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PRIVACY ACT OF 1974—FURTHER NOTICE TO AGENCIES

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 President's Cancer Panel; to be held in Bethesda, Md. (open and closed), 6-18-75. 22017; 5-20-75

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List of Public Laws

This is a listing of public bills enacted by Congress and approved by the President, together with the law number, the date of approval, and the U.S. Statute citation. Subsequent lists appear each day in the FEDERAL REGISTER, and copies of the laws may be obtained from the U.S. Government Printing Office.

S. 249..... Pub. Law 94-29
Securities Acts Amendments of 1975
(June 4, 1975; 89 Stat. 97)
H.R. 3786..... Pub. Law 94-30
Highway projects, Federal share, increase
(June 4, 1975; 89 Stat. 171)

presidential documents

Title 3—The President

Memorandum of May 20, 1975

Waiver of the Limitation of Section 33 of the Foreign Military Sales Act, as Amended, on the Aggregate of Military Assistance Under the Foreign Assistance Act of 1961, and of the Total Credits and Loans Guaranteed Under the Foreign Military Sales Act, as Amended, for African Countries in Fiscal Year 1975

[Presidential Determination No. 75-20]

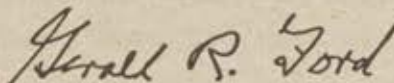
Memorandum for the Secretary of State

THE WHITE HOUSE,
Washington, May 20, 1975.

Pursuant to the authority vested in me by Section 33(b) of the Foreign Military Sales Act, as amended, I hereby determine that the waiver of the limitations of Section 33(a) of the Foreign Military Sales Act, as amended, for fiscal year 1975 is important to the security of the United States.

You are requested, on my behalf, promptly to report this determination to the Speaker of the House of Representatives and the Committee on Foreign Relations of the Senate, as required by Law.

This determination shall be published in the FEDERAL REGISTER.



[FR Doc.75-15332 Filed 6-9-75;2:26 pm]

Presidential Documents

Volume 11 - The Franklin D. Roosevelt Years

These documents are the original papers of Franklin D. Roosevelt, President of the United States from 1933 to 1945. They are arranged in chronological order, and include a wide range of materials, from letters and memoranda to speeches and official correspondence.

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The documents are arranged in chronological order, and include a wide range of materials, from letters and memoranda to speeches and official correspondence.

Memorandum of May 20, 1975

Eligibility of Kenya for the Extension of Credit and the Issuance of Guarantees Under the Foreign Military Sales Act, as Amended, and for Military Training Under the Foreign Assistance Act of 1961, As Amended

[Presidential Determination No. 75-21]

Memorandum for the Secretary of State

THE WHITE HOUSE,
Washington, May 20, 1975.

Pursuant to the authority vested in me by Section 3(a)(1) of the Foreign Military Sales Act, as amended, and by Section 503(a) of the Foreign Assistance Act of 1961, as amended, I hereby find that:

(a) the extension of credit and the issuance of guarantees under the Foreign Military Sales Act, as amended, in connection with the sale of defense articles and defense services, and,

(b) the furnishing of training under Chapter 2 of Part II of the Foreign Assistance Act of 1961, as amended, to the Government of Kenya will strengthen the security of the United States and promote world peace.

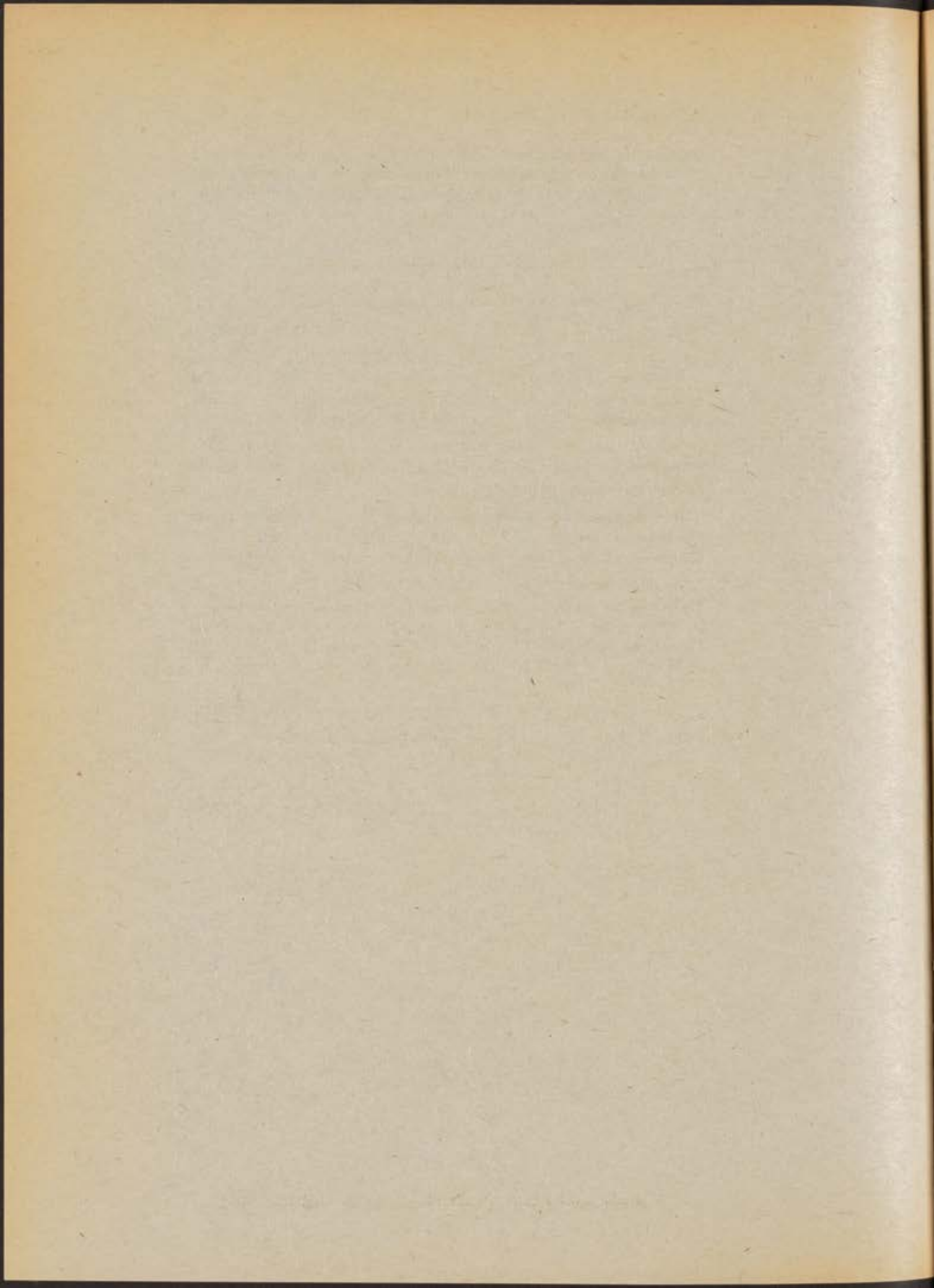
This finding, with respect to credits and guarantees under the Foreign Military Sales Act, as amended, amends Presidential Determination No. 73-10 of January 2, 1973 (38 FR 7211), as amended by Presidential Determinations No. 73-12 of April 26, 1973 (38 FR 12799), No. 74-9 of December 13, 1973 (39 FR 3537) and No. 75-2 of October 29, 1974 (39 F.R. 39863).

You are directed on my behalf to report this finding to the Congress.

This finding shall be published in the FEDERAL REGISTER.

Herold R. Ford

[FR Doc. 75-15333 Filed 6-9-75; 2:26 pm]



Memorandum of May 22, 1975

**Presidential Determination Under Section 4 of the Foreign Military
Sales Act, as amended, SIDEWINDER Missiles**

[Presidential Determination No. 75-22]

Memorandum for the Secretary of State

THE WHITE HOUSE,
Washington, May 22, 1975.

Pursuant to the authority vested in me by Section 4 of the Foreign Military Sales Act, as amended, I hereby determine that the extension of credit for sale of the SIDEWINDER missile to Brazil, when included as part of a U.S. aircraft weapons system sale being financed with U.S. Government credit, is important to the national security of the United States.

You are hereby requested on my behalf to report this determination to the Congress as required by law.

This determination shall be published in the FEDERAL REGISTER.

Gerald R. Ford

[FR Doc. 75-15334 Filed 6-9-75; 2:27 pm]

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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 5—Administrative Personnel CHAPTER I—CIVIL SERVICE COMMISSION PART 213—EXCEPTED SERVICE Administrative Office of the United States Courts

Section 213.3272 is amended to show that three additional positions of Federal Probation System Administrator in the Division of Probation when filled by Federal Probation Officers on active service in the U.S. Courts are excepted under Schedule B.

Effective on June 11, 1975, § 213.3272 (a) is amended as set out below:

§ 213.3272 Administrative Office of the U.S. Courts.

(a) Not to exceed eleven positions of Federal Probation System Administrator in the Division of Probation, when filled by Federal Probation Officers on active service in the U.S. Courts.

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954-58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant
to the Commissioners.*

[FR Doc. 75-15139 Filed 6-10-75; 8:45 am]

PART 213—EXCEPTED SERVICE Environmental Protection Agency

Section 213.3318 is amended to show a headnote change from Office of the Assistant Administrator for Enforcement and General Counsel to Office of the Assistant Administrator for Enforcement.

Effective on June 11, 1975, § 213.3318 (d) is amended as set out below:

§ 213.3318 Environmental Protection Agency.

(d) Office of the Assistant Administrator for Enforcement.

(5 U.S.C. secs. 3301, 3302; E.O. 10577, 3 CFR 1954-58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant
to the Commissioners.*

[FR Doc. 75-15141 Filed 6-10-75; 8:45 am]

PART 213—EXCEPTED SERVICE Executive Office of the President

Section 213.3303 is amended to show that one position of Confidential Assistant to the Special Representative for Trade Negotiations is excepted under Schedule C.

Effective on June 11, 1975, § 213.3303 (d) (2) is added as set out below:

§ 213.3303 Executive Office of the President.

(d) Office of the Special Representative for Trade Negotiations. . . .

(2) One Confidential Assistant to the Special Representative for Trade Negotiations.

(5 U.S.C. 3301, 3302; E.O. 10577, 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant
to the Commissioners.*

[FR Doc. 75-15140 Filed 6-10-75; 8:45 am]

PART 213—EXCEPTED SERVICE Export-Import Bank of the United States

Section 213.3342 is amended to show a title change from one Secretary to the Special Assistant to the President and Chairman to one Secretary to the Vice President and Assistant to the Chairman, Board of Directors.

Effective on June 11, 1975, § 213.3342 (1) is amended as set out below:

§ 213.3342 Export-Import Bank of the United States.

(1) One Secretary to the Vice President and Assistant to the Chairman, Board of Directors.

(5 U.S.C. 3301, 3302; E.O. 10577, 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant
to the Commissioners.*

[FR Doc. 75-15142 Filed 6-10-75; 8:45 am]

PART 213—EXCEPTED SERVICE Department of Health, Education, and Welfare

Section 213.3216 is amended to show that the position of Deputy Commissioner for Occupational and Adult Education is excepted under Schedule C.

Effective June 11, 1975, § 213.3216 (c) (2) is added as set out below:

§ 213.3216 Department of Health, Education, and Welfare.

(c) Office of Education. . . .

(2) Deputy Commissioner for Occupational and Adult Education.

(5 U.S.C. 3301, 3302; E.O. 10577, 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION.

[SEAL] JAMES C. SPRY,
*Executive Assistant
to the Commissioners.*

[FR Doc. 75-15242 Filed 6-10-75; 8:45 am]

Title 7—Agriculture

CHAPTER V—AGRICULTURAL RESEARCH SERVICE, DEPARTMENT OF AGRICULTURE

PART 510—PUBLIC INFORMATION

The regulations on the availability of records maintained by the Agricultural Research Service, 7 CFR Part 510, are revised to read as follows:

Sec.
510.1 General Statement.
510.2 Organizational Description.
510.3 Public Inspection and Copying.
510.4 Indexes.
510.5 Requests for Records.
510.6 Appeals.

AUTHORITY: 5 U.S.C. 301.552; 7 CFR 1.1-1.16.

§ 510.1 General Statement.

This part is issued in accordance with the regulations of the Secretary of Agriculture in Part 1, Subpart A of Subtitle A of this title (7 CFR 1.1-1.16), implementing the Freedom of Information Act (5 U.S.C. 552) including Appendix A thereto (Fee Schedule). The Secretary's regulations, as implemented by the regulations in this part, govern the availability of records of the Agricultural Research Service to the public.

§ 510.2 Organizational Description.

The description of the central and field organization of ARS is published as a notice in FEDERAL REGISTER at 33 FR 15485 (October 18, 1968), and may be revised from time to time by future publications.

§ 510.3 Public Inspection and Copying.

5 U.S.C. 552(a) (2) requires that certain materials be made available for public inspection and copying. Members of the public may request access to such materials maintained by the Agricultural Research Service at six offices—two national offices and four regional offices.

Information Division
Room 5133, South Building
14th and Independence Avenue, SW
Agricultural Research Service
U.S. Department of Agriculture
Washington, D.C. 20250
Office hours: 8:30 am to 5 pm

Program, Analysis and Coordination Staff
Room 320, Administration Building
Agricultural Research Service
14th and Independence Avenue, SW
Washington, D.C. 20250
Office hours: 8:30 am to 5 pm

Regional Information Office
USDA-ARS Northeastern Region
Room 251, Building 003
Agricultural Research Center, West
Beltsville, Maryland 20705
Office hours: 8 am to 4:30 pm

Regional Information Office
USDA-ARS North Central Region
2000 W. Pioneer Parkway
Peoria, Illinois 61614
Office hours: 8 am to 4:30 pm

Regional Information Office
USDA-ARS Southern Region
701 Loyola Avenue
P.O. Box 53326
New Orleans, Louisiana 70153
Office hours: 8 am to 4:30 pm

Regional Information Office
USDA-ARS Western Region
2850 Telegraph Avenue
Berkeley, California 94705
Office hours: 7:30 am to 4 pm

§ 510.4 Indexes.

In compliance with 5 U.S.C. 552(a) (2) the most current issues of the agency's indexes will be made available for public inspection and copying at the six locations cited in § 510.3. Single copies may be obtained free by visiting, telephoning, or writing to these locations. Extra copies may be procured at a cost not to exceed the direct cost of duplication from the General Services Division, Room 544, Federal Building, Hyattsville, Maryland 20782.

§ 510.5 Requests for Records.

Requests for records under 5 U.S.C. 552(a) (3) shall be made in accordance with 7 CFR 1.3(a) and addressed to one of the six offices listed in § 510.3. The Director of the Information Division, Director of Program Analysis and Coordination Staff, and the Regional Information Officers are hereby delegated authority to make determinations regarding such requests in accordance with 7 CFR 1.4(c).

§ 510.6 Appeals.

Any person whose request under § 510.5 is denied shall have the right to appeal such denial. Appeals shall be submitted in accordance with 7 CFR 1.3(e) and addressed to the Administrator, Agricultural Research Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Effective Date: June 11, 1975.

Done at Washington, D.C., this 6th day of June 1975.

T. W. EDMISTER,
Administrator,
Agricultural Research Service.

[FR Doc.75-15252 Filed 6-10-75;8:45 am]

Title 12—Banks and Banking CHAPTER II—FEDERAL RESERVE SYSTEM

SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

[REG. Q]

PART 217—INTEREST ON DEPOSITS

Interest Penalty on Withdrawal

On April 4, 1975, the Board invited public comments to be submitted by May 5, 1975, on a proposed amendment to its Regulation Q (Interest on Deposits) that would permit member banks to pay time deposits before maturity without imposing an interest penalty in cases where the owner of the time deposit has died. (40 FR 16685)

As proposed, the amendment would have permitted member banks to pay funds in a time deposit account before maturity without imposing the interest penalty required by § 217.4(d) of Regulation Q only in situations where the deceased depositor was the sole legal and beneficial owner of the time deposit account. After consideration of all comments received, the Board has decided to adopt the amendment in a slightly expanded and modified form to permit member banks to pay a time deposit before maturity without penalty after the death of any person whose name appears (alone or with other persons) on the time deposit passbook or Certificate of Deposit and who, therefore, possesses a legal or equitable ownership interest in the account.

In announcing the proposed amendment for comment, the Board stated that the purpose of the interest penalty rule is to preserve the distinction between demand and time accounts by preventing time accounts from being used as essentially demand or transaction accounts, thus enforcing the Federal Reserve Act's prohibition of payment of interest on demand deposits and of the payment of time deposits before maturity. The Board has determined that since the amendment will apply only in cases where a depositor has died, it is consistent with the Federal Reserve Act and with existing regulations.

After review and consideration of all comments received, pursuant to its authority under section 19(j) of the Federal Reserve Act (12 U.S.C. 371b), the Board of Governors has decided to adopt the amendment in a modified form. The effective date of this amendment has been delayed for less than 30 days because the amendment relieves a present restriction and, therefore, delay would serve no useful purpose.

Effective June 5, 1975, § 217.4(d) of Regulation Q is amended as follows, and the position of footnote 6a is changed, but the text remains the same.

§ 217.4 Payment of time deposits before maturity.

(d) *Penalty for early withdrawals.* Where a time deposit, or any portion thereof, is paid before maturity, a member bank may pay interest on the amount withdrawn at a rate not to exceed that currently prescribed in § 217.7 for a savings deposit: Provided, That the depositor shall forfeit three months of interest payable at such rate. If, however, the amount withdrawn has remained on deposit for three months or less, all interest shall be forfeited. Where necessary to comply with the requirements of this paragraph, any interest already paid to or for the account of the depositor shall be deducted from the amount requested to be withdrawn. However, upon the death of any person whose name appears on the time deposit passbook or certificate, a member bank may pay such time deposit before maturity without a reduction or forfeiture of interest as prescribed by this paragraph. * * *

By order of the Board of Governors,
June 4, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc.75-15151 Filed 6-10-75;8:45 am]

[REG. Q]

PART 217—INTEREST ON DEPOSITS

Maturity

On April 4, 1975, the Board invited public comments to be submitted by May 5, 1975, on a proposed amendment to its Regulation Q which would require member banks to notify owners of time deposits that, upon maturity, their time deposits will become demand deposits on which no interest may be paid. Under the proposed amendment, member banks also would be required to notify owners of automatically renewable time deposits that their deposits will be renewed at maturity unless the owner gives the bank other instructions. (40 FR 16684) The Board proposed that member banks provide such notice by printing or stamping a conspicuous statement on all certificates or time deposit passbooks. In addition, the Board invited public comment on a possible requirement that member banks mail a notice to the depositor's last known address on a date which would provide the depositor with sufficient opportunity to communicate his/her instructions to the bank.

After review and consideration of all comments received, the Board has decided to adopt the amendment in the form proposed.

In announcing the proposed amendment for comment, the Board expressed

the opinion that a conspicuous statement printed or stamped on the certificate or passbook will serve as adequate notice to depositors. Several banks that commented on the proposed amendment indicated that they customarily mail information regarding maturity and renewal of time deposits to their customers shortly before the maturity date or enclose such information with the depositor's monthly statement or interest check. The Board encourages these banks to continue mailing such notice to their customers and urges all member banks to consider initiating the practice of mailing notice to their customers in addition to providing the notice required by this amendment. The Board believes that a mailed notice is most effective when it is received by the customer approximately 30 days prior to the maturity date. The Board considers a mailed notice particularly desirable when the time deposit has an initial maturity greater than one year.

After review and consideration of all comments received, pursuant to its authority under section 19(j) of the Federal Reserve Act (12 U.S.C. 371b), the Board has decided to adopt the amendment in the form proposed. The effective date of the amendment has been delayed until September 1, 1975, to enable member banks to comply with the requirement of the amendment.

Effective September 1, 1975, § 217.3(f) of Regulation Q is amended by adding the following to the end thereof:

§ 217.3 Interest on time and savings deposits.

(f) * * * On each certificate, passbook, or other document representing a time deposit, the bank shall have printed or stamped a conspicuous statement indicating that no interest will be paid on the deposit after the maturity date or, in the case of a time deposit that is automatically renewable, a conspicuous statement indicating that the contract will be renewed automatically upon maturity, and indicating the terms of such renewal.

By order of the Board of Governors,
June 4, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc. 75-15130 Filed 6-10-75; 8:45 am]

Title 14—Aeronautics and Space

CHAPTER 1—FEDERAL AVIATION ADMINISTRATION; DEPARTMENT OF TRANSPORTATION

[Airspace Docket No. 75-NW-06]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Transition Area

On April 4, 1975, a Notice of Proposed Rule Making was published in the *Federal Register* (40 FR 15094) stating that the Federal Aviation Administra-

tion was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Seattle, Washington, Transition Area.

Interested persons were afforded an opportunity to participate in the proposed rule making through submission of comments. No objections were received and the proposed amendment is hereby adopted, subject to the following change.

In the description of the 700' area, delete the phrase, " * * * on the west by a line extending to Latitude 47°10' N., Longitude 123°17' W.; to Latitude 47°10' N., Longitude 120°00' W.; to Latitude 47°30' N., Longitude 120°00' N.; to Latitude 48°17' N., Longitude 123°15' N., * * * " and insert therefor, " * * * on the west by a line extending to Latitude 47°10' N., Longitude 123°17' W.; to Latitude 47°10' N., Longitude 123°00' W.; to Latitude 48°17' N., Longitude 123°15' W., * * * "

Since this change is editorial in nature, and imposes no additional burden on any person, notice and public procedures hereon is unnecessary.

Effective date: This amendment shall be effective 0901 G.m.t. on August 14, 1975.

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

Issued in Seattle, Washington, on June 3, 1975.

C. B. WALK, JR.,
Director, Northwest Region.

In § 71.181 (40 FR 441) the description of the Seattle, Washington, Transition Area is amended to read as follows:

SEATTLE, WASHINGTON

That airspace extending upward from 700 feet above the surface bounded on the east by a line beginning at Latitude 49°00' N., Longitude 122°21' W., to Latitude 48°40' N., Longitude 122°21' W., to Latitude 48°40' N., Longitude 122°05' W., Latitude 47°30' N., Longitude 121°48' W., to Latitude 47°10' N., Longitude 121°48' W., to Latitude 46°48' N., Longitude 122°15' W., on the south by a line extending to Latitude 46°42' N., Longitude 123°17' W., on the west by a line extending to Latitude 47°10' N., Longitude 123°17' W., to Latitude 47°10' N., Longitude 123°00' W., to Latitude 47°30' N., Longitude 123°00' W., to Latitude 48°17' N., Longitude 123°15' W., thence via the Canada/United States boundary to the point of beginning; that airspace extending upward from 1200' above the surface bounded on the north by a line beginning at Latitude 48°05' N., Longitude 123°40' W., to Latitude 48°05' N., Longitude 121°35' W., on the east by a line extending to the south via Longitude 121°35' W., to the south edge of V-204, on the south by the south edge V-204 and Latitude 46°30' to the east edge of V-27, on the west by east edge of V-27 to Longitude 123°40' W., to the point of beginning; that airspace east of Seattle extending upward from 9500' MSL bounded on the north by a line beginning at Latitude 48°00' N., Longitude 121°35' W., to Latitude 48°00' N., Longitude 121°00' W., thence south to Latitude 47°42' N., Longitude 121°00' W., thence east to Latitude 47°42' N., Longitude 119°43' W., on the east by a line extending south via Longitude 119°43' W., to the north edge of V-2N, on the south by the north edge of V-2N to Longitude 121°35'

W., and on the west by Longitude 121°35' W., to the point of beginning.

[FR Doc. 75-15130 Filed 6-10-75; 8:45 am]

Title 16—Commercial Practices

CHAPTER 1—FEDERAL TRADE COMMISSION

[Docket C-2643]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

The Commodore Corporation

For codification under Part 13 see 40 FR 18979. (Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45). In the *Matter of The Commodore Corporation, a corporation*. Order modifying an earlier order issued March 4, 1975, 40 FR 18979, against an Omaha, Neb., mobile home manufacturer by modifying Paragraph 1, so that the ordered file search to obtain the names and addresses of the first retail purchasers of its mobile homes will be restricted to the files of its three active manufacturing plants; and modifying Paragraphs 3(1), 3(m) (2), and 3(m) (3), to relieve respondent of the requirement that it administer its warranty service program with corporate officials who have no direct responsibilities for the sale of respondent's mobile homes in the event respondent produces less than 5,000 mobile homes annually.

The Order Granting Request to Reopen Proceeding and to Modify Order is as follows:

ORDER GRANTING REQUEST TO REOPEN PROCEEDING AND TO MODIFY ORDER

This matter is before the Commission on two petitions of the Commodore Corporation, both dated March 31, 1975, to reopen the proceeding in the above-captioned matter for modification of order paragraphs 1 and 3.

Commodore requests that order paragraph 1 be modified so that the ordered file search to obtain the names and addresses of the first retail purchasers of its mobile homes will be restricted to the files of its three active manufacturing plants.

In addition, respondent requests that the letter (Exhibit B in the order) that is to be sent to its dealers for the purpose of obtaining the names of retail purchasers of respondent's mobile homes be modified to more clearly describe to the dealers the potential benefit which may accrue to their customers once they are identified.

Counsel supporting the complaint does not object to the modification since "it can be expected that a file search would produce disappointing results" (i.e., it is estimated that only 10 percent of the unit files would contain the sought-after retail purchasers), and "the responses by dealers to the letter in the form of Exhibit 1 [i.e., the revised letter proposed by respondent to replace Appendix B of

* Copies of the order and exhibit are filed with the original documents.

the order) could be expected to reduce somewhat the number of retail purchasers whose names and addresses would be 'lost' if the file search were not undertaken."

Commodore's second petition, a request for modification of order paragraphs 3(1), 3(m)(2), and 3(m)(3), would relieve it of the requirement that it administer its warranty service program with corporate officials who have no direct responsibilities for the sale of Commodore's mobile homes in the event respondent produces less than 5,000 mobile homes annually. Counsel supporting the complaint do not oppose the modification for the reasons that "small companies [i.e., those producing less than 5,000 mobile homes annually] cannot isolate executives from day-to-day sales responsibilities. They have neither the need nor the personnel for centralizing control of warranty responsibilities. In a company as small as Petitioner's presently is, all higher level corporate personnel have day-to-day sales responsibilities, while small size of the company makes centralization of functions a superfluous requirement."

We agree for the reasons given by counsel supporting the complaint that the modifications are warranted.

Accordingly, it is ordered, That this proceeding be, and it hereby is, reopened, and that the Commission's order of March 4, 1975, be, and it hereby is, modified by adding, at the conclusion of paragraph 1, the following paragraph:

Notwithstanding the foregoing provisions of this Order Paragraph 1, respondent shall not be required to review its "coach" or unit files or, in the alternative, its separate files (if any) for warranty registration cards for the purpose of attempting to obtain names and addresses of the first retail purchasers of respondent's mobile homes insofar as such files relate to respondent's manufacturing plants which have been closed and are not now in operation, but respondent shall be required to undertake such review of such files at respondent's remaining three manufacturing plants at Haleyville, Alabama, Lebanon, Oregon, and Danville, Virginia.

It is further ordered That the form of letter shown in Appendix B of the consent order be replaced with the form of letter marked as Exhibit 1, which is attached hereto and made a part hereof.

It is further ordered That paragraphs 3(1), 3(m)(2), and 3(m)(3) be modified as follows:

(1) The person or persons to whom the responsibility for supervising and assuring the implementation of respondent's warranty service program is delegated shall make periodic reports at least on a monthly basis to respondent's responsible officers which shall include current information concerning:

(1) The current cost to respondent of warranty service;

(2) The incidence and nature of frequently recurring defects;

(3) Those measures undertaken in response to reports of frequently recurring defects including but not limited to modification in production and design of respondent's mobile homes;

(4) Analysis of the manner in which respondent's employees, dealers and other

third parties are performing warranty and setup responsibilities.

The direct administration of respondent's warranty service program at the corporate level and the responsibility for supervising and assuring implementation of the warranty service program shall, in any fiscal year following a fiscal year during which respondents and their subsidiaries produce more than 5,000 mobile homes, be vested in only those corporate officials who have no direct responsibilities on a day-to-day basis for the sale of respondent's mobile homes.

(m) Respondent shall, beginning within 120 days of the effective date of this Order, establish a uniform procedure for the systematic receipt and analysis and fair disposition of all complaints or disputes which may arise between the aforesaid retail purchasers of respondent's mobile homes and respondent or respondent's dealers or other third parties, regarding any alleged warranty obligations of respondent.

Such procedure shall incorporate but not necessarily be limited to:

(1) Prompt evaluation and response by respondent to all complaints within a reasonable time not to exceed five business days after receipt by respondent;

(2) In any fiscal year following a fiscal year during which respondent and its subsidiaries produce more than 5,000 mobile homes, the designation of a single responsible department within respondent's corporate organization for the receipt of said complaints;

(3) An effective mechanism for the fair and impartial resolution of such disputes. In any fiscal year during which respondents and their subsidiaries produce more than 5,000 mobile homes, the responsibility for resolving disputes through said mechanism shall be vested in only those personnel who are not responsible for sales on a day-to-day basis;

(4) An accurate and complete record keeping system regarding the nature and disposition of all such disputes and complaints received by respondent;

(5) Periodic review and evaluation by respondent of the effectiveness of such procedures and correction of such procedures where necessary.

The Order Granting Request to Reopen Proceeding and to Modify Order was issued by the Commission April 22, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc. 75-15123 Filed 6-10-75; 8:45 am]

Title 17—Commodity and Securities Exchanges

CHAPTER II—SECURITIES AND EXCHANGE COMMISSION

[Rel. Nos. 33-5582, IC-8772]

PART 231—INTERPRETATIVE RELEASES RELATING TO THE SECURITIES ACT OF 1933 AND GENERAL RULES AND REGULATIONS THEREUNDER

PART 271—INTERPRETATIVE RELEASES RELATING TO THE INVESTMENT COMPANY ACT OF 1940 AND GENERAL RULES AND REGULATIONS THEREUNDER

Hypothetical Variable Annuity Illustrations

Corrections

In FR Doc. 75-12923 appearing on page 21711 in the issue for Monday, May 19, 1975, the fifth line of the second com-

plete paragraph in the second column, now reading "intervals over their lifetimes to provide", should read "investor and the assets of the separate".

The eighth line of the same paragraph now reading "sessed against the payments made by the", should read "against assets throughout the life of the".

The fifth line of the third complete paragraph in the third column, now reading "off"—i.e., an investment in a variable", should read "off"—i.e., an investor in a variable".

Title 29—Labor

CHAPTER XXV—OFFICE OF EMPLOYEE BENEFITS SECURITY

SUBCHAPTER F—FIDUCIARY RESPONSIBILITY UNDER THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974

PART 2550—RULES AND REGULATIONS FOR FIDUCIARY RESPONSIBILITY

Extension of Postponement of the Effective Date of Certain Fiduciary Responsibility Provisions

Section 414(b)(2) of the Employee Retirement Income Security Act of 1974 (the Act) empowers the Secretary of Labor to postpone the applicability of certain of the fiduciary responsibility provisions contained in sections 402, 403, 405 and 410(a) of the Act until not later than January 1, 1976, as they apply to any plan in existence on September 2, 1974, if the Secretary determines, upon application by a plan, that a postponement is necessary to amend the instrument or instruments under which the plan is maintained, and that the postponement is not adverse to the interest of participants and beneficiaries.

On November 21, 1974, notice was published in the FEDERAL REGISTER (39 FR 40853) of the adoption of 29 CFR Part 2550, containing guidelines for the submission of applications for postponements under section 414(b)(2) of the Act. Part 2550 of Title 29 was subsequently redesignated as § 2550.414b-1 of Title 29 and the sections of former Part 2550 were redesignated as paragraphs (a) through (i), respectively, of § 2550.414b-1. Under these guidelines, plans in existence on September 2, 1974, were permitted to apply for a postponement of the January 1, 1975 effective date of sections 402, 403 (other than 403(c)), 405 (other than 405(a) and (d)) and 410(a). The guidelines provided that applications had to be received by December 31, 1974, and contemplated that postponements would not be granted for a period of time beyond June 30, 1975 unless a plan could not be amended within such period.

Since many plans have not yet been able to make the changes necessary to conform to sections 402, 403, and 405, despite efforts to do so, and since it appears likely that such plans will not have been able to make these changes by June 30, 1975, but should be able to make them by December 31, 1975, this document amends 29 CFR § 2550.414b-1 by extending postponements of the applicability

of sections 402, 403 (other than 403(c)), and 405 (other than 405 (a) and (d)) of the Act through December 31, 1975. The extension applies only to those plans which applied for postponement prior to the date specified in § 2550.414b-1, December 31, 1974, and the applications of which have been approved by the Secretary as of the date of this notice. In this regard, it should be noted that pursuant to paragraph (h) of § 2550.414b-1, applications for postponement which have not been disapproved as of the date of this notice shall be deemed to be approved, subject, however, to revocation or modification of such approval pursuant to the provisions of paragraph (i) of § 2550.414b-1. Because section 410(a) of the Act, which provides that exculpatory clauses are void as against public policy, is self-executing and, therefore, requires no amendment of plan documents, and because the Department of Labor has given guidance as to permissible alternatives to such clauses (insurance and indemnification), this document does not grant any extension of the postponement of the applicability of section 410(a).

In addition, this document requires that the participants of a plan be notified of the extension of the postponement if the plan is not in compliance with the relevant sections by July 1, 1975.

Because the original guidelines published on November 21, 1974, relate to procedures to be followed in applying for postponements and were issued to inform the public of the policy of the Department of Labor in ruling on such applications, they were excepted from the notice and comment provisions of the Administrative Procedure Act, 5 U.S.C. 553(b). Therefore, they were not issued for comment before publication, and were made effective immediately upon publication in accordance with 5 U.S.C. 553(d). Accordingly, the amendments to § 2550.414b-1 are likewise not issued for comment before publication, and are effective immediately upon publication.

Accordingly, 29 CFR § 2550.414b-1 is amended by amending paragraph (f) (formerly § 2550.6) and revising paragraph (g) (formerly § 2550.7) as follows:

Section 2550.414b-1 is amended by adding a new subparagraph (f) (3) after subparagraph (f) (2) (formerly § 2550.6 (b)) and by revising paragraph (g) to read as follows:

§ 2550.414b-1 Guidelines for submission of application for postponement of the effective date of certain fiduciary responsibility provisions.

(f) * * *

(3) In the case of a plan which applied for a postponement of the applicability of sections 402, 403 (other than 403(c)) and 405 (other than 405 (a) and (d)), the application of which has been approved under paragraph (h), and which has not been amended so as to comply with such sections before July 1, 1975, the applicant or any other person authorized to file an application for a plan under paragraph (b) shall employ

methods reasonably calculated to provide plan participants and, if the plan is the subject of one or more collective bargaining agreements, each collective bargaining agent representing participants covered by the plan, with notification that the Secretary of Labor has extended postponements of the applicability of those sections to the plan until not later than January 1, 1976. This notification shall comply with the requirements of subparagraph (2) of this paragraph.

(g) Length of postponement.

(1) All postponements of the applicability of section 410(a) of the Act approved by the Secretary shall be effective for a period of time not extending beyond June 30, 1975.

(2) All postponements of sections 402, 403 (other than 403(c)) and 405 (other than 405 (a) and (d)) of the Act approved by the Secretary shall be effective for a period of time extending through December 31, 1975.

Signed at Washington, D.C. this 6th day of June, 1975.

JAMES D. HUTCHINSON,
Acting Administrator of Pension and Welfare Benefit Programs.

[FR Doc. 75-15215 Filed 6-6-75; 2:09 pm]

Title 32—National Defense

CHAPTER XIX—CENTRAL INTELLIGENCE AGENCY

PART 1900—PUBLIC ACCESS TO DOCUMENTS AND RECORDS AND DECLASSIFICATION REQUESTS

Processing Requests for Records

Section 1900.35 of Part 1900 of Title 32 of the Code of Federal Regulations, as amended 19 February 1975, is further amended as follows:

(a) The designation "(a)" is inserted preceding the sentence which comprises the section.

(b) A new paragraph (b) is added as follows:

§ 1900.35 Processing requests for records.

(b) Notwithstanding paragraph (a) of this section, the Coordinator may determine that there is no basis for searching for requested records or that the appropriate answer to a request obviates the need to determine the existence or non-existence of records responsive to the request. Whenever the Coordinator makes such a determination he shall respond to the requestor accordingly, and the requirements of paragraph (a) of this section and of §§ 1900.41 through 1900.47 shall not apply as to that request. This amendment shall become effective on June 11, 1975.

Dated: June 2, 1975.

JOHN F. BLAKE,
Deputy Director for Administration, Central Intelligence Agency.

[FR Doc. 75-15122 Filed 6-10-75; 8:45 am]

Title 33—Navigation and Navigable Waters

CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 75-048]

LIGHTING OF BRIDGES

Delegation of Authority and Recodification of Regulations

The purpose of these amendments is to prescribe certain changes in the procedures for waiving or modifying the regulations for the lighting of bridges, for granting extensions of time to commence or complete bridges; for granting extensions of time allowed for the removal of bridges or their parts when prescribed as a condition to a bridge permit; for approving minor deviations of plans; and for extending the period in which the district commander may authorize temporary closures of drawbridges.

The regulations pertaining to bridges are mostly contained within Subchapter J of Title 33, Code of Federal Regulations. However, the regulations pertaining to bridge lighting are contained within Subchapter C of Title 33, Code of Federal Regulations. It is considered desirable that all bridge regulations be grouped within Subchapter J. Therefore, Part 68 is redesignated as Part 118.

The regulations in Part 68 pertaining to lighting on bridges infrequently used and unusual cases are being revised in the new Part 118 to provide the district commander authority to exempt bridges over waterways with no significant nighttime navigation from the lighting requirements. The district commander may also modify the prescribed lights or require special lighting in unusual circumstances.

Part 68 will be redesignated as follows:

§ 68.01-1, redesignated as § 118.1.
§ 68.01-5, redesignated as § 118.5.
§ 68.01-10, redesignated as § 118.10.
§ 68.01-15, redesignated as § 118.15.
§ 68.05-1, redesignated as § 118.20.
§ 68.05-5, redesignated as § 118.25.
§ 68.05-10, redesignated as § 118.30.
§ 68.10-1, redesignated as § 118.35.
§ 68.10-5, redesignated as § 118.40.
§ 68.10-10, redesignated as § 118.45.
§ 68.10-15, redesignated as § 118.50.
§ 68.10-20, redesignated as § 118.55.
§ 68.10-25, redesignated as § 118.60.
§ 68.15-1, redesignated as § 118.65.
§ 68.15-5, redesignated as § 118.70.
§ 68.15-10, redesignated as § 118.75.
§ 68.15-15, redesignated as § 118.80.
§ 68.15-20, redesignated as § 118.85.
§ 68.20-1, redesignated as § 118.90.
§ 68.20-5, redesignated as § 118.95.
§ 68.20-10, redesignated as § 118.100.
§ 68.20-15, redesignated as § 118.105.

Section 115.10 is amended to include limiting dates in permits for removal of bridges or their parts, where prescribed as a condition to a permit. Such a removal condition is routinely inserted in permits where existing bridges are being replaced in whole or in part by the newly permitted bridge. Section 115.10 is amended to change the time normally allowed to start replacement on repairs from two years to three years as is the current practice. It is also the current practice to allow 90 days for removal of bridges replaced in whole or in part.

These amendments are issued without notice and public procedure under 5 U.S.C. 553(b)(3)A in that the amendments contain rules of agency procedure and practice.

Therefore, Title 33 of the Code of Federal Regulations is amended as follows:

PART 115—BRIDGE LOCATION AND CLEARANCES, ADMINISTRATIVE PROCEDURE

1. By revising § 115.10 of Subchapter J to read as follows:

§ 115.10 Limiting date in permits.

(a) Specific time limitations are inserted in all permits for the commencement of construction and completion thereof. Normally three years for start of construction and two additional years for completion may be allowed.

(b) Specific time limitations are inserted in all permits for the removal of bridges being replaced in whole or in part by the newly permitted bridges where removal thereof is required as a condition of the permit. Normally 90 days for removal after completion of the new bridge or opening to land transportation, whichever occurs first, may be allowed.

(c) A district commander may grant one extension of time not to exceed two years for the commencement of construction, and extensions of time not to exceed two years for completion of construction. A district commander may grant one extension of time for removal of bridges being replaced in whole or in part not to exceed one additional 90 day period.

2. By amending § 115.50 of Subchapter J by adding a new paragraph (k) (2) to read as follows:

§ 115.50 Bridges across waterways.

(k) * * *

(2) When an application is received for approval of deviation from plans of a bridge previously approved by the Commandant, a district commander may approve the application if:

(i) The proposed deviation does not reduce the approved horizontal or vertical clearances or location of the navigation span; and

(ii) The impacts on the environment already considered are not significantly altered.

3. By amending § 115.60 of Subchapter J by adding a new paragraph (e) (2) to read as follows:

§ 115.60 Procedures for handling applications for bridge construction authorization.

(e) * * *

(2) When a district commander approves or denies an application for deviation from plans already approved he signs the approval or denial and informs the applicant of the approval or denial. However, when an application for deviation of plans is denied by a district commander, the applicant is informed that he may request review and reconsideration by the Commandant. In all cases of denial, the Commandant may review and reconsider the denial action of a district commander.

PART 117—DRAWBRIDGE OPERATION REGULATIONS

§ 117.1a [Amended]

4. By amending the first sentence of § 117.1a(b) of Subchapter J by striking the number "15", and inserting the words "60 consecutive", in place thereof.

5. Part 68 of Subchapter C is transferred to Subchapter J and redesignated as Part 118. Part 68 is vacated and reserved. As redesignated and revised, Part 118 reads as set forth below.

PART 118—LIGHTING OF BRIDGES

Sec.	General requirements.
118.5	Penalty for failure to maintain.
118.10	Interference or obstruction prohibited.
118.15	Penalty for interference or obstruction.
118.20	Obtaining information.
118.25	Application procedure.
118.30	Action by Coast Guard.
118.35	Signals pertaining to the operation of bridges.
118.40	Lighting during bridge construction.
118.45	Lighting for the protection of aerial navigation.
118.50	Inspection.
118.55	Periods of operation.
118.60	Visibility of lights.
118.65	Lights on fixed bridges.
118.70	Lights on swing bridges.
118.75	Lights on single-opening drawbridges.
118.80	Lights on bascule bridges.
118.85	Lights on vertical lift bridges.
118.90	Bridges crossing channel obliquely.
118.95	Lights on sheer booms.
118.100	Modification of requirements.
118.105	Bridges infrequently used and unusual cases.

AUTHORITY: Sec. 4, 34 Stat. 85, as amended, secs. 84, 85, 92, 633, 63 Stat. 500, 501, 503, 545; 33 U.S.C. 494, 14 U.S.C. 84, 85, 92, 633.

§ 118.1 General requirements.

All persons owning, occupying or operating bridges over the navigable waters of the United States shall maintain at their own expense such lights and other signals required for safety of maritime navigation as may be prescribed by the Commandant, and on any international bridge constructed after March 23, 1906, such additional signals as may be prescribed by the Commandant.

§ 118.5 Penalty for failure to maintain.

Any person required to maintain lights and other signals upon any bridge or abutment over or in the navigable waters of the United States who fails or refuses to maintain such lights and other signals, or to obey any of the lawful rules and regulations relating to the same is subject to a penalty as provided in 14 U.S.C. 85.

§ 118.10 Interference or obstruction prohibited.

No person shall obstruct or interfere with any lights or signals maintained in

accordance with the regulations prescribed in this part.

§ 118.15 Penalty for interference or obstruction.

Any person violating the provisions of § 68.01-10 of this chapter shall be deemed guilty of a misdemeanor and be subject to a fine not exceeding \$500 for each offense. Each day during which such violation shall continue shall be considered a new offense.

§ 118.20 Obtaining information.

Persons desiring information concerning the marking of bridges shall address their inquiry to the District Commander having jurisdiction over the area concerned, or to the Commandant.

§ 118.25 Application procedure.

Approval of lights and other signals required shall be obtained, prior to construction, from the District Commander of the area in which the structure will be situated. Application shall be by letter accompanied by duplicate sets of drawings showing (a) plan and elevation of the structure showing lights and signals proposed, and (b) small scale vicinity chart showing proposed bridge and all other bridges within 1,000 feet above or below the proposed bridge.

§ 118.30 Action by Coast Guard.

(a) The District Commander receiving the application will review it and approve the lights and other signals proposed, or mark on the drawings, the lights and other signals required, and in the case of lights, cite the applicable section of this chapter which prescribes the lights required for the particular type bridge.

(b) Upon approval, one set of drawings will be returned to the applicant with the notation "navigational lights and/or other signals approved as shown", date, name and title of the District Commander.

§ 118.35 Signals pertaining to the operation of bridges.

Lights and signals necessary for the execution of rules and regulations pertaining to the operation of bridges issued by the Secretary of the Army will be prescribed by the District Engineer.

§ 118.40 Lighting during bridge construction.

(a) While a bridge is under construction the District Commander having jurisdiction over the area in which the bridge is being built will prescribe the temporary lights and other signals to be displayed for the protection of navigation.

(b) When unusual conditions exist, the District Commander will confer with the District Engineer having jurisdiction over the construction work before prescribing the temporary lights and other signals to be displayed during construction of the bridge.

(c) When the construction of a bridge is completed the permanent lights and other signals approved by the District Commander for the completed bridge shall be displayed.

§ 118.45 Lighting for the protection of aerial navigation.

The owner of a bridge which constitutes a hazard to aerial navigation should maintain, in addition to the lights prescribed in this part, such lights as may be prescribed by the Administrator, Federal Aviation Agency.

§ 118.50 Inspection.

Lights and signals maintained as required by the provisions of this chapter are subject to inspection at any time by the Coast Guard or such agent as may be appointed by the Commandant.

§ 118.55 Periods of operation.

(a) Lights shall be displayed from sunset to sunrise and at other times when the visibility is less than one mile.

(b) Operators shall not be required to exhibit the prescribed lights during seasons when vessels are unable to navigate in the vicinity of the bridge.

(c) The operation of signals other than lights shall be as prescribed by the District Commander. Each case shall be considered individually.

§ 118.60 Visibility of lights.

All lights required by the regulations in this part shall be securely attached to the structure and shall be of sufficient candlepower as to be visible against the background lighting at a distance of at least 2,000 yards 90 percent of the nights of the year. They shall be located as prescribed by the Commandant, with colors and arcs of visibility as specified.

[CFR 58-50, 24 F.R. 5608, July 11, 1959]

§ 118.65 Lights on fixed bridges.

(a) Each fixed bridge span over a navigable channel shall be lighted so that the center of the navigable channel under each span will be marked by a range of two green lights, and each margin of each navigable channel will be marked by a red light: *Provided*, That when a margin of a channel is limited by a pier, only those lights prescribed in paragraph (b) of this section shall be required to mark such channel margin. The green lights shall each show through a horizontal arc of 360°; they shall be securely mounted just below the outermost edge of the bridge span structure so as to be visible from an approaching vessel. Each red light shall show through a horizontal arc of 180°, and shall be securely mounted just below the outermost edge of the bridge span structure to show 90° on either side of a line parallel to the axis of the channel so as to be visible from an approaching vessel.

NOTE.—Until such time that major repairs to or replacements of existing fixed span navigation lights colored green are made, it is permitted that only one of these lights marking the centerline of the same channel under a span shall be visible to an approaching vessel. When major repairs to or replacement of such existing green lights are made they shall conform with this paragraph.

(b) *Pier lights*. When the navigable channel extends from pier to pier or when piers are located within the navigable

channel, each end of such piers shall be lighted with a red light. Each such light shall show through a horizontal arc of 180°, and shall be securely fastened at the end of the pier as low as practicable but not lower than 2 feet above navigable high water to show 90° on either side of a line parallel to the axis of the channel so as to be visible from an approaching vessel.

(c) *Main channel*. When necessary, the District Commander may prescribe that fixed bridges having two or more spans over a navigable channel shall have the main channel span marked with a set of three white lights arranged in a vertical line directly above each green light on the main channel span. Each white light shall show through a horizontal arc of 180°, and shall be mounted so that 1/2 of the horizontal arc will show on either side of a line parallel to the axis of the channel. These three white lights shall be securely mounted on the bridge structure and spaced as nearly 15 feet apart as the structure of the bridge will permit, with a minimum spacing of 7 feet. The lowest white light in the line of three lights shall be placed not less than 10 nor more than 15 feet above each green light on the main channel span.

NOTE: Until such time that major repairs to or replacements of existing main channel lights showing white are made, it is permitted that these lights show through a horizontal arc of not less than 60° nor more than 180° with 1/2 of such arc showing either side of a line parallel to the axis of the main channel. When major repairs or replacement of such existing white lights are made, they shall conform with this paragraph.

§ 118.70 Lights on swing bridges.

(a) *Swing span lights on through bridges*. Each swing span of every through swing bridge shall be lighted with three lanterns so that when viewed from an approaching vessel the swing span when closed will display three red lights on top of the span structure, one at each end of the span on the same level and one at the center of the span no less than 10 feet above the other two lights, and when open for navigation will display three green lights on top of the span structure in a line parallel to and directly above the long axis of the span, one at each end of the span on the same level, and one at the center of the span no less than 10 feet above the other two lights. Each lantern shall show through alternate red and green horizontal arcs of 60° each, the axis of adjacent arcs to be 90° from each other; each light shall be securely mounted with the axis of the green arcs parallel to the long axis of the swing span.

(b) *Swing span lights on deck and half-through bridges*. Each swing span of every deck, half-through, girder, or similar type swing bridge shall be lighted with four lanterns so that when viewed from an approaching vessel the swing span when closed will display one red light at each end, and when open to navigation will display two green lights from each end. Each lantern shall show

through one red and two green horizontal arcs of 60° each, the axis of each green arc to be 90° from the axis of the red arc; each light shall be securely mounted at the floor level of the span as near to the side of the span as practicable with the axis of the red light normal to the long axis of the swing span and so that the red light will be visible from an approaching vessel when the span is closed.

(c) *Pier lights*. Every swing bridge shall be lighted so that each end of the piers adjacent to the navigable channel (draw piers) or each end of their protection piers, (draw pier protection piers) and each end of the piers protecting the pivot pier (pivot protection pier) will be marked by a red light. Each of these lights shall show through a horizontal arc of 180° and shall be mounted as low as practicable below the floor level of the swing span to show 90° on either side of a line parallel to the axis of the channel so as to be visible from an approaching vessel.

(d) *Axis lights*. Every swing bridge shall be lighted so that the intersection of the bridge axis with each side of the pivot pier and the channel side of each draw pier which has a protection pier will be marked by a red light: *Provided*, That if the draw and draw protection piers are straight along their channel faces these lights shall not be required. Each such light shall show through a horizontal arc of 180°, and shall be mounted on the navigable channel face of the pier as low as practicable below the floor level of the swing span to show 90° either side of a line normal to the axis of the navigable channel so as to be visible from an approaching vessel.

(e) *Omission of lights*. Where the permanent navigable channel passes on only one side of the pivot pier of any swing span, the District Commander may authorize the omission of lighting of the unused channel.

§ 118.75 Lights on single-opening drawbridges.

(a) *Bridges in this class*. Bridges of the folding, pontoon and similar type single opening drawbridges are included in this class.

(b) *Draw span lights*. Each draw span of every single opening drawbridge shall be lighted with two lanterns so that when viewed from an approaching vessel the draw span when closed will display two red lights, one at each end of the span and when open to navigation will display two green lights, one at each end of the span. Each lantern shall show alternate red and green horizontal arcs of 60° each, the axis of adjacent arcs to be located 90° from each other; each lantern shall be securely mounted 15 feet above the roadway with the axis of the green arcs parallel to the long axis of the swing span.

(c) *Pier or abutment lights*. Every swing bridge shall be lighted so that the be mounted as described in paragraph end of each pier, abutment or fixed portion of the bridge adjacent to the navigable channel through the draw, or each

end of the protection piers for such piers, abutments, or fixed portion of the bridge will be marked by a red light. Each red light shall show through an arc of 180°, and shall be securely mounted on the pier, abutment or fixed portion of the bridge as low as practicable to show 90° on either side of a line parallel to the axis of the channel so as to be visible from an approaching vessel.

§ 118.80 Lights on bascule bridges.

(a) *Lift span lights.* Each lift span of every bascule bridge shall be lighted so that the free end of the span will be marked on each side by a green light which shows only when the span is fully open for the passage of a vessel and by a red light which shows for all other positions of the lift span. Each red and each green light shall show through a horizontal arc of 180°. The lighting apparatus shall be securely mounted to the side of the span so that the light will show equally on either side of a line parallel to the axis of the channels, so that they will be visible from an approaching vessel.

NOTE: Until such time that major repairs to or replacement of lift span navigation lights are made, existing lights may show through a horizontal arc of less than 180°. When major repairs to or replacement of existing lights are made they shall conform with this paragraph.

(b) *Multiple parallel lift span lights.* The outermost side of each outer span of every bascule bridge with parallel multiple lifts shall be lighted as prescribed in paragraph (a) of this section; the lights shall be controlled so that the green lights will be displayed only when all spans are open for navigation. The inner sides of each outer lift span and both sides of each inner lift span of such bascule bridge shall be lighted by red lights for all positions of the lift span. These lights shall have the same arcs of illumination and shall be mounted as described in paragraph (a) of this section.

(c) *Pier lights.* Every bascule bridge shall be lighted so that each end of every pier, or protection pier where provided, in or adjacent to the navigable channels under the lift span or spans will be marked by a red light. Each such red light shall show through a horizontal arc of 180°, and shall be securely mounted as low as practicable on the end of the pier, or protection pier, to show 90° either side of a line parallel to the axis of the navigable channel so as to be visible from an approaching vessel.

(d) *Axis lights.* Every bascule bridge which has at least one pier provided with a protection pier shall be lighted so that the intersection of the long axis of the lift span with the channel side of each pier, or protection pier, will be marked by a red light: *Provided*, That if all such piers and protection piers are straight along their channel faces these lights shall not be required. Each such red light shall show through a horizontal arc of 180° and shall be securely mounted on the navigable channel face of the pier

as low as practicable to show 90° on either side of a line normal to the axis of the navigable channel so as to be visible from an approaching vessel.

§ 118.85 Lights on vertical lift bridges.

(a) *Lift span lights.* The vertical lift span of every vertical lift bridge shall be lighted so that the center of the navigable channel under the span will be marked by a range of two green lights when the vertical lift span is open for navigation, and by one red light on each side of all other positions of the lift span. The green lights shall each show through a horizontal arc of 360°; they shall be securely mounted just below the outermost edge of the bridge span structure so as to be visible from an approaching vessel. Each red light shall show through a horizontal arc of 180°, and shall be securely mounted just below the outermost edge of the lift span to show 90° on either side of the line parallel to the axis of the channel so that only one such light will be visible from an approaching vessel.

NOTE:—Until such time that major repairs to or replacement of lift span navigation lights are made, it is permitted that these lights show through a horizontal arc of not more than 60°. When major repairs to or replacement of such existing lights are made they shall conform with this paragraph.

(b) *Pier lights.* Every vertical lift bridge shall be lighted so that each end of every pier in or adjacent to navigable channels under the lift span, or each end of every protection pier when provided, will be marked by a red light. Each such light shall show through a horizontal arc of 180°, and shall be securely mounted as low as practicable on the end of the pier, or the protection pier, to show 90° on either side of a line parallel to the axis of the navigable channel so as to be visible from an approaching vessel.

(c) *Axis lights.* Every lift bridge which has at least one pier provided with a protection pier shall be lighted so that the intersection of the lift span axis with the channel side of each pier adjacent to the navigable channel will be marked by a red light: *Provided*, That if every such pier, or protection pier, is straight along its channel face these lights shall not be required. Each such light shall show through a horizontal arc of 180°, and shall be securely mounted on the navigable channel face of the pier as low as practicable to show 90° on either side of a line normal to the axis of the navigable channel so as to be visible from an approaching vessel.

§ 118.90 Bridges crossing channel obliquely.

Bridges crossing a body of water at an angle other than 90° with the axis of the channel shall be lighted in accordance with the regulations in this part with such modifications as are necessary in each particular case.

§ 118.95 Lights on sheer booms.

The lights on sheer booms, isolated piers, and obstructions not part of the

bridge or bridge approach structure come under the purview of § 66.01-35 of subchapter C of Title 33 of the Code of Federal Regulations and shall show a white or green light if kept on the left of vessels approaching from seaward, and shall show a white or red light if kept on the right of vessels approaching from seaward. For rivers the same rule shall apply, white or green lights shall be shown from the right descending bank; white or red lights to be shown from the left descending bank. The color of the light and its characteristics (fixed, flashing, occulting, etc.) shall be determined by the District Commander.

§ 118.100 Modification of requirements.

The District Commander may modify or change the requirements for the display of lights and signals on any bridge within the purview of the regulations in this part when a change in local conditions warrant such modification.

§ 118.105 Bridges infrequently used and unusual cases.

Bridges over waterways with no significant nighttime navigation may be exempted from the lighting requirements of this part in whole or in part with the approval of the district commander. The district commander may modify the prescribed lights or require special lighting in specific or unusual cases where the lights prescribed in this part may not provide adequately for the safe passage of nighttime navigation.

(14 U.S.C. 633; 33 U.S.C. 409, 521, 49 U.S.C. 1655(g), 33 CFR 1.05-1(c)(4); 49 CFR 1.46 (b), 1.46(c)(5)(6))

Effective date. These amendments shall become effective on July 11, 1975.

Dated: June 4, 1975.

E. L. PERRY,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[FR Doc. 75-15263 Filed 6-10-75; 8:45 am]

Title 46—Shipping

CHAPTER 1—COAST GUARD, DEPARTMENT OF TRANSPORTATION [CGD 75-003]

PART 33—LIFESAVING EQUIPMENT

Cross Reference; Editorial Correction

Several sections in Subchapter J of Title 46 of the Code of Federal Regulations have recently been revised and renumbered. One of these sections is cross-referenced in Part 33 of Subchapter D of Title 46, but the cross-reference was not amended at the time the sections were renumbered. As a result, the present cross-reference appearing in Part 33 of Subchapter D is incorrect. The purpose of this amendment is to update the cross-reference in Part 33 of Subchapter D to reflect the new number of the section referenced.

Since this amendment consists of only an editorial change and therefore does not affect the substance of the regulation being amended, good cause exists for omitting notice and public procedure

thereon pursuant to 5 U.S.C. 553(b) (3) (B).

In consideration of the foregoing, Part 33 of Title 46 of the Code of Federal Regulations is amended as follows:

1. In § 33.50-1, by striking the reference "Subpart 113.60" and inserting the reference "§ 111.75-15(h)" in place thereof. (46 U.S.C. 391a, 49 U.S.C. 1655(b) (1); 49 CFR 1.46(b))

Effective date. This amendment becomes effective on July 11, 1975.

Dated: June 4, 1975.

E. L. PERRY,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[FR Doc. 75-15264 Filed 6-10-75; 8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL
COMMUNICATIONS COMMISSION

[FCC 75-623]

PART 74—EXPERIMENTAL, AUXILIARY,
AND SPECIAL BROADCAST, AND OTHER
PROGRAM DISTRIBUTIONAL SERVICES

Station Records of TV and FM Translators
and FM Boosters

In the matter of amendment of §§ 74.765, 74.1265, 74.781, and 74.1281 of the rules pertaining to station records of TV translators and FM translators and FM boosters.

1. Sections 74.781 and 74.1281 of the Commission's rules provide for the maintenance of station records for translator stations and FM booster stations. These rules provide that the licensee shall maintain adequate records, including the current instrument of authorization, official correspondence with the Commission, maintenance records, contracts, permissions for rebroadcast, and other pertinent documents. The rules further provide that the records shall be made available to authorized Commission personnel upon request and that station records shall be retained for a period of two years. The rules do not prescribe a location where such station records are to be maintained. It is this omission which we seek to rectify in this proceeding.

2. Section 1.526 of the rules specifies the records to be maintained by stations in the broadcasting service and the location where they will be made available for inspection, but translator stations and FM booster stations are specifically exempt from that rule. As a consequence, question has arisen as to where translator and FM booster licensees should maintain their records for Commission inspection. Since translator licensees seldom have studios or other readily accessible offices in the community where the translator is licensed, this does present somewhat of a problem and we think that the uncertainty of the licensees is well founded. We propose, therefore, to amend the rules to provide guidance to our translator licensees as to where station records should be kept.

3. Licensee-owned translators, i.e., translators owned by the licensee of the primary station, could, obviously, main-

tain the translator records at the same place where the primary station records are maintained. Generally, however, the translators are located in a different community distant from the city of license of the primary station. In such a situation, we think that the translator records should be maintained in one of the principal communities served by the translator. In the case of a non-licensee-owned translator, records should be maintained in some convenient, readily accessible home, office, public building, or place of business. The important thing is that the place where the records are maintained should be in one of the principal communities served by the translator, should be convenient to authorized Commission personnel, and should be convenient to the person who is keeping the records. A private home, for example, may not always be accessible and keeping station records in a home could disrupt the privacy of the family which resides there. Also, records kept in a private home could be lost if the family moves out of town.

4. For the reasons stated, we are clarifying our rules to provide that the records to be maintained must be kept at a residence, office, public building, or place of business, or other suitable place within one of the principal communities of license of the translator. The place where the records are kept is to be fully disclosed and identified in the notice required by sections 74.765(b) and 74.1265(b) of the rules, relating to the posting of certain information at the transmitter site. The licensee, in deciding where the records will be kept, should consider carefully accessibility, convenience, privacy, safety, and stability.

