedule EE for 1.5 mills per

Proposed Rate Schedule EE (Revised) is available generally in the States of Oklahoma, Kansas, Missouri, Arkansas, Louisiana and Texas to any wholesale power customer of SWPA who by contract may purchase excess energy and who will utilize it in lieu of that which would otherwise be (1) produced by generating units of the customer or (2) purchased from a source of power supply other than SWPA. The charge for excess energy sold by SWPA under the proposed rate schedule shall be equal to the greater

(a) 2 mills per Kwh; or

(b) An amount per Kwh equal to 85

percent of estimated savings in cost of fuel per Kwh of generation in customer's generating unit or units due to reduced operation; or

(c) An amount per Kwh equal to 85 percent of cost of energy available to customer and which would otherwise be purchased from a source of power supply other than SWPA.

Proposed Rate Schedule EE (Revised) is on file with the Commission and available for public inspection. Any person desiring to make comments or suggestions for the Commission's consideration with respect to said rate schedule should on or before January 25, 1974 submit the same in writing to the Federal Power Commission, Washington, D.C. 20426.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1702 Filed 1-18-74;8:45 am]

[Docket Nos. CI74-137, CI74-138 and CI74-1391

DIAMOND SHAMROCK CORP.

Order Granting Interventions, Consolidating Proceedings, and Fixing Date for Hearings

JANUARY 10, 1974.

Diamond Shamrock Corporation (Diamond) has filed an application pursuant. to section 7(c) of the Natural Gas Act, and pursuant to § 2.75° of the Commission's General Policy Statements, the new Optional Procedure for Certificating New Producer Sales of Natural Gas set forth in Order No. 455,3 (hereinafter § 2.75) for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce.

On August 21, 1973, Diamond filed three applications in Docket Nos. CI74-137, CI74-138, and CI74-139, for certification of the sale of natural gas to Trunkline Gas Company (Trunkline). The proposed sales would be from Diamond's interest in three leases in the federal domain in Offshore Southern Louisiana. viz. Block 338, East Cameron (South Addition) in Docket No. CI74-137 where Diamond has a 13.34 percent interest; Block 320, Vermilian (South Addition) in Docket No. CI74-138 where Diamond has a 11.00 percent interest; and Block 639, West Cameron (South Addition) in Docket No. CI74-139 where Diamond has a 13.34 percent interest.

Diamond filed contracts dated July 16, 1973, concurrently with the applications in the above-cited dockets. Diamond seeks a base rate of 45.0 cents per Mcf. annual price escalations of 1.0 cent per Mcf, reimbursement of 87.5 percent of any new or additional taxes, and upward and downward Btu adjustment where Btu content exceeds 1050 or falls below

¹ 15 U.S.C. 717, et seq. (1970). ² 18 CFR 2.75.

Statement Of Policy Relating To Optional Procedures For Certificating New Producer Sales of Natural Gas, Docket No. R-441, — F.P.C. (issued August 3, 1972), appeal pending sub nom. John E. Moss, et al. v. F.P.C., No. 72-1837 (D.C. Cir). 1000 Btu per cubic foot. The contract ex-

pires twenty years from the date of initial delivery. Diamond seeks pregranted authority to abandon at the end

of the contract term.

Diamond's applications were noticed on September 4, 1973, and the notice was published in the FEDERAL REGISTER on September 12, 1973 (38 FR 25220). Timely protests or petitions to intervene were due on or before Septemebr 24, 1973. Timely petitions were filed by Trunkline Gas Company and Public Service Commission of the State of New York. A late petition to intervene was filed by Consumers Power Company.

Since these applications involve similar questions of law and fact as to the reasonableness of the prices for which certification is sought, the Commission concludes that the ultimate disposition of the above-described proceedings would be best accomplished in a consolidated proceeding. The Commission shall. therefore, consolidate these dockets for hearing and disposition.

The Commission finds.

(1) It is necessary and in the public interest that the above-docketed proceedings be consolidated for hearing and decision.

(2) It is desirable and in the public interest to allow the above-named petitioners to intervene in these consolidated proceedings.

The Commission orders.

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 7, 14, 15, and 16 thereof, the Commission's Rules of Practice and Procedure, and the regulations under the Natural Gas Act (18 CFR, Ch. I), Docket Nos. CI74-137, CI74-138, and CI74-139 are consolidated for purposes of hearing and disposition.

(B) A public hearing on the issues presented by the proposals of the applicants herein shall be held commencing February 26, 1974, at 10:00 a.m. (E.d.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding pursuant to the Commission's Rules of Practice and Procedure.

(D) Applicants and all intervenors supporting the applications shall file their direct testimony and evidence on or before January 18, 1974. All testimony and evidence shall be served upon the Presiding Administrative Law Judge. the Commission Staff, and all other parties to these proceedings.

(E) The Commission Staff and all intervenors opposing the application shall file their direct testimony by February 8, 1974.

(F) All rebuttal testimony and evidence shall be served on or before February 20, 1974. All parties submitting rebuttal testimony and evidence shall serve such testimony and evidence upon the Presiding Administrative Law Judge,

the Commission Staff, and all other parties to these proceedings.

(G) The above-named petitioners are permitted to intervene in this proceeding subject to the rules and regulations of the Commission: Provided, however, That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; and Provided, further. That the admission of such interests shall not be construed as recognition by the Commission that they or any of them might be aggrieved be-cause of any order or orders of the Commission entered in this proceeding.

By the Commission.1

KENNETH F. PLUMB, [SEAL] Secretary.

[FR Doc.74-1604 Filed 1-18-74;8:45 am]

[Docket No. E-8573]

DUKE POWER CO.

Notice of Filing of Supplement to Rate Schedule

JANUARY 11, 1974.

Take notice that on December 26, 1973, Duke Power Company (Company) tendered for filing a supplement to the Company's Electric Power Contract with the City of Rock Hill, South Carolina. This contract is on file with the Commission and has been designated Duke Power Company Rate Schedule FPC 228.

The Company requests waiver of notice requirement as the Southeastern Power Administration (SEPA) reallocations were made to become effective on December 20, 1973, and the Company asserts that it received these reallocations as of December 13, 1973. With this filing the Company submits two documents reflecting the SEPA allocations. The Company states that no new facilities have been installed to provide the service described in the two documents.

In addition, the Company asserts requisite agreement of both parties to the filed supplement has been obtained.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. 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.74-1613 Filed 1-18-74;8:45 am]

EL PASO EASTERN CO., ET AL.

Order Granting in Part and Denying in Part Motion for Expedited Procedures, Denying Motion Setting Time for Submission of Comments on Draft Environmental Statement, and Denying Petition for Declaratory Order

JANUARY 15, 1974.

On December 28, 1973, several applicants in the above entitled proceeding filed a joint motion for expedited procedures which was supported by the balance of the Applicants 2 in a response filed January 3, 1974. In their motion Applicants requested that the date for issuance of the Draft Environmental Impact Statement (DEIS) in these proceedings be set for January 14, 1974; that the date for filing comments on the Statement be set for January 31, 1974; and that the time for answering its motion be reduced to 7 days. Staff answered Applicants' motion on January 9, 1974. stating that Applicants have failed to supply requested data essential to completion of the DEIS 3

By the Secretary's letter of October 30, 1973, Staff requested Transco Terminal Company (Terminal) to provide additional technical, environmental, and safety information. Staff requested cross sectional views of all proposed tanks and a detailed description of each component. Terminal's response of November 23, 1973, set forth three alternative proposals for LNG storage tank design. On December 27, 1973, by letter of the Secretary, the bid proposals, in the event a final bid had not been recorded were requested. In their answer of January 9, 1974, the Staff contends that the bid proposals have not been furnished. Staff maintains that NEPA requires a complete examination of the LNG storage tanks to be used. They imply that if a final design cannot be provided, at least the bid proposals would be necessary in order to evaluate the storage tanks in the alternative. In addition, the Staff notes that the reply to the October 30, 1973 letter was inadequate in that dredge spoil location and pollution content were not specified, specific emergency procedures were not set forth, safety features of the tank were not specified, and a detailed analysis of a total tank spill on land was not given.

Our past orders reflect our efforts to expedite this proceeding to the greatest extent possible, at the request of the Applicants. However, it is necessary for the Staff to prepare a full environmental

Eastern Company.

¹ Commissioner Moody's statement concurring, filed as part of original document,

¹ Transco Energy Company, Transco Terminal Company, Transcontinental Gas Pipe Line Corporation, Southern Energy Co., Southern Natural Gas Company, and Consolidated System LNG Co.

*El Paso Natural Gas Company, El Paso

In addition, answers in support of the motion were filed by El Paso Eastern Company, et al. and Brooklyn Union Gas Company on January 3 and 10, 1974, respectively. Thirty-three parties have intervened in this proceeding to date.

impact statement on the construction and operation of Terminal's proposed facilities in compliance with NEPA. The Staff maintains that such a statement cannot be issued without the data requested of Applicants, but that it will make every effort to issue a statement 30 days from receipt of the requested information. We shall direct Staff to issue its draft statement within the specified 30-day period. We recommend that, accordingly, Applicants perfect their filings within the shortest time possible.

By the Secretary's letter of Decem-7, 1973, Staff requested technical, environmental and safety information regarding Southern Energy Company's (Southern Energy) proposed facilities at Elba Island. This letter requested the Applicant to provide an environmental evaluation of the proposed facilities which would comply with § 2.82 of the Commission's rules of practice and procedure as amended by Order No. 415-C, issued December 18, 1972 in Docket No. R-398 and Order No. 485, issued June 7, 1973, in Docket No. R-473. In addition, the letter specified areas, inter alia, in which both the approved and proposed facilities should be evaluated together in order to indicate the incremental impact of the proposed facilities. The questions covered the areas of description of the proposed action, the existing environment, construction and operation of the facilities, and aesthetic impact. The Staff contends in their answer of January 9, 1974, that the requested information has not been adequately supplied. Staff maintains that such information even as it relates to previously authorized facilities 3 is necessary to fully evaluate the instant project environmentally in its context, as required by the National Environmental Policy Act of 1969.

On January 9, 1974, Southern Energy Company (Southern Energy) and Southern Natural Gas Company (Southern) filed a petition for a declaratory order which would direct the Staff to limit its inquiry concerning the environmental impact of facilities proposed in Docket Nos. CP73-272 and CP73-273 to be constructed on Elba Island. They request in such declaratory order that we limit the Staff inquiry to the environmental impact of only the proposed facilities in order to avoid delay in the issuance of a DEIS. As stated above, we have made every effort to expedite these hearings, at the repeated requests of Applicants. However, Staff has set forth in its answer of January 9, 1974, that it is necessary to evaluate the incremental impact of the proposed facilities together with those facilities authorized in Opinion No. 622.

We find that such examination is not a reevaluation of previously authorized facilities, but it is necessary in order to allow Staff to evaluate the proposed facilities in context in order to determine the incremental impact. However, to assist in the expedition of these proceeding, we are directing Staff within 15 days of the receipt of the requested information to inform Southern Energy if, in Staff's opinion, the construction and operation of the additional facilities on Elba Island would significantly affect the quality of the human environment and thus require the preparation of a Staff environmental impact statement. If such a statement is required, Staff will issue its draft environmental impact statement within 30 days of receipt of the requested information.

Staff has also expressed a willingness to discuss the data requests with Applicants on January 17, 1974, the date requested by Applicants for a "settlement conference," or sooner. Accordingly, we shall schedule a conference on the date requested for the purpose of exploring further means of expediting these proceedings in the environmental and all other areas.

In addition to the above-mentioned motions, El Paso Algeria Corporation filed on December 14, 1973, a motion to set the time for submission of comments on Staff's draft environmental impact statement at 20 days or less. We have found shortened time such as is requested in the joint motion to be insufficient from past experience in LNG importation cases, but shall shorten the comment period to 30 days subject to future motions for extensions of time.

The Commission finds.

 The joint motion to expedite procedures should be granted in part and denied in part.

(2) The motion to shorten time for comments to 20 days should be denied.

- (3) It is necessary and appropriate in the public interest to dispense with the 45 day time period for review and comment of the draft environmental statement and herewith shortens the period to 30 days to allow the Commission to make its decision in as expeditious a manner as possible as to the merits of this application to serve the public convenience and necessity.
- (4) The petition for declaratory order should be denied.

The Commission orders.

(A) To the extent that the motion requests a conference seeking resolution of the issues in these proceedings and to consider further procedural steps, the motion should be granted. Such conference shall be convened at 10:00 a.m., January 17, 1974, at the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426.

(B) The joint motion is denied in all other respects.

- (C) The petition for declaratory order
- (D) The Commission Staff shall have 30 days from the time of satisfaction of all outstanding data requests to submit its draft environmental statement in these proceedings.
- (E) The motion to shorten the time for comments on Staff's Draft Environ-

mental Impact Statement is denied, subject to Paragraph (F) below.

(F) Comments on Staff's DEIS shall be filed within 30 days from its issuance.

By the Commission.

[SEAL] KENNETH F. PLUMB, Secretary.

[FR Doc.74-1684 Filed 1-18-74;8:45 am]

[Docket No. RI74-1201

J & J OPERATING CO.

Notice of Petition for Special Relief

JANUARY 15, 1974.

Take notice that on December 7, 1973, J & J Operating Co. (Petitioner), P.O. Box 519, Corpus Christi, Texas 78403 filed a petition for special relief in Docket No. RI74-120, pursuant to § 2.76 of the Commission's General Policy and Interpretations. Petitioner seeks a price increase to 37.0¢ per Mef for sales to Transcontinental Gas Pipe Line Corporation from the Longhorn et al. Fields, Duval County, Texas. Petitioner states that production is no longer economic at its current 24.0¢ rate and that the wells will have to be abandoned if relief is not granted.

Any person desiring to be heard or to make any protest with reference to said petition should on or before January 28, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any party wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1704 Filed 1-18-74;8:45 am]

[Rate Schedule Nos. 12, etc.]

MARATHON OIL CO., ET AL. Notice of Rate Change Filings

JANUARY 15, 1974.

Take notice that the producers listed in the Appendix attached hereto have filed proposed increased rates to the applicable area new gas ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 639, issued December 12, 1972.

The information relevant to each of these sales is listed in the Appendix below.

Any person desiring to be heard or to make any protest with reference to said filings should on or before January 30, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and proce-

³Three 600,000 barrel storage tanks and appurtenant facilities were authorized in Opinion No. 622 Issued June 23, 1972, in Columbia LNG Company, et al., Docket Nos. CP68-71, et al.

dure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any party wishing to be-

come a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

> KENNETH F. PLUMB, Secretary.

Filing Date	Producer	Rate schedule No.	Buyer	Area
Dec. 21,1973 Dec. 20,1973	Marathon Oil Co., 539 South Main St., Findlay, Ohio 45480. Atlantic Richfield Co., P.O. Box 2319, Dallas, Tex. 75221.	1202	Transcontinental Gas Pipe Line Corp.	Texas Gulf. Do.

[FR Doc.74-1699 Filed 1-18-74;8:45 am]

[Docket No. E-7734]

MID-CONTINENT AREA POWER POOL **AGREEMENT**

Order Granting Extension of Time

JANUARY 14, 1974.

On December 4, 1973, in Docket No. E-7734. Participants 1 filed a motion for extension of time with the Commission pursuant to § 1.13 of the Commission's rules of practice and procedure. This motion requested a thirty-day extension of time for filing their initial direct testimony and exhibits which were due on December 26, 1973, as determined by the Notice of Clarification of Dates issued November 14, 1973. The Participants' Motion cites as the basis for their request the fact of holiday scheduling difficulties and, additionally, the voluminous analysis required of Intervenor's testimony submitted on October 22, 1973.

Section 1.13 of the rules of practice and procedure requires that "reasonable grounds" be shown before an extension of time in any proceeding be granted. The Commission believes that an extension limited to one week duration is justified under the circumstances presented and the reasons stated in the instant Motion. The inherent inconvenience of a submittal date of December 26, 1973, along with the other allegations of inconvenience contained in Participants' Motion, constitutes "reasonable grounds" within the meaning of § 1.13 of the rules.

Accordingly, Participants will be required to file all direct testimony and exhibits in Docket No. E-7734 on or be-

fore January 4, 1974. Furthermore, as a consequence of this extension granted herein, the date for submittal of Staff direct testimony and exhibits will be established as January 21, 1974; the date for submittal of Rebuttal Evidence will be established as February 20, 1974; the date of the Prehearing Conference herein will be established as March 13, 1974 (10:00 a.m., e.d.t.) and the date for Hearing herein will be established as March 26, 1974 (10:00 a.m., e.d.t.).

The Commission finds.

It is appropriate and in the public interest to grant Participants an extension of time for filing its initial direct testimony. The date set for service of this testimony will be January 4, 1974.

The Commission orders.

(A) Participants herein are hereby granted an extension of time until January 4, 1974, for the filing of its prepared testimony and exhibits.

(B) All additional dates previously set by the Commission for the filing of the Staff testimony and for the commence-ment of hearing will be extended as indicated above.

By the Commission.

[SEAL]

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1696 Filed 1-18-74;8:45 am]

[Docket No. E-8583]

MINNESOTA POWER & LIGHT CO. Notice of Filing of Rate Schedule

JANUARY 15, 1974.

Take notice that on January 7, 1974, Minnesota Power and Light Company (Company) tendered for filing an Electric Service Agreement between Company and the Village of Nashwauk, Minnesota. Company states that this Agreement replaces Federal Power Commission Rate Schedule No. 30 which has expired and asserts that the Agreement will have no anticipated effect upon revenue.

According to Company, service upon the Village of Nashwauk has been made in accordance with § 35.2(d) of the

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the

Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commissions rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 25, 1974. 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.74-1694 Filed 1-18-74;8:45 am]

NATIONAL POWER SURVEY TECHNICAL ADVISORY COMMITTEE ON RESEARCH AND DEVELOPMENT

Agenda of Meeting

Agenda of twelfth meeting of the Technical Advisory Committee on Research and Development, to be held at the Federal Power Commission Offices, 825 North Capitol Street, NE., Washington, D.C., 8:30 a.m., February 13 and 14, 1974, Room 5200.

I. Meeting called to order by FPC Coordi-

nating Representative.

II. Objectives and Purposes of Meeting.
A. Approval of minutes of December 13 meeting.

B. Discussion of changes in National energy picture since Task Forces Operated.

1. Dixie Lee Ray Report.

2. Oil Embargo.

C. Discussion of how the Technical Advisory Committee should deal with changed circumstances in energy siutation.

D. Discussion of Committee's final report

Tentative Committee recommendations.

Synopses of Task Force reports.Discussion of Grabber Issues.

F. Other business.

G. Dates of future meetings.

III. Adjournment.

This meeting is open to the public. Any interested person may attend, appear before, or file statements with the Committee-which statements, if in written form, may be filed before or after the meeting, or if oral, at the time and in the manner permitted by the Committee.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1685 Filed 1-18-74;8:45 am]

[Docket Nos. E-8465, E-8389, E-8482]

NEW YORK STATE ELECTRIC AND GAS CORP.

Notice of Further Extension of Time and Postponement of Prehearing Conference and Hearing

JANUARY 11, 1974.

On January 4, 1973, Staff Counsel filed a motion for a further extension of the procedural dates fixed by notice issued November 28, 1973, in the above-designated matter. The motion states that no party has any objection to this motion.

Upon consideration, notice is hereby given that the procedural dates in the

Commission's regulations. Federal Power Commission, 825 North

¹ Participants are the following signatories to the Mid-Continent Area Power Pool Agreement: Central Iowa Power Cooperative, Cooperative Power Association, Corn Belt Power Cooperative, Dairyland Power Cooperative, Eastern Iowa Light and Power Cooperative Interstate Power Company, Iowa Electric Light and Power Company, Iowa-Illinois Gas and Electric Company, Iowa Power and Light Company, Iowa Public Service Company, Iowa Southern Utilities Company, Lake Superior District Power Company, Minnesota Power & Light Company, Minnkota Power Cooperative, Inc., Montana-Dakota Utilities Co., Nebraska Public Power District, Northern States Power Company, Northwest-ern Public Service Company, Omaha Public Power District, and United Power Association.

above matter are further modified as follows:

Service of Testimony and Exhibits by Company, March 8, 1974.
Service of Testimony and Exhibits by Staff, April 12, 1974.

Prehearing Conference, April 23, 1974 (10

a.m., E.d.t.).
Service of Testimony and Exhibits by

Interveners, May 14, 1974.
Service of Rebuttal Evidence by Company,

Hearing, June 4, 1974 (10:00 a.m., E.d.t.).

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1616 Filed 1-18-74;8:45 am]

[Docket No. E-8577]

NEW YORK STATE ELECTRIC & GAS CORP. Notice of Filing of Proposed Rate Schedule

JANUARY 11, 1974.

Take notice that January 2, 1974, New York State Electric & Gas Corporation (State) tendered for filing as a rate schedule, in accordance with § 35.12 of the regulations under the Federal Power Act, a contract between State and Central Hudson Gas & Electric Corporation (Central Hudson) executed on December 10, 1973, but with a requested effective date of November 1, 1973. State states that a copy of this filing has been mailed to Central Hudson.

State asserts that the agreement provides that State will provide transmission capacity to Central Hudson to provide emergency electric energy supplied by Central Hudson to the Vinegar Hill Substation in Lexington, New York, during such time as Central Hudson is unable to supply such from its normal source of supply State further asserts.

source of supply. State further asserts that demand under the contract shall not exceed 15,000 KVA nor shall such demand interfere with State's prior commitments. State alleges it has no other agreement for comparable service.

In order for this agreement to become effective on November 1, 1973, as requested, State requests waiver of the Commission's 30 day filing requirement under §§ 35.3 and 35.11 of the Commission's regulations under the Federal Power Act.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 24, 1974. 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.74-1614 Filed 1-18-74;8:45 am]

[Docket No. RP71-119]

PANHANDLE EASTERN PIPE LINE CO. Order Granting Temporary Extraordinary Relief

JANUARY 14, 1974.

Michigan Seamless Tube Company (Michigan Seamless) and Eugene W. Stallings (Stallings) filed petitions for extraordinary relief pursuant to § 1.7 of the Commission's Rules of Practice and Procedure seeking an exemption from the provisions of Panhandle Eastern Pipe Line Company's (Panhandle) curtailment plan on August 24, 1973, and September 17, 1973, respectively.

In its petition Michigan Seamless alleges that it requires 1,061 Mcf per day (Mcf/d) until August 1, 1974, and 679 Mcf/d thereafter for manufacturing cold-drawn tube products essential in certain defense and energy producing industries. Additionally, on December 28, 1973, Michigan Seamless filed a request for temporary emergency relief.

Stallings, an independent producer, is involved in a fire flooding operation which has been under development since 1967 and has finally reached the point where his projects are ready for full scale commercial production. Stallings requires 900 Mcf per day to maintain full scale operation of his fire flooding operations.

By orders issued October 4, 1973, and November 16, 1973, respectively, the aforementioned petitions were set for formal hearing. The formal hearing held with respect to Michigan Seamless' petition concluded on November 1, 1973, and the hearing held on Stallings' petition concluded on December 5, 1973. These matters have been briefed and are presently pending before Administrative Law Judges.

Numerous petitions for extraordinary relief have been filed subsequent to the two aforementioned petitions seeking an exemption from, or some other relief, from Panhandle's curtailment plan. The Commission has set those petitions for formal hearing and, where warranted, has accorded the petitioners temporary extraordinary relief pending its determination of these matters.2 The petitions filed by Michigan Seamless and Stallings reflect a need for immediate relief to avoid the potential irreparable injury alleged by petitioners. Accordingly, the relief requested should be granted on a temporary basis pending the Commission's determination of the respective petitions on the merits. It should be clearly understood that the action taken herein is without prejudice to any final determination that may be made with respect to the aforementioned petitions for extraordinary relief after hearing.

The Commission orders. The petitions for extraordinary relief filed by Michigan Seamless and Stallings are granted to the extent indicated above, on a temporary basis, pending final determination of these matters.

By the Commission.

[SEAL] KENNETH F. PLUMB, Secretary.

[FR Doc.74-1607 Filed 1-18-74;8:45 am]

[Docket No. E-8576]

PUBLIC SERVICE COMPANY OF INDIANA Notice of Cancellation

JANUARY 15, 1974.

Take notice that the Public Service Company of Indiana, Inc., on January 4, 1974, tendered for filing a notice of cancellation for First Revised Sheets Nos. 15–18, and Nos. 22–24, which sheets are contained in the Company's FPC Electric Tariff, Original Volume No. 1 (2nd Revision). Since no customers are presently taking service under these sheets, the Company requests waiver of the normal thirty-day notice period required by \$35.15 of the Commission's rules and regulations. The Company states that the proposed effective date would be January 1, 1974.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 25, 1974. 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 for Public inspection.

[SEAL]

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1693 Filed 1-18-74;8:45 am]

[Docket No. E-8586]

PUBLIC SERVICE COMPANY OF INDIANA, INC.

Notice of Tariff Change

JANUARY 15, 1974.

Take notice that Public Service Company of Indiana, Inc. (Company), on January 8, 1974, tendered for filing proposed changes in its Exhibit I to Rate Schedule No. 222, for firm power under the interconnection agreement between the Company and Hoosier Energy Division of Indiana Statewide Rural Electric Cooperative, Inc. (Hoosier). The Company states that the proposed changes would increase revenues from jurisdictional sales and service by \$826,552 based on the 12 month period ending February 28, 1975.

According to the Company, the proposed effective date for the changes is

¹ Michigan Seamless initially requested 1.355 Mcf/d until August 1, 1974, and 425 Mcf/d thereafter. The development of additional storage and further studies caused the aforementioned revision in the original estimates.

² See orders issued by the Commission in Panhandle Eastern Pipe Line Company, et al. in docket Nos. RP71-119, et al. on December 13, 1973, and January 4, 1974, respectively (RP74-31-1, et al. series).

March 9, 1974. Copies of the filing were served upon Hoosier (the public utility's jurisdictional customer) and on the Public Service Commission of Indiana.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 21, 1974. 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 proceedings. 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. 74-1692 Filed 1-18-74;8:45 am]

[Docket No. E-8588]

PUBLIC SERVICE COMPANY OF INDIANA Notice of Termination of Rate Schedules

JANUARY 15, 1974.

Take notice that the Public Service Company of Inidana, Inc., on January 7, 1974, tendered for filing a notice of termination for Rate Schedule FPC Nos. 99, 100–102, 106–122, 125–129, 134–148, 151–153, 155–163, 165–186, 190–198, 204, 216, and 219–221. The Company states that no customers are presently taking service under these rate schedules. Consequently, the Company requests waiver of the normal thirty-day notice period required by 35.15 of the Commission's rules and regulations to permit an effective date of January 1, 1974.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before January 25, 1974. 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 for public inspection.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1690 Filed 1-18-74;8:45 am]

[Docket Nos. RI73-211, etc.]

RATES AND CHARGES FOR SALES OF NATURAL GAS

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund; Correction

DECEMBER 27, 1973.

In the order providing for hearing on and suspension of proposed changes in

rates, and allowing rate changes to become effective subject to refund, issued October 26, 1973 and published in the FEDERAL REGISTER of November 5, 1973; 38 FR 30469 in Appendix A: Docket No. RI73-211, Atlantic Richfield Company under column headed "Supplement Number" change "9" To "10" and change "10" To "11" Opposite Rate Schedule No. 457.

MARY B. KIDD, Acting Secretary.

[FR Doc.74-1686 Filed 1-18-74;8:45 am]

[Docket No. E-8570]

SOUTHERN CALIFORNIA EDISON CO. Notice of Tariff Changes

JANUARY 11, 1974.

Take notice that Southern California Edison Company (Southern), on January 2, 1974, tendered for filing proposed changes in its FPC Electric Service Tariffs, R-1 and R-2. The proposed effective date for the tariff changes is March 1, 1974. Southern states that such tariff changes would increase revenues from base rates applicable to jurisdictional sales and service by an estimated \$11,-836,181 if applicable during the 12month period ending February 1975 and \$8,754,529 from the proposed fuel cost adjustment provision based on fuel costs estimated for the 12-month period commencing November 1, 1973.

According to Southern the increase in base rates averages an estimated 15.6 percent for R-1 service and an estimated 20.6 percent for R-2 service. Southern states that fuel cost adjustments based on fuel costs estimated for the 12-month period commencing November 1, 1973, would increase such revenues by an additional 12.7 percent and 15.2 percent, respectively.

The reasons Southern gave for the proposed increase are the following: The inadequacy of existing rates to produce a claimed rate of return of 8.4 percent based on Southern's 1973 cost of capital and the need to provide prompt relief from recent and continuing fuel cost increases.

Southern also stated that copies of the filing were served upon its jurisdictional customers, the California Public Utilities Commission, the Public Service Commission of the State of Nevada, and upon the Arizona Corporation Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10), All such petitions or protests should be filed on or before January 25, 1974. 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.74-1611 Filed 1-18-74;8:45 am]

[Docket No. RP74-6, etc.]

SOUTHERN NATURAL GAS CO.

Notice of Filing of Substitute Tariff Sheets Relating to Proposed Curtailment Plan and Index of Requirements

JANUARY 14, 1974.

Take notice that on January 4, 1974, Southern Natural Gas Company (Southern) tendered for filing, pursuant to section 4 of the Natural Gas Act, Substitute Second Revised Sheet No. 40D, Substitute Second Revised Sheet No. 40E, Second Substitute Original Sheet No. 61 and Substitute Original Sheet No. 62-82 to its FPC Gas Tariff, Sixth Revised Volume No. 1, in substitution for tariff sheets filed previously.

Southern asserts that the above substitute tariff sheets are necessary to reflect: (1) Revisions as a result of the Commission's Order No. 493-A; (2) modifications to the Index of Requirements as a result of meetings of representatives of Southern, its customers and the Commission Staff; and (3) the Commission's order of December 21, 1973 in Docket No. RP74-6, et al. granting temporary emergency relief to a customer of Southern. Southern requests that these tariff sheets be substituted for the previously filed tariff sheets, Southern requests that any special permission or waiver pursuant to § 154.51 or § 154.66 necessary in order to permit the enclosed substitute tariff sheets to become effective on January 14, 1974, or as soon as possible thereafter, be granted.

Southern states that copies of the tariff filing have been served upon all jurisdictional customers and upon interested

state commissions.

It appears reasonable and consistent with the public interest in this proceeding to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said filing 1974. should, on or before January 25, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make 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, except for those who have already been granted intervention in the proceedings in this docket. The filing which was made with the Commission is available for public inspection.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1697 Filed 1-18-74;8:45 am]

[Docket No. RP74-55]

SOUTHERN NATURAL GAS CO. Notice of Extension of Time and Postponement of Hearing

JANUARY 15, 1974.

On January 11, 1974, Southern Natural Gas Company filed a motion to revise the procedural dates fixed by order issued January 7, 1974, in the above-designated matter. The motion states that Staff Counsel is agreeable to the proposed schedule.

Upon consideration, notice is hereby given that the procedural dates are modi-

fied as follows:

Service of Direct Case by Southern, February 5, 1974.

Service of Case by Staff, February 20, 1974. Service of Rebuttal by Southern, March 4, 1974.

Hearing, April 8, 1974 (10:00 a.m., e.d.t.).

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1700 Filed 1-18-74;8:45 am]

[Docket No. E-8561]

SOUTHWESTERN PUBLIC SERVICE CO. Notice of Filing of Contract for Electric Power Service

JANUARY 11, 1974.

Take notice that on December 14, 1973, Southwestern Public Service Company (Southwestern) tendered for filing a new contract approved by the Rural Electric Administration that supersedes and cancels the present contract for Tri-County Electric Cooperative, Inc., Hooker, Oklahoma, to be effective on February 17, 1974, such date being the termination date of the present contract. Southwestern states that the new contract supersedes and cancels Tri-County Electric Cooperative, Inc. Rate Schedule FPC No. 52.

Southwestern states that the filing is being made pursuant to the Federal Power Commission's Docket No. E-7755 in which Southwestern made a filing for to Southwestern, the Commission ac-16 rural electric cooperatives. According cepted 12 of the agreements that were effective October 19, 1972, and the other four agreements were returned to Southwestern without prejudice to timely filing. Southwestern states that two of these four were accepted by the Commission in Docket No. E-8129 on April 25, 1973.

Southwestern requests that the Commission accept this filing to be effective on February 17, 1974.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 31, 1974. 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 for public inspection.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1615 Filed 1-18-74;8:45 am]

[Docket No. RI74-111]

SUBURBAN PROPANE GAS CORP. Notice of Petition for Special Relief

JANUARY 11, 1974.

Take notice that on December 26, 1973, Suburban Propane Gas Corporation (Petitioner), 2210 Mercantile Bank Building, Dallas, Texas 75201, filed a petition for special relief in Docket No. RI74-111, pursuant to § 2.76 of the Commission's General Policy and Interpretations. Petitioner requests that it be permitted to increase its rate to 35.0¢ per Mcf with a 1.0¢ per Mcf escalation per annum for sales of natural gas under its FPC Gas Rate Schedule No. 2 to Tennessee Gas Pipeline Company from the Tremont Lumber Company No. 1 well in the Chatham Field Area, Jackson Parish, Louisiana. The petition for relief is based on the reworking operations performed by Petitioner on the subject well to restore production.

Any person desiring to be heard or to make any protest with reference to said petition should on or before January 24, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any party wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1618 Filed 1-18-74;8:45 am]

[Docket No. CI74-361]

T. W. McGUIRE & ASSOCIATES, INC. Notice of Application

JANUARY 11, 1974.

Take notice that on December 26, 1973, T. W. McGuire & Associates, Inc. (Applicant), P.O. Box 1763, Shreveport, Louisiana 71166, filed in Docket No. CI74-361 an application, as amended January 7, 1974, pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to United Gas Pipe Line Company from the Carthage Field, Panola County, Texas,

all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that it commenced the sale of natural gas on November 13, 1973, within the contemplation of § 157.29 of the regulations under the Natural Gas Act (18 CFR 157.29) and proposes to continue said sale for one year from the end of the emergency period within the contemplation of § 2.70 of the Commission's General Policy and Interpretations (18 CFR 2.70). Applicant proposes to sell approximately 36,000 Mcf of gas per month at 45.0 cents per Mcf at 14.65 psia.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 30, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power 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 this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required. further notice of such hearing will be duly given

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1617 Filed 1-18-74;8:45 am]

[Docket No. RP74-54]

TENNESSEE NATURAL GAS LINES, INC. Notice of Proposed Curtailment Plan

JANUARY 15, 1974.

Take notice that on December 20, 1973, Tennessee Natural Gas Lines, Inc. (Tennessee Natural), 2008 Parkway Towers, Nashville, Tennessee 37219, filed in Docket No. RP74-54 proposed revisions to First Revised Volume No. 1 of its FPC Gas Tariff consisting of various tariff

[Docket No. RP74-39-5]

sheets 1 to implement a proposed curtailment plan.

By letter accompanying its tariff sheets, Tennessee Natural states that since Tennessee Gas Pipeline Company, a Division of Tenneco Inc., had its curtailment plan accepted by Commission orders dated October 30, 1973 (50 FPC ____), and November 26, 1973 (50 FPC .), in Docket No. RP74-24 and is its sole supplier of gas and may not be able to meet its full system requirements beginning January 1, 1974, it is necessary for Tennessee Natural to have the curtailment plan effective as of said date. Tennessee Natural states that under its proposed plan any required curtailment will be accomplished by a pro rate allocation of deliveries to each affected customer based on the ratio of each customers' requirements in that category to the total requirements of all affected customers in that end use category as specified by § 2.78 of the Commission's General Policy and Interpretations (18 CFR 2.78)

Any person desiring to be heard or to make any protest with reference to said tariff sheets should on or before January 29, 1974, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1689 Filed 1-18-74;8:45 am]

[Docket No. RP74-39-2]

TEXAS EASTERN TRANSMISSION CORP. Order Granting Temporary Emergency Relief

JANUARY 11, 1974.