5. These amendments to the rules are adopted pursuant to the authority contained in sections 4 (i) and (j) and 303(r) of the Communications Act of 1934, as amended. Since the changes are qualifications, i.e., interpretative, the notice and effective date provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 553) do not apply.

Accordingly, it is ordered, That, effective June 11, 1975, sections 74.765, 74.1265, 74.781, and 74.1281 of the Commission's rules are amended as set forth below.

Adopted: May 28, 1975.

Released: June 5, 1975.

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

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] VINCENT J. MULLINS,
Secretary.

Part 74 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. In § 74.765, paragraph (b) is revised to read as follows:

§ 74.765 Posting of station license.

(b) The call sign of the translator together with the name, address, and tele-

phone number of the licensee or local representative of the licensee if the licensee does not reside in the community served by the translator, and the name and address of a person and place where station records are maintained, shall be displayed at the translator site on the structure supporting the transmitting antenna, so as to be visible to a person standing on the ground at the transmitter site. The display shall be prepared so as to withstand normal weathering for a reasonable period of time and shall be maintained in a legible condition by the licensee.

2. In § 74.781, paragraph (c) is revised to read as follows:

§ 74.781 Station records.

(c) The station records shall be maintained for inspection at a residence, office, public building, place of business, or other suitable place, in one of the communities of license of the translator, and the name of the person keeping such records, together with the address of the place where the records are kept, shall be posted in accordance with section 74.765(b) of the rules. The station records shall be made available upon request to any authorized representative of the Commission.

3. In § 74.1265, paragraph (b) is revised to read as follows:

§ 74.1265 Posting of station license.

(b) The call sign of the translator or booster together with the name, address, and telephone number of the licensee or local representative of the licensee if the licensee does not reside in the community served by the translator or booster, and the name and address of a person and place where station records are maintained, shall be displayed at the translator or booster site on the structure supporting the transmitting antenna, so as to be visible to a person standing on the ground at the transmitter site. The display shall be prepared so as to withstand normal weathering for a reasonable period of time and shall be maintained in a legible condition by the licensee.

4. In § 74.1281, paragraph (c) is revised to read as follows:

§ 74.1281 Station records.

(c) The station records shall be maintained for inspection at a residence, office, public building, place of business, or other suitable place, in one of the communities of license of the translator or booster, and the name of the person keeping such records, together with the address of the place where the records are kept, shall be posted in accordance with section 74.1265(b) of the rules. The station records shall be made available upon request to any authorized representative of the Commission.

[FR Doc. 75-15389 Filed 6-10-75; 8:45 am]

Title 49—Transportation
CHAPTER I—DEPARTMENT OF
TRANSPORTATION

SUBCHAPTER A—HAZARDOUS MATERIALS
REGULATIONS BOARD

[Docket No. HM-113; Amdt. Nos. 173-91;
177-33; 178-37]

MC 330 AND MC 331 CARGO TANKS

Stress Corrosion Cracking

The purpose of these amendments to the Hazardous Materials Regulations of the Department of Transportation is to (1) require wet fluorescent magnetic particle inspections of certain cargo tanks in anhydrous ammonia (ammonia) service; (2) require reports of such inspections from motor carriers; (3) prohibit shipment of ammonia that does not contain 0.2% water in quenched and tempered (Q and T) steel cargo tanks; (4) require that shippers test for the presence of water in ammonia when it is to be shipped in Q and T cargo tanks; (5) amend the requirements for shipping paper entries to indicate the suitability of the ammonia for certain cargo tanks; and (6) amend the requirements for post weld heat treatment of Q and T cargo tanks.

On January 4, 1974, the Board member for the Federal Highway Administration published a notice of proposed rulemaking, Docket No. HM-113; Notice No. 73-11 (39 FR 1059) which proposed these amendments. The proposals sought to prevent or reduce stress corrosion cracking in MC 330 and MC 331 cargo tanks. Interested persons were invited to give their views. All comments received have been carefully considered.

Several commenters suggested that a specified form, such as the one submitted by the Compressed Gas Association and the National Tank Truck Carriers, be required for the reports specified in § 173.33. The Board believes that the industry should not be required to execute a specified form, as long as all required information is reported. Therefore, a prescribed form is not being required. Several editorial changes have been made pertaining to the required information to be reported.

Many commenters cited potential operational problems with the proposal requiring an analysis of ammonia for water content at the time the ammonia is being loaded into cargo tanks. The Board has modified this provision by allowing samples to be taken either from ammonia storage tanks, from cargo tanks, or from product lines as the ammonia is being loaded into a cargo tank.

One commenter suggested a minimum of one hour for post-weld heat treatment at a temperature range of 1000° to 1100° F. The commenter failed to present any justification or data to support his suggestion, therefore, the Board has retained the heat treatment time schedule specified in the ASME Code, modifying only the temperature range as proposed in this rulemaking. The Board is also requiring a statement on the manufacturer's certificate to indicate whether or

not the cargo tank was post-weld heat treated for anhydrous ammonia service.

The Board proposed that copies of all test and inspection reports be provided to a prospective purchaser or lessee. Many commenters pointed out that this proposal would cause unnecessary duplication when the intent of the proposal could be met by making a report available to a prospective purchaser for his examination and a copy furnished only to the ultimate purchaser or lessee. The Board agrees and has adopted the suggestion. The proposed shipping paper entry relating to the addition of water has been shortened consistent with the present requirements of § 173.427.

One commenter suggested that this rulemaking be held in abeyance pending the results of a research effort funded by the Federal Highway Administration (FHWA) to determine the cause of stress corrosion cracking. The Board is aware that the research effort mentioned could result in future rulemaking in this area. With the outcome of the research being unpredictable, the Board does not believe any delay in this rulemaking is warranted.

The objective of the research is to (1) identify the contaminants in ammonia that contribute to stress-corrosion cracking of quenched and tempered steels; (2) establish critical concentration levels of the contaminants; and (3) determine the effect of water as an inhibitor. In addition commonly used non-quenched and tempered steels will be tested in a corrosive atmosphere. The contract is scheduled for completion by October 1975.

While there are many theories as to the actual cause of stress-corrosion cracking, there is general agreement among the experts that the addition of water does inhibit that cracking. During the public hearing on stress-corrosion cracking held on December 14, 1971, it was brought out that some shippers do not adequately control water injection equipment, thus raising the question as to when and in what quantities water is actually being added to the ammonia. This amendment will require positive quality control measures and periodic sampling by shippers to assure the addition of water to ammonia. The Board does not believe specific requirements on the addition of water as an inhibitor should be delayed until the research is completed.

Since there is also disagreement among the experts as to whether ammonia causes stress-corrosion cracking in non-quenched and tempered steels that have not been post-weld heat treated, the Board is requiring that cargo tanks constructed of these steels be inspected by wet fluorescent magnetic particle test, but not restricting the use of these tanks to water inhibited ammonia service. Data collected from the inspection reports and results of the research should indicate if additional proposals are necessary pertaining to the use of these cargo tanks.

As to an alleged serious economic impact, the Board is aware that the MC 330 and MC 331 cargo tank population is

nearly equally divided between tanks made from quenched and tempered steel, and those made from non-quenched and tempered steel. While this rulemaking may cause the relocation of some tanks, it is doubtful that any serious economic impact will result. The Board will consider on an individual basis any situation where this rulemaking may cause a severe economic hardship due to the relocation of MC 330 and MC 331 cargo tanks.

In the notice to this Docket, the Board proposed to adopt by reference two Compressed Gas Association publications having a 1973 edition date. Since that time the CGA has reprinted these publications with a 1975 edition date. No substantive changes have been made to either publication, therefore, the Board is adopting, with this Amendment, the 1975 editions.

In consideration of the foregoing, 49 CFR, Parts 173, 177, and 178 are revised as follows:

PART 173—SHIPPERS

1. In § 173.33, paragraph (e) (1) is revised and paragraphs (e) (10) through (e) (15) are added to read as follows:

§ 173.33 Cargo tank use authorization.

(e) * * *

(1) Each cargo tank must be tested and inspected at least once every 5 years in accordance with paragraphs (e) (2), (3), (4), (10), (11), and (12) of this section. A cargo tank that has been in service more than 5 years since the last test or retest, must be tested and inspected according to the provision of this paragraph by October 1, 1975. The tank and each safety relief valve of any cargo tank used for the transportation of chlorine must be retested at least once every 2 years.

(10) *Ammonia tanks.* Each MC 330 and MC 331 cargo tank used for anhydrous ammonia which is constructed of quenched and tempered steel or constructed of other than quenched and tempered steel but without post-weld heat treatment, must be internally inspected by the wet fluorescent magnetic particle method immediately prior to and in conjunction with the performance of any hydrostatic retest prescribed in this section. The wet fluorescent magnetic particle inspection must be in accordance with Section V of the ASME Code and CGA Technical Bulletin TB-2 titled, "Guidelines for Inspection and Repair of MC 330 and MC 331 Cargo Tanks," 1975 edition.

NOTE: A tank that has been wet fluorescent magnetic particle inspected, in the manner prescribed by paragraph (e) (10) of this section on or after January 1, 1971, and not thereafter subjected to weld repairs is deemed to have met the inspection requirements of paragraph (e) (10) except that this tank must be re-inspected in the manner prescribed by

paragraph (e) (10) prior to January 1, 1976, and at least once every five years thereafter.

(11) *Repairs.* All cracks and other defects found must be repaired in accordance with the repair procedures described in CGA Technical Bulletin TB-2, titled "Guidelines for Inspection and Repair of MC 330 and MC 331 Cargo Tanks," 1975 edition and section VIII of the edition of the ASME Code under which the tank was built. Each tank having cracks and defects requiring welded repairs must meet all of the requirements of § 178.337-16 of this subchapter except that post-weld heat treatment after minor weld repairs is not required. When any repairs are made, including those by grinding, the tank must again be examined by the wet fluorescent magnetic particle method after hydrotest to assure that all defects have been removed.

(12) *Reports required.* Each motor carrier operating a MC 330 or MC 331 cargo tank subject to subparagraph (e) (10) of this section shall make a written report, in duplicate, concerning the cargo tank following the required inspection or test. This reporting requirement does not apply to a motor carrier leasing a cargo tank for less than 30 days if the lessor has submitted the reports required by this section. The report for each cargo tank must contain the following:

(i) Carrier's name, address of principal office, and telephone number;

(ii) Complete name plate data required by specification MC 330 or MC 331, including data required by ASME Code;

(iii) Carrier's equipment number, which shall be the same as reported in accordance with § 177.824 (f) (1) (iii) (a) of this subchapter;

(iv) A statement indicating whether or not the tank was stress relieved after fabrication;

(v) Name and address of the person performing the test and date of test;

(vi) A statement of the nature and severity of defects found, if any. In particular, information must be furnished to indicate the location of defects detected, such as in a weld, a heat-affected zone, the liquid phase, the vapor phase, or the head-to-shell seam. If no defect or damage was discovered, that fact must be reported;

(vii) A statement indicating the methods employed to make repairs, who made the repairs, and the date they were completed. Also, a statement of whether or not the tank was stress relieved after repairs and, if so, whether full or local stress relieving was performed;

(viii) A statement of the disposition of cargo tank, such as "tank scrapped," or "returned to service;" and

(ix) A statement of whether or not the cargo tank is used for transportation of anhydrous ammonia, liquefied petroleum gas or any other commodity which shall be identified. Also, if the cargo tank was used for anhydrous ammonia, a statement indicating whether each shipment of ammonia was certified by its shipper as containing 0.2 percent water by weight.

(13) *Filing of reports.* The report required by this section must be filed with the Director of the Bureau of Motor Carrier Safety, Federal Highway Administration, Department of Transportation, Washington, D.C. 20590, Attention: Regulations Division. A copy of the report must be retained by the carrier at its principal place of business during the period the tank is in the carrier's service and for 1 year thereafter. However, upon a written request to, and with the approval of, the Director, Regional Motor Carrier Safety office, for the region in which a motor carrier has his principal place of business, the carrier may maintain the reports at a regional or terminal office.

(14) *Supplying reports.* Each carrier offering a MC 330 or MC 331 cargo tank for sale or lease must make available for inspection a copy of any reports made under this paragraph to each prospective purchaser or lessee. Copies of such reports must be provided for the purchaser or lessee if the cargo tank is leased for more than 30 days.

(15) *Record of inspections.* Each carrier shall prepare a record of inspections required by paragraphs (e) (10) and (e) (11) of this section. The inspection record shall be signed by the person conducting the inspections, and retained with the carrier's file copy of the report submitted under paragraph (e) (12) of this section. The inspection record must identify by cargo tank manufacturer's serial number each cargo tank inspected and also indicate the name of the inspecting agency and person, the nature of any defect or damage discovered, and must state by what method the defect or damage was discovered. If no defect or damage was discovered upon inspection this fact must also be reported.

(i) The reports required of a carrier by paragraphs (e) (12) and (13) of this section may be combined in a single report.

2. In § 173.315 paragraph (a) (1), Note 14 is revised to read as follows:

§ 173.315 Compressed gases in cargo tanks and portable tank containers.

(a) *

(1) *

NOTE 14: Specifications MC 330 and MC 331 cargo tanks constructed of other than quenched and tempered steel ("NQT") are authorized for all grades of anhydrous ammonia. Specifications MC 330 and MC 331 cargo tanks constructed of quenched and tempered steel ("QT") (see marking requirements of § 177.823(b) (5) of this subchapter) are authorized for anhydrous ammonia having a minimum water content of 0.2 percent by weight. Any addition of water must be made using steam condensate, de-ionized, or distilled water. Any tank being placed in anhydrous ammonia service or a tank which has been in other service or has been opened for inspection, test, or repair, must be cleaned of the previous product and must be purged of air before loading. See §§ 173.427(a) (3) and

177.817(a) (1) of this subchapter for special shipping paper requirements.

Any person offering for transportation anhydrous ammonia in a specification MC 330 and MC 331 cargo tank constructed of QT steel shall perform a periodic analysis for prescribed water content in the ammonia. The analysis shall be performed (1) from a sample of the ammonia in storage taken once every 7 days, or each time ammonia is added to the storage tanks, whichever is less frequent;

(2) at the time the cargo tanks are loaded, then a sample of the ammonia taken from at least one loaded cargo tank out of each 10 loads, or from one cargo tank every 24 hours, whichever is less frequent; or (3) from the loading line to the cargo tank. If water is added at time of loading, the sample must be taken from a point in the loading line between the water injection equipment and the cargo tank. In those cases where water is added at the time of loading, positive provisions must be made to assure water injection equipment is operating. If the water injection equipment becomes inoperative, suitable corrective maintenance must be performed after which a sample from the first loaded cargo tank must be analyzed for prescribed water content.

The analysis method to be used must be as prescribed in CGA Pamphlet G-2.2, titled "Tentative Standard Method for Determining Minimum of 0.2% water in Anhydrous Ammonia," 1975 edition.

Records indicating the results of the analysis taken, as required by this section, must be retained for 2 years and must be open to inspection by a representative of the Department.

3. In § 173.427, paragraph (a) (3) is revised to read as follows.

§ 173.427 Shipping papers.

(a) *

(3) For shipments of anhydrous ammonia in specification MC 330 and MC 331 cargo tanks constructed of quenched and tempered steel, the shipper shall also show "(0.2 percent water)" to indicate suitability for shipment in the tank as authorized by § 173.315(a) (1) Note 14. For shipments of anhydrous ammonia that do not contain 0.2 percent water, the shipper must also show "(not for Q and T tanks)."

PART 177—SHIPMENTS MADE BY WAY OF COMMON, CONTRACT, OR PRIVATE CARRIERS BY PUBLIC HIGHWAY

1. In § 177.817, paragraph (a) (1) is revised, paragraph (a) (2) is redesignated (a) (3), and a new paragraph (a) (2) is added to read as follows:

§ 177.817 Shipping papers.

(a) *

(1) A carrier may not accept for transportation nor transport anhydrous ammonia in specification MC 330 and MC 331 cargo tanks constructed of quenched and tempered steel, unless the shipping paper is marked "(0.2 percent water)" to indicate suitability for shipment in

such tanks as authorized by § 173.315 (a) (1) Note 14 of this subchapter.

(2) A carrier may not accept for transportation or transport anhydrous ammonia that does not contain 0.2 percent water by weight in specification MC 330 and MC 331 cargo tanks constructed of quenched and tempered steel, nor may a carrier accept such shipment for transport in any "NQT" cargo tanks unless the shipping paper is marked "(NOT FOR Q AND T TANKS)" as prescribed by § 173.315(a)(1) Note 14 of this subchapter.

2. In § 177.824, the introductory text of paragraph (f) and paragraphs (f) (1) (ii) and (iii) and (f) (2) are revised to read as follows:

§ 177.824 Retesting and inspection of cargo tanks.

(f) *Reporting requirements.* Each motor carrier shall file with the Director, Bureau of Motor Carrier Safety, Federal Highway Administration, Department of Transportation, Washington, D.C. 20590, a written listing of all MC 330 and MC 331 cargo tanks he has in service. Each motor carrier, upon placing in service or withdrawing from service any MC 330 and MC 331 cargo tank (other than a cargo tank used in interchange service which is reported upon by another carrier), shall file a supplemental report with the Bureau.

(1) * * *

(ii) One of the following statements: "Cargo tank placed in service" or "Cargo tank withdrawn from service," as appropriate, followed by the date of placement or removal;

(iii) The carrier's equipment number, manufacturer's name, manufacturer's serial number, specification MC 330 or MC 331, and "QT" (quenched and tempered) or "NQT" (not quenched and tempered).

(2) A copy of each report required by this paragraph must be retained by the carrier at its principal place of business during the period the tank is in the carrier's service and for 1 year thereafter. However, upon a written request to, and with the approval of, the Director, Regional Motor Carrier Safety Office, for the region in which a motor carrier has his principal place of business, the carrier may maintain the reports at a regional or terminal office.

PART 178—SHIPPING CONTAINER SPECIFICATIONS

1. In § 178.337, the heading is revised, and paragraph (f) in § 178.337-1 is amended by adding the following sentence at the end of the paragraph.

§ 178.337 Specification MC 331; cargo tanks constructed of steel, primarily for transportation of compressed gases as defined in the Compressed Gas Section.

§ 178.337-1 General requirements.

(f) * * * A tank used for anhydrous ammonia must be post-weld heat treated. The post-weld heat treatment must be as prescribed in the ASME Code, but in no event at less than 1050° F. tank metal temperature.

2. In § 178.337-18, paragraph (a) (1) is added to read as follows:

§ 178.337-18 Certification.

(a) * * *

(1) The certificate must contain a statement indicating whether or not the cargo tank was post-weld heat treated for anhydrous ammonia as specified in § 178.337-1(f).

These amendments are effective October 1, 1975. However, compliance with the regulations as amended herein is authorized immediately.

(Transportation of Explosives Act (18 U.S.C. 831-835); sec. 6 of the Department of Transportation Act (49 U.S.C. 1655))

Issued in Washington, D.C. on June 4, 1975.

ROBERT A. KAYE,
Board Member for the
Federal Highway Administration.

[FR Doc. 75-15225 Filed 6-10-75; 8:45 am]

CHAPTER V—NATIONAL HIGHWAY SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 72-24, Notice 2]

PART 590—MOTOR VEHICLE EMISSION INSPECTIONS

Establishment of Criteria

This notice issues a regulation to establish emissions inspection criteria for diagnostic inspection demonstration projects funded pursuant to the Motor Vehicle Information and Cost Savings Act (15 U.S.C. 1901, *et seq.*). The regulation is based upon a notice of proposed rulemaking published June 11, 1974 (39 FR 20501) and upon comments submitted in response to the notice, and is issued in consultation with the Administrator of the Environmental Protection Agency.

Under Title 15 U.S.C., section 1962(a), a State may obtain a grant from the Federal government for the purpose of establishing and operating a diagnostic inspection demonstration project. The purpose of the grant program is to explore the feasibility of using diagnostic test devices to conduct diagnostic safety and emission inspection of motor vehicles. The demonstration projects are also

designed to help the Federal and State governments determine the best means of structuring safety and emissions inspection programs. Pursuant to the requirements of section 1962(b), this rule establishes emissions inspection criteria to be met by projects funded under this program. The criteria established govern the manner of operation of five Federally-funded State diagnostic inspection demonstration projects to be conducted in Alabama, Arizona, the District of Columbia, Puerto Rico, and Tennessee, and do not, in themselves, impose requirements on any other State or upon any individual.

The subject most commonly discussed in the comments was whether a loaded test mode or a high speed no load test mode would be more effective than the basic idle-only mode inspection procedure in detecting vehicles with very high emission levels and in diagnosing problems. Because this program calls for demonstration projects and is in the nature of a feasibility study, the NHTSA considers that the most appropriate course is to compare the alternative procedures and, in this way, generate data which may ultimately resolve the question. Accordingly, the States will be allowed to choose between loaded-mode and no-load inspection procedures. For similar reasons no-load inspection procedures will include both low and high speed measurements until such time as the data collected indicates that unloaded high-speed measurements are unwarranted.

Since one of the major purposes of the program is to determine whether this type of inspection is both feasible and cost beneficial, the criteria do not specify that the emission levels be the lowest attainable, but represent a fair balance between low rejection rates which would result in limited program effectiveness and high rejection rates which would result in adverse public reaction. In the event that the actual rejection rate varies significantly from our estimate of approximately 30 percent, the emissions criteria will be modified to bring the rate to the desired level. Because the emission criteria are less stringent than those permitted under the Federal Emission Certification Test criteria, it is not anticipated that conflicting requirements on engine design will result from their application in this program.

Two comments were addressed to the point that the mechanical dynamometer suggested for use in the loaded mode inspection may not simulate normal road loading as well as an electric dynamometer. The purpose of the dynamometer is to provide an adequate load to the engine to allow detection of carburetor main and power circuit malfunctions and ignition misfiring under load. Because this function does not require true road load duplication NHTSA does not consider that the more expensive electric dynamometer should be required.

General Motors Corporation suggested that oxides of nitrogen (NO_x) measurement be included in the emission inspection criteria. The Environmental Protection Agency recommended waiting until such time as NO_x controlled vehicles account for a more significant part of the vehicle population in order to make such a program meaningful. NO_x measuring instruments suitable for this type of inspection have not been developed to a point where low cost, reliable instruments are readily available. Furthermore, tuning a car without NO_x controls tends to increase the NO_x emissions slightly while reducing the hydrocarbon and carbon monoxide emissions. Therefore, NHTSA agrees with the EPA that until newer vehicles with NO_x control devices begin to account for a more substantial part of the overall vehicle population, the level of reduction of emissions of oxides of nitrogen that might be obtained is not large enough to warrant the inclusion of NO_x inspection at this time.

While the criteria developed in this rulemaking would be appropriate for emissions inspection of light duty trucks and other light duty vehicles, NHTSA has decided not to include these vehicles in the data pool for the demonstration projects. The rule requires that the idle speed of the vehicle at the time of inspection must not be more than 100 rpm greater than that recommended by the manufacturer. The purpose of this requirement is to ensure that high idle speeds are not masking excessive idle carbon monoxide levels. At the suggestion of the American Motors Corporation the units of measure for proposed emission levels are more specifically identified than in the notice of proposed rulemaking. The unit of measurement of carbon monoxide concentration is Mole percent, while that for hydrocarbon concentration is ppm as hexane.

Therefore, a new Part 590, Motor Vehicle Emission Inspections, is added in Chapter V, Title 49, Code of Federal Regulations, to read as set forth below.

Effective date. This part becomes effective July 5, 1975. The notice of proposed rulemaking had proposed an effective date 30 days after issuance of the final rule. Because the five States that have received grants have all developed their emission inspection in accordance with the proposed criteria, they will not be adversely affected by an immediate effective date. Good cause is accordingly found for an immediate effective date.

Issued on June 5, 1975.

JAMES B. GREGORY,
Administrator.

- Sec.
590.1 Scope.
590.2 Purpose.
590.3 Applicability.
590.4 Definitions.
590.5 Requirements.
590.6 No-load inspection.
590.7 Loaded-mode inspection.
590.8 Inspection conditions.

Authority: Sec. 302 (b) (1), Pub. L. 92-513, 86 Stat. 947, 15 U.S.C. 1901; delegation of authority at 49 CFR 1.51.

§ 590.1 Scope.

This part specifies standards and procedures for motor vehicle emission inspections by State or State-supervised diagnostic inspection demonstration projects funded under Title III of the Motor Vehicle Information and Cost Savings Act (15 U.S.C. 1901, *et seq.*).

§ 590.2 Purpose.

The purpose of this part is to support the development of effective regulation of automobile exhaust emissions and thereby improve air quality, by establishing appropriate uniform procedures for diagnostic emission inspection demonstration projects.

§ 590.3 Applicability.

This part does not impose requirements on any person. It is intended to be utilized by State diagnostic inspection demonstration projects operating under Title III of the Cost Savings Act for diagnostic emission inspections of passenger cars powered by spark-ignition engines.

§ 590.4 Definitions.

All terms used in this part that are defined in 49 CFR Part 571, Motor Vehicle Safety Standards, are used as defined in that part.

§ 590.5 Requirements.

A diagnostic inspection demonstration project shall test vehicles in accordance with either the no-load inspection criteria specified in section 590.6, or the loaded-mode inspection criteria specified in section 590.7.

§ 590.6 No-load inspection.

(a) **Criteria.** The vehicle must meet the following criteria when tested by the no-load inspection method.

(1) The vehicle's idle speed, measured with the transmission in the position recommended by the manufacturer for adjusting the idle speed, shall not be more than 100 rpm higher than the idle speed recommended by the manufacturer.

(2) Concentrations of emission samples taken from each exhaust outlet shall not exceed the following levels:

(i) For model years 1967 and earlier: hydrocarbons (HC) 1200 ppm as hexane, and carbon monoxide (CO) 9.0 mole percent.

(ii) For model years 1968 through 1973: HC 600 ppm as hexane, and CO 7.0 mole percent.

(b) **Method.** No-load inspection is conducted by measuring two emission samples from each exhaust outlet. The first emission sample is collected with the vehicle's transmission in neutral and the engine operating at 2250 rpm. The second sample is collected with the vehicle's transmission in the position recommended by the manufacturer for adjusting the idle speed, and the engine idling.

§ 590.7 Loaded-mode inspection.

(a) **Criteria.** When the loaded mode inspection is conducted, concentrations of the emission samples taken from each exhaust outlet for each of the three phases of the driving cycle in Table I, conducted in the sequence indicated, shall not exceed the levels given in Table II. For the purpose of determining the weight classification of a motor vehicle for the loaded-mode inspection, 300 pounds are added to the vehicle's unloaded curb weight.

TABLE I

Curb weight plus 300 lbs	Driving cycle (speed-load combination)		
	1st phase high cruise	2d phase low cruise	3d phase idle
3,801 lbs and up	48 to 56 mi/h at 27 to 30 hp	32 to 35 mi/h at 10 to 12 hp	At idle.
2,801 to 3,800 lbs	44 to 46 mi/h at 21 to 24 hp	29 to 32 mi/h at 5 to 10 hp	Do.
2,000 to 2,800 lbs	36 to 38 mi/h at 13 to 15 hp	22 to 25 mi/h at 4 to 6 hp	Do.

TABLE II

	High cruise	Low cruise	Idle
1967 and earlier model years:			
HC 900 ppm as hexane, CO 4.5 mole percent.	HC 900 ppm as hexane, CO 5.5 mole percent.	HC 1,200 ppm as hexane, CO 9.0 mole percent.	
1968 through 1973:			
HC 450 ppm as hexane, CO 3.75 mole percent.	HC 450 ppm as hexane, CO 4.25 mole percent.	HC 600 ppm as hexane, CO 7.0 mole percent.	

the vehicle manufacturer for the speed-load combination being tested. For the idle phase, vehicles with automatic transmissions are tested in drive, and vehicles with standard transmissions are tested in neutral.

§ 590.8 Inspection conditions.

(a) The vehicle engine is at its normal operating temperature, as specified by the vehicle manufacturer.

(b) An engine speed indicator with a graduated scale from zero to at least 2500 rpm is used for the unloaded inspection procedure.

(c) The equipment used for analyzing the emission concentration levels—

(1) Has a warm-up period not to exceed 30 minutes;

(2) Is able to withstand sustained periods of continuous use;

(b) **Method.** Loaded-mode inspection for the first two phases of the driving cycle described in Table I is conducted by measuring the levels of emission concentrations from each exhaust outlet of a motor vehicle operated on a chassis dynamometer, with the vehicle's transmission in the setting recommended by

(3) Has a direct and continuous meter readout that allows readings for concentration levels of carbon monoxide (CO) from 0-10 mole percent, and of hydrocarbon (HC) from 0-2000 ppm of hexane; and if used for the loaded-mode inspection, has at least one additional expanded direct and continuous readout for concentration levels of carbon monoxide and of hydrocarbon, such as from 0-5 mole percent and from 0-1000 ppm as hexane respectively;

(4) Has an accuracy of better than ± 5 percent of the full scale reading for each concentration range;

(5) Permits a reading for each emission concentration level, within 10 seconds after the emission sample has been taken, that is not less than 90 percent of the final reading; and

(6) Has a calibration system using a standard gas, or an equivalent mechanical or electrical calibration system which itself is based on a standard gas.

[FR Doc.75-15116 Filed 6-10-75;8:45 am]

CHAPTER X—INTERSTATE COMMERCE COMMISSION

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1215]

PART 1033—CAR SERVICE

Chicago & North Western Transportation Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 5th day of June, 1975.

It appearing, that certain tracks of the Chicago and North Western Transportation Company, (CNW) between Wisconsin Rapids, Wisconsin, and Nekoosa, Wisconsin, are unserviceable because of track conditions; that there is need for continued operation of CNW trains between these points; that the Soo Line Railroad Company (Soo) has consented to use by the CNW certain of its parallel tracks in this area; that operation by the CNW over these tracks of the Soo, pending disposition of the application of the CNW seeking permanent authority to operate over the aforementioned tracks of the Soo 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 effective upon less than thirty days' notice.

It is ordered, That:

§ 1033.1215 Service Order No. 1215.

(a) Chicago and North Western Transportation Company authorized to operate over tracks of Soo Line Railroad Company. The Chicago and North Western Transportation Company (CNW) be, and it is hereby, authorized to operate over tracks of the Soo Line Railroad Company (Soo) between the following points in the vicinity of Wisconsin Rapids, Wisconsin and Nekoosa, Wisconsin, pending

disposition of the application the CNW seeking permanent authority for operation over these tracks;

(1) Between Soo survey station 1370+04 and Soo survey station 1404+08, and

(2) Between Soo survey station 1562+16, and Soo survey station 1609+00.

(b) Application. The provisions of this order shall apply to intrastate, interstate, and foreign traffic.

(c) Rates applicable. Inasmuch as this operation by the CNW over tracks of the Soo is deemed to be due to carrier's disability, the rates applicable to traffic moved by the CNW over the tracks of the Soo 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 11:59 p.m. June 9, 1975.

(e) Expiration date. The provisions of this order shall expire at 11:59 p.m., November 30, 1975, 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]

RICHARD W. KYLE,
Acting Secretary.

[FR Doc.75-15262 Filed 6-10-75;8:45 am]

[Ex Parte No. MC-85 (Sub-No. 5)]

PART 1042—SUPERHIGHWAY AND DEVIATION RULES

Operational Circuitry Reduction

Upon investigation and consideration of the views, arguments, and representations of the parties, the Interstate Commerce Commission in a report and order, entered May 21, 1975, published September 13, 1974 (39 FR 33043) held that where the words "85 percent" appear in § 1042.3(a) of the Superhighway Rules—Motor Common Carriers of Property, in § 1042.4(c) (9) (i) and (11) of the Deviation Rules—Motor Carriers of Property, such words be deleted and the words "80 percent" be substituted in lieu thereof in each of the three sections.

The effect of the adopted modifications is basically to enable the regular-route

motor common carriers of property to which the above-specified rules apply to reduce to a greater extent than heretofore allowed under the said rules the operational circuitries inherent in their authorized services. In stating its specific reasons for adopting the said rule changes, the Commission noted that these modifications will have a number of significantly beneficial economic and environmental impacts.

The Commission also pointed out that the amendments of its rules adopted by the said report and order will enable the affected carriers to use substantially less fuel in conducting their operations, and will thus foster the national goal of fuel conservation, which was stated to be a factor of paramount importance in light of the national and worldwide energy shortage.

A final environmental impact statement accompanied the report and order, thus fulfilling the Commission's responsibilities pursuant to the National Environmental Policy Act of 1969, 42 U.S.C. 4321 et seq.

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 21st day of May 1975.

It appearing, that by petition filed August 7, 1974, the Regular Common Carrier Conference of American Trucking Associations, Inc., seeks the adoption of certain proposed liberalizing modifications relating to the amount of operational circuitry reduction permitted regular-route motor common carriers under § 1042.3(a) of the Superhighway Rules—Motor Common Carriers of Property, 49 CFR 1042.3, and § 1042.4(c) (9) (i) and (11) of the Deviation Rules—Motor Carriers of Property, 49 CFR 1042.4;

It further appearing, that pursuant to section 553 of the Administrative Procedure Act (5 U.S.C. 553), notice of the filing of said petition was published in the Federal Register on September 13, 1974 (39 FR 33043); that the notice stated that no oral hearing was contemplated, and persons interested in making representations in favor of, or against, the relief sought in the petition or desiring to comment upon the environmental issues raised by the petition were invited to do so by the submission of written data, views, or arguments; and that, as specified in the attached report, a number of persons have submitted representations in the matter;

And it further appearing, that investigation of the matters and things involved in this proceeding has been made; and that the Commission has made and filed its report herein containing its findings of fact and conclusions thereon, which report is hereby referred to and made a part hereof;

It is ordered, That § 1042.3(a) of the Superhighway Rules—Motor Common Carriers of Property, 49 CFR 1042.3, and § 1042.4(c) (9) (i) and (11) of the Deviation Rules—Motor Carriers of Property,

49 CFR 1042.4, be, and they are hereby modified by substituting the words "80 percent" for "85 percent" wherever they appear in each of the said three sections.

It is further ordered, That this order shall become effective on July 1, 1975, and shall remain in effect until modified or revoked in whole or in part by further order of the Commission.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by filing a copy of the attached notice with the Director, Office of the Federal Register.

(49 U.S.C. 304, 306, 307, and 308, 5 U.S.C. 553 and 559)

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-15261 Filed 6-10-75;8:45 am]

Title 50—Wildlife and Fisheries

CHAPTER I—FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Kenai National Moose Range, Alaska

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 28.28 Special regulations, public access, use, and recreation; for individual wildlife refuge areas.

ALASKA

KENAI NATIONAL MOOSE RANGE

The use of motorized boats and canoes, other motorized watercraft, engines, including chain saws, auxiliary power units, etc., is prohibited within the Kenai National Moose Range Canoe System, except that boats and canoes with outboard engines will be permitted on Moose River

and Swanson River. The canoe system includes those lakes and their related shore areas, waterways, tributaries, and portages within the existing Swan Lake Canoe Route and Swanson River Canoe Route as described on maps available at Kenai National Moose Range Headquarters, Kenai, Alaska.

The use of airboats is authorized only on Skilak Lake, Tustumena Lake, the Kenai River and Kaslof River.

The provisions of this special regulation supplement the regulations which govern public access, use, and recreation on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 28, and are effective through May 31, 1976.

Dated: June 2, 1975.

JAMES B. MONNIE,
Refuge Manager, Kenai National
Moose Range, Kenai, Alaska
99611.

[FR Doc.75-15125 Filed 6-10-75;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 917]

FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA

Grades and Sizes

This notice invites written comments relative to the proposed continuation of the currently effective Peach Regulation 6 (§ 917.437; 40 FR 21694). Said regulation specifies U.S. No. 1 as the minimum grade for all varieties of California peaches in fresh interstate shipments during the period May 20 through July 3, 1975. It also specifies the respective minimum sizes applicable to several listed varieties of peaches shipped during the period. A separate minimum size is applicable, during the period, to all varieties of peaches not specifically listed therein.

The proposed amendment would continue, throughout the 1975 season, the minimum grade requirement for all varieties and the minimum sizes for the listed varieties. It also would extend the current size requirement for the unlisted varieties in fresh shipments from July 4 through July 10, 1975, and specify a larger minimum size for such varieties shipped from July 11 through October 31, 1975.

The Peach Commodity Committee has recommended that the grade and size requirements provided in Peach Regulation 6, and as hereinafter specified, be effective throughout the 1975 season for California peaches in the interest of consumer satisfaction and orderly marketing.

Accordingly, consideration is being given to the following proposal submitted by the Peach Commodity Committee, established pursuant to the amended marketing agreement and Order No. 917, as amended (7 CFR Part 917), regulating the handling of fresh pears, plums, and peaches grown in California. This is a regulatory program effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The proposal is to amend § 917.437 (Peach Regulation 6; 40 FR 21694) by (1) continuing the U.S. No. 1 grade requirement, applicable to all varieties of California peaches in fresh interstate shipments, to include all such shipments during the 1975 season, (2) continuing, throughout the 1975 season, the specified minimum size requirements applicable to certain varieties listed in the regulation, (3) continuing through July 10, 1975, the current minimum size (Size 96)

for all varieties not listed in the regulation, and (4) specifying, from July 11 through October 31, 1975, Size 80 as the minimum size for such unlisted varieties. Peach Regulation 6 is presently effective for the period May 20 through July 3, 1975.

All persons who submit written data, views, or arguments for consideration in connection with Peach Regulation 6 as published in the FEDERAL REGISTER on May 19, 1975 (40 FR 21694), or the proposed amendment published herein shall file the same, in quadruplicate, with the Hearing Clerk, United States Department of Agriculture, Room 112A, Washington, D.C. 20250, not later than June 21, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Under the proposal, a new paragraph (c) would be added and the provisions of paragraph (a) preceding subparagraph (1) thereof and of paragraph (b) of § 917.437 *Peach Regulation 6* would be revised to read as follows (the full text of paragraph (b) is repeated for purposes of clarity):

§ 917.437 Peach Regulation 6.

Order. (a) During the period May 20, 1975, through May 31, 1976, no handler shall handle: * * *

(b) During the period May 20 through July 10, 1975, no handler shall handle any package or container of any variety of peaches not specifically named in subparagraphs (2), (3), (4), (5), or (6) of paragraph (a) unless:

(1) Such peaches when packed in molded forms (tray pack) in a No. 22D standard lug box are of a size that will pack, in accordance with the requirements of standard pack, not more than 96 peaches in the box; or

(2) Such peaches when packed in any container, other than molded form; (tray pack) in a No. 22D standard lug box, measure not less than 2½ inches in diameter as measured by a rigid ring: *Provided*, That not more than 10 percent, by count, of the peaches in any such container may fail to meet such diameter requirements.

(c) During the period July 11 through October 31, 1975, no handler shall handle any package or container of any variety of peaches not specifically named in subparagraphs (2), (3), (4), (5), or (6) of paragraph (a) unless:

(1) Such peaches when packed in molded forms (tray pack) in a No. 22D standard lug box are of a size that will pack, in accordance with the requirements of standard pack, not more than 80 peaches in the box; or

(2) Such peaches when packed in a No. 12B standard fruit (peach) box are of a size that will pack, in accordance with the requirements of standard pack, not more than 70 peaches in the box; or

(3) Such peaches, when packed in any container other than a No. 12B standard fruit (peach) box or molded forms (tray pack) in a No. 22D standard lug box, measure not less than 2¾ inches in diameter as measured by a rigid ring: *Provided*, That not more than 10 percent, by count, of the peaches in any such container may fail to meet such diameter requirement.

Dated: June 6, 1975.

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

[FR Doc. 75-15251 Filed 6-10-75; 8:45 am]

[7 CFR Part 1137]

MILK IN THE EASTERN COLORADO MARKETING AREA

Proposed Suspension of Certain Provisions of the Order

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 *et seq.*), the suspension of certain provisions of the order regulating the handling of milk in the Eastern Colorado marketing area is being considered for the period June through August 1975.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension should file the same with the Hearing Clerk, Room 112-A, Administration Building, United States Department of Agriculture, Washington, D.C. 20250, on or before June 18, 1975. All documents filed should be in quadruplicate.

All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The provision proposed to be suspended, in the first sentence in paragraph (a) of § 1137.10 of the order, reads "from whom at least three deliveries of milk are received during the month at a distributing pool plant".

STATEMENT OF CONSIDERATION

The proposed suspension would remove the requirement that three deliveries of producer milk be received at a distributing pool plant during the month to qualify producer milk for diversion to a nonpool plant.

The suspension was requested by a cooperative association supplying the market. The basis for the request is that current marketing conditions require the association to handle an increasing quantity of reserve supply milk during the coming months of heavy production. Without the proposed suspension, the association claims it would be forced to make uneconomic shipments of producer milk, that was needed in the market during periods of tight supply conditions, to qualify it for pooling during the coming period of relatively heavy milk production.

Signed at Washington, D.C., on June 5, 1975.

JOHN C. BLUM,
Associate Administrator.

[FR Doc.75-15221 Filed 6-10-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Parts 1 and 3]

[Docket No. 75N-0086]

LABELING FOR PRESCRIPTION DRUGS USED IN MAN

Proposed Format for Prescription Drug Advertisements; Extension of Time for Comments

The Commissioner of Food and Drugs is extending to August 6, 1975 the deadline for comments on proposed rules on prescription drug advertisements and prescription drug labeling.

A notice of proposed rulemaking published in the FEDERAL REGISTER of April 7, 1975 (40 FR 15392), proposed regulations designating a required format for prescription drug labeling and providing standards for the kinds of information that would have to be included under each of the specific section headings of that format. Interested persons were asked to submit comments on or before June 6, 1975.

The Congress of County Medical Societies requested the Commissioner to extend the time for filing comments on the proposed rules. It asserted that private practicing physicians and local medical societies need extra time to submit their comments. The Commissioner desires to hear from this segment of the health profession, and hereby extends the time for submitting comments and will consider all comments received by close of business August 6, 1975.

This action is taken under the Federal Food, Drug, and Cosmetic Act (secs. 502, 503, 505, 506, 507, 701, 52 Stat. 1050-1053, 1055-1056, as amended, 55 Stat. 851, 59 Stat. 463, as amended (21 U.S.C. 352, 353, 355, 356, 357, 371)), the Public Health Service Act (sec. 351, 58 Stat. 702, as amended (42 U.S.C. 262)), and

under authority delegated to the Commissioner (21 CFR 2.120).

Dated: June 5, 1975.

SHERWIN GARDNER,
Acting Commissioner of
Food and Drugs.

[FR Doc.75-15217 Filed 6-10-75;8:45 am]

[21 CFR Part 1020]

[Docket No. 75N-0071]

DIAGNOSTIC X-RAY SYSTEMS AND THEIR MAJOR COMPONENTS

Amendments to Performance Standard

Pursuant to the authority of the Public Health Service Act as amended by the Radiation Control for Health and Safety Act of 1968 (Pub. L. 90-602, 42 U.S.C. 263b et seq.), the Commissioner of Food and Drugs hereby proposes to amend the performance standard for diagnostic x-ray systems and their major components (21 CFR 1020.30, 1020.31, and 1020.32). Interested persons may submit comments on the proposal on or before August 11, 1975.

The proposed amendments include a revision of the list of major components to which the standard applies and the addition of alternate certification and labeling procedures for products marketed as a combination of two or more major components, to facilitate administration and enforcement of the standard. In addition, the current requirements regarding fluoroscopic x-ray field limitation and high level controls would be strengthened to improve the radiation safety performance of these systems. Also, the wording of several definitions, performance requirements, and methods for determining compliance would be revised to clarify provisions which have been subject to misinterpretation, and subsequently could result in unnecessary radiation exposure to patients. An effective date of 60 days after the date of publication of a final regulation in the FEDERAL REGISTER is proposed for those amendments which reflect current interpretations rather than substantive changes. An effective date of 1 year after the date of publication of a final regulation is proposed for the remaining amendments.

In accordance with section 358(f) of the Radiation Control for Health and Safety Act of 1968 (42 U.S.C. 263f), the proposed amendments have been reviewed by the Technical Electronic Product Radiation Safety Standards Committee. This is a permanent statutory advisory committee to the Secretary, Department of Health, Education, and Welfare, which must be consulted prior to the establishment or amendment of standards promulgated under the act. In addition, manufacturers of diagnostic

x-ray products, State and local radiation control agencies, and other interested parties submitted written comments regarding the proposed amendments during their development. Based on these discussions and written comments, specific amendments are proposed as follows:

1. Section 1020.30(a)(1), which contains the list of major diagnostic x-ray components to which the standard applies, would be revised so that the provisions of the standard would be applicable to spot-film devices and image intensifiers manufactured after the effective date of this amendment, rather than to fluoroscopic imaging assemblies.

Spot-film devices and image intensifiers are the primary elements of most fluoroscopic imaging assemblies. Currently, they are manufactured and marketed separately, and assembled at the site of use. The proposed amendment is necessary because the responsibility for certification and identification of a fluoroscopic imaging assembly pursuant to § 1020.30 (c) and (e) presently is not fixed in those cases in which the spot-film device and image intensifier are supplied by different manufacturers. The proposed amendment would allow the list of major diagnostic x-ray components to correspond more closely to current manufacturing and marketing practices, thus facilitating product certification and identification for manufacturers and enforcement of the standard by the Food and Drug Administration (FDA).

The proposed amendment would necessitate the following additional changes in the provisions of the standard to retain consistency:

a. Definitions for the terms "spot-film device" and "image intensifier" would be added to § 1020.32 as new paragraphs (b) (51) and (52), respectively.

It is proposed that the term "spot-film device" be defined as a device intended to transport and/or position a radiographic image receptor between the x-ray source and the fluoroscopic image receptor. This definition would include products which incorporate recent design innovations, such as cassetteless spot-film devices, but would exclude clip-on cassette holders intended for occasional use on mobile, cardiovascular, neurological, and various other special-purpose fluoroscopic systems. The definition would also exclude devices for recording images after conversion by light producing mechanisms, such as image intensifiers.

The term "Image Intensifier" would be defined as a device, consisting of an image intensifier tube installed in its housing, which instantaneously converts an x-ray pattern into a light image of higher energy density. This proposed definition is consistent with that given in Report 10f of the International Commission on Radiological Units and Measurements (ICRU).

b. The current definition of a fluoroscopic imaging assembly in § 1020.30(b) (16), which refers to a fluoroscopic imaging assembly as a component, would be revised to refer to such products as subsystems; that is, combinations of major components. Also, spot-film devices and image intensifiers would be included in the list in the second sentence of this definition, which provides a description of the composition of a fluoroscopic imaging assembly. Equipment housings and the primary protective barrier would be deleted from this sentence since they are usually distributed among various components and subcomponents of the assembly, including the spot-film device and image intensifier.

c. Section 1020.32(a) (1), which presently states that the entire cross-section of the useful fluoroscopic x-ray beam shall be intercepted by the primary protective barrier of the fluoroscopic imaging assembly, would be revised to state that a fluoroscopic imaging assembly shall be provided with a primary protective barrier of the fluoroscopic image, under the revision of the list of major diagnostic x-ray components proposed herein, the primary protective barrier would be considered to be comprised of portions of the image intensifier and spot-film device, rather than as a part of the fluoroscopic imaging assembly.

It is proposed that the amendments above become effective 60 days after the date of publication of a final regulation in the FEDERAL REGISTER. This early effective date is considered feasible because the new provisions would not require the modification of designs or quality control programs, or the submission of additional reports, and is necessary to facilitate administration of the standard.

2. Cephalometric devices would be added to the list of major components to which the standard is applicable (21 CFR 1020.30(a) (1)), and a definition of the term "cephalometric device" would be added to § 1020.30 as a new paragraph (b) (53).

Cephalometric devices are devices used for radiographic visualization of the patient's head in orthodontics, oral surgery, and prosthetics. They usually consist of attachments, including beam-limiting devices and cassette holders, used in conjunction with dental x-ray systems. They may be provided by the manufacturer as part of the system, or marketed separately. Although cephalometric devices are not specifically addressed in the standard at the present time, they must be selected and installed correctly for the x-ray system to meet the requirements of § 1020.31(f) regarding radiographic x-ray field limitation and alignment.

It is proposed to specifically include these devices in the list of components to which the standard is applicable to assure that adequate instructions, including compatibility data, are provided by manufacturers in accordance with § 1020.30(g). Since cephalometric devices have not been previously addressed directly in the standard, an effective date

1 year after the date of publication of a final regulation in the FEDERAL REGISTER is proposed to allow manufacturers a reasonable time to prepare or upgrade test methods, quality control procedures, instructions, and compatibility data.

3. The definition of "leakage technique factors" in § 1020.30(b) (21) would be revised for greater clarity to state specifically that the maximum rated peak tube potential is a leakage technique factor.

Leakage technique factors are conditions of operation of a diagnostic source assembly under which the maximum rate of leakage radiation from the assembly may be expected. These conditions must be used when testing for compliance with the requirements of § 1020.30(k) concerning the maximum permissible rate of leakage from the diagnostic source assembly.

The present definition in § 1020.30(b) (21) states that the leakage technique factors are the maximum rated number of exposures in an hour (capacitor energy storage equipment), the maximum rated number of x-ray pulses in an hour (field emission equipment), or the maximum rated continuous tube current at the maximum rated peak tube potential. However, the definition does not specifically identify the maximum rated peak tube potential as a leakage technique factor. Since the proposed revision is intended to clarify the definition, and is consistent with previously issued interpretations, it is proposed that this amendment become effective 60 days after the date of publication of a final regulation in the FEDERAL REGISTER.

4. The definition of the "visible area" of an image receptor in § 1020.30(b) (42), which states that it is that portion of the input surface over which incident x-ray photons produce a visible image, would be revised for greater clarity by substituting the words "are producing" for the word "produce."

The intent of the present definition of the visible area of an image receptor is that it be considered as that portion of the input surface of the image receptor, such as the fluorescent screen or image intensifier, which is being optically viewed. However, the current wording has in some instances been incorrectly interpreted to mean that the visible area is the maximum usable area of the image receptor, or the area of the image receptor intercepted by the x-ray beam when the beam-limiting device is adjusted for maximum coverage. Clarification is necessary because the meaning of the term "visible area" is critical to an understanding of the requirements of § 1020.32 (b) (2) concerning the alignment of the fluoroscopic x-ray field and image intensifier. A misinterpretation of these requirements could result in the manufacture of equipment which does not meet the intent of these requirements and may cause unnecessary radiation exposure to patients from fluoroscopic x-ray equipment.

For image-intensified fluoroscopic equipment, the present paragraph (b) (2) of § 1020.32 requires in part that (1) the total misalignment of the edges of the

x-ray field with the respective edges of the visible area of the image receptor along any dimension of the visually defined field in the plane of the image receptor not exceed 3 percent of the source-image receptor distance (SID), and (2) that means be provided to permit further limitation of the field. Many image intensifiers allow selective focusing of a limited area of the input phosphor on the output screen for the purpose of obtaining magnification. If a manufacturer incorrectly interpreted the meaning of the term "visible area" in the manner stated above, he would not design his equipment so that the x-ray field would be reduced to the area of the input phosphor being viewed when the magnification mode of operation is selected, as required by provision (1) above, and unnecessary patient exposure could result.

The proposed amendment will also serve to eliminate confusion among manufacturers concerning the relationship between the two requirements (provisions (1) and (2) above) of § 1020.32(b) (2). The common misunderstanding regarding the meaning of the term "visible area" has caused some manufacturers to incorrectly interpret these requirements as conflicting because the edges of the field are no longer aligned with the edges of the "visible area" of the image receptor when the x-ray field is limited to a size less than that of the maximum usable area of the image receptor.

Since this proposed revision of the definition of the term "visible area" is solely for the purpose of clarification and is consistent with interpretations which have been issued previously, an effective date of 60 days after the date of publication of a final regulation in the FEDERAL REGISTER is proposed.

5. The definition of "x-ray control" in § 1020.30(b) (43), which states that it is a device which controls input power to the x-ray high voltage generator and/or the x-ray tube, including equipment which controls the technique factors of an x-ray exposure, would be clarified by adding timers, phototimers, and automatic brightness stabilizers as examples.

This revision is necessary because some manufacturers and other persons were unaware that timers, phototimers, and automatic brightness stabilizers are considered to be x-ray controls, and that as major components of diagnostic x-ray systems specified in § 1020.30(a) (1), when they are sold separately they must be separately labeled and certified in accordance with § 1020.30 (c) and (e). In those cases where such devices are integral parts of an x-ray control, or their subcomponents are located in a variety of positions in the x-ray system, such as within the fluoroscopic imaging assembly, x-ray table, and x-ray control, they may continue to be certified by their manufacturers through certification of the component or subsystem into which they are incorporated, if they are adequately described in reports submitted for that component or subsystem.

Since this revision is intended to clarify the definition of an x-ray control, and is consistent with interpretations which

have been issued previously, an effective date 60 days after the date of publication of a final regulation in the FEDERAL REGISTER is proposed.

6. Paragraphs (c) and (e) of § 1020.30, concerning the certification and identification of x-ray components, would be revised to allow manufacturers the alternative, subject to FDA approval, of certifying combinations of major components specified in § 1020.30(a)(1). This amendment is proposed to facilitate current certification and reporting procedures for manufacturers and simplify review of these reports and administration of the standard for the FDA.

Presently, manufacturers must separately certify and label each major component specified in § 1020.30(a)(1). However, it is common for manufacturers to produce, market, and deliver two or more major components in assembled form or to list combinations of related components under a single catalog or model number. The proposed revision would allow manufacturers to certify such products as a single unit and apply a single certification label. Also, a single initial, annual, or model change report could be submitted for such a system or subsystem. Approval would be primarily limited to those systems in which one or more major components are contained in a single unit, such as dental tube housing assemblies and portable x-ray systems, where it is unlikely that future disassembly would occur which would result in the loss of identifying information.

An effective date of 60 days after the date of publication of a final regulation in the FEDERAL REGISTER is proposed since this amendment would establish an alternative to existing requirements.

7. One of the requirements in § 1020.31(e)(1)(iii) would be revised to correspond to the original intent by correcting an error in wording.

Section 1020.31(e)(1)(iii) presently requires, in part, that adjustments of the aperture of a beam-limiting device on a stationary, general-purpose radiographic system must result in x-ray field dimensions in the plane of the image receptor which correspond to those of the image receptor to within 2 percent of the SID, when the beam axis is perpendicular to the plane of the image receptor. As presently worded, this statement implies that the controls for the aperture of the beam-limiting device must be sufficiently sensitive so that field dimensions which correspond to the dimensions of the image receptor to within 2 percent of the SID may be obtained. It was originally intended that this provision require that the means provided by the beam-limiting device to indicate the dimensions of the x-ray field, in accordance with § 1020.31(e)(1)(i), be accurate to within 2 percent of the SID. The proposed amendment would change the wording of § 1020.30(e)(1)(iii) to correspond to the original intent by substituting the phrase "which correspond to those indicated by the beam-limiting device" for the phrase "which correspond to those of the image receptor."

Since this revision would not substantially alter the current requirement, it is proposed that the amendment become effective 60 days after the date of publication of a final regulation in the FEDERAL REGISTER.

8. Section 1020.31(g)(1), concerning x-ray field limitation on systems equipped with spot-film devices, would be revised to remove an ambiguity.

Section 1020.31(g)(1) currently requires that means must be provided between the x-ray source and the patient for adjustment of the x-ray field size to the size of that portion of the film which has been selected on the spot-film selector, and that the adjustment shall be automatic except when the x-ray field size in the plane of the film is smaller than that of the selected portion of the film. However, the provision does not specify the general characteristics of the means to be provided for adjustment of the x-ray field size when it is smaller than that of the selected portion of the film. The proposed amendment would remove this ambiguity by adding a statement that manual means for adjustment of the x-ray field size may be provided when the initial size of the field is less than or equal to the size of the selected portion of the film.

Since this amendment is needed to clarify the current requirement, and would not impose a burden on those affected, an effective date of 60 days after the date of publication of a final regulation in the FEDERAL REGISTER is proposed.

9. Those provisions of §§ 1020.31(g)(2) and 1020.32(b)(1) and (2), which specify the permissible misalignment of the x-ray field and image receptor for spot-film devices, nonimage intensified fluoroscopic systems, and image-intensified fluoroscopic systems, respectively, would be strengthened and clarified by adding new requirements that: (1) On systems manufactured after the effective date of this amendment, means shall be provided to indicate perpendicularly, if the angle between the image receptor and the x-ray beam is variable, and (2) for such systems, compliance with the specifications of these sections concerning the permissible misalignment of the x-ray field and image receptor shall be determined with the x-ray beam indicated to be perpendicular to the image receptor. In addition, § 1020.32(b)(1), as amended in the proposals described in this item and item 10 below, would be divided for greater clarity into § 1020.32(b)(1)(i) and (ii). Similarly, § 1020.32(b)(2), as amended in the proposals described in this item and item 10, would be divided into § 1020.32(b)(2)(i), (ii), and (iii). The proposed amendments concerning nonimage intensified and image-intensified fluoroscopic systems described in this item would be contained in new § 1020.32(b)(1)(ii) and (2)(ii).

Amendments which address those systems permitting variation of the angle between the x-ray beam and image receptor are necessary because the current requirements of §§ 1020.31(g)(2) and 1020.32(b)(1) and (2) regarding per-

missible misalignment are incomplete. As presently written, they cannot be applied to systems which allow adjustment of the angle between the x-ray beam and image receptor because the angle at which misalignment is to be determined is not stated. The proposed amendments would correct this omission and ensure that such systems are provided with alignment of the x-ray field and image receptor which is comparable to systems in which the angle between the x-ray beam and image receptor is fixed. These proposed amendments would also make the requirements of §§ 1020.31(g)(2) and 1020.32(b)(1) and (2) consistent with the requirements of § 1020.31(e)(1)(i) and (2)(ii) concerning x-ray field alignment on stationary, general-purpose radiographic systems.

In earlier comments submitted concerning these proposed amendments, some manufacturers suggested the additional restriction that compliance with the requirements of §§ 1020.31(g)(2) and 1020.32(b)(1) and (2) be determined with the x-ray beam axis in a vertical position, since combinations of accessories applied to spot-film devices and image intensifiers may make it difficult to predict the alignment characteristics of the fluoroscopic imaging assembly in x-ray beam axis positions other than vertical. However, a number of common fluoroscopic procedures require that the x-ray beam axis be other than vertical. To minimize unnecessary exposure it is desirable that alignment between the x-ray field and image receptor be maintained within the presently specified limits during such procedures. Submittal of further evidence is invited during the public comment period with respect to the technical feasibility of this proposed amendment, and alternate means to assure the minimization of unnecessary exposure, to aid in a final resolution of this issue.

Since these amendments would require the addition of a device to indicate the angle between the beam axis and the plane of the image receptor, and would require changing procedures for measuring compliance with the requirements of §§ 1020.31(g)(2) and 1020.32(b)(1) and (2), an effective date of 1 year after the date of publication of a final regulation in the FEDERAL REGISTER is proposed.

10. Section 1020.32(b)(1) and (2), concerning nonimage intensified and image-intensified fluoroscopic systems, respectively, would be additionally strengthened by requiring that such systems be provided with means for stepless adjustment of the x-ray field size. These requirements are contained in proposed § 1020.32(b)(1)(i) and (2)(iii).

Currently, § 1020.32(b)(1) and (2) require, in part, that means be provided to permit further limitation of the fluoroscopic x-ray field. This requirement may be met with a beam-limiting device, such as a sliding aperture plate, with a single aperture which is capable of limiting the field to 5 by 5 centimeters or less. The proposed amendments would require that fluoroscopic x-ray systems be equipped

with stepless field adjustment, which provides more flexible field limitation capabilities than sliding aperture plates. Due to this greater flexibility, it is expected that such devices will lead to the more frequent use of optimal field limitation in fluoroscopic practice, resulting in lower patient and operator exposure, improved image quality, and increased diagnostic capability.

In their comments regarding this proposed requirement, a number of manufacturers stated that while they had no objection to its application to stationary, general-purpose fluoroscopic systems, they were concerned that the addition of stepless beam-limiting devices to mobile and some special purpose fluoroscopes, which operate at a fixed SID, would interfere with their intended use. The manufacturers stated that such systems are frequently used in operating rooms during orthopedic, neurological, and cardiac surgical procedures, and they must be light and compact for rapid positioning over a wide range of angles. They expressed their concern that the addition of stepless beam-limiting devices would add weight and complexity to such systems, interfere with positioning, and make them more difficult to use. They also expressed concern that these devices would be subject to mechanical failure due to susceptibility to intrusion by foreign materials, such as contrast media used during fluoroscopic examinations. Some manufacturers expressed doubt that significant radiation protection would be gained since mobile fluoroscopic systems are usually fitted with 6- or 7-inch image intensifiers, and further reduction of the field size is not desired during most diagnostic procedures. They also pointed out that in some examinations, sterile drapes would cover the collimator thus making controls inaccessible. Two letters received from medical practitioners were generally supportive of the statements made by the manufacturers.

To obtain additional views and data regarding the applicability of a requirement for stepless beam limitation to all classes of fluoroscopic systems, a limited survey was conducted among users to ascertain their opinions concerning its feasibility and potential benefits. The results of this survey were inconclusive. A number of users of mobile and special purpose fluoroscopic equipment equipped with stepless field adjustment expressed satisfaction with these devices, while others felt they were of limited usefulness. It is anticipated that further comments and data submitted in response to the proposal will aid in rendering a final decision on this issue.

Most stationary fluoroscopic systems are currently equipped with stepless beam limitation, and manufacturers of these systems will not be required to change their designs in order to comply with the proposed amendment. Therefore, it is proposed that the effective date of the requirement for these systems be 60 days after the date of publication of a final regulation in the *FEDERAL REGISTER* to ensure that such systems continue to have stepless beam limitation. An effective

date of 1 year after the date of publication of a final regulation in the *FEDERAL REGISTER* is proposed for the application of this requirement to mobile fluoroscopes to allow manufacturers adequate time to incorporate stepless beam-limitation devices into their designs.

11. Section 1020.32(d) (1) (ii) and (2) (ii) would be strengthened by addition of a requirement that high-level controls provided on fluoroscopic systems be automatically deactivated at the termination of any exposure.

This amendment is necessary because the requirements of § 1020.32(d) (1) (ii) and (2) (ii) regarding the operation of fluoroscopic high-level controls, have been misinterpreted by some manufacturers to mean that a single two-position switch, which can be left in the high-level position indefinitely, is sufficient. A control of this type could be left in the high-level position accidentally, resulting in unnecessary high exposure to patients.

At present, § 1020.32(d) (1) (ii) states that fluoroscopic systems equipped with automatic exposure rate controls must not be operable at an exposure rate in excess of 10 roentgens per minute at the point where the center of the useful beam enters the patient, except when an optional high-level control is provided, or during the recording of fluoroscopic images. When a high-level control is provided, the system must not be operable at an exposure rate in excess of 5 roentgens per minute unless the high-level control is activated. Special means of activation of high-level controls, such as additional pressure applied continuously by the operator, is required. Section 1020.32(d) (2) (ii) specifies similar requirements for fluoroscopic systems without automatic exposure rate control. The proposed amendment requiring that high-level controls must be automatically deactivated at the termination of any exposure would emphasize that high entrance exposures may only be initiated and maintained by positive action on the part of the fluoroscopist.

Since the proposed revisions are consistent with interpretations which have previously been provided to the affected industry, will not necessitate changes in current designs, and are necessary to prevent accidental high exposure to patients, an effective date of 60 days after the date of publication of a final regulation in the *FEDERAL REGISTER* is intended.

Background data and information with respect to the amendments proposed herein are on file in the office of the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852.

Therefore, pursuant to provisions of the Public Health Service Act as amended by the Radiation Control for Health and Safety Act of 1968 (sec. 358, 82 Stat. 1177-1179 (42 U.S.C. 263f)) and under authority delegated to him (21 CFR 2.120), the Commissioner proposes that 21 CFR Part 1020 be amended as follows:

1. In § 1020.30, by revising paragraphs (a) (1), (b) (16), (b) (21) (i), (ii), and

(iii), (b) (42), (b) (43), (c), and (e) and adding new paragraph (b) (51), (52), and (53) to read as follows:

§ 1020.30 Diagnostic x-ray systems and their major components.

(a) *Applicability.* The provisions of this section and §§ 1020.31 and 1020.32 are applicable as specified in this section to:

(1) The following components of diagnostic x-ray systems which are manufactured after August 1, 1974: Tube housing assemblies, x-ray controls, x-ray high-voltage generators, fluoroscopic imaging assemblies, tables, cradles, film changers, cassette holders, and beam-limiting devices. After (date 60 days after date of publication of the final regulation in the *FEDERAL REGISTER*) the provisions of these sections shall be applicable to spot-film devices and image intensifiers rather than to fluoroscopic imaging assemblies. After (date 1 year after date of publication of the final regulation in the *FEDERAL REGISTER*), these provisions shall also apply to cephalometric devices.

(b) * * *

(16) "Fluoroscopic imaging assembly" means a subsystem in which x-ray photons produce a fluoroscopic image. It includes the image receptor(s) such as the image intensifier and spot-film device, electrical interlocks, if any, and structural material providing linkage between the image receptor and diagnostic source assembly.

(21) * * *

(i) For capacitor energy storage equipment, the maximum rated peak tube potential and the maximum rated number of exposures in an hour for operation at the maximum rated peak tube potential with the quantity of charge per exposure being 10 millicoulombs (mAs) or the minimum obtainable from the unit, whichever is larger.

(ii) For field emission equipment rated for pulsed operation, the maximum rated peak tube potential and the maximum rated number of x-ray pulses in an hour for operation at the maximum rated peak tube potential.

(iii) For all other equipment, the maximum rated peak tube potential and the maximum rated continuous tube current for the maximum rated peak tube potential.

(42) "Visible area" means that portion of the input surface of the image receptor over which incident x-ray photons are producing a visible image.

(43) "X-ray control" means a device which controls input power to the x-ray high-voltage generator and/or the x-ray tube. It includes equipment such as timers, phototimers, automatic brightness stabilizers, and similar devices, which control the technique factors of an x-ray exposure.

(51) "Spot-film device" means a device intended to transport and/or posi-

tion a radiographic image receptor between the x-ray source and fluoroscopic image receptor.

(52) "Image intensifier" means a device which instantaneously converts an x-ray pattern into a corresponding light image of higher energy density. It consists of an image intensifier tube installed in its housing.

(53) "Cephalometric devices" means devices intended for the radiographic visualization and measurement of the dimensions of the human head.

(c) *Certification of components.* Each component subject to this section and §§ 1020.31 and 1020.32 shall be certified by the manufacturer thereof as a product which meets all applicable standards in accordance with the provisions of § 1010.2 of this chapter. Where a combination of two or more such components is manufactured, marketed, and delivered as a system or subsystem, its certification may be applicable to all components contained therein, if authorized in writing by the Director or Deputy Director of the Bureau of Radiological Health, or the Director, Division of Compliance, of that Bureau upon application by the manufacturer. Certification that the product conforms to all applicable standards under this part shall be construed to mean that the component, system, or subsystem can meet the applicable provisions of this section and §§ 1020.31 and 1020.32 if installed in a diagnostic x-ray system in accordance with instructions.

(e) *Identification of x-ray components.* In addition to the identification requirements specified in § 1010.3 of this chapter, manufacturers of components subject to this section and §§ 1020.31 and 1020.32, except high-voltage generators contained within tube housings, and beam-limiting devices which are integral parts of tube housings, shall permanently inscribe or affix thereon the model number and serial number of the product, so as to be legible and accessible to view. Where the certification of a system or subsystem, consisting of two or more components, has been authorized pursuant to paragraph (c) of this section, a single inscription, tag, or label bearing such information may be used to identify the product.

2. In § 1020.31 by revising paragraphs (e) (1) (iii) and (g) (1) and (2) to read as follows:

§ 1020.31 Radiographic equipment.

(e) * * *

(1) * * *

(iii) Indication of field size dimensions and SID's shall be specified in inches and/or centimeters, and shall be such that aperture adjustments result in x-ray field dimensions in the plane of the image receptor which correspond to those indicated by the beam-limiting device to within 2 percent of the SID when the beam axis is indicated to be perpen-

dicular to the plane of the image receptor; and

(g) * * *

(1) Means shall be provided between the source and the patient for adjustment of the x-ray field size in the plane of the film to the size of that portion of the film which has been selected on the spot-film selector. Such adjustment shall be automatically accomplished if the initial x-ray field size in the plane of the film is greater than the selected portion of the film. If the initial x-ray field size is less than or equal to the size of the selected portion of the film, such adjustment may be manually accomplished.

(2) The total misalignment of the edges of the x-ray field with the respective edges of the selected portion of the image receptor along the length or width dimensions of the x-ray field in the plane of the image receptor shall not exceed 3 percent of the SID when adjusted for full coverage of the selected portion of the image receptor. The sum without regard to sign of the misalignment along any two orthogonal dimensions shall not exceed 4 percent of the SID. On spot-film devices manufactured after (date 1 year after date of publication of a final regulation in the FEDERAL REGISTER) if the angle between the image receptor and beam axis is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor, and compliance shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor.

3. In § 1020.32 by revising paragraphs (a) (1), (b), and (d) (1) and (2) to read as follows:

§ 1020.32 Fluoroscopic equipment.

(a) *Primary protective barrier—(1) Limitation of useful beam.* The fluoroscopic imaging assembly shall be provided with a primary protective barrier which intercepts the entire cross section of the useful beam at any SID. The fluoroscopic tube shall not produce x rays unless the barrier is in position to intercept the entire useful beam. The exposure rate due to transmission through the barrier with the attenuation block in the useful beam combined with radiation from the image intensifier, if provided, shall not exceed 2 milliroentgens per hour at 10 centimeters from any accessible surface of the fluoroscopic imaging assembly beyond the plane of the image receptor for each roentgen per minute of entrance exposure rate. Radiation therapy simulation systems shall be exempt from this requirement provided the systems are intended only for remote control operation and the manufacturer sets forth instructions for assemblers with respect to control location as part of the information required in § 1020.30(g). Additionally, the manufacturer shall provide to users, pursuant to § 1020.32(h) (1)

(i), precautions concerning the importance of remote control operation.

(b) *Field limitation—(1) Nonimage-intensified fluoroscopy.* (i) the x-ray field produced by nonimage-intensified fluoroscopic equipment shall not extend beyond the entire visible area of the image receptor. Means shall be provided for stepless adjustment of the field size. The minimum field size at the greatest SID shall be equal to or less than 5 by 5 centimeters.

(ii) For equipment manufactured after (date 1 year after date of publication of a final regulation in the FEDERAL REGISTER) when the angle between the image receptor and the beam axis is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor. Compliance shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor.

(2) *Image-intensified fluoroscopy.* (1) For image-intensified fluoroscopic equipment other than radiation therapy simulation systems, neither the length nor the width of the x-ray field in the plane of the image receptor shall exceed that of the visible area of the image receptor by more than 3 percent of the SID. The sum of the excess length and the excess width shall be no greater than 4 percent of the SID.

(ii) For rectangular x-ray fields used with circular image receptors, the error in alignment shall be determined along the length and width dimensions of the x-ray field which pass through the center of the visible area of the image receptor. For equipment manufactured after (date 1 year after date of publication of a final regulation in the FEDERAL REGISTER), when the angle between the image receptor and beam axis is variable, means shall be provided to indicate when the axis of the x-ray beam is perpendicular to the plane of the image receptor, and compliance shall be determined with the beam axis indicated to be perpendicular to the plane of the image receptor.

(iii) Means shall be provided to permit further limitation of the field. The minimum field size at the greatest SID shall be equal to or less than 5 by 5 centimeters. On stationary equipment manufactured after (date 60 days after date of publication of a final regulation in the FEDERAL REGISTER) and mobile equipment manufactured (date 1 year after date of publication of a final regulation in the FEDERAL REGISTER), means shall be provided for stepless adjustment of the x-ray field.

(d) *Entrance exposure rate limits—(1) Equipment with automatic exposure rate control.* Fluoroscopic equipment which is provided with automatic exposure rate control shall not be operable at any combination of tube potential and current which will result in an exposure rate in excess of 10 roentgens per minute at the point where the center of the useful beam enters the patient, except:

(1) During recording of fluoroscopic images, or

(2) When an optional high level control is provided. When so provided, the equipment shall not be operable at any combination of tube potential and current which will result in an exposure rate in excess of 5 roentgens per minute at the point where the center of the useful beam enters the patient unless the high level control is activated. Special means of activation of high level controls, such as additional pressure applied continuously by the operator, shall be required to avoid accidental use. The high level control shall be automatically deactivated at the termination of any exposure. A continuous signal audible to the fluoroscopist shall indicate that the high level control is being employed.

(2) *Equipment without automatic exposure rate control.* Fluoroscopic equipment which is not provided with automatic exposure rate control shall not be operable at any combination of tube potential and current which will result in an exposure rate in excess of 5 roentgens per minute at the point where the center of the useful beam enters the patient, except:

(1) During recording of fluoroscopic images, or

(2) When an optional high level control is activated. Special means of activation of high level controls, such as additional pressure applied continuously by the operator, shall be provided to avoid accidental use. The high level control shall be automatically deactivated at the termination of any exposure. A continuous signal audible to the fluoroscopist shall indicate that the high level control is being employed.

Interested persons may, on or before August 11, 1975, file with the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5630 Fishers Lane, Rockville, MD 20852, written comments (preferably in triplicate) regarding this proposal. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated: June 4, 1975.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc.75-15220 Filed 6-10-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 75-NW-16-AD]

AIRWORTHINESS DIRECTIVES

Boeing Model 747 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Boeing Model 747 series airplanes. There have been several reported instances of fore flap separations during landing ap-

proach. Several factors contributed to the fore flap separations. In some instances, seized rollers on the fore flap tracks resulted in failure of the outboard fore flap attach (sequence) fitting of the inboard fore flap. In one instance, the carriage stop fitting bolts failed, leading to failure of a sequence carriage of the outboard fore flap. In each case, the fore flap, or a part thereof, departed the airplane; and in one instance, the fore flap struck the fuselage punching a small hole below the cabin floor. In addition, cracks have been found in the outboard fore flap inboard sequence carriage frame which, if allowed to progress, could result in loss of a fore flap. Since these conditions are likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require modifications and inspections of certain flap components.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Department of Transportation, Federal Aviation Administration, Northwest Region, Office of Regional Counsel, Attention: Airworthiness Rules Docket, 9010 East Marginal Way South, Seattle, Washington 98108. All communications received on or before August 1, 1975, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

In consideration of the foregoing, it is proposed to amend § 39.13 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BOEING: Applies to all Boeing Model 747 series airplanes certificated in all categories. Compliance required as indicated unless already accomplished.

To prevent fore flap separations, accomplish the following:

A. Within the next 100 flights after the effective date of this AD, unless accomplished within the last 200 flights, and at intervals thereafter not to exceed 300 flights:

1. Inspect all fore flap track rollers for freedom of movement and inspect upper and lower surfaces of the tracks and rollers for evidence of sliding. Inspect and lubricate rollers in accordance with procedures described in Boeing Service Bulletin 747-57-2107 dated November 3, 1972, or later FAA approved revisions. Replace any seized rollers before further flight.

2. Inspect the attach (sequence) fittings of the inboard trailing edge fore flap (Part Number 65B39025-1 and -2 opposite, or 65B02015-1 and -2 opposite outboard fitting, and 65B39025-3 or 65B02015-1 and -2 opposite inboard fitting) for cracks in accordance with Boeing Service Bulletins 747-57-2119, Revision 2, dated June 20, 1975, and 747-57-2088, Revision 2, dated June 30, 1975, or later FAA approved revisions, or in a manner approved by the Chief, Engineering and Manufacturing Branch, FAA Northwest Region. Replace any cracked fittings before further flight.

3. Inspect the outboard fore flap inboard carriage frame for cracks in accordance with Boeing Service Bulletin 747-57-2126, Revision 1, dated May 30, 1975, or later FAA approved revisions, or in a manner approved by the Chief, Engineering and Manufacturing Branch, FAA Northwest Region. Parts found cracked which are within the limits of Figure 1, Part III of Boeing Service Bulletin 747-57-2126, may be repaired in accordance therewith and reinspected at intervals not to exceed 40 landings. If cracks exceed the limits given in Boeing Service Bulletin 747-57-2126, replace the fitting before further flight.

B. Unless already accomplished, within the next 300 flights after the effective date of this AD:

1. Remove the existing steel bolts attaching the fore flap carriage stop to the flap tracks on the outboard flaps and install new bolts with sealant in accordance with Boeing Service Bulletin 747-57-2128, Revision 1, dated April 25, 1975, or later FAA approved revisions.

C. Inspections required under Paragraph A.2 may revert to the normal inspection interval upon installation of the redesigned fittings (Part Number 65B39025-11 and -12 opposite, or 65B39025-15 and -16 opposite outboard fitting, and 65B16009-1 and -2 opposite inboard fitting).

D. Upon request of the operator, an FAA maintenance inspector, subject to prior approval of the Chief, Engineering and Manufacturing Branch, FAA Northwest Region, may adjust the repetitive inspection intervals specified in this AD to permit compliance at an established inspection period of the operator, if the request contains substantiating data to justify the adjustment period.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Seattle, Washington, June 2, 1975.

C. B. WALK, Jr.,
Director, Northwest Region.

[FR Doc.75-15132 Filed 6-10-75;8:45 am]

[14 CFR Parts 71 and 75]

[Airspace Docket No. 75-AL-5A]

ESTABLISHMENT OF REPORTING POINTS, EXTENSION OF JET ROUTES AND AIR- WAYS

Notice of Proposed Rulemaking

The Federal Aviation Administration (FAA) is considering amendments to Parts 71 and 75 of the Federal Aviation Regulations that would establish reporting points and extend several airways and jet routes in the western part of Alaska.

Interested persons may participate in the proposed rulemaking by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Alaskan Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, Alaska 99501. All communications received on or before July 11, 1975, will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

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

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

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

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

The proposed amendments would:

1. Establish the Cape Newenham, Alaska, NDB, as a low altitude reporting point.
2. Establish NIVAK—Lat. 59°21'07" N., Long. 166°00'55" W., as a high altitude reporting point at (INT) Bethel, Alaska, 237° radial/Oscarville, Alaska, NDB, 237° bearing and Anchorage TCA/FIR boundary).
3. Establish the Cape Newenham, Alaska, NDB, as a high altitude reporting point.
4. Extend V-321 from King Salmon, Alaska, to Cape Newenham, Alaska, NDB.
5. Extend V-462 from Dillingham, Alaska, to Cape Newenham, Alaska, NDB.

6. Extend J-127 from King Salmon, Alaska, to Cape Newenham, Alaska, NDB.
7. Extend J-501 from Bethel, Alaska, to INT Bethel 237° radial and Anchorage CTA/FIR boundary.

8. Extend J-511 from Dillingham, Alaska, to Cape Newenham, Alaska, NDB. Increased traffic on the proposed routes justify their designation as airways and jet routes. The proposed reporting points are outside of the radar environment and would assist in the control of IFR flights.

(Secs. 307(a), 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348(a), 1510); Executive Order 10854 (24 FR 9565); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in Washington, D.C., on June 5, 1975.

EDWARD J. MALO,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc. 75-15131 Filed 6-10-75; 8:45 am]

National Highway Traffic Safety Administration

[49 CFR Part 571]

[Docket No. 75-16; Notice 01]

AIR BRAKE SYSTEMS

Stopping Distances

This notice proposes an amendment of Standard No. 121, *Air brake systems*, 49 CFR 571.121, that would establish new service brake system stopping distances until January 1, 1978, and increase brake actuation times on trucks, buses, and trailers. This notice also proposes exclusion from the standard of trailers with a gross vehicle weight rating (GVWR) of 10,000 pounds or less, trailers with an unloaded vehicle weight that is not less than 95 percent of its GVWR, and any other vehicle with an unloaded vehicle weight that is not less than 95 percent of its GVWR and which has a maximum speed of 45 mph.

Petitions to reduce Standard No. 121's stopping distance requirements were received from six manufacturers and users of air-braked trucks and from Wagner Electric Corporation, a supplier of air brake system components for these vehicles. The manufacturers of components and vehicles argue essentially that production and test procedure factors introduce sufficient variability into the performance of their products that large "compliance margins" of overdesign must be built into each unit to assure 100 percent compliance with the standard's requirements. These petitions assert that, as a result, vehicle designs have reached the maximum limits of brake technology and the brake systems can produce significant lateral instability and related poor handling characteristics. The petitions of users, on the other hand, argue that antilock systems, used by most manufacturers to meet the standard, are unreliable and constitute a safety hazard on the steering axle in combination with strong front wheel brakes.

The vehicle and component manufacturers request an increase in the distance allowed for a stop from 60 mph (and also

from 20 mph in some cases) in the loaded condition on a dry surface. PACCAR Corporation, International Harvester Corporation, and Wagner request a 277-foot distance in place of the presently-required 258 feet (PACCAR bases its request on a full brake application). Ford Motor Company petitioned for a 280-foot stopping distance, and Freightliner Corporation requested a 245-foot distance from 55 mph (equivalent to approximately 290 feet at 60 mph). The petitions did not specifically request changes for equivalent stops in the unloaded condition and on wet surfaces, and because no evidence of adverse handling and imbalance problems under these conditions was submitted, NHTSA assumes that the petitions were limited to dry stops in the loaded condition.

The present stopping distance requirements are calculated to reduce the incompatibility in heavy commercial vehicle and passenger car stopping distances, and to improve the directional stability of heavy vehicles in stopping and turning maneuvers. To meet these requirements, manufacturers have upgraded the braking capabilities of their vehicle lines, utilized antilock systems to increase the directional stability of a braked wheel, and in some cases ceased production of particularly short, unstable vehicles. The NHTSA considers these developments desirable and of great importance in assuring improved braking on new vehicles in day-to-day operation.

In their petitions, manufacturers (other than Ford) do not object to such a performance level, but indicate that two considerations have forced them to design their vehicles to substantially higher performance levels. First, the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1391 et seq.) requires that every vehicle comply with applicable requirements. This means that designed performance must be sufficiently above the requirement (as a "compliance margin") to ensure that vehicles which fall below the performance mean will still comply with the standard. Second, manufacturers have discovered new and larger-than-anticipated variations in the performance of production vehicles and components which require a wider than normal "compliance margin" in their designs.

Wagner lists test surface friction, tire adhesion, vehicle center of gravity location and wheelbase, short actuation times, driver skill, and brake components as sources of variability which cause production vehicles to exhibit substantial variations in actual stopping performance. Ford and International Harvester submitted data that detail the extent of brake torque variability they are experiencing, and substantiate earlier submissions of data by brake lining manufacturers. Freightliner asserted that control trailer performance varies depending on the choice of antilock system.

Variability is, of course, a factor in the performance of any system, and is addressed by all manufacturers subject to NHTSA compliance testing and stand-

ards enforcement. In the case of Standard No. 121, this agency has evaluated the submitted data which show variability of various components and concludes that the degree of variability can necessitate more aggressive brake packages than are desirable to achieve the stopping distances contemplated in development of the standard. One undesirable characteristic cited by PACCAR is the side-to-side handling problems which can arise during severe braking associated with any imbalance of the brakes. Ford data demonstrate the point at which tire aligning torque becomes negative and contributes to steering instability under severe braking. Other manufacturers conclude that the variability in brake assembly and other areas forces use of brake packages which approach the maximum in technological feasibility and leave no room for a "compliance margin." In agreement that these problems can arise in some cases, NHTSA proposes an increase in the stopping distance permissible in a stop from 60 mph in the loaded condition on a test surface with a skid number of 75 (with corresponding changes at lower speeds).

It is not yet clear whether the variability encountered will decrease as experience with the systems grows. The NHTSA therefore proposes this modification for an interim period until January 1, 1978. For this reason, Freightliner's petition for a 5-year period without reduction of the stopping distance is denied. This agency will continue to monitor the test experience of manufacturers and will be in a position to determine what permanent values would be appropriate.

In conjunction with extending interim service brake stopping distances for loaded vehicles until January 1, 1978, the NHTSA believes it appropriate also to extend the duration of applicability of the existing interim unloaded vehicle stopping distance on dry pavement. Requiring the more stringent stopping distance in the unloaded condition by September 1, 1975, could defeat the purpose of the longer interim distances for the fully-loaded vehicle.

Freightliner's petition to eliminate testing from 60 mph because of the 55-mph national speed limit is denied. Traffic often travels in excess of posted speed limits and trucks are particularly likely to do so on a downgrade to gain momentum to carry them up the following grade.

The petitions of the American Truck Associations (ATA) and Consolidated Freightways on stopping distance are largely based on the view that the antilock systems used by most manufacturers to meet the standard are unreliable, creating a safety hazard and increased maintenance. They request an extension of the required stopping distances as necessary to eliminate the necessity of high torque brakes and antilock systems on trucks. Consolidated asked for suspension of the standard in its entirety pending development of the new distances. The ATA requested elimination of the "no lockup" requirement on trailers.

This agency does not agree that the air brake standard would be improved by removal of the "no lockup" requirement. The most important contribution of "no lockup" braking is not reduced stopping distance, but increased directional stability in cornering and braking maneuvers under varied loading conditions, especially on low-coefficient surfaces. What the ATA and Consolidated view as a modest sacrifice in stopping distance performance to reduce the cost of the standard would in actuality be elimination of one of the standard's major benefits. The NHTSA considers increased directional stability as critical to improvement of brake system performance on heavy vehicles, particularly articulated vehicles, which share the highway with passenger cars and other light vehicles.

Consolidated indicates that it expects approximately two antilock malfunctions per year per tractor in operations within the United States. These figures are apparently based on prototype antilock systems which have since been modified for improved performance and reliability. In any case, the NHTSA does not consider two malfunctions per year excessive in the introduction of a new system, particularly when antilock failure on the powered vehicle is required to be signaled to the driver under S 5.1.6.

Consolidated submitted cost increase estimates for annual operation of \$1,200 to \$1,500 per vehicle. This agency has evaluated the data submitted by Consolidated (available in the docket) and concludes that these estimates are based upon assumptions which are unrepresentative of typical air-braked vehicle operations. For example, Federal Highway Administration statistics indicate that the annual mileage of combination trucks is 50-60,000 miles, not 150,000 as Consolidated assumed. With regard to Consolidated's more general objections to the economic impact of the standard and NHTSA's responsibilities under Executive Order 11821, the agency's position has already been stated in numerous letters filed in the public docket and in the preamble to a recent amendment of the standard (Docket No. 74-10; Notice 16). For the reasons set forth, the petitions of the ATA and Consolidated Freightways are denied. To the degree that the proposed stopping distances are not responsive to other petitions on the subject of stopping distance, they are also denied.

A second area of concern to petitioners has been the standard's requirement for fast actuation of the brakes on trucks, buses, and trailers (S5.3.3). Present requirements are for 0.35-second actuation in trucks and 0.25-second actuation in trailers (including trailer converter dollies). The shorter actuation time for trailers is designed to cause early trailer brake application, thereby increasing the stability of an articulated vehicle in stops.

Freightliner and PACCAR have submitted data which indicate that the 0.35-second actuation requirement can interfere with optimum cycling of antilock systems used on their vehicles. Freight-

liner data show approximately a 0.05-second variability in system response, necessitating a designed-system response of 0.30 seconds on trucks. Both manufacturers petitioned for deletion of all brake actuation specifications.

The NHTSA considers its brake actuation specification an important element of Standard No. 121. As noted, it has been relied on in articulated vehicles to balance the brake application time between vehicles which operate in combination. While Freightliner suggested substitution of a timing requirement at the intervehicle brake control line coupling, the agency's experience in Docket No. 74-10, Notice 1, has been that vehicle manufacturers would have substantial objections to imposition of such a requirement at this time. In straight trucks, the NHTSA considers brake actuation justified to ensure optimum braking on the longer-wheelbased vehicles which have relatively little difficulty in meeting the stopping distance requirements.

The NHTSA has evaluated the data submitted and considers that a somewhat longer brake actuation time would improve the performance of 121 vehicles. With Freightliner's evidence of 0.05-second variability, it has tentatively been determined that a 0.40-second actuation time for trucks and buses would permit better performance of antilock systems without sacrifice of optimum brake actuation characteristics.

Although no petitions were received specifically concerning the actuation timing requirements for trailers, the NHTSA has been informed of test results which indicate that the performance of existing trailer antilock systems also may be improved by a slight decrease in brake actuation rates, particularly in the case of unloaded trailers. Data furnished by Kelsey-Hayes suggest that a change from 0.25 to 0.30 seconds in trailer actuation time may improve the stopping performance of representative combination vehicles by reducing the magnitude of transient wheel slip variations upon initiation of full brake application. The NHTSA accordingly proposes to increase the application time requirement for trailers to 0.30 seconds.

Wagner Electric Corporation (whose petition is supported by the ATA) has petitioned for an increase in the permissible brake actuation times of trailer converter dollies. Brake actuation time for converter dollies is 0.25 seconds under S5.3.3 of Standard No. 121. Wagner argues that longer dolly actuation times than 0.25 seconds will improve the braking stability of a doubles combination by reducing the delay between application of the dolly brakes and those of the semitrailer which it supports. The NHTSA sees merit in this argument and accordingly proposes an increase of the converter dolly actuation time to a maximum of 0.35 seconds.

Wagner asked that the standard refer specifically to "trailer converter dolly" as a vehicle type separate from other trailers. This request is denied as inconsistent with the existing categorization

of vehicles found in 49 CFR 571.3 (which defines a trailer converter dolly as a type of trailer).

Several specialty trailer manufacturers have petitioned for exclusion from the standard. Altec Industries manufactures small trailers for utility companies that have a GVWR of up to 12,000 pounds. Peerless Division of Royal Industries has petitioned for exclusion of its reclaim wood chip conveyor from the standard. Klein Products has requested a determination of whether a portable water tower should be included in the standard. A similar request has been received from MD Trailers, a manufacturer of a portable "frac tank." Auto Warehouse has requested exclusion of its portable auto-crusher.

In the case of Altec's small trailers, the NHTSA foresees the probability that smaller and less expensive vehicles may be equipped with other types of braking systems to avoid the expense of Standard No. 121. Rather than encourage this development, this agency has concluded that trailers with a GVWR of 10,000 pounds or less should be excluded from the standard. There was no evidence of vehicles with a GVWR of 12,000 pounds that require relief. Therefore, to the degree that Altec's petition is not granted in this proposal, its petition is denied.

The other trailers in question essentially consist of equipment which is mounted on an axle system for convenience of infrequent shifts from job site to job site. Often used axles are involved in their construction, and compliance with Standard No. 121 becomes particularly difficult. Because of the low level of highway usage, it is proposed that a trailer with a cargo-carrying capacity of less than 5 percent of its GVWR be excluded from Standard No. 121. The 5 percent would permit the transport of limited loads that are incidental to the use of the trailer.

In the mobile crane-excavator vehicle class, petitions have been submitted for temporary exemption from Standard No. 121 under the statutory criterion of the National Traffic and Motor Vehicle Safety Act that provides relief for "substantial economic hardship" (15 U.S.C. 1410). Petitions were received from Harnischfeger, Koehring, and Warner & Swasey for exemption of some of their crane carriers which do not employ all-wheel drive. While the NHTSA has granted some petitions and denied others following consideration of the hardship involved, this agency considers that permanent exclusion of this vehicle type from the standard may be justified. These vehicles undertake the same type of work as similar vehicles which are excluded from the standard because they are equipped with all-wheel drive for off-road use, have no cargo- or passenger-carrying capacity, and are limited to a maximum attainable speed of 45 mph.

In view of the expense of compliance of these vehicles, the NHTSA considers that the requirements of Standard No. 121 may be unjustified in view of achievable safety benefits. This tentative conclusion is limited to the case of vehicles

whose speed is limited to 45 mph, and which do not have a highway transportation function. Unlike typical air-braked highway vehicles, they are not designed for use, or used regularly, for the transportation of goods.

Freightliner petitioned for deletion of the brake power and recovery requirements for steering axles. Freightliner also expressed some concern that the steering axle brake package used for adequate retardation force in stopping distance requirements could be "oversized" and thereby contribute to adverse handling. This concern appears to be unjustified in view of new recommendations from component manufacturers that advise lower actuation power than previously. Freightliner's data show that the new actuation power recommendations should not cause unnecessary antilock cycling.

Freightliner's objection to the specification of brake power values on the steering axle is that vehicles may be equipped with a pressure limiting valve that prevents front axle braking under most circumstances which induce brake fade. This agency considers a brake power requirement necessary whether or not a pressure-limiting valve is in place. In those cases where such a valve causes initial rear wheel braking only, the brake power requirements exist as a back-up when rear axle brake fade occurs and application pressure is increased until the front axle contributes braking effort.

Freightliner also requested relaxation of the parking brake system requirement, by reduction of the 20-percent test grade to 16 percent, and elimination of parking brake testing of truck-tractors in the unloaded condition (bobtail). The reasons cited for the changes are the variability in brake assembly performance, the rarity of "bobtail" operation, and the description of the test surface as "smooth, dry Portland cement concrete roadway." Freightliner concludes that these factors result in "costly parking brake overdesign."

The NHTSA has specified a 20-percent grade not because trucks commonly park on such grades, but to mandate a stringent level of new-vehicle performance to compensate for inevitable misadjustment and deteriorated brake lining condition. Also, a tractor conforming to Standard 121 can be parked on a grade with a loaded pre-121 trailer which has no parking brakes. The tractor brakes would be required to hold the entire combination.

This agency is concerned about the variability in parking brake performance to the degree that it results in unnecessarily-expensive brake solutions. On the other hand, no manufacturer other than Freightliner has indicated this difficulty in meeting the requirement as established. International Harvester did petition earlier for specification of "the limit of traction" in testing unloaded truck-tractors. Without further information as to the variability in performance and the expense of design to overcome this variability, NHTSA is not prepared to propose any modification of the standard.

Freightliner's petition in this respect will therefore not be acted on without receipt of data on these factors.

In another area, the NHTSA has received a rulemaking petition from a single manufacturer which the agency is not prepared to grant without further substantiation. Texas Instruments petitioned for an increase in the maximum permissible air pressure for actuation of the stop lamp switch (S5.1.7) from 6 psi to 9 psi. The petition cited increased reliability without increasing the cost as the reason for the change, but this agency has no evidence to date that present switches are unreliable. More important, Texas Instruments' petition did not address the effect on braking on low-coefficient surfaces with the higher actuation pressure. The views of interested persons are solicited on the wisdom of the Texas Instruments petition, but this change will not be proposed on the basis of the limited information in hand.

In consideration of the foregoing, it is proposed that Standard No. 121 (49 CFR 571.121) be amended as follows:

1. The last sentence of S3 would be amended to read:

In addition, the standard does not apply to any trailer with a gross vehicle weight rating (GVWR) of 10,000 pounds or less, any trailer whose unloaded vehicle weight is not less than 95 percent of its GVWR, or any vehicle that meets any one of criteria (a) through (d), as follows:

- (a) An overall vehicle width of 108 inches or more;
- (b) An axle that has a GAWR of 29,000 pounds or more;
- (c) A speed attainable in 2 miles of not more than 33 mph; or
- (d) (1) A speed attainable in 2 miles of not more than 45 mph; and
- (2) An unloaded vehicle weight that is not less than 95 percent of the vehicle GVWR; and
- (3) No passenger-carrying capacity.

2. S5.3.1.3 would be amended by changing the date "September 1, 1975" to "January 1, 1978" and by the addition of a new sentence at the end of the text to read:

However, a truck manufactured before January 1, 1978, shall stop at least once in the distances specified in Column 2 of Table IIa, instead of those of Column 1, when stopped in accordance with S5.3.1 in the loaded condition on a surface with a skid number of 75.

3. S5.3.3 would be amended to read:

S5.3.3. Brake actuation time. With an initial service reservoir system air pressure of 100 psi, the air pressure in each brake chamber shall, when measured from the first movement of the service brake control, reach 60 psi in not more than 0.40 seconds in the case of trucks and buses, 0.35 seconds in the case of trailer converter dollies, and 0.30 seconds in the case of trailers other than trailer converter dollies. A vehicle designed to tow a vehicle equipped with air brakes shall be capable of meeting the above actuation time requirement with a 50-cubic-inch test reservoir connected to the control line coupling. A

trailer, including a trailer converter dolly, shall meet the above actuation time requirement with its brake system connected to the test rig shown in Figure 1.

4. Table IIa would be amended by replacing the words "in feet" with the word "unloaded" in Column 1, by redesignation of present Column 2 as Column 3, and by the addition of a new Column 2, titled "Service Brake Stopping Distance at GVWR", with the values 35, 52, 73, 98, 127, 159, 194, 234, and 277 corresponding to the vehicle speeds of 20, 25, 30, 35, 40, 45, 50, 55, and 60.

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5108, 400 Seventh Street, SW., Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the docket at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may proceed at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Comment closing date: July 11 1975.

Proposed effective date: Date of publication of the amendment in the *FEDERAL REGISTER*.

(Sec. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegations of authority at 49 CFR 1.51 and 49 CFR 501.8.)

Issued on June 6, 1975.

ROBERT L. CARTER,
Associate Administrator,
Motor Vehicle Programs.

[FR Doc. 75-15163 Filed 6-16-75; 11:14 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 416]

[PRL 375-4]

PLASTICS AND SYNTHETICS MANUFACTURING POINT SOURCE CATEGORY

Effluent Limitations and Guidelines

Correction

In FR Doc. 75-12957 appearing on page 21740 in the issue for Monday, May 19, 1975, the comment date appearing on page 21741, now reading "May 19, 1975", should read "June 18, 1975."

FEDERAL DEPOSIT INSURANCE CORPORATION

[12 CFR Part 329]

INTEREST ON DEPOSITS

Proposed Amendment Redefining Savings Deposits To Include Deposits of Profit-Making Organizations

1. Notice is hereby given that the Board of Directors of the Federal Deposit Insurance Corporation (the "Corporation"), after consultation with the Board of Governors of the Federal Reserve System and the Federal Home Loan Bank Board, and pursuant to the authority contained in section 9, 64 Stat. 881, 12 U.S.C. 1819 and section 18, 64 Stat. 891, 12 U.S.C. 1828, is considering amending sections 329.1 and 329.7 of its regulations (12 CFR 329.1 and 329.7) to permit corporations, partnerships, associations, or other organizations operated for profit to maintain savings deposits in insured nonmember commercial banks.

At present, savings deposits may be maintained with insured nonmember commercial banks only by individuals, certain specified non-profit organizations and public units. Public units may maintain ordinary savings deposits but may not maintain NOW accounts with any insured nonmember bank unless the public unit is engaged in an educational or similar function. The amendment as proposed will also prohibit profit-making organizations from maintaining NOW accounts with any insured nonmember bank.

The Board of Governors of the Federal Reserve System has inserted in its corresponding proposal a limitation of \$100,000 on the amount of funds that may be deposited in any one bank in savings deposits to the credit of (or in which the beneficial interest is held by) any one corporation, association, or other organization. While the Corporation's proposal embodies no such limitation, the Board of Directors is nevertheless interested in receiving comments on the desirability of such a limitation and suggestions as to amount.

2. It is proposed that § 329.1 of Part 329 of the Corporation's regulations be amended as follows: (1) By deleting in its entirety paragraph (e) (1) (i) thereof; (2) by redesignating paragraph (e) (1) (ii) thereof as paragraph (e) (1); (3) by revising paragraph (e) (2) (ii) thereof; and (4) by revoking footnote 4 and redesignating footnote 5 as footnote 4, and by redesignating footnote 5a as footnote 5. Section 329.1 as thus amended will read as follows:

§ 329.1 Definitions.

(e) *Savings deposits.* (1) The term "savings deposit" means a deposit:

With respect to which the depositor is not required by the deposit contract but may at any time be required by the bank to give notice in writing of an intended

withdrawal not less than 30 days before such withdrawal is made and which is not payable on a specified date or at the expiration of a specified time after the date of deposit.

(2) (i) * * *

(ii) No insured nonmember bank or insured nonmember mutual savings bank shall maintain an interest-bearing deposit for a corporation, partnership, association or other organization, or for a public unit as defined in section 3(m) of the Federal Deposit Insurance Act, if such deposit is subject to withdrawal by negotiable or transferable instrument for the purpose of making transfers to third parties; *provided*, That any insured nonmember bank or insured nonmember mutual savings bank may maintain such a deposit for a public unit until January 1, 1976 if the deposit was established before May 5, 1975; and *provided* That any deposit which would otherwise be prohibited by this subparagraph (ii) shall not be subject to such prohibition if it is held by a public unit, corporation, partnership, association, or other organization operated primarily for religious, philanthropic, charitable, educational or other similar purposes, and not operated for profit; or if the entire beneficial interest therein is held by one or more individuals or by such a public unit, corporation, partnership, association, or other organization.

3. It is proposed that § 329.7 of Part 329 of the Corporation's regulations be amended by revising paragraph (b) (1) (ii) to read as follows:

§ 329.7 Maximum rates of interest or dividends payable on deposits by insured nonmember mutual savings banks.¹

(b) *Maximum rates payable*—(1) *General*—(i) * * *

(ii) Notwithstanding the provisions of paragraph (b) (1) (i) of this section, no insured nonmember mutual savings bank shall pay interest or dividends at a rate in excess of 5 percent per annum on any deposit that is subject to withdrawal by negotiable or transferable instruments for the purpose of making transfers to third parties where such withdrawals are authorized by law.² Eligibility for corporations, partnerships, associations, other organizations and public units shall be limited in accordance with the provisions of § 329.1 (e) (2) (ii).

4. This notice is published pursuant to section 553(b) of Title 5, United States Code and §§ 302.1 and 302.2 of the rules and regulations of the Federal Deposit Insurance Corporation.

¹ The exercise by the bank of its right to require such notice shall not cause the deposit to cease to be a savings deposit.

² * * *

5. Interested persons are invited to submit written data, views or arguments regarding the proposed amendment to the Office of the Executive Secretary, Federal Deposit Insurance Corporation, Washington, D.C. 20429 no later than July 25, 1975.

FEDERAL DEPOSIT INSURANCE
CORPORATION,

[SEAL] ALAN R. MILLER,

Executive Secretary.

[FR Doc. 75-15241 Filed 6-10-75; 8:45 am]

FEDERAL ENERGY ADMINISTRATION

[10 CFR Parts 205, 211]

WHOLESALE PURCHASER-RESELLERS

Adjustments to Base Period Use

The Federal Energy Administration hereby gives notice of a proposal to amend Parts 205 and 211, Chapter II, Title 10 of the Code of Federal Regulations to allow adjustments to a wholesale purchaser-reseller's base period use for certain increases in the allocation entitlements of purchasers which the wholesale purchaser-reseller supplies in its capacity as a supplier. The FEA will receive written comments and hold a public hearing with respect to this proposal.

The purpose of this proposal is to provide a procedure by which wholesale purchaser-resellers may obtain adjustments to their base period use for certain increases in the allocation entitlements of their customers. Since the repeal of the adjustment provisions of § 211.13(c) for changed circumstances (39 FR 36854, October 15, 1974), FEA regulations have not provided an adjustment procedure, except with respect to adjustments for increased current requirements, for wholesale purchaser-resellers with increased supply obligations to their customers. Under the current regulations, adjustments, except in the case of increased current requirements, are granted only by means of an exception to the regulation for the purpose of preventing or correcting a serious hardship or gross inequity.

The changed circumstances adjustment was revoked because FEA concluded that in order to preserve product distribution patterns as they existed during the base period, adjustments should be granted only in exceptional cases. However, FEA has determined that in certain situations this requirement may place an inordinate burden on suppliers. Therefore, FEA proposes to provide that a wholesale purchaser-reseller, in its capacity as a supplier, may receive an adjustment to its base period use for increases in the allocation entitlements of its customers which are occasioned by (1) the assignment to supply new motor gasoline retail sales outlets or (2) an assignment or adjustment resulting from the curtailment of an energy source pursuant to a Federal or State rule or order as set forth in § 211.12(h).

Under the proposed amendment a wholesale purchaser-reseller which has been assigned to supply new motor gasoline retail sales outlets or whose customers have received assignments or adjustments resulting from the curtailment of an energy source pursuant to a Federal or State order as set forth in § 211.12(h) may in turn certify to and receive an adjustment from its supplier or suppliers for 90 percent of the amount of the adjustment or assignment for motor gasoline and 95 percent of the amount of the adjustment or assignment for all other allocated products.

Suppliers whose wholesale purchaser-reseller customers receive such an adjustment or who receive a certification from any other supplier which has received such a certification would in turn certify to and receive an adjustment from their suppliers for 90 percent of the amount of the adjustment for motor gasoline and 95 percent of the amount of the adjustment for all other allocated products. This certification process is substantially the same as the existing procedure for certifying increased current requirements under § 211.13(d) except that under the proposal only 90 percent or 95 percent of the amount of the increase may be certified forward from a purchaser to his supplier.

Finally, under the proposed amendment the phrases in § 211.12(e)(3)(iii) and § 205.216(b)(2)(i) which refer to § 211.13(c)(1) would be deleted, and § 211.13(a)(3) would be revised to reflect the amendment published in 39 FR 36854, October 15, 1974, which redesignated former paragraph (e) as paragraph (g) and added a new paragraph (e). The phrases to be deleted from § 211.12(e)(3)(iii) and § 205.216(b)(2)(i) refer to the criteria for granting changed circumstance adjustments and were inadvertently retained in the regulations when the changed circumstances adjustment was deleted.

As required by section 7(c)(2) of the Federal Energy Administration Act of 1974, Pub. L. 93-275, a copy of this notice has been submitted to the Administrator of the Environmental Protection Agency for his comments concerning the impact of this proposal on the quality of the environment. The Administrator had no comments on this proposal.

A public hearing on this proceeding will be held beginning at 9:30 a.m. on July 2, 1975, in Room 2105, 2000 M Street, NW, Washington, D.C., to receive comments from interested persons on the matters set forth herein. Any person who has an interest in the subject of the hearing, or who is a representative of a group or class of persons which has an interest in the subject of the hearing, may make a written request for an opportunity to make an oral presentation. Such a request should be directed to Executive Communications, Room 3309, FEA, and must be received before 4:30 p.m., e.s.t., June 24, 1975. Such a request may be hand delivered to Room 3309, Federal Building, 12th and Pennsylvania Avenue, NW, Washington, D.C., between the

hours of 8 a.m. and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he is a proper representative of a group or class of persons which has such an interest; and to give a concise summary of the proposed oral presentation and a phone number where he may be contacted through June 30, 1975.

Each person selected to be heard will be so notified by the FEA before 4:30 p.m., e.s.t., June 27, 1975 and must submit 100 copies of his statement to Executive Communications, FEA, Room 3309, Federal Building, Washington, D.C. 20461, before 4:30 p.m., e.s.t., July 1, 1975.

The FEA reserves the right to select the persons to be heard at the hearing, to schedule their respective presentations, and to establish the procedures governing the conduct of the hearing. Each presentation may be limited, based on the number of persons requesting to be heard.

An FEA official will be designated to preside at the hearing. It will not be a judicial or evidentiary-type hearing. Questions may be asked only by those conducting the hearing, and there will be no cross-examination of persons presenting statements. At the conclusion of all initial oral statements, each person who has made an oral statement will be given the opportunity, if he so desires, to make a rebuttal statement. The rebuttal statements will be given in the order in which the initial statements were made and will be subject to time limitations.

Any interested person may submit questions, to be asked of any person making a statement at the hearing, to Executive Communications, FEA, before 4:30 p.m., e.s.t., July 1, 1975. Any person who makes an oral statement and who wishes to ask a question at the hearing may submit the question, in writing, to the presiding officer. The FEA or the presiding officer, if the question is submitted at the hearing, will determine whether the question is relevant, and whether time limitations permit it to be presented for answer.

Any further procedural rules needed for the proper conduct of the hearing will be announced by the presiding officer.

A transcript of the hearing will be made and the entire record of the hearing, including the transcript, will be retained by the FEA and made available for inspection at the Administrator's Reception Area, FEA, Room 3400, 12th and Pennsylvania Avenue NW, Washington, D.C., between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Anyone may purchase a copy of the transcript from the reporter.

Interested persons are invited to participate in this rulemaking by submitting data, views or arguments with respect to the proposed regulations set forth in this notice to Executive Communications, Room 3309, Federal Energy Administration, Box DI, Washington, D.C. 20461.

Comments should be identified on the outside envelope and on documents submitted to FEA Executive Communications with the designation "Wholesale Purchaser-reseller Adjustment". Fifteen copies should be submitted. All comments received by June 27, 1975, and all relevant information, will be considered before final action is taken on the proposed rulemaking.

Comments received in response to this notice will be available for public inspection after the comment period in the Administrator's Reception Area, Room 3400, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C. 20461.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. FEA reserves the right to determine the confidential status of the information or data and to treat it accordingly.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159, as amended by Pub. L. 93-511; Federal Energy Administration Act of 1974, Pub. L. 93-275; E.O. 11790, 39 FR 23185)

In consideration of the foregoing, it is proposed to amend Parts 205 and 211, Chapter II of Title 10, Code of Federal Regulations, as set forth below.

Issued in Washington, D.C., on June 5, 1975.

ROBERT E. MONTGOMERY, Jr.,
General Counsel.

1. Section 205.216 is amended by revising clause (i) of subparagraph (2) of paragraph (b) to read as follows:

§ 205.216 State office evaluation.

(b) Assignment.

(2) Criteria. (i) The State Office shall consider, among other relevant criteria, the quantity of allocated product previously sold or purchased at the end-user's site, the projected volume as calculated prior to construction of the end-user's site and the volume sold or purchased by other similar end-users operating in circumstances similar to applicant's.

2. Section 211.12 is amended by revising clause (iii) of subparagraph (3) of paragraph (e) to read as follows:

§ 211.12 Purchaser's allocation entitlement.

(e) New wholesale purchasers.

(3) Assignments.

(iii) FEA may assign the wholesale purchaser to one or more suppliers and will assign a base period volume to the wholesale purchaser when the assignment to a supplier(s) is made. In assigning base period volumes, FEA will consider, among other relevant criteria, the quantity of allocated product previously sold or purchased at the purchaser's site and the projected volume as

calculated prior to construction of the purchaser's site.

3. Section 211.13 is amended by revising subparagraphs (2) and (3) of paragraph (a) and by adding a new paragraph (c) to read as follows:

§ 211.13 Adjustments to base period volume.

(a) Scope.

(2) Paragraph (b) of this section provides for supplier-initiated and wholesale purchaser-initiated adjustments of a wholesale purchaser's base period use for each month of the appropriate base period year for unusual growth based upon actual sales volumes in 1972 and 1973. Paragraph (c) of this section provides for adjustments to a wholesale purchaser-reseller's base period use for new and increased allocation entitlements of purchasers which are occasioned by an assignment to supply new motor gasoline retail sales outlets or an assignment or adjustment resulting from the curtailment of an energy source pursuant to a Federal or State rule or order as set forth in § 211.12(h) of this part. Paragraph (d) of this section provides an adjustment to base period uses when increased requirements are certified by end-users and wholesale purchaser-consumers entitled to receive an allocation level of 100 percent of current requirements subject to an allocation fraction.

(3) Paragraph (e) of this section provides for additional adjustments to base period uses for preventing or correcting serious hardship or gross inequity. Paragraph (f) of this section requires purchasers to certify applications for adjustments. Paragraph (g) of this section requires non-discrimination among wholesale purchasers in granting adjustments.

(c) Adjustments to a wholesale purchaser-reseller's base period use for new and increased allocation entitlements of purchasers. (1) A wholesale purchaser-reseller may receive an adjustment under this paragraph for increases in the allocation entitlements or new allocation entitlements of purchasers which are occasioned by: (i) an assignment to supply new motor gasoline retail sales outlets; or (ii) an assignment or adjustment made by FEA pursuant to § 211.12 (h) of this part.

(2) A wholesale purchaser-reseller which is notified pursuant to § 205.26(c) or § 205.36(d) that purchasers have received adjustments or assignments set forth in subparagraph (1) of this paragraph may certify to its supplier or suppliers on a proportional basis 90 percent of the amount of the adjustment or assignment for motor gasoline and 95 percent of the amount of the adjustment or assignment for all other allocated products and shall receive an adjustment to its base period use to cover the volume so certified.

(3) All suppliers which receive a certification of an adjustment to base period use made pursuant to this paragraph or which receive a certification from any other supplier of an adjustment to base period use under this paragraph which has been certified to that other supplier, may in turn certify to their suppliers 90 percent of the amount of the adjustment for motor gasoline and 95 percent of the amount of the adjustment for all other allocated products and be assigned a proportionate adjustment to that part of their base period use received from each supplier to cover the certified increases granted under this paragraph.

[FR Doc. 75-15239 Filed 6-6-75; 3:50 pm]

VETERANS ADMINISTRATION

[38 CFR Part 3]

VETERANS BENEFITS

Evidence Requirements

The Administrator of Veterans' Affairs proposes regulatory changes relating to evidence submitted in support of claims for benefits.

Section 3.200(a) of Title 38, Code of Federal Regulations, currently provides that claimants and witnesses will be sworn before presenting oral testimony before a rating or authorization body. Section 3.103 of Title 38, Code of Federal Regulations, prescribes procedures for affording due process to claimants for benefits under laws administered by the Veterans Administration. Paragraph (c) of the section provides for affording hearings to claimants as a part of such due process. This paragraph contains a provision that oral testimony may be presented under oath or affirmation. To achieve uniformity it is proposed to amend § 3.200 to likewise provide that testimony may be given under oath or affirmation.

Section 3.202 of Title 38, Code of Federal Regulations, specifies the conditions under which foreign documents may be acceptable as evidence. Paragraph (a) provides that certain foreign documents must be authenticated by a United States Consular Office or the State Department. Alternate procedures are provided for countries where the United States has no consular representation. Paragraph (b) prescribes conditions under which authentication will not be required. An amendment to paragraph (a) is proposed which would clarify that authentication under this paragraph is required only for affidavits and other documents which must be executed under oath and which do not meet the requirements of paragraph (b). Paragraph (b)(4) is amended to include documents evidencing adoption and annulment. Paragraph (c) is added which provides that photocopies of documents which meet the requirements of § 3.202 will be acceptable in lieu of the originals. In addition, minor editorial changes are included in §§ 3.200 and 3.202 to reflect agency policy of using precise terms denoting gender.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposal to the Administrator of Veterans' Affairs, Veterans Administration, 810 Vermont Avenue, NW, Washington, D.C. 20420. All relevant material received before July 11, 1975, will be considered. All written comments received will be available for public inspection at the above address only between the hours of 8 am and 4:30 pm Monday through Friday (except holidays), during the mentioned 30-day period and for 10 days thereafter. Any person visiting Central Office for the purpose of inspecting any such comments will be received by the Central Office Veterans Assistance Unit in room 132. Such visitors to any field station will be informed that the records are available for inspection only in Central Office and furnished the address and the above room number.

Notice is given that the amendments would be effective the date of final approval.

1. Section 3.200 is revised to read as follows:

§ 3.200 Testimony certified or under oath.

(a) All oral testimony presented by claimants and witnesses on their behalf before any rating or authorization body

will be under oath or affirmation. (See § 3.103(c).)

(b) All written testimony submitted by the claimant or in his or her behalf for the purpose of establishing a claim for service connection will be certified or under oath or affirmation. This includes records, examination reports, and transcripts material to the issue received by the Veterans Administration at the instance of the claimant or in his or her behalf or requested by the Veterans Administration from State, county, municipal, recognized private institutions, and contract hospitals.

2. In § 3.202, paragraph (a) introduction, (a) (2) and (b) (2) and (4) are revised and paragraph (c) is added so that the revised and added material reads as follows:

§ 3.202 Evidence from foreign countries.

(a) Except as provided in paragraph (b) of this section, where an affidavit or other document is required to be executed under oath before an official in a foreign country, the signature of that official must be authenticated by a United States Consular Officer in that jurisdiction or by the State Department. Where the United States has no consular representative in a foreign country, such authentication may be made as follows:

(2) By the nearest American consul who will attach a certificate showing the result of the investigation concerning its authenticity.

(b) Authentication will not be required:

(2) When it is indicated that the attesting officer is authorized to administer oaths for general purposes and the document bears his or her signature and seal; or

(4) When a copy of a public or church record from any foreign country purports to establish birth, adoption, marriage, annulment, divorce, or death, provided it bears the signature and seal of the custodian of such record and there is no conflicting evidence in the file which would serve to create doubt as to the correctness of the record; or

(c) Photocopies of original documents meeting the requirements of this section will be accepted.

Approved: June 5, 1975.

By direction of the Administrator.

ODELL W. VAUGHN,
Deputy Administrator.

[FR Doc. 75-15235 Filed 6-10-75; 8:45 am]

#

ceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 2834, Casper, WY 82601.

PHILIP C. HAMILTON,
Chief, Branch of Lands and
Minerals Operations.

[PR Doc.75-15124 Filed 6-10-75;8:45 am]

Fish and Wildlife Service ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

William A. Barabino, 19 Sunset Avenue,
North Reading, Massachusetts 01864.

 DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one) ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT	
2. APPLICANT (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested) William A. Barabino 19 Sunset Ave. No. Reading, Ma. 01864		3. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED Propagation and enhancement of the species	
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING ☒ MR. ☐ MRS. ☐ MISS ☐ MS. HEIGHT 5' 11" WEIGHT 160 DATE OF BIRTH Feb 11, 1932 COLOR HAIR Brn COLOR EYES Blu PHONE NUMBER WHERE EMPLOYED (617) 664-5049 SOCIAL SECURITY NUMBER 072-26-5339 OCCUPATION Prof. Safety Research and DO YOU HAVE ANY OTHER FEDERAL LICENSES OR PERMITS TO DO WITH THE SPECIES TO BE COVERED BY THIS LICENSE/PERMIT NO		5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING EXPLAIN TYPE OR NAME OF BUSINESS, AGENCY, OR INSTITUTION NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC. IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED	
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED 19 Sunset Ave. No. Reading, Ma. 01864 Ship One pr. Lophura Swinhoei in interstate commerce from L & L Pheasantry Hedges, Pa. 17938		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO (If yes, list license or permit number) 8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☒ NO (If yes, list jurisdiction and type of document) COMM OF MASS: Propagator's License	
9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF n/a		10. DESIRED EFFECTIVE DATE ASAP 11. DURATION NEEDED Indef	
12. ATTACHMENTS: THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED IS- AS PER 17.23(b) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED. 17.23 (a)(b)(4)			
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001. SIGNATURE (In ink) <i>William A. Barabino</i> DATE <i>May 1, 1975</i> 3-200 6/7/70 William A. Barabino			

FORM 3-200, PART 12; 50 CFR, SECTION 17.23
MAY 1, 1975.

1. Pheasant, Swinhoe (Lophura Swinhoei);
1 pr, 1974 hatch.

2. Telephone order to Seller: L & L Pheasantry, Hedges, Pa. 17938. Date of Order: 15 April 1975, 1 pr.

3. Applicant is breeder of select pheasant breeds utilizing either appropriate hen or bantam chicken for hatching. Excess of any birds are released in Harold Parker State Game preserve, an abutting facility to breeding location.

4. 19 Sunset Ave., No. Reading, Mass. 01864.

5. Subject pheasant were hatched and raised in captivity at L & L pheasantry.

6. n/a

7. Wire Pen, 2' x 4' mesh, 14 gauge, covered; sheltered housing, nesting facilities, constant feed and water supply; landscaped as natural habitat. Size: 10' x 6' x 85'

See Item 3, above.

Applicant presently solicits cooperative breeding activities and hereby states he will continue to do so. There would be no constraints to maintaining and/or contributing to any studbook.

Birds are shipped in appropriately ventilated carton of approximately 8' x 16' x 24'

in size. Adequate feed supply is placed in carton as is a non-spillable water container. Shipment leaves Harrisburg Airport via air-freight at 11:00 am and is met by applicant at 6:00 pm same day. Appropriate health certificates of original breeder's flock are maintained on a current basis at Division of Fisheries and Game, Commonwealth of Mass. and duplicate thereof are presented to authorities at Logan Inter'l Airport prior to acceptance of delivery.

WILLIAM A. BARABINO.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036.

All relevant comments received on or before July 11, 1975.

Dated: June 4, 1975.

C. R. BAVIN,
Chief, Division of Law Enforcement,
U.S. Fish and Wildlife
Service.

[FR Doc.75-15045 Filed 6-10-75; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

Georgia Department of Natural Resources,
Game and Fish Division, 270 Washington Street, S.W., Atlanta, Georgia 30334.
Mr. Jack Crockford, Director.

 DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one) ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT													
2. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested) Georgia Department of Natural Resources Game and Fish Division 270 Washington St., S.W. Atlanta, Georgia 30334		3. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED. Eight mature alligators (7' or more) to be equipped with radio telemetry equipment and relocated for beaver pond situations. Movements will be monitored to determine feasibility of study regarding beaver-alligator relationship.													
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: <table border="1"> <tr> <td>☐ MR. ☐ MRS. ☐ MISS ☐ MS.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td>DATE OF BIRTH</td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td>PHONE NUMBER WHERE EMPLOYED</td> <td colspan="2">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td colspan="3">OCCUPATION</td> </tr> </table>		☐ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT	WEIGHT	DATE OF BIRTH	COLOR HAIR	COLOR EYES	PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER		OCCUPATION			5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION State conservation agency.	
☐ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT	WEIGHT													
DATE OF BIRTH	COLOR HAIR	COLOR EYES													
PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER														
OCCUPATION															
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED Southwest Georgia (Webster County)		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO (If yes, list license or permit number) 6689-M Migratory bird banding permit													
8. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF		9. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☒ YES ☐ NO (If yes, list jurisdiction and type of document) Federal Aid approved research project. Georgia W-37-R-14.													
10. DESIRED EFFECTIVE DATE May 1, 1975		11. DURATION NEEDED 3 years													
12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED IS IN 50 CFR 17.12. IT MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.															
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.															
SIGNATURE (In ink) <i>Jack Crockford</i>		DATE 25 May 75													

MAY 12, 1975.

DIRECTOR,
U.S. Fish and Wildlife Service, P.O. Box 19183,
Washington, D.C. 20036.

(Attention: Office of Permits.)

DEAR SIR: This is in response to Ms. Betty Gillis' telephone request of May 9, concerning our pending permit application for the capture and transplant of alligators. Our answers to the questions raised by the Office of Endangered Species are listed below.

1. While this question should have been directed to the Service's Refuge Division, we know that alligators are overabundant on Blackbeard Island National Wildlife Refuge to the extent that extensive cannibalism of the younger age classes has been occurring for several years.