On January 2, 1974, the Town of Utica, Mississippi (Utica) filed a petition for expedited reconsideration and for issuance of an order granting temporary emergency relief pursuant to § 1.7 of the Commission's Rules of Practice and Procedure. Utica requests that the Commission order Texas Eastern Transmission Corporation (Texas Eastern) to increase Utica's annual entitlement by 6,547 Mcf, pending conclusion of a hearing on the merits.

On November 2, 1973, Utica filed a Petition for Emergency Relief seeking

an upward adjustment of its annual curtailment entitlement from 57,800 Mcf to 64,347 Mcf. By order issued December 26, 1973, the Commission set for hearing to commence on January 15, 1974, the request of Utica. Since Utica's request for relief appeared to deal with an annual problem, temporary emergency relief was not recommended.

Utica purchases its entire supply of natural gas from Texas Eastern under the latter's SGS Rate Schedule (Maximum Daily Quantity: 570 Mcf; Annual Contract Quantity: 208,050 Mcf.) Under the terms of Texas Eastern's curtailment plan currently in effect, Utica is limited to an annual entitlement of 57,800 Mcf.

In its November 2, 1973, Petition for Emergency Relief, Utica stated that Kitchen Brothers, a high priority step 2 customer, would have to be completely curtailed for the remainder of the curtailment year. In the subject petition filed on January 2, 1974, Utica stated that it completely curtailed Kitchen Brothers on December 10, 1973, and that it informed Kitchen Brothers that absent Commission relief, Kitchen Brothers would be completely curtailed for the remainder of the curtailment year, since Utica must plan its gas usage on an annual basis and does not have a sufficient amount of gas in its annual entitlement to serve Kitchen Brothers.

Kitchen Brothers, which consumes 50 Mcf on a peak day has informed Utica that substantially all of the work force (60-75 employees) would have to be released around January 2, 1974. Utica states that such action will have a severe adverse economic impact on the community. By order issued December 13, 1973, in Docket No. RP71-119 et al., the Commission in an analagous situation granted temporary extraordinary relief to Marblehead Lime Company for 1,000 Mcf per day and Mueller Brass Company for 2,760 Mcf per day to avoid plant shutdown.

Under these circumstances, good cause has been shown to authorize and direct Texas Eastern to increase Utica's annual entitlement by 6,547 Mcf pending notice and hearing. Accordingly, we grant Utica temporary extraordinary relief on the basis of its petition pending further order. Public notice of the petition was issued on November 27, 1973, with protests or petitions to intervene due December 6, 1973. As heretofore noted formal hearing on Utica's petition has been set for January 15, 1974.

The Commission finds. The grant of Utica's petition filed January 2, 1974, as hereinafter ordered is in the public interest and is consistent with the purposes of the Natural Gas Act.

The Commission orders. The petition of Utica filed January 2, 1974, is hereby granted on a temporary basis pending further action by the Commission.

By the Commission.

[SEAL] KENNETH F. PLUMB, Secretary.

[FR Doc.74-1600 Filed 1-18-74;8:45 am]

TEXAS EASTERN TRANSMISSION CORP.
Notice of Petition for Emergency Relief
and for Issuance of an Order Pendente Lite

JANUARY 15. 1

Public notice is hereby given that on December 28, 1973, the Town of Smyrna, Tennessee (Smyrna) filed pursuant to § 1.7(b) of the Commission's rules of practice and procedure, a petition for emergency relief requesting that its sole supplier of natural gas, Texas Eastern Transmission Corporation, cease and desist from its current billing practice whereby Texas Eastern charges purchases for the Sewart Air Base property against Smyrna's annual entitlement of 156,828 Mcf, and that an interim annual quantity entitlement figure of 277,375 Mcf be established for the Air Base area. The filing contains a petition for issuance of an interim order pendent lite granting the above requested relief.

Prior to November 1, 1973, Smyrna's contract Maximum Daily Quantity was 1,386 Mcf (annual: 505,890 Mcf). Effective September 1, 1972-August 31, 1973, Texas Eastern instituted a curtailment plan approved by the Commission pursuant to Orders issued December 1, 1972 and January 24, 1973 in the Texas Eastern curtailment proceeding, Docket No. RP71-130. Based on this curtailment plan, Smyrna was limited to an annual quantity entitlement of 156,828 Mcf for the twelve months ended August 31, 1973.

As a result of a settlement agreement in Docket No. RP72-103, Smyrna's contract Maximum Daily Quantity was increased from 1,386 Mcf to 2,986 (annual: 1.089,890 Mcf) effective November 1, 1973. The increase in contract Maximum Daily Quantity was due to the takeover of the operation of the natural gas distribution facilities of the Sewart Air Base by the Town of Smyrna. In the settlement agreement approved by the Commission in Docket No. RP72-102, Smyrna purchased from Tennessee Gas Pipeline Company the transmission line connecting the Air Base property to the Texas Eastern Measuring Station and Smyrna increased (and United Cities Gas Company, the parent company of Tennessee Gas Pipeline Company, decreased) its contract maximum daily quantity by 1600 Mcf effective November 1, 1973.

The proceedings in Docket No. RP72-102 did not contain an increase in Smyrna's annual quantity entitlement. Therefore, Smyrna's purchases from Texas Eastern for resale at the Air Base area are charged against Smyrna's annual quantity entitlement of 156,828 Mcf. Smyrna states that this annual quantity entitlement figure was not intended to reflect purchases for the Air Base area and that should the current billing practice continue, Smyrna's annual quantity entitlement would be exhausted prior to the end of January, 1974.

Smyrna requests that Texas Eastern cease and desist from its current billing practice and that an interim annual

¹ First Revised Sheet No. 21; Original Sheet No. 21A; Third Revised Sheet No. 24; and Original Sheet Nos. 24A, 24B, 24C, 24D, 24E, 24F, and 24G.

quantity entitlement figure of 277,375 Mcf be established for the Air Base area. Smyrna further requests issuance of an interim order pendent lite granting the above requested relief.

Any person desiring to be heard or to make protest with reference to said petition should on or before January 23, 1974, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to a 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. The petition is on file with the Commission and is available for public inspection.

> KENNETH F. PLUMB, Secretary.

[FR Doc.74-1691 Filed 1-18-74;8:45 am]

[Docket No. ID-1717 etc.]

THOMAS A. GRIFFIN, JR. ET AL. Notice of Applications

JANUARY 9, 1974.

Take notice that on January 2, 1974, Thomas A. Griffin, Jr., Floyd C. Cole, and Patrick J. Chambers, Jr. (Applicants), filed initial applications pursuant to section 305(b) of the Federal Power Act, seeking authority to hold the following positions:

THOMAS A. GRIFFIN, JR. DOCKET NO. ID-1717

Executive Vice President, Orange & Rockland Utilities, Incorporated, Public Utility. Executive Vice President, Rockland Electric

Company, Public Utility. Executive Vice President, Pike County Light & Power Company, Public Utility.

FLOYD C. COLE DOCKET NO. ID-1718

Senior Vice President, Orange & Rockland Utilities, Incorporated, Public Utility. Senior Vice President, Rockland Electric

Company, Public Utility. Senior Vice President, Pike County Light & Power Company, Public Utility.

PATRICK J. CHAMBERS, JR. DOCKET NO. ID-1719

Vice President, Orange & Rockland Utilities, Incorporated, Public Utility.

Vice President, Rockland Electric Company,

Public Utility.
Vice President, Pike County Light & Power Company, Public Utility.

Orange & Rockland Utilities, Incorporated is engaged in the generation, distribution and sale of electric current in Rockland County and portions of Orange County and the easterly portion of Sullivan County all in the State of New York, and owns and operates facilities for the transmission of electric energy across the New Jersey and Pennsylvania state lines to its wholly-owned subsidiary companies, Pike County Light & Power Company, Milford, Pennsylvania; and Rockland Electric Company, Ramsey, New Jersey. The Company also distributes natural gas in parts of the territory.

Any person desiring to be heard or to make any protest with reference to said applications should on or before February 4, 1974, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The applications are on file with the Commission and available for public inspection.

KENNI .: F. PLUMB, Secretarn

[FR Doc.74-1695 Filed 1-18-74;8:45 am]

[Docket No. RP74-21]

UNITED GAS PIPE LINE CO.

Order Establishing Hearing and Permitting Interventions

JANUARY 10, 1974.

On September 21, 1973, United Gas Pipe Line Company (United) filed in this docket, as a part of First Revised Volume No. 1 of United's FPC Gas Tariff, certain Proposed Tariff Sheets (Proposed Sheets) which purportedly are designed to implement the recovery of certain fixed costs which would otherwise be recoverable only through additional rate filings. These Proposed Sheets provide for a Volume Variation Adjustment Clause which United states will not affect its cost of service but will alleviate the problems of failure to recover fixed costs due to shifts in deliveries to various customer classes as a result of curtailments and abandonments. United seeks a waiver of the proscriptions of § 154.38(d) of the regulations with regard to the filing of rate schedules, and proposes that the Proposed Sheets not become effective until the Commission orders such effectiveness after a full hearing.

The filing was noticed on October 1, 1973, with petitions to intervene and comments due on or before October 19, 1973. A number of timely and untimely petitions to intervene and notices of intervention were received from: Memphis Light, Gas and Water Division; Public Service Commission of the State of New York; United Gas, Inc.; Florida Gas Transmission Company; Arkansas Louisiana Gas Company; New Orleans Public Service, Inc.; United Municipal Distributors Group; Wilmunt Gas and Oil Company; Long Island Lighting Company; Mississippi River Transmission Corporation; Algonquin Gas Transmission Company; Natural Gas Pipeline Company of America; Mississippi Valley Gas Company and Mobile Gas Service Corporation: Consolidated Gas Supply

Corporation; State of Louisiana, Louisiana Public Service Commission, Louisiana Municipal Association, and St. James Parish Utilities; Texas Eastern Transmission Corporation; Texas Gas Transmission Corporation; Public Service Electric and Gas Company; Brooklyn Union Gas Company; Louisiana Gas Service Company, and; Mid Louisiana Gas Company. Memphis Light, Gas and Water Division requests that this proceeding be consolidated with the recent rate application filed by United in Docket No. RP74-20. Since we believe that it may be in the public interest, we shall permit these timely and untimely petitioners to intervene.

United alleges that, due to a continuing gas supply shortage, allocations of its existing gas supply are subject to alteration and United claims a continuing inability to accurately predict gas sales. Under these conditions, according to United, reasonable forecasts of appropriate cost allocations for rate making purposes may be impossible. United seeks to relieve these presumed burdens by reallocating a predetermined total fixed cost of service every six months. United's proposal, to include a volume variation adjustment clause in its tariff, appears worthy of further investigation, and we shall establish a proceeding for that purpose. So as not to confuse the issues presented in United's rate proceeding in Docket No. RP74-20 with consideration of this proposal, we shall establish a separate proceeding pursuant to Section 4 of the Natural Gas Act to determine if United's Proposed Sheets are in the public interest and if such Proposed Sheets should be given prospective effect.

The Commission finds. (1) Good cause has been shown to establish a hearing regarding the justness and reasonableness of United's Proposed Sheets and to determine if such Proposed Sheets should be accepted by the Commission to be given prospective effect.

- (2) Good cause exists to permit the above mentioned petitioners to intervene in this proceeding.
- (A) The Commission orders. (A) Pursuant to the authority of the Natural Gas Act, particularly Section 4 and the Commission's Rules and Regulations, a public hearing shall be held on April 22, 1974, at 10:00 a.m., e.s.t., in a hearing room of the Federal Power Commission, Washington, D.C. 20426, concerning the justness and reasonableness of United's Proposed Sheets.
- (B) On or before February 15, 1974. the Commission staff shall serve its prepared testimony and exhibits. Any prepared testimony and exhibits of the intervenors shall be served on or before March 18, 1974. Any rebuttal evidence by United shall be served on or before April 2, 1974. Cross examination of the evidence filed, including the Company's direct case, shall commence at 10:00 a.m., e.s.t. on April 22, 1874, in a hearing room of the Federal Power Commission.
- (C) A Presiding Administrative Law Judge to be designated by the Chief

Administrative Law Judge for that purpose (See Delegation of Authority, 18 CFR 3.5(d)) shall preside at the hearing initiated by this order, and shall conduct such hearing in accordance with the Natural Gas Act, the Commission's rules and regulations, and the terms of this order.

(D) The aforementioned petitioners for intervention shall be permitted to intervene in this proceeding, subject to the Commission's rules and regulations; Provided, however, That the admission of such intervenor shall not be construed as recognition by the Commission that it might be aggrieved by any orders entered in this proceeding and Provided, further, That the participation of such intervenor shall be limited to matters affecting rights and interest specifically set forth in its petition to intervene.

(E) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1606 Filed 1-18-74;8:45 am]

[Docket Nos. RP71-29, RP71-120]

UNITED GAS PIPE LINE CO.

Order Suspending and Rejecting Tariff Sheets, Directing Compliance and Consolidating Hearing

JANUARY 11, 1974.

On December 14, 1973, United Gas Pipe Line Company (United) filed amended tariff sheets intended to establish procedural guidelines for the granting of emergency relief from curtailment. The filing is composed of two separate groups of sheets styled Appendix A and Appendix B, and constitutes proposed revisions to United's currently effective tariff sheets implementing the three category curtailment program.

The filing was noticed on December 26, 1973, with comments due by January 5,

1974.1

The tariff sheets in Appendix A are intended to supersede currently effective. Third Revised Sheet No. 71, and deal only with emergency electric utility exemptions and reporting procedures relating thereto. They are identical, except for deletion of the 80 cents per Mcf rate for emergency deliveries to direct power plant customers, to the Appendix A tariff sheets filed by United on October 26, 1973, which were rejected by Commission letter order dated November 21, 1973.

¹ Comments and protests were timely filed by: Allied Paper Incorporated, et al.; City of Monroe, Louisiana; Mississippi River Transmission Corporation; Utilities Group; Gulf States Utilities Company; State of Louisiana and Allied Intervenors; and General Motors Corporation filing on January 8, 1974.

Corporation filing on January 8, 1974.

* Appendix A: Revised Substitute Third Revised Sheet No. 71; Revised Original Sheet No. 71-A; Revised Original Sheet No. 71-B; and Revised Original Sheet No. 71-C.

The tariff sheets in Appendix B ontain the same electric utility exemption provisions as the Appendix A sheets, as well as additional provisions dealing with both electric utility and "life or property" exemptions for both direct industrial and distribution customers, which United states it believes are required in light of the Commission's November 30, 1973, Order on Clarification issued herein."

The reporting requirements in the proposed Appendix B sheets would have electric utilities, receiving emergency deliveries, indicate: (a) The steps they are taking to reduce their dependence on the boiler fuel use of gas from United; (b) a projection of their ability to meet their power requirements during the coming season without the use of such gas; and (c) a projection of the gas volumes they will require from United during that season to avoid shedding firm electric load. Each application made by an electric utility would be limited to a 10-day period after which it must reapply for another 10-day period if the need for an exemption continues unabated.

As part of its proposal, United would require formal procedures for requests for relief under allegations of injury relating to life or property if the relief is needed for more than a 72-hour period. United believes the adoption of this 72-hour period will eliminate proliferation of paperwork associated with requests for relief for less than 72 hours.

for relief for less than 72 hours.

In Appendix B, United has also filed proposed Third Revised Sheet No. 72-A containing Paragraph 12.6 Substitute Fuel Payment Obligations, which is a provision intended to limit United's obligation to pay or credit its customers any sums with respect to substitute fuels burned by such customers during periods of curtailment.

Insofar as we intend to reject Appendix A sheets and either suspend or reject certain Appendix B sheets we need not address each comment or protest except to the extent below discussed.

The tariff sheets contained in Appendix A are not necessary standing alone and are incorporated in their entirety into the Appendix B sheets, Accordingly, Appendix A sheets should be rejected as unnecessary.

We determine that the tariff sheets in Appendix B, except for Third Revised Sheet No. 72-A, should be suspended so that any specific finding of undue discrimination or preference, as will be discussed, can be made on the basis of facts adduced at hearing. We will suspend the sheets for one day because we deem it desirable that United's tariff reflect emergency delivery procedures.

Appendix B sheets contain substantially different reporting requirements

³ Appendix B: Revised Substitute Third Revised Sheet No. 71; Revised Original Sheet Nos. 71-A, 71-B, and 71-C; Original Revised Sheet No. 71-D; Sixth Revised Sheet No. 72; and Third Revised Sheet No. 72-A.

*This order clarified guidelines for seeking reilef from curtailment by direct and resale customers. between classes of customers and raise questions of possible undue discrimination or preference in granting emergency relief from curtailment. The 10-day limit applicable to each application for relief by electric utilities seeking exemptions, and the 72-hour minimum period, applicable to other customers formally requesting relief are examples of the different treatment accorded customers under the tariff filing. Furthermore, in regard to the 72-hour no filing requirement, there is nothing in the proposed tariff to limit the grant of 72-hour exemptions on any basis, and there is no requirement that United report the number and description of exemptions it may grant for periods of less than 72 hours.

The reporting requirements applied to electric utility customers appear to be rigorous and the question of whether the reports submitted by utilities would actually be functional will depend upon United's attitude in accepting necessarily vague, indefinite responses which can be expected from the utilities in light of the type of forecast information required.

Questions of whether or not the sheets are in compliance with Commission orders have been raised in that portions of a particular sheet may contain language identical to that expressed by Commission orders, but other provisions contained thereon may add something on which the Commission orders were silent, such as the 72-hour limitation. Moreover those portions of the sheets relating to matters not covered by these orders may be unduly discriminatory, preferential or otherwise unlawful under the Natural Gas Act. It is for this reason that we require suspension and hearing on these matters.

Proposed Third Revised Sheet No. 72-A of Appendix B is intended to supersede underlying Second Revised Sheet No. 72-A, in effect subject to refund. Both sheets contain a provision (§ 12.6, Third Revised Sheet No. 72-A and § 12.3, Second Revised Sheet No. 72-A) in direct contravention of our language in United Gas Pipe Line Company, Opinion No. 647-A, Docket Nos. RP71-29, RP71-120 issued May 30, 1973. We there stataed our view that § 12.3 (substitute fuel clause) "should not be adopted as part of United's tariff. * * *" Mimeo p. 3. We will therefore reject Third Revised Sheet No. 72-A and direct United to withdraw Second Revised Sheet No. 72-A. Inasmuch as thes uspended sheets contain matters dealing with curtailments we will direct that the hearing be consolidated with the remanded curtailment proceedings as in the public interest.

The Commission finds. (1) Good cause exists to reject the tendered Appendix A tariff sheets, identified in footnote 2

⁵ In an order on a hearing in these dockets issued concurrently herewith, we are nevertheless requiring United to file monthly reports regarding any emergency service it provides.

above and Third Revised Sheet No. 72-A

of Appendix B.

(2) Good cause exists that Appendix B tariff sheets, identified in footnote 3 above, except Third Revised Sheet No. 72-A, be accepted for filing and that those sheets be suspended and the use thereof deferred, and that a public hearing be held on the suspended sheets, hereinafter ordered a11 95 conditioned.

(3) Good cause exists to direct United to withdraw Second Revised Sheet No. 72-A from its FPC Gas Tariff, First Re-

vised Volume No. 1.

The Commission orders. (A) Appendix A tariff sheets, identified in footnote 2 above and Third Revised Sheet No. 72-A tendered for filing to United Gas Pipe Line Company's FPC Gas Tariff, First Revised Volume No. 1 on December 14, 1973 are rejected.

(B) Appendix B tariff sheets, except Third Revised Sheet No. 72-A, identified in footnote 3 above, tendered for filing to United Gas Pipe Line Company's FPC Gas Tariff, First Revised Volume No. 1 are hereby accepted for

filing.

(C) United Gas Pipe Line Company is directed to withdraw Second Revised Sheet No. 72-A, in effect subject to refund, within ten days of the date of this

(D) Under the authority of the Natural Gas Act, particularly sections 4, 5, and 16, and pursuant to the Commission's Rules of Practice and Procedure and the Regulations under the Natural Gas Act, a public hearing concerning the lawfulness of the tendered tariff sheets designated in ordering paragraph (B) above shall be consolidated with the remanded curtailment proceeding, established by previous orders in these Dockets and scheduled to convene at the offices of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 at 10:00 a.m. (e.d.t.) on March 12, 1974.

(E) Pending such hearing and decision thereon, the tendered tariff sheets designated in ordering paragraph (B) above are hereby suspended for one day, until January 15, 1974, at which time they shall become effective subject to refund, pursuant to the Natural Gas Act.

(F) On or before February 7, 1974, United shall serve its case in chief on all parties to this proceeding, including Commission Staff.

By the Commission.

[SEAL]

KENNETH F. PLUMB, Secretary.

[FR Doc.74-1602 Filed 1-18-74:8:45 am]

[Docket No. E-82741

VIRGINIA ELECTRIC AND POWER CO. Notice of Filing of Rate Schedule Supplement

JANUARY 15, 1974.

Take notice that on August 3, 1972, as supplemented on January 2, 1974, Virginia Electric and Power Company (Applicant) tendered for filing a proposed rate schedule, designated Supplement A-1. Schedule RC-1, to specify the terms and conditions of providing for Applicant's REA Cooperative Customers service in addition to normal service. Such excess service might consist of multiple supply sources, extra facilities or relay service.

The schedule as revised specifies two separate monthly charges: (1) A monthly charge of 1.57 percent of the estimated installed cost of excess distribution (rated below 69kV) facilities and (2) a monthly charge of 1.37 percent of the estimated installed cost of excess transmission (rated at or above 69kV) facili-

The Applicant also filed a contract supplement designated as Supplement B-26 dated September 28, 1973 (Applicant's proposed Rate Schedule No. 83-26). That supplement provides for relay service under the new rate schedule to Prince William Electric Cooperative (Prince William). The application requests that the authorization become effective as of May 16, 1973 when the 69kV service was provided to Prince William. Supplement B-26 will cancel and supersede FPC Rate Schedule No. 83-6, Gainesville, dated January 5, 1968 and FPC Rate Schedule No. 83-21, Harrison, dated February 11, 1972.

Any person desiring to be heard or to make any protest to said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before January 25, 1974, 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.

> > JANUARY 15, 1974.

[FR Doc.74-1701 Filed 1-18-74;8:45 am]

[Docket No. E-8157]

WISCONSIN PUBLIC SERVICE CORP. Notice of Further Extension of Time and

Postponement of Hearing

On January 11, 1974, Staff Counsel filed a motion for a further extension of the procedural dates fixed by notice issued November 28, 1973. The motion states that the parties agreed to the motion at the prehearing conference.

Upon consideration, notice is hereby given that the procedural dates are further modified as follows:

Service . Intervenor's Testimony, March 21 1974

April 5, 1974.

Hearing, May 10, 1974 (10:00 a.m., e.d.t.).

KENNETH F. PLUMB. Secretary.

[FR Doc.74-1705 Filed 1-18-74;8:45 am]

FEDERAL TRADE COMMISSION DIRECTOR, BUREAU OF COMPETITION

Delegation of Authority

Pursuant to the authority provided by Reorganization Plan No. 4 of 1961 (26 FR 6191), the Federal Trade Commission hereby delegates to the Director, Bureau of Competition, without power of redelegation, the authority to prepare and submit to the President of the United States the report required to be made pursuant to section 6(c)(3) of the Emergency Petroleum Allocation Act of 1973 (Pub. L. 93-159) which provides:

The regulation promulgated under section 4(a) of this Act shall be forwarded on or before the date of its promulgation to the Attorney General and to the Federal Trade Commission, who shall, at least seven days prior to the effective date of such regulation, report to the President with respect to whether such regulation would tend to create or maintain anticompetitive practices or situations inconsistent with the antitrust laws, and propose any alternative which would avoid overcome such effects while achieving the purposes of this Act.

By direction of the Commission dated January 11, 1974.

[SEAT]

CHARLES A. TOBIN, Secretary.

[FR Doc.74-1595 Filed 1-18-74:8:45 am]

INTERIM COMPLIANCE PANEL

(Coal Mine Health and Safety) KAISER STEEL CORP. ET AL. Opportunity for Public Hearing

Application for Renewal Permit for Noncompliance with the Interim Mandatory Dust Standard (2.0 mg/m³) has been received as follows:

ICP Docket No. 20479, KAISER STEEL COR-PORTATION, Sunnyside Mine #1, Mine ID No. 42 00093 0, Sunnyside, Utah.

Section ID No. 017 (16th Left), Section ID No. 022 (Outside Raise—Top) Section ID No. 023 (Outside Raise-2nd

Section ID No. 024 (Outside Raise-1st Right), Section ID No. 025 (3rd South)

In accordance with the provisions of section 202(b) (4) (30 U.S.C. 842(b) (4)) of the Federal Coal Mine Health and Safety Act of 1969 (83 Stat. 742, et seq., Pub. L. 91-173), notice is hereby given that requests for public hearing as to an application for renewal may be filed on or before February 5, 1974. Requests for public hearing must be filed in accordance with 30 CFR Part 505 (35 FR 11296, July 15, 1970), as amended, copies of which may be obtained from the Panel on request.

A copy of the application is available for inspection and requests for public Service of Company's Rebuttal Testimony, hearing may be filed in the office of the

Correspondence Control Officer, Interim Compliance Panel, Room 800, 1730 K Street, NW., Washington, D.C. 20006.

> GEORGE A. HORNBECK, Chairman, Interim Compliance Panel.

JANUARY 15, 1974.

[FR Doc.74-1586 Filed 1-18-74;8:45 am]

OAKWOOD RED ASH COAL CORP. ET AL. **Opportunity for Public Hearing**

Applications for Initial Permits for Noncompliance with the Electric Face Equipment Standard have been received for items of equipment in the underground coal mines listed below.

(1) ICP Docket No. 4121-000, OAKWOOD RED ASH COAL CORPORATION, Mine No. 3, Mine ID No. 44 02122 0, Vansant, Virginia.

(2) ICP Docket No. 4122-000, YOUNG'S BRANCH COAL COMPANY, Mine No. 4, Mine ID No. 44 00264 O. Vansant, Virginia.

(3) ICP Docket No. 4123-000, BADGER COAL COMPANY, Mine No. 13, Mine ID No. 46 01253 0, Philippi, West Virginia.

(4) ICP Docket No. 4124-000, BLUE DIA-MOND COAL COMPANY, Leatherwood Mine, Mine ID No. 15 02082 0, Leatherwood, Kentucky

(5) ICP Docket No. 4125-000, BLUE DIA-MOND COAL COMPANY, Owens Branch Mine, Mine ID No. 15 02083 0, Leatherwood, Kentucky.

(6) ICP Docket No. 4126-000, LUELLA-JEAN COAL COMPANY, INC., Mine No. 4, Mine ID No. 46 01013 0, Tunnelton, West Virginia.

(7) ICP Docket No. 4127-000, JONAH TACKETT COAL COMPANY, Mine No. I-13, Mine ID No. 15 02617 0, Ligon, Kentucky.

(8) ICP Docket No. 4128-000, STANLEY COAL COMPANY, Mine No. IE-68, Mine ID No. 15 03120 0, Orkney, Kentucky.

(9) ICP Docket No. 4129-000, TACKETT COAL COMPANY, Mine No. 1-125,

Mine ID No. 15 02231 0, Teaberry, Kentucky. (10) ICP Docket No. 4130-000, JULIE COAL COMPANY, Mine No. C-71, Mine ID No. 15 03019 0, Grethel, Kentucky.

(11) ICP Docket No. 4131-000, MONROE COAL COMPANY, Low Ash 2 Mine, Mine ID No. 33 00990 0, New Concord, Ohio.

In accordance with the provisions of section 305(a)(2) (30 U.S.C. 865(a)(2)) of the Federal Coal Mine Health and Safety Act of 1969 (83 Stat. 742, et seq., Pub. L. 91-173), notice is hereby given that requests for public hearing as to an application for an initial permit may be filed within 15 days after publication of this notice. Requests for public hearing must be filed in accordance with 30 CFR Part 505 (35 FR 11296, July 15, 1970), as amended, copies of which may be obtained from the panel upon request.

A copy of each application is available for inspection and requests for public hearing may be filed in the office of the Correspondence Control Officer, Interim Compliance Panel, Room 800, 1730 K Street NW., Washington, D.C. 20006.

> GEORGE A. HORNBECK, Chairman, Interim Compliance Panel.

JANUARY 15, 1974.

[FR Doc.74-1587 Filed 1-18-74;8:45 am]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 74-2]

ESTABLISHMENT OF ADVISORY SUBCOMMITTEE

Notice of Determination

Pursuant to section 9(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), the Administrator of NASA has determined that the establishment of an ad hoc advisory Subcommittee to review proposals for space flight investigations on the Pioneer Venus 1978 orbiter mission is in the public interest in connection with the performance of duties imposed upon NASA by law. The Space Science and Applications Steering Committee, under which the Subcommittee will operate, is a NASA internal committee, composed wholly of Government employees.

The function of the Subcommittee will be to obtain the advice of the scientific community on proposals for space flight investigations on the Pioneer Venus 1978

orbiter mission.

Dated: January 14, 1974.

HOMER E. NEWELL, Associate Administrator.

[FR Doc.74-1621 Filed 1-18-74;8:45 am]

[Notice 74-3]

ESTABLISHMENT OF NASA RESEARCH AND TECHNOLOGY ADVISORY COUN-CIL ELEMENTS

Notice of Determinations

Pursuant to section 9(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), and after consultation with the Office of Management and Budget, I have determined that the establishment of the following advisory subgroups, as elements of the NASA Research and Technology Advisory Council, is in each case in the public interest in connection with the performance of duties imposed upon NASA by law:

1. Panel on General Aviation Technology. The functions of this Panel will include the review and evaluation of the NASA general aviation research and technology efforts in terms of their relevance to current and future needs of the industry. The Panel will provide advice and recommendations on the goals trends, content, and technical balance of these efforts. The reasons for establishing this Panel are to provide a formalized means for obtaining industry review and evaluation of general aviation related plans and programs and to establish a recognized channel for communicating industry research requirements to NASA.

2. Ad Hoc Panel on Terminal Configured Vehicles. The functions of this Ad Hoc Panel will be to review and evaluate all phases of terminal configured vehicle research and technology in terms of relevance to current needs and future requirements of the air transportation system industry/user community. The Ad Hoc Panel will provide recommendations and advice on the goals, trends, content, and technical balance of these

efforts. The reason for establishing this Ad Hoc Panel is to ensure that the program is responsive to the views and needs of the airline users, airport operators, airframe and engine manufacturers, neighborhood communities, airline passengers, and Government.

JAMES C. FLETCHER. Administrator, National Aeronautics and Space Administration.

[FR Doc.74-1622 Filed 1-18-74;8:45 am]

[Notice 74-4]

NASA PHYSICAL SCIENCES COMMITTEE Notice of Date and Place of Meeting

The Physical Sciences Committee of the NASA Space Program Advisory Council will meet at the headquarters of the National Aeronautics and Space Administration on 31 January and 1 February 1974. The meeting will be held in room 5026 of Federal Office Building 6, located at 400 Maryland Avenue SW., Washington, D.C. 20546. The meeting is open to members of the public, from 9:00 a.m. to 4:30 p.m. on 31 January 1974 and from 8:30 a.m. to 3:00 p.m. on 1 February 1974, on a first-come, firstserved basis to within the 60-seat capacity of the room. Visitors will be requested to sign a visitor's register.

The Physical Sciences Committee serves only in an advisory capacity to NASA. The Committee is concerned with all aspects of the physical sciences which are relevant to the space program, including lunar and planetary exploration, astronomy, and space physics. The Committee has 14 members including the Chairman, Dr. Michael B. McElroy. For further information regarding the meeting, please contact Mr. Guenter Strobel: Area code 202-755-3647. The agenda for the meeting is as follows:

31 JANUARY 1974

Time Topic 9:00 a.m.-9:30 a.m._ Kohoutek Results * * *

Dr. Maran (GSFC).

ACTION: An overall review of the preliminary scientific re-sults obtained from Comet Kohoutek observations will be presented to the Committee. The Committee's help is requested in planning future cometary exploration by space flight.

9:30 a.m.-10:30 a.m. Large Space Telescope Program Status * * C. R. O'Dell Dr. (MSFC)

ACTION: The Committee is required to consult and advise NASA on the timeliness and effectiveness of NASA Programs, To fulfill this responsibility it is necessary that the Committee periodithe cally review status of those programs, and recommend future actions.

31 JANUARY 1974-Con. Time 10:30 a.m.-10:45 a.m. 10:45 a.m.-11:45 a.m. 11:45 a.m.-12:30 p.m. 12:30 p.m.-1:30 p.m. Lunch. 1:30 p.m.-2:00 p.m__ Shuttle 2:00 p.m.-4:30 p.m .- FY 75 Budget Request

Committee. 4:30 p.m Adjourn. 1 FEBRUARY 1974

8:30 a.m.-9:15 a.m._ Status of Stratospheric Research * * * Dr. Rasool, Dr. Tepper, and Dr. L. R. Greenwood.

ACTION: Committee is requested to assess and advise on the content of NASA's Stratospheric Research Program.

Topic

Planetary Exploration

* * * Dr. Rasool. ACTION: The Commit-

tee members have

requested a review

and discussion of the

scientific results of Pioneer 10 and Mari-

ner 10. A review of

the status of the

Pioneer-Venus Program will also be presented. The Com-

mittee is requested

to recommend guid-

ance on future con-

duct of planetary

Selection Impact on Future Planetary

Missions * * * Mr.

of the Shuttle Upper

Stage selection will

be presented to the

Committee is re-

quested to assess the

import of the se-lection on future

planetary exploration

* * * Chairman, Dr.

Naugle. ACTION: The FY 1975

presented by

OSS budget is ex-

pected to have been

time to the Congress.

An explanation of how the FY 1975

budget was determined and what ef-

fect PSC recommen-

dations had on these

determinations will

be discussed for the

and

The

Dr.

this

Committee.

programs.

Newell,

Herman.
ACTION: The status

Upper Stage

missions.

Continue above

Break.

9:15 a.m.-9:45 a.m... HEAO Status Report * * * Dr. Schardt. ACTION: The Commit-

tee is requested to comment and advise on the current planning for the HEAO program.

9:45 a.m.-10:00 a.m. Break.

10:00 a.m.-10:45 a.m. Status Report Physics & Astronomy Working Groups * * * Dr. Schardt. 1 FEBRUARY 1974-Con.

Time Tonic ACTION: A report on the activities of the Physics & Astronomy Working Groups will be presented. The Committee is requested to comment and advise on the

planned efforts. 10:45 a.m.-Report on Candidate Relativity 11:15 a.m. Missions

* * * Dr. Roman.

ACTION: The report

will inform the Committee on current activities of several Relativity Missions. The Committee is requested to com-ment and advise on further conduct of Relativity Missions.

Lab Payload 11:15 a.m.-Space Status 12:00 p.m.

Schardt, ACTION: The status of the Space Lab Payload will be presented to keep the Committee currently informed.

Lunar Planning Com-12:00 p.m.-12:30 p.m. mittee Activities * * * Dr. Hinners.

ACTION: A review of the Lunar Planning Committee's activities will be presented to keep the Committee currently informed.

12:30 p.m.-2:00 p.m. Lunch. 2:00 p.m.-3:00 p.m__ Committee ommittee Working Papers * * Chairman.

ACTION: The members of the Committee will use this period to prepare individual working papers and the draft Committee reports to the Associate Administrator. -- Adjourn.

3:00 p.m____ HOMER E. NEWELL. Associate Administrator, National Aeronautics and Space

Administration.

JANUARY 15, 1974.

[FR Doc.74-1623 Filed 1-18-74;8:45 am]

NATIONAL SCIENCE FOUNDATION ADVISORY COMMITTEE FOR RESEARCH Notice of Ad Hoc Task Group Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of Ad Hoc Task Group No. 3 of the Advisory Committee for Research to be held at 9 a.m. on January 31 and February 1, 1974, in Room 511 at 1800 G Street NW., Washington, D.C. 20550.