2. The release sites are within the natural range of the species but are unpopulated at this time owing to excessive exploitation of the population in years past.

3. Effects of the releases on wildlife other than beavers can be expected to parallel those in eco-systems where alligators are now present. In as much as this is not an extralimital introduction, no unusual adverse effects or dire consequences are anticipated.

4. After the study is completed, the alligators will remain in place. No efforts will be made to recapture and relocate them.

5. The beaver problem is regionwide in the south owing to bountiful food supplies, salubrious weather and poor fur prices. Extensive damage to timber and other resources compel some kind of population control program. If the alligator thing works, we are accomplishing at least two pluses with one action.

We are hopeful that the foregoing will suffice your needs. Please advise if additional details are needed.

Very truly yours,

JACK CROCKFORD,
Director.

PROJECT No. W-37-R

OUTLINE FOR PROGRAM NARRATIVE RESEARCH AND SURVEYS

I. Study Title: Alligator Relocation and Its Effect on Beaver Damage.

1. **Problem:** Beaver damage complaints are becoming a serious problem in southwest Georgia. Alligator complaints are also becoming numerous.

2. **Objective:** (a) To monitor movements of mature transplanted alligators in a beaver pond situation, (b) to evaluate beaver damage abatement as a result of alligator transplanting, (c) To compile and analyze data which will be presented in a final report.

3. **Justification:** Data are not available as to movements of mature alligators transplanted into beaver ponds. Before we can study damage abatement, there must be an effort to see if the alligators will remain in the problem area long enough to effect the beaver damage. If the beavers will stay put, we would like to determine how effective they are in reducing beaver damage. These efforts, if successful, will help field personnel solve two serious problems while enhancing the survival of an endangered species.

4. **Status:** Dr. Dale Arner at Mississippi State University found that large alligators confined in ponds with pens surrounding them will kill and feed on beavers introduced into the ponds. Auburn University found that beavers would not stay in ponds (2, 9, 15, and 36 acres) with large alligators. Joann of Louisiana reports that alligators will kill and eat nutria.

5. Procedures:

Job Title: "Alligator Movements"—Eight mature alligators will be trapped from Blackbeard Island and transplanted into selected beaver ponds during the spring. Gators will be instrumented with 27 megahertz transmitters and monitored daily for the initial

month. Triangulations will be the method of remote sensing. After the first month monitoring will slow to once a week for the remaining radio life.

Job Title: "Effects of Alligator Relocation on Beaver Damage"—If the movement studies are favorable another sample of gators will be transplanted. Damage will be evaluated before transplanting and after using randomized transects and counting cuttings. The model will be achieved with the assistance of a statistician.

6. Schedule:

Year	Job No.	Title	Cost
1974 to 1975.	IIIA	Alligator movements.....	\$6,000
1975 to 1976.	IIIB	Effects of alligator relocation on beaver damage.	6,000
1976 to 1977.	IIIC	Analyze data and prepare final report.	1,000
Total.....			13,000

7. Geographic Location: Webster and/or Randolph counties.

8. Personnel: Bill Wilson, Biologist, Ralph Rump, Technician.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975.

Dated: June 4, 1975.

C. R. BAVIN,
Chief, Division of Law Enforcement,
U.S. Fish and Wildlife Service.

[PR Doc. 75-15047 Filed 6-10-75; 8:45 am]

ENDANGERED SPECIES PERMIT Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

Office of Migratory Bird Management, U.S. Fish and Wildlife Service, Washington, D.C. 20240, G. K. Brakhage.

DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR LICENSE ONLY and ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT	
2. APPLICANT, full name, company address and phone number or individual, address, agency, or institution for which permit is requested Office of Migratory Bird Management		3. FULL DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE, IMPORT OR EXPORT LICENSE, OR PERMIT IS REQUESTED Annually monitor use of known nesting by adult bald eagles. Determine success or failure of nesting efforts. Observations made from aircraft.	
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING ☐ MR. ☐ MRS. ☐ MISS ☐ MS. DATE OF BIRTH: _____ COLOR HAIR: _____ COLOR EYES: _____ PROFESSION/EMPLOYER EMPLOYED: _____ SOCIAL SECURITY NUMBER: _____ OCCUPATION: _____		5. IF "APPLICANT" IS A FARMER, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING BUSINESS TYPE OR TYPE OF BUSINESS, AGENCY, OR INSTITUTION: The goal of the Office of Migratory Bird Management is to perpetuate the migratory bird resource for the benefit of people. To this end surveys are conducted to gain knowledge about migratory birds and their habitats.	
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED Locally Tidewater Virginia and Maryland; elsewhere throughout the range of the southern bald eagle.		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? If yes, for license or permit number: Federal Migratory Bird Banding Permit No. 6875	
8. IF REQUESTED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU REQUEST? If yes, list jurisdiction and type of document: N/A		9. DATED-EFFECTIVE DATE: July 1, 1975	
10. CERTIFIED CHECK OR CHECK IF APPLICABLE IF APPLICABLE TO THIS U.S. FISH AND WILDLIFE SERVICE EMPLOYEE (IF WORKING UP) N/A		11. DURATION REQUIRED: Continuing	
12. ATTACHMENTS: THE FOLLOWING INFORMATION REQUESTED FOR THE TYPE OF LICENSE OR PERMIT REQUESTED IS IN THE DATA MUST BE ATTACHED, IS SUBMITTED AS A SEPARATE PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR WHICH SUCH ATTACHMENTS ARE PROVIDED: No endangered species will be taken or possessed. Permit requested to allow observation of eagles from aircraft. Description of work attached.			
13. I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS AS A 50 USC APPLICABLE PART 13 IN RELATION TO THE CHECK OF TITLE 50, PART 13, AND I FURTHER CERTIFY THAT THE INFORMATION SUPPLIED IN THIS APPLICATION FOR A LICENSE OR PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT PERMANENTLY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.			
SIGNATURE OF APPLICANT: G. K. Brakhage		DATE: 05/16/75	

DESCRIPTIONS OF EAGLE NEST SURVEYS IN MARYLAND AND VIRGINIA

You may be aware that there has been a long term cooperative effort by the U.S. Fish and Wildlife, the State of Maryland and the Audubon Naturalist Society to monitor the status of bald

eagles nesting in the vicinity of Chesapeake Bay (some of these birds may be southern bald eagles). Audubon Naturalist Society eagle nesting records for the Bay area go back over twenty-five years. Since 1962 aircraft have been used to determine nesting success of these eagles. In the early years U.S. Army helicopters

and pilots were used but since about 1966 Fish and Wildlife Service fixed-wing aircraft have been used in this work.

It is my understanding that where field activities result in "harassment" of an endangered or threatened species that a permit must be obtained in order to continue such field work. A description of the work follows:

Procedures. 1. The location of all known eagle nests are plotted on large scale maps along with notes as to tree types and other clues to allow ready location of the nest. Aerial searching or circling is reduced to a minimum as a result.

2. In late February and early March a pilot and observer in a single engine, fixed-wing aircraft check the nest sites to see if eagles are using the nest or are sitting in surrounding trees. Later in May or early June a second flight is made over these active nests to determine if young were produced or not.

Results. The results of these eagle nest surveys are summarized in reports which are distributed to Fish and Wildlife Service units and interested outside agencies.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975.

Dated: June 4, 1975.

C. R. BAVIN,
Chief, Division of Law Enforcement,
U.S. Fish and Wildlife Service.

[FR Doc. 75-15046 Filed 6-10-75; 8:45 am]

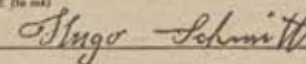
ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

Mr. Hugo Schmitt, 318 Howell Place, Sarasota, Florida 33500.

DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one)																															
		☐ IMPORT OR EXPORT LICENSE ☒ PERMIT																															
		2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED. Interstate transport of one Bengal Tiger (<i>panthera tigris</i>) an endangered species, in interstate commerce in the course of a commercial activity; Circus performances.																															
3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested) Mr. Hugo Schmitt 318 Howell Pl. Sarasota, Fla. Phone: (813) 371-2595		4. IF "APPLICANT" IS A BUSINESS CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION N/A																															
5. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: <table border="1"> <tr> <td>☒ MR. ☐ MRS. ☐ MISS ☐ MR.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td></td> <td>5'5"</td> <td>180</td> </tr> <tr> <td>DATE OF BIRTH</td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td>July 19, 1904</td> <td>Gray</td> <td>Brn</td> </tr> <tr> <td>PHONE NUMBER WHERE EMPLOYED</td> <td colspan="2">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td>813-371-2595</td> <td colspan="2">095-24-1113</td> </tr> <tr> <td colspan="3">OCCUPATION</td> </tr> <tr> <td colspan="3">Circus Performer</td> </tr> <tr> <td colspan="3">ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT</td> </tr> <tr> <td colspan="3">N/A</td> </tr> </table>		☒ MR. ☐ MRS. ☐ MISS ☐ MR.	HEIGHT	WEIGHT		5'5"	180	DATE OF BIRTH	COLOR HAIR	COLOR EYES	July 19, 1904	Gray	Brn	PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER		813-371-2595	095-24-1113		OCCUPATION			Circus Performer			ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT			N/A			6. IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED N/A	
☒ MR. ☐ MRS. ☐ MISS ☐ MR.	HEIGHT	WEIGHT																															
	5'5"	180																															
DATE OF BIRTH	COLOR HAIR	COLOR EYES																															
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Circus Performer																																	
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT																																	
N/A																																	
7. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED Interstate shipment involving any and/or all 50 states and foreign countries, inclusive.		8. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO (If yes, list license or permit numbers)																															
9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF \$50.00		10. DESIRED EFFECTIVE DATE May 15, 1975																															
11. DURATION NEEDED Permanent		12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 17.23) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED. 50 CFR 17, Subpart.C, 17.23																															
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER 8 OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.																																	
SIGNATURE (In ink) 		DATE April 25, 1975																															

ATTACHMENT TO FORM 3-200

Applicant: Hugo Schmitt, 318 Howell Pl., Sarasota, Fla., phone (813) 371-2595.

50 CFR 17 ENDANGERED WILDLIFE

Subject C:

17.23 (1) One (1) Bengal Tiger (*panthera tigris*) female born 12/13/72 at RBB&B Winter Quarters, Venice, Fla.

(2) Not Applicable.

(3) The animal involved is a performing animal which has been trained by the applicant. It performs restrained by leashes. The performance consists of various poses, leaps, and other movements which demonstrate the normal physical abilities of this species. The animal is tame and no whips, guns, or other devices are used to force its performance; the display is planned to demonstrate the beauty, grace, and physical attributes of this species. In the course of

traveling with this animal the applicant frequently appears before groups in Schools and Hospitals invariably without compensation. It is also used to make public conservation movements on endangered animals. The animal is nearing the age which breeding is advisable; the applicant intends to purchase a suitable male to breed and thus further the species.

(4) When not on tour the animal involved is housed at the applicant's home, 318 Howell Pl., Sarasota, Fla. On tour, the animal is housed in a custom built cage which measures approx. 7' x 4'6" x 5'6" and is allowed for maximum freedom. A freezer is in use which holds an ample supply of food.

(5) Not applicable; no importation planned.

(6) Not applicable; the animal for which the permit is requested was born in RBB&B winter quarters, Venice, Fla. and no removal of an animal from the wild is involved in the activity for which the permit is requested.

(7) Not applicable; no importation planned.

ADDITIONAL INFORMATION

The applicant has spent his entire life training and working with this type of animal.

The applicant is willing to participate in a cooperative breeding program and to contribute data to a Studbook.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street NW., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975.

Dated: June 4, 1975.

C. R. BAVIN,
Chief, Division of Law Enforcement,
U.S. Fish and Wildlife Service.

[FR Doc.75-15048 Filed 6-10-75;8:45 am]

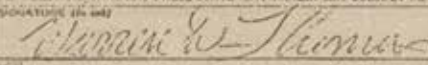
ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

The Los Angeles Zoo, 5333 Zoo Drive, Los Angeles, California 90027.
Warren D. Thomas, D.V.M., Director.

DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one)	
		☐ IMPORT OR EXPORT LICENSE	
		☒ PERMIT	
2. APPLICANT (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested) Los Angeles Zoo 5333 Zoo Drive Los Angeles, California 90027 (213) 666-4650		3. DETAILED DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS REQUESTED. Pair up single female Ruffed Lemur at Los Angeles with male (Endangered Species Permit #ES-14) from St. Louis Zoo.	
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: SEX: ☐ MR. ☐ MRS. ☐ MISS ☐ MS. TENDRY: _____ WEIGHT: _____ DATE OF BIRTH: _____ COLOR HAIR: _____ COLOR EYES: _____ PHONE NUMBER WHERE EMPLOYED: _____ SOCIAL SECURITY NUMBER: _____ OCCUPATION: _____		5. IF "APPLICANT" IS A BUSINESS, CORPORATION, OR AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION: Public Zoo - conservation and research programs in addition to recreation and educational activities.	
6. LISTED BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT: ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT:		7. NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, EMPLOYEE, ETC. Dr. Warren Dean Thomas (213) 666-4650 IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED:	
8. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED: Transfer from St. Louis, Missouri, to Los Angeles, California		9. DO YOU HOLD ANY OTHER U.S. FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO (If yes, list license or permit number)	
10. CERTIFIED CHECK (BY MONEY ORDER IF APPLICABLE) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF:		11. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSED? ☐ YES ☒ NO (If yes, list jurisdiction and type of document)	
12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED IS IN PART C OF THE INSTRUCTIONS. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF C OF C/F UNDER WHICH ATTACHMENTS ARE PROVIDED.		13. DATED EFFECTIVE DATE: ASAP	
14. DURATION NEEDED: 6 months		15. NOT REQUIRED	
I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN CHAPTER 1 OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUPPLIED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.			
SIGNATURE (In ink) 		DATE April 21, 1975	

CHIEF,
Branch of Permits, U.S. Department of Interior, Bureau of Sport, Fisheries & Wildlife, Washington, D.C. 20240.
Subject: Request to Purchase One Adult Male Ruffed Lemur (*Lemur variegatus*), (held by the St. Louis Zoological Park, St. Louis, Missouri, under Endangered Species Permit Number ES-14).

DEAR SIR: 1. Status of Species in Wild. Found only on the island of Madagascar (now the Malagasy Republic), the Ruffed

Lemur is endangered primarily because of the loss of suitable habitat. The animal is protected, but these laws mean little as long as the destruction of its forest habitat continues.

2. Status of Species in Captivity. Volume 14 of the *International Zoo Yearbook* lists 61 Ruffed Lemurs in eleven zoos throughout the world. American zoos listed as having the species in their collection were Brownsville, Texas; Durham, North Carolina; Lincoln Park, Chicago, Illinois; San Antonio, Texas; and San Diego, California. The animal we

are requesting approval to purchase has been in the St. Louis Zoo's collection since December 8, 1970.

3. **Manner of Procurement.** The male Ruffed Lemur will be airfreighted from St. Louis to Los Angeles on either American or Trans World Airlines both of which have direct service between St. Louis and Los Angeles. Estimated flying time will be approximately 3½ hours. The animal will be shipped in a wooden crate measuring approximately 30" x 18" x 18". Due to the short duration of the flight, food and water will not be necessary en route.

4. **Outline of Breeding Project.** The male Ruffed Lemur will be paired with a young adult female born at the San Diego Zoological Gardens and to be loaned to the Los Angeles Zoo. The exhibit for the animals (see photographs) measures approximately 63' long, 20' wide and 13' high. Attached to this is an off exhibit holding area measuring approximately 8' long, 4' wide and 3' high. The Los Angeles Zoo currently maintains a colony of ten Ringtail Lemurs (*Lemur catta*) in a virtually identical exhibit. Seven of these animals were born at the Los Angeles Zoo, the youngest in April of 1973. Several of the females are now believed to be pregnant.

5. **Zoological Credentials of Personnel.** Dr. Warren D. Thomas, Director of the Los Angeles Zoo, formerly the Director of the Gladys Porter Zoo, graduated from Ohio State University, Columbus, Ohio, with a Degree of Bachelor of Science and also a Doctor's Degree in Veterinary Medicine. He received a Faculty Appointment as Assistant Professor of Internal Medicine in Omaha, Nebraska, and as Assistant Professor of Research Medicine at the University of Nebraska. He was a keeper at the Columbus Municipal Zoo, Consultant of the Jardin Zoologico de Barranco in Lima, Peru, Director of the Oklahoma City Zoo, and Director of the Henry Doorly Zoo in Omaha, Nebraska. He is a fellow member of the American Association of Zoological Parks and Aquariums.

Michael J. Crotty, Curator of Mammals at the Los Angeles Zoo graduated from Canisius College, Buffalo, New York, with a Bachelor of Science Degree in Biology. From February of 1966 to November of 1970, he was superintendent of the Children's Zoo, Buffalo Zoological Gardens. From November of 1970 to February of 1973, he served as General Curator at the Cheyenne Mountain Zoo, Colorado Springs, Colorado, where under the Zoo Director he was responsible for the management of the animal collection. He has held the position of Curator of Mammals at the Los Angeles Zoo since March of 1973. Mr. Crotty is a fellow member of the American Association of Zoological Parks and Aquariums and served as the editor of the 1974/1975 edition of "Zoos and Aquariums in the Americas".

6. **Propagation.** The Los Angeles Zoo will attempt to breed the Lemurs and is prepared to maintain at least ten individuals. Should reproduction occur, any viable young will be shared on an equal basis between the Los Angeles Zoo and the San Diego Zoo. Unlike other Lemurs, such as the Ringtail, the Ruffed Lemur does not carry its young at all times but will leave them in a nest box. Breeding pairs of Ruffed Lemurs at San Diego Zoo are provided with a nest box and it is our intention to do the same.

7. **Reproductive Potential.** The San Diego Zoo has had considerable success in breeding the Ruffed Lemur in enclosures not dissimilar to the proposed exhibit at Los Angeles. The male Ruffed Lemur at St. Louis, which the Los Angeles Zoo is requesting a permit to obtain, is currently excess to the St. Louis Zoo's requirements (they now have three males and two females). There is no reason to believe that successful reproduc-

tion will not occur between this animal and the female to be received on loan from San Diego.

Respectfully submitted,

WARREN D. THOMAS, D.V.M.,
Director, Los Angeles Zoo.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975.

Dated: June 4, 1975.

C. R. BAVIN,
Chief, Division of Law Enforcement,
U.S. Fish and Wildlife Service.

[FR Doc. 75-15049 Filed 6-10-75; 8:45 am]

Fish and Wildlife Service
ENDANGERED SPECIES PERMIT
Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

Fort Worth Zoological Park
2727 Zoological Park Drive
Fort Worth, Texas 76110
Elvie Turner, Jr., Director

DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one)
		☐ IMPORT OR EXPORT LICENSE ☒ PERMIT
3. APPLICANT: (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested) Fort Worth Zoological Park 2727 Zoological Park Drive Fort Worth, Texas 76110		2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED: The applicant wishes to export as gifts to foreign zoos, 31 alligators (endangered native wildlife) hatched at the Fort Worth Zoological Park since December 28, 1973 and 3 hatched before December 1973.
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: ☐ MR. ☐ MRS. ☐ MISS ☐ MR. DATE OF BIRTH: _____ PHONE NUMBER WHERE EMPLOYED: _____ OCCUPATION: _____ ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT: _____ HEIGHT: _____ WEIGHT: _____ COLOR HAIR: _____ COLOR EYES: _____ SOCIAL SECURITY NUMBER: _____		5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION: Non-profit, municipal zoological park engaged in education, exhibits, research, conservation and propagation of wildlife and fish. NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.: 817-923-4637; 926-0476 Elvie Turner, Jr., Director IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED: Texas
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED: Fort Worth Zoo, Fort Worth, Texas		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO (If yes, list license or permit number): 2-SP-157; EX-2-390; ES-437
8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☒ YES ☐ NO (If yes, list jurisdiction and type of documents): (see letters attached)		9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF: \$50.00
10. ATTACHMENTS: THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (see 50 CFR 12.22(a)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED: 50CFR 13, 50CFR17		11. DESIRED EFFECTIVE DATE: 30 Days from applic. date: 8 months
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13 OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS OF SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED BY THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001. SIGNATURE (in ink): <i>Elvie Turner, Jr.</i> DATE: 4/25/75		

FORT WORTH ZOOLOGICAL PARK

APRIL 25, 1975.

Director (FWS/SE)
U.S. Fish & Wildlife Service,
U.S. Dept. of the Interior,
Washington, D.C.

DEAR SIR: Enclosed please find our application for a permit to export captive conceived and hatched alligators (endangered native wildlife) as gift to foreign zoos as cited below:

50 CFR 17

Part 17.12 Endangered Native Wildlife

Alligator, American, *Alligator mississippiensis*

Subpart C—Part:

17.21—Importation (not applicable, this request is for exportation)

17.22—Importation to prevent economic hardship (not applic.)

17.23—Importation for zoological purposes

a. Application procedures:

(1) American Alligator, *Alligator mississippiensis* 31-6 mo. old and 3-18 mo. old sex not evident at this age.

(2) See attached copies of correspondence between consignor (Fort Worth Zoological Park) and consignees (foreign zoological institutions).

(3) Justification:

The young alligators referred to in this application are the result of captive breeding at the Fort Worth Zoological Park in 1973 and 1974 and as such are not members of the wild population. The intent of the gift is to place the animals in zoological institutions where they will become the nuclei of breeding groups furthering scientific research and propagation of the species and enhancing its survival. An auxiliary benefit will be increased positive foreign relations as the people of the United States present these gifts to the people of the named countries. See attached letters from consignors.

(4) Consignee description and address:*

* Information taken from Vol. 12, *International Zoo Yearbook*, 1972.

Address	Base of support	Size (ha.)	Attendance	Staff number
a. Six (6) specimens to: Instituto Nacional de Parques Venezuela, Direccion de Parques Zoológicos, Dr. Pedro Trebbau, Apdo. 28058, Caracas, Venezuela.	Municipal.....	2.5	600,000	34
b. Two (2) specimens to: National Zoological Gardens of South Africa, Dr. D. J. Brand, Director, P.O. Box 754, Pretoria 0001, Republic of South Africa.	Federal.....	81	544,000	120
c. Three (3) specimens to: Zoological Gardens, K. Kulper, Manager, Wellington City Corp., Wellington 2, New Zealand.	Municipal.....	12.1	160,130	29
d. Eight (8) specimens to: Tierpark, Carl Hagenbeck, Director, Ham- burg 54, Germany.	Private.....	27	1,000,000	66
e. Six (6) specimens to: Dudley Zoological Society, Ltd., M. J. Williams, Curator, Reg. Office: 2 The Broad- way, Dudley, Worcs. DY1 4QB, Great Britain.	do.....	19.4	550,000	70
f. Three (3) specimens to: Royal Zoological Society of South Australia, Inc., Zoological Gardens, W. E. Lancaster, Director, Adelaide, South Australia, 5000.	State Government and Zoological Society.	7.7	354,000	44
g. Two (2) specimens to: Institute Des Jardins, Zoologique et Botanique de Kinshasa, Nzambi Ndoluvuwa, Director, B.P. 3230, Kinshasa, Zaïre, Africa.	Federal.....	7	277,561	68
h. Four (4) specimens to: Miejski Ogród Zoologiczny Warszawa, 03461 Warszawa, ul., Ratuszowa 1-3, Poland.	Municipal.....	40	839,000	132

(5) All thirty-four specimens involved were conceived and hatched in captivity in the Fort Worth Zoological Park.

(6) This transaction is the consignee's attempt to obtain this species from captive bred animals.

(7) ("If the wildlife is to be imported") not applicable.

See also form 3-200 (6/74) enclosed.

Sincerely,

FORT WORTH ZOOLOGICAL PARK,

ELVIE TURNER, Jr.,
Director.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All

relevant comments received on or before July 11, 1975 will be considered.

Dated: June 5, 1975.

BERTRAM S. FALBAUM,
Acting Chief, Division of Law
Enforcement, U.S. Fish and
Wildlife Service.

[FR Doc.75-15266 Filed 6-10-75;8:45 am]

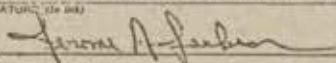
ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

Dr. Jerome A. Jackson
Department of Zoology
Mississippi State University
Mississippi State, Mississippi 39762

 DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		OMB NO. 43-10270													
1. APPLICANT (If name, complete address and phone number of individual, business, agency, or institution for which permit is requested) Dr. Jerome A. Jackson Dept. of Zoology, P.O. Drawer Z Mississippi State University Mississippi State, Ms. 39762 Phone 601-325-5722 or 601-323-1756		2. APPLICATION FOR (Indicate only one) ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT													
3. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: <table border="1"> <tr> <td>☒ MR. ☐ MRS. ☐ MISS ☐ MS.</td> <td>HEIGHT 5' 10"</td> <td>WEIGHT 160</td> </tr> <tr> <td>DATE OF BIRTH 4 Feb. 1943</td> <td>COLOR HAIR brn</td> <td>COLOR EYES brn</td> </tr> <tr> <td>PHONE NUMBER WHERE EMPLOYED 601-325-5722</td> <td colspan="2">SOCIAL SECURITY NUMBER 482-48-1862</td> </tr> <tr> <td colspan="3">OCCUPATION Associate Professor of Zoology</td> </tr> </table> ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT: Bureau of Sport Fisheries and Wildlife, Office of Endangered Species and Division of Refuges		☒ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT 5' 10"	WEIGHT 160	DATE OF BIRTH 4 Feb. 1943	COLOR HAIR brn	COLOR EYES brn	PHONE NUMBER WHERE EMPLOYED 601-325-5722	SOCIAL SECURITY NUMBER 482-48-1862		OCCUPATION Associate Professor of Zoology			4. IF "APPLICANT" IS A BUSINESS CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION: University NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC. Dr. John T. Morrow, head, 601-325-5722 IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED:	
☒ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT 5' 10"	WEIGHT 160													
DATE OF BIRTH 4 Feb. 1943	COLOR HAIR brn	COLOR EYES brn													
PHONE NUMBER WHERE EMPLOYED 601-325-5722	SOCIAL SECURITY NUMBER 482-48-1862														
OCCUPATION Associate Professor of Zoology															
5. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED Mississippi and western Alabama, primarily on Noxubee National Wildlife Refuge, Mississippi Savannah River Plant, Energy Research & Development Administration, near Aiken, South Carolina		6. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO If yes, list license or permit number: U.S. Banding permit # 9578 U.S. Collecting permit #4-SC-637 7. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSED? ☒ YES ☐ NO (If yes, list jurisdiction and type of document) Mississippi banding permit South Carolina permit applied for													
8. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF \$		9. DESIRED EFFECTIVE DATE 1 May 1975 As soon as possible													
10. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 22.22(a)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.		11. DURATION NEEDED 3 years													
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 22, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUCH CHAPTER 8 OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.															
SIGNATURE (in ink) 		DATE 21 May 1975													

ABSTRACT

Habitat characteristics and use by the Red-cockaded Woodpecker, an endangered species, will be studied on Noxubee National Wildlife Refuge, Tombigbee National Forest, and Mississippi State University Forest and in other areas near Starkville, Mississippi. Active and abandoned colonies of this species will be compared using multivariate statistics in an attempt to determine what habitat characteristics benefit the birds and what causes the birds to abandon a site. Individual birds will be uniquely marked and their daily use of their home range monitored. Arthropod populations will be measured in different parts of the woodpeckers' home range, and an attempt will be made to correlate habitat variation and habitat use of the birds with variation in their food supply. Based on the results of analyses of these baseline data, various management practices will be implemented in an attempt to benefit the birds. The effects of these management practices will be interpreted in terms of changes in the birds' behavior. The ultimate goal of the project is to quantitatively define this unique species' needs and

to develop a management program that will facilitate its recovery from an endangered status.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975 will be considered.

Dated: June 6, 1975.

BERTRAM S. FALBAUM,
Acting Chief, Division of Law
Enforcement, U.S. Fish and
Wildlife Service.

[FR Doc. 75-15267 Filed 6-10-75; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

National Zoological Park
The Smithsonian Institution
Washington, D.C. 20009

Dr. Theodore H. Reed, Director

Director, Fish and Wildlife Service, Washington, D.C.

JUNE 4, 1975.

DEAR SIR: This is to amend our request of April 17, 1975 for an endangered species import permit for White-necked rock fowl, *Picathartes gymnocephalus*. We would like to import 28 birds rather than four.

Our original request was intended to cover only our portion (four birds) of a total cooperative importation of thirty-two birds. The remainder of the birds were to be imported (all in one lot) under permits covered by applications from the Audubon Park Zoo, New Orleans (eight birds), Denver Zoological Gardens (four birds), St. Louis Zo-

ological Park (four birds), Los Angeles Zoo (four birds), and the San Diego Zoological Garden (four birds). (Philadelphia Zoological Garden is applying separately under this project for four birds.)

We would like to alter our request and ask for one importation permit for all twenty-eight of the birds—to be imported and quarantined by Zoological Enterprises, Inc., for the National Zoological Park. We have asked each of the other zoos to request a permit to obtain their birds from us.

This entire project is intended to take advantage of an opportunity to obtain birds for a breeding program in the United States, birds which were being legally taken by permit from the wild anyway for sale in Europe or elsewhere.

Picathartes gymnocephalus has given tantalizing evidence of willingness to breed in captivity. We and several others have had near-success in this country. Two or three European zoos are having regular successes.

We feel this coordinated importation, with the atmosphere of cooperation it should generate, will make possible the interchange of breeders and information which may lead to establishing the species in captivity.

Sincerely,

THEODORE H. REED, D.V.M.,
Director, National Zoological Park

OMB NO. 42-R1275

 DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one) ☐ IMPORT OR EXPORT LICENSE ☒ IMPORT PERMIT													
2. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested) National Zoological Park The Smithsonian Institution Washington, D.C. 20009 Dr. Theodore H. Reed, Director Phone (202) 381-7221		2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED. To import four (4) white-necked rock fowl <i>Picathartes gymnocephalus</i> from Monrovia, Liberia to the National Zoological Park, Washington, D. C. for display, breeding and zoological purposes.													
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: <table border="1"> <tr> <td>☐ MR. ☐ MRS. ☐ MISS ☐ MS.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td>DATE OF BIRTH</td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td>PHONE NUMBER WHERE EMPLOYED</td> <td colspan="2">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td colspan="3">OCCUPATION</td> </tr> </table>		☐ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT	WEIGHT	DATE OF BIRTH	COLOR HAIR	COLOR EYES	PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER		OCCUPATION			5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION Birds Unit, Office of Animal Management National Zoological Park Smithsonian Institution	
☐ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT	WEIGHT													
DATE OF BIRTH	COLOR HAIR	COLOR EYES													
PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER														
OCCUPATION															
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED National Zoological Park Rock Creek Park Washington, D. C.		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO (If yes, list license or permit number) #5-SC-564 #PRT 8-142-C #PRT 5-3-X 8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☒ NO (If yes, list jurisdiction and type of document) N.A.													
9. CERTIFIED CHECK OR MONEY ORDER (if available) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF		10. DESIRED EFFECTIVE DATE June 1, 1975													
11. DURATION NEEDED		12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 17.12) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED. Letter giving details as required under 17.23 Letter dated Feb. 19, 1975, offering the birds													
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN CHAPTER 1 OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001.															
SIGNATURE (In ink) <i>T. H. Reed</i>		DATE 4/17/75													

3-301
10/74

5010-108-01

APRIL 17, 1975.

Mr. LYNN A. GREENWALT,
Director, U.S. Fish and Wildlife Service, Law
Enforcement Division, U.S. Department
of the Interior, Washington, D.C.

DEAR MR. GREENWALT: The undersigned applies hereby for an importation permit under Section 10(a) of the Endangered Species Act of 1973. We submit the following information pursuant to Sections 13.12 and 17.23 of Volume 39, No. 3, Part III of the Federal Register.

Section 17.23

(1) Common Names, White-necked rock fowl, yellow-headed rock fowl or bald crow.

Scientific Name, *Picathartes gymnocephalus*.

Number & Description, Two (2) males, two (2) females.

(2) These birds are to be imported and quarantined by Zoological Enterprises, Inc., Schaumburg, Illinois in cooperation with and for sale to the National Zoological Park, immediately upon completion of quarantine. They are part of a group of thirty-one of these birds (see letter copy attached).

(3) The birds for which the permit is sought were captured from the wild in Liberia and are being held near Monrovia, Liberia by G. Borglum, Flakhus, Dk. 3520, Farum, Denmark, whose mailing address in Monrovia is Box 559. They are to be purchased by Zoological Enterprises, Inc., 1031 Lunt Avenue, Schaumburg, Illinois 60172, Mr. Geo. Kroesen, Manager.

Together with other white-necked rock fowl of the same group destined for other zoos, these birds are to be imported by Zoological Enterprises, Inc. and quarantined at its U.S.D.A. supervised quarantine station at 1031 Lunt Avenue, Schaumburg, Illinois for a period to be decided by U.S.D.A.

When the birds are released from quarantine, they will be purchased at cost to that point, from Zoological Enterprises, Inc. by the National Zoological Park and air shipped to the Zoo at Washington, D.C. At the same time lots of the same group of white-necked rock fowl, four for the Philadelphia Zoological Gardens, two for the San Diego Zoological Park, four for the Denver Zoological Park and eight for the Audubon Park Zoo at New Orleans, are to be handled similarly.

This importation is intended as a cooperative effort among several major American zoos and a quarantine operator. One object is to import a substantial nucleus of this endangered species to attempt to establish a breeding population in American zoos. It combines the efforts of five non-profit organizations with a non-profit venture by the importer-quarantiner.

These birds will be on display in our tropical bird house in a natural habitat group since they are colonial nesters. This strikingly marked and active species is excellent for public display, one of the best of the tropical montane forest birds for demonstrating adaptation to that habitat. Explanation of the nature of the project would be displayed with the birds. Thus the birds will be utilized for zoological display.

Study of the bird's lives, behavior in courtship and nesting will be made under the direction of our staff ornithologist, Dr. Eugene Morton. Recording by film and slides plus taping of vocalizations is anticipated. We hope to add to the rather meager knowledge of the life history of the species.

The birds will be maintained at the National Zoological Park during their lives. Post mortem examination of remains will be made by our pathologist and his staff. Body parts desired by the National Museum of Natural History will be passed to its staff.

(4) The birds would be maintained at the National Zoological Park, Washington, D.C.; 160 acres in Rock Creek Park operated by the Smithsonian Institution. The Zoo displays 125 species of mammals, 335 species of birds and 130 species of reptiles and amphibians. It has a staff of 300 people. It has an animal health staff of eight and a scientific research staff of five. The Birds Unit of the Office of Animal Management has a curator, a head keeper, three biological technicians and thirteen keepers.

(5) The four (4) white-necked rock fowl for which this application is made were taken from the wild.

(6) In 1971 the National Zoological Park undertook a program to assemble a group of white-necked rock fowl from those in various American zoos at that time, in the hope that breeding could be effected. Individual birds were obtained from Busch Gardens, Tampa, Florida, from the Los Angeles Zoo and the Baltimore Zoo. Four birds were purchased from the International Animal Exchange, Ferndale, Michigan. The colony of seven birds was maintained in several aviaries, without nesting and with gradual attrition until the spring of 1974. By then the number of birds was down to three and the first nesting attempt occurred. An infertile egg was laid and incubated. Much was learned, however, concerning their food and nesting preferences and needs.

(7) (i) The Bird House at the National Zoological Park, where the birds would be kept and displayed, has twenty-eight display aviaries varying from 72"x50"x30' down to 10"x7"x7', several of which can be used for this species. However, an aviary 14"x10"x10' high decorated with artificial rock cliff and with pool and waterfall is intended as their first home.

(ii) By maintaining the species in the collection since 1971, the Birds Unit staff has developed knowledge of and expertise in its care. Three partial and one complete nests were built in 1974, in the aviary proposed for initial use here.

(iii) We will collaborate in maintaining breeding records and a stud book. In fact, this importation effort is a cooperative and collaborative venture.

(iv) Birds will be imported in crates similar and equal to International Air Transport Association, Style "F", with 22"x15"x10" compartments, one bird per compartment. See I.A.T.A. live animals regulations, 4th edition, Feb. 1, 1975, Geneva, Switzerland.

Sincerely yours,

THEODORE H. REED, D.V.M.,
Director, National Zoological Park.

ZOOLOGICAL ENTERPRISES, INC.
FEBRUARY 19, 1975.

Mr. GUY GREENWALT,

Curator of Birds, National Zoo, Washington, D.C.

DEAR MR. GREENWALT: As per our telephone conversation, this is my invitation to the Smithsonian Institution and other approved Zoo's to use our facilities for the quarantine of 31 *Picathartes* (*picathartes gymnocephalus*). The birds are presently in the possession of Mr. G. Borglum, P.O. Box 559, Monrovia, Liberia. Mr. Borglum has agreed to sell the birds to U.S.A. approved Zoo's @ \$150.00 each. Mr. Borglum has also agreed to hold the birds until June, 1975, if we have not purchased the birds by then they will be sold to European Zoo's. This period will give you and other Zoo's sufficient time to request the required import permit. June is also a good month to transport these birds as all cold weather will have passed. The birds will be exported with all legal papers

from the Liberian Bureau of Forest, Agriculture and Conservation.

We have just purchased a \$3,000.00 intensive care unit, the type of unit which is only found in the very finest of animal hospitals. This unit contains heating, air conditioning oxygen and many other features to extend the utmost of care to any sick birds. My experience with birds goes back thirty years. I have also three years of training in poultry husbandry in the Netherlands at a reputable agricultural school. I have also been employed in one of the top Zoo's in the Netherlands for several years where I was in charge of some of the rarest birds in the World. I am therefore well qualified to care for these birds. In addition our station is under the supervision of Dr. Voss of the U.S.D.A.

The birds are to be transported by K.L.M. Royal Dutch Airlines as they offer a direct flight from Monrovia to Amsterdam with an immediate connection non-stop to Chicago. The crates for the transportation are to be constructed of new materials in compartments of 10 x 15 x 22 inches, each compartment containing one bird.

Mr. Greenwell it will be your responsibility to see to it that these birds go to approved Zoo's only and will be given the very best of breeding facilities, as this project is to promote the propagation of these species in captivity. With the destruction of their natural habitat I firmly believe this to be the only way we can preserve these species for future generations. Let's have another Hawaiian goose project. This offer is not valid for any Zoo that can not provide the very best of facilities. There is no charge for the thirty day quarantine period and the birds will be housed in a separate room with no other birds, the room is large enough to house up to one hundred *Picathartes*.

Yours truly,

GEORGE KROESEN.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/IE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975 will be considered.

Dated: June 6, 1975.

BERTRAM S. FALBAUM,
Acting Chief, Division of Law
Enforcement, U.S. Fish and
Wildlife Service.

[PR Doc.75-15268 Filed 6-10-75;8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub L. 93-205).

Applicant:

Philadelphia Zoological Garden
Zoological Society of Philadelphia
34th Street and Girard Avenue
Philadelphia, Pennsylvania 19104
Ronald T. Reuther, President and Executive
Director

MAY 20, 1975.

OMB NO. 43-11610

 DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one) ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT	
2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED. Import 2.2 White-necked rock-fowl <i>Picathartes gymnocephalus</i>, listed as an endangered species, for the purpose of captive breeding.		3. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION U.S.D.A. licensed and A.A.Z.P.A. accredited non-profit Ecological Park administered by the Zoological Society of Philadelphia	
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: ☐ MR. ☐ MRS. ☐ MISS ☐ MR. DATE OF BIRTH: _____ HEIGHT: _____ WEIGHT: _____ COLOR HAIR: _____ COLOR EYES: _____ PHONE NUMBER WHERE EMPLOYED: _____ SOCIAL SECURITY NUMBER: _____ OCCUPATION: _____ ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT		5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC. Ronald T. Reuther (215) 243 - 1100 IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED	
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED Import from Africa to Chicago direct. To be quarantined at USDA approved facility.		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☒ YES ☐ NO (If yes, list license or permit number) PRT 6 - 64 - I 8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE SWORN APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSED? ☐ YES ☒ NO (If yes, list jurisdiction and type of document) Not protected in countries where they occur.	
9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF \$50.00		10. DURATION NEEDED Until completion of transaction.	
11. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED ON FORM 3-200 MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED. Section 17.23			
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17 OF THE CODE OF FEDERAL REGULATIONS AND THE OTHER APPLICABLE PARTS IN SUBCHAPTER B OF CHAPTER I OF TITLE 50, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREIN MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001. SIGNATURE (IN INK):  DATE: April 3, 1975			

Ronald T. Reuther

PHILADELPHIA ZOOLOGICAL GARDEN

Director, U.S. Fish & Wildlife Service/LE,
Department of Law Enforcement, Wash-
ington, D.C.

APRIL 3, 1975.

Sir: In conjunction with the National Zoological Park, Smithsonian Institution, Washington, D.C., the Philadelphia Zoological Society wishes to import 2♂ and 2♀ white-necked rock-fowl, *Picathartes gymnocephalus*, for the purpose of propagating this endangered species in captivity. The Philadelphia Zoo presently has three specimens and, infertile eggs have been laid on several occasions in 1974.

The four specimens designated for Philadelphia will be part of the total shipment of 31 birds and, therefore, all the actual arrangements for shipping, quarantining will be exactly the same as those submitted by the National Zoological Park (see copy of letter from Mr. George Kroesen to Mr. Guy Greenwell, Curator of Birds, National Zoo).

Please find attached herewith a description of the facility where the birds will be

kept at our Zoo and a summary of my qualifications and previous experience in caring for and handling captive wildfowl. Also, a completed form 3-200 and a check for \$50.00 to cover the permit fee.

Due to my absence from the Zoo in Africa, this request for a Federal Permit has been delayed and, in order not to delay others in this project, I would be most appreciative if you would kindly consider this application at your earliest convenience.

I hereby certify that the foregoing information is complete and accurate to the best of my knowledge and belief. I understand that this information is submitted for the purpose of obtaining an exemption from the requirements of the Endangered Species Conservation Act of 1969 (83 Stat. 275), and that any false statement hereon may be subject to the criminal penalties of 18 U.S.C. 1001.

Sincerely,

JOHN A. GRISWOLD,
Curator of Birds.

PHILADELPHIA ZOOLOGICAL GARDEN,

Mr. C. R. BAVIN,

Chief, Division of Law Enforcement, U.S. Department of the Interior, Fish and Wildlife Service, Washington, D.C.

DEAR MR. BAVIN: In answer to the questions of your communication FWS/LE PRT 8-209-I, dated 13, May, 1975, we herewith submit our reply.

1. The four white-necked rock-fowl, *Picathartes gymnocephalus*, have already been taken from the wild and are now being held in Monrovia, Liberia by G. Borglum as per letter to the Director of the Fish and Wildlife Service from Dr. Reed, Director, National Zoo, dated 17 April, 1975.

2a. To our knowledge there are no Liberian laws prohibiting the capture of these birds. We do not know if further specimens will be taken from the wild, but we do not contemplate requesting any.

2b. According to the RED DATA BOOK, the estimated numbers of *Picathartes gymnocephalus* in the wild is "Not known and because of the nature of the habitat virtually impossible to make even a wise guess."

Presently, the Philadelphia Zoo has three specimens of this endangered species. One was received on 8 December 1966 and the other two on 9 September 1969. Infertile eggs were laid in 1974. Because of the lack of dimorphism in this Genus, we do not know if infertility was the result of not having a specimen of the opposite sex.

The National Zoological Park, the Philadelphia Zoological Garden and others who have the expertise and suitable captive breeding accommodations, are of the opinion that it is desirable to make every effort to propagate this endangered species in captivity for its survival on earth. Therefore, we hope that you will consider our applications favorably while the specimens are still available, otherwise, Mr. Borglum will be likely to dispose of the birds in Europe or elsewhere.

Mr. Borglum is offering the *Picathartes* to us at a very nominal price because he is interested in propagating the species in captivity. He is aware of the success that the National and Philadelphia Zoos have had in maintaining it in confinement and that nesting and egg laying have occurred at these two institutions. This importation effort is a cooperative and collaborative project and detailed records will be maintained and available. We will cooperate in maintaining a "stud book."

Thanking you for your interest in this request, I remain

Sincerely yours,

RONALD T. REUTHER,
President.

ZOOLOGICAL ENTERPRISES, INC.

FEBRUARY 19, 1975.

Mr. GUY GREENWELL,
Curator of Birds, National Zoo, Washington, D.C.

DEAR MR. GREENWELL: As per our telephone conversation, this is my invitation to the Smithsonian Institution and other approved Zoo's to use our facilities for the quarantine of 31 *Picathartes* (*Picathartes gymnocephalus*) The birds are presently in the possession of Mr. G. Borglum, P.O. Box 559, Monrovia, Liberia. Mr. Borglum has agreed to sell the birds to U.S.A. approved Zoo's @ \$150.00 each. Mr. Borglum has also agreed to hold the birds until June, 1975, if we have not purchased the birds by then they will be sold to European Zoo's. This period will give you and other Zoo's sufficient time to request the required import permit. June is also a good month to transport these birds as all cold weather will have passed. The birds will be exported with all legal papers from the

Liberian Bureau of Forest, Agriculture and Conservation.

We have just purchased a \$3000.00 intensive care unit, the type of unit which is only found in the very finest of animal hospitals. This unit contains heating, air conditioning, oxygen and many other features to extend the utmost of care to any sick birds. My experience with birds goes back thirty years. I have also three years of training in poultry husbandry in the Netherlands at a reputable agricultural school. I have also been employed in one of the top Zoo's in the Netherlands for several years where I was in charge of some of the rarest birds in the World. I am therefore well qualified to care for these birds. In addition our station is under the supervision of Dr. Voss of the U.S.D.A.

The birds are to be transported by K.L.M. Royal Dutch Airlines as they offer a direct flight from Monrovia to Amsterdam with an immediate connection non-stop to Chicago. The crates for the transportation are to be constructed of new materials in compartments of 10x15x22 inches, each compartment containing one bird.

Mr. Greenwell it will be your responsibility to see to it that these birds go to approved Zoo's only and will be given the very best of breeding facilities as this project is to promote the propagation of these species in captivity. With the destruction of their natural habitat I firmly believe this to be the only way we can preserve these species for future generations, let's have another Hawaiian goose project. This offer is not valid for any Zoo that can not provide the very very best of facilities. There is no charge for the thirty day quarantine period and the birds will be housed in a separate room with no other birds, the room is large enough to house up to one hundred Picathartes.

Yours truly,

GEORGE KROESSEN.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975 will be considered.

Dated: June 6, 1975.

BERTRAM S. FALBAUM,
Acting Chief, Division of Law
Enforcement, U.S. Fish and
Wildlife Service.

[FR Doc.75-15269 Filed 6-10-75; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:
Gladys Porter Zoo
500 Ringgold Street
Brownsville, Texas 78520
Don D. Farst, D.V.M., Zoo Director

DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		1. APPLICATION FOR (Indicate only one) ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT	
2. APPLICANT'S Name, complete address, and phone number of individual, business, or institution (Do not print or abbreviate)		3. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED	
Gladys Porter Zoo 500 Ringgold Street Brownsville, Texas 78520		To import 1.1 Brown Lemur (<i>Lemur macaco fulvus</i>) that were born in captivity at Jardin Zoologique de Quebec, for purpose of breeding and display.	
4. IF APPLICANT IS AN INDIVIDUAL, COMPLETE THE FOLLOWING		5. IF APPLICANT IS A BUSINESS CORPORATION, EMPLOYER, OR INSTITUTION, COMPLETE THE FOLLOWING	
NAME, TITLE, AND PHONE NUMBER OF APPLICANT		NAME, TITLE, AND PHONE NUMBER OF APPLICANT	
None		Don D. Farst, D.V.M., Zoo Director	
6. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT?		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT?	
The zoological park where these animals will be housed is centrally located in the city of Brownsville, Texas, at 500 Ringgold Street, consisting of 26.5 acres of land, and will be imported from Jardin Zoologique de Quebec, Canada.		Permit 2-SP-487(USDI) Migratory Bird License No. 74-2A-3(USDA) Animal Welfare	
8. DESIRED EFFECTIVE DATE		9. EXPIRATION NEEDED	
Immediately		until transaction is terminated.	
10. CERTIFICATION			
I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 17, OF THE CODE OF FEDERAL REGULATIONS AND THE ENDANGERED SPECIES ACT OF 1973, AND I CERTIFY THAT THE ABOVE INFORMATION IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF.			
DATE: 4/30/75			

GLADYS PORTER ZOO

APRIL 29, 1975.

Director, Bureau of Sport Fisheries and Wildlife, Law Enforcement Division, U.S. Department of Interior, Washington, D.C.

Subject: Request to import one male and one female Brown Lemur (*Lemur macaco fulvus*) from the Jardin Zoologique de Quebec, Canada, to the Gladys Porter Zoo, Brownsville, Texas.

1. Name and Address of Applicant.

Gladys Porter Zoo
500 Ringgold Street
Brownsville, Texas 78520
(Phone: (512) 546-7187)

2. Not Applicable.

3. Principal Officer of Corporation. Gladys C. Porter, President, Valley Zoological Society, 500 Ringgold Street, Brownsville, Texas, which operates the Gladys Porter Zoo, whose Director is Don D. Farst, D.V.M.

4. Location. The Zoological Park to where subject animals are to be transferred is centrally located in the city of Brownsville, Texas, at 500 Ringgold Street, and consists of 26.5 acres of land.

The following information is submitted in compliance with 50 CFR 17.23 as revised January 9, 1974:

(1) **Description of Subject Animals.** One male Brown Lemur, born September 12, 1974, at the Jardin Zoologique de Quebec, Canada. This animal is identified in the International Species Inventory System as No. 1006. One Female Brown Lemur, born July 19, 1973, at the Jardin Zoologique de Quebec, Canada. This animal is identified in the International Species Inventory System as No. 1005.

(2) **Contract.** See attached copies of letters from the Jardin Zoologique de Quebec to the Gladys Porter Zoo.

(3) **Justification.** The Gladys Porter Zoo specializes in breeding endangered species and has breeding success with the other two related species housed here. These two species are the Ring-tailed Lemurs (*Lemur catta*) and the Black and White Ruffed Lemur (*Lemur variegatus*). In the short time that we have had these animals, we have had two live births of the Ring-tailed Lemurs and three live births of the Ruffed Lemurs. Since the Brown Lemurs are such a closely related species, we feel that we can do equally as well with them, and since these animals are not being taken from the wild, we do not feel that it would further endanger the wild population of Brown Lemurs.

(4) *Description.* This pair of Brown Lemurs would be held in a behind-the-scenes breeding area with heated inside quarters that measure 6x8x8 feet high, and outside quarters that measure 6x8x16 feet long. They have access to fresh air and sunshine when the weather permits, or a heated and well-ventilated inside area where they would be kept at night and during inclement weather.

(5) *Disposition of Subject Animals at time of application.* These animals are presently being held at the Jardin Zoologique de Quebec, Canada, where they were born.

(6) *Resume.* Since these animals were born at the Jardin Zoologique de Quebec, the importation would not cause the removal or death of additional animals from the wild.

(7) (1) See Item (4) above.

(H) *Resume of Technical Expertise.* Don D. Farst, D.V.M., Director of the Gladys Porter Zoo, was formerly the Associate Director and Resident Veterinarian. Dr. Farst graduated from Ohio State University, Columbus, Ohio with a Degree of Doctor of Veterinary Medicine. He was an animal keeper at the Columbus Zoological Gardens, Columbus, Ohio, for two years before receiving his degree and going into a private veterinary practice for four years. He received a faculty appointment at Ohio State University, College of Veterinary Medicine, and was Staff Veterinarian and Mammals Curator for 1½ years at the Columbus, Ohio Zoo.

Dr. James E. Osterhuis is resident veterinarian of the Gladys Porter Zoo. He is a 1972 graduate of the University of Minnesota College of Veterinary Medicine in St. Paul, Minnesota. He spent one year in a small animal practice before joining the veterinary staff at the San Diego Zoo where he spent one year prior to coming to the Gladys Porter Zoo.

Patrick M. Burchfield, General Curator, Gladys Porter Zoo, graduated from North High School, Columbus, Ohio, and attended Ohio State University for one and a half years. He worked for five and a half years as keeper and head keeper in the Reptile Department of the Columbus, Ohio Zoo; was Curator of Serpenterium at Army Medical Research Laboratory, Fort Knox, Kentucky, for three and a half years. He is, in addition to being General Curator, Curator of Reptiles at the Gladys Porter Zoo.

David P. Thompson, General Curator, Gladys Porter Zoo, attended Southern Illinois University where he majored in Zoology and minored in Botany. He spent four years as keeper at the St. Louis Zoo in St. Louis, Missouri; was Curator of the Serpenterium at the Army Medical Research Laboratory, Fort Knox, Kentucky, and three years were spent as Assistant Curator of Mammals at the St. Louis Zoo before coming to the Gladys Porter Zoo in June, 1971. In addition to Mr. Thompson's regular curatorial duties, he is the Curator of Birds at the Gladys Porter Zoo.

(H) *Breeding and Studbook Participation.* The Gladys Porter Zoo agrees to cooperate with any international studbook or breeding programs that are instituted.

(I) *Description of Transfer Crates.* These animals will be transported by air from Quebec, Canada, to Brownsville, Texas. They will travel in an enclosed shipping crate with adequate ventilation. Minimum dimensions will be 1½ x 1½ x 2 feet. The animals will have fruits and vegetables with them to provide both food and moisture during the journey.

CERTIFICATION. I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the

Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter I of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of 18 U.S.C. 1001.

Dated this 30th day of April, 1975, at Brownsville, Texas.

DON D. FARST, D.V.M.,
Director.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036.

All relevant comments received on or before July 11, 1975, will be considered.

Dated: June 5, 1975.

BERTRAM S. FALBAUM,
Acting Chief, Division of Law
Enforcement, U.S. Fish and
Wildlife Service.

[FR Doc. 75-15270 Filed 6-10-75; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant:

Gladys Porter Zoo
500 Ringgold Street
Brownsville, Texas 78520
Don D. Farst, D.V.M., Zoo Director

DEPARTMENT OF THE INTERIOR U.S. FISH AND WILDLIFE SERVICE FEDERAL FISH AND WILDLIFE LICENSE/PERMIT APPLICATION		ONE NO. 42-1029															
1. APPLICATION FOR (check only one) ☐ IMPORT OR EXPORT LICENSE ☒ PERMIT																	
2. BRIEF DESCRIPTION OF ACTIVITY FOR WHICH REQUESTED LICENSE OR PERMIT IS NEEDED: To export 5 males and 5 females Siberian Tigers, to African Game Park, Puebla, Mexico, for breeding purposes.																	
3. APPLICANT: (Name, complete address and phone number of individual, General, agency, or institution for which permit is requested) Gladys Porter Zoo 500 Ringgold Street Brownsville, Texas 78520																	
4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING: <table border="1"> <tr> <td>☐ MR. ☐ MRS. ☐ MISS ☐ MR.</td> <td>HEIGHT</td> <td>WEIGHT</td> </tr> <tr> <td>DATE OF BIRTH</td> <td>COLOR HAIR</td> <td>COLOR EYES</td> </tr> <tr> <td>PHONE NUMBER WHERE EMPLOYED</td> <td colspan="2">SOCIAL SECURITY NUMBER</td> </tr> <tr> <td colspan="3">OCCUPATION</td> </tr> <tr> <td colspan="3">ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT</td> </tr> </table> None		☐ MR. ☐ MRS. ☐ MISS ☐ MR.	HEIGHT	WEIGHT	DATE OF BIRTH	COLOR HAIR	COLOR EYES	PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER		OCCUPATION			ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT			5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING: EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION The Gladys Porter Zoo is a zoological park, owned by the city of Brownsville and operated by the Valley Zoological Society, a corporation of the State of Texas.
☐ MR. ☐ MRS. ☐ MISS ☐ MR.	HEIGHT	WEIGHT															
DATE OF BIRTH	COLOR HAIR	COLOR EYES															
PHONE NUMBER WHERE EMPLOYED	SOCIAL SECURITY NUMBER																
OCCUPATION																	
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT																	
6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED The zoological park from where animals are to be exported is centrally located in the city of Brownsville, Texas, at 500 Ringgold St., consisting of 26.5 acres of land, to African, a game park in Puebla, Mexico.		7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☐ NO (If yes, list license or permit number) Permit 2-SP-487 (Siberian Tiger) Bird License No. 74-21-5453 (Animal Welfare)															
8. IF REQUIRED BY ANY STATE OR FOREIGN GOVERNMENT, DO YOU HAVE THEIR APPROVAL TO CONDUCT THE ACTIVITY YOU PROPOSE? ☐ YES ☐ NO (If yes, list jurisdiction and type of document) Yes. Pending import permit from Mexico																	
9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF 50.00		10. DESIRED EFFECTIVE DATE Immediately															
11. ATTACHMENTS, THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 17.22) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED: 50 CFR 17.22 (2); (3), (7)(i)(ii)(iv).		12. DURATION NEEDED UNTIL TRANSACTION IS TERMINATED															
CERTIFICATION I HEREBY CERTIFY THAT I HAVE READ AND AM FAMILIAR WITH THE REGULATIONS CONTAINED IN TITLE 50, PART 13, OF THE CODE OF FEDERAL REGULATIONS, AND I FURTHER CERTIFY THAT THE INFORMATION SUBMITTED IN THIS APPLICATION FOR A LICENSE/PERMIT IS COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT ANY FALSE STATEMENT HEREON MAY SUBJECT ME TO THE CRIMINAL PENALTIES OF 18 U.S.C. 1001. SIGNATURE (In ink) Don D. Farst DATE 4/28/75																	

Director,
Bureau of Sport Fisheries and Wildlife,
Law Enforcement Division,
U.S. Department of Interior,
Washington, D.C.

APRIL 28, 1975.

Subject: Request to export 10 (5 Male and 5 Females) Siberian Tigers (*Panthera tigris altaica*) from the Gladys Porter Zoo, Brownsville, Texas, to Africam, Puebla, Mexico.

1. Name and Address of Applicant. Gladys Porter Zoo, 500 Ringgold Street, Brownsville, Texas 78520, Phone: (512) 546-7187.

2. Not Applicable.

3. Principal Officer of Corporation. Gladys C Porter, President, Valley Zoological Society, 500 Ringgold Street, Brownsville, Texas, which operates the Gladys Porter Zoo, whose Director is Don D. Farst, D.V.M.

4. Location. The Zoological Park to where subject animals are to be exported from is centrally located in the City of Brownsville, Texas, at 500 Ringgold Street, and consists of 26.5 acres of land.

The following information is submitted in compliance with 50 CFR 17.23 as revised January 9, 1974:

(1) Description of Subject Animals. Five male and five female Siberian Tigers (*Panthera tigris altaica*) born on the following dates: 3/12/74 One male; one female; 5/17/74 Two males; one female; 8/14/74 One male; 9/13/74 One male; 12/7/74 Three females.

(2) Contract. See attached copy of bank letter of credit.

These tigers have all been born in captivity at the Gladys Porter Zoo of Brownsville, Texas.

(3) Justification. Africam is a large, new and modern game park which has been recently built near Puebla, Mexico. It is privately funded by Captain Carlos Camacho, but is open to the public for viewing. Captain Camacho is very much interested in the preservation of wildlife and is willing to devote an entire 30-acre reserve to these ten tiger cubs. The main purpose of the project is to breed and raise Siberian Tigers in captivity.

The Gladys Porter Zoo has adequate space for only eight adult tigers and surplus animals must be sold soon or face the serious problem of keeping animals in spaces that are too crowded. The sale or trade of Siberian Tigers in the United States is limited since they have bred so well in captivity that most of the zoos and game parks in the United States have all the tigers that they need. Therefore, in order to find a proper home for these cats, they must be exported from the United States.

(4) Description. The facility where these cats will be housed will consist of a 30-acre reserve, surrounded by a 24-foot high chain link fence that has a three-foot overhang. There is an enclosed shelter approximately 40 x 40 feet that is divided into six separate areas. The cats will be housed in here at night, during inclement weather, or for any other reason to keep them separated from the rest of the animals. During the remainder of the time, they will have free access to the 30-acre compound.

(5) Disposition of Subject Cats at time of application. These cats are presently being held off-display in the tiger facility at the Gladys Porter Zoo.

(6) Not applicable.

(7) (i) See Item (4) above.

(7) (i) See Item (4) above.

(ii) Resume of technical expertise. By the time this permit is granted, Mr. Greeley A. Stones, who is presently General Curator of the Gladys Porter Zoo, will be working as Zoological Manager at the Africam Game Park. Mr. Stones has extensive experience

consisting of three years at the Henry Doorly Zoo in Omaha, Nebraska, and four and one-half years at the Gladys Porter Zoo, in supervisory positions, caring for and breeding many animals, including Siberian Tigers. He is intimately familiar with each of these cats and has been charged with the responsibility of day-to-day care of these animals while they were at the Gladys Porter Zoo.

Capitan Carlos Camacho, the owner of Africam, has many years of experience in housing and keeping wild animals. Since he does not have the time to personally supervise the care of these animals, he has arranged for Mr. Stones to join his organization.

(iii) Breeding and Studbook Participation. Africam agrees to cooperate with the International Studbook Keeper at Leipzig, Germany, and to be sure that these ten cats are registered and that any of their offspring will be also duly registered.