The purpose of the Committee is to provide advice and counsel concerning research activities and potential in the United States and to consult on problems in the administration of research support. This informal subgroup of the Committee is meeting to consider and discuss specific topics of interest to the full Committee.

The agenda for this meeting shall include a discussion of means of evaluating the effectiveness of NSF support at the project level on a post-grant basis. This meeting shall be open to the public. Individuals who wish to attend should inform Mr. Leonard F. Gardner, Special Assistant, Directorate for Research, by telephone (202-632-4278) or by mail (Room 320, 1800 G Street NW., Washington, D.C. 20550) prior to the meeting. Persons requiring further information concerning the Committee or this Task Group should contact Mr. Leonard F. Gardner at the above address. Summary minutes relative to this meeting may be obtained from the Management Analysis Office, Room K-720, 1800 G Street NW., Washington, D.C. 20550.

> T. E. JENKINS. Assistant Director for Administration.

JANUARY 7, 1974.

[FR Doc.74-1597 Filed 1-18-74;8:45 am]

ADVISORY PANEL FOR SYSTEMATIC BIOLOGY

Notice of Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given of a meeting of the Advisory Panel for Systematic Biology to be held at 9 a.m. on January 31 and February 1, 1974, in Room 338 at 1800 G Street NW., Washington, D.C. 20550.

The purpose of this Panel is to provide advice and recommendations concerning support for research in Systematic Biology. The agenda for this meeting will be devoted to the review and evaluation

of research proposals.

This meeting is concerned with matters which are within the exemptions of 5 U.S.C. 552(b) and will not be open to the public in accordance with the determination by the Director of the National Science Foundation dated December 17, 1973, pursuant to the provisions of section 10(d) of Pub. L. 92-463.

T. E. JENKINS. Assistant Director for Administration.

JANUARY 7, 1974.

[FR Doc.74-1596 Filed 1-18-74;8:45 am]

NATIONAL TRANSPORTATION SAFETY BOARD

[Docket No. SA-440]

AIRCRAFT ACCIDENT AT ALBUQUERQUE, N. MEX.

Notice of Hearing

In the matter of investigation of accident involving National Airlines, Inc., McDonnell Douglas DC-10 of United States Registry N60NA Albuquerque, New Mexico, November 3, 1973.

Notice is hereby given that an Accident Investigation Hearing (Phase II) on the above matter will be reconvened at 10:00 a.m. (local time), on February 12, 1974, at the Dupont Plaza Hotel, Miami, Florida.

Dated this 15th day of January 1974.

[SEAL] WILLIAM R. HENDRICKS, Senior Hearing Officer.

[FR Doc.74-1619 Filed 1-18-74;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[70-5442]

PENNSYLVANIA POWER CO.

Proposed Issue of First Mortgage Bonds, Issue and Sale of Preferred Stock, and Amendment of Charter

Notice is hereby given that Pennsylvania Power Company ("Pennsylvania"), 1 East Washington Street, New Castle, Pennsylvania 16103, an electric utility subsidiary company of Ohio Edison Company, a registered holding company, has filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6 (a) (2) and 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the applicationdeclaration, which is summarized below, for a complete statement of the proposed transactions.

Pennsylvania proposes to issue \$1,109,-000 principal amount of First Mortgage Bonds, 31/4 percent Series due 1982 to the First National City Bank, as trustee, under its Indenture dated November 1, 1945, as amended and supplemented (particularly by the Third Supplemental Indenture dated February 1, 1952) and to surrender such sinking fund bonds to the trustee in accordance with the sinking fund requirements. The sinking fund bonds are to be identical with those authorized by the Commission on February 28, 1973 (Holding Company Act Release No. 17895) and due to be issued on the basis of property additions. Pennsylvania proposes to use the sinking fund bonds solely to obtain the inclusion in its general funds of the sinking fund payments on deposit and required to be made on or before December 1, 1974, with the trustee under the sinking fund provisions of the Indenture. The cash so acquired by Pennsylvania will be applied toward its cash requirements in 1974.

Pennsylvania also proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, 80,000 shares of its percent preferred stock, \$100 par value. The dividend rate of the preferred stock (which will be a multiple of 0.04 percent) and the price, exclusive of accrued dividends, to be paid to Pennsylvania (which will not be less than \$100 nor more than \$102.75 per share) will be determined by the competitive bidding. The terms will include a prohibition until February 1, 1979, against refunding the issue, directly or indirectly, with the proceeds of funds derived from the issuance of debt securities at a lower effective interest cost or of other preferred stock at a lower effective dividend cost.

The net proceeds from the sale of the preferred stock will be used by Pennsylvania to construct and acquire new facilities and to improve existing facilities, to repay bank loans incurred for such purposes, estimated to aggregate \$1,400,000 at the time of the sale of the preferred stock, and to reimburse its treasury in part for monies expended for such purposes.

The application-declaration states that Pennsylvania presently has 60,951 shares of authorized and unissued preferred stock and that, to provide for the presently proposed sale and future additional sales, the company proposes to increase its authorized number of shares of preferred stock, with a par value of \$100 per shares, from 320,000 shares to 500,000 shares. In connection with said proposed increase of authorized shares, Pennsylvania must seek the consent and approval of its sole voting stockholder. Ohio Edison Company. The company is advised that Ohio Edison Company proposes to give such consent and approval.

It is stated that the Pennsylvania Public Utility Commission has jurisdiction over the proposed issue and sale of the sinking fund bonds and the preferred stock and that no other state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transactions. The fees and expenses to be incurred in connection with the sinking fund bonds are estimated at \$2,000, including counsel fee of \$500. The fees and expenses to be paid in connection with the issuance and sale of the preferred stock will be filed by amendment.

Notice is further given that any interested person may, not later than January 31, 1974, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicant-declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS, Secretary,

[FR Doc.74-1670 Filed 1-18-74;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 35948]

ARKANSAS INTRASTATE FREIGHT RATES AND CHARGES—1974

Order Considering Increases

JANUARY 16, 1974.

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D.C., on the 10th day of January 1974.

By joint petition filed on January 3, 1974, Chicago, Rock Island and Pacific Railroad Company, Kansas City Southern Railway Company, Louisiana & Arkansas Railway Company, Missouri Pacific Railroad Company, St. Louis-San Francisco Railway Company, and St. Louis Southwestern Railway Company, carriers by railroad within the State of Arkansas, state that the Arkansas Transportation Commission has not permitted increases in intrastate rates and charges as permitted by this Commission on interstate commerce in Ex Parte No. 295, Increased Freight Rates and Charges, 1973, Nationwide, 344 I.C.C. 589; and

It appearing, that the petitioners allege that the increases on interstate commerce were authorized based on revenue needs of the carriers and the interstate rates are just and reasonable; that interstate and intrastate traffic moving from, to and between points in Arkansas are generally comingled and handled in the same trains; and that intrastate traffic is transported under conditions no more favorable than those surrounding interstate traffic; that the rates imposed by the Arkansas Commission, to the extent they fail to include increases sought herein, deprive the petitioners of badly needed revenue, result in undue and unreasonable advantage to shippers and receivers in Arkansas intrastate commerce, and in undue and unreasonable prejudice to shippers of interstate traffic, to, from, and through Arkansas, and result in undue, unreasonable, and unjust discrimination against, and an undue burden upon, interstate commerce; and

It further appearing, that petitioners request that the Commission institute an investigation under sections 13 and 15 (a) (2) of the Interstate Commerce Act of the Arkansas intrastate rates and enter an order removing the alleged unlawfulness, and that special expedition be given to the hearing and decision in this proceeding:

And it further appearing, that there have been brought into issue matters sufficient to require an investigation into the lawfulness of intrastate rates and charges made or imposed by the State of Arkansas; therefore,

It is ordered, That the petition be, and it is hereby, granted, and that an investigation be, and it is hereby, instituted under sections 13 and 15(a)(2) of the Interstate Commerce Act to determine whether the present intrastate rates and charges in Arkansas are in any manner unlawful by reason of the failure of such rates and charges to include the increases requested in the petition and, if warranted, to enter an appropriate order under section 13(4) of the act.

It is further ordered. That all common carriers by railroad operating within the State of Arkansas be, and they are hereby, made respondents to this pro-

ceeding.

It is further ordered, That any person intending to participate in this proceeding shall notify this Commission by filing with the Commission's Office of Proceedings, Room 5342, 12th Street and Constitution Avenue NW., Washington, D.C. 20423, on or before February 15, 1974, an original and one copy of a statement of his intention to participate; and that a service list shall be prepared and made available to persons responding to this order, containing the names and addresses of all parties to this proceeding, upon whom copies of all pleadings must be served; thereafter, the nature of further proceedings will be designated.

And it is further ordered, That a copy of this order be served upon the respondents; That the State of Arkansas be notified of this proceeding by sending copies of this order by certified mail to the Governor of Arkansas, Little Rock, Ark., and to the Arkansas Transportation Commission at Little Rock; and that notice be given to the general public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register, for publication there-

By the Commission, Division 2.

[SEAL]

ROBERT L. OSWALD, Secretary.

[FR Doc.74-1716 Filed 1-18-74;8:45 am]

[Notice 427]

ASSIGNMENT OF HEARINGS

JANUARY 16, 1974.

Cases assigned for hearing, postponement cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested. No amendments will be entertained after the date of this publication.

MC 32882 Sub 58, Mitchell Bros. Truck Lines, now assigned February 25, 1974, at Dallas, Texas, is cancelled and the application dis-

MC 36629 Sub-3, Steinway Trucking, Inc., Extension-N.J. Ports, now assigned February 25, 1974, at New York, N.Y., will be held in Court Room 208, Tax Court, Federal Building, 26 Federal Plaza.

MC 138856, Continental Frontiers, Inc., now assigned February 27, 1974, at New York, N.Y., will be held in Court Room 208, Tax Court, Federal Building, 26 Federal Plaza. MC 108937 Sub 39, Murphy Motor Freight

Lines, Inc., now assigned February 4, 1974, at St. Paul, Minn., is postponed indefinitely

MC-61955, Centropolis Transfer Co., Inc., now MC-61955, Centropolis Transfer Co., Inc., now assigned February 6, 1974, will be held in the 14th Floor Hearing Room, Jefferson Building, Jefferson City, Mo. MC-118848 Sub 16, Domenico Bus Service,

Inc., now assigned February 11, 1974, will be held in Room 212, 1100 Raymond Blvd., Newark, N.J.

MC-135738 Sub 2, Donald DeGraff, DBA Ace Limousine Service, now assigned Febru-ary 4, 1974, will be held in Room 212, 1100 Raymond Blvd., Newark, N.J.

MC-F-11976, Witte Transportation Company (Purchase) John D. Turck, now being assigned April 16, 1974 (3 weeks), at St. Paul, Minn., in a hearing room to be later designated.

1&SM 27316, General Increase, October 1973, Middlewest Motor Freight Bureau, now assigned January 21, 1974, at Washington,

D.C., is canceled.

o. 35895, Inexco Oil Company v. Belle Fourche Pipeline Company, Et Al. now assigned January 15, 1974, at Washington, D.C., is postponed to February 20, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 116073 Sub-No. 31, Barrett Mobile Home Transport, Inc., Extension—Buildings (13 Western States), now being assigned prehearing conference February 4, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 116073 Sub-No. 35, Barrett Mobile Home Transport, Inc., Extension—Buildings (Arizona), now being assigned pre-hearing conthe Interstate Commerce Commission, Washington, D.C.

MC 116073 Sub-No. 85, Barrett Mobile Home Transport, Inc., Extension-Idaho (Moorhead, Minn.), now being assigned pre-hearing conference February 4, 1974, at the Offices of the Interstate Commerce Commission, Washington, D.C.

[SEAL]

ROBERT L. OSWALD, Secretary.

[FR Doc.74-1720 Filed 1-18-74;8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

JANUARY 16, 1974.

An application, as summarized below, has been filed requesting relief from the requirements of section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with rule 40 of the general rules of practice (49 CFR 1100.40) and filed on or before February 5, 1974.

FSA No. 42795—Malt Cleanings from, to and Between Points in IFA, Southwestern and WTL Territories. Filed by Western Trunk Line Committee, Agent, (No. A-2694), for interested rail carriers. Rates on malt cleanings, in carloads, as described in the application, from, to and between points in Illinois, southwestern, and western trunk-line territories. Grounds for relief-Revision in commodity description.

By the Commission.

ROBERT L. OSWALD, Secretary.

[FR Doc.74-1715 Filed 1-18-74:8:45 am]

[Notice 7]

MOTOR CARRIER BOARD TRANSFER **PROCEEDINGS**

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27. 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before February 11, 1974. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-74866. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Stadium Transportation Company, Inc., Manville, N.J., of the portion of the operating rights in Certificate No. MC-13794 issued April 24, 1967, to Sisser Bros., Inc., New Brunswick, N.J., authorizing the transportation of household goods between points in Pennsylvania, on the one hand, and, on the other, points in Connecticut, Illinois, Indiana, Massachusetts, Ohio, Rhode Island, Virginia, and West Virginia. Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, N.J. 08904, Registered Practitioner for applicants.

No. MC-FC-74899. By order of January 14, 1974, the Motor Carrier Board approved the transfer to Colorado Moving and Storage, Inc., Denver, Colo., of Certificate of Registration No. MC-57232

[Notice 8]

MOTOR CARRIER TRANSFER PROCEEDINGS

JANUARY 16, 1974.

Building, Denver, Colo. 80203. No. MC-FC-74903. By order of January 15, 1974, the Motor Carrier Board approved the transfer to Michael C. Naro, Dunmore, Pa., of the operating rights in Certificates No. MC-15754 (Sub-No. 2) and MC-15754 (Sub-No. 6) issued November 16, 1956 and August 25, 1961 respectively to Robert Anglemier, Clarks Summit, Pa., authorizing the transportation of various commodities from, to and between specified points and areas in Pennsylvania, New York and New Jersey. Kenneth D. Davis, 999 Union St., Taylor, Pa., 18517, representative for applicants.

(Sub-No. 1) issued to Hoffman Transfer Co., a corporation, Denver, Colo.,

evidencing the right of the holder to en-

gage in the transportation of property

within the State of Colorado. Truman A.

Stockton, Jr., Attorney, The 1650 Grant

ROBERT L. OSWALD, [SEAL] Secretary.

[FR Doc.74-1717 Filed 1-18-74;8:45 am]

Application filed for temporary authority under section 210(a) (b) in connection with transfer application under section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC-74948. By application filed January 14, 1974, MID-PENN TRANS-PORTATION, INC., 1100 Lafayette St., York, PA 17405, seeks temporary authority to lease a portion of the operating rights of MILLER'S MOTOR FREIGHT, INC., 1060 Zinn's Quarry Rd., York, PA 17405, under section 210a(b). The transfer to MID-PENN TRANSPORTATION, INC., of the operating rights of MIL-LER'S MOTOR FREIGHT, INC., is presently pending.

By the Commission.

ROBERT L. OSWALD. [SEAL] Secretary.

[FR Doc.74-1718 Filed 1-18-74;8:45 am]

[Notice 9]

MOTOR CARRIER TRANSFER PROCEEDINGS

JANUARY 16, 1974.

Application filed for temporary authority under section 210(a) (b) in connection with transfer application under section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC-74949. By application filed January 14, 1974, P-Y TRANSPORT. INC., 2767 Lewisberry Rd., York, PA 17404, seeks temporary authority to lease a portion of the operating rights of MIL-LER'S MOTOR FREIGHT, INC., 1060 Zinn's Quarry Rd., York, PA 17405, under section 210a(b). The transfer to P-Y TRANSPORT, INC., of the operating rights of MILLER'S MOTOR FREIGHT, INC., is presently pending.

By the Commission.

ROBERT L. OSWALD. [SEAL] Secretary.

[FR Doc.74-1719 Filed 1-18-74;8:45 am]

CUMULATIVE LIST OF PARTS AFFECTED—JANUARY

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MONDAY, JANUARY 21, 1974 WASHINGTON, D.C.

Volume 39 ■ Number 14

PART II



# DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

ANIMAL WELFARE

List of Licensed Dealers

#### DEPARTMENT OF AGRICULTURE

#### Animal and Plant Health Inspection Service ANIMAL WELFARE

#### **List of Licensed Dealers**

Pursuant to the provisions of the Act of August 24, 1966, as amended by the Animal Welfare Act of 1970 (7 U.S.C. 2131 et seq.) and the regulations thereunder (9 CFR Part 2), notice is hereby given that the following dealers are licensed under said Act:

#### ALABAMA

Aquarium Pets, Inc., 2761 Springhill Avenue, Mobile 36607.

Bagwell, James S. and Opal K., Route 1, Box

18C, Trinity 35673.

Beattie, Ernest S., Jr., dba Crafts and Critters, 500 North Jefferson Street, Athens 35611.

Boydston, Mrs. Nancy, dba Hobbey Hut, 2527 Hermitage Drive, Montgomery 36111.

Campbell, Paul E., dba Pet Safari, 100 Broad-way, Homewood 35209.

Doster, L. S., Jr., dba Southdate Pet Center, 513 North Wood Avenue, Florence 35630. Floyd, G. R., Route 1, Box 1343, Irvington

Martin, Clarence A., dba B and J Tropical Fish and Pet Center, Route 1, Box 130, Athens 35611.

Mayo, Perron C., dba Pets Unlimited, 2823 Central, Homewood 35209.

Neptune's Corner Pet Shop, 306 North Gay Street, Auburn 36803.

Scott, Dorothy and W. Marvin, dba S and S Pet Center, 1413 Locust Street, Decatur

Sobieske, Mrs. Robert, dba Char-ol's Pet Center, 2607 Sparkman Drive, Huntsville 35810. Spiller, John Robert, dba Spiller Pet Center,

Box 138, Route 1, Tuscaloosa 35401. Western Hills Pet Center #202, Inc., 30 Western Hills Mall, Fairfield 35064.

White, Mrs. Carl, dba Alaquatics Pet Centers, Crestwood Boulevard, Birmingham 35212.

#### ARIZONA

Docktor Pet Center, 1391 North Scottsdale Road, Scottsdale 85257.

Nolan, Alice J., dba The Pet Corral, Box 316, Thatcher 85552. Powell, Dale A., dba Powell Rabbitry, 6660

South Camino de Oeste, Tucson 85706. Risinger, Mr. and Mrs. H. D., dba Jungle Park Pet Shop, 6246 North Seventh Street,

Phoenix 85014. Shuman, Jerry, dba Exotic Pets, 3402 East

Marilyn, Phoenix 85021. Smith, Mabel O., dba Pets American Style, 6022 North 11th Street, Phoenix 85014

Southwestern Scientific Co., Tucson International Airport, Tucson 85706.

Taylor, Thomas R., dba Arizona Reptiles, 1216 North Scottsdale Road, Tempe 85281. Wahrendorf, Wayne, dba Pets Paradise, 8753 North 30th Avenue, Phoenix 85021.

#### ARKANSAS

Chatterton, Ellis, dba Hillside Kennels, Delmar Star Route, Harrison 72601.

Criner, Marvin, Box 325, Harrison 72601.

Goss, Alice G., dba Smoketree Kennels, Box 138. Prairie Grove 72753.

Grant, Marie E., dba Briar Patch Farms, Route 1, Box 41, Decatur 72722.

Guthrie, Don, dba Small Stock Industries, P.O. Box 157, Pea Ridge 72751.

Holco, Inc., P.O. Box 186, Fayetteville 72701. Klages, Darlene, dba Darlo Kennels, Mountainburg 72946.

Miller, Marge, dba Ma-Ha Puppy Broker, Box 111, Route N, Yellville 72687.

Norris Kennels, Route 2, Mountain Home 72653.

Pel-Freez Bio-Animals, Inc., P.O. Box 68, Rogers 72746.

Robison, Ray, dba Bryant Cove Kennels, Box 47, Casa 72025.

Sharum, Milton M., dba Sharum's Kennels, 3301 South Johnson Street, Fort Smith 72901.

Striegler, Curtis, dba Flint Ridge Kennel, Route 2, Fayetteville 72701.

Whiteaker, Otis, Route 5, Calico Rock 72519.

#### CALIFORNIA

Beckendorf, Mrs. Ivan, dba Beckendorf's Small Stock, Route 2, Box 28B, Crescent City 95531.

Bond, Lawrence E., dba Global Sea Lions, P.O. Box 464, Santa Barbara 93102.

Brusley, Robert, dba Jungleland Pets, 6099 San Juan Avenue, Citrus Heights 95610. Bunts, L. D., dba Dahl Company, 1201 Park Avenue, Emeryville 94608.

Burns, Thomas S., dba National Research Resources, P.O. Box 691, Bonita 92002.

Cal-Luminum, Inc., Lake Nala Ranch, 48500 Twin Pines Road, Banning 92220.

Campbell, Allan B., dba ABC Caviary and Rabbitry, 11203 Roswell Avenue, Pomona

Carter, Joette Y., dba Critterville, 3140 Old Auburn Road, Orangevale 95662.

Clark, Nancy A., dba Clark's Cavies, 3487 Walton Way, San Jose 95117.

Coury, Rose, dba Golden West Kennels, 343 Goodwin Road, Modesta 95351.

Creative Animal Techniques, 2382 Pleasant Way, Thousand Oaks 91360.
Curd, Mervin E., dba Curd's Caviary and Animal Supply, 787 South 4th Avenue, La-Puente 91746.

De Borondy, Dr. Laszlo, dba Casa de Pets,

P.O. Box 1663, Studio City 91604.
Denio's Roseville Farmer's Market and Auction, Inc., P.O. Box 999, Roseville 95678. Goebel, Annabel R., dba The Camel Factory, Star Route, Box 335, Tehachapi 93561.

Guerrero, Gary E., dba Valley Pet Supply, 1774 Sabre Street, Hayward 94545.

Headley, Mr. and Mrs. Joe, 1886 Northrup Road, Stevinson 95374. Held, Donald M., P.O. Box 3271, Simi Valley

93063 Hermosa Reptile and Wild Animal Farm,

Inc., P.O. Box 182, Hermosa Beach 90254. Horton Laboratory Animals, Inc., 20151 Thompson Road, Los Gatos 95030. 20151

Juszyk, Chet, 2591 Los Feliz Drive, 1000 Oaks 91360.

Keener, Daryl S. and Roberta C., dba Kings Pets and Supplies, 1165 East Pacific Coast Highway, Long Beach 90806.

Kelley, Jim O., 609 F Street, Galt 95632. King, Bill J., dba Big Pine Rabbitry, 19174 Panorama Drive, Saratoga 95070.

Knudsen, Henry K., 12488 South Harlan Road, Lathrop 95330.

Lancaster, Lonnie, 12633 Avenue 336, Visalia 95277.

Leache, David S., dba Garden Grove Feed and Pet Store, 9900 La Alameda No. 35, Fountain Valley 92708.

Leache, Marvin L., dba Mesa Pet Shop, 447 Old Newport Boulevard, Newport Beach 92660.

Loma Linda University, Loma Linda 92354. Miller, Donald R., dba Rancho de Conejo, 1345 Sunset Drive, Vista 92083.

Pass, John W. and Dorothy H., dba Live Cargo Bird and Animal Farm, 9063 Birch Street, Spring Valley 92077.

Paul, L. R., 371 McBrown Road, Petaluma 94952.

Robelle Animal Productions, Ltd., P.O. Box 246, Norco 91760.

Sarett, Gloria, dba Gloria's Pet Pad, 8369 Sausalito Avenue, Canoga Park 91304.

Scott, Mark, dba The Cavy Co., 621 Sunset Drive, Oceanside 92054.

Simonsen Laboratories, Inc., 1180C Day Road, Gilrov 95020.

Stanford Research Institute, 333 Ravenswood Avenue, Menlo Park 94025.

Trent, Glen R. and Hazel M., 506 Fairland Avenue, Modesto 95351.

University of Southern California, 2011 Zonal Avenue, Los Angeles 90033.

Weinhard, John, dba Jungle Cat World, P.O. Box 331, Rialto 92376.

Western Scientific Supply Co., P.O. Box 681, West Sacramento 95691.

#### COLORADO

Adams, Wilbur R., Route 3, Box 309, Fort Collins 80521.

Britton, Jerry, dba Britton's Rabbitry, Box 129, LaPorte 80535.

Broman, Francis F., dba Mile-Hi Rabbitry, 1255 Youngfield, Golden 80401.

Cleveland, Barbara, Route 1, Box 89, Peetz 80747.

Fitzgerald, John, dba Carmelle, 1918 W. 76 Avenue #703, Denver 80221.

Freemyer, Marie L, dba High Plains Kennels, Haxtun 80731.

Gardiner, Linda S., Route 1, Peetz 80747. Guerin, Edgar S. and Geraldine, Route 3, Sterling 80751.

Hart, Ronald, dba Ron's Rabbit Ranch, Rural Route 1, Monte Vista 81144.

Haynes, B. L. and Betty, 4230 Rasley Road, Golden 80401.

Haystack Mountain Pet Barn, P.O. Box 129, Niwot 80544.

Helmut, Birdie Belle, Route 2, Merino 80741, Huey, William B. and Ronald S., dba Valley Kennels, Route 1, Box 6, Iliff 80736.

Hunt, Thelma L. and Velma J. Rigel, Route 3, Sterling 80751.

Lambert, Cary and Carol, dba Kennels, Route 2, Haxtun 80731. dba Harmony

Liabenow, Mrs. John, dba Liabenow's Ken-nel, Route 4, Box 93, Montrose 81401.

Lott, Jerrie A., dba Lott's Caviary and Small Animals, 104 Linden Drive, Security 80911. Mauch, Louise, dba Arkansas Valley Kennel, Route 1, Box 107, Lamar 81052.

Miller, Linda, dba Miller's Magic Hat Rabbitry, 6142 Hygiene Road, Longmont 80501.

Milliken, Mrs. John T., dba Ripple's Dog Ranch, Route 2, Box 151, Rocky Ford 81067. Morgan, Mrs. Thelma, dba Poudre Valley Rabbitry Supply, 7632 North Taft Hill Road, Fort Collins 80521.

Morris, Mrs. W. H., 1229 U.S. 287 North, Fort Collins 80521.

Murphy, Harry J., Box 280, Windsor 80550. Patterson, John E., dba Patterson Kennel, Rural Route 2, Box 76, Yuma 80759.

Perkins, David L., dba Perk's Mile Hi Rabbitry, 3461 West Gill Place, Denver 80219. rice, Vernon O., Rural Route 1, Haxtun Price, 80731.

Prussman, Gene, Jan and Lola, dba G and J Kennel, Route 2, Box 81, Otis 80743.

Nate R., 1739 South Logan, Denver 80210.

Redden, Mrs. Henry, Hotchkiss 81419. Sindt, Lew and Andrea, dba Sindt's Ace-Hi Kennels, Peetz 80747. Spear, Herbert, dba Spear Kennels, Burdette

Route, Akron 80720. Starkebaum, Mrs. Clark R., dba Strongtree

Kennel, Rural Route, Haxtun 80731. Stolns, John, Bennett 80102.

Stonemets, Ted V., Jr., and Hazel P., dba T and H Rabbitry, 2220 North Highway 287, Fort Collins 80521.

Storey, Mary and Veryl, dba M and M Kennels, Star Route, Hugo 80821.

Thomason, Stephen C., dba Thomason-Gos-sert Rabbit Company, Box 277, Hudson

Turvey, Alice, dba Turvey's Kennel, Eckley 80727.

Twin Lakes Aquarium, Inc., 2201 South Wabash Street, Denver 80222.

Waitman, Mrs. Phillip, Rural Route 2, Hotchkiss 81419

Walters, Ansel E., dba Pet Ranch, 12725 West Bellview, Littleton 80121.

Wellert, William, dba New Englewood Pet Shop, 5550 South Sherman Street, Littleton 80121.

Wernsman, Gary, R. R. 1, Box 61, Fleming

Wernsman, Joe and Jerry, Fleming 80728. Wernsman, Larry, Rural Route 1, Fleming 80728.

Wolff, Delbert D. and Randolph Dickerson, dba Wolf and Dickerson Kennels, 341 North Wallace, Haxtun 80731.

#### CONNECTICUT

Barkal, Mrs. Margaret T., dba Craig's Catch, 1847 Poquonock Avenue, Poquonock 06064.
Boardman, Paul R., dba Wallingford Laboratory Animals, 14 Schoolhouse Road, Wallingford 06492.

Docktor Pet Center, Connecticut Post Shop-

ping Center, Milford 06460.

Dubois, Robert A., dba Hammer Hill Rabbitry, P.O. Box 122, Thompson 06277.

Fin and Feather of Groton, Inc., 38 Plaza Court, Groton 06340.

Goeffrey, George, dba Animal Isle, New London Shopping Center, South Service Road, New London 06320.

Godfrey, Douglas J., dba Stony Hill Pet Center, Route 6, Danbury-Newton Road, Bethel 06801.

Hertzler Enterprises, Inc., dba Mt. Hope Rabbitry, Box 98, Mansfield Center 06250. Sachs, Marvin, dba Animal Kingdom, 114

Cherry Hill Road, Branford 06405. Theis, Conrad and Sylvia, dba White Rock Farms, R.F.D. 4, Colchester 06415.

Todd, Elizabeth W., dba Birchwood Kennels, 551 Skokorat Road, Beacon Falls 06403.

Weber, Dr. Howard O., P.O. Box 484, Simsbury 06070.

Wild Cargo Pet Shops, Inc., 1139 Tolland Turnpike, Manchester 06040.

Wilkas, John Jr., dba Middlebury Kennels, 59 Bioski Road, Middlebury 06762.

#### DELAWARE

Bailey, Raymond D., dba Little Acres Animal Farm, Route 2, Box 338-A, Seaford 19973. Burchell, George W., Rural Delivery 5, Box 132A, Dover 19901.

Ceppling, Douglas J., dba Koral Reef, 28 North Walnut Street, Milford 19963.

Docktor Pet Center #275, Blue Hen Mall, Dover 19901.

Hazel-Del Farms, Inc., Rural Delivery 1, Box 198B, Hartly 19953.

Hoy, B. J., 5 and 10¢ Stores, Inc., 700 Wilmington Road, New Castle 19720.

Jones, Katherine M., dba Aqua Tropicals and Pets, 36 Glen Avenue, New Castle 19720. McVey, Franklin P. and Woodrow R. Jones,

dba Graylyn Pet Shop, 1731 Marsh Road, Wilmington 19810.

North Philadelphia Pet Center #29, dba Docktor Pet Center #26, One Concord Mall, Wilmington 19803.

Wilson, David L., 703 South Dupont Boule-vard, Milford 19963.

#### DISTRICT OF COLUMBIA

Capitol Pet Shop, Inc., 931 H Street NW., Washington, D.C. 20001.

Southeast Pet Shop, Inc., 631 Pennsylvania Avenue, SE., Washington, D.C. 20003.

#### FLORIDA

Albert, Thomas R., dba Safari Pet Shop, 18820 NW 18 Court, Opa-Locka 33054.

Albie Damm, Inc., 44 Country Club Road, Cocoa Beach 32931.

Baudy, Robert Emil, dba Rare Feline Breeding Compound, Box 132, Center Hill 33514

Baumer, Leo W., dba Lebaco Enterprises, Inc., 3035 NW 84th Terrace, Miami 33147.

Bird, Ronald, dba Bird's Wild Animal Farm 3770 SW 76th Avenue, Fort Lauderdale 33314

Blue Ribbon Pet Farm, 8772 SW 131 Street, Miami 33156.

Burger, Clair R., dba Ray's Tropical Fish and Supply, 2160 NW 79th Street, Miami

Campbell, Robert, dba Poodle Palace, 3206 West DeBazan, St. Petersburg Beach 33706. Chase, Charles P., Co., Inc., 7330 NW 66th

Street, Miami 33166. Collison, Dorothy, dba Suniland Pet Shop, 11429 South Dixie Highway, Miami 33156. Cooper, Vincent, dba Exotic Cargo Pet Supply, 7608 NW 22nd Avenue, Miami 33147. Coriat, Alberto, 3340 NW 191 Street, Opa-

Locka 33054. Coward, E. G. and Bonnie, Route 3, Box 236, Live Oak 32060.

Cummings, Marvin L., dba Cummings Rab-bitry, 11506 North 53rd Street, Tampa 33617.

Dawson Research Corporation, 114 West Grant Avenue, Orlando 32806.

Dick's Pet and Garden, Inc., 4273 East Fourth Avenue, Hialeah 33012. Docktor Pet Center #118, 1289 NW 40th Ave-

nue, Lauderhill 33313.

Docktor Pet Center #136, 41 Pompano Fashion Square, Pompano Beach 33062.

Economos, Margaret, dba Parisian Kennels, 2580 Park Street, Jacksonville 32204.

Ettel, Ray S., dba Gatorland Alligator Farm, P.O. Box 387, St. Augustine 32084. Florida Alligator Farm, Callahan 32011.

Florida Reptile Land, Route 1, Box 312, Lawtev 32058.

Florida Reptile Land, Perry 32347.

Fauna Distributors, Inc., 2286 NW 36th Street, Miami 33142.

Gallanthen, Arthur G., dba Art's Pets, 1657 Sample Road, Pompano Beach 33064.

Gol-Dan Enterprises, Inc., dba Roy's Searstown Pet Shop, 3310 North Roosevelt Boulevard. Keywest 33040. Granberry, Ruth and Hal M., dba Animal

Kingdom, P.O. Box 225, Winter Park 32789. Griggs, Gordon B., dba Aquarium and Pet Shop, 760 West New Haven Avenue, Melbourne 32901.

Hatfield, Kenneth I., dba Exotic Feline Farm, SW 136th Avenue, Fort Lauderdale 33314.

Hill, Larry W., dba Larry's Fin and Fur, 1156

West 68th Street, Hialeah 33014.
Hill, Robert, 740 South Woodward Avenue,

De Land 32020. Horne, Jerry, dba Exotic Animal Importers,

Inc., 1035 NW 105th Street, Miami 33150. Critter Shop, 3407 Henderson Boulevard, Tampa, 33609. Huff, William F., dba House of Pets, 903 West

Tharpe Street, Tallahassee 32303. Hutchens, Eric C., dba Pet Circus, Inc.,

NE Third Terrace, Fort Lauderdale 33308.
J. S. M., Inc. dba Guppies N' Puppies' #8,

7585 South Dixle, West Palm Beach 33405. Kaplan, Kenneth, dba Pet World, 5059 Edgewater Drive, Orlando 32810.

Keels, W. E., dba Swanie Lake Bird Rancho, Route 3, Box 227, Live Oak 32060.

Kemmer Florence, dba Silver Moth Cattery, 4351 9th Street E. st, Bradenton 33505.

Krainz, Victor L. and Helen K., dba Kay's Pet Shop, 6049 SW 8th Street, Miami 33144. Mahoney, Pat, dba Fancy Fins, Feathers, and Furs, 1940 North Monroe Street, Tallahas-

Markel, Dorothy V., dba The Kongo Tropical Aquarium, 8939 Herlong Road, Jacksonville

Marsh, John and Dorothy, dba Happyland Pet Shop, Fort Pierce 33450, Mellott, Earl, dba Mellott's Pet Shop, 8561

Coral Way, Miami 33155.

Pare, A. A., dba Gators of Miami, Inc., 5500 NW 74th Avenue, Miami 33166.

Pet Fair, Inc., 14405 NW 7th Avenue, Miami 33168.

Pet Farm, Inc., 7290 NW 41st Street, Miami

Ramal, Jaime F., 3340 NW 191 Street, Opa Locka 33055. R and R Martin Corporation, dba Exotics Unlimited, P.O. Box 3632, Hollywood 33023.

B. Raymer, dba Manny's Alligator Center, U.S. Highway #1, Oak Hill 32759.

Research Livestock Labs, Inc., P.O. Box 1643, North Miami 33161.

Rider Animal Co., Inc., Rural Route 2, Box 515, Brookesville 33512.