(iv) Description of Transfer Crate. These animals will be picked up at the Gladys Porter Zoo by vehicle hired by Africam, and will be escorted by an experienced animal handler from the Gladys Porter Zoo directly to Puebla, Mexico. The animals will travel in individual crates of a minimum size of 2 feet wide, 5 feet long and 3 feet high. They will be fed and watered during the transportation at least once during every twelve hours.

CERTIFICATION. I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter I of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement hereon may subject me to the criminal penalties of 18 U.S.C. 1001.

Dated this 28th day of April, 1975 at Brownsville, Texas.

DON D. FARST, D.V.M.,
Director.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street, NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), U.S. Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before July 11, 1975 will be considered.

Dated: June 5, 1975.

BERTHAM S. FALBAUM,
Acting Chief, Division of Law
Enforcement, U.S. Fish and
Wildlife Service.

[FR Doc.75-15271 Filed 6-10-75;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. RP75-32]

ARKANSAS-LOUISIANA GAS CO.

Further Extension of Procedural Dates

JUNE 2, 1975.

On May 29, 1975, Staff Counsel filed a motion to defer the procedural dates fixed by order issued February 13, 1975, as most recently modified by notice issued April 10, 1975, in the above-designated matter, pending Commission action on Staff's motion to dismiss filed May 20, 1975.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff's Testimony, August 20, 1975.
Service of Intervenor's Testimony, September 3, 1975.
Service of Company Rebuttal, September 17, 1975.

Hearing, October 1, 1975 (10 a.m. e.d.t.).

MARY B. KIDD,
Acting Secretary.

[FR Doc.75-15165 Filed 6-10-75;8:45 am]

[Docket No. E-9460]

ARKANSAS POWER AND LIGHT CO.

Filing of Amendment To Agreement

JUNE 3, 1975.

Take notice that on May 28, 1975, Arkansas Power and Light Company (AP&L), tendered for filing an Amendment to a Power Coordination, Interchange and Transmission Agreement with Arkansas Electric Cooperative Corporation (AECC) which has been designated AP&L Rate Schedule FPC No. 67. The Amendment provides for the addition of one new point of delivery with the requested effective date of July 1, 1975.

AP&L states that it has not submitted any billing data because of the difficulty in estimating the effect of deliveries to the new point of delivery provided by the proposed Amendment. However, AP&L states that the proposed Amendment does not change any of the rates or provisions of Rate Schedule FPC No. 67.

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 June 16, 1975. 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 notice are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15164 Filed 6-10-75;8:45 am]

[Docket No. E-8302]

BANGOR HYDRO-ELECTRIC CO.

Order Instituting Investigation, Providing for Alternative Filing With Condition, and Establishing Procedures

JUNE 4, 1975.

On July 2, 1973, Bangor Hydro-Electric Company (Bangor) tendered for filing a proposed initial rate schedule for a wheeling service whereby Bangor would

wheel power from Maine Electric Power Company, Incorporated and Maine Yankee Atomic Power Company across the Bangor system to Eastern Maine Electric Cooperative, Incorporated (Eastern Maine). Bangor stated that a rate of \$14 per KW per year would be charged to Eastern Maine, said rate allegedly based upon a cost-of-service study prepared by Ebasco Services, Incorporated. Bangor requested an effective date of January 1, 1973, thus requiring waiver of § 35.3(a) of the Commission regulations.

Notice of the proposed initial rate was issued on October 16, 1973, with comments, protests, and petitions due on or before October 23, 1973. On October 29, 1973, Eastern Maine filed a protest as to the level of the rate stating that \$14 per KW per year was excessive.

However, by certified letter dated August 2, 1973, Bangor was notified by the Secretary of the Commission that the proposed initial rate filing was assessed as deficient. Bangor, in its transmittal letter¹ to the Commission, had stated that the initial rate schedule was "in accordance with a prior oral agreement entered into by and between Eastern Maine Electric Cooperative, Incorporated, and Bangor Hydro-Electric Company * * *". The deficiency letter pointed out that this was not in conformity with § 35.3(b) of the Commission regulations which states, *inter alia*,

Any oral agreement or understanding forming a part of such statement (rate schedule) shall be reduced to writing and made a part thereof (parenthetical expression supplied).

A follow-up letter dated October 29, 1973, was sent to Bangor concerning the deficient status of the filing and requesting a reply. Yet another letter, dated August 16, 1974, was forwarded to Bangor regarding this matter and instructing Bangor to advise the Commission of their intentions in this docket within 10 days. No response has been forthcoming.

Our review indicates that the proposed rate may be unjust, unreasonable, unduly discriminatory and otherwise unlawful. The proposed initial rate schedule was not filed with the Commission until more than six months after the commencement date of the wheeling service. Section 35.3(a) of the Commission regulations requires that all rate schedules be filed and posted "not less than thirty days nor more than ninety days prior to the date on which the electric service is to commence and become effective under an initial rate schedule * * *" (emphasis supplied). Section 35.11 of the Commission regulations does provide for the waiver of § 35.3(a), but the Commission is authorized to grant this waiver "Upon application and for good cause shown * * *". In the instant situation, the facts are that a proposed initial rate filing is deficient; and as yet unaccepted rate has been charged for more than two years; and Bangor has

been contacted three times concerning this violation of both the Federal Power Act and the Commission regulations. Such facts clearly demonstrate to this Commission that our ability to protect the public against potentially unlawful rates has been jeopardized.² Accordingly, we shall institute a section 206 investigation into the lawfulness of the rates charged and collected by Bangor. Further, we shall invoke our powers under section 309 of the Federal Power Act and order that the rate collected by Bangor since January 1, 1973, shall be subject to refund of any amounts found to be excessive upon completion of the section 206 proceeding herein instituted, provided, however, That Bangor shall make a proper and sufficient filing correcting the present deficiency and containing its agreement to make the rate schedule subject to refund of all amounts found to be excessive from January 1, 1973, until the resolution of this proceeding; this condition to be complied with within 15 days from the date of issuance of this order. However, should Bangor not tender a proper and sufficient filing within the time specified, supra, Bangor shall refund all amounts collected under this rate schedule from January 1, 1973, until the date upon which the deficiency is cured, or until a date specified by this Commission in a subsequent order.

The Commission finds: (1) As the present status of this initial rate schedule is one of deficiency, we need not pass upon the requested waiver of § 35.3 (a) of the Commission regulations as said initial rate schedule has not been assigned a filing date.

(2) A section 206 investigation into the lawfulness of the rates charged and collected by Bangor should be instituted in light of Bangor's possible two-year operation of a rate that has yet to be accepted for filing.

(3) Should Bangor make the requested filing within the time specified, good cause exists to require that the rate be subject to refund of any amounts found to be excessive from January 1, 1973 until resolution of this case.

(4) Should Bangor not make the requested filing, good cause exists to require Bangor to refund all amounts collected under this rate schedule from January 1, 1973 until the date upon which the present deficiency is cured, or until a date specified by this Commission in a subsequent order.

The Commission orders: (A) A section 206 investigation into the lawfulness of the rates charged and collected by Bangor is hereby ordered.

(B) Should Bangor make a proper and sufficient filing, correcting the present deficiency, and containing an agreement to make the rate subject to refund of all amounts found to be excessive from January 1, 1973, until the resolution of this proceeding, and this filing is ten-

dered within 15 days from the date of issuance of this order, then it is hereby ordered that the rate shall be subject to refund of all amounts found to be excessive from January 1, 1973 until the resolution of this proceeding.

(C) Should Bangor not make a filing conforming to paragraph (B), supra, it is hereby ordered that Bangor refund all amounts collected under this rate schedule from January 1, 1973 until the date upon which the deficiency is cured, or until a date specified by this Commission in a subsequent order.

(D) Pursuant to the authority of the Federal Power Act, and the Commission's rules and regulations and the regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on September 2, 1975, at 10 a.m., e.d.t. in a hearing room of the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426.

(E) Bangor shall serve its prepared testimony and exhibits on or before June 24, 1975. The Commission Staff shall serve its prepared testimony and exhibits on or before July 22, 1975. All intervenor evidence shall be served on or before August 5, 1975. Any rebuttal evidence by Bangor shall be served on or before August 19, 1975.

(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 the Commission's rules of practice and procedure.

(G) Nothing contained herein should be construed as limiting the rights of the parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to § 1.18 of the Commission's rules of practice and procedure.

(H) The Commission Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-15166 Filed 6-10-75; 8:45 am]

[Docket No. E-9444]

**CENTRAL ILLINOIS LIGHT CO.
Filing of Superseding Contracts**

JUNE 3, 1975.

Take notice that on May 14, 1975, Central Illinois Light Company (CILCO) tendered for filing superseding contracts applicable to Riverton, Illinois and Chatham, Illinois and the Corn Belt Electric Cooperative, Inc.

CILCO states that the proposed contracts do not effect any changes in the presently effective rates. CILCO requests that the Commission waive § 35.3 of the regulations to permit the contracts with

¹ This refers to the transmittal letter dated June 29, 1973 and filed July 2, 1973, which accompanied the proposed initial rate filing.

² Paragraph 1 of transmittal letter; see §

³ See Boston Edison Company, Docket No. E-8810, order issued June 21, 1974; Connecticut Light and Power, Docket No. E-8105 and E-8811, order issued June 21, 1974.

Riverton and Chatham to become effective as of the respective dates of their enactment, and to permit the contract with the cooperative to become effective as of March 25, 1975.

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 June 17, 1975. 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.75-15167 Filed 6-10-75; 8:45 am]

[Docket Nos. CP73-329; PGA75-6]

CHATTANOOGA GAS CO.

Proposed PGA Rate Adjustment

JUNE 4, 1975.

Take notice that on May 30, 1975, Chattanooga Gas Company (Chattanooga) tendered for filing proposed changes to Original Volume No. 1 of its FPC Gas Tariff to be effective on March 1, 1975, consisting of the following revised tariff sheets:

ELEVENTH REVISED SHEET No. 6

Chattanooga states that the sole purpose of this Revised Tariff Sheet is to adjust Chattanooga's LNG rates pursuant to the PGA provision in section 5 of the General Terms and Conditions of its FPC Tariff to reflect increased purchased gas costs resulting from PGA Rate increases by its suppliers, Southern Natural Gas Company, (Southern) in Docket No. RP73-64 and East Tennessee Natural Gas Company, (East Tennessee) in FPC Docket No. RP71-15 made pursuant to and in compliance with the Commission's Order in Opinion No. 699-H to reflect the national rates prescribed by the Commission in such Opinion. The PGA rate increases as filed by Southern and East Tennessee were accepted for filing by the Commission May 5, 1975 and April 7, 1975, respectively.

Chattanooga requests that its Eleventh Revised Sheet No. 6 be made effective on March 1, 1975, the effective date of the underlying increases of Southern and East Tennessee.

Chattanooga states that copies of the filing have been mailed to all of its jurisdictional customers.

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 June 20, 1975. 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.75-15168 Filed 6-10-75; 8:45 am]

[Project No. 460]

CITY OF TACOMA

Issuance of Annual License

JUNE 4, 1975.

On November 5, 1974, the City of Tacoma, Licensee for Lake Cushman Project No. 460, located in Mason County, State of Washington, filed an application for a new license under the Federal Power Act and Commission regulations thereunder.

The License for Project No. 460 was issued effective June 3, 1974 for a period ending June 3, 1974. Since the original date of expiration, the Project has been under annual license. In order to authorize the continued operation and maintenance of the Project pending Commission action on Licensee's application, it is appropriate and in the public interest to issue an annual license to the City of Tacoma for continued operation and maintenance of Project No. 460.

Take notice that an annual license is issued to the City of Tacoma (Licensee) for the period June 4, 1975 to June 3, 1976, or until the issuance of a new license for the project, whichever comes first, for the continued operation and maintenance of Lake Cushman Project No. 460, subject to the terms and conditions of its present license.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15169 Filed 6-10-75; 8:45 am]

[Docket No. E-9255]

CLEVELAND ELECTRIC ILLUMINATING CO.

Extension of Procedural Dates

JUNE 4, 1975.

On June 2, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued February 28, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff's Testimony, June 24, 1975.
Service of Intervenor Testimony, July 8, 1975.

Service of Company Rebuttal, July 22, 1975.

Hearing, August 12, 1975 (10 a.m. e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15170 Filed 6-10-75; 8:45 am]

[Docket No. RP75-106]

COLUMBIA GAS TRANSMISSION CORP.

Proposed Changes in FPC Gas Tariff

JUNE 4, 1975.

Take notice that Columbia Gas Transmission Corporation (Columbia), on May 30, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1.

Columbia states that the revised tariff sheets, proposed to become effective July 15, 1975, reflect an increase in its rates to provide additional annual revenue of \$87,916,000 necessary to offset a revenue deficiency of approximately that amount based on a cost of service for the test period 12 months ended January 31, 1975, and revenue at underlying rates effective April 1, 1975.

Columbia also requests that that portion of the requested annual increase which is attributable to an increase in Columbia's actual book balance for advance payments (Account 166) be suspended for no more than one day. Columbia states that the effect of the increase in the actual balance of advance payments would be to increase Columbia's rates by approximately \$6.8 million annually.

Columbia states that the necessity for the increase in its rates is brought about primarily by an increase in rate of return from 10.25 percent to 10.60 percent, an increase in cost of gas transported by others, a request for cost of service treatment for Columbia's production from leases acquired on and after October 8, 1969, in the Appalachian area, and a decline in sales volumes.

Copies of the filing were served upon the Company's jurisdictional customers and 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, Union Center Plaza Building, 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 June 20, 1975. 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.75-15173 Filed 6-10-75; 8:45 am]

[Docket Nos. RP73-65; PGA75-7]

COLUMBIA GAS TRANSMISSION CORP.
Proposed Changes in FPC Gas Tariff

JUNE 3, 1975.

Take notice that Columbia Gas Transmission Corporation (Columbia) on May 23, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1. The proposed changes to be effective July 1, 1975, provide purchased gas adjustments to reflect decreased costs of gas purchased from pipeline suppliers of \$24,507,483 annually.

Copies of the filing were served upon the company's jurisdictional customers and 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, Union Center Plaza Building, 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 June 17, 1975. 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.75-15171 Filed 6-10-75; 8:45 am]

[Docket No. RP75-105]

COLUMBIA GULF TRANSMISSION CO.
Proposed Changes in FPC Gas Tariff

JUNE 4, 1975.

Take notice that Columbia Gulf Transmission Company (Columbia Gulf), on May 30, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1. Columbia Gulf states that the proposed changes would increase revenues from jurisdictional sales and service by approximately \$3,745,000 based on the 12 month period ending January 31, 1975, as adjusted. Columbia Gulf requests an effective date of July 15, 1975.

Columbia Gulf states that the increased rates reflect increases in its off-shore depreciation rate and rate of return from 10.25 percent to 10.60 percent. Columbia Gulf alleges that the increased revenues to be derived from such changes are needed to increase internally generated funds in order to attract additional outside capital "to develop new sources of gas supply having far greater costs than historically experienced by the industry."

Copies of the filing were served upon Columbia Gas Transmission Corporation.

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 June 20, 1975. 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.75-15172 Filed 6-10-75; 8:45 am]

[Docket No. E-9468]

CONNECTICUT LIGHT AND POWER CO.
Transmission Agreement

JUNE 4, 1975.

Take notice that on May 30, 1975, The Connecticut Light and Power Company (CL&P) tendered for filing a proposed rate schedule with respect to Transmission Agreement dated April 1, 1975 between (1) CL&P, The Hartford Electric Light Company (HELCO) and Western Massachusetts Electric Company (WMECO), and (2) New Bedford Gas and Edison Light Company (NB&E).

CL&P states that the Transmission Agreement provides for a transmission service to NB&E during the period from May 1, 1975 to October 31, 1975.

CL&P states that questions as to (1) NB&E's Capability Responsibility, under the terms of New England Power Pool (NEPOOL) Agreement, during the Term of this Transmission Agreement, and (2) the amount of NB&E's purchase of Vermont Yankee capacity, delayed NB&E's request for transmission service and such questions were not resolved until a date which prevented the filing of this rate schedule more than thirty days prior to the proposed effective date.

CL&P therefore requests that, in order to permit NB&E to receive transmission service to wheel their Vermont Yankee entitlement, the Commission, pursuant to § 35.11 of its regulations, waive the thirty-day notice period and permit the rate schedule filed to become effective on May 1, 1975.

CL&P states that the monthly transmission charge is equal to one-twelfth of the estimated annual average unit cost of transmission service on the systems of the Northeast Utilities companies multiplied by the number of kilowatts of winter capability which NB&E is entitled to receive, reduced to give due recognition of the payments made by NB&E for transmission service on intervening systems.

CL&P states that HELCO and WMECO have filed certificates of concurrence in this docket.

CL&P states that copies of this rate schedule have been mailed or delivered to CL&P, Hartford, Connecticut, HELCO,

Hartford, Connecticut, WMECO, West Springfield, Massachusetts and NB&E, New Bedford, Massachusetts.

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 June 23, 1975. 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.75-15174 Filed 6-10-75; 8:45 am]

[Docket No. RP72-157; PGA75-8]

CONSOLIDATED GAS SUPPLY CORP.
Proposed Changes in FPC Gas Tariff

JUNE 3, 1975.

Take notice that Consolidated Gas Supply Corporation (Consolidated), on May 28, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Second Revised Volume No. 1, pursuant to its PGA clause for rates to be effective July 1, 1975. The proposed rate decrease would produce approximately \$29.9 million annually less in jurisdictional revenues.

Consolidated states that the PGA filing was triggered by rate changes filed by Tennessee Gas Pipeline Company and Texas Eastern Transmission Corporation (Texas Eastern) both to be effective July 1, 1975. Texas Eastern filed two sets of tariff sheets, both for effectiveness July 1, 1975. Revised Twelfth Revised Sheet No. 14 includes producer purchases at rates in excess of the national rate level established by Opinion No. 699-H. Twelfth Revised Sheet No. 14 does not include producer purchases at rates in excess of the national rate level. Consolidated has included the higher rates in its computation. Consolidated states that if Texas Eastern's Revised Twelfth Revised Sheet No. 14 is not accepted, Consolidated will promptly revise its filing to reflect the lower rates, or if Revised Twelfth Revised Sheet No. 14 is suspended and its effectiveness deferred, Consolidated will make an appropriate adjustment to its deferred account.

Consolidated requests waiver of the 45-day notice requirement contained in its PGA clause since it did not receive the supplier's revised rates in sufficient time to make a timely filing and further asks for a waiver of any other of the Commission's rules and regulations in order to permit the proposed rates to go into effect on July 1, 1975.

Copies of this filing were served upon Consolidated's 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 June 16, 1975. 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. 75-15176 Filed 6-10-75; 8:45 am]

[Docket No. RP75-91]

CONSOLIDATED GAS SUPPLY CORP. Order Granting Interventions

JUNE 4, 1975.

On April 16, 1975, Consolidated Gas Supply Corporation (Consolidated) tendered for filing in the above captioned docket proposed changes in its FPC Gas Tariff, Second Revised Volume No. 1 and Original Volume No. 2. Notice of Consolidated's filing was issued on April 23, 1975, with protests and petitions to intervene due on or before May 16, 1975. By order issued May 19, 1975, the Commission, *inter alia*, suspended the proposed tariff changes for five months until November 1, 1975, and set the matter for hearing commencing on October 28, 1975.

On May 13, 1975, Corning Natural Gas Corporation filed a timely petition to intervene. On May 15, 1975, National Fuel Gas Supply Corporation and Niagara Mohawk Power Corporation filed timely petitions to intervene. On May 16, 1975, East Ohio Gas Company filed a timely petition to intervene; and the Public Service Commission of the State of New York filed a timely Notice of Intervention.

Having reviewed the above petitions to intervene and Notice of Intervention, we believe that the petitioners have sufficient interest in the proceedings to warrant interventions.

The Commission finds: It is desirable and in the public interest to allow the above-named petitioners to intervene.

The Commission orders: (A) The above-named petitioners are hereby permitted to intervene in these proceedings 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 their petitions to intervene and Notice of Intervention; *Provided, further*, That the admission of such intervenors shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] MARY B. KIDD,
Acting Secretary.

[FR Doc. 75-15175 Filed 6-10-75; 8:45 am]

[Docket No. E-9216]

DAYTON POWER AND LIGHT CO. Extension of Procedural Dates

JUNE 3, 1975.

On June 2, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued February 19, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff's Testimony, July 31, 1975.
Service of Intervenor Testimony, August 21, 1975.

Service of Company Rebuttal, September 4, 1975.

Hearing, September 16, 1975 (10 a.m., e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-15177 Filed 6-10-75; 8:45 am]

[Docket No. E-8947]

DELMARVA POWER AND LIGHT CO. Further Extension of Procedural Dates

JUNE 4, 1975.

On June 2, 1975, the Municipal Intervenor filed a motion to extend the procedural dates fixed by order issued March 14, 1975, as most recently modified by notice issued May 20, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Intervenor Testimony, June 20, 1975.

Service of Company Rebuttal, July 7, 1975.
Hearing, July 16, 1975 (10 a.m., e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-15178 Filed 6-10-75; 8:45 am]

[Docket No. RP72-136; PGA75-2a]

FLORIDA GAS TRANSMISSION CO. Proposed Changes in Rates and Charges

JUNE 3, 1975.

Take notice that on May 27, 1975, Florida Gas Transmission Company (Florida

Gas) tendered for filing First Substitute Seventh Revised Sheet 3-A to its FPC Gas Tariff, Original Volume No. 1, containing changes in rates in its Rate Schedules G and I for effectiveness on July 1, 1975. The changes in rates result from the application of the purchased gas cost adjustment provision in Section 15, General Terms and Conditions of the tariff, which was approved by the Commission in Docket No. RP72-136. First Substitute Seventh Revised Sheet No. 3-A is proposed as a replacement for Substitute Seventh Revised Sheet No. 3-A filed by Florida Gas on May 15, 1975.

A comparison between the currently effective rates and those to be made effective on July 1, 1975 under this filing is as follows:

	Cents per therm	
	Currently effective	Effective July 1, 1975
Rate schedule G.....	7.276	7.126
Rate schedule I.....	5.880	5.726

The annual effect on the proposed changes is a decrease of \$1,111,163 based on sales for the twelve months ended March 31, 1975.

Florida Gas states that a copy of its filing has been served on all customers purchasing gas under its FPC Gas Tariff, Original Volume No. 1 and the Florida Public Service Commission.

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 June 27, 1975. 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. 75-15179 Filed 6-10-75; 8:45 am]

[Docket Nos. CP65-393; CI65-684]

FLORIDA GAS TRANSMISSION CO. Extension of Time

JUNE 4, 1975.

On May 27, 1975, Florida Gas Transmission Company filed a motion to extend the date for filing answers to the show cause order issued May 16, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date for filing answers in the above matter is extended to and including July 7, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-15180 Filed 6-10-75; 8:45 am]

* Second Revised Volume No. 1: Third Revised Sheet No. 8, and Third Revised Sheet No. 9. Original Volume No. 2: Seventh Revised Sheet No. 272, and Fourth Revised Sheet No. 273-A.

[Docket No. E-9296; E-9297; E-9298]

IOWA PUBLIC SERVICE CO.**Extension of Procedural Dates**

JUNE 3, 1975.

On May 29, 1975, Iowa Public Service Company filed a motion to extend the procedural dates fixed by order issued May 5, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Company's Direct Testimony, August 30, 1975.

Service of Staff's Testimony, September 20, 1975.

Service of Intervenor Testimony, October 3, 1975.

Service of Company Rebuttal, October 17, 1975.

Hearing, October 29, 1975 (10 a.m. e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15181 Filed 6-10-75;8:45 am]

[Docket No. E-9342]

JERSEY CENTRAL POWER & LIGHT CO.**Filing of Revision to Wholesale Rates**

JUNE 3, 1975.

Take notice that on May 30, 1975, Jersey Central Power and Light Company (Jersey Central) tendered for filing a fuel adjustment clause pursuant to Order No. 517 revising § 35.14 of the Commission's regulations.

Jersey Central states that the clause revises a clause previously tendered for filing on March 26, 1975 by (1) providing a revised base price reflecting elimination of incremental maintenance costs from interchange delivered and (2) conforming the clause to the language of Order No. 517 with respect to netting against fuel costs the fuel component of all inter system sales.

Jersey Central requests that the revised clause be permitted to become effective on June 30, 1975.

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 June 17, 1975. 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.75-15182 Filed 6-10-75;8:45 am]

[Docket No. E-9458]

KANSAS POWER AND LIGHT CO.**Proposed Changes in Rates and Charges**

JUNE 3, 1975.

Take notice that on May 27, 1975, The Kansas Power and Light Company (Kansas) tendered for filing a newly executed renewal contract dated May 19, 1975, with the City of Oswego, Kansas for wholesale service to that community. Kansas states that this is a renewal of a similar contract dated May 1, 1965, and designated KPL Rate Schedule FPC No. 122. The proposed effective date is May 1, 1975, and Kansas requests that the Commission waive the notice requirements pursuant to § 35.11 of its regulations. According to Kansas, the net billing for the twelve months succeeding the proposed change in agreements is \$194,518.50. In addition, Kansas states that copies of the contract have been mailed to the City of Oswego and the State Corporation Commission of Kansas.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 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 June 17, 1975. 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.75-15183 Filed 6-10-75;8:45 am]

[Docket No. RP75-104]

LAWRENCEBURG GAS TRANSMISSION CORP.**Proposed Changes in FPC Gas Tariff**

JUNE 3, 1975.

Take notice that Lawrenceburg Gas Transmission Corporation (Lawrenceburg), on May 24, 1975, tendered for filing proposed changes in FPC Gas Tariff, Original Volume No. 1, by filing a superseding revised FPC Gas Tariff designated as FPC Gas Tariff, First Revised No. 1, comprising tariff sheet designated as Original Sheets Nos. 1 through 21.

Lawrenceburg states that the proposed changes would increase revenues from jurisdictional sales and service by \$37,526 based on the twelve months period ended March 31, 1975 as adjusted. In addition, the proposed change would include a curtailment plan, and a change from two rate schedules to one rate schedule for all sales.

Lawrenceburg states further that the increase in tariff rates has been occasioned by increases in costs which are

known and measurable, and which are now effective or will become effective within nine months of March 31, 1975. These increased costs include (1) operating expenses, (2) costs associated with increased curtailment, and (3) increase in rate of return.

Copies of this filing were served upon Lawrenceburg's two jurisdictional wholesale customers and to the 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 June 24, 1975. 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.75-15184 Filed 6-10-75;8:45 am]

[Docket No. C175-559]

McCULLOCH OIL CORP.**Extension of Procedural Dates**

JUNE 4, 1975.

On May 27, 1975, McCulloch Oil Corporation filed a motion to extend the procedural dates fixed by order issued May 19, 1975, in the above-designated matter. On May 29, 1975, Northern Natural Gas Company filed a response in support of the above motion.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Applicant's and Supporting-Intervenor's Testimony, June 27, 1975.

Hearing, July 10, 1975 (10 a.m. e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15185 Filed 6-10-75;8:45 am]

[Docket No. C175-415]

MESA PETROLEUM CO.**Further Extension of Procedural Dates**

JUNE 4, 1975.

On May 30, 1975, Mesa Petroleum Company filed a motion to extend their procedural date fixed by order issued April 15, 1975, as most recently modified by notice issued May 7, 1975, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date for service of company testimony is extended to June 16, 1975. The hearing date will remain as

scheduled, June 26, 1975, at 10 a.m. (e.d.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15186 Filed 6-10-75;8:45 am]

[Docket Nos. RP73-14, etc.]

MICHIGAN WISCONSIN PIPE LINE CO.

Proposed Changes in Gas Tariff

JUNE 4, 1975.

Take notice that on May 29, 1975, Michigan Wisconsin Pipe Line Company (Michigan Wisconsin) tendered for filing Substitute Ninth Revised Sheet No. 27F to its F.P.C. Gas Tariff, Second Revised Volume No. 1 to be effective May 2, 1975 pursuant to Commission order dated May 15, 1975.

Michigan Wisconsin states that this filing reflects elimination of payments made to Exxon Company, U.S.A. included in the rate increase filing of March 13, 1975.

Michigan Wisconsin further states that copies of the filing were served upon the Company's jurisdictional customers and 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 June 27, 1975. 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.75-15187 Filed 6-10-75;8:45 am]

[Docket No. CP75-348]

NATIONAL FUEL GAS SUPPLY CORP.

Application

JUNE 4, 1975.

Take notice that on May 28, 1975, National Fuel Gas Supply Corporation (Applicant), 308 Seneca Street, Oil City, Pennsylvania 16301, filed in Docket No. CP75-348, an application for a certificate of public convenience and necessity authorizing the storage of natural gas for Lowell Gas Company (Lowell) and for Elizabethtown Gas Company (Elizabethtown), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant proposes to store gas for Lowell, a distributor serving the City of Lowell, Massachusetts, for the period of June 1, 1975, through April 30, 1976, in the aggregate amount of 1,500,000 Mcf storage capacity, and receipt and redelivery of no more than 12,500 Mcf per

day. Applicant also proposes to store gas for Elizabethtown for the period of June 1, 1975, through October 31, 1975, in the aggregate amount of 1,500,000 Mcf storage capacity, and receipt and redelivery of no more than 10,000 Mcf per day. Applicant states that both Lowell and Elizabethtown would pay a storage capacity charge of 2.78 cents per Mcf per month for 1,500,000 Mcf of capacity, an injection charge of 1.0 cent per Mcf of gas delivered, a withdrawal charge of 1.0 cent per Mcf of gas withdrawn, and that Lowell would pay a storage demand charge at \$1.00 per Mcf per month for 12,500 Mcf of storage demand and Elizabethtown would pay a storage demand charge of \$1.00 per month per Mcf for 10,000 Mcf of storage demand.

Applicant states that Lowell would request that Tennessee Gas Pipeline Company, a Division of Tenneco Inc. (Tennessee) a supplier of Lowell, deliver gas to Applicant at an existing connection near Hamburg, New York, for transportation by Applicant to Applicant's storage facilities. The gas would be redelivered to Tennessee for Lowell at the Ellisburg Delivery Point by Applicant. Applicant further states that Elizabethtown would request that Transcontinental Gas Pipe Line Corporation (Transco) deliver part of Elizabethtown's entitlement from Transco to Columbia Gas Transmission Company (Columbia), also a supplier of Elizabethtown. Columbia would back off an equivalent volume of its takes from Tennessee at Ceredo, West Virginia. Tennessee would transport an equivalent volume for Elizabethtown to Tennessee's existing exchange point with Applicant in the Ellisburg Storage Field in Pennsylvania. Applicant states that redelivery for Elizabethtown would be effected by delivery to Consolidated Gas Supply Corporation (Consolidated) in the Ellisburg Storage Field, which would then put an equivalent volume in the Leidy Storage Field, for delivery to Elizabethtown by Transco under Transco's Rate Schedule GSS.

Applicant alleges that the gas stored in its storage area will be used by Lowell to meet the high priority needs during the winter of 1975-76, and to prevent the curtailment thereof. Applicant further alleges that the gas stored for Elizabethtown will be used for high priority needs during the heating season of 1976-77.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 30, 1975, 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.75-15188 Filed 6-10-75;8:45 am]

[Docket No. E-9459]

NORTHERN STATES POWER CO.

Filing of Revisions To Mid-Continent Area Power Pool Agreement

JUNE 3, 1975.

Take notice that Northern States Power Company, on May 27, 1975, tendered for filing revisions in Service Schedules B, G, H and I of the Mid-Continent Area Pool Agreement to become effective June 26, 1975. Said revisions are designated as Agreement Amendments Nos. 1 and 2.

The filing provides for revisions in the language and rates of Service Schedule B, Seasonal Participation Power Interchange Service; Service Schedule G, Operational Control Energy Interchange Service; Service Schedule H, Peaking Power Interchange Service; and Service Schedule I, Short Term Power Interchange Service.

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 June 16, 1975. 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.75-15189 Filed 6-10-75;8:45 am]

[Docket No. CP75-286]

NORTHWEST PIPELINE CORP.

Amendment To Application

JUNE 4, 1975.

Take notice that on May 28, 1975, Northwest Pipeline Corporation (Applicant), 315 East Second South, Salt Lake City, Utah 84111, filed in Docket No. CP75-286 an amendment to its application filed April 7, 1975, in said docket¹ for a certificate of public convenience and necessity pursuant to section 7(c) of the Natural Gas Act authorizing the construction and operation of certain facilities at a liquefied natural gas (LNG) plant in Benton County, Washington, for the vaporization of LNG and for the sale and delivery of vaporized LNG, all as more fully set forth in the amendment, which is on file with the Commission and open to public inspection.

Applicant included in Exhibit I (market data) to its original application letters of intent from all customers seeking an allocation of the LS-1 service except a letter of intent from Southwest Gas Corporation (Southwest). Applicant stated in its original application that Southwest was considering its position in the matter of LS-1 service and that when Southwest made its determination as to its participation, Applicant would supplement its application. Applicant states further that Southwest has agreed to execute a service agreement for the proposed LS-1 service and Applicant submits the letter of intent of Southwest as a supplement to Exhibit I to its application in the instant proceeding.

Applicant further supplements its application by filing its response to a request of the Commission dated April 28, 1975, for additional information. Applicant includes its statement relative to status of bids, contracts and schedules for the implementation of its proposal and submits as Exhibit Z-2 certain engineering data requested by the Commission.

Any person desiring to be heard or to make any protest with reference to said amendment should, on or before June 30, 1975, 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. Any persons who

have previously filed petitions to intervene or protests need not do so again.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15190 Filed 6-10-75;8:45 am]

[Docket Nos. E-7718; E-8435]

PENNSYLVANIA ELECTRIC CO.

Order Granting Motion To Terminate Proceedings Without Refund Obligation

JUNE 3, 1975.

On April 7, 1975, Pennsylvania Electric Company (Penelec) filed a motion to terminate the above-referenced proceedings without refund obligation.

In March 14, 1975, the Commission accepted for filing in these dockets, effective March 20, 1975, a revised fuel clause which conformed to Order No. 517 for service to Allegheny Electric Cooperative, Inc. (Allegheny). By this action, a locked-in period was created for the period from November 10, 1973, to and including March 19, 1975, wherein the sole remaining issue in this proceeding is the justness and reasonableness of the fuel cost adjustment clause which was in effect for the locked-in period.¹ In its motion, Penelec submitted revenue comparisons (attached hereto as Appendix A) which show that the revenues collected under the fuel clause in effect during the locked-in period were \$33,115 less than the revenues that would have been collected under the revised fuel clause made effective as of March 20, 1975. Therefore, Penelec requested that the proceedings in Docket Nos. E-7718 and E-8435 be terminated without refund obligation.

¹ By order issued September 3, 1974, the Commission approved a settlement of all issues in these proceedings with the exception of the fuel clause issue.

APPENDIX A.—Pennsylvania Electric Co., summary comparison of fuel clause revenues—Allegheny Electric Co-op., Inc.

Month	Present FCA mills	R-479 FCA mills	Supplemental kilowatt-hour	Present FCA amount	R-479 FCA amount	Difference R-479 present
1973:						
November.....	0.75	0.030	40,255,931	\$10,064	\$3403	(\$9,661)
December.....	.60	.682	52,183,270	31,310	35,589	4,279
1974:						
January.....	.03	1.197	54,207,544	50,413	64,886	14,473
February.....	.94	1.461	51,530,723	48,439	75,286	26,847
March.....	1.52	1.938	46,848,447	71,210	90,792	19,582
April.....	1.77	2.389	42,493,641	75,214	101,517	26,303
May.....	3.21	4.052	31,994,920	102,704	129,643	26,939
June.....	3.43	5.153	26,242,674	89,750	135,228	45,478
July.....	2.90	5.781	23,896,495	69,300	138,146	68,846
August.....	3.59	5.662	24,321,503	87,314	137,708	50,394
September.....	3.63	4.369	22,763,878	82,631	99,433	16,822
October.....	4.04	3.783	22,847,067	92,363	86,430	(5,932)
November.....	3.80	2.696	32,807,486	127,621	88,449	(39,172)
December.....	5.00	3.458	51,040,622	258,266	176,408	(81,768)
Total 1974.....				1,155,164	1,324,036	168,872
1975:						
January.....	5.84	4.391	48,462,150	283,019	212,797	(70,222)
February.....	5.54	4.758	51,333,143	284,380	244,238	(40,142)
March.....	5.53	5.068	44,273,623	244,300	224,379	(19,921)
Total 1975 to Mar. 20.....				811,769	681,414	(130,355)
Total Nov. 10, 1973, to Mar. 20, 1975.....				2,008,327	2,041,442	33,115

¹ FCA became effective Nov. 10, 1973. November results reflect Oct. 30 prorate.

[FR Doc.75-15205 Filed 6-10-75;8:45 am]

¹ Notice of the application was issued April 18, 1975, and published April 25, 1975 (40 FR 18226).

[Docket No. RI75-141]

PHILLIPS PETROLEUM CO.**Order**

JUNE 3, 1975.

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 law-

fulness 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 thereto (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 Section 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 earlier.

By the Commission.

[SEAL]

MARY B. KIDD,
Acting Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Costs per Mcf*		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
RI75-141	Phillips Petroleum Co.	279	27	Northwest Pipeline Corp. (Wyoming-Rocky Mountain)	\$85,680	4-21-75		7-20-75	\$55.37	\$56.83	RI75-111

* Unless otherwise stated, the pressure base is 14.73 lb/in²a.

† Includes double tax reimbursement to recoup taxes on past production. A rate

decrease is required after taxes on past production have been recouped.

‡ Suspended in docket No. RI75-111.

Phillips' underlying rate is currently under suspension in Docket No. RI75-111 and does not become effective subject to refund until July 20, 1975. Phillips' proposed notice of change in rate reflects the recent 1.0 percent increase in the Wyoming severance tax. The proposed rate exceeds the applicable area ceiling in Opinion No. 658. Because of the nature of the increase, it is suspended until July 20, 1975.

Phillips in its filing includes a double amount of the contractually due tax reimbursement so as to collect tax reimbursement on past production as well as on future production. It shall file a rate decrease reflecting only contractually due tax reimbursement for future production after tax reimbursement on past production has been recovered.

[FR Doc.75-15206 Filed 6-10-75; 8:45 am]

[Docket No. E-9454]

**PUBLIC SERVICE COMPANY
OF NEW MEXICO****Filing of Revised Rate Schedule**

JUNE 4, 1975.

Take notice that on May 21, 1975, Public Service Company of New Mexico (Public Service) tendered for filing a revised rate schedule to supersede provisions of its Rate Schedule FPC No. 2 now on file with the Commission. The proposed rates are claimed to increase revenues by \$847,549 based on the twelve (12) month period ending December, 1974. Public Service proposed that the new rates will become effective July 31, 1975.

Public Service states that the proposed rate is necessary to correct the existing 1.625 percent rate of return for year 1974 under its contract to the City of Gallup, the only municipality served by Public Service, and to allow recoupment of op-

erating expenses. Under the proposed rate, it is claimed that the rate of return for year 1974 would have been 9.892 percent. Public Service states that the new rate will increase Demand Charge from \$2.00/KW to \$5.15/KW, and Energy Charge from 3.25 mills/KWH to 6.2 mills/KWH.

Public Service requests that, should the Commission find it necessary to suspend this filing, such suspension be limited to one day because (1) of the Company's existing failure to recoup its operating expenses and its current negative rate of return, and (2) this filing would have been made earlier had it not been for good faith negotiations between Public Service and City of Gallup which commenced in 1972 and continued during 1973 and 1974.

Copies of the proposed rate schedule were served upon the City of Gallup and the New Mexico Public Service 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 June 16, 1975. 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.75-15191 Filed 6-10-75; 8:45 am]

[Docket No. CI75-684]

SHELL OIL CO.**Application**

JUNE 4, 1975.

Take notice that on May 12, 1975, Shell Oil Company (Applicant), P.O. Box 2563, Houston, Texas 77001, filed in Docket No. CI75-684 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale of natural gas produced from Applicant's interest in East Bank Empire, Main Pass Block 69, and South Pass Blocks 24 and 27 Fields, Plaquemines Parish, Louisiana, to Creole Gas Pipeline Corporation (Creole) and to Air Products and Chemicals, Inc. (Air Products), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant filed in Docket No. CI75-107 on August 19, 1974, a petition requesting that the Commission disclaim jurisdiction over the sale of gas to Air Products. Applicant states that it has filed the instant application pursuant to the direction of the Commission in its order of April 14, 1975, in Docket No. CI75-45, et al. The Commission directed that a conditional application be filed in order to allow for expeditious disposition of the case in the event the sales are jurisdictional.

Applicant estimates that the sale of gas will be 675,000 Mcf per month to Creole and Air Products. Applicant states that the price paid will be at least 19.0 cents per Mcf and no more than 58.52 per Mcf at 15.025 psia, including all tax reimbursements and including an estimated upward Btu price adjustment of 0.52 cent per Mcf. Applicant further states that delivery is to be made at the tailgate of the Yscloskey Processing

Plant, St. Bernard Parish, Louisiana in interstate commerce.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 27, 1975, 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 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.75-15192 Filed 6-10-75;8:45 am]

[Docket No. CP75-151]

SOUTHERN NATURAL GAS CO.

Amendment to Application

JUNE 3, 1975.

Take notice that on May 14, 1975, Southern Natural Gas Company (Applicant), P.O. Box 2563, Birmingham, Alabama 35202, filed in Docket No. CP75-151, an amendment to its application filed in said docket pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of natural gas for United Gas Pipeline Company, all as more fully set forth in the amendment which is on file with the Commission and open to public inspection.

Applicant states that it proposes in its application in the instant docket an annual charge of \$466,800 to United Gas Pipeline Company for transportation of up to 20,000 Mcf per day of gas from South Marsh Island Blocks 268, 269 and 281, offshore Louisiana, to a point near Shadyside, St. Mary's Parish, Louisiana, and through facilities proposed in Docket No. CP75-163. Applicant now proposes

to charge and collect a transportation charge of \$513,812, in anticipation of a general rate increase that was filed in Docket No. RP75-84 pursuant to section 4 of the Natural Gas Act which Applicant anticipates will become effective October 16, 1975.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before June 25, 1975, 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. Persons who have heretofore filed protests, petitions to intervene, or notices of intervention in the instant docket need not file again.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15193 Filed 6-10-75;8:45 am]

[Docket No. CP75-152]

SOUTHERN NATURAL GAS CO.

Amendment To Application

JUNE 3, 1975.

Take notice that on May 14, 1975, Southern Natural Gas Company (Applicant), P.O. Box 2563, Birmingham, Alabama 35202, filed in Docket No. CP75-152 an amendment to its application filed in said docket pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of natural gas for Hunt Oil Company (Hunt), all as more fully set forth in the amendment which is on file with the Commission and open to public inspection.

Applicant states that it proposes in its application in the instant docket an annual charge of \$399,519 to Hunt for the transportation of up to 5,400 Mcf of gas per day from South Marsh Island Blocks 268, 269 and 281, offshore Louisiana to a processing plant in St. Mary's Parish, Louisiana, and from the processing plant to Tuscaloosa, Alabama. Applicant now proposes to charge and collect a transportation charge of \$671,409, in anticipation of a general rate increase filed with the Commission on March 31, 1975, in Docket No. RP75-84 pursuant to Section 4 of the Natural Gas Act, which Applicant anticipates will become effective October 16, 1975.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before June 24, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a peti-

tion 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. Persons who have heretofore filed protests, petitions to intervene or notices of intervention in the instant docket need not file again.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15194 Filed 6-10-75;8:45 am]

[Docket No. RP72-121]

SOUTHWEST GAS CORP.

Filing of Tariff Sheets

JUNE 4, 1975.

Take notice that on May 30, 1975, Southwest Gas Corporation (Southwest) tendered for filing Tenth Revised Sheet No. 3A, constituting Original PGA-1, in its FPC Gas Tariff, Original Volume No. 1. According to Southwest, the purpose of this filing is to increase the rates of Southwest under its purchased gas adjustment clause in section 9 of its General Terms and Conditions contained in its FPC Volume No. 1.

Southwest states the instant notice of change in rates is occasioned solely by, and will compensate Southwest only for, increases in the cost of purchased gas which will become effective on or before August 1, 1975, applied to the volumes purchased for the twelve (12) month period ended March 31, 1975.

Southwest has requested an effective date of August 1, 1975, and states that copies of the filing have been mailed to the Nevada Public Service Commission, the California Public Utilities Commission, Sierra Pacific Power Company and the California-Pacific Utilities Company.

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, N.E., 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 June 18, 1975. 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.75-15195 Filed 6-10-75;8:45 am]

[Docket No. CP75-344]

SYLVANIA CORP. AND NATIONAL FUEL GAS SUPPLY CORP.**Application**

JUNE 4, 1975.

Take notice that on May 22, 1975, The Sylvania Corporation (Sylvania), 308 Seneca Street, Oil City, Pennsylvania 16301, and National Fuel Gas Supply Corporation (Supply), 308 Seneca Street, Oil City, Pennsylvania 16301, filed in Docket No. CP75-344 an application pursuant to section 7(b) and (c) of the Natural Gas Act for permission and approval of the abandonment by Sylvania of certain jurisdictional facilities and for a certificate of public convenience and necessity authorizing Supply to acquire and operate the same facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicants request abandonment and certificate authorization to consummate a merger in which Supply would succeed to all rights, properties and assets and would assume all liabilities of Sylvania, and the jurisdictional facilities of Sylvania would be included among the assets of the surviving corporation, Supply, including certificates of public convenience and necessity for the sale of natural gas at wholesale to United Natural Gas Company and Penn Gas Company from the Appalachian Field, located in northwestern Pennsylvania and southern New York, for the sale of natural gas to United Natural Gas Company in Brush Valley and Cherryhill Townships, Indiana County, Pennsylvania, for the construction and operation of a 7-mile pipeline and sale of natural gas to United Natural Gas Company in Wyckoff Field, Town of Jasper, Steuben County, New York, for the development, construction and operation of underground storage facilities in the East Independence Pool in Allegany and Steuben Counties, New York, and a joint certificate authorizing the exchange and construction and operation of facilities with Consolidated Gas Supply Corporation, Columbia Gas Transmission Corporation, and Texas Eastern Transmission Corporation in Pinetown Field, Indiana County, Pennsylvania.

Applicants further state that each is a wholly-owned subsidiary of National Fuel Gas Company and that no separate consideration will be exchanged between Applicants. Applicants further state that expenses incurred in this merger shall be borne by Supply.

Applicants state that the proposed merger is for more efficient corporate structure, that no changes in the supply or delivery of natural gas will result from the merger and that no facilities will be constructed to effectuate the merger.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 26, 1975, 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 permission for and approval of the proposed abandonment and a grant of the certificate 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.75-15196 Filed 6-10-75;8:45 am]

[Docket Nos. CI72-555, etc.]

TEXAS PACIFIC OIL COMPANY, INC.**Proposed Settlement Agreement**

JUNE 3, 1975.

Take notice that on May 19, 1975, the Presiding Administrative Law Judge certified to the Commission a proposed settlement agreement submitted and placed in the hearing transcript by Texas Pacific Oil Company, Inc., (Texas Pacific), at the last day of hearing in this proceeding, May 14, 1975.

This proceeding involves Texas Pacific's consolidated petitions for special relief from both the applicable area and nationwide rates in connection with sales of gas to Kansas-Nebraska Natural Gas Company (Kansas-Nebraska) and Panhandle Eastern Pipe Line Company (Panhandle Eastern) and a dedication on the part of Texas Pacific of its interest in an additional 9,563 acres of reserves to these sales.

Texas Pacific seeks a rate of 55 cents per Mcf at 14.64 psia (including state production taxes) plus annual escalation of 1 cent per Mcf for sales of gas to Kansas-Nebraska and Panhandle Eastern from currently producing wells; from wells to be drilled (a firm commitment of ten wells in all, including the existing producing wells); and from wells which

may be drilled on acreage previously dedicated or the 9,563 acreage to be dedicated, all within the Reydon Area located in Roger Mills County, Oklahoma and Hemphill County, Texas. The wells are expected to be deep.

Pursuant to Commission order issued December 18, 1974, a prehearing conference was held on January 30, 1975, and continued on February 28 and March 19, 1975. On April 21 and 22, and May 14, 1975, hearings were held at which witnesses of both Texas Pacific and the Commission staff presented evidence and were cross examined.

The settlement agreement proposed by Texas Pacific provides in substance that:

(i) For those four wells of its petitions commenced on or after January 1, 1973, Texas Pacific's petitions be granted provided that in no event will Texas Pacific collect more than the applicable nationwide rate for gas from such wells (currently approximately 54.27¢/Mcf at 14.65 psia, including Texas Pacific's production taxes, with annual 1¢ escalations);

(ii) For those three wells of the petitions commenced before January 1, 1973, Texas Pacific's petition be granted provided that Texas Pacific shall in no event receive a rate for gas from such wells higher than the greater of 50.72¢/Mcf at 14.65 psia plus state production taxes (making approximately 54.27¢/Mcf) or the applicable area rate (currently 21.-315¢/Mcf, including Texas Pacific's production taxes); and

(iii) In 1975 Texas Pacific will drill or participate in the drilling of at least four more wells in its Reydon Area acreage (two more than were contemplated and contracted for in the contracts filed as part of the petitions) and spend at least one million dollars in connection therewith.

The settlement proposal has appended to it a cost-of-service study purporting to show that any additional proceeds which Texas Pacific might receive over the life of the wells of its settlement proposal would be substantially less than its dollar commitment for further exploration and commitment.

Comments to the proposed settlement agreement may be filed with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, on or before July 1, 1975. Such comments will be considered by the Commission in determining appropriate action, but will not serve to make commenters parties to the proceeding.

The petitions and proposed settlement agreement are on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15197 Filed 6-10-75;8:45 am]

[Docket No. CI75-553]

TEXACO INC.**Withdrawal and Cancellation of Hearing**

JUNE 3, 1975.

On May 19, 1975, Texaco Inc., filed a withdrawal of its application for a

certificate of public convenience and necessity, filed March 17, 1975, in the above-designated matter which was set for hearing by order issued April 11, 1975, as modified by notice issued April 24, 1975.

Notice is hereby given that pursuant to § 1.11(d) of the Commission's rules and regulations the withdrawal of the above application shall become effective June 18, 1975. The hearing schedule for June 10, 1975 is cancelled.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15198 Filed 6-10-75; 8:45 am]

[Docket No. CP75-346]

**TRANSCONTINENTAL GAS PIPE LINE
LINE CORP. AND UNITED GAS PIPE LINE
CO.**

Application

JUNE 4, 1975.

Take notice that on May 27, 1975, Transcontinental Gas Pipe Line Corporation (Transco), P.O. Box 1396, Houston, Texas 77001, and United Gas Pipe Line Company (United), 1500 Southwest Tower, Houston, Texas 77002, filed in Docket No. CP75-346 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 produced in the Biscuit Bayou Field, Terrebonne Parish, Louisiana, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicants propose that Transco will deliver or cause to be delivered to United for Transco's account on the old Kilroy Well Platform, Terrebonne Parish, Louisiana, up to 2,000 Mcf per day, or such larger volume as may be available and can be accommodated, and that United will redeliver equivalent volumes to Transco at the existing point of delivery at Transco's Compressor Station 062, Terrebonne Parish, Louisiana. Applicants state that no construction would be required and that there would be no change for the proposed service. The stated purpose of the exchange is to allow Transco to take additional gas into its system.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 27, 1975, 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 Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-15199 Filed 6-10-75; 8:45 am]

[Docket No. RP75-109]

UNITED GAS PIPE LINE CO.

Proposed Changes in FPC Gas Tariff

JUNE 4, 1975.

Take notice that United Gas Pipe Line Company (United) on May 30, 1975, tendered for filing proposed changes in its FPC Gas Tariff, First Revised Volume No. 1 and Original Volume No. 2. The proposed changes are based on the twelve-month period ending March 31, 1975, as adjusted, and would increase jurisdictional sales revenues by \$38,870,504.

United states that the principal reasons for the proposed rate increase are decline in sales volumes of 55.7 million Mcf from the volumes included in Docket No. RP75-30, and an increase in overall cost of operations. United requests a proposed effective date of July 15, 1975.

Copies of the filing have been served upon United's jurisdictional customers and the public service commissions in the states of Alabama, Florida, Louisiana, and Mississippi, and the Texas Railroad 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 June 23, 1975. 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.75-15200 Filed 6-10-75; 8:45 am]

[Docket No. E-9455]

VIRGINIA ELECTRIC AND POWER CO.

Tendering of Contract

JUNE 3, 1975.

Take notice that on May 22, 1975, Virginia Electric and Power Company, (VEPCO), tendered for filing a long term contract between itself and the United States Department of Interior, dated June 29, 1973. VEPCO states that the tendered contract is the result of arms length negotiations and replaces a prior contract dated March 24, 1961, as amended, which is currently filed with the Commission as the Company's Rate Schedule F.P.C. No. 31.

The company states that the proposed contract provides agreements as to rates for deficiency energy service, transmission service, and integration service, but that because the terms of the old and new contracts are so different, it is impossible to compare the two. VEPCO requests waiver of the notice requirements set forth at § 35.11 of the Commission's regulations, and that the tendered contract's rates be allowed to become effective as of midnight, June 30, 1973, with cancellation of prior rates as of the same date.

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 June 18, 1975. 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.75-15201 Filed 6-10-75; 8:45 am]

[Docket No. E-9462]

VIRGINIA ELECTRIC AND POWER CO.

Adjustment in Rate Filing

JUNE 4, 1975.

Take notice that Virginia Electric and Power Company (VEPCO) tendered for filing on May 28, 1975, an adjustment of its deficiency energy rate as earlier submitted for filing by letter dated May 12, 1975, in Docket No. E-9455. VEPCO states those rates are contained in a contract with the Department of Interior acting by and through Southeastern Power Administration (SEPA). The contract provides for an upward adjustment of the rate for deficiency energy, "should the Government revise upward the rate for dependable capacity". On April 18, 1975, in Docket No. E-7002, SEPA tendered for filing a request for acceptance of a rate

increase to VEPCO applicable to the sale of capacity from the John H. Kerr and Philpott Projects. VEPCO requests approval and confirmation for an increase in its deficiency energy rate from 4.5 to 5.0 mills per kilowatt-hour.

VEPCO states the contract with SEPA was negotiated at "arms length" as a "package arrangement" to agree with SEPA's format for their other private utility contracts in the area.

According to VEPCO, it sold 15,369,840 kilowatt-hours of deficiency energy to SEPA for \$69,164.28, in the twelve months preceding the requested increase. They estimate the long term yearly deficiency energy sale to SEPA to be 41,000,000 kilowatt-hours. The revenue received will be \$184,500 at their present 4.5 mill rate and \$205,000 at the proposed 5.0 mill rate; an increase of 11%, the Company avers. They allege that the cost of generation to VEPCO is in excess of the proposed 5.0 mill rate.

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. All such petitions or protests should be filed on or before June 20, 1975. 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.75-15202 Filed 6-10-75; 8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

FLUE-CURED TOBACCO ADVISORY COMMITTEE Meeting

The Flue-Cured Tobacco Advisory Committee will meet in the Board Room of the Flue-Cured Tobacco Cooperative Stabilization Corporation, 1304 Annapolis Drive, Raleigh, North Carolina 27605, at 1 p.m., on Thursday, June 19, 1975.

At the May 29 meeting, the Committee recommended that Marketing Area A include all Georgia-Florida markets and Area B include all South Carolina-Border North Carolina markets. The purpose of this meeting is to discuss remaining marketing areas and recommend marketing area opening dates and selling schedules for the flue-cured tobacco to be sold in each marketing area for the 1975 season. Also, matters, as specified in 7 CFR Part 29, Subpart G, § 29.9404 will be discussed.

The meeting is open to the public but space and facilities are limited. Public participation will be limited to written statements submitted before or at the meeting unless their participation is otherwise requested by the Committee

Chairman. Persons, other than members, who wish to address the Committee at the meeting should contact Mr. J. W. York, Director, Tobacco Division, Agricultural Marketing Service, 300 12th Street, SW, United States Department of Agriculture, Washington, D.C. 20250 (202) 447-2567.

Dated: June 6, 1975.

JOHN C. BLUM,
Acting Administrator.

[FR Doc.75-15250 Filed 6-10-75; 8:45 am]

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

NUMERICALLY CONTROLLED MACHINE TOOL TECHNICAL ADVISORY COMMITTEE Partially Closed Meeting

Pursuant to the provisions of the Federal Advisory Committee Act, 5 U.S.C. App. I (Supp. III, 1973), notice is hereby given that a meeting of the Numerically Controlled Machine Tool Technical Advisory Committee will be held on Tuesday, July 15, 1975 at 9:30 a.m. in Room 1851, Main Commerce Building, 14th and Constitution Avenue NW., Washington, D.C.

The Numerically Controlled Machine Tool Technical Advisory Committee was initially established on January 3, 1973. On December 20, 1974, the Acting Assistant Secretary for Administration approved the recharter and extension of the Committee for two additional years, pursuant to section 5(c)(1) of the Export Administration Act of 1969, as amended, 50 U.S.C. App. sec. 2404(c)(1) (Supp. III, 1973) and the Federal Advisory Committee Act.

The Committee advises the Office of Export Administration, Bureau of East-West Trade, with respect to questions involving technical matters, world-wide availability and actual utilization of production and technology, and licensing procedures which may affect the level of export controls applicable to numerically controlled machine tools, including technical data related thereto, and including those whose export is subject to multilateral (COCOM) controls.

The Committee meeting agenda has five parts:

GENERAL SESSION

- (1) Opening remarks by Rauer H. Meyer, Director, Office of Export Administration.
- (2) Election of chairman.
- (3) Presentation of papers or comments by the public.
- (4) Discussion of future work program of the Committee:
 - (a) Need to continue current work programs on foreign availability, end use, and definitions.
 - (b) Need for new work programs on licensing procedures, technology transfer, robot systems and components.

EXECUTIVE SESSION

- (5) Discussion of matters properly classified under Executive Order 11652, dealing with the U.S. and COCOM control program and strategic criteria related thereto.

The public will be permitted to attend the General Session, at which a limited number of seats will be available to the public. To the extent time permits members of the public may present oral statements to the Committee. Written statements may be submitted at any time before or after the meeting.

With respect to agenda item (5), the Assistant Secretary of Commerce for Administration, with the concurrence of the delegate of the General Counsel, formally determined on December 16, 1974, pursuant to section 10(d) of the Federal Advisory Committee Act that the matters to be discussed in the Executive Session should be exempt from the provisions of the Act relating to open meetings and public participation therein, because the Executive Session will be concerned with matters listed in 5 U.S.C. 552(b)(1), i.e., it is specifically required by Executive Order 11652 that they be kept confidential in the interest of the national security. All materials to be reviewed and discussed by the Committee during the Executive Session of the meeting have been properly classified under the Executive Order. All Committee members have appropriate security clearances.

Minutes of the open portion of the meeting will be available upon written request addressed to the Central Reference and Records Inspection Facility, Room 7046, U.S. Department of Commerce.

For further information, contact Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, Domestic and International Business Administration, Room 1620, U.S. Department of Commerce, Washington, D.C. 20230, telephone: A/C 202/967-4196.

In accordance with paragraph (4) of the Order of the United States District Court for the District of Columbia in *Aviation Consumer Action Project, et al., v. C. Langhorne Washburn, et al.*, September 10, 1974 as amended, September 23, 1974 (Civil Action No. 1838-73), the Complete Notice of Determination to close portions of the series of meetings of the Numerically Controlled Machine Tool Technical Advisory Committee and of any subcommittees thereof, was published in the FEDERAL REGISTER (40 FR 6804, appearing in the issue of February 14, 1975).

Date: June 5, 1975.

RAUER H. MEYER,
Director, Office of Export Administration, Bureau of East-West Trade, U.S. Department of Commerce.

[FR Doc.75-15223 Filed 6-10-75; 8:45 am]

National Oceanic and Atmospheric Administration

MARINE MAMMAL AND ENDANGERED SPECIES PERMIT AND PERMIT APPLI- CATIONS

Policy Statement

1. Purpose. This policy is issued to establish a standardized procedure concerning the processing of applications

for permits and the suspension of activities pursuant to existing permits issued under the Marine Mammal Protection Act of 1972, 16 U.S.C. 1361-1407, and/or the Endangered Species Act of 1973, 16 U.S.C. 1531 et seq., under certain circumstances.

2. *Scope.* The provisions of this policy apply to all permittees or applicants who have been or may be issued permits under either Act where a permittee or applicant is under investigation for or has been formally charged either criminally or administratively with an alleged violation of either Act, the regulations promulgated thereunder or permits issued pursuant to said Acts and regulations. It also applies to all permittees or applicants who have been convicted of or administratively assessed a penalty for such violations or have disposed of charges by a civil compromise acceptable to the National Marine Fisheries Service.

3. *Procedure.* (a) No permit shall be issued under either Act to any person who is under investigation for or officially charged with a violation until the matter is resolved.

(b) Action will be initiated to suspend, in accordance with applicable regulations, a permit of any person under investigation or officially charged with a violation.

(c) No permit shall be issued to any person if any person who is under investigation or officially charged with a violation is named in the permit application as a participant in the activities until the matter under investigation or the formal charges against such person have been resolved, or in the alternative the person's name is stricken from the application.

(d) If a person, who has been found guilty of a violation (either through administrative or criminal proceedings) or has disposed of a Notice of Violation by a compromise acceptable to the National Marine Fisheries Service, should (i) apply for a permit, (ii) be working under a permit, issued by the National Marine Fisheries Service, or (iii) be included as a participant in activities authorized by a permit or activities set forth in a permit application, the National Marine Fisheries Service will consider each such case on its merits, taking into consideration the circumstances surrounding the violation and severity of the penalty imposed.