Rodriguez, Roberto, dba Macuto Pet Shop, 1970 NW Seventh Street, Miami 33128. Ross Socolof Farms, Inc., P.O. Box 1321, Bradenton 33505

Slocum, B. R., dba Animal World of Miami, 7281 NW 77th Street, Miami 33166.

South American Primates, Inc., 10525 SW 185 Terrace, Miami 33157.

Sussman, Adrienne dba Skylake Pet Shop, 1950 NE 163 Street, North Miami Beach

Sweeting, Mr. and Mrs. B. E., dba Key West Pet Center, 3212 Flagler Avenue, Key West 33040

Tampa Livestock Distributing Co., Inc., P.O. Box 22007, Tampa, 33622.

Tarpon Zoo. Inc., P.O. Box 847, Tarpon Springs 33589.

Thompson, Frank M. and Associates, Inc., 5704 First Avenue, NW., Bradenton 33505. Waters, DiAnne, dba Winter Garden Pet Shop, 555 West Plant Street, Winter Garden 32786.

Wermuth, Susan, dba Jungle Hut Pet Shop, 917 SW 24th Street, Fort Lauderdale 33315. Williams, J. D. and Willa M., dba William's Tropical Fish and Pets, 19934A NW Second Avenue, Miami 33169.

Wonderland for Pets, 16756 South Dixie, Miami 33157.

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Arrington, W. E., Incorporated, Box 881, Idaho Falls 83401.

Elliott, Ronald F. and Ronnie, dba Ferdinand Zoo and Animal Farm, Inc., P.O. Box 303, Nampa 83651.

Lewis-Clark Animal Shelter, Inc., P.O. Box 804, Lewiston 83501.

Meeks, Everett and Velma, Route 2, Post Falls 83854.

Noble, Mrs. Cecil, Route 4, Rupert 83350 Phippard, Stella, Route 1, Box 36, Athol 83801. Rowe, Mrs. Helen E., dba Rowe Kennels, Route 1, Park Lane, Eagle 83616.

Sloot, Margaret Vander, dba Vander Sloot Kennels, Cocolala 83813.

White, Jerry and Ginger, dba White's Wab-bet Wanch, Box 193, Kootenai 83840.

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Abrams Small Stock Breeders, Inc., 2823 South Quinn Street, Chicago 60608.

Akers, John, dba Sailfin Pet Shop, 105 W. John, Champaign 61820.

Allen, EthelMae, dba Bamboo Pet Shop, 125 West Jefferson Street, Joliet 60431.

Animal Kingdom, Inc., 2980 Milwaukee Avenue, Chicago 60618.

The Ark Pet Center, 5753-55 North Clark, Chicago 60660.

Bader, Mr. and Mrs. Earl, Scales Mound

Baker, Shirley, dba Eagle Creek Kennel, Route 1. Herod 62947.

Bartelheim, Virgil H., dba Bartelheim's Rabbitry, 936 Edgehill Road, Jacksonville 62650. Bartlett, James W., 1432 North Milton, Springfield 62702.

Bean, Mr. and Mrs. Gerald E., dba Jeri-Elen Kennels, Route 7, Mt. Vernon 62864.

Becker, Harry G., dba Becker Kennels, Rural Route 2, Box 15, Edwardsville 62025.

Benson, W. J., dba Tropical Fish, Pets, and Supplies, 809 Charleston Avenue, Mattoon

Bernett, Dana W., Rural Route 1, Mahomet 61853.

Bloomquist, Orville F. and Bernise A., dba Bloomquist Rabbitry, Box 8, Sherrard

Boebel, Dr. F. W., dba Sleepy Hollow Kennels and Cattery, Route 2, Box 73, Mundelein 60060.

Bolin, Bob, dba Bolin Game Farm, Route 1, Box 114, Kankakee 60901.

Bond, Mr. and Mrs. Earl, Scales Mound 61075. Book, Orval E., Rural Route 1, Ina 62846.

Bowyer, Lloyd and Hazel, dba Bowyer's Kennels, Rural Route 3, West Frankfort 62896. Brabender, Avery, dba Brabender Small Stock Farm, Route 2, Box 327–B, Antioch 60002.

Burdick, W. E., Rural Route 2, Omaha 62871. Byers, Franklin and John, Route 2, Box 40,

Alexis 61412. Calanca, Oscar V. and Alice B., dba Calanca's Beagles, Rural Route 1, Box 175, Grayslake

60030. Castiglia, Louis R., dba Northern Aire Farm,

Route 1, Box 134, Palatine 60067. Chicago Bird and Cage Company, 2605 South

Clearbrook Drive, Arlington Heights 60005, Chicago Institute for Animal Research, P.O. Box 519, Morton Grove 60053.

Cizauskas, Alice, dba Cizauskas Kennel, Box 137, Plano 60545.

Collin, Dorothy L., Route 1, Stockton 61085. Conner, Nina E., dba Charlie's Pride Kennel, Lomax 61454.

Cook, Mrs. Mildred, dba Cook's Kennel, Box 198-B, Sesser 62884.

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trie, Mattoon 61938. Corrigan, Ray E., Rural Route 2, Mendon

62351. Cox, Paul H., dba Honey Creek Hunting Club,

Lomax 61454. Crawford, Paul W., Rural Route 1, Palestine

62451. aniels. Edythe J., dba Daniels Kennels, Daniels.

Rural Route 2, Colchester 62326.

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Detroy, Edna F., Rural Route 3, Enfield 62835. Doran, Delbert, 1015 Madison, Quincy 62301, Durr, Dale H., Rural Route 2, Greenville 62246.

Ellis, Dean, 737 Roosevelt Road, Rushville 62681.

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Etienne, Mrs. Lawrence, Rural Route 2, Enfield, 62835.

Fewell, Donald and Marianne, Rural Route 2, Minonk 61760.

Fletcher, Marvel, Box 172, Butler 62105.

Frank, Imogene, dba Jean's Poodle Parlor, P.O. Box 606, Sesser 62884.

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Gayman, Darlene, Route 2, Roseville 61473. General Foods Corporation, Rural Route 3, St. Anne 60964.

Gregory, Eleanor J., dba Gregory Kennels, Route 1, Bluford 62814.

Hale, Jesse, 1340 Walnut, Carthage 62321.

Hansen, Lyman and Linnea, Rural Route 3, Box 238, St. Anne 60964.

Hanson, Marthan J. and Albert, Jr., Route 1, Box 86-A, Springfield 62707.

Harrell, Eldon and Darlene, Rural Route 3, Carthage 62321.

Harrell, George R., dba Green Top Kennels, Stronghurst 61480.

Hodge, Mrs. I. O., Belknap 62908.

Hoffmann, Lillian, dba Hoffman Rabbit Farm, Route 1, Algonquin 60102.

Huston, T. R. and Janet M., dba Bo-Jan's Kennels, Box 236, Hanna City 61536.

International Scientific Industries, Inc., P.O. Box 9, Cary 60013. Isaacs, Bill and Ann Marie, dba Isaacs' Rab-

bitry, 202 N. Welch Street, Hillsboro 62049. Isaacs. 1011 North Walnut Street, Litchfield 62056. Jackson, Louise, dba Jackson Kennel, Rural

Route 4, Macomb 61455. Jagielski, James W., dba Jim's Small Animal and Bird Supply, 5137 South Christiana

Avenue, Chicago 60632.

Jeremiah, Lyle P., Box 14, Willisville 62997. Jones, Mr. and Mrs. O. A., dba Jones Kennels, Rural Route 1, Quincy 62301.

Justice, Clyde and Aileen, dba Justice Kennels, Route 3, Eldorado 62930.

Kaiser, Delbert, Route 1, Pana 62557. Kaiser, Harvey, Rural Route 1, Pana 62557. Keirn, Robert J., dba Pollard Rabbitry, P.O. Box 222, Hurst 62949.

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Kerchner, Wilbert, 1107 First Avenue, Mendota 61342.

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Glenview 60025. Kropf, Daniel E. and Elton J., Rural Route 1,

Box 206, Tampico 61283. Lawrence, Eddie Jr. and Luberta C., 1618 Wil-

liamsburg Drive, Champaign 61820. Letman, Donna, 108 Sioux Street, Carpentersville 60110.

MacMillan Science Co., Inc., 8200 South Hoyne Avenue, Chicago 60620.

Mansnerus, Phil C., dba P-M Pets, Route 1, Buda 61314.

McBride, Don W., Lagoon Lane, Northfield 60093.

McDuffee, Ray, 505 East Pinzon Street, Tuscola 61953. McFarland, Mrs. Ida K., R.R. 1, Box 97B,

Greenville 62246. McFarland, John Laverne, dba McFarland's

Samoyed, Ltd., Box 334, New Boston 61272. McKay, Margaret M., dba Colonial Kennels, Rural Route 1, Quincy 62301. McKinzie, Roy J. and Edna, dba McKinzie

Kennels, Rural Route 2, Pine Street Road, Centralia 62801.

McMullen, Alice, Route 1, Hull 62343. McWhorter, Martha, dba Wildwood Kennels, Rural Route 1, Box 173, Makanda 62958.

Meyer, Mrs. William A., dba The Pet Shop, Inc., 1914 Grand Avenue, Waukegan 60085. Meyers, Morris, dba Stella's Pet Shoppe, 831

Halsted Street, Chicago Heights 60411. Mid-State Aquarium and Pet Supply, Inc., 2022 West Lincoln Avenue, Peoria 61605.

Midwest Aquarium, Inc., 639 North Thomas Drive, Bensenville 60106.

Miller, Barbara S., dba Bar M Kennels, Route 2, El Paso 61738.

Miller, Glen N., dba Miller's Lab and Pet Animals, P.O. Box 516, Herrin 62948.

Mills, Paul F., dba Mills Dog and Gun Auction, 330 Cedar Street, Warsaw 62379.

Moore, Mary Lou, Rural Route 1, Woodlawn 62898. Morgan, James, dba Morgan's Rabbitry, Route

1, Box 147, Cullom 60929. Morris, Beaula F., 906 Mt. Vernon Road, Fair-

field 62837. Motsinger, Robert R., dba Robert Motsinger

Kennel, Rural Route 2, St. Joseph 61873. Oldfield, Barney, Lincoln and Second Street, Atkinson 61235.

Omis Beagle Kennels, dba Omis Corporation, 8438 Elevator Road, Roscoe 61073.

Parrish, Louise, dba, Sundown Kennels, Nauvoo 62354.

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Peters, Elsie, Rural Route 2, Enfield 62835. Peterson, Bertha, 801 Greenwood, Waukegan 60085

Pozen, Gerald, Route 2, Box 220, Long Grove 60047.

Ramsey, Flora, dba Ramsey's Kennel, Route 1, Omaha 62871.

Ramsey, Joe and Pat, dba 4-Acre Kennels, Rural Route 3, Norris City 62869.

Ramsey, Tommy and Margo, dba Tom-Mars Kennel, Rural Route 1, Norris City 62869. Rapp, Mrs. Clyne M., Route 1, Bluford 62814. Research Industries Corporation, P.O. Box 97, Route 1, Monee 60449.

Rich, Harriet J., Rural Route 2, La Harpe 61450.

Romines, Virginia, dba Romines Dog Salon, Rural Route 1, Kings 61045.

Rowbotham, Gene E., dba Rowbotham Rabbitry, Rural Route 1, Fowler 62338.

Rumple, Mrs. Helen, dba Maple Hill Kennels, Route 1, Griggsville 62340.

Runquist, Mrs. Charles, dba Bear Creek Ranch, Coatsburg 62325. Sanchez, Ben, dba Ben's Puppyland, 405

Reeder Street, Elburn 60119.

Sargent-Welch Scientific Co., 7300 North Linder Avenue, Skokie 60076.

Schafale, George and Martha, dba Schafale Kennels, 712 East Main Street, Marion

Scientific Small Animal Lab and Farm, Inc., 410 West Golf Road, Arlington Heights 60005

Shadowen, Nellie, Route 3, Benton 62812. Shepard, Ernest E., dba Wilmironlyn Kennels, RFD 2, Box 205, Thompsonville 62890.

Sinnett, Leon and Roberta, dba Sinnett Kennels, Route 1, Industry 61440.

Sippel, J-Lee and Terry, dba Terry-Lee Cavi-ary, 1335 Long Street, Dixon 61021. Skaggs, Clara, dba Clarion K's Poodle Town, 305 S. Locust, Wyanet 61379.

Stamm, Richard M., dba The Farm, Box 89, Route 1, Lockport 60441.

Steinmetz, Claude B., dba Palmyra Pug Pad,

409 West Oak Street, Palmyra 62674. Suey, Frederick E. and Karen A., dba Suey's Puppy Farm, Rural Route 1, Oconee 62553. Sullivan, Ernest, dba Sullivan Kennels, Route 1, Benton 62812.

Telford, Paul A. and Thomas H. Smith, dba Georgetown Pet Center, 456 East Chicago Street, Elgin 60120.

Thompson Research Foundation, Route 1, Box 97. Monee 60449.

Tuttle, Rebecca, 331 North Stephens, Springfield 62702. Voyles, William and Sandra, dba Von Voyles

Kennels, Route 1, Cowden 62422.

Wallis, Harriet P., dba Eobby Farm Kennels, Rural Route 1, Stillman Valley 61084.

Wamsley, Connie L., dba E and W Tropics, 103 Elm Street, North Pekin 61554. Warren, Lewis M., Box 125, Pana 62557

Coonhunter's Association, Rural Route 2, Warsaw 62379.

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West, Ada B., dba Ada B. Kennel, Rural Route 1, Johnston 62951.

Whewell, Claudia A., dba Whewell's Kennels, Route 3, Carthage 62321.

Wild Kingdom, Ltd., 829 Chicago Avenue, Evanston 60202.

Winter, Mrs. Chris H., Route 1, Carmi 62821.

Wright, Mrs. Patricia, Rural Route 1, El Paso 61738.

Yuskis, John and Evelyn, Warsaw 62379. Zimmerman, Harold and Jeanne, dba Honey do Rabbitry, Rural Route 2, Winslow 61089.

Ake, Ralph, 35 East High Street, Lawrenceburg, 47025. Animal Fair Enterprises, Inc., 251 Second

SW. Carmel 46032. Street.

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tinsville 46151.

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DeWees, Mildred, dba Westside Aquarium, 627 Louise Street, Anderson 46011.

Engle Laboratory Animals, Inc., Rural Route 2, Farmersburg 47850. Everett, Robert A., dba Oakdale Farm and Kennel, Route 5, Decatur 46733.

Fields, Alvie, dba Fields Kennels, Rural Route

3, Portland 47371.

Fisher, Bill, Route 1, Shirley 47384. France, James E., dba J & J Aquarium, 527 Madison Avenue, Anderson 46016.

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Irick, Mike and Francis Bill Wright, dba Animal Ark, 1008 E. Markland, Kokomo 46901.

Keen. Theodore, Rural Route 1, Portland

Kepler, Ray and Vicki, dba Westwind Pet and Zoological Center, 3409 East Main, Richmond 47374.

Kuiper, Gerald J., dba Kuiper's Rabbit Ranch, 5317 W. 41st Street, Gary 46408. Miller, Robert M., dba Miller's Kennels,

Route 6, Box 80, Rushville 46173. Murphy Breeding Laboratories, Inc., Rural

Route 2, Box 416, Plainfield 46168. Nicely, James E., dba James E. Nicely Rabbitry, Rural Route 3, Box 249, Greenfield 46140.

O.K. Corporation, Route 2, Wolcot 47995.

Phillips, Edward B. and Helen, dba Pet-O-Rama, 400 S and 2 W, Kokomo 46901.

Riester, Paul E., Route 1, Bicknell 47512.

Ryan, Ronald, dba Castle Pet Shop, 4722

Indianapolis Blvd, East Chicago 46312.

Swith Burkey State

Smith, Elvin, Rural Route 2, North Manchester 46962.

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Thompson, Norma G. and Neil, dba Speedway Pet Shop, 3566 W. 16th Street, Speedway

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Abild, Mrs. Helen, dba Green Hill Kennels, R.R. 1, Atlantic 50022.

Adams, Richard G., Rt. 2, Harlan 51537. Ahrenkiel, Doris M., R.R. 1, Box 320, Allerton 50008.

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Andersen, Delbert, Rt. 1, Elk Horn 51531. Andersen, Mrs. Ervin D., dba Andersen's Kennels, Rt. 2, Walnut 51577.

Anderson, Mr. & Mrs. Duane W., R.R. 1, Mt. Union 52644.

Andeway, Iris, Plano 52581.

Auerback, Lloyd & Eleanor R., R.R. 1, Lewis 51544

Bahndorf, Henry, Rt. 1, Box 163, East Amana 52203.

Bailey, William H. & Marcia K., dba Dream On Kennel, R.R. 1, Box 242, Wever 52658. Bales, Mrs. Albert, R.R. 1, Bucas 50151.

Balzer, Helen M., dba Fairlane Kennel, P.O. Box 95, West Burlington 52655.

Beakler, Lillie & Tyod, Humeston 50123. Becker, Willard L., R.R. 1, Knoxville 50138. Beemer, Vivian L., R.R. 1, Bedford, 50833. Benton, Dellert G., dba Del-Ru Kennel, R.R.

3, Guthrie Center, 50115. Benton, Max, dba Kimi's Kennel, R.R. 1,

Guthrie Center, 50115. Berkenbosch, Dale, R.R. 2, Prairie City, 50228.

Billups, Mr. & Mrs. Brainerd, R.F.D. 1, Cantril, 52542.

Bissen, Kenny, R.R. 2, Dunlap, 51527. Bitner, Mrs. Harry, Rt. 1, Numa, 52575. Bockenstedt, Henry F., Rt. 1, Earlville,

52041. Bonnett, Darreld, R.R. 1, Box 5, Corydon,

50060. Bostwick, Mrs. William, Rt. 1, Numa, 52575. Brafford, Richard L., 735 Clark, Colfax, 50054.

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Brant, Mrs. Loretta, Glidden, 51443. Breckenridge, Richard, dba Csandas Puli Kennels, Rt. 1, Newton, 50208.

Bright, Merle, Bouton, 50039. Brinkmeyer & Rayner, dba Goodeland Kennels, New London 52645.

Brinkmeyer, Dr. D. L., dba Diblandale Ken-nels, 416 Newland Street, New London 52645.

Britten, Mrs. Herman, Creston 50801. Broshar, Fern, dba Hi Point Kennels, Exline 52555.

Brown, Byron, dba Du Brobdingnagian Kennel, R.R. 1, Prescott 50859.

Brown, Mr. & Mrs. Pat, dba Brown Kennels, Dickens 51333.

Bruxvoort, Richard, R.R. 1, Mitchellville 50169.

Bryan, James, dba Stony Point's Kennel, R.R. 2, Montezuma 50171.

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Burkey, Lena, Rt. 1, Box 10, Salem 52649. Burnett, Mrs. John, R.R. 2, Knoxville 50138. Burress, Shirley, Rt. 3, Albia 52531. Buskohl, Jake & Mark, R.R. 2, Box 82, Grundy

Center 50638.

Bussey, Bill & Marjorie, Bussey 50044. Buttler, Terry L., R.R. 1, Yale 50277, Byisma, Berdina, 1403 U.S. 18, Hull 51239. Campbell, Mrs. Crystal, Mt. Ayr 50854. Cannon, Harlan C., dba Ridgeland Kennels, Colfax 50054.

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Carmichael, Clifford & Lillian, dba Lookcee Kennel, Rt. 1, Emerson 51533.

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Clatterbuck, Mildred, Rt. 2, Anita 50020.

Cockburn, Richard W., Correctionville 51016, Coddington, Lyle, dba Balton Kennel, R.R. 1, Hastings 51540.

Coffman, Melvin, R.R. 2, Boone 50036 Conrad, E. L. & Donald V., Keota 52248.

Conrad, Kenneth J. and Donald V., Keota 52248.

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Cormeny, Ronald and Leatha, dba Soap Creek Kennels, Unionville 52594. Cornish, Donald, Route 1, Ireton 51027.

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Crabill, C. Kenneth, Bonaparte 52620. Craig, May, R.R. 1, Clio 50052

Crawford, Mrs. Glenda A., Route 1, Coryden 50060.

Creighton, Mrs. Gabriel, R.R. 2, Woodward 50276.

Creighton, Mrs. Rilla, dba Ro-De Kennel, Oakville 52646.

Crozier, Leland P., R.R. 1, Knoxville 50138. Currie, John F. and Audrey, R.R. 1, Schaller 51053.

Dahm, John and Sandi, R.R. 2, New Sharon 50207.

Damon, Mrs. Darwin E., Route 4, Knoxville 50138.

Daniels, Dennis A., dba Shorden Acres, 608 Park Street, Sheldon 51201.

Dau, Kermit, R.F.D. 4, Council Bluffs 51501. Davis, Carl, dba 3D Kennel, R.R. 1, Grinnell 50112.

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DeBok, Herbert, RFD 1, Russell 50238. DeBruin, Ronald, R.R. 1, Prairie City 50228. DeFosse, Mrs. Charles, R.F.D. 2, Mediapolis

52637. DeJong, Ronald J. & Ardith, Rt. 2, Orange City 51041.

Dierenfeld, Mrs. Ruth, R.R. 3, Storm Lake 50588

Dodd, Mrs. Douglas, R.R. 4, Box 98, Boone 50036.

Dooley, Betty L., Rt. 1, Seymour 52590. Drake, Mary Lou, Mt. Ayr 50884. Dotzler, Don R., Box 346, Defiance 51527. Dudley, Mrs. W. L., Rt. 2, Creston 50801.

Dueling, Mrs. Ruby, Rt. 1, Box 325, Allerton 50008.

Eck, Mrs. Dixie, Atterberg, R.R. 1, Montrose 52639. Ehrig, Donald R., Dinsdale, R.R. 2, Reinbeck

50669. Ekstrom, Mrs. John, Odebolt 51458.

Elbert, Gerald, Rodman, 50580.

Elgersma, Mike & Dale, dba Elgersma Puppy Farm, Sanborn 51248.

Elgersma, Kenneth, Sanborn 51248. Ellis, Nancy J., Rt. 2, Box 265, Ottumwa 52501. Ellwanger, Raymond, Box 14B, R.R. 1, 17th St., Grand Junction 50107. Elsner, Mrs. Arthur, 615 Oneida Street, Storm

Lake 50588. Eschenbacher, George E., R.R. 1, Hancock

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Exline, Mrs. Otto, R.R. 2, Centerville 52544. Ferguson, Billy, Kevin & Kendra, Rt. 5, Albia 52531.

Fett, Jim, Bonaparte 52620.

Flack, Verl D. & Judy R., Rt. 1, Tabor 51653. Foland, Baunadine, R.R., Thayer 50254. Foreman, Robert W., Rt. 1, Box 61, Indianola

Foster, Betty I., Rt. 1, Chariton 50049. Fowler, Donna, Cincinnati 52549.

Fox, Creighton C., R.R. 2, Forest City 50436. Fox, Earl, Jr., R.R. 3, Forest City 50436. Fox, Josephine, dba Fox's Forbush Kennels,

Rt. 3, Centerville 52544.

Fredrickson, Edna, Box 185, Elkhorn 51531. Fuller, Mrs. Norman L., R.R. 1, Toddville 52341.

Gamm, D. L., dba Gamm's 4-D Puppy Ranch, 6000 N. Rustin, Sioux City 51108.

Garner, Dick, R.R. 4, Osceola 50213. Garrison, Loren O. & Marjorie, R.R. 3, Fair-

field 52556. Gaster, Walter, 700 Russell, Storm Lake 50588. Gawley, Mrs. Thomas E., Rt. 2, Box 83, Har-

lan 51537 Glass, Mr. & Mrs. Richard H., R.R. 1, Mar-

shalltown 50158. Gadden, Clarence, Rt. 1, Box 11, Corydon 50060.

Godwin, Charles R., dba Godwin Bros., Inc., 217 W. Salem, Indianola 50125.

Goodell, Sandra, Box 124, Millerton 50165. Gorsuch, Elsie, Rt. 1, Ottumwa 52501. Gosch, Mary, dba Lon- Pine Kennel, Ida

Grove 51445.

Gossman, Mr. & Mrs. James R., dba Ro-Ma Acres, Rt. 1, Milford 51351.

Gray, James T., R.R. 2, Dunlap 51529. Green, Harriett, R.R. 1, Plano 52581. Greenlee, Donald, R.R. 2, Humeston 50123. Greubel, Marvin F., Rt. 1, Lacona 50139. Grussing, Linda, Lake Park 51347. Gude, Jerry, Exira 50076.

Hainline, Henry H., Rt. 1, Creston 50801. Halbur, Clarence J., dba Halburn Kennels, Milford 51351.

Hall, Herman W., dba Halls View Angus Farm, R.R. 3, Villisca 50864.

Haman, Eshtek, R.R. 2, Rock Rapids 51246. Hamar, Nancy J., dba Diamond H. Kennel, Rt. 2 Box 430, Lineville 50147.

Hamrick, Helene M., Rt. 1, Ackworth 50001. Hanson, George J., R.R. 2, Williamsburg

Harding, Adrianna, R.R. 4, Ottumwa 52501, Harman, John R., DVM, R.R. Corydon 50060.

Harms, Anna, George 51237. Harrington, Earl F., R.R. 1, Blakesburg 52536. Harris, Mary G., R.R. 1, Box 194, Grand River 50108

Harris, Mrs. Ruth, Grand River 50108. Hartley, Opal, Hillsboro 52630

Haushahu, Ben R., R.R. 1, Salem 52649. Havick, Mrs. Myrna, R.R. 1, Shelby 51570. Heaton, Susan M., R.R. 2, Mechanicsville 52306.

Henderson, James L., Rt. 5, Highway 20 West, Cedar Falls 50613.

Henry, Mrs. Bernice L., Rt. 2, Lorimor 50149. M. James, Rt. 1, Box 72, Washington 52353.

Hexenbaugh, Bessie, Plano, 52581.

Higgins, Dorothy P., 930 North Center, Lake City 51449.

Hilbrands, Marlin J., Rt. 1, George 51237. Hoaglin, Mr. & Mrs. Donald, Hillsboro 52630. Hochstedler, Mrs. Henry W., Rt. 2, Kalona 52247.

Holtz, Mrs. Clarence G., dba Botna Valley Kennels, R.R. 2, Avoca 51521.

Hootman, Mrs. Doris L., dba Dor-Kei's Riverside Kennel, Keosauqua 52565.

Hoover, Barbara, dba Crazy Acre Kennel, R.R. 1, Deloit 51441.

Hopkins, Mrs. Kay, Rt. 1, Box 186, Drakesville 52552.

Horman, Carolyn, dba Horman's Sunny Dale Kennel, R.R. 3, Pella 50219.

Houser, Merle, dba Houser Kennels, 920 Woodland View Dr., Centerville 52544. Houska, Peter J., Clemons 50051.

Howard, Mrs. Jack M., R.R. 4, Grinnell 50112. Huffman, Mrs. Haila, dba Jaha Kennel, Rt. 3, Indianola 50125.

Hull, Coralea, Rt. 1, Weldon 50264.

Kennel, R.R. 1, Lovilia 50150.

City 50248. Irons, Elizabeth M., R. 1, Box 149, Granger 50109.

Irving, Dave, Rt. 1, Chariton 50049. Charlotte & Eugene, Rt. 2, Lineville

50147 Jens, Beverly, dba Thunder Hill Kennel, Rt. 1, Avoca 51521.

Jochims, Barbara C., 118 Pike Ave., Carroll

Johnson, Drusilla M., dba Johnson Kennels, Rt. 1, Lynnville 50153. Johnson, Harley & Eleanor, R.F.D. 1, Earling

51530. Johnson, Mr. & Mrs. Herbert L., dba Lee Bee

Kennels, R.R. 4, Grinnell 50112. Johnson, Mrs. Kenneth C., R.R. 2, Albia 52531

Jones, Mrs. Roberta, dba Ro-Jo Chow Chow Kennels, Rt. 1, Minden 51553.

Judge, Lela, dba Judge's Kennel, Moravia

Kagay, Thomas E. & Shirley, R.R. 2, Box 80, Shenandoah 51601.

Kauffman, Harold, dba Kauffman Kennels, Wayland, 52654. Keeton, Mr. & Mrs. Thomas, R.R. 5, Albia

52531. Keeton, Wendell & Claudean, Rt. 3, Albia 52531

Keller, Arden, Humeston 50123. Kelley, Mary M. & Rodnie, Kellerton 50133. Kellum, Mrs. Maxine, dba Keo Highline Ken-

nel, 1716 Palean, Keokuk 52632. Kelly, Nancy, Rt. 2, Centerville 52544. Kenel, Mrs. Leo G., dba Jerr-Lee Kennels, Weaver 52658.

Kenkel, Leo A., R.R. 2, Box 73, Harlan 51537. Kerley, Norman J., dba Chinuk Kennels, Rt. 1, 6311 Waverly Rd., Cedar Falls 50613. Kerr, Charlotte F., R.F.D. 2, Farmington 52626.

Klass, Thain R., dba Hi-Klass Kennels, R.F.D. 4, Fort Dodge 50501.

Kling, Florence, R.R. 1, Stanton 51573 Koch, Mrs. Kyle, dba Juli's Kennels, Rt. 1, Hamburg 51640.

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Kotz, Mrs. Gene M., R.R. 1, Deloit 51441. Kraft, Marilyn M., dba Tailwagger's Inn, Greenville 57343.

Krause, Rachel, R.R. 1, Fenton 50539 Krieger, Mildred J., R.R. 2, Box 88 AA, Burlington 52601.

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Kruse, Glenn, Rt. 2, George 51237 Kruse, Sandy, R.R. 1, Salem 52649. Kumba, Jake, Rt. 1, Rock Rapids 51246. Lang, Mrs. Jean L., 502 N. Marion Ave., Washington 52353.

Langstraat, Henry, Jr., R.R. 1, Otley 50214. Langstraat, Terry & Marcella, dba Marcy's Kennels, Rt. 1, Mitchellville 50169.

Lautenbach, Ester, R.R. 3, Chariton 50049. Laverman, Mrs. Wilford, Sully 50251. Laws, Mr. & Mrs. Dale, dba Noni-D Kennels, Rt. 1, Algona 50511.

Lawson, Mrs. Cloy W., R.R. 1, Postville 52162. Lee, Bernard & Paula, R.R. 2, Melrose 52569.

Evelyn, dba Lee's Kennel, 106 Lee St., Seymour 52590. LeFever, Orville, Rt. 2, Hartley 51346.

Leinen, J. Arthur, South English 52335. Leinen, Leon J. & L. Jerome, South English 52335.

Linman, Mrs. Burnelle, Arthur 51431. Linman, Mrs. LaDonna, Arthur 51431. Lloyd, Mary E., Rt. 1, Colfax 50054.

Long, Al, Fostoria 51340. Long, LeRoy M., dba Double L Kennel, R.F.D. 4, Box 112, Indianola 50125.

Hutchinson, Don & Margaret, dba Triple L Long, Raymond and Velma J., R.R. 1, Box 192, Stratford 50249.

Iowa Dog Breeders, Inc., P.O. Box 52, Story Loynachan, Mrs. Walter, R.R. 3, Chariton 50049.

Luitgens, Larry, Ashton 51232.

Lynch, Mrs. Hubert, R.R. 1, West Branch 52358.

Lyons, Wilmer L., Rt. 1, Exline 52555.

Madsen, Donald, dba Smokey's Kennels, 921 E. 8th, Spencer 50301. Magnuson, Leslie C., Schaller 51053.

Marlin, Gary, dba Marlin Wild Animal Farm, Rt. 1, Creston 50801.

Marshall, Mrs. Glenn, R.F.D. 8, Bloomfield 52537. Mayfield, Mrs. O. J., Jr., dba Maycroft Ken-

nels, Rt. 1, Charles City 50616. McClain, Mrs. Arnold, dba McClain Kennels,

Harris 51345. McCord, Martha, Rt. 2, Box 53, Harlan 51537. McDaniel, Mrs. Cyril, Moravia 52572. McDaniel, Robert W., Rt. 2, Moravia 52571.

McDermott, Mary Ray, Rt. 2, Box 98, Atlantic

McDermott, Mrs. Robert, Rt. 2, Atlantic 50022. McDonald, Mr. & Mrs. Ed, R. 2, Albia 52531. McGrann, Fairy, dba McGrann Dog Kennels,

Rt. 1, Mystic 52574.

McGrath, Mrs. Paul, Rt. 2, Melrose 52569. McIntosh, Ronald & Sandra, Farmington

52626. McKinley, Howard, R.R. 1, Russell 50238.

Meeker, Anna M., Rt. 2, Winfield 52659. Mefford, Yvonne, dba Frenchy's Poodles, Bussey 50044.

Meinders, Mrs. Martha, R.R. 4, Leighton 50143.

Meyer, Mrs. Harold, 70 Allview Dr., S.W. Cedar Rapids 52404.

Mikels, Lavena, Exline 52555.

Miles, Mr. & Mrs. Dean, Ida Grove 51445. Miller, Mr. & Mrs. Dennis, R.R. 1, Plano 52581. Wilton, 200 South Ridge, Osceola Miller. 50213.

Mobley, Mrs. Betty, Rt. 2, Centerville 52544. Morrison, Mrs. Lucille, R.R. 1, Grand River 50108.

Morrison, Mrs. M.C., dba Morrison Rabbitry, R.R. 1, West Liberty 52776. Morton, Joyce N., R.R. 1, Russell 50238

Moulds, Sheila E., dba West Road Kennel, R.R. 1, Box 31, Lake City 51449.

Moyer, Paul L. & Ruth M., Rt. 1, Prole 50229. Murphy, Mrs. Rose, dba Oak Hill Kennels, Rt. 3, Council Bluffs 51501.

Narigon, Mrs. Eugene M., Box 184, Prescott 50859.

Nealey, Cathy M., R.R. 2, Danville 52623. Nejdi, Robert N., dba Ledjen Hills Kennel, P.O. Box 1185, Cedar Rapids 52401.

Nickell, LaVonne, R.R. 3, Box 135, Corydon 50060.

Nikkel, Lenora, R.R. 1, Sully 50251. Noggle, Ellis M., dba Benevolent Blind Service, Rt. 2, Wilton Junction 52778.

Norman, Robert E. & Charlotte M., Rt. 1A, Afton 50830. Odson, Paul & Mildred, dba Odson's Kennels,

Corning 50841. Offenburger, William A., Rt. 5, Chariton

Overton, Phyllis, Allerton 50008. Paplow, Mr. & Mrs. Bill, R.R. 1, Melvin 51350. Pardekooper, R. L., R.R. Redfield 50233.

Parker, Robert & Darlene, dba Parker Valley Kennels, Rt. 5, Chariton 50049. Parmer, JoAnn, Box 134, Van Wert 50262.

Patten, A.B. & Eunice, Auburn 51433. Paxton, Benjiman C. & June E., R.R. 2, Green-

field 50849. Pearson, Bonnie, Rt. 1, Red Oak 51566. PeCoy, Mrs. Ruth, R.R. 1, Rockwell City

50579. Petersen, Chris K., R.R. 2, Box 35, Audubon

50025. Petersen, LaVerne, R.R. 1, Box 15, Kimballton 51543.

Peterson, Bertie W., R.R. 1, Glidden 51443. Phillips, Linda L., R.R. 2, Centerville 52544. Pilling, Mrs. D. Gene, Mediapolis 52637. Poldberg, Bruce, Rt. 2, Harlan 51537. Porter, Florence Evelyn, R.R. 2, Lacona 50139.
Poush, Mrs. Eugene, R.R. 3, Chariton 50049.
Pratt, Mrs. William R., Salem 52649.
Pyle, Ted, Sheldon 51201. Raveling, Dennis, Sheldon 51201.

Raveling, Mr. & Mrs. Keith, dba Keray Kennels, Rt. 1, Linn Grove 51033.

Reed, Leo & Mildred, Rt. 5, Albia 52531. Reeverts, Mrs. Reva, dba Ree-Vas Kennels, Rt. 1, Dickens 51333.

Reimer, Mrs. Herman, Rt. 1A, Afton 50830.