Effective Date. This policy becomes effective on June 6, 1975.

JACK W. GEHRINGER,
Acting Director,
National Marine Fisheries Service.

[FR Doc. 75-15216 Filed 6-10-75; 8:45 am]

National Technical Information Service GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for licensing in accordance with the licensing policy of each Agency-sponsor.

Copies of patents are available from the Commissioner of Patents, Washington, D.C. 20231, at \$50 each. Requests for copies of patents must include the patent number.

Copies of patent applications, either paper copy (PC) or microfiche (MF), can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161, at the prices cited. Requests for copies of patent applications must include the PAT-APPL-number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent Office. Claims and other technical data can usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information should be directed to the address cited below for each agency.

DOUGLAS J. CAMPION, Patent Program Coordinator, National Technical Information Service.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, National Institutes of Health, Chief, Patent Branch, Bethesda, Maryland 20014.

Patent 3,868,947: Concentric Electrode Construction for an Electrocardiogram Transmitter; filed 16 October 1973; patented 4 March 1975; not available NTIS.

DEPARTMENT OF THE NAVY, Assistant Chief for Patents, Office of Naval Research, Arlington, Va. 22217.

Patent application 406,059: Electron Beam Ionization Signal Sampler; filed 12 October 1973; PC \$3.25/MF \$2.25.

Patent application 408,136: Apparatus and Method for Tuning a Broad Bandwidth Transducer Array; filed 19 October 1973; PC \$3.75/MF \$2.25.

Patent application 415,024: Method and Apparatus for Injection Molding of Explosive and Pyrotechnic Material; filed 12 November 1973; PC \$3.25/MF \$2.25.

Patent application 416,468: Flexural Disc Ceramic Transducer; filed 16 November 1973; PC \$3.25/MF \$2.25.

Patent application 419,177: Two Area Rocket Nozzle; filed 26 November 1973; PC \$3.25/MF \$2.25.

Patent application 419,851: Apparatus and Method for Controlling the Inflation Time and Applied Snatch Forces on a Parachute; filed 28 November 1973; PC \$3.25/MF \$2.25.

Patent application 422,810: Photoparametric Amplifier; filed 7 December 1973; PC \$3.25/MF \$2.25.

Patent application 425,382: Method and Means for Inspecting Bore Surfaces in Elongate Articles; filed 17 December 1973; PC \$3.25/MF \$2.25.

Patent application 428,598: Wing Thruster; filed 26 December 1973; PC \$3.25/MF \$3.25.

Patent application 430,953: Dye Laser for Holographic Applications; filed 7 January 1974; PC \$3.25/MF \$2.25.

Patent Application 440,894: Continuous Fiber Optical Transmitter and Receiver Terminal; filed 8 February 1974; PC \$3.25/MF \$2.25.

Patent Application 454,877: Signal Device; filed 26 March 1974; PC \$3.25/MF \$2.25.

Patent Application 454,878: Signal Device; filed 26 March 1974; PC \$3.25/MF \$2.25.

Patent Application 458,253: A Method for the Elimination of a Cartridge Rim; filed 5 April 1974; PC \$3.25/MF \$2.25.

Patent Application 467,173: Gating Mechanism; filed 6 May 1974; PC \$3.25/MF \$2.25.

Patent Application 469,199: Broadband Optical Coupler; filed 13 May 1974; PC \$3.25/MF \$2.25.

Patent Application 477,141: Polymeric Sensor of Vibration and Dynamic Pressure; filed 6 June 1974; PC \$3.25/MF \$2.25.

Patent Application 478,008: Load Actuated Electro-Ignition Switch; filed 10 June 1974; PC \$3.25/MF \$2.25.

Patent Application 478,009: Rocket Nozzle Multi Function; filed 10 June 1974; PC \$3.25/MF \$2.25.

Patent application 478,011: Towline Thermal Protection System; filed 10 June 1974; PC \$3.25/MF \$2.25.

Patent application 482,704: Intervalometer; filed 24 June 1974; PC \$3.25/MF \$2.25.

Patent application 484,484: Method for Fabricating High Efficiency Semi-Planar Electro-Optic Modulators; filed 1 July 1974; PC \$3.25/MF \$2.25.

Patent application 494,132: Electro-Optic Waveguide Beam Deflector; filed 2 August 1974; PC \$3.25/MF \$2.25.

Patent application 502,596: Passive Frequency-Selective Optical Coupler; filed 3 September 1974; PC \$3.25/MF \$2.25.

Patent application 505,306: Video Retimer System; filed 12 September 1974; PC \$3.25/MF \$2.25.

Patent application 527,111: PSK-FSK Spread Spectrum Modulation/Demodulation; filed 25 November 1974; PC \$3.25/MF \$2.25.

Patent application 529,301: Ripcord Pin Retaining Tie Thread; filed 4 December 1974; PC \$3.25/MF \$2.25.

Patent application 530,794: PCM Synchronization and Multiplexing System; filed 9 December 1974; PC \$3.25/MF \$2.25.

Patent application 533,905: Chemiluminescent Marker Apparatus; filed 18 December 1974; PC \$3.25/MF \$2.25.

Patent application 534,965: Method and Means for Narrowband, Wide Field-of-View Filtering of Background Radiation; filed 20 December 1974; PC \$3.25/MF \$2.25.

Patent application 537,971: Closest Point of Approach Calculator; filed 2 January 1975; PC \$3.25/MF \$2.25.

Patent application 538,659: Water Trap for Pitot Static System; filed 8 January 1975; PC \$3.25/MF \$2.25.

Patent application 540,367: Slit Coupled Strip Transmission Line; filed 13 January 1975; PC \$3.25/MF \$2.25.

Patent application 542,485: Universal Modularized Digital Controller; filed 20 January 1975; PC \$4.75/MF \$2.25.

Patent application 546,367: Miniaturized Millimeter Wave Instantaneous Frequency Discriminator; filed 3 February 1975; PC \$3.25/MF \$2.25.

Patent application 546,368: Microcircuit Reverse-Phased Hybrid Ring Mixer; filed 3 February 1975; PC \$3.25/MF \$2.25.

Patent application 546,369: Microstrip Reverse-Phased Hybrid Ring Coupler; filed 3 February 1975; PC \$3.25/MF \$2.25.

Patent application 546,651: Electro-Optic Tuning of Organic Dye Laser; filed 3 February 1975; PC \$3.25/MF \$2.25.

Patent application 547,893: Adjustable Staking Tool; filed 7 February 1975; PC \$3.25/MF \$2.25.

Patent application 550,239: Improved Epicycloid Transmission; filed 14 February 1975; PC \$3.75/MF \$2.25.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, ASSISTANT GENERAL COUNSEL FOR PATENT MATTERS, NASA CODE GP-2, WASHINGTON, D.C. 20546.

Patent application 552,554: Readout Electrode Assembly for Measuring Biological Impedance; filed 24 February 1975; PC \$3.25/MF \$2.25.

Patent 3,863,881: Shock Absorbing Mount for Electrical Components; patented 4 February 1975; not available NTIS.
 Patent 3,866,114: Electrostatic Measurement System; patented 11 February 1975; not available NTIS.
 Patent 3,869,624: Peak Holding Circuit for Extremely Narrow Pulses; patented 4 March 1975; not available NTIS.

[FR Doc.75-15229 Filed 6-10-75; 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for licensing in accordance with the licensing policy of each Agency-sponsor.

Copies of patents are available from the Commissioner of Patents, Washington, D.C. 20231, at \$50 each. Requests for copies of patents must include the patent number.

Copies of patent applications, either paper copy (PC) or microfiche (MF), can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161, at the prices cited. Requests for copies of patent applications must include the PAT-APPL-number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent Office. Claims and other technical data can usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information should be directed to the address cited below for each agency.

DOUGLAS J. CAMPION,
*Patent Program Coordinator,
 National Technical Information Service.*

ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION, ASSISTANT GENERAL COUNSEL FOR PATENTS, WASHINGTON, D.C. 20545.

Patent 3,567,496: Method for Producing Plastic Impregnated Concrete; patented 2 March 1971; not available NTIS.
 Patent 3,479,295: Method of Reducing Radioactive Waste Solution to Dryness; patented 18 November 1969; not available NTIS.
 Patent 3,839,779: Ceramic Brazing Method; filed 7 September 1973; patented 8 October 1974; not available NTIS.
 Patent 3,844,777: Filler Alloys for Fluxless Brazing Aluminum and Aluminum Alloys; filed 4 October 1972; patented 29 October 1974; not available NTIS.
 Patent 3,845,300: Apparatus and Method for Magnetoplasma-dynamic Isotope Separation; filed 18 April 1973; patented 29 October 1974; not available NTIS.
 Patent 3,845,633: Interceptor for Preventing Ship Collisions with Offshore Power Stations and the Like; filed 13 December 1973; patented 5 November 1974; not available NTIS.
 Patent 3,846,121: Method for Preparing Scandium Metal; filed 10 April 1974; patented 5 November 1974; not available NTIS.
 Patent 3,486,668: Plasma Generating Device; filed 22 February 1973; patented 5 November 1974; not available NTIS.
 Patent 3,850,226: Method of Casting a Consumable Electrode; filed 17 April 1973; patented 26 November 1974; not available NTIS.

Patent 3,851,179: Shipping Cask Neutron and Heat Shield; filed 5 February 1974; patented 26 November 1974; not available NTIS.
 Patent 3,851,248: Vibrating Fiber Electrometer; filed 17 August 1973; patented 26 November 1974; not available NTIS.
 Patent 3,851,274: Recirculating Liquid-Nitrogen-Coolant System for Solid-State Lasers; filed 29 June 1973; patented 26 November 1974; not available NTIS.

DEPARTMENT OF THE AIR FORCE, AF/JAOP, WASHINGTON, D.C. 20314

Patent application 452,590: Bubble Domain Structures; filed 9 March 1974; PC \$3.25/MF \$2.25.
 Patent application 488,129: System for Adjusting Individual Sensors in an Array; filed 12 July 1974; PC \$3.25/MF \$2.25.
 Patent application 492,076: Braking Device for Aircraft Gyroscope; filed 26 July 1974; PC \$3.25/MF \$2.25.
 Patent application 494,936: Means and Method for Determining Meridian Location and Azimuth; filed 5 August 1974; PC \$3.25/MF \$2.25.
 Patent application 517,339: Process for Preparing Mullite Powder and Fabrication of Structural Bodies Therefrom; filed 23 October 1974; PC \$3.25/MF \$2.25.
 Patent application 522,370: Variable Stagger Angle Rotor Actuation Assembly; filed 8 November 1974; PC \$3.25/MF \$2.25.
 Patent application 522,371: Apparatus for Dispensing Rain Repellent Fluid; filed 8 November 1974; PC \$3.25/MF \$2.25.
 Patent application 525,592: Laser Power Supply; filed 20 November 1974; PC \$3.25/MF \$2.25.
 Patent application 525,594: Self Referencing Retransmitting Alignment Sensor for a Collimated Light Beam; filed 20 November 1974; PC \$3.25/MF \$2.25.
 Patent application 525,711: Rebreathing System; filed 20 November 1974; PC \$3.25/MF \$2.25.
 Patent application 526,191: Benzothioephene-dioxidesquinoxaline Polymers and Method for Synthesizing Same; filed 22 November 1974; PC \$3.25/MF \$2.25.
 Patent application 526,192: Thermally Stable, Highly Fused Quinoxaline Composition and Method of Synthesis; filed 22 November 1974; PC \$3.25/MF \$2.25.
 Patent application 529,194: Heat Pipe System; filed 3 December 1974; PC \$3.25/MF \$2.25.
 Patent application 530,569: Method and Apparatus for Determining the Mechanism Responsible for Laser-Induced Damage; filed 9 December 1974; PC \$3.25/MF \$2.25.
 Patent application 531,645: Calorimeter for an Unstable Laser Resonator; filed 11 December 1974; PC \$3.25/MF \$2.25.
 Patent application 535,060: Rotatable Window Means; filed 20 December 1974; PC \$3.25/MF \$2.25.
 Patent application 535,061: Dynamic Damping Apparatus; filed December 1974; PC \$3.25/MF \$2.25.
 Patent application 535,066: A Precision Light Exposure Timing Mechanism for a Wide Range of Exposure Duration; filed 20 December 1974; PC \$3.25/MF \$2.25.
 Patent application 535,067: Method of Connecting a Metal Conduit to a Plastic Conduit; filed 20 December 1974; PC \$3.25/MF \$2.25.
 Patent 3,845,409: Laser Grating Couplers; filed 27 November 1973; patented 29 October 1974; not available NTIS.
 Patent 3,846,376: Thermally Stable Perfluoroalkylene Ether Bibenzoxazole Polymers; filed 26 September 1973; patented 5 November 1974; not available NTIS.

Patent 3,846,798: Integrated Window Antenna, and Waveguide with Plasma Alleviation; filed 12 August 1968; patented 5 November 1974; not available NTIS.
 Patent 3,846,903: Vacuum Brazing Tantalum Alloys; filed 13 July 1973; patented 12 November 1974; not available NTIS.
 Patent 3,848,197: Boost-Surge Power Supply; filed 9 April 1973; patented 12 November 1974; not available NTIS.
 Patent 3,854,325: Method and Means for Determining Fatigue Damage and Surface Stress; filed 13 July 1973; patented 17 December 1974; not available NTIS.
 Patent 3,855,686: Cartridge Link Guide Assembly; filed 27 November 1973; patented 24 December 1974; not available NTIS.
 Patent 3,855,849: Reentry Vehicle Nose Tip Flight Testing Apparatus; filed 16 April 1973; patented 24 December 1974; not available NTIS.
 Patent 3,858,209: Radar Moving Target Tracking System; filed 27 July 1962; patented 31 December 1974; not available NTIS.
 Patent 3,858,213: Antenna with Short Line Tuning Stub; filed 18 October 1965; patented 31 December 1974; not available NTIS.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, Assistant General Counsel for Patent Matters, NASA Code GP-2, Washington, D.C. 20546.

Patent application 533,734: The DC-to-DC Converter Employing Staggered Phase Power Switches with Two Loop Control; filed 17 December 1974; PC \$3.25/MF \$2.25.
 Patent 3,859,736: Kinesthetic Control Simulator; patented 14 January 1975; not available NTIS.
 Patent 3,860,858: Variable Frequency Inverter for AC Induction Motors with Torque, Speed and Braking Control; patented 14 January 1975; not available NTIS.

[FR Doc.75-15234 Filed 6-10-75; 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for licensing in accordance with the licensing policy of each Agency-sponsor.

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DOUGLAS J. CAMPION,
*Patent Program Coordinator,
 National Technical Information Service.*

Department of Health, Education, and Welfare, National Institutes of Health, Chief, Patent Branch, Bethesda, Md. 20014.

Patent 3,863,625: Epileptic Seizure Warning System; filed 2 November 1973, patented 4 February 1975; not available NTIS.

Department of the Navy, Assistant Chief for Patents, Office of Naval Research, Arlington, Va. 22217.

Patent application 459,139: Molded Plastic Electronic Module Package; filed 8 April 1974; PC \$3.25/MF \$2.25.

Patent application 473,966: Optical Switch and Modulator; filed 28 May 1974; PC \$3.25/MF \$2.25.

Patent application 473,987: Dual Mode CRT Screen; filed 28 May 1974; PC \$3.25/MF \$2.25.

Patent application 477,142: Polymeric Transducer Array; filed 6 June 1974; PC \$3.25/MF \$2.25.

Patent application 477,144: Underwater Sound Transducer; filed 6 June 1974; PC \$3.25/MF \$2.25.

Patent application 482,391: Stray Energy Detection Circuit; filed 24 June 1974; PC \$3.25/MF \$2.25.

Patent application 484,383: Headrest Proportional Control for Motorized Wheelchair; filed 1 July 1974; PC \$3.25/MF \$2.25.

Patent application 484,746: General Purpose Electronic Interface Equipment Package; filed 1 July 1974; PC \$3.25/MF \$2.25.

Patent application 484,832: Improved Multi-Channel Optical Correlation System; filed 1 July 1974; PC \$3.25/MF \$2.25.

Patent application 486,126: A Photodichroic Readout Device Using Circularly Polarized Light; filed 5 July 1974; PC \$3.25/MF \$2.25.

Patent application 490,461: High Speed Electro-Optic Waveguide Modulator; filed 22 July 1974; PC \$3.25/MF \$2.25.

Patent application 494,000: Temperature Measuring System; filed 31 July 1974; PC \$3.25/MF \$2.25.

Patent application 494,667: An Improved Wind Driven Electric Field Mill; filed 5 August 1974; PC \$3.25/MF \$2.25.

Patent application 494,808: Conductivity Cell and Measuring System; filed 5 August 1974; PC \$3.25/MF \$2.25.

Patent application 495,159: A Closed System Autoclave; filed 6 August 1974, PC \$3.25/MF \$2.25.

Patent application 495,704: Force Sensing and Indicating System; filed 8 August 1974, PC \$3.25/MF \$2.25.

Patent application 497,963: Temperature Compensated Measuring Gauge; filed 10 August 1974, PC \$3.25/MF \$2.25.

Patent application 498,888: A Method and Apparatus for Computing the Discrete Fourier Transform Recursively; filed 20 August 1974, PC \$3.25/MF \$2.25.

Patent application 504,393: Interfacing Driver and Receiver; filed 9 September 1974, PC \$3.25/MF \$2.25.

Patent application 509,508: Conductivity, Temperature and Pressure Measuring System; filed 26 September 1974, PC \$3.25/MF \$2.25.

Patent application 514,334: Conformal Helmet Antenna; filed 15 October 1974, PC \$3.25/MF \$2.25.

Patent application 516,241: Method of Reducing Light Leakage in Lasers; filed 17 October 1974, PC \$3.25/MF \$2.25.

Patent application 517,699: Phase Sensitive Detector; filed 24 October 1974, PC \$3.25/MF \$2.25.

Patent application 520,327: Dual Filter for Lubricating Oil; filed 4 November 1974, PC \$3.25/MF \$2.25.

Patent application 523,644: Single Transfer Electrode Charge Transfer Device; filed 14 November 1974, PC \$3.25/MF \$2.25.

Patent application 525,533: Torque Spanner Wrench; filed 20 November 1974, PC \$3.25/MF \$2.25.

[FR Doc.75-15232 Filed 6-10-75; 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

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Copies of patent applications, either paper copy (PC) or microfiche (MF), can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161, at the prices cited. Requests for copies of patent applications must include the PAT-APPL-number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent Office. Claims and other technical data can usually be made available to serious prospective licensees by the agency which filed the case.

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DOUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information
Service.

ENERGY RESEARCH & DEVELOPMENT ADMINISTRATION, Assistant General Counsel for Patents, Wash, D.C. 20545.

Patent application 503,238: Solid Sorbent for Trapping Iodine; filed 5 September 1974; PC \$3.25/MF \$2.25.

Patent application 504,789: A Calcination Process for Radioactive Wastes; filed 10 September 1974, PC \$3.25/MF \$2.25.

Patent application 504,790: Chemical Cycle for Thermochemical Production of Hydrogen and Oxygen from Water; filed 10 September 1974; PC \$3.25/MF \$2.25.

Patent application 504,933: Relativistic Electron Beam Generator; filed 11 September 1974; PC \$3.25/MF \$2.25.

Patent application 506,494: Radioactive Waste Storage; filed 16 September 1974; PC \$3.25/MF \$2.25.

Patent application 506,818: Electrically Insulating Feed-through for Cryogenic Temperatures; filed 17 September 1974; PC \$3.25/MF \$2.25.

Patent application 506,819: Method and Means for Measuring Acoustic Emissions; filed 17 September 1974; PC \$3.25/MF \$2.25.

Patent application 508,016: Wind Turbine; filed 20 September 1974; PC \$3.25/MF \$2.25.

Patent application 509,996: Adjustable Electronic Load-Alarm Relay; filed 27 September 1974; PC \$3.25/MF \$2.25.

Patent application 510,840: Electrochemical Cell Assembled in Discharged State; filed 30 September 1974; PC \$3.75/MF \$2.25.

Patent 3,839,804: Energy-Environment Simulator; filed 8 November 1973; patented 8 October 1974; not available NTIS.

Patent 3,840,075: Extinguishant for Metal Fires; filed 3 May 1973; patented 8 October 1974; not available NTIS.

Patent 3,841,863: Purification of Platinum; filed 12 April 1973; patented 15 October 1974; not available NTIS.

Patent 3,844,972: Method for Impregnation of Graphite; filed 24 October 1958; patented 29 October 1974; not available NTIS.

Patent 3,846,258: Chemical Trap; filed 17 September 1973; patented 5 November 1974; not available NTIS.

Patent 3,847,550: Differential Chromatographic Method; filed 27 March 1973; patented 12 November 1974; not available NTIS.

Patent 3,848,048: Recovery of Fission-Product Technetium, Palladium, Rhodium and Ruthenium; filed 12 July 1973; patented 12 November 1974; not available NTIS.

Patent 3,848,067: Method of and Filter for Removing Tritium from Inert Gases; filed 12 July 1973; patented 12 November 1974; not available NTIS.

Patent 3,849,350: Process of Making Low Density Syntactic Foams; filed 6 July 1973; patented 19 November 1974; not available NTIS.

Patent 3,848,589: Method of Oxygen Detection and Removal; filed 17 October 1972; patented 19 November 1974; not available NTIS.

Patent 3,849,867: Process of Jacketing Fuel Elements; filed 2 October 1957; patented 26 November 1974; not available NTIS.

Patent 3,850,623: Method for Reducing Uranium Tetrafluoride to Metallic Uranium; filed 19 January 1961; patented 26 November 1974; not available NTIS.

Patent 3,851,267: Modular Disc Laser; filed 18 October 1972; patented 26 November 1974; not available NTIS.

DEPARTMENT OF THE AIR FORCE, AF/JACP, Washington, D.C. 20314.

Patent application 535,339: Direct Injection Liquid Propellant Gun System; filed 20 December 1974; PC \$3.25/MF \$2.25.

Patent 3,864,907: Step Cylinder Combustor Design; filed 5 November 1973; patented 11 February 1975; not available NTIS.

Patent 3,865,034: Submissile Air-to-Surface Warhead with Propellant-Diaphragm Deployment Mechanism; filed 20 December 1971; patented 11 February 1975; not available NTIS.

Patent 3,865,036: High Lethality Shrapnel Projectile; filed 8 December 1967; patented 11 February 1975; not available NTIS.

Patent 3,865,333: Quick Release Open Link; filed 5 October 1973; patented 11 February 1975; not available NTIS.

Patent 3,865,841: Benzothienopyridine-isoquinoline Polymers; filed 18 June 1973; patented 11 February 1975; not available NTIS.

Patent 3,866,139: Apparatus for Laser Frequency Selection; filed 11 October 1973; patented 11 February 1975; not available NTIS.

Patent 3,866,141: Bandwidth-Limited, Cavity-Dumped Laser System; filed 21 December 1973; patented 11 February 1975; not available NTIS.

Patent 3,866,153: Ultra Low Diffraction Loss Substrate Members for Acoustic Surface Wave Devices; filed 11 October 1973; patented 11 February 1975; not available NTIS.

Patent 3,866,163: Angle Data Processor for Reciprocating Narrow Scanning Beams; filed 2 July 1973; patented 11 February 1975; not available NTIS.

Patent 3,866,224: Frequency Diversity Radar System; filed 13 October 1958; patented 11 February 1975; not available NTIS.

Patent 3,866,535: Fluidic Free Flight Sensor; filed 17 January 1974; patented 18 February 1975; not available NTIS.

Patent 3,867,033: Multi-Component Flow Probe; filed 4 June 1973; patented 18 February 1975; not available NTIS.

Patent 3,867,701: Method of Changing a Phase Difference in an Input Pulse to a Pulse Rate; filed 27 September 1968; patented 18 February 1975; not available NTIS.

Patent 3,867,759: Method of Manufacturing a Multi-Layered Strip Transmission Line Printed Circuit Board Integrated Package; filed 13 June 1973; patented 25 February 1975; not available NTIS.

Department of Agriculture, Chief, Research Agreements and Patent Management Branch, General Services Division, Hyattsville, Md. 20782.

Patent application 438,307: Recovery and Reactivation of Rhodium Catalysts; filed 31 January 1974; PC \$3.25/MF \$2.25.

Patent application 454,524: Improved Method of Making Mineral-Filled Paper; filed 25 March 1974; PC \$3.75/MF \$2.25.

Patent application 465,650: Apparatus and Method for Obtaining Undisturbed Soil Core Samples; filed 30 April 1974; PC \$3.25/MF \$2.25.

Patent application 515,262: Insoluble-Starch-Xanthate for Heavy Metal Ion Removal; filed 16 October 1974; PC \$3.75/MF \$2.25.

Patent 3,809,771: Process for Obtaining Full-Fat Oilseed-Protein Beverages; filed 8 August 1972; patented 7 May 1974; not available NTIS.

Patent 3,809,773: Method for Preparing a Liquid Iron-Fortifying Composition; filed 25 February 1972; patented 7 May 1974; not available NTIS.

Patent 3,823,132: Flame-Retardant Polyurethane Foams; filed 9 July 1971; patented 9 July 1974; not available NTIS.

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Department of Transportation, Patent Counsel, 400 7th St. SW., Wash., D.C. 20590.

Patent application 555, 021: A Grade-Crossing Motorist Warning System; filed 3 March 1975; PC \$3.25/MF \$2.25.

Department of Health, Education, and Welfare, National Institutes of Health, Westwood Bldg., Bethesda, Md. 20014.

Patent application 548,786: Polysiloxane Membrane Lung; filed 3 February 1975; PC \$3.25/MF \$2.25.

Department of the Navy, Assistant Chief for Patents, Office of Naval Research, Arlington, Va. 22217.

Patent application 380,780: Thin Film MIS Photovoltaic Detector; filed 19 July 1973; PC \$3.25/MF \$2.25.

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Patent application 402,559: Method and Apparatus for Determining Near-Field Antenna Patterns; filed 1 October 1973; PC \$3.25/MF \$2.25.

Patent application 405,957: Automatic Testing System for Radar Magnetrans; filed 12 October 1973; PC \$3.25/MF \$2.25.

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Patent application 423,624: Optical Switch; filed 10 December 1973; PC \$3.25/MF \$2.25.

Patent application 432,270: An Improved Signal Processor System; filed 10 January 1974; PC \$3.25/MF \$2.25.

Patent application 432,384: Acoustic Velocimeter for Ocean Bottom Coring Apparatus; filed 10 January 1974; PC \$3.25/MF \$2.25.

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NATIONAL AERONAUTICS AND SPACE ADMINISTRATION, ASSISTANT GENERAL COUNSEL FOR PATENT MATTERS, NASA CODE GP-2, WASH., D.C. 20546.

Patent application 536,785: The 3-5 Photocathode with Nitrogen Doping for Increased Quantum Efficiency; filed 27 December 1974; PC \$3.75/MF \$2.25.

Patent application 538,982: Inrush Current Limiter; filed 6 January 1975; PC \$3.25/MF \$2.25.

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Patent application 544,611: High Temperature Capacitor; filed 28 January 1975; PC \$3.25/MF \$2.25.

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[FR Doc. 75-15233 Filed 6-10-75; 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

The inventions listed below are owned by the U.S. Government and are available for licensing in accordance with the licensing policy of each Agency-sponsor.

Copies of patents are available from the Commissioner of Patents, Washington, D.C. 20231, at \$5.00 each. Requests for copies of patents must include the patent number.

Copies of patent applications, either paper copy (PC) or microfiche (MF), can be purchased from the National Technical Information Service (NTIS), Springfield, Virginia 22161, at the prices cited. Requests for copies of patent applications must include the PAT-APPL number. Claims are deleted from patent application copies sold to the public to avoid premature disclosure in the event of an interference before the Patent Office. Claims and other technical data can usually be made available to serious prospective licensees by the agency which filed the case.

Requests for licensing information should be directed to the address cited below for each agency.

DOUGLAS J. CAMPION,
Patent Program Coordinator,
National Technical Information
Service.

Energy Research and Development Administration Assistant General Counsel for Patents, Washington, D.C. 20545.

Patent application 476,184: Quick-Release Latch for Reactor Scram; filed 4 June 1974; PC \$3.25/MF \$2.25.

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Patent application 506,479: Oxygen Isotope Separation; filed 16 September 1974; PC \$3.25/MF \$2.25.

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Patent 3,844,173: Method and Apparatus for Measuring Pressures in Fluid Lines; filed 19 April 1973; patented 29 October 1974; not available NTIS.

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Patent application 537,492: Fluorine Generating Solid Formulation for Use in Chemical Lasers; filed 30 December 1974; PC \$3.25/MF \$2.25.

Patent application 537,791: Traveling Wave Tube Body Current Sensor; filed 31 December 1974; PC \$3.25/MF \$2.25.

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Patent 3,863,354: System for the Delayed Dispersal of Chaff in Outer Space; filed 11 March 1969; patented 28 January 1975; not available NTIS.

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Department of Health, Education, and Welfare, National Institutes of Health, Chief, Patent Branch, Bethesda, Md. 20014.

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[FR Doc.75-15231 Filed 6-10-75; 8:45 am]

GOVERNMENT-OWNED INVENTIONS

Availability for Licensing

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Requests for licensing information should be directed to the address cited below for each agency.

DOUGLAS J. CAMPION, Patent Program Coordinator, National Technical Information Service.

Energy Research and Development Administration, Assistant General Counsel for Patents, Wash., D.C. 20545.

Patent 3,846,709: Laser System Employing Stimulated Multiple-Photon Emission Process; filed 9 February 1973; patented 5 November 1974; not available NTIS.

Patent 3,849,329: Method for Producing Fueled Moderator; filed 1 October 1959; patented 19 November 1974; not available NTIS.

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Department of Agriculture, Chief, Research Agreements and Patent Mgmt Branch, Federal Bldg., Hyattsville, Md. 20782.

Patent 3,834,984: Method of Incorporating Water Soluble Epoxypropyl Starch into Paper; filed 9 August 1973; patented 10 September 1974; not available NTIS.

Department of Health, Education, and Welfare, National Institutes of Health, Chief, Patent Branch, Bethesda, Md. 20014.

Patent application 550,708: Reversible Intravascular Occlusive Device; filed 18 February 1973; PC \$3.25/MF \$2.25.

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Patent application 441,729: Deep Sea Microbiological Sampling and Culturing Apparatus and Method; filed 11 February 1974; PC \$3.25/MF \$2.25.

Patent application 443,556: A System for Measuring the Band Pass Response of a Receiver; filed 19 February 1974; PC \$3.25/MF \$2.25.

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Patent application 449,160: Parametric Amplifier Alignment System; filed 7 March 1974; PC \$3.25/MF \$2.25.

Patent application 449,614: Optical-to-Electronic Interface Circuit; filed 11 March 1974; PC \$3.25/MF \$2.25.

Patent application 452,909: Count Sequence Test Set; filed 20 March 1974; PC \$3.25/MF \$2.25.

Patent application 456,692: Improved Birefringent Optical Coupler; filed 1 April 1974; PC \$3.25/MF \$2.25.

Patent application 457,002: Improved Optical Transmitter-Receiver Coupler; filed 1 April 1974; PC \$3.25/MF \$2.25.

Patent application 457,016: On-Line Receiver Noise Figure Measuring System; filed 1 April 1974; PC \$3.25/MF \$2.25.

Patent application 457,147: Broadband Radar Signal Sampler Utilizing Television Scanning; filed 1 April 1974; PC \$3.25/MF \$2.25.

Patent application 459,523: Non-Interfering On-Line Receiver Test System; filed 4 October 1974; PC \$3.25/MF \$2.25.

Patent application 459,768: One Hand Operable Distress Signal; filed 10 April 1974; PC \$3.25/MF \$2.25.

Patent application 461,470: Electrochemical Deposition of Bone; filed 16 April 1974; PC \$3.25/MF \$2.25.

Patent application 462,557: Tracking System for Underwater Objects; filed 19 April 1974; PC \$3.25/MF \$2.25.

Patent application 463,077: Hand-Held Signaling Device Having Manual Firing Means; filed 22 April 1974; PC \$3.25/MF \$2.25.

Patent application 465,962: Improved Optical Coupler; filed 1 May 1974; PC \$3.25/MF \$2.25.

Patent application 468,128: An Improved Electric Field Sensor; filed 8 May 1974; PC \$3.25/MF \$2.25.

Patent application 468,605: Blue-Green Laser; filed 9 May 1974; PC \$3.25/MF \$2.25.

Patent application 469,181: Electrodeposition of Bone Within a Plastic Matrix; filed 13 May 1974; PC \$3.25/MF \$2.25.

Patent application 469,182: Sputtering of Bone on Prostheses; filed 13 May 1974; PC \$3.25/MF \$2.25.

Patent application 471,942: Plasticization of Carbon Fibers; filed 21 May 1974; PC \$3.25/MF \$2.25.

[FR Doc.75-15230 Filed 6-10-75; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[Docket No. 75N-0070; Application No. NY-10,086M]

HARVEY D. KARKUS

Opportunity for Hearing on a Proposal To Deny Application for Approval of Use of Methadone in a Treatment Program

Due to the tremendous public health and social problems associated with the treatment of narcotic addiction, the Commissioner of Food and Drugs determined that it is essential for the protection of the public health that methadone be prescribed under detailed, closely monitored conditions in order to assure its safe and effective use. The reasoning of the Commissioner is set forth in the notice of proposed rulemaking published in the FEDERAL REGISTER of April 6, 1972 (37 FR 6940) and in the final order published in the FEDERAL REGISTER of December 15, 1972 (37 FR 26790), which promulgated 21 CFR 310.505 (formerly 21 CFR 130.44 prior to recodification published in the FEDERAL REGISTER of March 29, 1974 (39 FR 11680)). This regulation sets forth, inter alia, appropriate methods of professional practice necessary for safe distribution, administration, and dispensing of methadone.

In addition, the Commissioner determined, pursuant to 21 CFR 310.303, that methadone is a new drug for which special studies, records, and reports are required to obtain full information for evaluating the drug's safety and effectiveness for a variety of conditions during widespread and long-term use (21 CFR 310.304(b)). The record and reporting requirements of 21 CFR 310.505 are a necessary part of this long-term evaluation of methadone.

Both of these regulations (§§ 310.304 (b) and 310.505) are authorized by the new drug provisions of section 505 (21 U.S.C. 355) of the Federal Food, Drug, and Cosmetic Act (hereinafter referred to as the "act"), by section 4 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (42 U.S.C. 257a), and by the authority delegated to the Commissioner (21 CFR 2.120). Pursuant to the new drug provisions of the act, methadone has been approved for distribution to certain treatment programs which have received interim or final approval. The conditions and required forms for obtaining approval of a methadone treatment program are also set forth in 21 CFR 310.505.

Harvey D. Karkus, M.D., a methadone treatment program located at 27 East 92d St., New York, NY 10028, has an interim approval to receive shipments of methadone pursuant to a notice published in the FEDERAL REGISTER of March 15, 1973 (38 FR 7014), and a notice of extension of interim approval published in the FEDERAL REGISTER of May 14, 1973 (38 FR 12641). An inspection of this methadone treatment program conducted by the Food and Drug Administration on May 20 to 29, 1974, revealed the following deviations from the conditions for

use of methadone as set forth in 21 CFR 310.505:

1. The admission records for four patients lacked documented evidence that the applicants were physiologically dependent on heroin or other morphine-like drugs at the time of admission and prior to the administration of methadone, as required by 21 CFR 310.505(d) (3) (ii).

2. The admission records for four patients lacked documented evidence that these patients were dependent on heroin or other morphine-like drugs for at least 2 years prior to their admission to maintenance treatment, as required by 21 CFR 310.505(d) (3) (ii).

3. Prior to reducing the frequency of clinic visits in which the patient ingested methadone under observation, the clinical records for one patient lacked documentation of substantial progress toward rehabilitation and the need for reducing the frequency of visits, as required by 21 CFR 310.505(d) (7) (i).

4. Two patients were dispensed additional medication beyond the number of take-out doses permitted without their clinical records indicating the exceptional circumstances involved, as required by 21 CFR 310.505(d) (7) (i).

5. Changes in the dosage schedules for five patients were not always recorded and signed by a licensed physician staff member, as required by 21 CFR 310.505(d) (6) (i) (d).

6. All 14 patients clinical records selected for review lacked the dates of each clinic visit, the amounts of methadone administered and dispensed, and the results of each drug screening urinalysis, as required by 21 CFR 310.505(d) (7) (iii).

7. The admission records for one patient lacked results of a comprehensive physical examination, as required by 21 CFR 310.505(d) (3) (vi).

8. The admission records for five patients lacked a thorough medical history record, as required by 21 CFR 310.505(d) (3) (vi).

9. The Form FD-2635, "Consent for Methadone Treatment," for five patients lacked the name of the practitioner who explained the treatment procedures, as required by 21 CFR 310.505(d) (3) (i).

10. Two of 14 patient files selected for review lacked a Form FD-2635, "Consent for Methadone Treatment," as required by 21 CFR 310.505(d) (3) (i).

11. The physical examination records for four of 14 patient files selected for review lacked the signature of the examining physician, as required by good medical practice pursuant to the regulation.

Pursuant to the informal hearing procedures set forth in 21 CFR 310.505(h), the Bureau of Drugs, on November 13, 1974, notified the applicant of the deviations noted during the May 1974 inspection. The applicant responded by letter dated November 26, 1974, received by the Bureau of Drugs on December 3, 1974, and addressed each deviation noted during the inspection. Based on an evaluation of this response, the applicant was notified by letter dated January 21, 1975,

that the Bureau of Drugs accepted, with stated reservations and pending verification by reinspection, the responses made by the applicant's letter dated November 26, 1974.

A reinspection of this methadone treatment program was conducted on January 23 to 31, 1975, by the Food and Drug Administration. This inspection revealed several previously undisclosed deviations from the methadone regulation (21 CFR 310.505) as well as violations of a continuing nature similar to those found during the previous inspection. However, the January 1975 inspection and the evidence derived from it did not permit a proper evaluation to determine the program's compliance with the methadone regulation, due partly to the extreme disorganization of the treatment program's records for the period prior to December 1974. Therefore, the Food and Drug Administration does not, as a legal matter, rely on this inspection as a basis for its decision to seek termination of the program's approval; however, this should in no way be construed as a determination by the Food and Drug Administration that the program was in compliance with the methadone regulation at that time.

A subsequent reinspection of this methadone treatment program was conducted by the Food and Drug Administration on April 7 to 28, 1975, and revealed:

1. The deviations from the conditions for use of methadone set forth in paragraphs 10 and 11 above were not noted in the records reviewed.

2. The following deviations noted at the May 1974 inspection were again noted at the April 1975 reinspection:

a. The admission records for four of 14 patients, who entered the program subsequent to Dr. Karkus' November 26, 1974 letter to the Bureau of Drugs responding to the deviations noted during the May 1974 inspection, lacked documented evidence that the applicants were physiologically dependent on heroin or other morphine-like drugs at the time of admission and prior to the administration of methadone, as required by 21 CFR 310.505(d) (3) (ii).

b. The admission records for two patients who entered the program subsequent to Dr. Karkus' letter of November 26, 1974 to the Bureau of Drugs responding to the deviations noted during the May 1974 inspection, lacked documented evidence that the patients were dependent on heroin or other morphine-like drugs for at least 2 years prior to their admission to maintenance treatment, as required by 21 CFR 310.505(d) (3) (ii).

c. Prior to reducing the frequency of clinic visits to ingest methadone under observation, the patient clinical records for six patients lacked documentation of substantial progress towards rehabilitation and the need for reducing the frequency of visits, as required by 21 CFR 310.505(d) (7) (i).

d. On December 19, 1974, one patient was dispensed additional medication beyond the number of take-out doses per-

mitted without his clinical record indicating the exceptional circumstances involved, as required by 21 CFR 310.505(d) (7) (i).

e. Changes in dosage schedules for five patients admitted to the program after December 1, 1974, were not recorded and signed by a licensed physician staff member, as required by 21 CFR 310.505(d) (6) (i) (d).

f. All 23 individual patient's clinical records selected for review lacked the dates of each clinic visit, the amounts of methadone administered and dispensed, and the results of each drug screening urinalysis, as required by 21 CFR 310.505(d) (7) (iii).

g. The clinical records for 12 of 23 patients lacked the results of a comprehensive physical examination, as required by 21 CFR 310.505(d) (3) (vi).

h. The patient clinical records for five patients lacked a thorough medical history record, as required by 21 CFR 310.505(d) (3) (vi).

i. The Form FD-2635, "Consent for Methadone Treatment," for one patient, who was admitted to the program on February 5, 1975, lacked the name of the practitioner who explained the treatment procedures, as required by 21 CFR 310.505(d) (3) (i).

3. Additionally, the following deviations from the conditions for use of methadone set forth in 21 CFR 310.505 were noted at the April 1975 inspection:

a. Duly authorized employees of the Food and Drug Administration were not permitted to have access to, and to copy all, records relating to the use of methadone (in that the Food and Drug Administration investigators requested, but were not permitted by the program sponsor, Harvey D. Karkus, M.D., to have access to all patient attendance, medication and clinic visit schedule records), as required by 21 CFR 310.505(g) (3).

b. The program's records lacked evidence that drug-screening urinalyses were randomly performed at least once weekly for each patient, as required by 21 CFR 310.505(d) (7) (ii) (a).

c. Urine specimens were not collected in a manner which would minimize the falsification of the samples, as required by 21 CFR 310.505(d) (7) (ii) (b).

d. The patient clinical records lacked annual evaluations of the patient's progress towards rehabilitation, as required by 21 CFR 310.505(d) (7) (iii).

e. The patient clinical records lacked clinical judgments for continuing maintenance treatment beyond 2 years, as required by 21 CFR 310.505(d) (8).

f. As required by 21 CFR 310.505(d) (6) (i) (e) (1), dosage levels were not adjusted individually as tolerated and required in that dosage build-up schedules established at the time of admission were routinely followed.

g. The amounts of methadone received by four patients were not consistent with the amounts ordered by a physician staff member, as required by 21 CFR 310.505(d) (6) (i) (d).

h. A patient visited the treatment center twice on February 11, 1975, and each

time was administered his full daily dosage of methadone without the patient's clinical records containing an explanation and a physician's signed authorization for the second administration of the drug, as required by 21 CFR 310.505(d) (6) (i) (d).

1. The clinical records for three patients who received take-home supplies of methadone at the time of their previous clinic visit lacked an explanation and a physician's signed authorization for the administration and dispensing of methadone to these patients prior to their next scheduled clinic visit date, as required by 21 CFR 310.505(d) (6) (i) (d).

The Commissioner, having evaluated information obtained during the May 1974 and April 1975 inspections, as well as information submitted in response to the informal hearing afforded the applicant, finds that the applicant has failed to submit adequate assurances justifying approval of the application.

Therefore, notice is given to Harvey D. Karkus, M.D., 27 West 92d St., New York, NY 10028, and to all other interested persons, that the Commissioner proposes to issue an order under section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and 21 CFR 310.505(h) denying approval of NY-10,086M, "Application for Approval of Use of Methadone in a Treatment Program" (Form FD-2632) on the grounds that (1) upon the basis of information before him with regard to the use of methadone in a treatment program, such drug is not safe for use under the conditions which exist in the Dr. Harvey D. Karkus methadone treatment program; and (2) the applicant has failed to establish and maintain records in the manner set forth in 21 CFR 310.505.

In accordance with the provisions of section 505 of the act (21 U.S.C. 355) and the regulations promulgated thereunder (21 CFR Parts 310, 314), the applicant or any other interested person is hereby given an opportunity for a hearing to show why approval of the treatment program's application should not be denied.

If the applicant or any other interested person elects to avail himself of the opportunity for a hearing, he shall file on or before July 11, 1975, a written notice of appearance and request for hearing, and the data, information, and analyses on which he relies to justify a hearing. Any other interested person may also submit comments on this notice. The procedures and requirements governing the notice of opportunity for hearing, the notice of appearance and request for hearing, the submission of data, information and analyses to justify a hearing, other comments and the grant or denial of hearing are contained in 21 CFR 314.200.

The failure of an applicant or any other interested person to file timely written notice of appearance and request for hearing as required by 21 CFR 314.200 constitutes an election by such person not to avail himself of the opportunity for a hearing with respect to such methadone application.

A request for a hearing may not rest upon mere allegations or denials, but must set forth specific facts showing that there is a genuine and substantial issue of fact that requires a hearing. If it conclusively appears from the face of the data, information, and factual analyses in the request for the hearing that there is no genuine and substantial issue of fact which precludes the denial of the application, or when a request for hearing is not made in the required format or with the required analyses, the Commissioner will enter summary judgment against the person(s) who requests the hearing, make findings and conclusions, and deny the hearing request.

If no hearing is requested, approval of the application will be denied. Thereafter, the applicant may no longer lawfully order or receive shipments of methadone, and any outstanding stocks of methadone must be recalled.

All submissions pursuant to this notice shall be filed in quintuplicate with the Hearing Clerk, Food and Drug Administration (HFC-20), Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852.

All submissions pursuant to this notice, except for data and information prohibited from public disclosure pursuant to 21 U.S.C. 331(j) or 18 U.S.C. 1905, may be seen in the office of the Hearing Clerk during regular business hours, Monday through Friday.

This notice is issued pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 505, 52 Stat. 1052-1053), as amended (21 U.S.C. 355) and under authority delegated to the Commissioner (21 CFR 2.120).

Dated: June 5, 1975.

A. M. SCHMIDT,

Commissioner of Food and Drugs.

[FR Doc. 75-15219 Filed 6-10-75; 8:45 am]

Office of Education

NATIONAL ADVISORY COUNCIL ON INDIAN EDUCATION

Meeting; Correction

Correction notice of meeting of the National Advisory Council on Indian Education. Portion of meeting closed to the public.

Notice is hereby given, pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), that the next meeting of the National Advisory Council on Indian Education was announced in the FEDERAL REGISTER on May 1, 1975, page 19032, to be held June 27, 28, 29, 1975.

The National Advisory Council on Indian Education is established under section 442 of the Indian Education Act (Pub. L. 92-318, Title IV, 20 U.S.C. 1221 g). The Council, among other things, is directed to:

(1) Advise the Commissioner of Education with respect to the administration (including the development of regulations and of administrative practices and policies) of any program in which Indian children or adults participate from which they can benefit, including sections 241aa to 241ff and 887c of

this title and with respect to adequate funding thereof;

(2) Review applications for assistance under sections 241aa to 241ff, 887c, and 1211a of this title, and make recommendations to the Commissioner with respect to their approval;

(3) Evaluate program and projects carried out under any program of the Department of Health, Education, and Welfare in which Indian children or adults can participate or from which they can benefit, and disseminate the results of such evaluations;

(4) Provide technical assistance to local educational agencies and to Indian educational agencies, institutions, and organizations to assist them in improving the education of Indian children;

(5) Assist the Commissioner in developing criteria and regulations for the administration and evaluation of grants made under section 241bb(b) of this title; and

(6) To submit to the Congress not later than March 31 of each year a report on its activities, which shall include any recommendations it may deem necessary for the improvement of Federal education programs in which Indian children and adults participate, or from which they can benefit, which report shall include statement of the National Council's recommendations to the Commissioner with respect to the funding of any such programs.

The meetings on June 27, 28, 29, 1975 will be open to the public beginning at 9 a.m. These meetings will be held in Bismarck, North Dakota.

The proposed agenda includes:

(1) Re-organizing the National Advisory Council on Indian Education.

(2) Review of the fiscal year 1976 and 1977 budget.

(3) Re-evaluate NACIE's goals and objectives.

(4) Regular Council Business.

The June 28 meeting will be closed to the public from 4 p.m. to 6 p.m., for discussion relating to the employment of an Executive Director, under the authority of the Federal Advisory Committee Act (Pub. L. 92-463) and under the exemptions contained in the Freedom of Information Act, 5 U.S.C. section 552 (b) (4) and (6), Pub. L. 90-23, 45 CFR § 5.71 (a) and § 5.71 (b). The fitness and qualifications of candidates for the position of Executive Director will be discussed. To hold such discussion in public would constitute a serious invasion of personal privacy.

Records shall be kept of all Council proceedings (and shall be available for public inspection) at the Office of the National Advisory Council on Indian Education located at 425 13th Street NW, Suite 326, Washington, D.C. 20004.

Signed at Washington, D.C. on June 5, 1975.

DORRANCE D. STEELE,
Acting Executive Director,
NACIE.

[FR Doc.75-15224 Filed 6-10-75;8:45 am]

**Social Security Administration
SUPPLEMENTAL SECURITY INCOME
STUDY GROUP**

Meeting

Notice is hereby given pursuant to Pub. L. 92-463, that the Supplemental Security

Income Study Group will hold a meeting on Thursday, June 26, 1975, from 9 a.m. to 5 p.m. The meeting will be held in Room 171 Altmeyer Building, Social Security Administration, 6401 Security Boulevard, Baltimore, Maryland. The meeting is open to the public.

Further information on the Study Group may be obtained from Nelson Sabatini, Executive Secretary of the Study Group, Room 945 Altmeyer Building, Social Security Administration, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone (301) 594-2330. Members of the public planning to attend should send written notice of intent to the Executive Secretary.

(Catalog of Federal Domestic Assistance Program Number 13.807, Supplemental Security Income for the Aged, Blind, and Disabled)

Dated: June 6, 1975.

NELSON SABATINI,
Executive Secretary, Supplemental Security Income Study Group.

[FR Doc.75-15227 Filed 6-10-75;8:45 am]

Office of the Secretary

**NATIONAL COMMISSION FOR THE PROTECTION OF HUMAN SUBJECTS OF BIOMEDICAL AND BEHAVIORAL RESEARCH
Rescheduled Meeting**

Notice is hereby given that the meeting of the National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research scheduled for June 20 and 21, 1975, in Conference Room 5, B Wing, Building 31, National Institutes of Health and announced in the FEDERAL REGISTER on Friday, May 30 1975 (40 FR 23508) is being rescheduled to June 27 and 28, 1975, in Conference Room 6, C Wing, Building 31, National Institutes of Health, 9000 Rockville Pike, Bethesda, Maryland 20014. The meeting will convene at 9 a.m. each day and will be open to the public, subject to the limitations of available space.

The agenda will include discussion of issues identified in the legislative mandate to the Commission under Pub. L. 93-348 and planning of studies to be undertaken by the Commission.

Requests for information should be directed to Ms. Anne Ballard (301-496-7776), Room 125, Westwood Building, 5333 Westbard Avenue, Bethesda, Maryland 20016.

Dated: June 5, 1975.

CHARLES U. LOWE,
Executive Director, National Commission for the Protection of Human Subjects of Biomedical and Behavioral Research.

[FR Doc.75-15236 Filed 6-10-75;8:45 am]

**FEDERAL MARITIME COMMISSION
UNITED STATES ATLANTIC AND GULF
JAMAICA CONFERENCE**

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW, Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before July 1, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Wade S. Hooker, Jr., Esquire
Casey, Lane & Mittendorf
26 Broadway
New York, New York 10004

Agreement No. 4610-23, among the member lines of the United States Atlantic and Gulf-Jamaica Conference, amends the basic conference agreement by (1) reinstating the intermodal arrangement provisions that expired with February 27, 1975, (2) further amending said provisions by allowing any member line, subject to certain limitations and notice requirements, to establish intermodal through rates and services, (3) amending the geographic scope of the agreement to read "points and outports in Jamaica," and (4) providing for the indefinite approval of said intermodal provisions.

By Order of the Federal Maritime Commission.

Dated: June 5, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-15240 Filed 6-10-75;8:45 am]

DEPARTMENT OF
TRANSPORTATION

Coast Guard

[CGD 75-129]

DEEPWATER PORTS

Environmental Review Criteria; Request for
Comments

Pursuant to the provisions of section 6(a) of the Deepwater Port Act of 1974 (Pub. L. 93-627, 33 U.S.C. 1505(a)), the Coast Guard is developing environmental review criteria to be used in evaluating a deepwater port license application. Proposed criteria have been developed in accordance with the recommendations of the Environmental Protection Agency and the National Oceanic and Atmospheric Administration. The final criteria are being developed concurrently with the deepwater port regulations that appeared as a notice of proposed rulemaking on pages 19956-78 of the FEDERAL REGISTER of May 7, 1975.

The purpose of this notice is to provide an opportunity for all interested

persons to participate, through the submission of written comments, views, data, or arguments, in the establishment of the environmental review criteria for deepwater port license applications. A copy of the criteria may be obtained from the Commandant (G-WDWP/61), U.S. Coast Guard, 400 Seventh Street, SW., Washington, D.C. 20590.

Submissions in response to this notice should reference the docket number of this notice and be directed to the Commandant (G-WDWP/61), U.S. Coast Guard, 400 Seventh Street, SW., Washington, D.C. 20590. Comments should be submitted on or before July 28, 1975. Each comment received on or before that date will be fully considered and evaluated before finalizing the proposed environmental review criteria.

Dated: June 4, 1975.

R. I. PRICE,

Rear Admiral, U.S. Coast Guard,
Chief, Office of Marine Environment and Systems.

[FR Doc.75-15265 Filed 6-10-75;8:45 am]

Hazardous Materials Regulations Board
SPECIAL PERMITS ISSUED

Pursuant to Docket No. HM-1, Rule-making procedure of the Hazardous Materials Regulations Board, issued May 22, 1968 (33 FR 8277) 49 CFR 170, following is a list of new DOT Special Permits upon which Board action was completed during May 1975.

Special permit No.	Issued to—Subject	Mode or modes of transportation
SP 6986	United Laboratories, Inc., Addison, Ill., to ship Corrosive liquids in non-DOT specification reusable, blow-molded, closed-head polyethylene container of 55 gallon capacity for use without overpack.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 6988	Greer Hydraulics Inc., Los Angeles, Calif., to ship hydraulic accumulators pre-charged with nitrogen in non-DOT specification steel pressure vessels having a capacity of 3435 cubic inches each.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7000	Mobay Chemical Corp., Pittsburgh, Pa., to ship Thiocarbonyl chloride in foreign-made, non-DOT specification closed-head steel drums, having a maximum capacity of 57 gallons, comparable to DOT Specification 17C.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7001	Ceulin Chemicals, Jacksonville, Florida, to ship, via private carriage, certain oxidizing materials in a non-DOT specification single-trip, removable head polyethylene container, for use without overpack, not over three gallons capacity.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7005	Stauffer Chemical Company, Westport, Conn., to ship ethyl mercaptan in foreign-made non-DOT specification portable tanks having a mawp of 43 psi.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7006	Ciba-Geigy Corporation, Greensboro, N.C., to make limited shipments of a certain Class B poison in cylindrical steel overpacks complying with DOT Specifications 6D28 except for markings.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7008	Pacific Molasses Company, San Francisco, Calif., to ship Phosphoric acid solution in MC-303 and MC-306 tank motor vehicles having cargo tanks made of 12 gauge Type 316 stainless steel.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7009	Carlton Controls Corporation, East Aurora, New York, to make limited shipments of nitrogen in welded, nonrefillable, pressure vessels complying with DOT Specification 39 with certain exceptions.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7012	W. R. Grace & Company, Memphis, Tenn., to ship Phosphoric acid solutions in DOT Specification 111A60W and 111A100W series tank cars equipped with modified venting devices.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7013	ASM Enterprises, Inc., Pine Bluff, Ark., to transport certain flammable compressed gases in two privately owned and operated tank motor vehicles having twin cargo tanks constructed in accordance with the ASME Code.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.
SP 7016	The Harshaw Chemical Company, Cleveland, Ohio, to refill and ship approximately 60 DOT-17E drums containing a contaminated flammable liquid.	Cargo vessel, Motor vehicle, Rail freight, Motor vehicle.

ALAN I. ROBERTS,
Secretary.

[FR Doc.75-15035 Filed 6-10-75;8:45 am]

CIVIL SERVICE COMMISSION

DEPARTMENT OF HEALTH, EDUCATION,
AND WELFARERevocation of Authority To Make Noncareer
Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the expected service the position of Deputy Commissioner for Occupational and Adult Education, Office of Education, Bureau of Occupational and Adult Education.

UNITED STATES CIVIL SERVICE
COMMISSION.[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-15245 Filed 6-10-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Grant of Authority To Make Noncareer
Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Interior to fill by noncareer executive assignment in the expected service the position of Deputy Commissioner of Reclamation, Office of the Commissioner, Bureau of Reclamation.

UNITED STATES CIVIL SERVICE
COMMISSION.[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-15243 Filed 6-10-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Grant of Authority To Make Noncareer
Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Interior to fill by noncareer executive assignment in the expected service the position of Deputy Assistant Secretary—Energy and Minerals (Minerals), Immediate Office of Assistant Secretary of Energy and Minerals, Office of the Assistant Secretary—Energy and Minerals, Office of the Secretary.

UNITED STATES CIVIL SERVICE
COMMISSION.[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-15244 Filed 6-10-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary-Mineral Resources (Mineral Programs), Office of the Assistant Secretary-Mineral Resources, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION.

[SEAL] JAMES C. SPRY,
Executive Assistant to
ICE COMMISSION.

[FR Doc.75-15246 Filed 6-10-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Under Secretary, Office of the Under Secretary, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION.

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-15247 Filed 6-10-75;8:45 am]

DEPARTMENT OF LABOR

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Labor to fill by noncareer executive assignment in the excepted service the position of Director, Veterans Employment Service, Manpower Administration.

UNITED STATES CIVIL SERVICE COMMISSION.

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.75-15248 Filed 6-10-75;8:45 am]

DEPARTMENT OF LABOR

Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Labor to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for Employment Standards, Office of the Assistant Secre-

tary, Employment Standards Administration.

UNITED STATES CIVIL SERVICE COMMISSION.

[SEAL] JAMES C. SPRY,
Executive Assistant
to the Commissioners.

[FR Doc.75-15249 Filed 6-10-75;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTAIN COTTON TEXTILES AND COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN COLOMBIA

Entry or Withdrawal From Warehouse for Consumption

JUNE 5, 1975.

On May 3, 1974, there was published in the FEDERAL REGISTER (39 FR 15528), as amended on May 14, 1974 (39 FR 17284), a letter dated April 30, 1974 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs, prohibiting entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textiles and cotton textile products, produced or manufactured in Colombia and exported from Colombia, for which the Government of Colombia had not issued a visa. One of the requirements is that each visa include the signature of an official authorized by the Government of Colombia to issue visas.

On August 16, 1974, there was published in the FEDERAL REGISTER (39 FR 29606) a notice dated August 12, 1974 from the Chairman, Committee for the Implementation of Textile Agreements, announcing an administrative mechanism to certify handloomed wall hangings for exemption from the levels of restraint established under the Bilateral Cotton Textile Agreement of June 25, 1971, as amended, between the Governments of the United States and Colombia. Each shipment of such items must be accompanied by a signed certification in addition to the visa described in the letter of April 30, 1974.

The purpose of this notice is to announce that, at the request of the Government of Colombia, Donaldo Castilla-Quintana, Soledad Acevedo-Fonseca and Hernando Canal are now authorized to issue export visas and certifications for exempt textile items, replacing Eduardo Paez Velasquez, Fernando Anchique, Ricardo Rafael Restrepo-Diaz, and Ramiro Valencia.

Accordingly, there is published below a letter of June 5, 1975 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs directing that Donaldo Castilla-Quintana, Soledad Acevedo-Fonseca and Hernando Canal be authorized to issue visas and certifications for exempt textile items exported to the United States from Colombia replacing Eduardo Paez Velasquez, Fer-

nando Anchique, Ricardo Rafael Restrepo-Diaz and Ramiro Valencia. Facsimiles of the signatures of the three newly-designated officials are filed as part of the original document with the Office of the Federal Register. A complete list of officials currently authorized to issue export visas and certifications for exempt textile items exported to the United States from Colombia is published as an enclosure to the letter to the Commissioner of Customs.

Effective date: June 11, 1975.

ALAN POLANSKY,
Chairman, Committee for the
Implementation of Textile
Agreements, and Deputy As-
sistant Secretary for Re-
sources and Trade Assistance.

JUNE 5, 1975.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

COMMISSIONER OF CUSTOMS,
Department of the Treasury,
Washington, D.C. 20229.

DEAR MR. COMMISSIONER: This directive further amends, but does not cancel, the directive of April 30, 1974, from the Chairman, Committee for the Implementation of Textile Agreements, that directed you to prohibit, under certain specified conditions, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textiles and cotton textile products in Categories 1 through 64, produced or manufactured in Colombia, for which the Government of Colombia had not issued an appropriate visa. One of the requirements is that each visa include the signature of an official of the Government of Colombia authorized to issue visas. The directive of April 30, 1974 was previously amended on September 26, 1974.

Under the provisions of the Bilateral Cotton Textile Agreement of June 25, 1971, as amended, between the Governments of the United States and Colombia, and in accordance with the provisions of Executive Order 11651 of March 3, 1972, the directive of April 30, 1974 is further amended to authorize Donaldo Castilla-Quintana, Soledad Acevedo-Fonseca and Hernando Canal, to issue visas, replacing Eduardo Paez Velasquez, Fernando Anchique, Ricardo Rafael Restrepo-Diaz and Ramiro Valencia, who will no longer sign. A complete list of authorized Government of Colombia officials is enclosed.