Reiser, Ronald, Arion 51520. Remiliard, Derald S., R.R. 3, Alta 51002. Renken, Don, Rt. 1, Rock Rapids 51246. Rens, Gerald, Hull 51239.

Reynolds, Mrs. Eula, Rt. 6, Bloomfield 52537. Reynolds, Verda, Russell 50238.

Rhoads, Leona V., dba Rhoads Kennel, Muma 52572.

Rice, Mr. & Mrs. Jim, Rt. 2, Afton 50830. Richardson, Inez F., dba J & R Kennels, Clio

Riemers, Mrs. Roy, Boyden 51234. Riemersma, Judith M., Sanborn 51248.

Roberts, Mrs. William, Route 3, Cherokee

Rocha, Liberty & Gladys, 1502 South 13th St., Council Bluffs 51501.

Rockhold, Merle & Virginia, Allerton 50008. Rodman, Mrs. Darwyn H., Breda 51436. Roe, Roger G., dba Tor Bay Kennels, Box 307, Bancroft 50517.

Roeglin, Lester, dba Roeglin Kennels, Keokuk 52632

Roetman, Jim, dba Coachlite Kennels, Hull

Rosenthal, Charles & Jane, dba Charley Horse Acres, R.R. 1, Storm Lake 50588. Rossmanith, Henry, R.R. 1, Gowrie 50543. Rouse, Raymond N., Rt. 3, Tipton 52772. Rouse, Mrs. Warren, Rt. 2, Albia 52531. Rouw, Mrs. Albert E., dba Rouw's Tri Acre

Kennels, Rt. 2, Pella 50219. Ruble, Randy & Rickey, dba Ruble Kennels,

Box 58, Clio 50052.

Ruby, L. C., New Sharon 50207. Sager, William H., R.R. 2, Reinbeck 50609. Saner, Barbara, dba Barb's Kennel, Rt. 1, Ottumwa 52501.

Saner, Mr. & Mrs. Eugene M., R.R. 1, Chero-kee 51012.

Savage, Mrs. Don, Salem 52649.

Schenk, Nestor, R.R. 1, Sioux Center 51250. Scherbring, Elmer B., Rt. 2, Box 118, Earlville 52041

Schippers, Mr. & Mrs. David, R.R. 1, Lynnville 50153.

Schoenherr, Mrs. Alvy, Glidden 51443. Schoeppner, Don & Shirley, dba Happy Acre Kennel, Box 114, Templeton 51463

Schrader, Mrs. Phyllis, dba Schrader Kennels, Battle Creek 51006.

Schroeder, Mr. & Mrs. B. J., 201 E. Perry Street, Jefferson 50129.

Schroeder, Mrs. Laila, dba Schroeder's Kennel,

Box 324, Montgomery 51353. Scott, E. L., dba Pocahontas Kennels, Pocahontas 50574. Sea, Juanita, dba Sea's Prairie Junction Ken-

nel, Rt. 2, Hedrick 52563. Saley, Robert R., R.R. 1, New Virginia 50210.

Seymour, Mrs. Mary, R.R. 2, Delmar 52037. Shannon, Don & JoAnn, dba Pilot Grove Ken-nel & Supply Inc., Box 70, Houghton 52631. Shannon, Sherry, Box 70, Houghton 52631.

Sharp, Bob, dba Bob Sharp Kennels, R.R. 2, Chariton 50049.

Sharp, Sandra L., Rt. 1, Arion 51520.
Sheets, Mr. & Mrs. Bernard, dba Sno-Drift Kennel, R.R. 2, Kellogg 50135.
Shinn, Bill, R.R. 2, Keokuk 52632.

Shonts, Mrs. Maxine, Rt. 3, Centerville 52544. Siefken, Mr. & Mrs. Eugene, Rt. 2, Gilmore City 50541.

Simms, Ernest E., R.R. 5, Oskaloosa 52577. Simpson, Leona & Cathy, dba Simpson's Toy Kennel, Rt. 3, Spirit Lake 51360. Skow, Louise, dba Vang Tien Kennel, Argyle 52619.

Smith, Gertie V., dba Gertie's Kennel, R.R. 1, Centerville 52544.

Smith, John P., Dunlap 51529.

Smith, Ruby, 604 West Main St., Seymour 52590

Stewart, Larry C., R.R. 1, Alta Vista 50603. Still, John J., dba Still Kennels, R.R. 2, Box 240, Scranton 51462.

Stoltzfus, John, Jr., R.R. 3, Iowa City 52240. Straight, Pat. Kellerton 50133.

Strickland, Doris, Rt. 1, Box 174, Anita 50020. Strickler, Leo F., Rt. 2, Centerville 52544.

Struck, Mr. & Mrs. Kryn, Sully 50251. Stuckerjuergen, James J. & Julia V., dba Corner View Kennels, R.R. 1, Box 155A,

Donnellson 52625. Suckow, Mrs. Faith, P.O. Box 111, Unionville

52594 Swantz, Gretchyn K., R.R. 2, Box 98, Kalona 52247.

Swartzendruber, Ernest, Box 95, Palmer 50571. Tack, Mrs. Marvin, R.F.D. 1, Holland 50642. Taylor, Cecil D. and Georgia A., R.R. 1, Adair

Testroet, Pete and Laura, dba Country Ken-

nels, Route 3, Box 8, Audubon 50025. Thompson, Darlene, R.R. 1, Afton 50830. Tibbetts, Mr. and Mrs. Gary, dba Sleepy Hollow Kennels, R.R. 1, Spencer 51301.

Tjaden, Gerald, Floyd 50435. Tower, William C., R.R. 3, Guthrie Center

50115

Triebswetter, Robert and Helen, dba United Kennels, P.O. Box 15, Centerville 52544. Trinkle, Mr. and Mrs. William C., dba Trinkle's Springdale Kennels, Route 5, Albia 52531.

Truscheff, Mr. and Mrs. Randal, R.R. 2, Fort Dodge 50501.

Turner, Robert D. and Marilyn G., dba Tee Pee Kennels, R.R. 2, Box 189, Audubon 50025

Ulmer, Max L. and Shirley A., dba The Golden

Kennels, Box 136, Arion 51520.
Ulmer, Violet M. and Ronald, dba Cottonwood Hill Kennel, Soldier 51572.

Vance, Martha A., dba Summitville Kennels, R.R. 2, Keokuk 52632. Vance, Nancy S., 4407 Avenue L, Fort Madison

52627 Vandenberg, Mr. and Mrs. Gerald, dba Van's Kennels, Route 5, Albia 52531. Van Der Sluis, Mary E., Route 1, Knoxville

50138.

Van Engelenhoven, Mr. and Mrs. Jim, Route 4. Leighton 50143. Van Houwelingen, Robert J., R.R. 3, Pella

Van Zomeren, Jerry D., R.R. 3, Oskaloosa

52577. Varvel, Sharon K., dba Hickory Hill Kennels, Yarmouth 52660.

Verrips, Ervin, Route 1, Box 128, Sheldon

Viet, Hilko J., R.R. 2, Ackley 50601.

Voege, Darrell, Vail 51465. Vos, Robert, 813 10th Street, Sibley 51249. Waddle, Elvie, Box 137, Clio 50052. Waddle, Herbert H., Box 94, Clio 50052.

Wadle, Clifford J. and Larry M., dba Wadle's Kennel, St. Charles 50240.

Waldron, Peter A., Kathryn M., and Clara M., dba Brookview Kennels, Waldron's Pekes, Ayrshire 50515.

Waller, Chester D., Kellerton 50133. Warner, Tom, dba Tom Warner Kennels,

Stockport 52651.

Watkins, Mrs. Della, dba Watkins Kennels, R.R. 1, Lake Park 51347. Watnene, Nellie, R.R. 4, Box 29, West Bur-

lington 52655. Wear, Earl and Jerry, dba Happy Valley

Sales, 1434 Spruce Street, Iowa City 52240. Weaver, Mrs. Gene C., R.R. 3, Jefferson 50129. Weldon, Bill and Betty, dba Weldon Enterprises, Lovilia 50150.

Wells, Barbara, Box E, Dallas 50112.

Wells, Mrs. Dean, R.R. 1, Seymour 52590. Welsh, Opal O., R.R. 1, Blakesburg 52536. Welsh, Ronald F. and Violett M., dba Welsh Kennels, Mystic 52574.

West, Betty L., R.F.D. 8, Bloomfield 52537 West, Mrs. Freida L., Route 1, Harvey 50119. Westphal, Marion H., Route 1, Box 84, Manson 50563.

Wheelock, Patrick F., dba Vali-Vu Kennels, R.R. 4, Box 216, Boone 50036.

Wiederin, Dennis, R.R. 2, Carroll 51401. Wiges, Wanda, Elk Horn 51531.

Wilber, Orlan E., R.R. 1, Afton 50830.
Willetts, David Dee, dba Willetts and Son, 917 Brobst, Knoxville 50138.

Willey, Harold F. and Erma F., dba Black Shadow Kennels, 800 East Columbus, Mount Avr 50854.

Williams, Lenora, dba Len-Will's Puppyland, Larchwood 51241.

Wilson, Goldena S., Route 2, Allerton 50008. Wilson, Marilyn J., R.R. 1, Box 20, Corydon 50060

Wilson, Mrs. Mildred, R.R. 1, Bonaparte 52620

Witting, Leonard G., R.R. 1, Salem 52649 Wolter, Mr. and Mrs. Kenneth, Box 52, Woodward 50276.

Wood, Maria L., dba Yorkwood Kennels, 838

Oak Street, Ainsworth 52001. Wood, Mary Jane, R.R. 1, Cincinnati 52549. Woodruff, Mrs. Wessie E., R.F.D. 1, Allerton

Wulf, Wilford, Holstein 51025.

Wyckoff, Jack W., Box 191, New Market 51646. Young, Mrs. Chester A., Sr., dba C and M Kennels, R.R. 1, Keokuk 52632.

Zumbach, Elmer, dba Elmer Zumbach and Sons, Route 1, Box 71, Manchester 52057, Zumbach, Mrs. Laverne, dba Sun Valley Ken-

nels, R.R. 1, Coggon 52218. Zwiefel, Kenley, dba Mavken Kennels, Fenton 50539.

#### KANSAS

Aberle, Fred, Route 2, Sabetha 66534. Aberle, John R., Route 2, Sabetha 66534. Achten, James, Wetmore 66550. Achten, Mrs. John, Route 1, Wetmore 66550. Adam, Mrs. Jule, Box 119, Hope 67451. Adams, Randal J., Route 1, Kincald 66039 Adams, Mrs. Robert, Route 1, Garnett 66032 Adamson, Neva and B. L., Route 1, Box 115. Garden Plain 67050.

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Allen, Mr. and Mrs. Elton, Route 1, Soldier

Allen, Glen and Vada J., Kismet 67859 Allen, Harvey M., R.R. 1, St. George 66535. Allen, Lyle W. and Janice L., dba Lakan Ja's Kennel, Route 1, Whiting 66552. Allen, Olive E., Rural Route, Denison 66419.

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Andes, Gary L. and Connie, Route 4, Winfield 67156.

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Armstrong, Merle, 610 West 10th Street, Goodland 67735.

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Ashley, Leonard L., Route 2, Box 4G, Larned 67550

Ashmore, Tom and Jeanne, Route 1, Peru 67360.

Ashkins, Dorthey M., Route 5, Winfield 67156. Atkinson, Mrs. Ruth, 129 East 8th Street, Junction City 66441.

Atterberry, Mary, Dighton 67839. Ayers, Francoise G., Centralia 66415.

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Bailey, Betty A. G., Route 1, Girard 66743.
Bailey, Charlotte, Route 1, Denison 66419.
Baird, Orville, Route 2, Dodge City 67801.

Baker, Boyd O. and Mildred A., Route 4, Hiawatha 66434.

Baker, Gladola, 918 Central, Humboldt 66748. Baker, Lawrence E., Route 1, Box 7, Partridge 67566.

Baker, Leo B., R.R. 3, Goff 66428. Baker, R. W., R.R. 2, Edna 67342.

Baker, Wayne, White Cloud 66094

Baldwin, Mrs. Deloris M., Box 34, Route 1, Fontana 66026.

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Scott 67701. Ballard, Trueman and Maye, Route 1, Arcadia

66711. Banks, Charles L., dba Sel Rahc Kennels,

Whiting 66552. Banninger, Mrs. John, 105 East First Street,

Solomon 67480.

Bantz, Rex A., R.R. 1, Howard 67349. Barnes, Glenda, Hanover 66945.

Barnes, Les, dba Delta Kennels, Route 3, Valley Falls 66088.

Mrs. Lillian, Route 1, Wetmore 66550

Barnes, Merle, Vermillion 66544. Barnett, Mrs. Morris, Route 3, Box 66, Colby

Barnhardt, J. Oswald, Route 3, Erie 66733 Barrett Vaunceville M., Rural Route, Fairview 66425.

Barta, Dr. Richard A., Route 3, Independence 67301.

Barten, Royal, Route 1, Hope 67451. Bartlett, Jay, Route 2, Holton 66436.

Bartley, Max, Soldier 66540.

Bateman, Ross B., Route 1, Oskaloosa 66066. Baughn, Mrs. Oella, Route 4, Box 21, Chanute 66720

Beam, Betty E., R.R. 3, Holton 66436. Beaman, Mrs. Charles L., R.R. 1, Whiting 66552.

Beck, Grant, Corning 66417.

Beck, Lydia S., Corning 66417. Beck, Norman E., dba Sunnyside Kennel, Box 335, Attica 67009.

Becker, Mayme, R.R. 2, Box 95, Centralia

Beckman, Randel and Ethel, Box 114, Colony 66015

Beckwith, Glenn, 3363 Girard, Topeka 66605. Beesley, Ann. Route 1, McCune 66753.

Bell, Elizabeth, 401 South 23rd Street, Inde pendence 67301.

Bell, Marylyn S., Beverly 67423.

Benard, Robert and Lucy, Route 3, Box 78, Girard 66743.

Bender, Nina, Wetmore 66550.

Bennett, Margaret, R.R. 2, Humboldt 66748. Bennett, Mrs. Paul, Route 2, Box 129, Valley Center 67147.

Berg, Mr. and Mrs. G. T., Blaine 66410. Berg, Mr. and Mrs. Harold, Wheaton 66551. Berg, Lawrence, Onaga 66521 Berg, Mr. and Mrs. Milton, Blaine 66410.

Berg, Mr. and Mrs. Wayne H., Blaine 66410. Bergman, Mrs. Arthur, Route 1, Baileyville 66404.

Bergman, Gary, Route 1, Seneca 66538 Bergman, Mr. and Mrs. Mienrod, Baileyville

Bergman, Raymond B., Route 1, Seneca 66533. Bernitter, Betty, Havensville 66432. Berntsen, Bernita M., Route 1, La Harpe

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Blackburn, David and Mona, Route 4, Independence 67301.

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Bloom, Dan E., Route 1, Perry 66073. Bloomer, Joseph, Lebanon 66952. Blosser, Joyce, Route 1, Box 82, Canton 67428.

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Boehm, Sharon L. Route 1, Moran 66755. Boeken, Terry, Lorraine 67459. Bogatay, Mrs. Mary, Box 5307, Franklin 66735.

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Bolan, Bernice, dba Bolanvell Kennel, R.R. 1, Lyndon 66451.

Bolen, Mrs. Fern, Mound City 66056. Boling, Delbert L., Hoyt 66440.

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Bruna, Mike, Hanover 66945.

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Brunkow, Mrs. Wayne, Route 2, Wamego 66547.

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NOTICES

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Crimmins, Steven, Route 4, Clay Center

Crome, Gilbert, Herkimer 66433.

Crome, Mrs. Gordon, Herkimer 66433. Crome, Kenneth, Bremen 66412.

Crone, Alberta, Route 1, Great Bend 67530. Crone, Mrs. Clifford, Route 1, Great Bend 67530.

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Currier, Jean, dba Northern Hill's Kennel, Corning 66417.

Cusenbary, Dan C., dba Walnut Hill Fish Farm, Cunningham 67035.

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Dalinghaus, Donald, Route 3, Seneca 66538 Dalinghaus, Mary Faith, Route 1, Baileyville 66404.

Dalsing, Wilfred, Route 2, Seneca 66538.

Daniels, Victor, Powhattan 66527.

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Dolezal, Rose Marie and Ray, Route 1, Box 76, Kanopolis 67454.

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Dunlap, William G., Nortonville 66060.

Dunn, Nancy L., Route 2, Effingham 66023. Durham, Bob and Carole, Route 1, Norton 67654.

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Edwards, Clara, Route 3, Waverly 66871. Egner, Mrs. Andrew, Route 3, Hiawatha

66434. Eifert, Mrs. Annie Bell, c/o L. H. Scheurman,

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Farrell, Mrs. Dennis, Rossville 66533. Farrell, Mrs. George R., Route 3, Frankfort

66427. Feldhausen, Frank L., Bremen 66412.

Fewins, Linda, Stark 68775 Fiedler, Venita, R.R. 3, Holton 66436. Fifer, Mrs. Rosalie, 3506 Dover, Kansas City 66106

Figge, Darrin E., Wheaton 66551. Finger, Bennie, Netawaka 66516.

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66743 Geier, Mary L. and Larry R., Route 2, Pitts-

burg 66762. Geist, Alfred and Doris, Route 1, Box 85,

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Gilmore, Glen, Nekoma 67559. Ginter, Phil and Linda, Box 25, Route 2, Car-

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Hartman, Kenneth C. and Mattie L., Shields 67874.

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Herring, Jay, Highland 66035. Herrman, Tony L., Westmoreland 66549.

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Holthaus, Mrs. Jerome M., Route 1, Seneca 66538

Holthaus, Mrs. Leon, Route 1, Seneca 66538. Holthaus, Mary B., Route 1, Centralia 66415. Hoobler, Mr. and Mrs. Arthur, R.R. 2, Oswego 67356.

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67561 Jones, Harold H., Jr., Route 2, Wetmore 66550. Jones.

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Koch, Jean Ann, Route 1, Centralia 66415. Koch, Rock, Axtell 66403.

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Kramer, Myrtle, Route 1, Altoona 66710. Kramer, Norbert, Baileyville 66404. Krebs, Clair, Route 1, Powhattan 66527. Krehbiel, E. O., Rural Route, Pretty Prairie

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Mahaska 66955. Landrith, James W., Box 82, Erie 66733. Lane, Delbert, dba Trailane Kennels, R.R. 1.

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Lumley, Lizzie, Box 73, Peru 67360. Lytle, John J. and Edna R., R.R. 2, Holton

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McKibben, Mary J., Route 2, Garnett 66032 McLaughlin, Shirley and Ruth, R.R. 3, Holton

66436. McLean, Peggy B., P.O. Box 96, Sharon 67138. McMullen, Dennis C., Route 1, Norton 67654.

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McNamar Darrel, 207 North Market Street,
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McNeil, Ross E., Idana 67453.

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66539.

Martin, Howard L., Route 2, Blue Rapids 66411

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Meitler, Gene, Lucas 67648.

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Nelson, Sharon, Delavan 66847

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Noonan, Floyd, Route 1, Burlington 66839. Nordquist, John, Blue Rapids 66411. Novak, Mrs. Robert L., Route 1, Concordia

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O'Shea, Nina, Mayetta 66509.

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Rogers, J. C., dba R and R Kennel, Route 2, McLouth 66054.

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Izzo, Albert, dba Marlboro Country Rabbitry, 48 Lincoln Street, Marlborough 01752. Jacques, Paul E., dba Jacques Rabbitry, 29

Washington Street, Beverly 01915. Jenks, Frank H., 21 James Street, Feeding Hills 01030.

Katz, Sidney, 9 Strawberry Hill Lane, Danvers 01923

Kennedy, Paul F., 26 Elm Street, Leominster 01453.

Keoughan, Martin, Box 483, Belchertown 01007.

Kydd, Robert L., dba Eim Hill Breeding Lab, 71 Eim Street, Chelmsford 01824. Landress, Murry M. and Margaret A., dba

Margaret's Home Farm, Barton Heights, Greenfield 01301

Laura, Joseph, Jr., dba New England Rabbitry Supply, R.F.D. 3, North Middleboro 02346. Lulu, Joseph, Central Turnpike, Sutton 01527.

Lulu, Raymond J., 44 High Street, Uxbridge 01569.

Malone, Vincent R., Keyes Road, West Brookfield 01585

Masson, Paul P., 75 Goodhue Avenue, Dracut, 01826.

McCarter, Michael O., 60 Goden Street, Belmont, 02178.

Judith F. & Harold T., RFD 90 A. McGee,

Mello, Arthur R., dba Mello-D-Acres, 201 Old

Burley Street, Danvers, 01923. Mitchell, William A., Hinsdale Road, R.R. Box 172, Northfield, 01360.

Morrissette, Kenneth J., dba Cedar Swamp Rabbitry, Box 252, Old Douglas Pike, Uxbridge, 01569.

Natureland, 6 Gill Street, Woburn, 01801. Nicholas, Andrew, dba Morningdale Rabbitry and Hatchery, 38 Stockton Street, Boyleston, 01505.

Niemi, Peter A., dba Brook-side Rabbitry, 153 Lancaster Road, Berlin, 01503.

Norman, Mrs. R. A., dba Ray-Al Rabbitry, Route 1, Box 185B, Southwick, 01077. Perry, Albert J., dba Willow Valley Rabbit Farm, 129 East Coggeshall Street, Fair-haven, 02719.

Perry, Mrs. Theresa D., dba T and D Rabbitry, Winter Street, Marlboro, 01752. t, Alan R., 3 Newland Street, Norton,

02766

Robinson, D. G., Jr., dba Tumblebrook Farm, West Brookfield, 01585.

Serwecki, Joseph S., dba Serwecki's Rabbitry, North Spencer Road, Spencer, 01562.

Southwick Birds and Animals, Inc., Blackstone, 01504.

Stevens, E. Clarence, dba Stevens Rabbitry, 378 Resevoir Street, Holden, 01520.

Stuart, Kenneth R., dba K and P Rabbitry, Mason Road, Jefferson 01522. Sundstrom, Donald P., 38 Mill Road, West-

borough 01581. Thayer, Edward L., dba Breezie Acres, RFD

#2, Albbe Road, Springfield 01129. Thibeault, William R., East County Road, Rutland 01543.

Vogel, Dr. Allen A., 185 Locust Street, Northampton 01060.

#### MICHIGAN

The Black Lagoon, Inc., 504 North Main Street, Royal Oak 48067.

Carlisle, Kenneth, R.R. 2, Wayland 49348. Dettmer, Dacie J., dba Dettmer's Bunny Patch, 9103 Garfield Road, Carson City 48811

H-Bar-B Beagles, Inc., 900 North Main Street, Mattawan 49071

Hodgins, Grant, dba Hodgins Kennel, 6110 Lange Road, Howell 48843.

International Animal Exchange, East Nine Mile Road, Ferndale 48220. Johnson, Steven and Rosalie, dba The Me-

nagerie, 175 East 26th Street, Holland

Laboratory Research Enterprises, Inc., 6251

South 6th Street, Kalamazoo 49001. Lahar, Leo N. and Betty A., partners, dba Old Dependable German Shepherds, Route 4, Box 168, Pinconning 48650.

Langshaw, Norman and Diana, dba Langshaw Farms, Route 1, Box 256, Augusta 49012. Nichols, Robert W., dba Nick's Pet and Hobby Shop, 420 West Genesee, Saginaw 48602.

Rabbits of Michigan, Inc., Route 1, Pentwater 49449.

Edward, dba Meadowbrook Radzilowski, Farms and Company, 10426 Smith Creek Road, Memphis 48041.

Reser, Donald, dba Johnson's Rabbitry, Route 5, Batavia Station, Coldwater 49036. The Upjohn Company, Kalamazoo 49001

Wait, Lyle E., 10070 West B Avenue, Otsego 49078

Wallace, Walter E., 2014 108th Avenue, Otsego 49078.

Wellinger, Ralph, dba Ralph's Rabbit Ranch, 5260 Dutcher Road, Howell 48843.

Woudenberg, Robert J. and Roberta L., R and R Research Breeders, Route 2, Howard City 49329.

### MINNESOTA

Abbe, Mr. and Mrs. Allan, R.R. 2, Alden 56009. Adolph, Mrs. Charlotte, R.R. 2, Kimball 55353 B and E Patrol, Inc., 2021 West County Road C. Roseville 55113.

Bee, Rufus R. and Kathleen, dba Bee's Ken-nels, Box 141, R.R. 2, Red Wing 55066.

Behle, Harold E., Route 2, Alden 56009. Beise, Delores N., 1102 Ramsey Street, Hast-

ings 55033. Beise, Melvin, dba Beise Kennels, Route 1,

Jordan 55352. Benigni, K. S., Cotton 55724.

Berg, Lola L., Route 1, Osakis 56360.

Brandenburg, Mr. and Mrs. Alfred, dba Aleda's Kennels, Route 3 New Richland 56072. Bremer, Warren, R.R. 1, Waterville 56096.

Cardinal, Archie, 4208 Centerville Road, White Bear Lake 55110.

Carlisle, Rosalie B., dba P and D Rabbitry, R.R. 2, Benson 56215.

Chance William, Route 1, St. Joseph 56374. Chappee, Leslie C., 821 7th Street, International Falls 56649.

Christians, Gary Alan, Route 1, Hayfield

Davidson Fur Farm, Route 2, Box 128, Annandale 55302. Deakins, Mr. and Mrs. Harold, Route 1, Park

Rapids 56470. DePoppe, Elmer, dba DePoppe Rabbitry,

Route 2, Glenville 56036. Dooley, Mrs. Edward, R.R. 7, Box 102, Glenville 56036.

Engelbrecht, Art, Route 4, Box 287, Alexandria 56308

Ferguson, Mrs. Robert, Route 1, Clearwater 55320.

Fleming, Bruce, dba Crimson Cross Kennel, 3680 Centerwood Road, New Brighton 55112.

Glime, Ray Edward, dba City of St, James, 1002 7th Avenue North, St. James 56081. Grams, DeLue, R.R. 1, Glencoe 55336.

Griffith, Gerald, dba Gerald Griffith Rabbitry, Route 2, Owatonna 55060.

Hamlett, Mrs. LaVerne and C. C. Myers, dba Oak Crest Rabbitry, 4360 Brookside Court, Apt. 308, Minneapolis 55436.

Mrs. Susan, Route 2, Paynesville 56362.

Herness, George, dba Sewell Lake Kennel, Dalton 56324

Hippert, Donald, Route 1, Kasson 55944 Hippert, Morris E., New Ulm Mobile Village,

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Hubner, Mrs. Barbara, dba Hubner House Kennels, R.R. 4, Box 125, Pipestone 56164. Ingvaldson, Dennis, Route 6, Box 266, Bemidji 56601.

Johnson, Louise, dba Dancing Waters Kennels, Route 2, Backus 56435.

Knaus, Mr. and Mrs. Ronald, Box 183, Kim-

ball 55353.
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ball ball E., R.R. 2, Blooming Krohnberg, Lo Prairie 55917.

Kruisselbrink, Jake, Edgerton 56128. Kubazewski, Mrs. Joseph R., 426 East 13th Street, Duluth 55811

Kuyava, Gary C., 560 West Wabasha Street, Duluth 55803.

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Larson, Mrs. Mary E., dba Larson's Kennel, Box 247, Pequot Lakes 56472.

Lerch, Vernon, Hackensack 56452. Leversedge, David, Box 146, Balaton 56115. Malo, Mrs. Robert, R.R. 1, Sherburn 56171. Mell, James K., R.R. 2, Sanborn 56083.

Menning, John A, and Artie, dba Hilltop Kennels, Box 353, Edgerton 56128.

Metropolitan Animal Patrol Service, Inc., 506 11th Avenue, North Minneapolis 55411.

Minnesota Pet Breeders, Inc., Route 2, Box 102, Glyndon 56547. Munzenneder, Thomas, Route 2, Backus

56435

Pankratz, Henry H., Mountain Lake 56159. Pine Crest Kennels, Route 1, Byron 55920. Arlington 55307. Pomplun, Melvin E., R.R. 1, Reiland, Nick, Mazeppa 55956.

Schroeder, Arnold, Kiester 56051. Serger, Math L., Route 2, Watkins 55389.

Staloch, Roland D., dba Staloch's Enterprises, 5134 18th Avenue NW., Rochester 55901.

Sterrett, Tim B. and Keith Hoven, dba Hilltop Kennels. Strom, Harold W., Route 1, Randall 56475.

Swanson, Wayne E., Route 5, Box 882, Game

Farm Road, Mound 55364. Tilbury, Mrs. Jess, Route 1, Grasston 55030.

Toenges, Clifton H., R.R. 1, Alden 56009. Tryggestad, Ben, Route 2, South Haven 55382.

Twito, Dean, Emmons 56029. Welte, Arden F., dba Cedarcrest Tree and Game Farm and Kennel, Route 1, Zumbro Falls 55991.

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Allen, Wanda, dba Missouri Valley Kennels, RFD, Alexandria, 63420.

Allen, Warren, Lucerne, 64655. Allison, Sara F., Mrs., Rt. 1, Armstrong, 65230. Amherdt, James R., 741 Valley Forge Dr., Brookfield, 64628.

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Anderson, John D., Mrs., RFD 1, Lancaster, 63548.

Anderson, Katie, Preston, 65732. Anesi, Joetta L., Mrs. Rt. 3, Kirksville, 63501. Arapahoe Kennels, Inc., Rt. 3, Box 103B, Troy, 63379.

Armstrong, Betty & Jack, dba Bea-Jac Kennels, Kidder, 64649.

Arzberger, Clyde, Mrs., Rt. 3, Box 397, Cabool 65689.

Askew, Raymond L., Rt. 4, Kirksville 63501.

Austin, Cecelia E., Shelbina 63468. Aye, Francis, Rt. 1, Box 23, Willow Springs

65581 Aye, Mavis, Rt. 3, Box 193A, Willow Springs

65587.

Bailey, Clinton, Rt. 1, Stella 64867. Baker, Clarence, Mr. & Mrs., Rt. 1, Hatfield 64458

Baker, Esther, Mrs., RFD 3, Box 100, Memphis 63555.

Baker, Nellie L., RFD 2, Box 29, Memphis

Baldwin, Dorsie, Mrs., Rt. 3, Kirksville 63501. Baldwin, H. D., Mrs., dba Cin Dee Kennels, Goodsin Star Route, Bolivar 65613. Baldwin, James, Rt. 3, Chillicothe 64601.

Balk, Judith L., R.R. 2, Walker 64790. Banker, John, Mrs., dba Banker Kennels, Rt.

1, Clark 65243. Banks, Freddie & Ervin, Rt. 1, Jane 64846.

Barnett, Bobbie T., Mrs., Lowry City 64763. Barnfield, Wanda, dba Bar-Wan Kennels, P.O. Box 158, Crocker 65452.

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Barron, Norman, Mrs. Rt. 1, Box 242, Macon 63552

Bash, Lenn L., R.F.D. 1, Alexandria 63430. Baxter, Carolyn, Downing 63536.
Baxter, Russell L. & Jaye D., R.F.D. 1, Box

109, Greentop 63546.

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Beck, Victor V, dba Vi-Re Kennels, Box 291, Novinger 63559.

Beckley, Wendell, Mrs., R.R. 1, Leonard 63451. Bell Acres Kennels, Rt. 1, Box 262, Miller 65707

Berry, Lenora, Bethel 63434. Beshears, Mary Jo, dba Idlewild Kennel, Rt.

2, Wellsville 63384. Bethune, Orgretta, Box 482, Sheldon 64784.

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Billings, George D. & Beverly J., Rt. 2, La Plata 63549

Bixenman, Eva Sue, R.R. 1, Bynumville 65238. Bixenman, Johanna, New Cambria 63558. Black, Donna, Route 4, Mountain Grove 65711.

Blaine, Peggy L., R.F.D. 3, Box 188, Memphis 63555.

Blakely, Myrle and Sam, Route 1, Armstrong 65230.

Borghardt, Robert D. (Mrs.), Route 1, Iantha 64753.

Bradley, Mrs. Lucille, Route 2, Box 52, Higbee 65257.

Bragg, Carl, R.D. 1, Novinger 63559.

Bramhall, Perry, Route 3, Kirksville 63501. Branson, R. H. and Juanita, Route 2, Box 200, Willard 65781.

Brazeal, Bill N. and Lena, Route 2, Mansfield 45704.

Breuning, Ronald and Diane, dba Limelite Kennels, Route 2, Ava 65608. Broegenhemke, Mrs. Verna M., R.F.D. 3, Edina

63567.

Brown, Mrs. George W., dba Forest Hills Kennel, P.O. Box 463, Forsyth 65653. Brown, Wayne F., R.F.D. 1, Gilliam 65330. Bruce, Garold L. (Mrs.), Route 6, Unionville

63565.

Bryan, J. D., Mrs., Rt. 2, Willow Springs 65793.

Bryant, Thomas, Mrs., Baring 63531. Bunch, Syble, Rt. 1, Exeter 65647. Burd, Loren, Mr. & Mrs., Meta 65058. Burkhardt, Frank L., 606 South Allen St., Macon 63552.

Burns, Betty J., Mrs. & James H. Knowles, dba Burns & Knowles Kennels, Rt. 1, Anabel 63431.

Burr, Elsie, Highway 36, Bucklin 64631. Burris, Eylve E., dba Lover's Kennels, R.R. 1, Box 25A, Marceline 64658.

Bushnell, Lloyd, Jr., Mrs., R.F.D. 1, Queen City 63561.

Butler, Mary, Rt. 1, Carthage 64386. Camden, Reba N., R.F.D. 2, Glenwood 63541. Campbell, Carl, Rt. 2, La Plata 63549. Campbell, Eugenia M., Mrs., Rt. 1, Anabel

63431 Campbell, Mildred F., dba Shady Hill Ken-nels, Rt. 2, Madison 65263.

Carnell, Hugh S., Rt. 1, Rocky Comfort 64861 Carney, Cletus C., Mrs., R.R. 1, Novelty 63460. Carney, Florence, Leonard 63451.

Carr, Nancy, dba Na-Carr Kennels, R.R. 4, Rich Hill 64779.

Cassell, Harry, Mrs., Blackwater 65322. Cates, Melvin E., Sr., Rt. 10, Box 823, Springfield 65803.

Cheers, James R., Mr. & Mrs., Box 63, Kingsville 64061.

Childers, James B., P.O. Box 343, Bolivar 65613.

Christman, Mildred, Bethel 63434. Christy, Eunice, Rt. 2, Box 133, El Dorado

64744 Clair, Junior P., R.F.D. 1, Hurdland 63547.

Clapham, E. J. & Monty Joe, dba Clapham's Kennel, Rt. 1, Gilman City 64642. Clapp, Louise, Rt. 2, Butler 64730. Clark, Emma J., Rt. 2, Mercer 64661. Clark, Viola P., Mrs., R.F.D. 3, Monroe City Clark 63456.

Clary, Paul, Mrs., Rt. 3, Edina 63537. Clay, Eldon & Lucille, Rt. 4, Kirksville 63501. Claypool, Robert E. & Mary E., Rt. 4, Pattonsburg 64670.

Clemensen, Mattie E., Rt. 2, Nevada 64772. Clemmons, Mo Springs 64744. Mozzelle, R.D. 2, Eldorado

Clevenger, Kenneth Mrs., Rt. 2, Norborne

Clubine, Bessie M. Mrs., Rt. 3, Kirksville 63501.

Coffman, Alma Mrs., Rt. 2, Higbee 65257. Cole, Lorraine R., dba Bel-Air Kennel, 708 North Main, Grain Valley 64029.

Cole, Scott, R.F.D. 3, Lebanon 65536. Collier, Charles E., R.F.D. 1, Arbela 63432. Collis, Goldie Mrs., R.F.D. 1, Queen City 63561.