The actions taken with respect to the Government of Colombia and with respect to imports of cotton textiles and cotton textile products from Colombia have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rule-making provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

ALAN POLANSKY,
Chairman, Committee for the Imple-
mentation of Textile Agreements,
and Deputy Assistant Secretary for
Resources and Trade Assistance
Enclosure.

Amended list of officials of the Government of Colombia currently author-

ized to issue export visas and certifications for exempt cotton textile products exported to the United States.

Carlos Lozano Angel
Jaime Neira Baena
Hernando Canal
Antonio Ernesto Beltran Candia
Jaime Ospina Duque
Rafaela Vergara Echavez
Helena de Florez
Hernan Toro Franco
Soledad Acevedo-Fonseca
Manuel Arturo Posada Gutierrez
Jaime Arroyave Gomez
Joaquin Gutierrez Izaa
Jesus Gomez Jaramillo
Gloria Mercedes Velasquez Latorre
Reinaldo Aleman-Palencia
Donald Castillo-Quintana
Julian Contreras Trivino
Jose Ducardo Patino-Vargas

[FR Doc.75-15121 Filed 6-10-75;8:45 am]

FEDERAL RESERVE SYSTEM

THE FIRST NATIONAL CORPORATION OF ARDMORE, INC.

Formation of Bank Holding Company

The First National Corporation of Ardmore, Inc., Ardmore, Oklahoma, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 100 percent of the voting shares (less directors' qualifying shares) of First National Bank and Trust Company of Ardmore, Ardmore, Oklahoma. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than July 3, 1975.

Board of Governors of the Federal Reserve System, June 5, 1975.

[SEAL] ROBERT SMITH, III,
Assistant Secretary of the Board.

[FR Doc.75-15143 Filed 6-10-75;8:45 am]

INTERMOUNTAIN BANKSHARES

Order Determining Applicability and Effect of State Statute

Intermountain Bankshares Company, Charleston, West Virginia, applied for, and on August 1, 1974, received approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through acquisition of all of the shares (less directors' qualifying shares) of the successors by merger to Kanawha Banking & Trust Company National Association ("Kanawha Bank"), Charleston, and Community Bank and Trust, N.A. ("Community Bank"), Fairmont, both located in West Virginia. The banks into which Kanawha Bank and Community Bank are to be merged have no significance except as means to facilitate the

acquisition of shares of Kanawha Bank and Community Bank. Accordingly, the proposed acquisition of shares of each of the successor organizations is treated herein as the proposed acquisition of shares of Kanawha Bank and Community Bank, respectively.

On August 27, 1974 the West Virginia Bankers Association and nine West Virginia banks that had objected to the application during its pendency before the Board, filed a petition for review of the Board's Order of August 1, 1974 in the United States Court of Appeals for the Fourth Circuit. On February 24, 1975, during the pendency of that Court's review, the Legislature of the State of West Virginia enacted an amendment to section 12, Article 8, Chapter 31A of the Code of West Virginia purporting to prohibit multibank holding companies in that State. On March 3, 1975, the Governor of the State of West Virginia vetoed that legislation. On March 7, 1975 the Legislature of the State of West Virginia overrode the Governor's veto. The new law, which becomes effective June 5, 1975, provides:

(b) It shall be unlawful for any individual, partnership, society, association, firm, institution, trust, syndicate, public or private corporation, or any other legal entity, or combination of entities acting in concert, to directly or indirectly own, control or hold with power to vote, twenty-five percent or more of the voting shares of each of two or more banks, or to control in any manner the election of a majority of the directors of two or more banks: *Provided, however,* That it shall be unlawful for any financial institution, as defined in subsection (j), section two, article one of this chapter, or any other financial organization having similar purposes as those specifically mentioned in said subsection (j) to directly or indirectly own, control or hold with power to vote, twenty-five per cent or more of the voting shares of any one or more banks, or to control in any manner the election of a majority of the directors of any one or more banks, but the foregoing provisions of this provision shall not apply to shares held by a financial institution in a fiduciary capacity. It is further specifically provided that nothing herein contained shall in anywise affect the ownership or control of financial institutions other than banks and banking institutions as defined in subsection (b), section two, article one of this chapter.

(c) Any violation of any provision of this section shall constitute a misdemeanor offense punishable by applicable penalties as provided in section fifteen of article eight of this chapter.

On April 16, 1975, the United States Court of Appeals for the Fourth Circuit issued an order remanding the case before it to the Board for a determination of the "applicability and effect if any of the new statute on Intermountain Bankshares' application". The Court's Order stayed the Board's Order of August 1, 1974 pending reconsideration of the application by the Board.¹

¹ The Board's Order of August 1, 1974, in accordance with section 11 of the Bank Holding Company Act (12 U.S.C. 49) prohibited consummation of the acquisition of shares by Applicant for 30 days following the issuance of that Order. On February 28, 1975, the Comptroller of the Currency issued the last of the approvals required from him with

By letters of April 23, 1975, the Board solicited the views of Applicant, the protestants, and the Attorney General of West Virginia on the applicability and effect of the amendment to the West Virginia Code. The Board has received written responses from Applicant and the protestants and those responses, as well as the record of the original application, have been considered by the Board.

In *Whitney National Bank of Jefferson Parish v. Bank of New Orleans & Trust Co.*, 379 U.S. 411, 419 (1965), the United States Supreme Court indicated that the Board may not approve an application by a bank holding company if consummation of the proposal contemplated by such application would be prohibited by a valid State law. The new West Virginia statute seems clearly to prohibit the formation of multibank holding companies after June 5, 1975, and, if read literally, would seem to prohibit the continued ownership after that date of more than 25 per cent of the stock of two banks. Thus, whether or not the transactions proposed by Intermountain were consummated before June 5, 1975, the shares so acquired could not lawfully be held by Intermountain after that date. Accordingly, consistent with the rule set down in *Whitney*, the Board is of the view that it must, and hereby does, vacate its order of August 1, 1974 and deny Intermountain's application.²

By order of the Board of Governors, effective June 4, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc.75-15144 Filed 6-10-75;8:45 am]

NATIONAL DETROIT CORP.

Proposed Acquisition of Atlantic Mortgage Company, Inc.

National Detroit Corporation, Detroit, Michigan, has applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation X, for permission to acquire certain of the assets of Atlantic Mortgage Company, Inc., Alexandria, Virginia. The proposed acquisition would be made directly by NBD Mortgage Company, a wholly-

respect to these transactions, and, but for the Court's stay, the acquisition could have been consummated after the lapse of 30 days from that date.

² The Board notes that section 2-2-10(bb) of the West Virginia Code provides that "a statute is presumed to be prospective in its operation unless expressly made retrospective". It is arguable that by applying the new West Virginia statute as the Board has, it is giving "retrospective" effect to that law and that the Legislature did not expressly provide for retrospectivity. But for the Board's view that the new law compels the disposition stated above, and its conclusion that this application of the law is not improperly "retrospective", the Board would have reaffirmed its Order of August 1, 1974.

³ Voting for this action: Vice Chairman Mitchell and Governors Bucher, Holland, Wallich and Coldwell. Absent and not voting: Chairman Burns.

owned subsidiary of National Detroit Corporation. Notice of the application was published on May 1, 1975 in The Washington Post, a newspaper circulated in the Washington, D.C. metropolitan area including Alexandria, Virginia.

Applicant states that the proposed subsidiary would engage, through NBD Mortgage Company, in the following activities: making, acquiring, and servicing, for its own account and for the account of others, mortgage loans and other extensions of credit in connection with the purchase, development, and/or improvement of real property and all activities incidental thereto. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Richmond.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than July 8, 1975.

Board of Governors of the Federal Reserve System, June 5, 1975.

[SEAL] ROBERT SMITH, III,
Assistant Secretary of the Board.

[FR Doc.75-15145 Filed 6-10-75; 8:45 am]

PEOPLES BANCORPORATION

Order Approving Formation of Bank Holding Company

Peoples Bancorporation, Hampton, Iowa, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through the acquisition of 86.5 per cent of the voting shares of Peoples Savings Bank, Elma, Iowa ("Bank").

Notice of the application, affording opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and

views has expired, and the application and all comments received have been considered in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant is a recently-organized corporation formed for the purpose of becoming a bank holding company through the acquisition of Bank, and has neither engaged in business activities nor acquired other banking or nonbanking subsidiaries. Bank (deposits of \$6.2 million) is the only bank in Elma (population approximately 600), and is the third largest of five banks in Howard County, accounting for 17.4 per cent of bank deposits in the county. (All banking data are as of June 30, 1974). Bank is the 431st largest bank in Iowa and holds less than one-tenth of one per cent of commercial bank deposits in the State. The proposed transaction will transfer ownership of Bank from individuals to a corporation owned by these same individuals; thus, consummation of the proposal would have no adverse effects on existing or potential competition. Principals of Applicant are also principals of A. M. Saylor, Incorporated, a bank holding company with respect to First National Bank of Hampton, Hampton, Iowa. That bank and Bank are located about 50 miles from one another and, as a result, they do not presently compete nor are they expected to compete with each other in the reasonably foreseeable future.

The financial condition and managerial resources of Applicant are dependent upon those same factors in Bank, which are considered to be generally satisfactory. Bank's projected income is regarded as adequate to service the acquisition debt incurred in the transaction without impairing Bank's capital. Therefore, considerations relating to banking factors are consistent with approval of the application.

The sole immediate effect upon convenience and needs would result from Bank's use of loan participations with its correspondent banks, thus raising Bank's effective loan limit. Increased real estate lending and improved demand deposit accounting are also anticipated. Convenience and needs considerations are consistent with approval.

On the basis of the record, the application is approved for the reasons summarized above. The transaction shall not be made (a) before the thirtieth calendar day following the effective date of this Order, or (b) later than three months after the effective date of this Order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Chicago pursuant to delegated authority.

By order of the Secretary of the Board, acting pursuant to delegated authority from the Board of Governors, effective June 3, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc.75-15146 Filed 6-10-75; 8:45 am]

SECURITY BANCORP.

Formation of Bank Holding Company

Security Bancorp, Walnut Creek, California, has applied for the Board's approval under 2(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 100 per cent (less directors' qualifying shares) of the voting shares of the successor by merger to Security National Bank, Walnut Creek, California. The factors that are considered in acting on the application are set forth in 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of San Francisco. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than July 7, 1975.

Board of Governors of the Federal Reserve System, June 4, 1975.

[SEAL] ROBERT SMITH, III,
Assistant Secretary of the Board.

[FR Doc.75-15147 Filed 6-10-75; 8:45 am]

WORCESTER BANCORP, INC.

Acquisition of Bank

Worcester Bancorp, Inc., Worcester, Massachusetts, has applied for the Board's approval under 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent of the voting shares of Franklin County Trust Company, Greenfield, Massachusetts. The factors that are considered in acting on the application are set forth in 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Boston. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than July 7, 1975.

Board of Governors of the Federal Reserve System, June 4, 1975.

[SEAL] ROBERT SMITH, III,
Assistant Secretary of the Board.

[FR Doc.75-15148 Filed 6-10-75; 8:45 am]

WORCESTER BANCORP, INC.

Acquisition of Bank

Worcester Bancorp, Inc., Worcester, Massachusetts, has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 per cent of the voting shares of the successor by merger to First National Banks of Cape Cod, Orleans, Massachusetts. The factors that are considered in acting on

the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Boston. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than July 7, 1975.

Board of Governors of the Federal Reserve System, June 4, 1975.

[SEAL] ROBERT SMITH, III,
Assistant Secretary of the Board.

[FR Doc.75-15149 Filed 6-10-75;8:45 am]

INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)

INLAND STEEL CO.

Application for Renewal Permit and Opportunity for Public Hearing

Application for Renewal Permit for Noncompliance with the Mandatory Dust Standard (2.0 mg/m³) has been received as follows:

ICP Docket No. 20257, INLAND STEEL COMPANY, Inland Mine, Mine ID No. 11 00601 0, Sesser, Illinois, Section ID No. 001-0 (#1 Mains West), Section ID No. 013-0 (#1 Mains East), Section ID No. 031-0 (3 Left, #1 Mains East), Section ID No. 032-0 (4 Left, #1 Mains East), Section ID No. 030-0 (11 Left, #1 Mains West), Section ID No. 033-0 (6 Right, #1 Mains East), Section ID No. 034-0 (7 Right, #1 Mains East), Section ID No. 035-0 (8 Right, #1 Mains East), Section ID No. 036-0 (12 Left, #1 Mains West), Section ID No. 037-0 (12 Right, #1 Mains West), Section ID No. 038-0 (13 Left, #1 Mains West).

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., Public Law 91-173), notice is hereby given that requests for public hearing as to an application for renewal may be filed on or before June 26, 1975. 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 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.

Dated: June 5, 1975.

C. DONALD NAGLE,
Acting Chairman,
Interim Compliance Panel.

[FR Doc.75-15129 Filed 6-10-75;8:45 am]

NATIONAL ENDOWMENT FOR THE HUMANITIES

EDUCATION PANEL

Meeting

JUNE 2, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L.

92-463) notice is hereby given that a meeting of the Education Panel will convene at 9 a.m. both days at Washington, D.C., on July 10 and 11, 1975.

The purpose of the meeting is to review planning applications submitted to the National Endowment for the Humanities for grants to educational institutions and non-profit organizations.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, NW., Washington, D.C. 20506, or call area code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.75-15133 Filed 6-10-75;8:45 am]

PLANNING OFFICE PANEL

Meeting

MAY 23, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463) notice is hereby given that a meeting of the Planning Office Panel will meet at Washington, D.C., on July 2 and 3, 1975 from 9 a.m. to 5:30 p.m.

The purpose of the meeting is to review Youthgrants in the Humanities applications submitted to the National Endowment for the Humanities for project grant awards.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Panel.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer Mr. John W. Jordan, 806 15th Street, NW., Washington, D.C. 20506, or call area code (202) 382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.75-15134 Filed 6-10-75;8:45 am]

PUBLIC PROGRAMS PANEL

Meeting

MAY 30, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463) notice is hereby given that a meeting of the Public Programs Panel will meet at Washington, D.C. on July 7 and 8, 1975, commencing at 9 a.m.

The purpose of the meeting is to review Humanities Museums and Historical Organizations Grant proposals that have been submitted to the Endowment for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW., Washington, D.C. 20506, or call Area Code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.75-15135 Filed 6-10-75;8:45 am]

PUBLIC PROGRAMS PANEL

Notice of Meeting

MAY 30, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463) notice is hereby given that a meeting of the Public Programs Panel will meet at Washington, D.C. on July 7 and 8, 1975, commencing at 9 a.m.

The purpose of the meeting is to review Humanities Program Development Grant proposals that have been submitted to the Endowment for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, NW.,

Washington, D.C. 20506, or call Area Code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.75-15136 Filed 6-10-75;8:45 am]

PUBLIC PROGRAMS PANEL

Meeting

MAY 30, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463) notice is hereby given that a meeting of the Public Programs Panel will meet at Washington, D.C. on July 11, 1975, commencing at 9:30 a.m.

The purpose of the meeting is to review Humanities Media Grant proposals that have been submitted to the Endowment for possible grant funding.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street NW., Washington, D.C. 20506, or call Area Code 202-382-2031.

JOHN W. JORDAN,
Advisory Committee
Management Officer.

[FR Doc.75-15137 Filed 6-10-75;8:45 am]

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-331]

IOWA ELECTRIC LIGHT AND POWER CO., ET AL.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 9 to Facility Operating License No. DPR-49 issued to Iowa Electric Light and Power Company, Central Iowa Power Cooperative, Corn Belt Power Cooperative for operation of the Duane Arnold Energy Center, located in Linn County, Iowa. The amendment is effective as of the date of issuance.

The amendment changes the Facility License and the Technical Specifications to permit generalized provisions for the receipt, possession, and use of byproduct, source, and special nuclear material.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954,

as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated January 13, 1975 (3) Amendment No. 9 to License No. DPR-49 with Change No. 10, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. and at the Cedar Rapids Public Library, 426 Third Avenue, SE., Cedar Rapids, Iowa 52401.

A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 3d day of June, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
Chief, Operating Reactors
Branch No. 3, Division of Reactor Licensing.

[FR Doc.75-15208 Filed 6-10-75;8:45 am]

[Docket No. 50-133]

PACIFIC GAS AND ELECTRIC CO.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 8 to Facility Operating License No. DPR-7 issued to the Pacific Gas and Electric Company which revised Technical Specifications for operation of the Humboldt Bay Power Plant Unit No. 3, located near Eureka, California. The amendment is effective as of its date of issuance.

This amendment incorporates changes in Section V of the Technical Specifications necessary to permit operation of the Humboldt Bay reactor with the reload core (Cycle 11) by revising the calculated thermal, hydraulic and nuclear characteristics listed in Tables V-2 and V-3.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for

amendment dated May 1, 1975, (2) Amendment No. 8 to License No. DPR-7 with Change No. 50, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 3rd day of June 1975.

For the Nuclear Regulatory Commission.

DENNIS L. ZIEMANN,
Chief, Operating Reactors
Branch #2, Division of Reactor Licensing.

[FR Doc.75-15209 Filed 6-10-75;8:45 am]

[Docket No. 50-278]

PHILADELPHIA ELECTRIC CO.; PEACH BOTTOM ATOMIC POWER STATION, UNIT 3

Order for Modification of License

I. The Philadelphia Electric Company, Public Service Electric and Gas Company, Delmarva Power and Light Company and Atlantic City Electric Company (hereinafter referred to as the "Licensees") are holders of Facility Operating License No. DPR-56 which authorizes operation of the Peach Bottom Atomic Power Station, Unit 3 (hereinafter referred to as the "Facility") at steady-state reactor core power levels not in excess of 3293 megawatts thermal (hereinafter referred to as "rated power"). The Facility is one of two boiling water reactors (BWR) located at the Licensees' site in York County, Pennsylvania, on the west shore of the Conowingo Pond portion of the Susquehanna River.

II. 1. The Licensees' Facility is one of eleven United States BWR facilities which are similarly designed in that each design provides for coolant flow through bypass holes in the reactor lower core support plate. Fuel inspections conducted in April 1975 in a similarly designed foreign BWR revealed significant wear and some cracking of several zircalloy fuel channel boxes. The discovery of this damage had been preceded by anomalous signals of some incore neutron detector instruments. GE subsequently advised the operators of the above eleven United States facilities to determine if similar damage could be occurring by inspecting the incore neutron detector instrument readings from the traversing incore probe (hereinafter referred to as the "TIP"). Anomalous TIP

*This information was conveyed to the Staff of the Nuclear Regulatory Commission (hereinafter referred to as the "NRC Staff") by the General Electric Company (GE) by telephone calls on April 17, 18, and 21, 1975, and by letter dated April 22, 1975.

*Ibid.

readings similar to those experienced in the foreign reactor, were found (i) at the Cooper Nuclear Station and reported to the NRC Staff by GE on April 24, 1975, and (ii) at the Duane Arnold Energy Center on May 17, 1975, and reported to the NRC Staff by the operator. In both cases, the NRC Staff believes that such anomalous TIP readings are indicative of possible damage or cracking of the channel boxes, which, if continued, could result in an unsafe condition. Consequently, the operators of the two facilities agreed—later confirmed by NRC Order—to limit operation to core power levels not in excess of 50% of rated power and to core flow rates not in excess of 50% of design flow without prior written approval of the NRC Staff.³

2. On May 28, 1975, the Licensees met with the NRC Staff to review and inspect recent TIP readings from the Facility which were recorded in compliance with the NRC Staff's letter of April 26, 1975.⁴ During the May 28, 1975 review, it was determined that there was a clearly discernible change in the characteristics of the TIP readings. These TIP readings spanned the time period from December 26, 1974 to May 17, 1975. The December TIP reading displayed no significant ratio of noise band width to signal amplitude.

³ For the details of these actions, see *Order for Modification of License, In the Matter of Nebraska Public Power District* (Cooper Nuclear Station), Docket No. 50-298, dated April 26, 1975; and *Order for Modification of License, In the Matter of Iowa Electric Light and Power Company, Central Iowa Power Cooperative, and Corn Belt Power Cooperative* (Duane Arnold Energy Center) Docket No. 50-331, dated May 21, 1975.

⁴ The NRC Staff, by letter dated April 26, 1975, informed the operators of the eleven nuclear power reactors, including the Licensees, referred to in paragraph 1. above that, pursuant to 10 CFR § 50.54(f), they were required to take specific action to assess the potential for damage to the fuel element channel boxes in each reactor and report the results to the NRC Staff. Specifically, the letter required the licensees of the eleven nuclear reactors to: "(1) Review all the results from TIP or LPRM monitoring that has been performed within the last three months to identify any anomalous behavior, and report the findings within 7 days, (2) During power operation of your reactor, following receipt of this letter, and at intervals not to exceed one day, obtain unfiltered TIP monitoring traces such that during the course of each seven-day period all operable TIP positions are traversed at least once, (3) If special studies or tests of neutron flux behavior other than that described in paragraphs 1, 2 are being conducted with the LPRM subsystem or the TIP subsystem, provide the results to NRC within ten days of the initiation of the tests or studies, (4) If in your examination of the TIP monitoring traces required in 1 or 2 above, you observe that the ratio of noise band width to signal amplitude, for signals of frequency greater than one Hz, exceeds 0.06 over any ten inches of axial core length, inform NRC immediately by telephone, (5) For successive TIP traces at the same instrument tube location, if the noise band width changes by more than 50% peak to peak over an axial core length of one foot, the NRC shall be informed immediately by telephone."

In contrast, the May reading showed a ratio of noise band width to signal amplitude of in excess of .06. Such anomalous TIP readings are similar to those experienced at the foreign reactor and at the Cooper Nuclear Station and the Duane Arnold Energy Center. As indicated above, such readings may be indicative of possible damage or cracking of the channel boxes, which, if continued, could result in an unsafe condition. Tests have shown that further channel box damage should be reduced if the Facility were operated at core flow rates of approximately 50%.⁵ Therefore, as an interim measure, the NRC Staff has concluded that core flow for the Facility should not be allowed to exceed 50% of design flow. This, in turn, will require Facility power to be reduced to approximately 50% of full power. Operation at this power level will provide assurance of Facility safety while further data are being developed.

3. The Licensees have agreed that they will not operate the facility at core power levels exceeding 50% of rated power or core flow rates exceeding 50% of design flow rate without prior written approval of the NRC Staff. The NRC Staff believes that the Licensees' action, under the circumstances, is appropriate and that this action should be confirmed by NRC Order.

4. Copies of the following documents are available for public inspection in the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C.

⁵ The operator of the Duane Arnold Energy Center performed tests in early May 1975 to monitor the TIP noise and to determine the signal characteristics of the Lower Power Range Monitors. These tests showed that, at core flow rates of approximately 55%, the anomalies in the TIP readings were no longer observed thereby substantiating the belief that, at flows of approximately 50% of full core flow, the flow through bypass holes in the reactor lower core support plate was reduced sufficiently to reduce further channel box damage because of the substantial reduction of excessive vibration of the instrument thimbles located in the bypass region. The Duane Arnold tests confirmed similar tests performed by the operator of the Cooper Nuclear Station in April 1975. The foregoing test results are consistent with previous tests conducted by GE in 1973. In late 1973 and early 1974, channel box damage due to control curtain vibration was observed in the Vermont Yankee Nuclear Power Station, in the Pilgrim Nuclear Power Station, and in a foreign reactor. In those instances, excessive vibrations of certain temporary control curtains located in the bypass region between the channel boxes had caused the channel box damage. In connection with the Vermont Yankee and Pilgrim facilities, tests at a GE flowtest facility demonstrated that the vibration of the control curtains in the bypass region resulting from flow through bypass flow holes was substantially reduced at flow conditions of approximately 50% full flow. See Safety Evaluation by the Director of Licensing, U.S. Atomic Energy Commission, Relating to Channel Box Wear in the Vermont Yankee Nuclear Power Station (Docket No. 50-271) and the Pilgrim Nuclear Power Station (Docket No. 50-293) dated October 26, 1973. It should be noted that the bypass holes in the Pilgrim Nuclear Station were plugged in August 1974.

20555 and are being placed in the Commission's Local Public Document Room, Martin Memorial Library, 159 East Market Street, York, Pennsylvania: (i) Safety Evaluation by the Directorate of Licensing, U.S. Atomic Energy Commission, Relating to Channel Box Wear in the Vermont Yankee Nuclear Power Station (Docket No. 50-271) and the Pilgrim Nuclear Power Station (Docket No. 50-293) dated October 26, 1973; (ii) Letter dated April 22, 1975, from the General Electric Company to the NRC Staff; (iii) Order for Modification of License, *In the Matter of Nebraska Public Power District* (Cooper Nuclear Station), Docket No. 50-298, dated April 26, 1975; (iv) Letter dated April 26, 1975, from the NRC Staff to the Philadelphia Electric Company; (v) copies of the TIP readings submitted to the NRC Staff by the Iowa Electric and Power Company, including TIP readings dated May 16 and 17, 1975; (vi) Order for Modification of License, *In the Matter of Iowa Electric Light and Power Company, Central Iowa Power Cooperative, and Corn Belt Power Cooperative* (Duane Arnold Energy Center) Docket No. 50-331, dated May 21, 1975; and (vii) copies of the TIP readings submitted to the NRC Staff by the Philadelphia Electric Company at the May 28, 1975 meeting.

III. Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and the Commission's Rules and Regulations in 10 CFR Parts 2 and 50, it is ordered That Facility Operating License No. DPR-56 is hereby amended by adding the following new provision:

By reason of the circumstances outlined in the Order for Modification of License, dated June 2, 1975, the Licensees shall not operate the Facility at core power levels exceeding 50% of rated power or core flow rates exceeding 50% of design flow rate without prior written approval of the Director, Office of Nuclear Reactor Regulation.

Dated at Bethesda, Maryland this 2d day of June, 1975.

BEN C. RUSCHE,
Director, Office of Nuclear
Reactor Regulation.

[FR Doc. 75-15210 Filed 6-10-75; 8:45 am]

REGULATORY GUIDE

Issuance and Availability

The Nuclear Regulatory Commission has issued a guide in its Regulatory Guide Series. This series has been developed to describe and make available to the public methods acceptable to the NRC staff of 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 of the information needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 6.4, Revision 1, "Classification of Containment Properties of Radioactive Sources Contained in Certain Devices to Be Distributed for

Use Under General License." identifies terminology acceptable to the NRC staff for describing the containment properties of a source on a prototype testing basis. This guide endorses the sealed source classification systems contained in USASI N5.10-1968 and ANSI N540-1975.

Comments and suggestions in connection with (1) items for inclusion in guides currently being developed (listed below) or (2) improvements in all published guides are encouraged at any time. Public comments on Regulatory Guide 6.4, Revision 1, will, however, be particularly useful in evaluating the need for an early revision if received by August 12, 1975.

Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory Guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides which may be reproduced or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director, Office of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

Another Division 6 Regulatory Guide currently being developed is:

Regulatory Guide for Environmental Reports on Consumer Products.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland this 4th day of June 1975.

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,

Acting Director,

Office of Standards Development.

[FR Doc.75-15214 Filed 6-10-75;8:45 am]

[Docket No. 50-146]

SAXTON NUCLEAR EXPERIMENTAL CORP.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 10 to Facility Operating License No. DPR-4 issued to Saxton Nuclear Experimental Corporation which revised the Technical Specifications for possession only of the Saxton Facility, located in Bedford County, Pennsylvania. The amendment is effective as of the date of issuance.

The amendment changes the Technical Specifications of the "possession only" license to maintain the Radioactive Waste Disposal Facility (RWDF) and the Control and Auxiliary Building (C and A Building) as exclusion areas and revises the requirements for security, inspections, radiation monitoring,

record keeping, and reporting at the Saxton facility.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated May 31, 1974, as amended by letters dated November 27, 1974, March 12, 1975, and April 1, 1975, (2) Amendment No. 10 to License No. action, see (1) the application for amendment DPR-4 with Change No. 51, (3) the Commission's related Safety Evaluation, (4) Negative Declaration, and (5) the Commission's Environmental Impact Appraisal. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

A copy of items (2), (3), (4) and (5) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 30th day of May, 1975.

For the Nuclear Regulatory Commission.

DONALD M. ELLIOTT,

Acting Chief, Operating Reactors Branch #3, Division of Reactor Licensing.

[FR Doc.75-15211 Filed 6-10-75;8:45 am]

[Amendment No. 10 to License No. DPR-4; Docket No. 50-146]

SAXTON NUCLEAR EXPERIMENTAL CORP.

Negative Declaration

The U.S. Nuclear Regulatory Commission (the Commission) has considered the issuance of changes to Technical Specifications of License No. DPR-4. These changes would authorize and require the Saxton Nuclear Experimental Corporation (the licensee) to hold the Radioactive Waste Disposal Facility and the Control and Auxiliary Building in a state of controlled access for an indefinite period of time; and would revise the requirements for security, inspection, radiation monitoring, record keeping and reporting for the Saxton facility. Finally, record keeping and reporting requirements would be transferred from the body of the license to the Technical Specifications.

The U.S. Nuclear Regulatory Commission, Division of Reactor Licensing, has prepared an environmental impact appraisal for the proposed change to the Technical Specifications of License No. DPR-4, Saxton Nuclear Experimental

Corporation, described above. On the basis of this appraisal, we have concluded that an environmental impact statement for this particular action is not warranted because of the finding that the proposed action is not a major Federal action and does not significantly affect the environment. The environmental impact appraisal is available for public inspection at the Commission's Public Document Room at 1717 H Street NW., Washington, D.C.

Dated at Rockville, Maryland, this 30th day of May, 1975.

For the Nuclear Regulatory Commission.

WM. H. REGAN, JR.,
Chief, Environmental Projects
Branch 4, Division of Reactor Licensing.

[FR Doc.75-15212 Filed 6-10-75;8:45 am]

[Docket Nos. STN 50-508; STN 50-509]

WASHINGTON PUBLIC POWER SUPPLY SYSTEM (WPPSS) NUCLEAR PROJECTS, NOS. 3 AND 5)

Prehearing Conference and Evidentiary Hearing

Please take notice that the Prehearing Conference and the Evidentiary Hearing in the above-captioned proceeding, scheduled in the Board's Notice and Order of May 30, 1975, will be held in the Council Chamber, Aberdeen City Hall, 200 East Market Street, Aberdeen, Washington 98528 commencing at 10 a.m., local time, on Tuesday, June 24, 1975.

It is so ordered.

Dated at Bethesda, Maryland this 4th day of June 1975.

For the Atomic Safety and Licensing Board.

MAX D. PAGLIN,
Chairman.

[FR Doc.75-15213 Filed 6-10-75;8:45 am]

OFFICE OF MANAGEMENT AND BUDGET

CLEARANCE OF REPORTS

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on June 6, 1975 (44 USC 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be

approved after brief notice thru this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

DEPARTMENT OF AGRICULTURE

Statistical Reporting Service, Satellite Research Project, single-time, farmers, Lowry, R.L., 395-3772.

DEPARTMENT OF COMMERCE

Bureau of the Census, Household Head Supplement Survey, S-332, single-time, husbands and wives in husband-wife families, Hall, George, 395-4697.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social and Rehabilitation Service, Social Services Reporting Requirements, Quarterly, State public welfare agencies, human resources division, Sunderhauf, M.B., 395-3532.

Office of Education, Supplementary Performance Report (Adult Education Act, P.L. 91-230, as Amended, OE-365-2, single-time, State educational agencies, Lowry, R.L., 395-3772.

State Educational Agency Comment—ESAA, OE 235, single-time, State Educational agency, Lowry, R.L., 395-3772.

Food and Drug Administration, Study—TV Advertising/Effect on Eating Habits of Children and Control Over Family Food Purchases, single-time, children ages 9 through 12 and grades 3 through 6, Dick Eisinger, 395-4716.

REVISIONS

DEPARTMENT OF AGRICULTURE

Economic Research Service, Survey of Consumers' Food-related Behavior, Attitudes, and Motives, other (See SF-83), Households, Lowry, R.L., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

National Institutes of Health, Federal Support for Medical and Health-related Research, PHS-3886-1, annually, Federal agencies sponsoring health R&D, Dick Eisinger, 395-4716.

Office of Education, Financial Status Report for Adult-education State Programs, OE 365, annually, Sea's, Lowry, R.L., 395-3772.

EXTENSIONS

COMMUNITY SERVICES ADMINISTRATION

Summary of Work Programs and Budget, OEO 419, on occasion, community action and limited purpose agency, Marsha Traynham, 395-4529.

SMITHSONIAN INSTITUTION

An Analysis of Visitor Attendance Patterns and Opinions at the National Zoological Park, SI 2578, single-time, visitors to National Zoological Park, Planchon, P., 395-3898.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education, Financial Status Report and Performance Report—Health and Nutrition Programs—Title VIII, Sec. 808 ESEA of 1965, OE-347-1, semi-annually, Lea's and nonprofit private educational organ, Marsha Traynham, 395-4529.

Application for Federal Assistance (non-construction programs) for Educational TV under ESAA—Instructions & Supplemental Questionnaire, OE 328, annually, non-profit organizations, Marsha Traynham, 395-4529.

Supplementary Instructions and Supplementary Questionnaire for OMB No. 80-R0185, DE 226-1, on occasion, Leas and community organizations, Marsha Traynham, 395-4529.

Application for Federal Assistance (Construction Programs) Non-Commercial Educational Broadcasting Facilities Program, OE 323-1, annually, educational broadcasting station licensees, Lowry, R. L., 395-3772.

Application for Federal Assistance (non-construction programs), instructions for Health and Nutrition Programs, OE 347, annually, Lea's and nonprofit private educational organization, Marsha Traynham, 395-4529.

PHILLIP D. LARSEN,
Budget and Management

Officer.

[FR Doc.75-15513 Filed 6-10-75;8:45 am]

SMALL BUSINESS ADMINISTRATION

[License No. 09/12-5151]

CITY OF COMMERCE INVESTMENT CO.

Filing of Application for Transfer of Control

Notice is hereby given that an application has been filed with the Small Business Administration pursuant to 13 CFR 107.701 (1975) for the transfer of control of City of Commerce Investment Company (licensee), a small business investment company licensed by the Small Business Administration on March 19, 1970, and operating under the provisions of Section 301(d) of the Small Business Investment Act of 1958, as amended (the Act).

Licensee, a California corporation with its principal place of business located at 1117-B South Goodrich Boulevard, Los Angeles, California 90022, is presently owned by the following sole stockholder:

Name: Fluor Corporation, 2500 South Atlantic Boulevard, Los Angeles, Calif. 90040. Shares issued and outstanding, 1,000.

Under an Agreement of Sale and Purchase, the Los Angeles Economic Development Corporation (LAEDC) will acquire the licensee's capital stock from the Fluor Corporation.

LAEDC is a nonprofit corporation located at 1411 West Olympic Boulevard, Los Angeles, California 90015. LAEDC's source of funds has been the Federal Government and the State of California. From the Federal Government, the funding has been through the Model Cities Programs and now continues through the Revenue Sharing funds from the City of Los Angeles.

Upon acquisition of licensee's stock, LAEDC will increase the licensee's capitalization by contributing \$500,000, thereby increasing licensee's capital to \$1,095,790 and intends to inject an additional \$500,000 before the end of 1975.

The management of the licensee as a result of the transfer of control will be as follows:

Robert Varela, president, director; 9302 Cosgrove Street, Pico Rivera, California 90660. Victor Madrid, vice president, director; 20589 Calpet Drive, Walnut, California 91789. Robert R. Perez, treasurer, director; 2680 Monterey Road, San Marino, California 91108.

Lawrence W. Schmidt, secretary, director; 4620 Druid Street, Los Angeles, California 90032.

Ricardo J. Olivarez, general manager; 1820 San Pasqual, Pasadena, California 91107.

Matters involved in SBA's consideration of the applicant include the general business reputation and character of the proposed owner and management, and the probability of successful operation of the applicant under their management, including adequate profitability and financial soundness, in accordance with the Small Business Investment Act and the SBA Rules and Regulations.

Notice is further given that any person may submit written comments on the proposed transfer of control to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street, NW, Washington, D.C. 20416 on or before June 26, 1975.

A similar notice shall be published by the licensee in a newspaper of general circulation in Los Angeles, California.

Dated: June 2, 1975.

JAMES THOMAS PHELAN,
Deputy Associate Administrator
for Investment.

[FR Doc.75-15128 Filed 6-10-75;8:45 am]

HARLINGEN DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration Harlingen District Advisory Council will meet at 9:30 a.m., (c.d.t.), Tuesday, June 24, 1975, at the Harlingen District Office, 219 East Jackson Street, Harlingen, Texas 78550, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending. For further information, call or write James R. Woodall, at the above address, (512) 546-2212.

Dated: June 23, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy
Small Business Administration.

[FR Doc.75-15127 Filed 6-10-75;8:45 am]

DEPARTMENT OF LABOR

Office of the Secretary

[TA-W-35-44]

CHRYSLER CORP.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On June 2, 1975 the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union,

United Automobile, Aerospace and Agricultural Implement Workers of America (UAW) on behalf of the workers and former workers of Chrysler Corporation's Detroit Trim plant, Detroit, Michigan (TA-W-35); Mound Road Engine plant, Detroit, Michigan (TA-W-36); Newark Assembly plant, Newark, Delaware (TA-W-37); St. Louis Assembly plant, Fenton, Missouri (TA-W-38); Hamtramck Assembly plant, Hamtramck, Michigan (TA-W-39); Jefferson Assembly plant, Detroit, Michigan (TA-W-40); Belvidere Assembly plant, Belvidere, Illinois (TA-W-41); Trenton Engine plant, Trenton, Michigan (TA-W-42); Lynch Road Assembly plant, Detroit, Michigan (TA-W-43); and Lyons Trim plant, Lyons, Michigan (TA-W-44). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with automobiles and parts produced by Chrysler Corporation or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before June 23, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 2nd day of June 1975.

MARVIN M. FOOKS,
Acting Director, Office of
Trade Adjustment Assistance.

[FR Doc.75-15152 Filed 6-10-75;8:45 am]

ESSEX INTERNATIONAL, INC.

Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of

Labor herein presents the results of TA-W-2 investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 4, 1975 in response to a worker petition received on April 3, 1974 filed on behalf of the workers and former workers of the Milford, Utah mine and mill of Essex International, Inc., Fort Wayne, Indiana.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 16379) on April 11, 1975. No public hearing was requested on this petition and none was held.

The information upon which the determination is made was obtained principally from officials of Essex International, Inc., Fort Wayne, Indiana and the Milford, Utah plant, major customers of the Milford plant, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

- (1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,
- (2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and
- (3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. A significant number or proportion of the hourly and salaried workers of the Milford, Utah mine and mill of Essex International, Inc. were separated from August 1974 through March 1975. Employment at the Milford mine and mill declined 92 percent from August 1974 through March 1975.

Sales or Production, or Both Have Decreased Absolutely. Sales and production of copper precipitates and concentrates produced decreased absolutely from 1973 to 1974. The mine and mill ceased operations in December 1974.

Increases in Imports Contributed Importantly. U.S. imports of all stages of premanufactured copper and of aluminum increased absolutely and as a percent of domestic consumption and production from 1973 to 1974. Imports of blister copper and refined copper increased from 154 thousand short tons and 202 thousand short tons respectively in 1973 to 208 thousand short tons and 304 thousand short tons respectively in 1974. Blister copper and refined copper increased their respective shares of the domestic market from 8 percent and 9 percent in 1973 to 12 percent and 13 percent in 1974.

The evidence developed in the Department's investigation indicates that increased imports of lower priced refined copper contributed importantly to the closure of the Milford mine and mill. Essex undertook to develop copper concentrates and copper precipitates at Milford in order to assure its manufacturing divisions' ready access to refined copper at reasonable prices. In recent years the world copper situation was characterized by relatively limited supplies, rather abrupt changes in demand, and volatile price fluctuations. After the world-wide price of refined copper increased steadily from 46 cents a pound in December 1972 to a record \$1.37 per pound in April 1974, it plunged to 58 cents per pound by December 1974. Domestic prices moved in the same direction except for the period in 1973 when controls were effective in retarding price increases and during the 1974 strike period.

During 1974 the Milford operation was experiencing increasing production costs associated with the mining of relatively low grade ore. The ability of Essex to convert Milford's output into refined copper was dependent upon the level of prices for domestic copper and the availability of processors. The availability of low cost copper imports reduced the ability of processors to profitably convert domestic copper concentrates and precipitates. Essex's major processor reduced its smelting and refining capacity during 1974 and discontinued processing Milford's output. The availability of imported refined copper at prices nearly 22 percent below the price of domestic refined copper hastened Essex's decision to close the Milford mine and mill.

Conclusion. After careful review of the facts obtained during the course of the investigation, I conclude that imports like and directly competitive with copper concentrates and copper precipitates produced at the Milford mine and mill contributed importantly to the total or partial separation of workers of the Milford mine and mill and

that all workers, hourly and salaried, employed at the Milford, Utah mine and mill of Essex International, Inc., who became unemployed or underemployed on or after October 3, 1974 be certified as eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 29th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc.75-15158 Filed 6-10-75;8:45 am]

FMC CORP.

Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-1: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 4, 1975 in response to a worker petition received on April 3, 1975 filed by the Textile Workers Union of America, AFL-CIO, on behalf of the workers and former workers of the Parkersburg, West Virginia plant of FMC Corp.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 16380) on April 11, 1975. No public hearing was requested on this petition and none was held.

The information upon which the determination is made was obtained principally from officials of FMC Corp., the Textile Workers Union of America, major customers of the Parkersburg plant, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Unemployment or Underemployment. A significant number or proportion of the hourly and salaried workers of the Parkersburg plant of FMC were separated during July-December 1974. Employment at the plant declined 99 percent from the end of June 1974 to the end of December 1974.

Sales or Production, or Both Have Decreased Absolutely. Sales and production of rayon filament yarn, staple and tow manufactured at the Parkersburg plant decreased absolutely in the third and fourth quarters of 1974. Production of rayon filament yarn ceased in August 1974 and production of rayon staple and tow ceased in November 1974.

Increases in Imports Contributed Importantly. Imports of articles like or directly competitive with the rayon filament yarn, staple and tow produced at the Parkersburg plant decreased absolutely and as a percent of domestic consumption and production from 1973 to 1974. Imports of rayon yarn and staple-tow respectively declined from 18 million pounds and 42 million pounds in 1973 to 9 million pounds and 35 million pounds in 1974 and constituted about 6 percent of both domestic production and consumption in 1974 as compared to about 10 percent for yarn and 7 percent for staple tow in 1973.

Imports of yarns directly competitive with the rayon yarns produced at the Parkersburg plant declined from 109 million pounds in 1972 to 53 million pounds in 1974. Such yarns supplied 3 percent of domestic consumption and production in 1972 and only 1 percent in 1974.

The evidence developed in the Department's investigation shows that production of rayon filament yarn at the Parkersburg plant was discontinued in August 1974. The factors which caused this include increasing preference of the plant's customers for other synthetic yarns, particularly polyester, and sharp increases in production costs at the Parkersburg plant. Competitive pressures from other synthetic yarns prevented FMC from raising prices for rayon yarns to absorb these increasing production costs. In November 1974 plant production of rayon staple and tow was discontinued because the phase-out of filament yarn production had left the Parkersburg plant too under-utilized to be economically viable. Although FMC anticipates further long-term growth in demand for rayon staple and tow, company studies of production costs and capital requirements associated with renovation and expansion of the Parkersburg facility led to the conclusion that any future expansion of rayon staple-tow production capacity would be more cost-effective at other FMC plants.

Conclusion. After careful review of the facts obtained during the course of the investigation, I conclude that imports like and directly competitive with the rayon filament yarns, staple and tow, produced at the Parkersburg, West Virginia plant of the FMC Corporation did not contribute importantly to the total or partial separation of the workers of the plant and that the workers formerly engaged in the production of rayon filament yarn, staple and tow at the Parkersburg, West Virginia plant of FMC Corporation are not eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 28th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc. 75-15155 Filed 6-10-75; 8:45 am]

[TA-W-34]

GENERAL ELECTRIC CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On May 27, 1975 the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") on behalf of the workers and former workers of General Electric Company, Home Entertainment Business Division, Syracuse, N.Y. (TA-W-34). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has in-

stituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with consumer electronic products produced by General Electric Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, on or before June 23, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave. NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 2nd day of June, 1975.

MARVIN M. FOOKS,
Acting Director, Office of
Trade Adjustment Assistance.

[FR Doc. 75-15153 Filed 6-10-75; 8:45 am]

INMONT CORP.

Negative Determination of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-3: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 4, 1975 in response to a worker petition received on April 3, 1975 filed on behalf of the workers and former workers of the Winthrop, Maine plant of Inmont Corporation.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 16380) on April 11, 1975. No public hearing was requested on this petition and none was held.

The information upon which the determination is made was obtained principally from officials of Inmont Corpo-

ration, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met.

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. A significant number or proportion of the hourly and salaried workers of the Winthrop plant of Inmont were separated during January 1975 when all production workers were laid off.

Sales or Production, or Both, Have Decreased Absolutely. Sales and production of vinyl coated fabric for footwear produced by the Winthrop plant decreased absolutely in the first quarter of 1975. All production operations were ceased at the Winthrop plant in January 1975.

Increases of Imports Contributed Importantly. Aggregate imports of coated fabrics declined from 57 million square yards in 1973 to 45 million square yards in 1974. Such imports comprised approximately 8 percent of domestic consumption in both 1973 and 1974.

Available data and information provided by industry experts indicate that imports of coated fabrics for footwear have declined in recent years. It is estimated that the domestic footwear industry used as little as 5 percent of the imported coated fabrics in 1974. In addition, domestic footwear manufacturers have turned increasingly away from vinyl coated fabrics and toward fabrics coated with polyurethane. Since 1973 several domestic manufacturers have developed the capability to produce quality polyurethane coated fabric.

The evidence developed in the Department's investigation shows that all production was discontinued at the Winthrop plant in January 1975. Factors leading to the closing of the plant were the decline in domestic production of footwear with uppers of man-made materials, a shift by domestic footwear manufacturers away from vinyl coated fabric and toward polyurethane coated fabric, and the intense competition within the coated fabrics industry for a share of the diminishing market for footwear with uppers of man-made materials.

Conclusion. After careful review of the facts obtained during the course of the investigation, I conclude that imports like or directly competitive with coated and laminated fabric produced at the Winthrop plant did not contribute importantly to the total or partial separation of the workers of the plant and that the workers and former workers of the Winthrop, Maine plant of Inmont Corporation are not eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 28th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc 75-15161 Filed 6-10-75; 8:45 am]

LISBON SHOES, INC.

Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-6: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 15, 1975 in response to a worker petition received on April 14, 1975 which was filed on behalf of workers formerly producing footwear for women at Lisbon Shoes, Inc., Lisbon, New Hampshire.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 16890) on April 28, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Lisbon Shoes, Inc., its major customers, the U.S. International Trade Commission, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. A significant number of the hourly,

piecework, and salaried workers of Lisbon Shoes, Inc. were separated between October 1974 and March 1975 as the company phased out production prior to closing in April 1975.

Sales or Production, or Both, Have Decreased Absolutely. Sales and production of women's footwear manufactured by Lisbon Shoes decreased absolutely from the second quarter of 1974 until production was terminated in March 1975.

Increased Imports Contributed Importantly. Imports of articles like or directly competitive with women's footwear produced by Lisbon Shoes, Inc. increased both absolutely and relatively in recent years. Imports of women's non-rubber footwear increased from 165 million pairs comprising 39 percent of the domestic market in 1970 to 216 million pairs comprising 52 percent of the domestic market in 1973. Imports increased their share of domestic consumption fractionally in 1974.

The evidence developed in the Department's investigation indicates that increased import competition contributed importantly to the closing of the Lisbon plant. In recent years imports of women's non-rubber footwear have taken a steadily increasing share of the domestic market for women's shoes and, as a result significantly influenced the sales volume of Lisbon Shoes. Several of Lisbon's customers acknowledged that they have replaced footwear previously purchased from Lisbon with imported footwear. The decision by officials of Lisbon Shoes to cease production was based on Lisbon's inability to compete with lower-priced competitive imports.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like and directly competitive with footwear for women produced by Lisbon Shoes, Inc., contributed importantly to the total or partial separation of the workers of that firm. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for worker adjustment assistance may not apply to any worker who was last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act I make the following certification:

All hourly, piecework, and salaried employees of Lisbon Shoes, Inc., Lisbon, New Hampshire, who became totally or partially separated from employment on or after October 3, 1974, are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C., this 28th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc 75-15159 Filed 6-10-75; 8:45 am]

PALIZZIO, INC.

Notice of Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-18: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 29, 1975 in response to a worker petition received on April 29, 1975 filed by the United Shoe Workers of America, AFL-CIO, on behalf of the workers and former workers producing women's dress shoes at Palizzio, Inc., Long Island City, New York.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 19891) on May 7, 1975. No public hearing was requested on this petition and none was held.

The information upon which the determination is made was obtained principally from officials of Palizzio, Inc., a representative of the United Shoe Workers of America, customers of the firm, the U.S. Department of Commerce, U.S. International Trade Commission, American Footwear Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. Palizzio shoe manufacturing experienced declining employment levels throughout the 1972-1974 period. In December 1974 Palizzio laid off approximately 20 percent of the hourly and piecework labor force at the Long Island plant. The remaining workers were laid off as production was phased out in January and February 1975.

Sales or Production, or Both Have Decreased Absolutely. Palizzio's sales of domestically produced footwear declined 24 percent from 1972 to 1973 and 7 percent from 1973 to 1974. Annual production in 1973 was 35 percent below 1972 production levels. Annual production in 1974 was slightly higher than 1973 levels

but beginning in 1974 production dropped from quarter to quarter until production was halted entirely in the first quarter of 1975.

Increases in Imports Contributed Importantly. Increased import competition contributed importantly to Palizzio's decision to halt domestic footwear production.

In 1974 imports like and directly competitive with Palizzio's domestic production represented 80 percent of total domestic production and 40 percent of apparent domestic consumption compared to ratios of 43 percent and 30 percent respectively in 1970. Imports of high fashion shoes were available at lower prices and often in better materials. Major customers of Palizzio indicated they shifted to foreign sources. Palizzio itself relied on imports for a major part of its line of shoes and in 1974 decided ultimately to rely exclusively on foreign sources to supply its customers.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with women's dress shoes produced by the Shoe Manufacturing Division of Palizzio, Inc., Long Island, New York contributed importantly to the total or partial separation of the workers of that firm. Section 223 (b) (2) of the Trade Act of 1974 provides that a certification of eligibility to apply for worker adjustment assistance may not apply to any worker who was last separated from the firm or subdivision more than six months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act, I make the following certification:

All hourly and salaried employees of the shoe manufacturing division of Palizzio, Incorporated, Long Island City, New York who became totally or partially separated from employment on or after October 3, 1974 and before March 3, 1975 are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 30th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc. 75-15160 Filed 6-10-75; 8:45 am]

SCHWARTZ AND BENJAMIN, INC.

Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-13: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 22, 1975 in response to a worker petition received on April 21, 1975 which was filed on behalf of workers formerly producing footwear for women at

Schwartz and Benjamin Inc., Lynn, Massachusetts.

The notice of investigation was published in the Federal Register (40 FR 18624) on April 29, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Schwartz and Benjamin, Inc., its major customers, the U.S. International Trade Commission, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. A significant number or proportion of the hourly, piecework, and salaried workers of Schwartz and Benjamin Inc. became separated as the company phased out production and closed the Lynn, Massachusetts plant. Employment declined 93 percent from December 1974 to April 1975.

Sales or Production, or Both, have Decreased Absolutely. Production of women's footwear manufactured by Schwartz and Benjamin decreased absolutely from December 1974 until production was terminated in February 1975.

Increased Imports Contributed Importantly. Imports of women's leather footwear in all price ranges increased as a percent of domestic consumption and production from 30 percent and 43 percent respectively in 1970 to 44 percent and 80 percent respectively in 1974. Imports of women's higher priced leather footwear, like or directly competitive with that produced by Schwartz and Benjamin, increased from 34 million pairs in 1970 to 65 million pairs in 1974.

The evidence developed in the Department's investigation indicates that increased import competition contributed importantly to the closing of the Lynn plant. In recent years imports have taken a steadily increasing share of the domestic market for women's high fashion dress shoes and, as a result, significantly influenced the sales volume of Schwartz and Benjamin. Several of the firm's customers acknowledged that they have replaced footwear previously purchased from Schwartz and Benjamin with imported footwear. The decision by offi-

cial of the company to cease production and to devote resources entirely to importing was largely based on the firm's inability to compete with lower-priced competitive imports.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like and directly competitive with footwear for women produced by Schwartz and Benjamin Inc. contributed importantly to the total or partial separation of a significant number or proportion of the workers of that firm. In accordance with section 223 of the Trade Act of 1974, I make the following certification:

All hourly, piecework, and salaried employees of Schwartz and Benjamin Inc., Lynn, Massachusetts, who became totally or partially separated from employment on or after December 30, 1974 and before May 1, 1975, are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974 except that the following identified employee of Schwartz and Benjamin shall be eligible to apply for adjustment assistance even if he becomes unemployed or underemployed after May 1, 1975. John Besson, 29 Curwin Circle, Lynn, Massachusetts 01905.

Signed at Washington, D.C. this 5th day of June 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc. 75-15156 Filed 6-10-75; 8:45 am]

[TA-W-30]

SINGER CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On May 22, 1975 the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Union of Electrical Workers, AFL-CIO on behalf of the workers and former workers of the Ozone Park, New York plant of the Singer Company (TA-W-30).

Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with circular knitting machines produced by the Singer Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 223 of the Act will be certified as eligible to apply for adjustment assistance under

Title II, Chapter 2 of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than 10 days after this notice is published in the Federal Register.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 27th day of May 1975.

MARVIN M. FOOKS,
Acting Director, Office of
Trade Adjustment Assistance.

[FR Doc. 75-15154 Filed 6-10-75; 8:45 am]

UTICA CUTLERY CO.

Determination Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-5: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 14, 1975 in response to a worker petition received on April 14, 1975 filed on behalf of the workers and former workers of the New York Mills, New York and Utica, New York plants of Utica Cutlery Company.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 18518) on April 28, 1975. No public hearing was requested on this petition and none was held.

The information upon which the determination is made was obtained principally from officials of the Utica Cutlery Company, major customers of the New York Mills and Utica plants, industry analysts and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the groups' eligibility requirements of section 223 of the Trade Act of 1974 must be met:

- (1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.
- (2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and
- (3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation,

or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. A significant number or proportion of the hourly and salaried workers engaged in employment related to the manufacture of stainless steel flatware at the New York Mills, New York and Utica, New York plants of Utica Cutlery Company were separated in the third quarter of 1974. By the first quarter of 1975 employment in stainless steel flatware was 43 percent below the level in the first quarter of 1974.

Sales or Production, or Both Have Decreased Absolutely. Sales and production of stainless steel flatware manufactured at the New York Mills and Utica plants decreased absolutely in the fourth quarter of 1974 and the first quarter of 1975.

Increases in Imports Contributed Importantly. Imports of articles like or directly competitive with stainless steel flatware produced at the New York Mills and Utica plants increased absolutely and as a percent of domestic consumption and shipments in 1973 and 1974. Imports of stainless steel flatware increased from 23.5 million dozen pieces in 1972 to 29.3 million dozen pieces in 1973 and further increased to 31.5 million pieces in 1974. The absolute increase in imports in 1974 raised the import/consumption and import/shipments ratios to 58.6 percent and 138.8 percent, respectively, nearly equalling their respective percentages in 1970.

There is presently in effect a tariff-rate quota on certain stainless steel flatware. The quota scheme took effect on October 1, 1971 and will expire September 30, 1976. The tariff-rate quota scheme is reviewed subsequent to the International Trade Commission's annual report to the President on consumption of stainless steel flatware. The most recent review was in mid-1974 and as a result, the annual tariff-rate quota on certain stainless steel flatware was increased by 6 percent. This tariff-rate quota increase is directly related to above quota import increases in stainless steel flatware by certain countries.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like and directly competitive with stainless steel flatware produced at the New York Mills and Utica, New York plants of Utica Cutlery Company did contribute importantly to the total or partial separations of the workers. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for worker adjustment assistance may not apply to any worker who was last separated from the firm or subdivision more than 6 months before April 3, 1975, the effective date of the new program. In accordance with this provision of the Act, I make the following certification:

All workers, hourly and salaried, engaged in employment related to the production of stainless steel flatware at the New York Mills, New York and Utica, New York plants of Utica Cutlery Company who became or will become totally or partially separated on or after October 14, 1974, are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 28th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc.75-15157 Filed 6-10-75; 8:45 am]

VULCAN CORP.

Negative Determination of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974 the Department of Labor herein presents the results of TA-W-9 investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on April 17, 1975 in response to a worker petition received on April 16, 1975 filed on behalf of the workers formerly engaged in the production of plastic heels and unit soles at the Lawrence, Massachusetts plant of the Vulcan Corporation, Cincinnati, Ohio.

The notice of investigation was published in the FEDERAL REGISTER on April 29, 1974. No public hearing was requested on this petition and none was held.

The information upon which the determination is made was obtained principally from officials of the Vulcan Corporation, customers of the company, industry analysts and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of such firm or subdivision have been decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant Total or Partial Separations. Most hourly and salaried workers of the Vulcan Corporation, Lawrence, Massachusetts plant were totally separated when the plant closed in March, 1975. Mass layoffs of hourly workers occurred in December, 1974 and March, 1975.

Sales or Production, or Both, Have Decreased Absolutely. Sales and production of plastic heels and unit soles declined steadily from 1973 through March, 1975 when the plant closed and all production ceased.

Increases in Imports Contributed Importantly. Imports of articles like and directly competitive with the heels and unit soles produced at the Lawrence plant of the Vulcan Corporation increased from 1972 through 1975. Heel production accounted for 75 percent of total plant production. Imports of like and directly competitive heels amounted to less than one percent of domestic heel shipments. Imports of unit soles also increased since 1972 accounting for about three percent of domestic shipments in 1972 and 15 percent of shipments in 1974. The company intends to transfer unit sole production of its Kenton, Tennessee facilities.

Former customers of the Lawrence plant indicated that factors other than imports of heels and unit soles caused them to reduce purchases. Declining domestic footwear production and increased imports of footwear were cited as the major reasons for reduction in purchases from the Lawrence plant of heel and unit soles. Non-rubber footwear production declined 16 percent from 1972 through 1974 and imports of footwear were equivalent to about 67 percent of domestic production in 1974 compared to 56 percent in 1972. Style changes were also cited by former customers of the Lawrence plant as reasons for reducing purchases of heels and unit soles.

Conclusion. After careful review of the facts obtained in the investigation I conclude that increases of imports like and directly competitive with heels and unit soles produced at the Lawrence, Massachusetts plant of the Vulcan Corporation did not contribute importantly to the total or partial separation of the workers or to the absolute decline in sales or production of the plant.

Signed at Washington, D.C. this 28th day of May 1975.

HERBERT N. BLACKMAN,
Associate Deputy Under Secretary
for Trade and Adjustment Policy.

[FR Doc.75-15162 Filed 6-10-75; 8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 786]

ASSIGNMENT OF HEARINGS

JUNE 6, 1975.

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.

MC-F 12339, H. W. Taynton Company, Inc., Margaret B. Bowser and the Estate of Robert Bowser, and MC 109821 Sub 40, H. W. Taynton Company, Inc., now assigned July 14, 1975 at Philadelphia, Pa., will be held in Room 3240, William Y. Green, Jr., Federal Building, 600 Arch Street.

MC 135373 Sub 1, Airport Limousine Service, Inc., now assigned July 14, 1975, at Newark, New Jersey will be held in Room 730 Federal Office Bldg. 970 Broad Street.

MC 134401 Sub. 10, Sherwood W. Hume, dba Hume Equipment Company, now assigned July 9, 1975, at Buffalo, New York, will be held in Room 714, U.S. Courthouse, 68 Court Street.

MC 99569 Sub 4, Stott & Davis Motor Express, Inc., now assigned July 14, 1975, at Buffalo, New York, will be held in Room 714, U.S. Courthouse, 68 Court Street.

MC 123407 Sub 210, Sawyer Transport, Inc., now assigned June 12, 1975, at Dallas, Texas, is cancelled and the application is dismissed.

MC 130283, Mid-America Travel Club, Inc., now assigned July 15, 1975, at La Crosse, Wisconsin will be held in the Second Floor Conference Room, State Office Building, 3550 Mormon Coulee Rd.

MC-C-8433, Rochester Carting Co.—Revocation of Certificates, now assigned July 14, 1975 at Buffalo, New York; will be held in Room 1300, Federal Office Bldg., 111 W. Huron St.

MC 108531 Sub 17, Blue Bird Coach Lines, Inc., now assigned July 15, 1975, at Buffalo, New York; will be held in Room 1300 Federal Office Building, 111 W. Huron Street.

MC 54534 Sub 7, Grand Island Transit Corporation, now assigned July 16, 1975, at Buffalo, N.Y.; will be held in Room 1300, Federal Office Building, 111 W. Huron Street.

MC 1515 Sub 196, Greyhound Lines, Inc., now assigned July 28, 1975, at Hempstead, New York, will be held at the Holiday Inn, 80 Clinton Street.

MC 119656 Sub 32, North Express, Inc., now assigned July 8, 1975, at Chicago, Illinois, is canceled and the application is dismissed.