Colman, Joyce Mrs., Rt. 2, Callao 63534. Conner, Francis, Rt. 2, Tina 64682. Cook, Alice, Rt. 3, Kirksville 63501. Cook, Dennis A., R.F.D. 1, Lancaster 63548. Cooper, Stella M., dba Sac River Kennel, R.

1, Box 795, Bois D'Arc 65612. Corcoran, Adilene Mrs., Rt. 2, Atlanta 63530. Cosby, Bobby L. & Wanda J., R.R. 1, Bevier

Cox, Jerry & Betty, Rt. 1, Mercer 64661. Cox, Charles L, & Jo Ann, dba Calumet Valley Kennels, R. 1, Louisiana 63353.

63532.

Cozart, Anita L., Rt. 1, Box 51, West Plains 65775.

Crackenberger, Duane, R.R. 1, Hale 64643. Craig, Betty, Mrs., 200 Elizabeth Street, Craig, Betty, 1 Holden 64040.

Craigmyle, Elmer, Mrs., Shelbyville 63469. Crayton, Patty, dba Char-Lyn Kennel, Linn Creek Star Route, Lebanon 65536.

Crumbaugh, Judy, Mrs., Rt. 5, Kirksville

Crump, Alice, Mrs., P.O. Box 5, Lancaster 63548. Cullum, Joyce, dba Cullum Kennels, Rt. 1,

Unionville 63565. Custer, R. E., Mrs., Rt. 2, Green City 63545.

Dalton, Stella, Edina 63537. Dammeman, Carl J., Salisbury 65281 Danner, Homer & Emma, Clarence 63437.

Davis, Mary, R.R. 2, Savannah 64485. Davis, Nellie, Mrs., Harwood 64750. Daw, Ida, Mrs., R.F.D. 3, Kahoka 63445.

Day, Delmar, Mrs., Rt. 2, Bevier 63532. Day, Irvin F., Mr. & Mrs., R.R. 1, Paris 65275. Day, Norma, dba Last Day Kennel, R.R. 1, Phillipsburg 65722.

Dean, Claude, Jr., R.F.D. 1, Kahoka 63445. Deckerd, Shirley, dba Deckerd's Twainland Kennel, R.R. 2, Perry 63462.

DeGroot, John and Clarissa, 1001 Plymouth Drive, Columbia 65201.

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DeVaul, Barbara J., Mrs., Rice Street Meadville 64659.

DeWitt, Myrtle, Green City 63545. Dickinson, Kenneth F., dba Dickinson Kennel, Rt. 2, Osceola 64776.

Dickman, Islet, dba Dickman's Dogwood Kennels, Rt. 3, Willow Springs 65793. Dodson, J. W. and Fern O., Box 215, Green-

top 63546. Donaldson, Ben, Mrs., Rt. 3, Lebanon 65536.

Doran, Melvin & Nancy, Rt. 3, Hannibal 63401. Doss, Gilbert, Freistatt 65654. Doss, Roger & Wendell, Baring 63531.

Dougherty, Laura Jo, Mrs., 509 Highland, Monett 65708. Douglass, Luther, Mrs., Edina 63537.

Douglass, Stella, Novelty 63460. Dowell, Olive L., R.R. 2, Brookfield 64628. Dozier, Joella F., Rt. 3, Columbia 65201. Duenow, Marion R., Mrs., Atlanta 63530. Duley, Sudie Mae, 1501 Adams, St. Joseph 64503.

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63460. Dye, Charles E., dba Rockhound Kennels, Box 84, Route 3, Savannah 64485.

Eagan, Julia, dba Eagan Kennels, Rt. 2, Box 93, Pomona 65553.

Easter Animal Farms, Box 297, Liberal 64762. Eaton, Anna M., dba Eaton Kennels, Rt. 2, Box 214, St. Peters 63376.

Ecklund, Edward, dba DeNelle Rabbitry, 110 E. Madison, Marshfield 65706. Eggleston, Fay, Mrs., R.F.D. 2, Box 53, Mem-

phis 63555. Eisberg, Clarence, R.R. 2, Keytesville 65261.

Eitel, Patricia, Mrs., Rt. 4, La Plata 63549. Ellis, Rube B., Duenweg 64841. England, Helen, Rt. 2, Centralia 65240.

England, Julia W., dba Ju-Les-Rans Kennels, R.R. 2, Centralia 65240.

Epperson, William H., Box 57, Ethel 63539. Erwin, Lyle, Brashear 63533. Euritt, Oren, dba Oak Grove Kennels, Rt. 1,

Kirksville 63501. Everman, F. W., Jr., Rt. 2, Gallatin 64640.

Fanning, Edward, Mrs., Rt. 3, Milan 63556. Farbes, Douglas, Rt. 1, Hallsville 65255. Fast, Delmar R., R.R. 3, Eldorado Springs

Fehling, Ruth J., dba R.J. Kennel, Rt. 1, Armstrong 65230.

Fenimore, Juanita M., Mrs., Rt. 2, Atlanta 63530.

2450

Fields, Beverly, Mrs. dba Maple Ridge Stock Farm, Humphreys 64646. Filley, Mildred R., Rt. 4, Box 68, Cameron

Findling, Leo W., Mrs., Rt. 2, Atlanta 63530. Flanigan, William Wayne, R.R. 1, Box 38, Liberal 64762.

Flaxbeard, Virgil & Wanda Dickens, Rocky Comfort 64861.

Flint, Robert G., Rt. 7, Gilman 64642.

Ford, Luther, Mrs., R.F.D. 2, Glenwood 63541. Forgey, Carl, Mrs., Box 236, Rt. 1, Ozark 65721. Forrester, Bernice, Mrs., Baring 63531.

Foster, Beverly L., Blairstown 64726. Foster, Donald D., dba White Gate Kennels,

Rt. 1, Macon 63552.

Foster, Henrietta M., Mrs., dba Retta's Canine Kennel, Rt. 4, Centralia 65240.

Foster, Judy, dba Foster's Canine Kennel, Rt. 4, Centralia 65240.

Francis, Ruth, R.R. 2, Pierce City 65723

Francka, Catherine C. & Jacob J., R.F.D. 1, Box 42, Brighton 65617.

Frazee, Bernice, Mrs., Novelty 63460. Fremon, Laura Mrs., dba Fremon Farms,

R.F.D. 1, Glenwood 63541. Frey, Grace, Rt. 3, Appleton City 64724.

Frieden, Vernna J., Mrs., R.F.D. 3, Kahoka 63445

Friend, Pauline, dba PaPaws Kennel, Rt. 1. Box 765, Bois D'Arc 65612.

Fry, Jabe, Rt. 3, Eldon 65026

Fry, Wilma, Rt. 2, Brookfield 64628.

Fugate, M. L., Rt. 1, Box 212, Mountain View 65548

Furnish, Iva, Mrs., Rt. 2, Unionville 63565. Gale, May E., dba Gale's Kennel, Rt. 1, Box 269, St. James 65559

Gambill, J. P., Rt. 1, Marceline 64658.

Garoutte, Marjorie, dba Margie's Pet Center,

1841 N. Newton, Springfield 65803.
Garrelts, Annetta, Mrs., Rt. 2, Atlanta 63530.
Garrison, Roger, Mrs., Rt. 1, Rockville 64780.
Gasaway, Sam and Cathy, Rt. 2, Box 79, Eldon 65026.

Gaylord, Judy C., dba Gaylord Kennels, Rt. 1, Lowry City 64763.

George, Frank R., R.F.D. 1. Lancaster 63548. George, J. K., Mrs., Rt. 1, Box 212, Sedalia

George, Melvin, Mrs., Rt. 3, Salisbury 65281 Gessling, Gladys and Aurelia Borgman, Nepton 65346.

Gilbert, Clifford, Rt. 4, Box 335 Neosh 64850. Goodin, Bill, Rt. 2, Princeton 64673.

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Gossett, Lorene and John, R.F.D. 1, Calhoun 65323

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Grant, Thomas & Sharon, dba Circle G Ranch, Rt. 4, Trenton 64683.

Green, Paul, dba Green's Kennels, Weaubleau 65774.

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Gross. Artie F. & Loren E., Box 47, Ethel 63539.

Gruenefeld, Wilbert, Rt. 1, Box 140, Jonesburg 63351

Gully, David, Rt. 1, Huntsville 65259.

Guymon, John, dba Guymon Doggie Acres, Rt. 2, California 65018.

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Hardin, C. F. & Jessie M., Elk Creek 65464. Hardy, M. O., Linn Creek 65052

Harmon, Alice M., Mrs., dba Dun Rovin Kennels, R.R. 1, Syracuse 65354.

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Harrison, JoAnn, Rt. 2, Marceline 64658. Hart. Ruby, R.F.D. 2, Box 139, Lancaster 63548.

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Hays, Everett E., Mr. & Mrs., R.F.D. 3, Queen City 63561.

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Henry, Billie Kay, 323 Lamb Avenue, Macon 63552.

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Hettinger, Richard, Mrs., Edina 63537. Hettinger, Robert, Mr. & Mrs., Rt. 1, Gibbs 63540

Hewitt, Ivan, Mrs., Jr., R.R. 1, Rosendale 64483.

Hiatt, Cena L., Rt. 1, Novinger 63559 Hiatt, Terry, Mr., Rt. 2, Atlanta 63530. Higgins, George ..., Greentop 63546. Hill, Rose A., R.R. 1, Amoret 64722.

Hillerman, JoAnn and Wanda, dba Hillerman Kennels, 706 Indiana Ave., Montrose 64770.

Hoefener, Deann dba Sandy's Kennel, Latham 65050.

Hoffer, Arlo D. & Billie J., R.F.D. 1, Ewing

Hoffer, Lester C., Rt. 2, Greenfield 65661. Holiday Boarding Kennel, Rt. 12, Springfield 65804.

Hood, Tommy L., dba T&P Kennel, Rt. 1, Box 148, Leasburg 65535.

Housh, Claude, dba Housh Kennels, 600 N. 6th St., Rich Hill 64779 Howard, Olive, Gallatin 64640.

Howerton, Marilyn Y., Rt. 1, Box 98, Nixa 65714.

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Huffstutler, Woodrow W., dba Ozark Research Supplier, R.F.D. 3, Vienna 65582.

Hughes, Mae, Mrs., Greentop 63546. Hughes, Mr. and Mrs. Jim, dba DoBoTri Kennels, Rt. 1, Purdy 65734.

Hulen, Dail, Lancaster 63548. Hulen, Fern W., Mr. & Mrs., R.F.D. 1, Lan-

caster 63548. Humphrey, Thelma, Box 26, Monticello 63457.

Hunolt, Leo, Mrs., R.R. 3, Edina 63537. Hunolt, Lois, Mrs., Baring 63531. Hunt, John & Glenn B., dba Firetower Ken-

nels, P.O. Box 153, Lanagan 64857. Hunt, Rena, Rt. 1, Greenwood 64034. Hunter, Richard, Rt. 5, Trenton 64683. Huntsman, William B., Mr., 798 Taylor,

Moberly 65270.

Hunziker, Jerry, Hurdland 63547. Hurley, Lily D., Mrs., Livonia 63551. Hyle, David R., Rt. 6, Unionville 63565.

Hyle, Mrs. Ruby F., Rt. 6, Unionville 63565. Jackson, Emma, Rt. 1, Harwood 64750.

Jackson, Ollie M., Mrs., R.F.D. 2, Lancaster 63548.

Jackson, Richard & Irene, R.R. 1, Harwood 64750

James, H. L., Rt. 1, Pollock, 63560. James, Marie, Hurdland 63537.

Jamsek, Dorothy, dba Jam-Sek Kennels, Box 51, Deepwater 64740.

Jarman, Mona M., Mrs., Rt. 1 Monroe City

Jefferies, Edith, Mrs., Rt. 1, Greentop 63546. Johnston, Irvin, Rutledge 63501.

Johnston, Norma, Mrs., Powersville 64672.

Jones, Anna Mae, Humphreys 64646. Jones, Donald A., R.R. 2, Box 158, Paris 65275. Jones, James M., 231 N. Maple Street, Memphis 63555.

Jones, Mary Ellen, R.F.D. 1, Lancaster 63548. Justice, Elda J., R.R. 4, Box 130, Edina 63537, Keeshonden, Nordeen, Rt. 1, Middletown 63359.

Kelsey, Donna Belle, Star Route, Box 185, Mindenmines 64769.

Kennedy, Beaulah & Linda, Jerico Springs 64756

Kenyan, Marilyn, 413 Wise St., Chillicothe 64601.

Kerby, Eugene H., Mrs., R.F.D. 2, Glenwood

Kiddoo, Macel M., Mrs., R.F.D. 2, Memphis 63555.

Kidwell, Mary, Mrs., Leonard 63451. Kiley, Richard, Mrs., Baring 63531.

Kimmel, Junior, dba Junior & Loeta Kimmel, R.R. 6, Unionville 63565.

Thelma, Rt. 2, Box 132, Shelbina 63468.

Kirby, J. T., R.R. 1, Liberal 64762. Kirchner, Connie S., Mrs., R.F.D. 1, Luray

63453. Kitch, Harlin, Taylor 63471

Klingebiel, Effie, R.F.D. 3, Kahoka 63445. Kowieski, Edith L., dba Hound Haven Kennels, Box 231, Rt. 1, Rolla 65401.

Kramer, June, Mrs., Rt. 1, Appleton City

64724. Kreisler, Muriel B. . dba Lazy Acres Kennel, Rt. 2, Box 167B, Waynesville 65583.

Kroll, Earl & Joy M., dba Haif A Hill Kennel, Rt. 2, Box 159B, Conway 65632. Kukal, J. Leonard, Rt. 1, Bolivar 65613.

LaFevers, Gerald, Mrs., S.S. Rt. Box 73, West Plains 65775.

Laird, Grace L., Mrs., Rt. 1, Gibbs 63540. Everett Lambeth and Sons, Rt. 2, Carthage 64836

Land, Lela E., West Plains 65775.

Langerud, Frances, Rt. 2, Box 95, Paris 65275. Lassiter, Lola & Raymond, dba Lo Ray Kennel, Jenkins 65677.

Latimer, Nancy S., Mrs., R.R. 4, Edina 63537 Lawson, Hollis, dba Colonial Acres, 427 W. Country Street, Monett 65708.
Lay, Audrey, Mrs., Edina 63537.

Lee, Elizabeth, Rt. 1, Box 43, New Hartford 63364.

Leedom, Herman A., P.O. Box 2, Glenwood 63541.

Leftridge, Laverne, Mrs., Clarence 63437. Melba Jean, Mrs., R.F.D. 2, La Lemmons,

Plata 63549. Lenon, Hazel A., R.F.D. 3, Macon 63552. Lewis, Eva L., Mrs., Rt. 2, Hurdland 63547. Lewis, Violet M., 500 Chestnut Street, Holden

64040. Limkemann, Leon F., Mrs., dba Link's Kennels, Rt. 1, Meadville 64639.

Lindquist, Lucille & John, dba Johnnie-Lou

Kennels, Rt. 2, Greentop 63546. Link, Jean, Mrs., Rt. 2, Billings 65610. Loncarich, Anna, Mrs., Rt. 1, Stella 64867. Long, Arvel, Rocky Comfort 64861.

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Long, Geiger S., Shelbyville 63469. Long, June, Mrs., Rt. 4, Box 302, Eldorado Springs 64744.

Marcell, Mr. & Mrs., Rocky Comfort 64861.

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McAlexander, Effie O. & J. C., Rt. 2, Vineland Rd., De Soto 63020. McBee, Kenneth & Faye, dba McBee Kennels, Rt. 3, Braymer 64624.

McCampbell, Jim & Judy, R.R. 2, Bethany

McCandless, Kenneth & Hazel, dba McCandless Farms, Rt. 1, Box 187, Marceline 64658, McCormick, Gayla, Rt. 1, Stockton 65785. McCoy, Glen E., 853 W. Whiteside, Springfield 65804.

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McIntosh, Don E., Rt. 1, Mansfield 65704. McKee, Mrs. Grace, Knox City, Missouri

McMurry, Geraldine, K., Mrs., R.F.D. 2, Rutledge 63563.

McNeece, Mae, R.R. 1, Harwood 64750. McQueen, Franklin E., Rt. 3, Novinger 63559. McQuitty, Alberta E., Mrs., 818 Pine Street, Macon 63552.

McWilliams, Pat, Rt. 2, Box 190, Eldorado

Springs 64722.

Maberry, Bill, Mrs., Rt. 2, Dawn, 64638.

Madison, Lela F., R.R. 3, Lamar 64759.

Manewal, Jim, Mrs., Rt. 1, Moberly 65270. Manning, Helen, Mrs. RFD 2, Box 125A, Lancaster 63548.

Mann, Virginia, Appleton City, 64724. March, Boyd and Mary, Rt. 1, Clark 65243. Marrs, Ted. Jane 64846.

Marsh, D. H., Rt. 2, Box 27, Sheldon 64784.
Maths, Paul D., Rt. 1, Hatfield 64458.
Mathis, Phylis J., dba Rocky Top Kennels,
Rt. 1, Pleasant Hope 65725.
Matzen, Merle and Roy, dba Ashlawn Ken-

nels, Box 53, Cairo 65239. Maupin, George W., Rt. 1, Clarence 63437.

Mayer, Shirley D., Baring 63531. Means, Geneva, Mrs., Rt. 1, Atlanta 63530. Meeker, Bessie M., Mrs., RFD 1, Box 28C,

Greentop 63546. Melville, Juanita, Hale 64643. Middleton, Robert E., Mrs., RFD 2, Box 171,

Lancaster 63548. Millard, George M., R.R. 1, Box 133, Amoret 64722.

Miller, Gerald E., Mrs., Box 205, Brashear 63533.

Miller, Leland, Mrs., Rt. 3, Shelbyville 63469. Miller, Leona, Mrs., Rt. 1, Elmer 63538. Minor, Leon, Mrs., 321 East Rogers, Monroe City 63456.

Mollick, Julia, Mrs., RFD 2, Box 176, Greentop 63546.

Moncriet, Bobby J., Rt. 4, Kirksville 63501. Moner, Michael & Evelyn, Rt. 2, Meadville

Moore, George R., Mr. & Mrs., dba Golden Sunrise Kennels, Rt. 1, Adrian 64720. Moore, Katherine, Rt. 2, Box 298-1, Blue

Springs 64015.

Moots, Henry, Rt. 1, Novinger 63559. Morgan, Delia J., Mrs., 106 Jefferson Street, Macon 63552.

Morris, Jo Ann, RFD 1, Kahoka 63445. Morrow, Ida & Marilyn, Knox City 63446. Moss, Porter, Mrs., Rt. 4, Lamar 64759.

Moutray, Elsie, 3740 Pettis Road, St. Joseph 64503 Muck, Louise, Rt. 1, Meadville 64659.

Murphy, Virgil, Mrs. & O. T. Gillenwater, dba Shady Rock Acres, Rt. 2, Rogerville 65742. Murphy, Willard G. R.F.D. 2, Macon 63552. Murray, Ted, Mrs., Novelty 63460.

Musser, F. A., Mrs., dba Echo Meadow Rabbitry, Rt. 1, Tunas 65764.

Nalle, Loydene, Rt. 1, Pattonsburg 64670. Nalle, Sylvia, dba Nalle Kennels, Rt. 3, Pattonsburg 64670.

Neese, Millie F., Box 73, Jacksonville 65260. Nelson, Marianne, Mrs., Rt. 2, Macon 63552. Nelson, Rex, RR, Williamstown 63473. Neuenschwander, Arthur L. & Judy P., Rt. 2, Box 96B, Deepwater 64740.

Newcomer, Patsy, Mrs., Rt. 3, Kirksville 63501. Nichols, Kenneth, Mrs., Rt. 1, Sturgeon 65284. Nichols, R. E., dba Abah Kennels, Box 428,

Clinton 64735. Niemeier, Theodore, Bynumville 65238. Norblitt, Henry and Ada, R.F.D. 3, Paris

65275. Norman, Eldon A., Route 4, Box 16B, Holden 64040.

Norton, Dorothy, 1508 Washington Street, Unionville 63565.

Norton, Mrs. George, Anabel 63431. Norton, Mrs. J. V., dba Norton's Kennels, Knox City 63446.

Norton, Jerry R., Box 82, Auxvasse 65231. Norton, Vadah B., Mrs., Knox City 63446. Nycum, Shari, Edwards 65326.

Oden, Mrs. Chester, Route 3, Hale 64643. Oerturg, H. H., Route 2, Purdin 64674. O'Farrell, Mary, 503 South Main Street, Holden 64040.

Olmstead, Lewis, R.R. 4, Milan 63556. Oshner, Mrs. Robert E., R.F.D. 2, LaBelle

Oshner, Mrs. Samuel, LaBelle 63447. Pack, Mrs. John, Route 1, Brashear 63533. Palmer, Mrs. Lorraine, Route 1, Wheatland 65779.

Palmer, William M. and Frances A., partners, dba Palmers Kennels, Route 3, Hamilton 64644.

Parker, Ray, 275 Donna Lee Avenue, Lebanon 65538

Parks, Dorothy W., Rt. 4, Chillicothe 64601. Parmley, Warner, Mrs., Rt. 1, Green Castle

Parrish, Archie, Mrs., RFD 1, Knox City 63446. Parrish, Dixie and Amee J., RFD 1, Knox City 63448

Parrish, Ernest E., Mrs., Newark 63458. Parsons, Frank L., Lancaster 63548. Parsons, Paul W. & Patsy J., Edina 63537. Partin, Charlotte & Ernest, Rt. 1, Macon 63552.

Patrick, Loyd O. & Gladys L., dba Oak Tree Kennel, Rt. 3, Shelbyville 63469. Patterson, Glen W., Dr., dba Patterson Ken-

nels, Hale 64643. Payne, Lamon & Lola, Star Route, Ozark

65721. Peart, Joseph, Mrs., Rt. 3, Box 179, Salisbury

65281. Pendleton, Orville, Mr. & Mrs. Rt. 3, Box 127, Dixon 65459.

Penrod, Lenford R. & Elenora J., Rt. 2, Box 253, Festus 63028.

Perrigo, Jessie, Mrs., Novelty 63460. Alta M., Mrs., 479 College Street,

Kahoka 63445.

Perry, Donna, Mrs., Knox City 63446. Perry, William & Dorothy, dba Persnickety Kennels, 5424 Baltimore, Kansas City 64112 Peters, Everett, Browning 64630. Peters, Helen, R.R. 1, Keytesville 65261

Peters, Imogene, Box 187, Browning 64630. Pfeifer, Marilyn S., 711 Adair Street, Bevier

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65043. Phillips, Deborah, dba Phillips' Kennels, Rt.

1, Iantha 64753. Phillips, Jeannetta, Mrs., Box 26, Cairo 65239.

Pierce, Frank W., dba Red Brush Kennels, Rt. 2, Box 207, El Dorado Springs 64744.

Piper, Emma Pearl, Downing 63536. Plumlee, Louise, dba Whispering Pines Kennel, Rt. 2, Box 234, Carthage 64836.

Pore, Jean, Rothville 64676. Porter James, Rev. & Mrs., Route 2, Dawn 64638

Price, Niona J., R.R. 1, Box 82, Mendon 64660. Primm, Beth, Novelty 63460.

Putthoff, James E., dba Putthoff Kennels, 7th and Indiana, Montrose 64770.

Rae, Ralph K., 2213 Hallburton St., Kirksville 63501.

Ragar, Harlie O., Mrs., Shelbyville 63469. Raney, Nancy, dba Nancy's Kennel, Rt. 1, Box 321, Neosho 64850.

Ransdell, Margaret, Mrs., Rt. 2, Holliday 65258. Raufer, Anna, Rt. 1, Bowling Green 63334.

Read, Lucy, Mrs., Box 99, Coffey 64636. Reddell, Franklin, Mr. & Mrs., 213 W. 21st, Oak Grove 64075.

Redman, Roy, Jr., Rt. 2, King City 64463. Reed, Martha J., dba Reedgate Kennels, Rt. 2, Lamar 64759.

Reger, Dean, Newtown 64667. Rhoades, Albert, Mrs., Knox City 63446. Rhoades, Mildred, Mrs., Knox City 63446. Rice, Lois A., Mrs., RFD 3, Knox City 63446. Rice, Ruth, Mrs., Knox City 63446. Richardson, Katie, Rt. 1, Armstrong 65230. Richardson, Keith M., Rt. 1, Blythedale 64425. Rich's Pet Ranch, 10042 West Florissant, Del-

Rinehart, Marvin, Rt. 1, Browning 64630. Roach, Mary S., RFD 1, Canton 63435. Roberson, Ruth A., Monticello 63457. Roberts, Kenneth, Rutledge 63563.

Roburtson, Carolyn, 615 East Hickory, Nevada 64772

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berly 65270. Rose, Olsie, Novelty 63460.

wood 63136

Ross, Jack, Downing 63536. Rowland, Robert L., P.O. Box 305, Queen City 63561.

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Rummerfield, Douglas G., Rt. 1, Kirksville 63501.

Ryan, Nina R., Rt. 1, Laclede 64651. St. Clair, Mrs. Sue, La Plata 63549. Salmons, Ralph L., R.R. 3, Fulton, 65251. Sandefur, Mrs. Leora, Route 1, Greentop 63546.

Sanders, Mrs. Joe, Route 2, Nixa 65714. Sanders, June E., Route 3, Novinger 63559. Sanders, Susan and Sharon, dba Kay-Lee Kennels, Route 2, Box 109, Madison 65263. Sandretto, Albert D., Box 96, Novinger

Saner, Josie, Route 2, Queen City 63561.

Sawyer, Neil, Box 55, Queen City 63561. Sawyer, Thelma I., Box 114, Queen City 63561. Schmitter, Otto F. and Pauline, R.F.D. 2, Lancaster 63548.

Schmude, Opal, New Hampton 64471. Schnetzler, Mrs. Eulah, Route 1, Box 167, Madison 65263.

Scott, Clifford, Humphreys 64646. Scott, Lena G., dba Jonlea Kennels, Route 3, Box 206, California 65018.

Scott, Mrs. Marvin, Route, 2, Ridgeway 64481. Sederburg, Margie E. & Marvin H., R.F.D. 1, Box 27, Luray 63453.

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Shaw, Inez, Mrs., Downing 63536. Shearer, Ida, Mrs., Knox City 63537. Sheets, Fred & Lou, R.R. 1, Lee's Summit 64063

Shields, C. H., Mrs., R.R. 1, Maitland 64466. Shively, Mary Joyce, Mrs., Coatsville 63535. Shoop, Cecil, Mrs., Box 363, Queen City 63561. Sho-Me Research Dogs, Inc., Rt. 1, Box 160, Hallsville 65255.

Shultz, Edwin L., Mrs., R.F.D. 2, Rutledge 63563.

Siebuhr, Clarence, Mrs., Rt. 3, Moberly 65270. Simmons, Glen, Mrs., LaBelle 63447.

Simon, Anna R., dba Leann's Poodle Farm, Rt. 1, Box 100B, Webb City 64870. Simpson, Linda, Novelty 63460.

Singley, Lavonne, Mrs., Rt. 3, Kirksville 63501. Sisson, Annetta M., Mrs., RFD 1, Box 75, Luray 63453.

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Smith, Darrel, Rt. 1, Aurora 65605. Smith, David M., Mrs., 1308 E. Harrison St.,

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Smith, Helen A., Rt. 2, Box 125, Miller 65707. Smith, James E., Mrs., dba J. & R. Kennels, Kingdom City 65262.

Smith, Lois E., R.R. 2, Brookfield 64628. Smyser, Ada, Mrs., Glenwood 63541. Snider, Neva P., Mrs., Box 127, Green City 63545.

Snyder, Beatrice, dba Bea's Kennel, RFD 1, Iantha 64753.

Snyder, Hene, Mrs., Rt. 2, Greentop 63545. Sparkman, John and Tilda, dba Flying Acres Kennels, Rt. 1, Brookline 65619.

Sparks, Evelyn, Mrs., Rt. 6, Unionville 63565. Sparks, Mr. & Mrs. Kermit A., Jr., dba Hing-Toi Puppy Farm, Rt. 1, Box 135A, Vichy 65580.

Sparks, Mae V., S.S. Rt., Box 15, West Plains 65775.

Spitser, Charlann, Rt. 3, Box 436, Cabool 65689.

Staats, Donald D., 6091/2 South Ruby, Macon 63552.

Stacy, Larry D. & Jane Ann, partners, dba Stacy's Kennel, R.R. 1, Bevier 63532.

Stalder, William & Ruth, partners, dba King

Jack Kennel, Rt. 1, Oronogo 64855. Stamper, Mildred J., dba Wenduski Kennel, R.R. 1, Princeton 64673.

Stender, Rodger E. & Myra J., Rt. 4, La Plata 63549

Stone, Ruth K., Mrs., Rt. 1, Clark 65243. Stonecker, Lyndall & Donie D. Owings, partners, dba Lee-Don Kennels, 116 Country Club, Trenton 64683

Stoner, Walter B. & Sadie L., partners, RFD 2, Hurdland 63547.

Strate, Leroy, R.F.D. 1, Palmyra 63461. Stribling, Donna, Rt. 4, Kirksville 63501. Strickler, Elsie, R.F.D. 1, Kahoka 63445.

Strobietto, Virginia, Mrs., Rt. 1, Macon 63552. Strub, Sandrah Sue, Mrs., R.F.D. 1, LaBelle 63447.

Sturm, Zelda N., Mrs., 470 W. Clark Street, Kahoka 63445. Sullivan, Tony, Mr. & Mrs., Rt. 5, Mexico

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64643. Summers, Robert W., Greentop 63546.

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Swanstone, Alice E., dba Swanstone Kennels, R.R. 1, Boonville 65233.

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Swofford, Yvonne, R. 1, Exeter 65647.

Swope, Julia, dba Lehi Ladue Kennel, Box 65, Ladue 64758.

Taylor, Ervin, Mrs., Livonia 63551.

Taylor, Rosie, dba Rosie's Kennels, Rt. 1, Box 19A, Grandy 64844.

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Tennison, John J., P.O. Box 68, Goodman 64843.

Teter, Leroy, Mrs., Rt. 1, Box 28-B, Jacksonville 65260.

Thompson, Dick, Mrs., Rt. 1, New Hampton 64471.

Throckmorton, Roberta, Mrs., Knox City,

Tisue, Ruby G., Rt. 1, Jacksonville 65260. racy, Lola M., dba Tracy's Guardian Kennels, R.R. 1, Box 85, Winston 64689. Trask, Donna R., Mrs., dba Trask's High

Haven Kennels, R.R. 2, Clark 65243. Trent, Dean, Mrs., Rt. 6, Unionville 63565.

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Tysor, Ethelyn, Mrs., Rt. 1, Unionville 63565. Fossen, Robert, Mrs. R.R. 1, Hopkins 64461.

Vantrump, Claude, Mr. & Mrs., Rt. 1, Hardin 64035.

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Vaughn, Lon, Mrs., Boonville 65233. Vaughn, Merle L., dba Trenton Dog & Gun Auction, 1907 Princeton Road, Trenton

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Wamsley, Dorothy, Mrs., Newark 63456. Ward, Marceline, Polk 65727.

Warren, LaVern & Barbara, dba La-Bar Ken-

nel, R.R. 1. Kirksville 63501.

Warren, Mary Linda, Rt. 2, Dawn 64638. Watson, Frank & Midge, Rt. 1, Stockton 65785. Watts, Bobby J. dba Pine Hill Kennel, Rt. 2, Box 33, Galena 65656.

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63437 Weber, Emma M., Rt. 1, Kirksville 63501

Wellman, Edward J., dba Wellman's Kennel, Rt. 1, Kirksville 63501. Wells, May, Mrs., Rt. 1, Callao 63534.

Welsh, Nita M., Mrs. RFD 2, Glenwood 63541. Wendling, Henry V., RFD 3, Kahoka 63445. Wenger, Delbert, Mrs., Rt. 4, Hiawatha 66434, West, Jackie, 428 E. Main St., Kahoka 63445.

Wheeler, Max H., Lancaster 63548. Whitacre, Richard & Richard Baughman,

Glenwood 63541. White, Edith E., R.F.D. 2, Glenwood 63541. White, Mardine, R.F.D. 2, Bevier 63532.

Whitlow, Pauline, L., Mrs., R.F.D. 2, Queen City 63561.

Whitsitt, Dorothy L., dba Puppy Hut Kennel, Rt. 2, Box 138, Odessa 64076. Whitted, B. J., dba Whiskey Hollow Kennel.

Rt. 2, Conway 65632. Willard, Roxie, Mrs., Box 358, Stockton 65785. Williams, Clifford E., 1802 E. Normal, Kirks-

ville 63501. Williams, Georgia, dba Land-O-Lakes Ken-

nels, Rt. 1, Box 134, El Dorado Springs Williams, Roy E., Rt. 2, Box 18, Miller 65707.

Willis, Robert A., dba Sullivan & Willis Kennel, Rt. 2, Carrollton 64633.

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Wilson, Janie, Mrs., Box 27, Frankford 63441. Winans, O. V. & Ethel, Rt. 1, Jasper 64755.

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Wisdom, J. W., Mrs., Rt. 3, Macon 63552. Wolf, Dale, Rt. 1, La Plata 63549. Wolf, Ronald, dba R W Rabbit Farm, Box

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Wolf, T. C., Rt. 1, La Plata 63549.

Wood, J. C., dba Wood Kennels, Rt. 1, La Plata 63549.

Wood, Loretta Mrs., Rt. 3, Shelbyville 63469. Wood, Mary Mrs., Bethel 63434. Wood, Rosemary Mrs., Rt. 1, Brashear 63533.

Woodard, Carl Mrs., RFD 2, La Belle 63447. Woods, Billie G., Rt. 1, Rocky Comfort 64861. Woods, W. E. 1333 East Walnut, Nevada 64772.

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Workman, Jewell Mrs., dba Workman's Dogpatch Kennel, Rt. 4, Lamar 64759. Wright, C. E., dba 4 Acre Kennel, Rover

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Young, Herbert O., Mrs., Sunny Slope Farm,

Rocheport 65279. Young, Milton, Rt. 2, Lebanon 65536.

Zarr, John, dba Barkelot Kennel, Rt. 1, Box 88-A, Brookline 65619.

Zarr, Mae, dba Puppy Luv Enterprises, 1211 East Cambridge, Springfield 65804.

Zumbrunnen, Gerald J., R.R. 5, Clinton

Zuspann, Vernon Mrs., Edina 63537.

Kulbeck, Willis H., Neil D., Neil C., dba K & K Kennels, Big Sandy 59520.

Miller, Emerald L. & Lewis H., dba Emerald Kennels, Box 137, Springdale 59082. Price, Betty Z., dba Price's Foys Lake Kennel,

Marion Stage Route, Foys Lake, Kalispell 59901.

Pruyn Veterinary Hospital and Petland, 1515 Livingston Street, Missoula 59801.

Riggs, Fran and Polly, dba Yorkshire Square, 405 First Street, N.E., Harlowton 59036.

### NEBRASKA

Albus, Kenneth and Hazel, R.R. 2, West Point 68788.

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Bennett, Richard A., Belvidere 68315. Claycamp, Harvey, Route 3, Falls City 68355.

Cornelius, Glen, dba G and M Kennels, Wy-

more 68466.

Cromer, Mrs. "ay, Route 2, Falls City 68355.

Cumro, Mrs. Louis, dba Indian Creek Kennel, Box 13, Odell 68415.

Dageforde, Mr. & Mrs. Carl, R.R. 2, Hebron 68370. Dietz, Bobby D., R.F.D. #2, Box 59, Orleans

68966 Dietz, Wayne, Route 1, Box 70-A, Orleans 68966

Dietz, Mr. and Mrs. Willis, R.R. 2, Orleans 68966.

Dixon, Mark and Julie, Star Route, Benkelman 69021.

Duensing, Lewis J., Byron 68825.

Durst, Gerald D., Virginia 68458. Ebel, Eleanor M. and Linda K., Route 1. Falls City 68355.

Elting, Dwayne A., Carleton 68326. Elting, Glenn, Edgar 68935. Elting, Leonard, Hebron 68370.

Excalibur International, 4619 South 88th Street, Omaha 68127.

Four Starr Ranch & Kennels, R.F.D. 4, Box 35-A. Fairbury 68352.

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Heinrichs, Mrs. Margaret R., dba Heinrich's Kennels, Bruning 68322.

Hoffbauer, Leo J. and Sons, 1187 D Street, David City 68632.

Inglis, Mrs. Jim R., R.F.D. 1, Rulo 68431. Jarred, Doris, Verdon 68457.

Jeffers, Carl, McCook 69001.

Jeffres, Robert J. & June R., dba Platte Valley Kennels, Rt. 5, Box 17, Columbus 68601.

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Johnson, Leon A. & Nancy, P.O. Box 182, West Point 68788

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Larimore, Dale F., Route 1, Box 138, Falls City 68355. Lubben, Mrs. Herbert, dba Kirilu Kennels,

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McCord, Leonard & Ruth, Fairbury 68352. McCord, Mrs. Virginia J., R.R. 2, Box 166, Fairbury 68352.

McFall, Robert Lee, Route #1, Diller 68342. McLane, Jesse F., dba Whiterock Kennel, Box 245, Lincoln 68506.

McMillan, Joe and Jean, Arthur 69121. Mick, Rebecca J., 502 E. H Street, Wymore

68466 Morehead, Mrs. Rachel D., R.R. 2, Falls City

68355. Neihart, Robert G. & Evelyn Ann, R.R. 2, Shelby 68662

Oestmann, Gerald E., dba Waggin Tail Ken-nel, 1609 23rd Street, Auburn 68305.

Packer, Mrs. William, Route 2, Wood River 68883

Perry, Richard E. & Jerre A., R.R. 1, Falls City 68355.

Peterson, Charles, dba Sand Creek Kennels,

R.R. 1, P.O. Box 18, Minden 68959. Pleas, Mrs. Glenn, Route 2, Oxford 68967. Ramer, Mrs. Joe, Route 2, Falls City 68355. Rears, Mrs. Donald E., Stella 68442.

Ross, Mr. and Mrs. Jake, dba JC Ross Kennels, P.O. Box 314B, Scottsbluff 69361. Sasse, Eldora M. & Leonard A., Diller 68342. Larry L. and ReJeanna M., Diller

Schardt, Mrs. Verland, Carleton 68326. Sejkora, Harvey, Burchard 68323

Shafer Edward, P.O. Box 142, Bartley 69020.

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Shrader, Duane, 625 South 51st Street, Lincoln 68510.

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bury 68352.

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Stribling, Mrs. Donna, Route 4, Kirksville 63501

Thomas, Melvin, R.R. 4, Beatrice 68310.

Tracy, Lola M., dba Tracy's Guardian Ken-nels, R.R. 1, Box 85, Winston 64689. Trent, Mrs. Dean, Route 6, Unionville 63565.

Universal Pets and Supplies, Box 14, West Point 68788.

Wamsley, Eunice E., Route 1, Shubert 68437. Warford, Mrs. Howard, dba Lakeview Ken-nels, R.R. 2, Wymore 68466.

Wheeler, Mrs. Marilyn A., Route 2, Tecumseh 68450.

Winans, O. V. and Ethel, Route 1, Jasper 64755

Woltemath, Victor L. and Juanita E., Elk Creek 68348.

Woods, Billie G., Route 1, Rocky Comfort 64861.

Wright, Erma, Stamford 68977.

Yaw, Mrs. Beverly, Champion 69023.

Yaw, Mrs. Carol, Champion 69023.

#### NEVADA

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Wright, Harry and Deanne, dba Pettin Place, 1121 South Wells, Reno 89502.

#### NEW HAMPSHIRE

McCormick, Ronald G., dba Rovam Rabbitry, P.O. Box 72, Munsonville 03457.
Mills, Clarence and Raymond Woods, dba

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Animals & Things, Inc., Bldg. 514, Raritan Ctr., Edison 08817

Barton, James J., dba Barton's West End Farms, Rural Delivery 1, Box 241, Oxford 07863.

Bio-Science Resources, Inc., 1200 Railroad Avenue, Asbury Park 07712. Buck, Warren E., Black Horse Pike, Post Of-

fice Box 61, Glendora 08029.

Byrnes, Joseph, dba Valley Farms, Post Office Box 585. West Paterson 07424. Camm Research Institute, Inc., 414 Black

Oak Ridge Road, Wayne 07470. Chapell, William, dba Wonderland of Pets,

304 Evesham Road, Glendora 08029 Christ, Henry, Rural Route 3, Box 208, Farm-

ingdale 07727. Clauss, George, 18 Fair Lawn 07410. 18-19 Saddle River Road,

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Deblin Farms, Inc., Post Office Box 369, Branchville 07826

Food and Drug Research Laboratories, Inc., 60 Evergreen Place, East Orange 07018. Grohsman, Frank, dba Eastern, 447 Main

Street, Lodi 07644. Gumperz, Eric P., dba Chick Line Company,

604 Garden Road, Vineland 08360. H.A.R.E. Rabbits for Research, Post Office

Box 531, Hewitt, West Milford 07421. Italiano, Paul, dba Italiano Rabbits, 17 Whitman Square Shopping Center, Turnersville 08012.

Johnson, Richard, dba Paradise Tropical Aquarium, Fields Plaza Shopping Center, Statford 08084.

Kenyon, Kenneth H., dba Kenyon's Rabbit Farm, R.D. 1, Hornell 14843.

K-G Farms, Inc., 3651 Hill Road, Parsippany 07054. Lakeview Hamster Colony, Post Office Box 85,

Newfield 08344. Lance's Supplies, Inc., 3555 Haddonfield

Road, Pennsauken 08109. Marland Breeding Farms, Inc., P.O. Box 537,

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Marsilio, John, dba North American Rabbit Farms, 223 Spring Valley Road, Park Ridge 07656.

McGee, Michael G., dba Breezy Acres Farm P.O. Box 83, Chatham 07928.

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Route 94, Monroe 07434.

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Primelabs, Incorporated, Monmouth County Airport, Farmingdale 07727.

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Spencer, James Jeffrey, Box 422, Lebanon 08833.

FEDERAL REGISTER, VOL. 39, NO. 14-MONDAY, JANUARY 21, 1974

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Road, Columbus 08022.

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Triple R. Rabbitry, Post Office Box 301,
Manascusan 08736

Manasquan 08736.

Vrana, Rudolf, Box 47-A, R.D. #1, Millville

08332 Washington Pet Shop, 7 West Washington Avenue, Washington 07882.

West Jersey Biological Supply, Inc., South Marion Avenue, Wenonah 08090.

Whaley, Marjorie T., dba Summit View Farm, Box 293, Belvidere 07823.

Williams, James E., dba Hilldale Farms, Rural Delivery 1, Box 728, Franklinville 08322. Zucca's Hamstery, 1541 Allen Avenue, Vine-

land 08360.

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English, Tracy L., dba The Pampered Pooch, 800 F Juan Tabo, NE., Albuquerque 87123. Fred's Pet Shops, Inc., 510 Cordova Road,

Santa Fe 87501. Fred's Pet Shops, Inc., 5312 Fourth NW., Albuquerque 87107.

Fred's Pet Shops, Inc., 9607 Menaul NE., Albuquerque 87112.

Fred's Pet Shops, Inc., 510 Cordova Road, Santa Fe 87501

Jungleland Pet Shop, 1385 Maez Road, Santa Fe 87501.

TropAquarium, Inc., 3619 Wyoming, NE., Albuquerque, 87111. United Pet Center, 2254 Wyoming NE., Albu-

querque 87112.

Winrock Pet Center, Inc., dba Docktor Pet Center #196, 133 Winrock Center, Albuquerque 87110.

#### NEW YORK

A & E Farms, Inc., Box 526, Altamont 12009. Adams, Arlouise, Rural Delivery 2, Groton 13073.

Agway, Inc., P.O. Box 1333, Syracuse 13201. Animal Business Associates, Inc., 1317 Surf Avenue, Brooklyn 11224.

Barlow, Ronald M., dba Barlow Research Animals, 1031 Cumberland Avenue, Syracuse 13210.

Bean, Albert G., Rural Delivery 3, Moravia 13118.

Becchinelli, Vincent, dba Ideal Pet Shop, 2341 2nd Avenue, New York 10035.

Beardsley, Lewis C. & Dixie Johnson, dba B J Rabbitry, 23 Nelson Road, Ithaca 14850. Bowley, Charlotte, 6774 Cicero-Bridgeport Road, Clay 13041.

Bronson, Julian, dba Bronson Tropical Birds, 70 Nagle Avenue, New York 10040.

Campbell, David F., R.D. No. 1, Rt. 20, Sloansville 12160

Canlon, Edward J., dba New Springville Lab-oratory Animals, 300 Robinson Avenue, Staten Island 10312.

Caros, Leonard, dba Rabbit Land, R.F.D. 2, Franklinville 14737.

Carworth, dba Carworth-Guinea Pig Breeding Colony, 216 Congers Road, New City 10956.

Catskill Wild Animal Supply, Inc., R.D. 1, Catskill 12414. Clark, Arthur R., R.D. No. 5, Dunnsville

Road, Schenectady 12306. Conway, William G., 185th Street and South-

ern Boulevard, Bronx 10460. Cooper, James and Elinor, 228 Church Street.

Breesport 14816.

Cornell University, dba Cornell Dog Farm, N.Y. State College of Agriculture, Ithaca 14850.

Criddle, Winona, dba Winona Criddle's Caviary, R.D. 1, Box 200, Crane 13833.

Crouse, Barbara, dba Pet Pedlars, 5054 E. Avon-Lima Road, Avon 14414

Davis Mrs. Helen, 476 Halsey Valley Road, Spencer 14883.

DeCicco, Modesto, dba DeCicco Farms, R.D. 2. Germantown 12526.

Docktor Pet Center No. 227, dba C. L. S. Enterprises, Inc., 5711 Horatio Arterial, Utica

Downs, Jack J., Box 54, N. Blenheim 12131. Doyle, Eugene, Betty, and Rob, dba The Fish-kill Pet Shoppe, Cedar Hill Road, Fishkill

Dumbleton, Donald L. and Fay M., dba Windy Nob Farm, 5164 Linden Road, East Bethany 14054

Edminster, LeRoy F. and Nancy L., dba Roy's Rabbitry, Rural Delivery 1, Box 107A, Alpine 14805.

Fabry, Edward G., 2 Rose Court, New City 10956.

Fabry, William Joseph, dba New York Breed-ing Laboratory, P.O. Box 114, New City 10956

Fincke, Bernard D., dba New York Zoological Exchange, 446 East Fordham Road, Bronx

Flinn, Peter J., dba Rabbitry, 160 Ontario Street, Albany 12206.

Foster, Leonard E., R.D. 3, Trumansburg

Freer, Charles S., R.D. 1, Barton 13734.
Golner, Charles J., Jr., dba The Mountain
Aquarium & Pet Shop, 549 Albany Avenue, Kingston 12401.

Harlem Pet Center, Inc., 230 W. 125 Street, New York City 10027.

Hezel, Joseph and Florence V., dba Riverside Aviaries, 162 South Main Street, Holland 14080.

Hinderer, Richard R., Rural Delivery 2, Ashville 14710.

Hoessle, John, Central Bridge 12035.

Holbert, Mrs. Martha W., Box 27, Sugar Loaf, 10981.

Kenyon, Kenneth H., dba Kenyon's Rabbit Farm, Rural Delivery 1, Hornell 14843. Kenyon, Susal, dba Whitney Animal Labora-

tories, Aurora 13026.

Kieser, Marie, dba Cinmar's Pet Hut, 37 Pine Ridge Terrace, Cheektowaga 14225. Kraham, Owen D., Rural Delivery 1, Coopers-

town 13326. Krutulis Laboratories, Inc., Post Office Box

153, Bridgeport 13030. LaRue, Joseph H., dba Gerry's Tropical Fish,

137 Main Street, Cortland 13045.

Littell. Jane, Box 86, Slate Quarry Road, Clinton Corners, 12514. Lynch, Peter G., dba Aqua World Import-

Export Co., 9022 4th Avenue, Brooklyn 11209

Lynk, Philip J., Livingston, 12541

Marshall Research Animals, Inc., R.D. 1, Box 91, North Rose 14516.

Miller, Russell B., dba Russell Miller Farms, 3979 Nine Road, Cazenovia 13035. Rte. 39.

Miller, Russell C., Creek Road,

Springville 14141. Roore, Winston K. and Willis H., dba W. Moore Bird Co., P.O. Box 4753, Rochester

Muller, Stanton G., R.D. 1, Waverly 14892. Nersesian, Arthur R., dba Rock Mountain Valley Farm, Clove Valley Road, High Falls 12440

Phillips, Arthur, R.D. 2, Box 386, Warwick 10990.

Presti, Larry, dba Hidden Acres Boarding Farm, Box 87, Spring Glen 12485.

Primate Imports Corp., 34 Munson Street, Port Washington 11050.

Quackenbush, Lyle M., Sr., dba Buckberg Lab Animals, Box 4, Tomkins Cove 10986. Reynolds, Richard M., dba Starlite Aquarium

and Petland, 7659 Lake Shore Drive, Whitney Point 13862.

Howard R., R.D. # 1, Central Square 13036

Rivers, Frank, Jr. and Marion, dba F & M Rabbitry, Route 2, Box 890, Plattsburgh 12901

Rowe, Mr. Ronald C., dba Cortland Pet & Lab Animals, #6 Peakne Avenue, Cortland 13045.

Safari Pets, 104 W. Main Street, Endicott 13760.

Schulz, Jurgen, R.F.D. #1, Catskill 12414. Shader, Clara, Milford 13807

Smith, Donald L., dba Don's Rabbitry, Box 15. Waterloo 13165.

Steedman, Robert W., 8363 North Road, Le-Roy 14482

Stinson, William F. and Barbara J., dba Tropical World and Pet Center, Brooker Drive, Newburgh 12550.

Stumbo, Donald L., dba Stumbo Farm, O'Neal Road, Lima 14485.

Susko, Mrs. Theresa, R.D. 4, Box 459, Troy

Swartout, Eugene, R.D. 2, Worcester 12197. The Mary Imogene Bassett Hospital, Cooperstown 13326.

Thompson, Paul E., dba Greenwood Game Farm, R.D. 1, Box 73, Newark Valley 13811. Trefflich's of West Broadway, Inc., 141 West

Broadway, New York 10013. Truman, Florence I. and Donald O., Blodgett Mills 13738.

Van Amburg, Richard, dba Rick's Rabbitry,

R.D. 2, Prattsburg 14873. Van Warner, Robert, dba Riverview Kennels,

R.D. 1, New Berlin 13411. Ward's Natural Science Establishment, Inc., 3000 Ridge Road East, Rochester 14603,

Webb, Frank, 55 New Hartford Street, New Mills 13417.

Wells, Eugene E., Box 174, Springfield Center 13468.

Winer, Irving L., 9880 Heroy Road, Clarence Center 14032.

Wittmann, Annetta S., dba Wittman Rabbitry, Box 211, Main Street, Yaphank

Yodice, Michael and John, dba Aquarium Land, 5620 5th Avenue, Brooklyn 11220. Zeehandelaar, F. J., Inc., 405 North Avenue,

New Rochelle 10801.

## NORTH CAROLINA

A-1 Animal Ranch, Inc., P.O. Box 528, Kernersville 27284. Inc.

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Berry Water Gardens, Inc., P.O. Box 607, Kernersville 27284.

Biggs, Clyde J., Route 2, Summerfield 27358. Bondurant, M. N., dba Bondurant's Hamster Farm, 622 Mangum Street, Reidsville 27320. Bowes, Warren E., dba Bowes' Kennels, 818

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Thomas Tackle Shop, Route 1, Box 25, Holly Ridge 28445.

Williams Small Animal Farm, Route 2, Box 391-A, High Point 27261.

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Hitz, Louis, New Rockford 58356.

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Driftwood Aquatics, 2023 Salem Avenue, Dayton 45406.

Drum, Orla, Route 2, Cortland 44410.

Flanigan, Patrick E., dba Hutch Pet Shop, 103 Lake Street, Kent 44240.

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Johnson, George D., R. #1, Mt. Victory 43340.

Johnson, James Garrett, dba The Briar Patch, 4092 Broadview Road, Richfield 44286. Jones, Alma F., dba Sugar Run Kennels,

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Kratsas, George and Aristoteles, dba Parma Pets, 5561 Ridge Road, Parma 44129...

Krause, Patricia R., dba Aqua Pet Shop, 1945 Jackson Road, Columbus 43223.

Lanier, Garland L. and Susie I., Route 2, Box 500, Debby Drive, Gallipolis 45631.

Lovell Pet Center, 973 McIntire Avenue, Zanesville 43701.

Mellett Pet Center, t/a Docktor Pet Center #71, 4028 West Tuscarawas, Canton 44708. Michael, Scott and Doug, 5089 Urbana Moorefield Road, Urbana 43078.

Miller, Ina, Route 5, Box 183A, Millersburg 44654.

Mitten, Mr. and Mrs. Horace L., dba Pine Drive Kennels, 256 East Jackson Street, Millersburg 44654.

Mochel, Virgil D., 1804 Wall Road, Wadsworth

The Mogul Corp., Chagrin Falls 44022.

Muth, James, 5107 Route 307, Geneva 44041. Osborne, Jack A., dba Jack's Rabbitry, 3643 Ponciana Avenue, Akron 44319.

Pampanin, Gino G., dba Docktor Pet Center #239, 434 Sheraton Drive, N.W., North Canton 44720.

Petland, Inc., 31 S. Paint Street, Chillicothe 45601.

Pupco, Inc., 1018 Beverly Avenue, Zanesville 43701.

Ravenna Aquatics, Inc., 135 E. Main Street, Ravenna 44266.

Roush, Floyd W., Box 223, R 3, Bethel 45106.

Rupert, Glen C., Route 1, Box 321, Ashland 44805.

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Shirkey, Eleanor J., dba Schottenstein's Pet Shop, 3251 Westerville Road, Columbus 43215

Simon, Theodore, dba Docktor Pet Center #195, 13 Meadow Lawn, Mentor 44060.

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Skomra, Robert A., 30019 Mildred Street, Willowick 44094.

Spence, Robert C., dba Dowaza Rabbit Ranch, Box 76, Belle Valley 43717. Starke, Mr. Lyle, R.R. 7, Hillsboro 45133. Sterrett, A. W., dba Laboratory Animals, 2224

Savoy Avenue, Akron 44305. Stollar, Ken and Ray Love, dba Belpre Aquar-

ium Supply, 714 Washington Boulevard, Belpre 45714

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Weiland, Paul M., 1620 East Main Street, Lancaster 43130.

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26207 West 27th, Sand Springs 74063. Bitters, L. S., Rural Route 4, Vinita 74301.

Bonds, Cecil, dba Cheyenne Kennels, Route 1, Cheyenne 73628.

Boyd, Marjorie L., 507 North Ponca Street, Dewey 74029.

Bridges, Omega, dba Omega Goforth, Route 1, Box 83, Spiro 74959. Bunk, Joseph, P.O. Box 596, Muskogee 74401.

Carter, Marilyn J., Route 7, Box 346, Claremore 74017.

Cherry, Hugh K., dba Cherry's Kennel, Route 2, Box 189, El Reno 73036.

Clark, Dr. Robert S., Route 2, Cushing 74023. Crowe, Rita, Route 4, Box 109, Okmulgee

Dechank, Almeda, dba Sparkies, Route 2.

Dechank, Anneus, dos Cylore Grove 74344.

DeFoor, N. P. and Dr. O'Hara Tyler, Route I,
Box 272, Atoka 74525.

Dickinson, Mr. and Mrs. R. L., dba Little
Hickory Kennels, 316 P Street, NE., Ardmore 73401.

Duffell, Tina and Richard, Route 1, Box 56, Quapaw 74363.

Elsberry, Thelma, dba Stony Acres Kennels, Route 1, Box 55A, Chouteau 74337.

Fobes. Alva A., Route 1, Box 255, Bristow 74010.

Gahagan, Kenneth C., Route 1, Box 127, Drumright 74030.

Glenn, Mrs. Eva Pauline, 1216 6th Street, Alra 73717.

Golden Meadow Dog Kennel, Inc., Route 4, Sayre 73662.

Graybill, Eunice, Route 1, Box 69, Cameron 74932

Grigsby, Mary L., dba Mary's Kennel, 512 A Street Southwest, Miami 74354.

Hallmark, Mrs. J. D., Route 2, Box 83, Sulphur 73086.

Harding, Jack, Route 3, Box 237N, Seminole 74868

Harris, Lera, Route 2, Box 32, Wagoner 74467. Hess, Mrs. Charles L., dba Nor Sah Kennels, Rural Route 1, Box 1289, Owasso 74055. Horrox, Mr. and Mrs. Alfred J., dba Coventry

Forge Kennels, Rural Delivery 2, Inola 74036.

Horten, Marie, Route 1, Box 64, Bokchito 74726.

Howell, Judy, dba Judy's Kennels, Route 2, Box 100A, Okmulgee 74447. Hutchison, Dorothy and Kim, dba Hutchi-

son's Kennels, Box 33, Grove 74344 Johnson, Opie, Route 2, Box 94, Okmulgee

74447. Kempster, Emma Leora, 207 West Tahlequah, Sulphur 73086.

Kiddy, Lloyd A., 2116 Sallie, Muskogee 74401. Lawson, O. E., dba Sonny's Oodles of Poodles, 214 West Stonewall, McAlester 74501.

Lackmon, Sharon J., Red Eagle Route, Pawhuska 74056.

Luck, W. B., dba Luck's Three Forks Kennels, Route 1, Box 427AA, Fort Gibson 74434

Luker, Dr. Tom, dba Cherokee Kennels, 2800 Center, Tulsa 74105.

Lynd, Isabel B., dba Lynd Enterprises, Star Route A, Box 55-C Skiatook 74070.

Marshall, Mrs. H. J., Box 176, Bokchito

McAnulty, Mrs. C. J., Box 267, Lehigh 74556. McClintock, Bonnie J., dba McClintock Kennels, 325 South Rogers, Bartlesville 74003. McGowan, Chris and Leisna Ann, Box 33, Arnett 73832.

McLendon, Mrs. L. A., dba McLendon Kennels, Route 1, Box 254, Bristow 74010.

Montgomery, George and Judy, Rural Route 1, Box 202, Claremore 74017. Moore, Oneta J., dba Ke-Bon Kennels, Route

1. Okemah 74859. Morehart, Jewel, Route 2, Cherokee 73728.

Neil, Mrs. Merle, Box 253, Welch 74369. Nesbitt, Beth E., dba Nesbitt's Rockin N, Red Eagle Route, Pawhuska 74056.

Nix, Evelyn, Route 1, Box 177, Vinita 74301. Norton, L. C. and Hazel, dba Norton Kennels, Route 1, Lane 74555.

O'Dell, Virginia, 530 North 52nd Street, Muskogee 74401.

Parham, Lucy, dba Parham Kennels, Route 1, Caney 74533.

Pearce, Norine, Box 383, Caney 74533. Radebaugh, Mrs. Theon, dba Radebaugh Kennels, Route 1, Box 158, Henryetta 74437.

Rahm, Mallie Ann, dba Windy Point Ken-nel, 2330 South Washington, Bartlesville 74003.

Reese, Mary Ann, dba Reese's Dog Kennel, Route 1, Box 28, Watts 74964.

Renfrow, Jewel, dba O-J's Kennel, Red Eagle Route, Pawhuska 74056.

Rodgers, Hugh E. and Sharon L., dba Rodger's Kennels, Route 1, Box 79, Romona 74061. Sartin, Ronald D., dba Tsarin Kennel, Route 3, Box 77, Sedan 67361.

Scism, Margie, Route 1, Box 163-B, Morris 74445.

Sims, Mrs. Margaret, dba Sims Kennel, 1002 South Osage, Okmulgee 74447.

Slape, Paul, Route 1, Box 8, Braggs 74423. Sprinkles, C. A. and Lora, Route 2, Box 100A, Okmulgee 74447.

Southerland, Raymond, Jr., dba Valley View Kennels, P.O. Box 1613, Tulsa 74101. Stewart, Bonnie, P.O. Box 161, Prague 74864.

Sunn, Ethem M., Rural Route 1, Box 96B, Ramona 74061.

Surrell, Mrs. Allene, Route 4, Atoka 74525. Teague, Wildon D., Route 2, Box 30, Reydon 73660

Vian, Ethel J., Muse 74949.

Walker, Evelyn L., dba Rancho Valley, Inc., Route 3, Box 74, Tecumseh 74873.

Webster, Mrs. Edith M., Box 564, Barnsdall

Weeks, Fern F., Route 1, Westville 74965. Wilson, Raymond L., Route 1, Box 202, Chelsee 74016.

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Kennel, 16 Anchor Drive, Sayre 73662

Zinn, Barbara, Route 1, Box 110, Ramona

#### OREGON

Adney, Ramon R., Post Office Box 340, Hubbard 97032.

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Aplet, Frances, Route 3, Box 429, Lebanon 97355.

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Bailey, C. R., Route 1, Box 1100, Roseburg 97470

Berry, David R., dba La Berry Kennels, Route 4, Box 242, Coos Bay 97420.

June E., 845 Pacific Avenue, Coos Bourns. Bay 97420.

Burk, William Michael and Roberta M., dba Buckeshire Glen Kennels, 1709 Woodlawn Drive, Medford 97501.

Calowell, Martha M., Route 3, Box 9, Milton-Freewater 97862.

Carlson, Betty, 185 Om Drive, Central Point 97501.

Carlson, Mrs. Mandus, 3500 Bailey Hill Road, Eugene 97405.

Carter, Dee I., Route 2, Box 408, Lebanon

Conner, Betty A., dba Mee Jae Kennels, 2580 Kineaid Road, Williams 97544.

Conrad, Cheree, Box 755, McKenzie Bridge 97405.

Conrad, Mary, dba Marco Kennel, 1118 Spring Street, Medford 97501.

Crawford, P. A., Route 2, Box 239-A, Sheridan 97378.

Crist, Lucille E., R.R. 5, Box 1238, Eugene 97402.

Crosbie, Kenneth D., 5526 North Delaware, Portland 97217.

Cruickshank, Rosemary E., dba Lorec Kennel, 82143 No. Davisson Road, Cresswell 97426. Cunningham, Josie A., Route 1, Box 890, Hood River 97031.

Cuthbert, John C., Route 1, Box 1656, La Grande 97850.

W., 514 Wilson Street, James Lafayette 97127.

Dickerson, Ruby L. & Denzel Dickerson, 140 Wilson Way, Eagle Point 97524. Dimmick, Kathleen, dba Pet Livestock Sup-

ply, Rt. 1, Box 406, Hubbard 97032. Durrell, Rita M., dba Cherry Hill Kennel, Route 2, Box 38, Philomath 97370.

Eddy, Eunice, dba Puppy Time Kennels, Route 3, Box 391, Veneta 97487. Engebretson, Naomi, dba Engebretson Fir Acre Kennel, Route 3, Box 270D, Venita

97487. Gillaspey, Mr. and Mrs. Guy, dba Black Star Kennels, 605 Missouri Flat Road, Grants

Pass 97526. Green, Myrna M., dba Jo-My Kennel, 2554 Stearns Way, Medford 97501.

Hansen, Bernarr and Christa, dba Hansen's Kennel, Route 1, Box 697-A, Roseburg

97470. Howlett, Golda J., dba Roxie-Rogue Kennel, 3835 Crater Lake Highway, Medford 97501.

Jack, Hazel, 3436 South Stage Road, Medford

Jackson, Maxine, dba The Jackson Kennels, 950 Garfield Street, Coos Bay 97420.

Kilmer, Mr. and Mrs. Richard V., dba Double V Kennel, 4988 Delaney Road, SE, Salem

Lackey, Carol, dba Ron-Del Kennels, 3455 Jacksonville Highway, Medford 97501. Lambert, Mrs. Mary, dba Mary Lambert

Kennels. 470 California Avenue, Grants Pass 97526.

Lawrence, Jack, dba Monroe Animal Ex-change, Route 3, Box 582, Junction City 97448.

Lawrence, Ken and Evelyn, dba Windy Acres Siberian Husky Kennels, 414 53 NW, Salem 97304.

Lewis, Mrs. C. E., 448 Dunn Street, Coos Bay 97420.

Lubbers, Richard R., dba Evergreen Rabbitry, 3499 Gilham Road, Eugene 97401.

Maine, Dova M., 1534 Woodland Drive, Coos Bay 97420.

Martin, Frances E., 920 Toiman Road, Ashland 97520.

McGee, Nell, Route 2, Box 303, Dexter 97431. Miles, Faye M., Post Office Box 701, Coos Bay

Milhoan, Mary L., dba Rogueland Kennel, 1272 Gibbon Road, Central Point 97501.

Mulkey, Grover T., dba Rock Cove Kennels, 2271 Rogue River Highway, Gold Hill 97525. Nelson, Dorothy J., dba Eireann Kennel, Toketee Route, Box 67-A, Idleyld Park 97447.

Pennie, Dale, Post Office Box 142, Grand Ronde 97347.

Pinney, Ruby and Ned, dba Pinney's Kennel, 12409 Blackwell Road, Central Point 97501. Randles, Mrs. Zelma, 118 South Hilltop Drive, Talent 97540.

Reed, Lois V., 404 Dunn Street, Coos Bay 97420.

Richardson, John C., P.O. Box 66, Brownsville 97327.

Sherwood, Carrie Lee, 8421 Carolina Drive, Central Point 97501.

Shoemake, Robert G., dba R.G. Kennels, 3014 SW Florida, Portland 97219.

Shriver, Sandra L., Box 320-A, South Coos River Route, Coos Bay 97420.

Smith, Mr. and Mrs. Fred W., dba Maywood Kennels, Route 3, Box 241, Newberg 97132. Smith, Mrs. John E., dba Gold Star Kennel, South Pacific Highway, Medford 97501.

Sorensen, Doris M., dba Waldo Kennels, 1720 Prune, Medford 97501.

St. Arnold, Sharon, dba Saint's Kennels, 3961 Corey Road, Central Point 97501.

Steinke, Rose E., dba Pamper Petland, Route 3, Box 604, Hillsboro 97123.

Stephens, Kenneth R., dba Chehalem Kennels, Post Office Box 326, Newberg 97132. Stine, Cynthia, dba Dogpatch Kennels, Star

Route Box 60, Winston 97496. Stout, Dr. & Mrs. F. M., dba Sundrift Ken-nels, Route 1, Box 2, Alsea 97324.

Thedos, Mary E., 2688 North Bay Drive, North Bend 97459.

Van Ronk, Jincy D., dba V. R. Research Animals, Route 3, Box 175, Newberg 97132.

West, Diane, 5075 South Fork L. B. Creek, Eagle Point 97524.

White, Beulah, dba Forest Creek Kennels, Post Office Box 654, Jacksonville 97530.

Whittaker, Lelia A., dba Twin Springs Cavies, 1, Box 94, Grapevine Road, West Linn 97068.

Williams, Joyce, dba Laurel Acres Kennel 9680 Blackwell Road, Central Point 97501.

Wilson, Roger D., dba Willoglen Kennels, 82143 N. Davison Road, Creswell 97426.

### PENNSYLVANIA

Ambridge Aquarium, 15th and Duss Avenue, Ambridge 15003.

Baughman, John, R.D. 5, Box 47, Waynesburg 15370.

Beachey, Menno S., R.D. No. 1, Box 287, Salisbury 15558.

Best of Quality Brokers, Inc., 2006 Chestnut Street, Philadelphia 19103.

Bill's Tropical Fish, 1300 Memorial Boulevard, Connellsville 15425.

Bio-Medical Associates, Inc., Box 307, Gilbertsville 19525.

BonTempo, Nicholas and Louise, dba Glo-Ran Pet Supply Co., 8013 McKnight Road, Pittsburgh 15237.

Brenneman, Eli G., R.D. 1, Salisbury 15558. Brenneman, Mark F., Star Route, Springs 15562.

Brown, Harold and Gerald D., dba Brown's Farm, Dalmatia 17017. Brown, James F., R.D. 1, Milroy 17063.

Buckshire Corporation, 2025 Ridge Road, Perkasie 18944.

Bunnyville Farm, Rural Delivery 2, Littlestown 17340. H. Burke, R.D. 1, Box 248, Grindstone H.

15442. C and E Pet Shop, 891 Market Street, Mead-

ville 16335. Ciborowski, Richard J., dba Peaceable King-

dom Pet Shop, P.O. Box 322, Lahaska 18931.

Depta, Mary Ann. R.D. 1, Scottdale 15683. Docktors Pet Center #40, York Mall, York 17402

Dovydenas, Lindas, 515 Simerell Road, Clarks Summit 18411.

Dutchland Lab Animals, Inc., Box 139A, Denver 17517.

Esposito, Sam, dba Quaker Farm Kennels, Rural Delivery 1, Box 137-A, Quakertown

18951. Fleming, William C., dba Deb-Mar Petland, 358 Greengate Mail, Greensburg 15601. Fogel, Harvey E., Rural Delivery 1, Lehighton

18235

Free, Betty, 1339 Richland Pike, RD 4 Quakertown 18951.

Fritz, John J., dba Jo-May Pet Shop, 328 Wayne Avenue, DuBois 15801.

William, RD 2 Ligonier 15658.

Funkhouser, Fletcher, RD 2, Jonestown 17038. Furlow, Lynn E., 1239 Kolleston Street, Har-

risburg 17104. Gerber, Mildred L., RD 2, Dillsburg 17019.

Mrs. Florence, RD 1, New Gindlesperger, Florence 15944.

Gingrich, Harold O., Rural Delivery 1, Fredericksburg 17026.

Kennels, Inc., Rural Delivery 4, Haycock Kennels,

Quakertown 18951. Heller, Robert C., 720 Philadelphia Street, Indiana 15701.

Hilltop Lab Animals, Inc., Rural Delivery 1,

P.O. Box 195, Scottdale 15683. Hockenberry, Charles A., dba Perry Valley Kennels, Blain 17006.

Hoffer, Wilma, R.D. 2, Ligonier 15658.

Huntingdon Farms, Inc., 1075 New DeHaven Road, W. Conshohocken 19428. Hurst, Anna H., dba Puppy Palace, 120 E.

Main Street, Leola 17540. Husick, Stanley, R.D. 2, Athens 18810. Hutton, Russell B., Route 1, St. Thomas

17252. Keiper, Mr. William, R.D. 1, Cogan Station

17728. Kenny Brothers Farms, Inc., Route 2, New

Freedom 17349. Kinsinger, Dan S. Rural Delivery 1, Box 48, Meyersdale 15552.

Kinsinger, Henry R., Route 1, Box 226-A, Meyersdale 15552.

Kinsinger, Ida and Ada N., Route 1, Box 235, Meyersdale 15552. Kinsinger, Jacob J., Route 1, Box 235-A,

Meyersdale 15552.

Kitko, Donald, Jr., Beccaria 16616. Knapp George, Sr., Route 2, Albion 16401. Lab Rabs, R.D. 4, Westfield 16950.

Loveland Pet Store, Fayette Plaza, Uniontown

Lowrey, John C., dba Dalmatian Research Foundation, 720 Woodberry Road, York 17403.

Madey, Gary L. and Allen J. Pruchnic, dba & P. Lab Animals, R.D. 1, Box 59, Windber 15963.

Masi, Mrs. Albert, 28 Springer Avenue, Uniontown 15401.

Matchett, David S., R.D. 1, Box 154, Bulger

Maust, Barry, Springs 15562.

Miller, George E., R.D. 2, Palmyra 17078. Miller, John N., R.D. 1, Mill Run 15464.

Miller, Joseph A., Ohiopyle 15470. Muscante, Mr. Dominic A., Coursin Hollow Road, Glassport 15045.

Myers, Dennis, dba 3M Rabbitry, Spring Mills

Nolt's Ponds, Inc., Silver Spring 17575. Opperman, Albert, R.D. 1, Leechburg 15656. Pampered Pet Shop; 236 Pine Street, Wil-

liamsport 17701. Penrod, Thomas F., R.D. 1, Box 320-A, Windber 15963.

Perfection Breeders, Inc., P.O. Box 75, Doug-Joseville 19518

Rachelwood Wildlife Research Preserve, R.D. 1. New Florence 15944.

Reichert, Charles F., R.D. 4, Boyertown

Richard's Pet-O-Rama, R.D. 5, Gettysburg 17325.

Rockland, Inc., Box 316, Gilbertsville 19525. Rotz, Bruce K., R.D. 2, Shippensburg 17257. Rovan, Frank, 114 Wildcat Road, Johnstown

Rugh, Albert S., 904, Mt. Pleasant Road, Greensburg 15601.

Sanders, Charles W., dba Charles Live Bait and Pet Shop, Route 1, Milton 17847. Schnarwiler, Irene, dba Safari Pet Land, 932

Brookline Boulevard, Pittsburgh 15226. Slonecker, Charles L. and Nancy J., R.D. 2,

Box 225A, Connelsville 15425. Slonecker, Maggie A., R.D. 2, Box 226, Connellsville 15425.

Smith, Anna, dba Bloomingdale Kennels, Route 2, Lehighton 18235.

Smith, Gary J. and Wayne P. Owens, dba Bedminster Rabbitry, Box 48, Bedminster 18910.

Smythe, Gilbert C., dba House of Pets, 1717 Cochran Road, Pittsburgh 15220. Sommers, Leroy, Star Route, Springs, 15562. Sterling, James, Route 2, Box 29, Kingsley 18826

Stone, Raymond K., dba Stoney-Gage Rabbit Ranch, R.D. 1, Hallstead 18822. Three Springs Kennel Co., Inc., R.D.I.,

Zelienople 16063.

Todd, Hazel, R.D. 4, Box 331, Belle Vernon 15012.

Unruh, Robert H., dba Skippack Farms, Skippack 19474.

Weller, Mrs. Muriel, 120 RR N. Market Street, Ligonier 15658.

Williams, William H., R.D. 4, Box 15, Wallace Road, Wexford 15090.

Yoder, James S., R.D. 3, Meyersdale 15552.

Zartman, Marlin U., dba Gilbertsville Sales Stables, Gilbertsville 19525.

Zartman, Marlin U., dba Zartman's Farms, R.D. 2, Box 3, Douglassville 19518.

Zook, Amanda, Route 1, Meyersdale 15552. Zook, Fannie, Route 1, Box 249, Meyersdale 15552.

#### PUERTO RICO

Amador, Rafael Arturo Jimenez, Box 234, Quebradilla 00742.

Animalandia Pet Shop, Inc., Ave. 65th Inf. esq. Napoles, Urb. Villa Capri, Rio Piedras

Aquarium Pet Shop, Ave. Condado esq. Del Carmen, Parada, 17, Santurce.

Castro, Anibal, dba Balboa's Flower & Pet Shop, 216 Betances Street, Mayaguez 00708. de Orama, Sra, Ana Rosa Jimenez, Bo. Cocos, Buzon, C-423, Quebradillas 00742.

Delgado, Raul Velez, dba El Hoghe Del Agricultor, Urb. San Miguel A-6, San Lorenzo 00936.

Lugo, Uriel Cruz, dba Casa Purina and Pet Shop, 10 San Antonio Street, Guayama 00654

McFaline, Carmelo, dba Veibay Pet Shop, A85 Avenue Betances, Hnas Davila, Baya-

Monllor & Boscio Sucrs., Inc., dba Purina Pet Shop, Villa 264, Box 1831, Ponce 00731.

Pastrana, Raymond, dba Caguas Pet and Sport Shop, Bonneville Shopping Center, Caguas 00625.

Raices, Modesto, Avenida Miramal 541, Arecibo 00612.

Rios, Reinaldo Robles, dba Fajardo Pet Shop, Calle Celis Aguilero #6, Fajardo 00648. Santurce Pet Shop, Ponce De Leon, 1501, Stop

22, Santurce.

Sepulveda, Daniel, Centro del Aviculter, Apartado 1795, Bayamon 00619.

Serra, Miguel A. Luzon, dba Country Club Pet Shop, Box 1844, Ceramica Annex, Carolina 00630.

Super Pet Center, San Patricio Shopping Center, Capprra, Puerto Rico 00922.

Tropical Pet Shop, Box 275, Mayaguez 00708. Umpierre, Jose R., Inc., La Casa Del Agricultor, Plaza de Mercado, Rio Piedras 00928.

#### SOUTH CAROLINA

A and A Pet and Supply Distributors, 715 Chipley Avenue, Greenwood 29646

Byrd, Joseph Peter, dba Byrd's Rabbitry, 2432 Savannah Highway, Route 13, Charleston 29407.

Peterson, Oline and Francis, dba Pete's Tropical Fish and Pet Shop, 1902 Cherokee Avenue, Gaffney 29340.

Terry, Allen and Judy, dba Allen Terry's Wildlife Pets, P.O. Box 2001, South Greenwood 29646.

#### SOUTH DAKOTA

BFS, Inc., 304 Dakota Street, Huron 57350. Bjorklund, Mrs. Duane, dba D and D Tropi-cals and Pets, 109 SW. 1st Street, Madison 57042

Boettcher, Carla, dba Fancy Pants Poodle Parlor, R.R. 2, Florence 57235.

Carmody, Mrs. Shiel, R.R. 5, Miller 57362. Carson, Lyman D., dba Lyne Albr Kennels, Route 2, Box 2, Flandreau 57028.

Chivington, Donald and Judith A., R.R. 1, Fulton 57340.

Chocholousek, Mrs. Edw., R. #1, Box 22, Gregory 57533.

Clark, Clinton, Clark 57225.

Deckert, Roy James, Marion 57043. Efraimsen, Wesley, Box 63B, Bryant 57221. Finkbeiner, Lester L., R.R. 2, Box 107, Roscoe 57471.

Foreman, Mrs. Stella, Orient 57467.

French, Norman H., dba French's Pet Center in Lewis Southgate, Route 3, Box 20, Sioux Falls 57105.

Hedman, Mary D., Box 16, Hayes 57537. Hein, Mrs. Cecilia, Lane 57358.

Kippes, Fran, dba SoDaKi Kennels, Route 1, Marion 57043.

Leslie, Mrs. Everett J., Route 1, Lennox 57039.

Lobdell, Mrs. Winifred, Rt. 2, Box 116, Dell Rapids 58501.

Mins, Mr. and Mrs. Boyd, dba Mins' Kennels, R.R. 3, St. Lawrence 57373.

Nikolas, Jeanine L., dba Jeanine's Grooming, 1602 W. Rapid Street, Rapid City 57701.

Overweg, Mel, New Holland 57364.

Pearson, Jean and Donald, dba Aqua Kingdom, 1228 Mt. Rushmore Road, Rapid City 57701.

Pekarek, Janet M., Highmore 57345. Raastad, Arnell, dba A and J Animal Farm, P.O. Box 358, Watertown 57201. Rabenberg, Norma, dba Rabenberg Kennels,

Bancroft 57316. Rural Route 1, Box 73, Reinartz, James,

Plankinton 57368. Roby, Mrs. Milo C., R.F.D. 1, Carthage 57323. Sjerven, Dale W. and Agnes F., dba TWO-KOTA-#2, 136 St. Francis, Rapid City 57701

Skluzak, Shelly, Dell and Cory, Kimball 57355.

Slouka, Naomi J., Box 133, Dallas 57529. Sorensen, Lorell, R.R. 1, Viborg 57070.

Spaans, Mrs. Doris, Stickney 57375.

Straatmeyer, Ben and June, dba Ben-Mar Bassets, Marion 57043.

Swanson, Lawrence H., Kimball 57355.

Wagner, Ronald L., dba Wagner's Kennels, Route #5, Watertown 57201

Western Mall Pet Center, 901 Western Avenue. Sioux Falls 57105.

#### TENNESSEE

Cobb, Mrs. Ethel, Route 5, Lawrenceburg 38464

Hancock, Kermit G., dba Big Bell Ranch and Spring Creek Ranch, 2555 Poplar Avenue, Memphis 38112.

Hargrove, William L., Jr., West Avenue, Medina 38355.

Heath, John L., Box 146, Lavergne 37086, Johnson, Curtis, Route 4, Sparta 38583. Opryland, USA, P.O. Box 2138, Nashville 37214.

Shanklin, Joe H., dba Hilltop Rabbit Ranch, 106 Walnut Lane, Columbia 38401.

Shumway, W. A., dba A and W Rabbitry. 4304 McCorkle, Memphis 38116.

Southern Biological Supply Company, Post Office Box 68, McKenzie 38201.

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Aldridge, Dan, Rt. 4, Comanche 76442.

Alvey, Michael V. & Charlotte J., dba Pets Galore, 10-A Meta Drive, Midland 79701. Anderson, John, dba Anderson Pet Farm, Forestberg 76239.

Anderson, John T., dba Anderson Pet Shop, 300 North Austin Street, Seguin 78155. Aquarium Pet, Box 1069, U.S. 87 South, Big

Spring 79720. Archey, Katheryn, dba Rainbow Pet Shop, 736 Ninth Avenue, Port Arthur 77640.

Barron, Mary, dba Aquarium & Cage, 603 North Jackson Street, San Angelo 76901.

Baumann, B. C., dba The Hamster House, 1108 Wayne Street, Fort Worth 76117. Baylor College of Medicine, 1200 Moursund Avenue, Houston 77025,

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Boone, Robert R., dba Neptune Pet Center, 2936 Palmer, Texas City 77590. Brandstetter, Mrs. M. E., Star Route 3, Box 65B, Brownwood 76801.

Brandvik, Jay, dba J. J.'s Kennel, Star Route,

Gruver 79040. Buchanan, J. D. & Martha, dba Woof N' Chirp, 1504 Austin Highway, San Antonio

78218. Burke, W. E., Jr., dba Burke's Pet Shop, 3916 Avenue O, Galveston 77550.

Carwile, Henry F., Dr., Rt. 1, Box 204, Mont-

gomery 77356.

Cassata, Louis J., dba Big "D" Enterprises, Rt. 2, Box 66B, Mt. Pleasant 75455.

Clark, Clyde J., 202 Willis Avenue, Yoakum

77995.

Clay, Herbie, dba Claydar's Kennels, Route 1, Box 44. Briscoe 79011.

Cobb, Mrs. Ethel, Rt. 5, Lawrenceburg 38464. Colony Pet & Hobby Shop, dba H. B. Zachary Properties, Inc., 3719C Colony Mall, San Antonio 78230.

Cone, Robert O., Jr., dba Immuno-Reagents, 523 E. Court Street, Seguin 78155.

Davis, Dr. Lavell T., 2500 West Morton, Denison 70520.

Davis, Richard Aldin, dba House of Pets, Inc., 4021 Old Spanish Trail, Houston 77021.

Dawson, Granville, P.O. Box 181, Caldwell 77836.

Mall, Corpus Christi 78411.

Dodd, Jewell A. & R. W., dba The Pet Center, 6710 Camp Bowie, Fort Worth 76116.

Duncan, H. Marcine, dba Fishin' Hole Pet Shop, 722 North Main Street, Denver City

Eudy, C. T. & Don Alford, dba House of Pets, 2003 A Third Street, Lubbock 79410.

Joe Evridge Animals, Rt. 3, Box 206, Comanche 76442.

4-F Pet Stores, Inc., 1227 West Marshall, Longview 75601.

Handl, Caroline J., dba K-9 Kennel & Horse Care Center, Rt. 5, Box 156A, Lubbock

Hedine, Wennet A., dba Houdini's Pets, 1215 E. Seminary Drive, Fort Worth 76115. Higginbottom, Leroy, Box 291, Cross Plains

76443.

Hooper, Joseph Leroy & Ruby Lorene, dba Pairs Fin & Feather, 1705 Sheffield Place, Fort Worth 76112.

Howell, Rivers, dba Petland, 2636 34th Street, Lubbock 79410.

Hutchins, Paul & Betsy, dba Cavy Country Caviary, Rt. 5, Box 65, Denton 76201.

King, Richard E., 913 Kingsbridge Drive, Garland 75040.

L and S Pet Shop No. 2, 1827 Pat Brooker Road, Universal City 78148. Laredo Garden Center & Pet Shop, 3020

Meadow, Laredo 78040.

Leopard, Leon, dba Vivo Animals, Inc., P.O. Box 7352, Waco 76710.

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Mecom, John W., Sr., dba Mecom Ranch, Star Box 75K, Laredo 78040.

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Nichols, Carmon, dba C-N Kennel, 103 Elm Street, Bonham 75418.

Ogg, C. E. and Alma A., dba Big "O" Rab-bitry, Rt. 3, Box 243, Orange 77630. Pair, Gerald, dba House of Pets, 3520 34th

Street, Lubbock 79413.

Park, James D., Jr., dba Park Rabbitry, Rt. 1, Box 175 A, Kountze 77625. Parks & Recreation Department, Box 2000,

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Box 493, Levelland 79336. Pierce, George, dba Clayco Kennels, Henrietta

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ville 78520. Reys, H. V. Bert and Ruben V., dba Reys and Reys Auctioneers, 1716 South San Marcos, San Antonio 78207.

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Shoemaker, Steve, 4318 N. Lamar, Austin 78756.

Slovak, Richard, dba Rich-Glo Lab Animals, Rt. 3, Box 10-A, El Campo 77437.

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Thompson, Frank W., dba Rostex Kennels, PSR Box 20B1, Weatherford 76086.

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Wilkinson Pet Store, Inc., 5019 Trail Lake Drive, Fort Worth 76133.

Wilson, Phillip C., dba Complete Feed, Pet and Garden Center, 3027 W. Commerce,

San Antonio 78207. Windhorst, Delmar Eugene, dba Windy's Wabbit Wanch, Rt. 7, Box 454W, San Antonio 78221.

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Woolco Department Store, 1422 SW. Military Drive, San Antonio 78224.

Woolco Department Store #6067, 100 Gill Road, San Antonio 78201.

Woolco Department Store #6085, 4477 South Lamar, Austin 78745.

Woolco Department Store #6093, Austin 78758.

Woolco Department Store #6135, 2424 North Expressway, Brownsville 78520. Woolco Department Store #6144, Fair Park

Shopping Center, 527 Fair Avenue, San Antonio 78223.

World of Pets, Inc., 8330 Burnet Road, Suite 131, Austin 78758.

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Beers, Bonnie, dba Rock Point Kennels, 498 West Main, Vernal 84087.

EcoDynamics, Inc., 82 West Louise Avenue, Salt Lake City 84115.

Everitt, Gordon W., and William L., Hutto, dba Redwood Animal Supply, and Labora tory, 1955 N. Redwood Road, Salt Lake City 84116.

Hacking, Sherry I., P.O. Box 198, Vernal 84078

Hill, Gail F., dba S-Kimo Kennels, 235 East 13800 South Draper 84020.

Imlay, Thomas F., dba Animals For Research, 4996 South Redwood Road, Murray 84107. Vernal Kidd, Anna, Route 2, Box 286-K, 84078.

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Ward, Mrs. Melva, dba Melvern Kennels, 500 West 11400 South, Sandy 84070.

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1, St. Johnsbury 05819. Bruneault, Frederick H., dba Valley View

Rabbit Farm, Ira 05777.

Connor, Charles A., dba Connor and Sons Rabbitry, P.O. Box 34, Route 103, Mount Holly 05758.

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Johnson, Thurman and Marion, Route 113, West Fairlee 05083.

Lathrop, Frederick M. and Susan S., dba Acres Rabbitry, R.D. 1, Dogteam Busy Road, New Haven 05472.

Morgan, Bruce E., R.D. 1, Salisbury 05769.

Morway, Les and David Booska, dba Chittenden County Rabbitry, 64 Swift Street, South Burlington 05401.

Paradis, Rosaire, R.F.D. 1, Enosburg Falls 05450

Pet-a-Goria, 44 Lake Street, St. Albans 05478.

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Weston, Frederic A., dba Circle W. Rabbitry, R.F.D. 1, Box 137, Underhill 05489.

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and Collar Shop, 3818 Granby Street, Norfolk 23504.

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Richmond 23230. Canupp, Robert L., dba Canupp's Hamstery, R.D. 1, Box 88, Martinsville 24112.

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burg Turnpike, Vienna 22180. Heretick Feed and Seed Store, 417 South 15th

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Stultz, C. W., dba Stultz Pet Center, Route 3, Box 78-A, Floyd 24091.

Thompson, John F., Route 2, Box 63, Saltville 24370.

Virginia Pet Centers, Inc., P.O. Box 286, Annandale 22003.

Weston Research Laboratories, Inc., Route 1, Box 33, Purcellville 22132,

Wiggington, Mrs. Fred, Route 1, Box 211, Chantilly 22021.

York, S. B., Jr., Route 14, Box 125, Richmond

Zazzaretti, Mrs. Mike, dba Beechwood Rabbitry, Box 54, Claremont 23889.

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Dry, Robert L. and Margot F., dba Berliner Zwinger Kennels, Route 1, Box 302, Colbert 99005

Hoeck, Prescott R. and Linda M., dba Scott's Rabbit Products, Rural Route 1, Box 93, Langley 98260.

Lab Associates, Inc., 13640 132nd Avenue, N.E., Kirkland 98033.

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Montgomery, John, R. 1, 24819, 50th, Ridgefield 98642.

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Savini, Dennis A., dba Petsville Pet Shop, 28866 Pacific Highway South, Federal Way 98002

Thuline, Horace C., dba Physicians Laboratory Services, 8205 104h Street, S.W., Tacoma 98498.

Town of Colton Dog Pound, Box 147, Colton 99113.

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Ella Jane, dba Custer's Kennels, 1073 McColloch Street, Wheeling 26003.

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Kazee, Janet L., dba Jan's Aquarium, 232 7th Avenue, South Charles 25303.

McCormack, Mike and Jim Dinwiddie, dba Kaboom Kennels, 234 Daugherty Drive. Barboursville 25504.

Murdico, Glora, dba Glora's Pets and Supplies, 8 Main Street, St. Albans 25177.

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#### WISCONSIN

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Bucholz, Kenneth, Rt. 2, Arcadia 54612 Doubek, Louis E., Rt. 2, Two Rivers 54241.

Drews, Eugene, Rt. 1, Burnett 53922. Evers, George, Rt. 4, Box 191, Beaver Dam 53916.

Fields, Leroy, dba Field's Rabbitry, Rt. 2, Box 13, Randolph, 53956. Forsthaus Kennels, Inc., Rt. 1, Milladore

54454

Gauld, Lloyd W., dba Gauld's Rabbitry, Rt. 1, Bobalink Rd., Reeseville 53579. Goodweiler, Dr. & Mrs. R., Hwy. 151 & Shake-

rag St., Mineral Point 53565. Gonnering, Lawrence J., Rt. 1, Box 387A,

Kaukauna 54130 . Hansen, Richard H., dba Fawn-Doe-Rosa, Box 328, St. Croix Falls 54024.

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Klubertanz, Earl, dba Klubertanz's, Rt. 1, Box 91, Edgerton 53534.

Klug, Wilmer F., dba Greenleaf Rabbitry, Rt. 1, Greenleaf 54126.

Koon, Linda, Rt. 1, Shiocton 54170.

Krug, Norvin A., dba Oakfield Cavies & Rabbitry Farm, Rt. 1, Oakfield 53065.

Laridean, Edward, 620 Preston Ave., Reeds= burg 53959.

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Maubach, Erwin, dba Spring Valley Farms, P.O. Box 504, Spring Green 53588.

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Grooming Kennels, Fifield 54524. Mihlbauer, Phillip J., Rt. 3, LaValle 53941. Mikula, Irene, Rt. 3, Chetek 54728.

Miller, Arnold O., Rt. 1, Manitowoc 54220. Millin, Robert O., dba Milway Farm, 12026

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O'Connor, Roland E., Rt. 1, Reedsburg 53959. Con Olson Co., Inc., Box 4021, Madison 53711. Peuschel, Walter, 13101 North Wauwatosa Road, 76 West, Mequon 53092.

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Skaw, Mr. & Mrs. Edmund, New Auburn 54757.

Smith, Phyllis, Withee 54498.

Stebane, Ervin E., Rt. 3, Kaukauna 54130. Stoller, C. M., dba Charone Animal Ranch, P.O. Box 993, Racine 53405.

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Bookout, Betty Jane, Box 649, Wheatland

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Oberg, Mr. & Mrs. Carl M., Star Route, Torrington 82240.

Pettry, John C. & Kathleen A., dba San Sabaka Mero Kennels, P.O. Box 167, Chugwater 82210.

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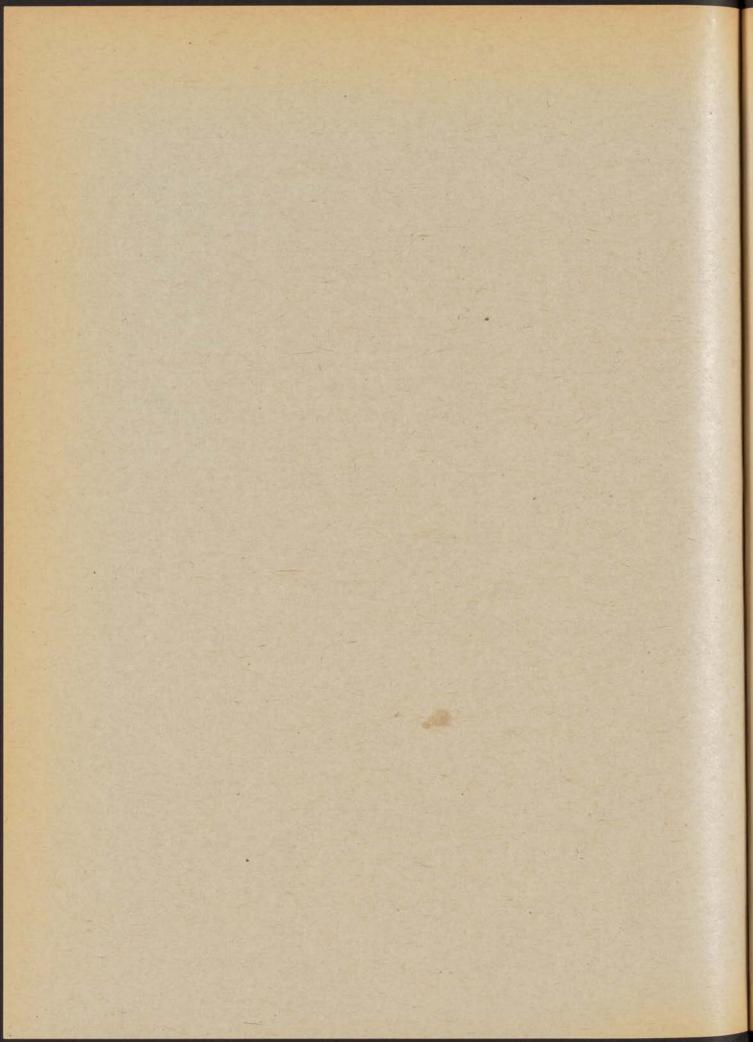
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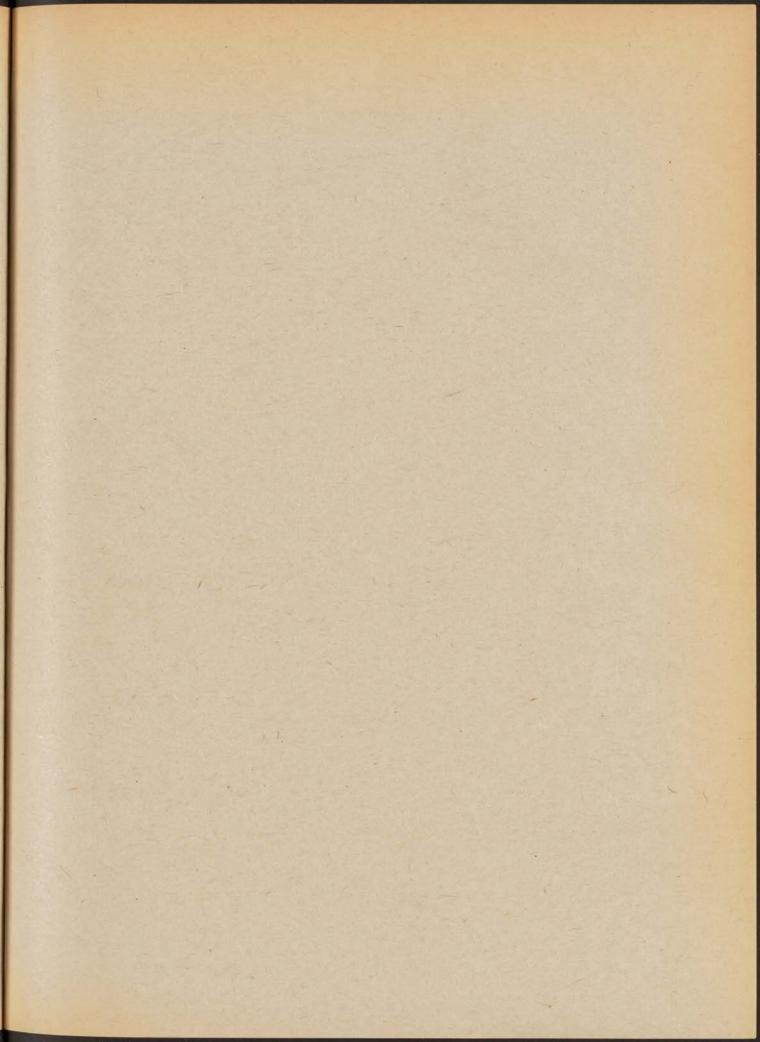
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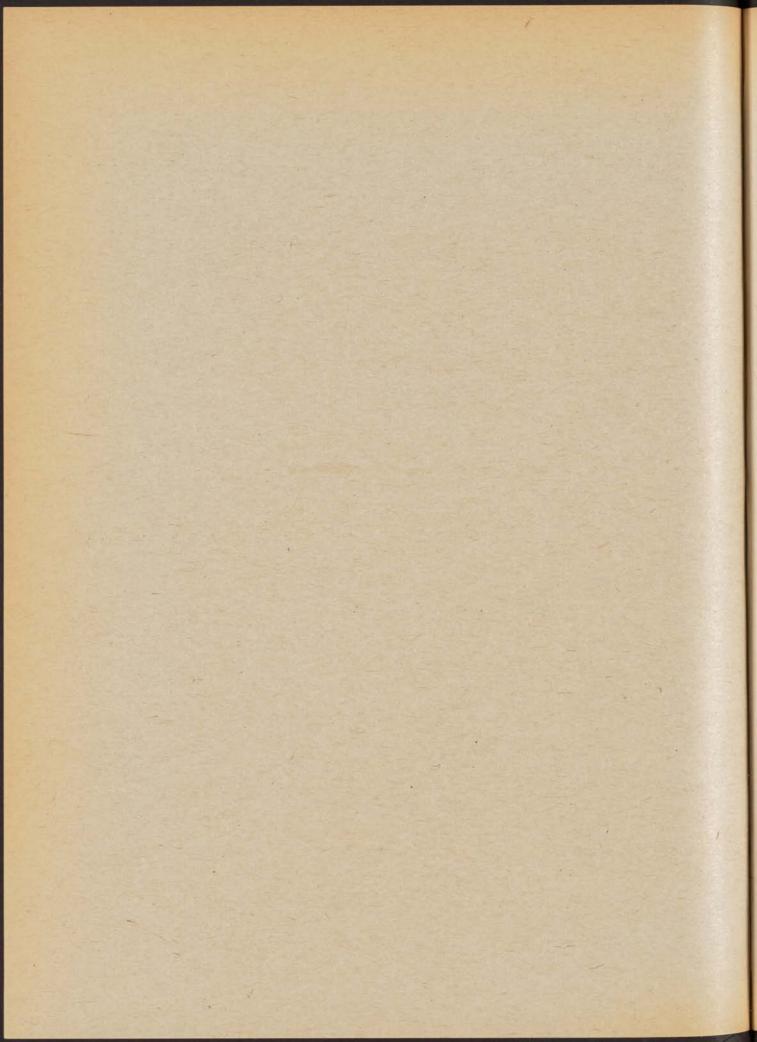
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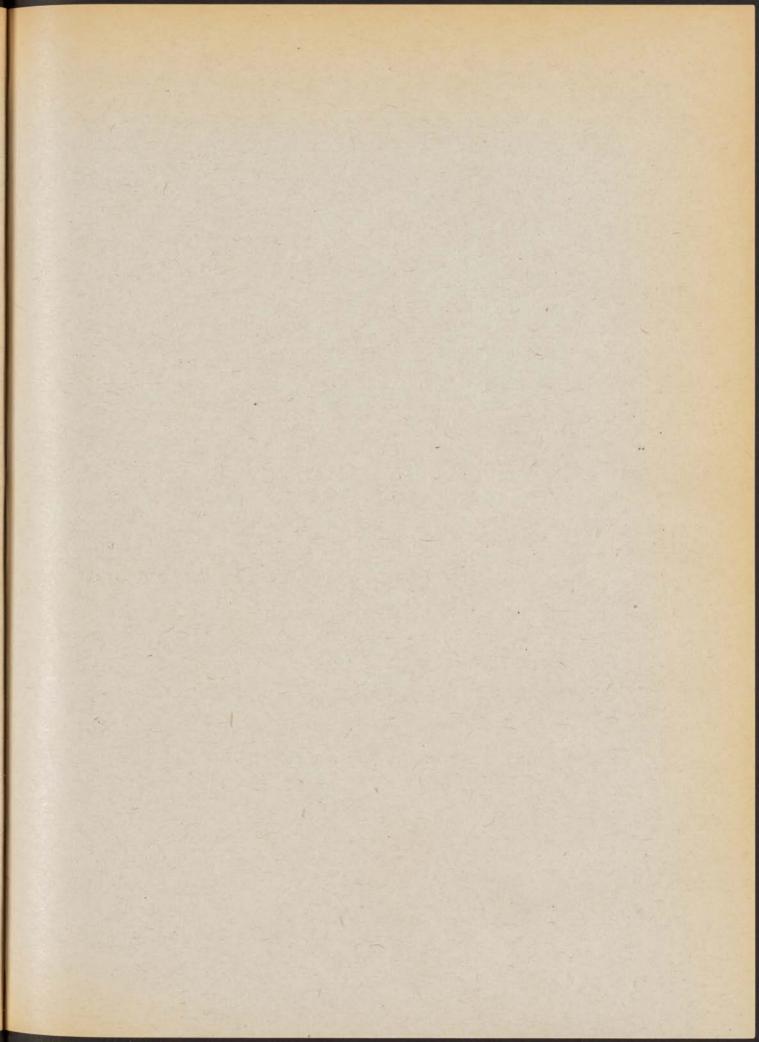
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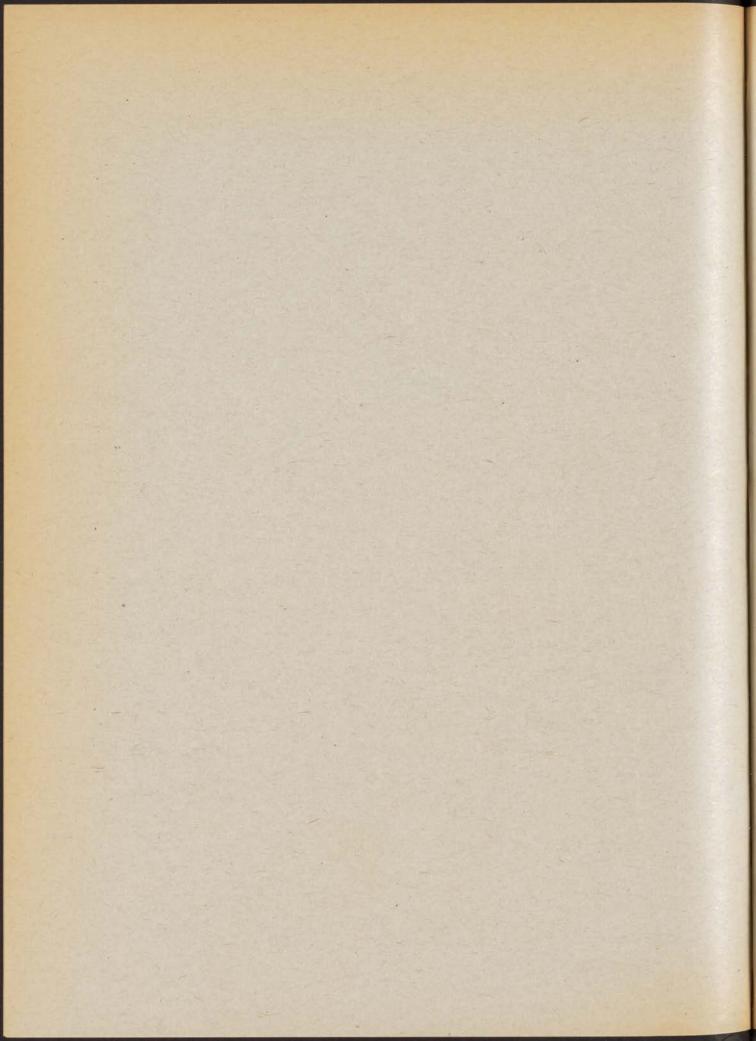
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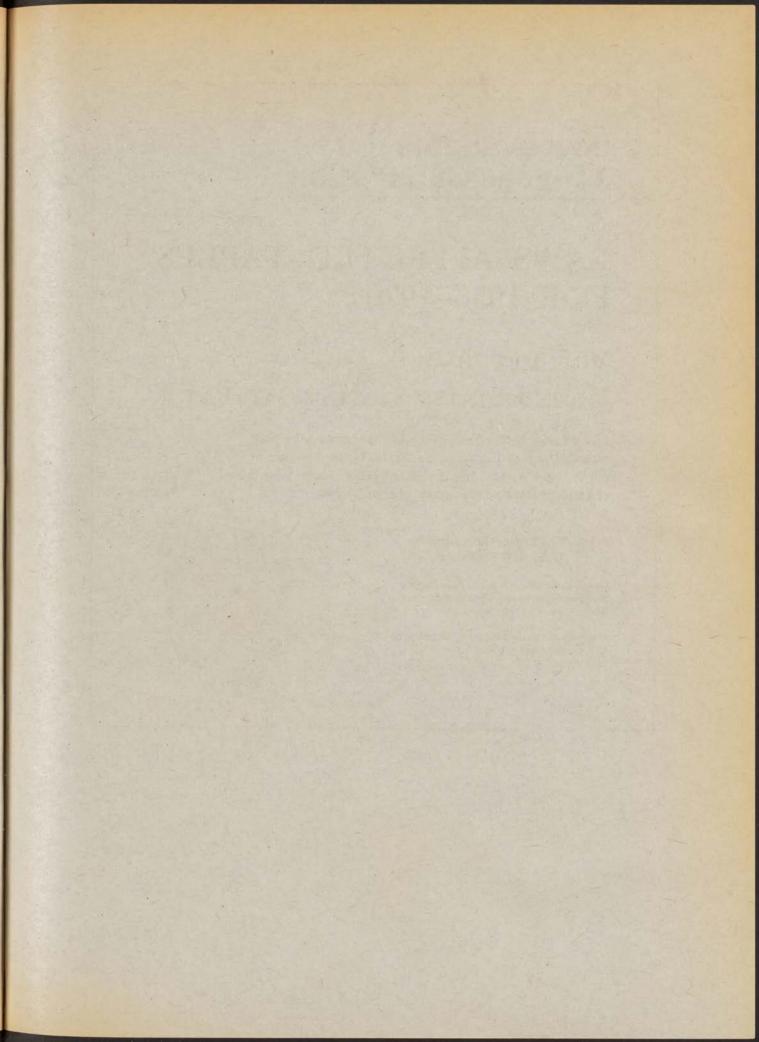












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