MC 138000 Sub 9, Arthur H. Fulton, and MC 112896 Sub 48, Hartmans, Incorporated, now being assigned July 22, 1975, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 200 Sub 267, Riss International Corporation, MC 340 Sub 33, Querner Truck Lines, Inc., MC 10761 Sub 267, Transamerican Freight Lines, Inc., MC 25869 Sub 123, Nolte Bros Truck Line, Inc., MC 30844 Sub 512, Kroblin Refrigerated Xpress, Inc., MC 48958 Sub 125, Illinois-California Express, Inc., MC 51146 Sub 383, Schneider Transport, Inc., MC 52460 Sub 152, Ellex Transportation, Inc., MC 52921 Sub 26, Red Ball, Inc., MC 53965 Sub 98, Graves Truck Line, Inc., MC 59367 Sub 94, Decker Truck Line, Inc., MC 71459 Sub 44, O.N.C. Freight Systems, MC 95540 Sub 907, Watkins Motor Lines, Inc., MC 100449 Sub 50, Mallinger Truck Line, Inc., MC 107107 Sub 437, Alterman Transport Lines, Inc., MC 107615 Sub 942, Refrigerated Transport Co., Inc., MC 107839 Sub 158, Denver-Albuquerque Motor Transport, Inc., MC 112822 Sub 334, Bray Lines, Inc., MC 113267 Sub 315, Central and Southern Truck Line, Inc., MC 113362 Sub 277, Ellsworth Freight Lines, Inc., MC 113651 Sub 173, Indiana Refrigerator Lines, Inc., MC 114045 Sub 400, Trans-Cold Express, Inc., MC 114273 Sub 185, Cedar Rapids Steel Transportation, Inc., MC 114274 Sub 30, Vitalis Truck Lines, Inc.,

MC 114284 Sub 62, Fox-Smythe Transportation Company, MC 114457 Sub 198, Dart Transit Company, MC 114632 Sub 74, Apple Lines, Inc., MC 115180 Sub 92, Onley Refrigerated Transportation, Inc., MC 115826 Sub 260, W. J. Digby, Inc., MC 116544 Sub 152, Altrik Freight Systems, Inc., MC 117119 Sub 505, Willis Shaw Frozen Express, Inc., MC 117686 Sub 151, Hirschbach Motor Lines, Inc., MC 117878 Sub 7, Dwight Cheek, DBA Cheek Trucking, MC 117883 Sub 195, Subler Transfer, Inc., MC 117940 Sub 133, Nationwide Carriers, Inc., MC 118034 Sub 21, Miller Truck Line, Inc., MC 118089 Sub 17, Robert Heath Trucking, Inc., MC 118142 Sub 73, M. Bruenger & Co., Inc., MC 118159 Sub 147, National Refrigerated Transport, Inc., MC 118202 Sub 39, Schultz Transit, Inc., MC 118288 Sub 46, Stephen F. Frost, MC 119669 Sub 51, Tempco Transportation, Inc., MC 119741 Sub 50, Green Field Transport Company, MC 119789 Sub 209, Caravan Refrigerated Cargo, Inc., MC 119988 Sub 64, Great Western Trucking Co., Inc., MC 123004 Sub 5, The Luper Transportation Company, MC 123872 Sub 31, W & L Motor Lines, Inc., MC 124211 Sub 249, Hilt Truck Line, Inc., MC 124774 Sub 92, Midwest Refrigerated Express, Inc., MC 127042 Sub 147, Hagen, Inc., MC 129600 Sub 19, Polar Transport, Inc., MC 133095 Sub 61, Texas Continental Express, Inc., MC 133119 Sub 58, Heyl Truck Lines, Inc., MC 133566 Sub 39, Gangloff & Downham Trucking Co., Inc., MC 133655 Sub 77, Trans-National Truck, Inc., MC 134183 Sub 25, Milk Producers Marketing Company, DBA All-Star Transportation, MC 134755 Sub 38, Charter Express, Inc., MC 134777 Sub 23, Sooner Express, Inc., MC 134783 Sub 23, Direct Service, Inc., MC 135007 Sub 44, American Transport, Inc., MC 135185 Sub 20, Columbine Carriers, Inc., MC 135684 Sub 5, Bass Transportation Co., Inc., MC 136052 Sub 8, Security Carriers, Inc., MC 136408 Sub 18, Cargo Contract Carrier Corp., MC 136669 Sub 2, Processed Beef Express, Inc., MC 136786 Sub 58, Robco Transportation, Inc., MC 138018 Sub 18, Refrigerated Foods, Inc., MC 138469 Sub 5, Donco Carriers, Inc., MC 139833 Sub 2, Tasco, Inc., MC 139923 Sub 3, Miller Trucking Co., Inc., and MC 140033 Sub 4, Cox Refrigerated Express, Inc., now assigned July 28, 1975, at Amarillo, Texas, will be held in the U.S. District Court, U.S. Court-house, 205 East 5th Street.

MC 110988 Sub 316 Schneider Tank Lines, Inc., now assigned July 14, 1975 at Chicago, Illinois is canceled and the application is dismissed.

MC 116073 Sub 277, Barrett Mobile Home Transport, Inc., now assigned June 17, 1975 at Chicago, Illinois is canceled and the application is dismissed.

[SEAL] RICHARD W. KYLE,
Acting Secretary.

[FR Doc.75-15259 Filed 6-10-75;8:45 am]

FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

JUNE 6, 1975.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a) (6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the

Commission's Rules of Practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

California Docket No. 55688, filed May 12, 1975. Applicant: RONALD L. DAY TRANSPORTATION, INC., 733 Kevin Court, Oakland, Calif. 94621. Applicant's representative: E. H. Griffiths, 1182 Market Street, Suite 207, San Francisco, Calif. 94102. Certificate of Public Convenience and Necessity sought to operate a freight service as follows: Transportation of general commodities, subject to the exceptions and restrictions noted, as follows: I. From, to and between all points and places located in the following areas and along the following routes and 10 miles laterally thereof: 1. U.S. Highway 101 between San Rafael and San Jose, inclusive; 2. State Highway 17 between San Rafael and Los Gatos, inclusive; 3. State Highway 29 between Napa and its intersection with Highway 80 near Crockett, inclusive; 4. State Highway 24 between Oakland and junction with State Highway 4, inclusive; 5. Interstate Highway 80 between San Francisco and Fairfield, inclusive; 6. State Highway 21 and Interstate Highway 680 between Cordella and San Jose, inclusive; 7. U.S. Highway 580 between Oakland and Livermore, inclusive. II. In performing the service herein authorized, carrier may make use of any and all streets, roads, highways, and bridges necessary or convenient for the performance of said service. III. Except that carrier shall not transport any shipments of: 1. Used household goods and personal effects not packed in accordance with the crated property requirements set forth in paragraph (d) of Item No. 10-C of Minimum Rate Tariff No. 4-A. 2. Automobiles, trucks and buses, viz.: new and used, finished or unfinished passenger automobiles (including jeeps), ambulances, hearses and taxis; freight automobile, automobile chassis, trucks, truck chassis, truck trailers, truck and trailers combined, buses and bus chassis; 3. Livestock, viz.: bucks, bulls, calves, cattle, cows, dairy cattle, ewes, goats, hogs, horses, kids, lambs, oxen, pigs, sheep, sheep camp outfits, sows, steers, stags or swine; 4. Liquids, compressed gases, commodities in semi-plastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semi-trailers, or a combination of such highway vehicles; 5. Commodities when transported in bulk in dump trucks or in hopper-type trucks; 6. Commodities when transported in motor vehicles equipped for mechanical mixing in transit; 7. Cement; 8. Logs; 9. Commodities of unusual or extraordinary value; 10.

Fresh fruit and vegetable. Intrastate, interstate and foreign commerce authority sought.

HEARING: Date, time and place not yet fixed. Requests for procedural information should be addressed to the California Public Utilities Commission, California State Building, 350 McAllister Street, San Francisco, Calif. 94102 and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] RICHARD W. KYLE,
Acting Secretary.

[FR Doc.75-15256 Filed 6-10-75;8:45 am]

FOURTH SECTION APPLICATIONS FOR RELIEF

JUNE 6, 1975.

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 June 26, 1975.

FSA No. 43002—*Joint Water-Rail Container Rates—Seatrail International, S. A.* Filed by Seatrain International, S. A., (No. 21), for itself and interested rail carriers. Rates on general commodities, between rail terminals on the U.S. Atlantic and Gulf Coasts, and ports in the Far East; also between rail terminals on the U.S. Pacific Coast, and ports in the United Kingdom and Continental Europe.

Grounds for relief—Water competition.

Tariffs—Seatrail International, S. A., tariffs Nos. 704, I.C.C. No. 3, F.M.C. No. 23, and three other schedules named in the application. Rates are published to become effective on July 3, 1975.

AGGREGATE-OF-INTERMEDIATES

FSA No. 43003—*Motor Vehicles Shipped on Multi-Level Cars from Points in Trans-Continental Territory.* Filed by Traffic Executive Association—Eastern Railroads, Agent (E.R. No. 3044), jointly with Southern Freight Association, Agent, for interested rail carriers. Rates on set-up motor vehicles shipped on multi-level cars, as described in the application, from points in trans-continental territory, to points in official and southern territories.

Grounds for relief—Maintenance of depressed rates published to meet market competition without use of such rates as factors in constructing combination rates.

By the Commission.

[SEAL] RICHARD W. KYLE,
Acting Secretary.

[FR Doc.75-15257 Filed 6-10-75;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

JUNE 6, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(a)), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission on or before June 23, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 504 (Sub-No. E12), filed May 20, 1974. Applicant: HARPER MOTOR LINES, INC., P.O. Box 6985, Atlanta, Ga. 30315. Applicant's representative: B. K. McClain (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cotton and cotton goods*, (1) from points in South Carolina to points in Connecticut, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, and Rhode Island, and Wilmington, Del., (2) from points in Harnett, Lee, Sampson, Hoke, Cumberland, Bladen, Robeson, Scotland, Richmond, Moore, Anson, Montgomery, Union, Stanly, Cabarrus, Rowan, Randolph, Davidson, Davie, Forsyth, Guilford, Alamance, Chatham, Durham, Orange, Wake, Johnston, Brunswick, Columbus, Mecklenburg, Wayne, Lenoir, Craven, Jones, Pamlico, Onslow, Carteret, Duplin, Pender, and New Hanover Counties, N.C., to points in that part of Pennsylvania west of a line beginning at the New York-Pennsylvania State line extending along U.S. Highway 15 to Harrisburg, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line, and (3) from points in Harnett, Lee, Sampson, Hoke, Cumberland, Bladen, Robeson, Scotland, Richmond, Moore, Anson, Montgomery, Union, Stanly, Cabarrus, Rowan, Randolph, Davidson, Davie, Forsyth, Guilford, Alamance, Chatham, Durham, Orange, Wake, Johnston, Iredell, Mecklenburg, Columbus, Brunswick, Alexander, Caldwell, Burke, Catawba, Lincoln, Cleveland, Gaston, Polk, Rutherford, McDowell, Yancey, Madison, Buncombe, Haywood, Henderson, Transylvania, Jackson, Swain, Graham, Cherokee, and Macon Counties, N.C., points in Wayne, Duplin, Pender and New Hanover Counties, N.C., on and west of U.S. Highway 117, and

Goldsboro, N.C., to points in New Jersey, points in that part of Pennsylvania on and east of a line beginning at the New York-Pennsylvania State line extending along U.S. Highway 15 to Harrisburg, thence along Interstate Highway 83 to the Pennsylvania-Maryland State line. The purpose of this filing is to eliminate the gateways of Laurinburg, N.C., and points within 25 miles thereof, Franklin, Biscoe, Neuse, Fayetteville, Clayton or Sanford, N.C.

No. MC 730 (Sub-No. E70), filed May 24, 1974. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., P.O. Box 638, Oakland, Calif. 94612. Applicant's representative: R. N. Coledge (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid petrochemicals*, (except liquid hydrogen), in bulk, in tank vehicles, from points in California (except points in Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Diego, and Ventura Counties), to points in Idaho. The purpose of this filing is to eliminate the gateway of points in Oregon.

No. MC 4405 (Sub-No. E9), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities* which, because of size or weight require the use of special equipment, and *self-propelled articles* weighing 15,000 pounds and over between points in Missouri and East St. Louis, Ill., on the one hand, and, on the other, points in Texas, restricted against the transportation of commodities to be used in connection with main or trunk pipelines. The purpose of this filing is to eliminate the gateway of St. Louis, Mo., for the St. Louis, Ill., origin, and points in Oklahoma for all other origins.

No. MC 4405 (Sub-No. E10), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Such commodities* as require special handling or rigging because of size or weight, and *self-propelled articles* weighing 15,000 pounds and over, not including pipe and pipe-laying machinery, between East St. Louis, Ill., and points in Michigan (except points in Iron, Baraga, Houghton, Gogebic and Ontonagon Counties), on the one hand, and, on the other, points in Colorado (except points in Washington, Yuma, Phillips, Logan and Sedgwick Counties). The purpose of this filing is to eliminate the gateway of St. Louis, Mo.

No. MC 4405 (Sub-No. E11), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing,

Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities* which, because of size or weight, require the use of special equipment and *self-propelled articles* weighing 15,000 pounds or more, between points in Colorado on, north and east of U.S. Highway 87 and U.S. Highway 50, on the one hand, and, on the other, points in New Mexico on and south of a line beginning at the New Mexico-Texas State line extending along U.S. Highway 54 to junction U.S. Highway 70, thence along U.S. Highway 70 to the New Mexico-Arizona State line, restricted against the transportation of commodities to be used in connection with main or trunk pipelines. The purpose of this filing is to eliminate the gateway of points in Oklahoma and Texas.

No. MC 4405 (Sub-No. E12), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities* which, because of size or weight, require the use of special equipment, and *self-propelled articles*, each weighing 15,000 pounds or more, and *related machinery, tools, parts and supplies* moving in connection therewith, restricted against the transportation of any such commodities to be used in, or in connection with, main or trunk pipelines, between points in Arizona, on the one hand, and, on the other, points in Missouri, Kansas, Nebraska, and Oklahoma. The purpose of this filing is to eliminate the gateway of points in Texas, New Mexico, and Oklahoma.

No. MC 4405 (Sub-No. E13), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities* which, because of size or weight, require the use of special equipment, restricted against the transportation of any such commodities to be used in, or in connection with, main or trunk pipelines, and *self-propelled articles*, each weighing 15,000 pounds or more, and *related machinery, tools, parts and supplies* moving in connection therewith, restricted to commodities which are transported on trailers, between points in Texas and those in New Mexico south and east of U.S. Highway 54, on the one hand, and, on the other, points in Arizona. The purpose of this filing is to eliminate the gateway of points in New Mexico along U.S. Highway 54.

No. MC 4405 (Sub-No. E14), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative:

Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* which, because of size or weight, require the use of special equipment, restricted against the transportation of any such commodities to be used in, or in connection with, main or trunk pipelines, and *self-propelled articles*, each weighing 15,000 pounds or more, and *related machinery, tools, parts and supplies* moving in connection therewith, restricted to commodities which are transported on trailers, between those points in New Mexico on, south and east of U.S. Highway 54, on the one hand, and, on the other, points in California in and north of San Mateo, Calameda, San Joaquin, Calaveras, and Alpine Counties. The purpose of this filing is to eliminate the gateway of points in Nevada, and points in New Mexico on U.S. Highway 54.

No. MC 4405 (Sub-No. E15), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities* which, because of size or weight, require the use of special equipment, restricted against the transportation of any such commodities to be used in, or in connection with, main or trunk pipelines, and *self-propelled articles*, each weighing 15,000 pounds or more, and *related machinery, tools, parts and supplies*, moving in connection therewith, restricted to commodities which are transported on trailers, between points in Texas and those in New Mexico south and east of U.S. Highway 54, on the one hand, and, on the other, points in Nevada. The purpose of this filing is to eliminate the gateway of points in New Mexico along U.S. Highway 54.

No. MC 4405 (Sub-No. E16), filed July 13, 1974. Applicant: DEALERS TRANSIT, INC., P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 2008 Clark Tower, 5100 Poplar Ave., Memphis, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as require special handling of rigging because of size or weight, not including pipe or pipe-laying machinery, and *self-propelled articles* weighing 15,000 pounds or more, (A) between points in Michigan in and south of Ottawa, Kent, Montcalm, Gratiot, Saginaw, Bay, Tuscola, and Huron Counties, on the one hand, and, on the other, that portion of Nebraska in and south of Scottsbluff, Morrill, Garden, Keith, Lincoln, Dawson, Buffalo, Hall, Clay, Fillmore, Saline, Gage, Johnson and Nemaha Counties; (B) between points in Michigan in Presque Isle, Montgomery, Oscoda, Ogemaw, Gladwin, Midland, Bay, Alpena, Alcona, Iosco, and Arenac Counties, on the one hand, and,

on the other, points in Nebraska in, west and south of Lincoln, Frontier, Red Willow, Scottsbluff, Morrill, Garden, Keith, and Lincoln Counties; and (C) between East St. Louis, Ill., on the one hand, and, on the other, points in Nebraska. The purpose of this filing is to eliminate the gateways of East St. Louis, Ill., and St. Louis, Mo.

No. MC 21170 (Sub-No. E190) (Correction), filed February 3, 1975, published in the FEDERAL REGISTER, May 2, 1975. Applicant: BOS LINES, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh meats and packinghouse products* (except commodities requiring refrigeration), from Omaha and South Omaha, Nebr., to points in Iowa east of a line beginning at the Iowa-Minnesota State line extending along U.S. Highway 62 to junction U.S. Highway 18, thence along U.S. Highway 18 to junction unnumbered highway at Fredericksburg, thence along unnumbered highway to junction Iowa Highway 93, thence along Iowa Highway 93 to junction U.S. Highway 63, thence along U.S. Highway 63 to junction unnumbered highway, thence along unnumbered highway to junction Iowa Highway 281, thence along Iowa Highway 281 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Iowa Highway 21, thence along Iowa Highway 21 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 80, thence along U.S. Highway 80 to junction Iowa Highway 149, thence along Iowa Highway 149 to junction Iowa Highway 22, thence along Iowa Highway 22 to junction Iowa Highway 114, thence along Iowa Highway 114 to junction unnumbered highway, thence along unnumbered highway to junction Iowa Highway 1, thence along Iowa Highway 1 to junction Iowa Highway 92, thence along Iowa Highway 92 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 218, thence along U.S. Highway 218 to junction Iowa Highway 78, thence along Iowa Highway 78 to junction Iowa Highway 249, thence along Iowa Highway 249 to junction unnumbered highway, thence along unnumbered highway to junction U.S. Highway 34, thence along U.S. Highway 34 to the Iowa-Illinois State line, restricted to points in Iowa within 100 miles of Cedar Rapids, Iowa. The purpose of this filing is to eliminate the gateway of Cedar Rapids, Iowa. The purpose of this correction is to reflect the correct gateway to be eliminated.

NOTE.—The above authorities were purchased by Cedar Rapids Steel Transportation pursuant to No. MC-F-10199.

No. MC 29886 (Sub-No. E61), filed May 16, 1974. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind.

46627. Applicant's representative: Charles Pieroni (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Contractors' equipment*, the transportation of which because of size or weight require the use of special equipment or special handling, (1) between points in Wisconsin, Iowa, Missouri, and Illinois, on the one hand, and, on the other, points in New York, Vermont, New Hampshire, Maine, Massachusetts, Connecticut, Rhode Island, and New Jersey (those points in Michigan on, south and west of a line beginning at Lake Michigan and extending along the northern boundaries of Allegan, Barry, and Eaton Counties, Mich., to junction Business Interstate Highway 96, thence along Business Interstate Highway 96 to Lansing, Mich., thence along U.S. Highway 127 to the Michigan-Ohio State line and New York); (2) between points in Michigan, Indiana, and Ohio, on the one hand, and, on the other, points in New York, Vermont, New Hampshire, Maine, Massachusetts, Connecticut, Rhode Island, and New Jersey; between points in Indiana, on the one hand, and, on the other, points in New Jersey; and between points in Ohio, (except Columbiana, Carroll, Jefferson, Harrison, Muskingum, Guernsey, Belmont, Fairfield, Perry, Morgan, Noble, Monroe, Washington, Athens, Hocking, Vinton, Jackson, Meigs, Gallia, and Lawrence Counties) on the one hand, and, on the other, New York and Fairfield County, Conn. (those points in New York on and west of a line beginning at Rochester, N.Y., and extending along U.S. Highway 15 to junction New York Highway 245, thence along New York Highway 245 to junction New York Highway 39, thence along New York Highway 39 to junction U.S. Highway 219, thence along U.S. Highway 219 to the New York-Pennsylvania State line); and (3) between points in Michigan, on the one hand, and, on the other, points in New Jersey and those in Pennsylvania in and east of Tioga, Lycoming, Clinton, Center, Blair, and Bedford Counties, Pa., and between points in Pennsylvania, on the one hand, and, on the other, points in Michigan (except Lenawee, Monroe, Washtenaw, Wayne, Livingston, Oakland, Macomb, Lapeer, St. Clair, and Sanilac Counties) (those points in Michigan on, south and west of a line beginning at Lake Michigan and extending along the northern boundaries of Allegan, Barry, and Eaton Counties, Mich., to junction Business Interstate Highway 96, thence along Business Interstate Highway 96 to Lansing, Mich., thence along U.S. Highway 127 to the Michigan-Ohio State line). The purpose of this filing is to eliminate the gateways as indicated by asterisks above.

No. MC 32882 (Sub-No. E2), filed February 12, 1975. Applicant: MITCHELL BROS. TRUCK LINES, 3841 N. Columbia Blvd., Portland, Ore. 97217. Applicant's representative: Russell M. Allen, 1200 Jackson Tower, Portland, Ore. 97205. Authority sought to operate as a

common carrier, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, between points in California in and north of San Mateo, Santa Clara, San Joaquin, Calaveras, Tuolumne and Alpine Counties, on the one hand, and, on the other, points in Idaho, Montana, and points in Utah in and north of Tooele, Utah, Duchesne, and Uintah Counties; (2) *building materials* (except forest products and lumber, commodities in bulk, iron and steel and iron and steel articles as described in Ex Parte No. 45, *Descriptions in Motor Carrier Certificates*, Appendix V, 61 M.C.C. 209, and commodities requiring special equipment), between points in California in and north of San Mateo, Santa Clara, San Joaquin, Calaveras, Tuolumne and Alpine Counties, on the one hand, and, on the other, points in Idaho, Montana, and points in Utah in and north of Tooele, Utah, Duchesne, and Uintah Counties. The purpose of this filing is to eliminate the gateway of Oregon.

No. MC 42261 (Sub-No. E1), filed May 13, 1974. Applicant: LANGER TRANSPORT CORP., P.O. Box 305, Jersey City, N.J. 07303. Applicant's representative: A. J. Langer (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Liquid petroleum wax*, in bulk, in tank vehicles, (1) from Bayonne, N.J., and Philadelphia, Pa., to points in that part of Ohio on and south of a line beginning at the Ohio-West Virginia line near Parkersburg, W. Va., extending along U.S. Highway 50 to Chillicothe, Ohio, thence along U.S. Highway 35 to the Ohio-Indiana State line near Richmond, Ind. (Falling Rock, W. Va.); (2) from New York, N.Y., and points in that part of New Jersey on and east of U.S. Highway 1 and north of the Raritan River to points in that part of Ohio on and south of the line described in (1) above (Bayonne, N.J., and Falling Rock, W. Va.); (3) from points in Connecticut to points in Ohio on and south of the line described in (1) above (Newark, N.J., Bayonne, N.J., and Falling Rock, W. Va.); (4) from Paulsboro, N.J., to points in that part of Ohio on and south of a line beginning at the Ohio-West Virginia State line near Point Pleasant, W. Va., extending along U.S. Highway 35 to the Ohio-Indiana State line near Richmond, Ind. (Philadelphia, Pa., and Falling Rock, W. Va.);

(5) From St. Marys, W. Va., to points in Connecticut and Massachusetts and those points in New York in Albany, Orange, Columbia, Dutchess, Greene, Nassau, Putnam, Rensselaer, Rockland, Suffolk, Ulster and Westchester Counties, and New York City (Philadelphia, Pa.); (6) from St. Marys, W. Va., to points in New Jersey within 100 miles of City Hall, New York, N.Y. (Philadelphia, Pa., and New York, N.Y.); (7) from Camden, N.J., to points in Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin (Marcus Hook, Pa.); (8) from Paulsboro, N.J., to points in Illinois, Iowa,

Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin (Marcus Hook, Pa.); (9) from New York, N.Y., and points in that part of New Jersey on and east of U.S. Highway 1 and north of the Raritan River to points in Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin (Camden, N.J., and Marcus Hook, Pa.); (10) from points in Connecticut to points in Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota and Wisconsin (Newark, N.J., Camden, N.J., and Marcus Hook, Pa.); (11) from Chicago, Ill., to points in Connecticut and Massachusetts (Philadelphia, Pa.); (12) from Paulsboro, N.J., to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, Tennessee and West Virginia (except points north of a line beginning at the West Virginia-Virginia State line extending along U.S. Highway 250 to Elkins, thence along U.S. Highway 33 to the Ohio River) (Philadelphia, Pa.);

(13) from New York, N.Y., and points in that part of New Jersey on and east of U.S. Highway 1 and north of the Raritan River to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, Tennessee, and West Virginia (except points north of a line beginning at the West Virginia-Virginia State line extending along U.S. Highway 250 to Elkins, thence along U.S. Highway 33 to the Ohio River) (Bayonne, N.J.); (14) from points in Connecticut to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, South Carolina, Tennessee and West Virginia (except points north of a line beginning at the West Virginia-Virginia State line extending along U.S. Highway 250 to Elkins, thence along U.S. Highway 33 to the Ohio River) (Newark, N.J., and Bayonne, N.J.); and (15) from Falling Rock, W. Va., to points in Rhode Island (Farmer's Valley, Pa.). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 43963 (Sub-No. E3) (Correction), filed April 13, 1974, published in the FEDERAL REGISTER May 5, 1975. Applicant: CHIEF TRUCK LINES, INC., 1479 Ripley Street, East Gary, Ind. 46405. Applicant's representative: James C. Hardman, Suite 2108, 33 N. LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel angles, bars, channels, conduits, fencing, flooring, joists, lath, mesh, piling, pipe, parts, rails, rods, roof bolt mats, roofing, strip, structurals, tank parts, tubing and wire in coils*, which because of size and weight, require specialized handling or rigging, (1) between points in Burnett, Douglas, Washburn, Bayfield, Ashland, Iron, Price, Vilas, Oneida, Forest, Florence, Marinette, Oconto, and Door Counties, Wis., points in Polk County on and west of U.S. Highway 8 and points in Menominee County on and east of Wisconsin Highway 55, on the one hand, and, on the other, points in Lake, Cook, Kane,

and Du Page Counties, Ill., points in De Kalb Counties, Ill., on and south of Illinois Highway 38, points in Mason County, Ill., on and east of Illinois Highway 97, and points in Morgan County, Ill., on and east of U.S. Highway 67, and points in Illinois south and east of a line beginning at the Indiana-Illinois State line extending along the northern boundaries of Will, Kendall, La Salle, and Marshall Counties, Ill., and thence along the western boundaries of La Salle, Marshall, Woodford, Tazewell, Logan, Menard, Sangamon, Macoupin, and Jersey Counties, Ill., to the Missouri-Illinois State line, and points in Indiana on and north of U.S. Highway 40; and (2) between points in Wisconsin on and north of a line beginning at Lake Michigan extending along the southern boundary lines of Kewaunee, Brown, Outagamie, Shawano, Langlade, Lincoln, Taylor, Chippewa, Barron, and Polk Counties to the Minnesota-Wisconsin State line, on the one hand, and, on the other, points in that part of Illinois on, east, and south of a line beginning at the Lake Shore of Michigan, thence along Illinois Highway 64 to the western boundary of Kane County, thence along the western boundary lines of Kane, Kendall, and Grundy Counties, thence along the southern boundary line of Grundy County to U.S. Highway 66, thence along U.S. Highway 66 to the northern boundary of McLean County, thence along the northern and western boundary of McLean, Logan, Sangamon, Macoupin, and Madison Counties to the Missouri-Illinois State line, and points in Indiana on and north of U.S. Highway 40. The purpose of this filing is to eliminate the gateway of Chicago, Ill. The purpose of this correction is to reflect the actual authority sought.

No. MC 43963 (Sub-No. E4) (Correction), filed April 11, 1974, published in the FEDERAL REGISTER May 5, 1975. Applicant: CHIEF TRUCK LINES, INC., 1479 Ripley Street, East Gary, Ind. 46405. Applicant's representative: James C. Hardman, Suite 2108, 33 N. LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel angles, bars, channels, conduits, fencing, flooring, joists, lath, mesh, piling, pipe, parts, rails, rods, roof bolt mats, roofing, strip, structurals, tank parts, tubing and wire in coils*, which because of size or weight require specialized handling or rigging, between points in Adams, Waushara, Winnebago, Calumet, Manitowoc, Marquette, Green Lake, Fond du Lac, Sheboygan, Columbia, Dodge, Washington, Ozaukee, Jefferson, Waukesha, Milwaukee, Rock, Walworth, Racine, and Kenosha Counties, Wis., points in Dane County, Wis., on and east of U.S. Highway 51, on the one hand, and, on the other, points in Platt, Moultrie, Shelby, Fayette, Madison, Bond, St. Clair, Clinton, Washington, Marion, Jefferson, Monroe, Randolph, Perry, Jackson, Union, and Alexander Counties, Ill., and points in Indiana on and north of U.S. Highway 40. The purpose of this filing

is to eliminate the gateway of Chicago, Ill. The purpose of this correction is to reflect the correct authority sought.

No. MC 61825 (Sub-No. E3), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from New York, N.Y., Newark, N.J., and points in New Jersey within 15 miles of Newark to points in Virginia (except those in Accomack and Northampton Counties). The purpose of this filing is to eliminate the gateway of Baltimore, Md.

No. MC 61825 (Sub-No. E5), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading); (a) from Cincinnati, Ohio, to points in North Carolina, South Carolina, and Virginia located on and east of a line beginning at the Maryland-Virginia State line and extending along Interstate Highway 495 to junction U.S. Highway 29, thence along U.S. Highway 29 to junction U.S. Highway 250, thence along U.S. Highway 250 to junction U.S. Highway 11, thence along U.S. Highway 11 to junction Virginia Highway 117, thence along Virginia Highway 117 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction Virginia Highway 419, thence along Virginia Highway 419 to junction U.S. Highway 220, thence along U.S. Highway 220 to the Virginia-North Carolina State line extending along U.S. Highway 220 to junction North Carolina Highway 68, thence along North Carolina Highway 68 to junction Interstate Highway 85, thence along Interstate Highway 85 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction North Carolina Highway 742, thence along North Carolina Highway 742 to the North Carolina-South Carolina State line, thence along South Carolina Highway 742 to junction South Carolina Highway 102, thence along South Carolina Highway 102 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction South Carolina Highway 403, thence along South Carolina Highway 403 to junction U.S. Highway 52, thence along U.S. Highway 52 to junction U.S. Highway 521, thence along U.S. Highway 521 to Winyah Bay, thence along Winyah Bay

to the Atlantic Ocean; and (b) from Clarksburg, W. Va., to points in South Carolina. The purpose of this filing is to eliminate the gateway of Lynchburg, Va.

No. MC 61825 (Sub-No. E7), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from points in South Carolina to New York, N.Y., Newark, N.J., and points in New Jersey within 15 miles of Newark. The purpose of this filing is to eliminate the gateways of Lynchburg, Va., and Baltimore, Md.

No. MC 61825 (Sub-No. E10), filed May 13, 1974. Applicant: ROY STONE TRANSFER CORPORATION, P.O. Box 385, Collinsville, Va. 24078. Applicant's representative: Joe Clyde Wilson (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from points in North Carolina on, south, and west of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 1 to junction U.S. Highway 401, thence along U.S. Highway 401 to junction North Carolina Highway 58, thence along North Carolina Highway 58 to junction U.S. Highway 264, thence along U.S. Highway 264 to the Pamlico River and east along the Pamlico River and Pamlico Sound to the Atlantic Ocean, and points in Virginia located on, south, and west of a line beginning at the Virginia-West Virginia State line and extending along Virginia Highway 39 to junction Virginia Highway 252, thence along Virginia Highway 252 to junction Virginia Highway 606, thence along Virginia Highway 606 to junction Virginia Highway 56, thence along Virginia Highway 56 to junction U.S. Highway 15, thence along U.S. Highway 15 to junction Virginia Highway 646, thence along Virginia Highway 646 to junction Virginia Highway 47, thence along Virginia Highway 47 to junction U.S. Highway 1, thence along U.S. Highway 1 to the North Carolina-Virginia State line, to Newark, N.J., and points in New Jersey within 15 miles of Newark, N.J. The purpose of this filing is to eliminate the gateways of Baltimore, Md., and Lynchburg, Va.

No. MC 66990 (Sub-No. E3), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., Tulsa, Okla. Applicant's representative: Robert

Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Oklahoma on and north and west of U.S. Highway 60 and U.S. Highway 75, on the one hand, and, on the other, points in Arkansas. The purpose of this filing is to eliminate the gateway of points within 50 miles of Kay County, Okla., which are within 25 miles of Tulsa County, Okla.

No. MC 66990 (Sub-No. E4), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., Tulsa, Okla. Applicant's representative: Robert Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Lawrence County, Ill., on the one hand, and, on the other, points in Kansas on and south of a line beginning at the Kansas-Missouri State line extending along U.S. Highway 54 to junction U.S. Highway 35W, thence along U.S. Highway 35W to junction U.S. Highway 50, thence along U.S. Highway 50 to the Kansas-Colorado State line. The purpose of this filing is to eliminate the gateway of Joplin, Mo.

No. MC 66990 (Sub-No. E11), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., Tulsa, Okla. Applicant's representative: Robert Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Indiana on and north of a line beginning at the Indiana-Illinois State line extending along U.S. Highway 74 to junction U.S. Highway 70, thence along U.S. Highway 70 to the Indiana-Ohio State line, points in Michigan and Ohio, on the one hand, and, on the other, points in New Mexico. The purpose of this filing is to eliminate the gateway of points within 25 miles of Tulsa County, Okla., which are within 50 miles of Kay County, Okla.; Joplin, Mo.; and Chicago, Ill.

No. MC 66990 (Sub-No. E13), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., Tulsa, Okla. Applicant's representative: Robert Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Indiana, on the one hand, and, on the other, points in Texas on and west of U.S. Highway 75 and U.S. Highway 77. The purpose of this filing is to eliminate the gateway of Lawrence County, Ill., and points within 25 miles of Tulsa County, Okla., which are within 50 miles of Kay County, Okla.

No. MC 66990 (Sub-No. E15), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., 2001

N. Mingo Rd., Tulsa, Okla. 74116. Applicant's representative: Robert Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Iowa on and north of U.S. Highway 34 which are on and west of U.S. Highway 63, on the one hand, and, on the other, points in Ohio. The purpose of this filing is to eliminate the gateway of Chicago, Ill.

No. MC 66990 (Sub-No. E16), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., 2001 N. Mingo Rd., Tulsa, Okla. 74116. Applicant's representative: Robert Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Iowa north of U.S. Highway 34 which are east of U.S. Highway 169, on the one hand, and, on the other, points in Kay County, Okla., and within 50 miles thereof. The purpose of this filing is to eliminate the gateway of Joplin, Mo.

No. MC 66990 (Sub-No. E27), filed May 31, 1974. Applicant: MOVING CORPORATION OF AMERICA, INC., 2001 N. Mingo Rd., Tulsa, Okla. 74116. Applicant's representative: Robert Gallagher, 1776 Broadway, New York, N.Y. 10019. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Missouri on and north of U.S. Highway 60 which are on and west of U.S. Highway 67, on the one hand, and, on the other, points in Texas on and west of a line beginning at the Texas-Oklahoma State line extending along U.S. Highway 75 to junction U.S. Highway 35E, thence along U.S. Highway 35E to junction U.S. Highway 35, thence along U.S. Highway 35 to the United States-Mexico International Boundary line. The purpose of this filing is to eliminate the gateway of Joplin, Mo., and points within 25 miles of Tulsa County, Okla., which are within 50 miles of Kay County, Okla.

No. MC 100666 (Sub-No. E47) (Correction), filed April 21, 1974, published in the FEDERAL REGISTER, May 22, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Richard W. May (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Composition board*, from points in Texas (except Pineland or Silsbee and particleboard from Diboll) south of a line formed by the Canadian River beginning at the junction of the Canadian River and the New Mexico-Texas State line east through and including Lake Meredith and the Sanford Dam, thence east on the Canadian River to junction with the Texas-Oklahoma State line (except Pineland or Silsbee and particleboard

from Diboll) to points in Kansas. The purpose of this filing is to eliminate the gateways of Acme, Irving, and Pineland, Tex., and Duke, Okla. The purpose of this correction is to reflect Texas as the origin.

No. MC 107012 (Sub-No. E17), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household kitchen furnishings*, uncrated, (1) from Oklahoma City, Okla., to points in Minnesota, Montana, North Carolina, North Dakota, Oregon, South Carolina, Virginia and Washington, and points in Glenn, Tehama, Humboldt, Trinity, Lake, Mendocino, Butte, Lassen, Modoc, Nevada, Plumas, Shasta, Sierra, Siskiyou and Yuba Counties, Calif., points in Benewah, Idaho, Nez Perce, Bonner, Kootenai, Shoshone, Boundary, Latah, Clearwater, and Lewis Counties, Idaho, and points in Buena Vista, Clay, Humboldt, Monona, Plymouth, Woodbury, Calhoun, Crawford, Ida, O'Brien, Pochontas, Carroll, Dickinson, Kossuth, Osceola, Sac, Cherokee, Emmet, Lyon, Palo Alto, Sioux, Benton, Des Moines, Jackson, Keokuk, Muscatine, Washington, Cedar, Dubuque, Jefferson, Lee, Scott, Clinton, Henry, Johnson, Linn, Van Buren, Davis, Iowa, Jones, Louisa, Wapello, Adair, Fremont, Montgomery, Shelby, Adams, Guthrie, Page, Taylor, Audubon, Harrison, Pottawattamie, Union, Cass, Mills, Ringgold, Appanoose, Decatur, Hardin, Mahaska, Polk, Warren, Boone, Greene, Jasper, Marion, Poweshiek, Wayne, Clarke, Grundy, Lucas, Marshall, Story, Webster, Dallas, Hamilton, Madison, Monroe, Tama, Allamakee, Butler, Delaware, Hancock, Winneshiek, Black Hawk, Cerro Gordo, Fayette, Howard, Worth, Bremer, Chicasaw, Floyd, Mitchell, Wright, Buchanan, Clayton, Franklin and Winnebago Counties, Iowa, and points in Beadle, Codington, Hamlin, Spink, Brookings, Day, Kingsbury, Brown, Deuel, Marshall, Clark, Grant, and Roberts Counties, S. Dak.; (2) from Vinita, Okla., to points in California, Idaho, Iowa, Minnesota, Montana, Nevada, North Carolina, North Dakota, Oregon, South Carolina, South Dakota, Utah, Virginia, Washington, and Wyoming; (3) from Beckham County, Okla., to points in Iowa, Missouri, North Carolina, South Carolina, and Virginia, and points in Barnes, La Moure, Richland, Cass, Logan, Sargent, Dickey, McIntosh, Stutsman, Kidder, Ransom, Benson, Ramsey, Walsh, Cavalier, Rolette, Wells, Pembina, Sheridan, Pierce, Towner Counties, N. Dak., and points in Beadle, Day, Marshall, Brookings, Deuel, Roberts, Brown, Grant, Spink, Clark, Hamlin, Codington, and Kingsbury Counties, S. Dak. The purpose of this filing is to eliminate the gateway of points in Missouri.

No. MC 107012 (Sub-No. E22), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's rep-

resentative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household kitchen furnishings*, crated, (1) from Oklahoma City, Okla., to points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and New York; (2) from Cinita, Okla., to points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, and West Virginia; and (3) from Beckham County, Okla., to points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, and West Virginia. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E23), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household kitchen furnishings*, uncrated, (1) from Oklahoma City, Okla., to points in North Carolina, South Carolina, and Virginia; (2) from Vinita, Okla., to points in North Carolina, South Carolina, and Virginia; and (3) from Beckham County, Okla., to points in North Carolina, South Carolina, and Virginia. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E25), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New kitchen sinks*, uncrated; (1) from points in Arizona to points in Virginia; (2) from points in California to points in North Carolina and Virginia; (3) from points in Colorado to points in Virginia; (4) from points in Idaho to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Virginia; (5) from points in Iowa to points in Virginia; (6) from points in Minnesota to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Virginia; (7) from points in Mississippi to points in Montana, North Dakota, and Washington; (8) from points in Montana to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia; (9) from points in Nevada to points in North Carolina, South Carolina, and Virginia; (10) from points in North Carolina to points in California, Idaho, Montana, Nevada, Oregon, South Dakota, Utah,

and Wyoming; (11) from points in North Dakota to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia; (12) from points in Oregon to points in Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia; (13) from points in South Carolina to points in Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (14) from points in South Dakota to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Virginia; (15) from points in Utah to points in North Carolina, South Carolina, and Virginia; (16) from points in Virginia to points in California, Colorado, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (17) from points in Washington to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia; and (18) from points in Wyoming to points in Georgia, North Carolina, South Carolina, and Virginia. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107012 (Sub-No. E26), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Pianos and organs*, uncrated; (1) from points in Alabama to points in Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, and Washington; (2) from points in Arizona, to points in Virginia; (3) from points in California to points in Virginia; (4) from points in Colorado to points in Virginia; (5) from points in Florida to points in Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, and Washington; (6) from points in Idaho to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, and Virginia; (7) from points in Kentucky to points in Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, and Washington; (8) from points in Minnesota to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia; (9) from points in Mississippi to points in Montana, North Dakota, and Washington; (10) from points in Nebraska to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia; (11) from points in Nebraska to points in North Carolina, South Carolina, and Virginia; (12) from points in Nevada to points in North Carolina and Virginia; (13) from points in North Carolina to points in Idaho, Minnesota, Montana, Nebraska, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (14) from points in North Dakota to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Caro-

lina, Tennessee, and Virginia; (15) from points in Oregon to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, Tennessee, and Virginia; (16) from points in South Carolina to points in Idaho, Minnesota, Montana, Nebraska, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (17) from points in South Dakota to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, and Virginia; (18) from points in Tennessee to points in Minnesota, Montana, North Dakota, Oregon, and Washington; (19) from points in Utah to points in North Carolina, South Carolina, and Virginia; (20) from points in Virginia to points in Arizona, California, Colorado, Idaho, Minnesota, Montana, Nebraska, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (21) from points in Washington to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia; and (22) from points in Wyoming to points in Georgia, North Carolina, South Carolina, and Virginia. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E27), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Uncranted tub and shower enclosures*; (1) from points in Alabama to points in Montana, North Dakota, and Washington; (2) from points in Arizona to points in Virginia; (3) from points in California, to points in Virginia; (4) from points in Colorado to points in Virginia; (5) from points in Florida to points in Minnesota, Montana, North Dakota, and Washington; (6) from points in Georgia to points in Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, and Wyoming; (7) from points in Idaho to points in Georgia, North Carolina, South Carolina, and Virginia; (8) from points in Kentucky to points in Montana, North Dakota, Oregon, and Washington; (9) from points in Minnesota to points in Florida, Georgia, North Carolina, and South Carolina; (10) from points in Montana to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, and Virginia; (11) from points in Nevada to points in North Carolina and Virginia; (12) from points in North Carolina to points in Idaho, Minnesota, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (13) from points in North Dakota to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, and Virginia; (14) from points in Oregon to points in Georgia, Kentucky, North Carolina, South Carolina, and Virginia; (15) from points in South Carolina to points in Idaho, Minnesota, Montana, North Da-

kota, Oregon, South Dakota, Utah, Washington, and Wyoming; (16) from points in South Dakota, to points in Georgia, North Carolina, South Carolina, and Virginia; (17) from points in Tennessee to points in Washington; (18) from points in Utah to points in North Carolina, South Carolina, and Virginia; (19) from points in Virginia to points in Arizona, California, Colorado, Idaho, Iowa, Minnesota, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (20) from points in Washington to points in Alabama, Florida, Georgia, Kentucky, North Carolina, South Carolina, Tennessee and Virginia; and (21) from points in Wyoming to points in Georgia, North Carolina, South Carolina and Virginia. The purpose of this filing is to eliminate the gateway of Bremen, Ind.

No. MC 107012 (Sub-No. E33), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New pianos*, uncrated, (1) from Corinth, Miss., to points in Arizona, California, Colorado, Idaho, Iowa, Minnesota, Nebraska, Nevada, New Mexico, Oregon, South Dakota, Utah, Virginia, and Wyoming (Fayetteville, Ark., Missouri, or Buncombe County, N.C.); (2) from Memphis, Tenn., to points in Minnesota, Montana, North Dakota, South Dakota, and Wyoming (Missouri)*; and (3) from the plant site of Kohler & Campbell, Inc., located approximately 2.5 miles northwest of Granite Falls, N.C., to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming (Missouri or Illinois)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107012 (Sub-No. E34), filed June 3, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Vending machines*, uncrated, from Compton, Calif., to points in Iowa, Kentucky, Minnesota, Nebraska, North Carolina, North Dakota, South Dakota, and Virginia; points in Kit Carson, Sedgwick, Adams, Chaffee, Elbert, Grand, Larimer, Teller, Logan, Washington, Arapahoe, Denver, El Paso, Jackson, Park, Morgan, Weld, Boulder, Douglas, Fremont, Jefferson, Pitkin, Phillips, Yuma, Cedar Creek, Eagle, Gilpin, Lake, and Summit Counties, Colo.; points in Atchison, Franklin, Leavenworth, Osage, Wyandotte, Brown, Jackson, Marshall, Pottawatomie, Doniphan, Jefferson, Miami, Shawnee, Douglas, Johnson, Nemaha, Wabunsee Counties, Kans.; points in Clarendon, Horry, Aiken, Fairfield, Lexington, Abbeville, Pickens, Cherokee,

Lames, Spartanburg, Dillon, Marion, Calhoun, Kershaw, Marlboro, Anderson, Chester, McCormick, Union, Florence, Williamsburg, Chesterfield, Lancaster, Richland, Greenville, Edgefield, Newberry, York, Georgetown, Darlington, Lee Sumter, Oconee, Greenwood, and Saluda Counties, S.C.; and points in Anderson, Claiborne, Hamblen, Johnson, Sullivan, Blount, Cocke, Hancock, Knox, Unicoi, Campbell, Grainger, Hawkins, Scott, Union, Carter, Greene, Jefferson, Sevier, and Washington Counties, Tenn. The purpose of this filing is to eliminate the gateway of Logan, Utah.

No. MC 107012 (Sub-No. E35), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New commercial, institutional, and household sinks*; (1) from points in Idaho to points in Kentucky; (2) from points in Minnesota to points in Kentucky; (3) from points in Montana to points in Kentucky; (4) from points in North Dakota to points in Kentucky; (5) from points in Oregon to points in Kentucky; and (6) from points in Virginia to points in Iowa. The purpose of this filing is to eliminate the gateway of St. Charles, Ill.

No. MC 107012 (Sub-No. E37), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, crated*; (1) from points in Alabama to points in Idaho, Maine, Massachusetts, Montana, New Hampshire, North Dakota, Oregon, South Dakota, Vermont, Washington, and Wyoming (Evansville or Milan, Ind., and points in Kentucky)*; (2) from points in Arizona to points in North Carolina, South Carolina, and Virginia (Evansville, Ind., and points in Kentucky)*; (3) from points in California to points in Georgia, North Carolina, South Carolina, and Virginia (Evansville, Ind., and points in Kentucky)*; (4) from points in Colorado to points in Georgia, North Carolina, South Carolina, and Virginia (Evansville, Ind., and points in Kentucky)*; (5) from points in Connecticut to points in Alabama, Florida, and Georgia (Tennessee)*; (6) from points in Delaware to points in Alabama (Tennessee)*; (7) from points in the District of Columbia to points in Alabama (Tennessee)*; (8) from points in Florida to points in Idaho, Montana, North Dakota, Oregon, South Dakota, Washington, and Wyoming (Evansville, Ind., and points in Kentucky)*; (9) from points in Georgia to points in California, Colorado, Idaho, Iowa, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming (Evansville, Ind., and points in Kentucky)*; (10) from points in Idaho to points in Alabama, Florida, Georgia, Mississippi, North Carolina,

South Carolina, Tennessee, and Virginia (Evansville, Ind., and points in Kentucky)*; (11) from points in Iowa to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Virginia (Evansville or Milan, Ind., and points in Kentucky)*; (12) from points in Kansas to points in North Carolina, South Carolina, and Virginia (Evansville, Ind., and points in Kentucky)*; (13) from points in Maine to points in Alabama, Florida, and Georgia (Tennessee)*; (14) from points in Maryland to points in Alabama (Tennessee)*;

(15) From points in Massachusetts to points in Alabama, Florida, and Georgia (Tennessee)*; (16) from points in Minnesota to points in Alabama, Florida, Georgia, North Carolina, and South Carolina (Evansville, Ind., and points in Kentucky)*; (17) from points in Mississippi to points in Idaho, Montana, North Dakota, Oregon, and Washington (Evansville, Ind., and points in Kentucky)*; (18) from points in Montana to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Evansville, Ind., and points in Kentucky)*; (19) from points in Nevada to points in Georgia, North Carolina, South Carolina, and Virginia (Evansville, Ind., and points in Kentucky)*; (20) from points in New Hampshire to points in Alabama, Florida, and Georgia (Tennessee)*; (21) from points in New Jersey to points in Alabama and Florida (Tennessee)*; (22) from points in New Mexico to points in North Carolina and Virginia (Evansville, Ind., and Kentucky)*; (23) from points in New York to points in Alabama, Florida, and Georgia (Tennessee)*; (24) from points in North Carolina to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming (Evansville, Ind., and Kentucky)*; (25) from points in North Dakota to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, and Tennessee (Evansville, Ind., and Kentucky)*; (26) from points in Oklahoma to points in Virginia (Evansville, Ind., and Kentucky)*; (27) from points in Oregon to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Evansville, Ind., and Kentucky)*; (28) from points in Pennsylvania to points in Florida and Georgia (Tennessee)*; (29) from points in Rhode Island to points in Alabama, Florida, and Georgia (Tennessee)*; (30) from points in South Carolina to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming (Evansville, Ind., and Kentucky)*; (31) from points in South Dakota to points in Alabama, Florida, Georgia, North Carolina, and South Carolina (Evansville, Ind., and Kentucky)*; (32) from points in Utah to points in Georgia, North Carolina, South Carolina, and Virginia (Evansville, Ind., and Kentucky)*; (33) from points in Vermont to points in Alabama, Florida,

and Georgia (Tennessee)*; (34) from points in Virginia to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, Oklahoma, Oregon, Utah, Washington, and Wyoming (Evansville, Ind., and Kentucky)*; (35) from points in Washington to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Evansville, Ind., and Kentucky)*; (36) from points in West Virginia to points in Alabama, Florida, and Georgia (Tennessee)*; and (37) from points in Wyoming to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Virginia (Evansville, Ind., and Kentucky)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107012 (Sub-No. E39), filed May 21, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household fixtures*; (1) from Baldwin, Butler, Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lowndes, Marengo, Mobile, Monroe, Perry, Sumter, Washington, and Wilcox Counties, Ark., to St. Lawrence, Oswego, Oneida, Lewis, Jefferson, Herkimer, Schenectady, Saratoga, Montgomery, Hamilton, Fulton, Franklin, Essex, Clinton, Washington, and Warren Counties, N.Y.; (2) from Clinton, Essex, Franklin, Fulton, Hamilton, Montgomery, Saratoga, Schenectady, Warren, and Washington Counties, N.Y., to Marengo, Mobile, Monroe, Perry, Sumter, Washington, Wilcox, Hale, Escambia, Clarke Choctaw, Lawndes, Greene, Dallas, Conecuh, Butler, and Baldwin Counties, Ala.; and (3) from Herkimer, Jefferson, Lewis, and Oneida Counties, N.Y., to Perry, Escambia, Lowndes, Marengo, Washington, Monroe, Baldwin, Butler, Choctaw, and Clarke Counties, Ala. The purpose of this filing is to eliminate the gateway of Greene County, Ark.

No. MC 107012 (Sub-No. E41), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household kitchen appliances, uncrated*; (1) from points in Connecticut to points in Alabama, Florida, and Georgia; (2) from points in Delaware to points in Alabama; (3) from points in the District of Columbia, to points in Alabama; (4) from points in Maine to points in Alabama, Florida, and Georgia; (5) from points in Maryland to points in Alabama; (6) from points in Massachusetts to points in Alabama, Florida, and Georgia; (7) from points in New Hampshire to points in Alabama, Florida, and Georgia; (8) from points in New Jersey to points in Alabama and Florida; (9) from points in New York to points in Alabama, Florida, and Georgia; (10) from points in

Pennsylvania to points in Alabama, Florida, and Georgia; (11) from points in Rhode Island to points in Alabama, Florida, and Georgia; (12) from points in Vermont to points in Alabama, Florida, and Georgia; and (13) from points in West Virginia to points in Alabama, Florida, and Georgia. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E46), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household appliances*, uncrated; (1) from points in Alabama to points in Iowa, Massachusetts, Minnesota, and Rhode Island (Evansville, or Milan, Ind.); (2) from points in Arizona to points in Kentucky (Evansville, Ind.); (3) from points in California to points in Kentucky (Evansville, Ind.); (4) from points in Colorado to points in Kentucky (Evansville, Ind.); (5) from points in Florida to points in Iowa and Minnesota (Evansville, Ind.); (6) from points in Georgia to points in Iowa and Minnesota (Evansville, Ind.); (7) from points in Idaho to points in Kentucky (Evansville, Ind.); (8) from points in Kentucky to points in Minnesota (Evansville, or Milan, Ind.); (9) from points in Nevada to points in Kentucky (Evansville, Ind.); (10) from points in North Carolina to points in Iowa and Minnesota (Evansville, Ind.); (11) from points in North Dakota to points in Kentucky (Evansville, Ind.); (12) from points in Oregon to points in Kentucky (Evansville, Ind.); (13) from points in South Carolina to points in Iowa and Minnesota (Evansville, Ind.); (14) from points in South Dakota to points in Kentucky (Evansville, Ind.); (15) from points in Utah to points in Kentucky (Evansville, Ind.); (16) from points in Virginia to points in Iowa and Minnesota (Chicago, Ill.); (17) from points in Washington to points in Kentucky (Evansville, Ind.); and (18) from points in Wyoming to points in Kentucky (Evansville, Ind.). The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107012 (Sub-No. E47), filed May 13, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New furniture*, uncrated; (1) from points in Alabama to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Utah, Washington, and Wyoming (Arkansas and Burlington, Iowa); (2) from points in Arizona to points in Georgia, Kentucky, North Carolina, South Carolina, Tennessee, and Virginia (Greene County, Ark.); (3) from points

in California to points in Alabama, Arkansas, Florida, Georgia, Iowa, Kentucky, Louisiana, Minnesota, Mississippi, North Carolina, South Carolina, South Dakota, Tennessee, and Virginia (Texas and Laramie, Wyo.); (4) from points in Colorado to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Missouri); (5) from points in Connecticut to points in Mississippi (Kentucky); (6) from points in Delaware to points in Alabama (Tennessee); (7) from points in the District of Columbia to points in Alabama (Tennessee); (8) from points in Florida to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Utah, Washington, and Wyoming (Arkansas and Burlington, Iowa); (9) from points in Georgia to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming (Arkansas); (10) from points in Idaho to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, Arkansas, and Louisiana (Burlington, Iowa and Greene County, Ark.); (11) from points in Iowa to points in Alabama, Arizona, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Virginia (Kansas City, Mo., and Burlington, Iowa and Arkansas); (12) From points in Kansas to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Arkansas); (13) from points in Louisiana to points in Arizona, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming (Arkansas); (14) from points in Maine to points in Alabama, Florida, Georgia, Mississippi, Wisconsin, and Tennessee (Kentucky); (15) from points in Maryland to points in Alabama (Tennessee); (16) from points in Massachusetts to points in Alabama and Mississippi (Kentucky); (17) from points in Minnesota to points in Alabama, Arizona, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and Arkansas (Rockford, Ill., Burlington, Iowa, Kansas City, Mo., and Greene County, Ark.); (18) from points in Mississippi to points in Colorado, Idaho, Iowa, Maine, Minnesota, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming (Greene County, Ark.); (19) from points in Montana to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, Arkansas, and Louisiana (Burlington, Iowa, and Greene County, Ark.); (20) from points in Nevada to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Greene County, Ark.); (21)

from points in New Hampshire to points in Alabama, Mississippi, and Tennessee (Kentucky); (22) from points in New Jersey to points in Alabama and Florida (Tennessee); (23) from points in New Mexico to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Arkansas); (24) from points in New York to points in Alabama, Florida, and Georgia (Tennessee); (25) from points in North Carolina to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming (Arkansas); (26) from points in North Dakota to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, Tennessee, Virginia, and South Carolina (Burlington, Iowa, and Greene County, Ark.); (27) From points in Oklahoma to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Arkansas); (28) from points in Oregon to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and Arkansas (Burlington, Iowa, and Greene County, Ark.); (29) from points in Pennsylvania to points in Florida and Georgia (Tennessee); (30) from points in Rhode Island to points in Alabama and Mississippi (Kentucky); (31) from points in South Carolina to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming (Arkansas); (32) from points in South Dakota to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and Louisiana (Burlington, Iowa and Greene County, Ark.); (33) from points in Utah to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia (Greene County, Ark.); (34) from points in Virginia to points in Arizona, Arkansas, California, Colorado, Idaho, Iowa, Kansas, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming (Burlington, Iowa, Kansas City, Mo., and Greene County, Ark.); (35) from points in Washington to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and Arkansas (Burlington, Iowa and Greene County, Ark.); (36) from points in West Virginia to points in Alabama, Florida, and Georgia (Tennessee); (37) from points in Wisconsin to points in Maine and New Hampshire (Berne, Ind.); and (38) from points in Wyoming to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and Louisiana (Burlington, Iowa, and Greene County, Ark.). The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 107012 (Sub-No. E50), filed May 22, 1974. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Fort Wayne, Ind. 46801. Applicant's representative: Terry G. Fewell (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New household appliances*, uncrated; (1) from Baldwin, Butler, Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lowndes, Marengo, Mobile, Monroe, Perry, Sumter, Washington, and Wilcox Counties, Ala., to St. Lawrence, Oswego, Oneida, Lewis, Jefferson, Herkimer, Schenectady, Saratoga, Montgomery, Hamilton, Fulton, Franklin, Essex, Clinton, Washington, and Warren Counties, N.Y.; (2) from Clinton, Essex, Franklin, Fulton, Hamilton, Montgomery, Saratoga, Schenectady, Warren, and Washington Counties, N.Y., to Wilcox, Sumter, Washington, Monroe, Marengo, Mobile, Perry, Lowndes, Hale, Conecuh, Butler, Greene, Escambia, Dallas, Clarke, Choctaw, and Baldwin Counties, Ala.; and (3) from Herkimer, Jefferson, Lewis, and Oneida Counties, N.Y., to Sumter, Washington, Wilcox, Perry, Monroe, Escambia, Mobile, Marengo, Lowndes, Hale, Greene, Dallas, Baldwin, Butler, and Choctaw Counties, Ala. The purpose of this filing is to eliminate the gateway of Greene County, Ark.

No. MC 107515 (Sub-No. E519), filed January 27, 1975. Applicant: REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 30050. Applicant's representative: R. M. Tietzebaum, Suite 375, 3379 Peachtree Rd., NE, Atlanta, Ga. 30326. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Frozen food, fresh and cured meat and dairy products*, (a) from all points in Mississippi to points in Virginia, North Carolina and South Carolina, and that part of West Virginia on and east of U.S. Highway 219; (b) from points in that part of Mississippi on and south of Interstate Highway 20 to points in that part of Kentucky on and east of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 25E to junction Kentucky Highway 11, thence along Kentucky Highway 11 to the Kentucky-Ohio State line; and (c) from points in Mississippi on and south of U.S. Highway 90 to points in that part of Kentucky on and east of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 31E to junction Kentucky Highway 90, thence along Kentucky Highway 90 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 31E, thence along U.S. Highway 31E to the Indiana-Kentucky State line. (2) *Canned goods and frozen foods*, from the plant site of Delta Food Processing Corp., at Moorehead, Miss., to points in Virginia, West Virginia, North Carolina, South Carolina, restricted to the transportation of traffic originating at the plant site and facilities of Delta Food Processing Corp., at Moorehead, Miss. The purpose of this fil-

ing is to eliminate the gateway of Atlanta, Ga.

No. MC 108207 (Sub-No. E36), filed May 31, 1974. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts*, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides, canned or packaged meats, canned or packaged meat products, other than canned hams, packaged hams, and packaged bacon, and except commodities in bulk), in vehicles equipped with mechanical refrigeration, from points in New Mexico, Arizona, California, and points in that part of Texas on, south and west of a line beginning at the Texas-Oklahoma State line extending along Interstate Highway 35 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Louisiana-Texas State line, to Mobile, Ala.

No. MC 108207 (Sub-No. E49), filed May 31, 1974. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: Mike Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Meats, meat products, and meat by-products*, and articles distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and pelts, and commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Madison, S. Dak., to points in New Mexico, Arizona, and points in that part of California on, south and west of a line beginning at the Pacific Ocean, thence along California Highway 20 to junction Interstate Highway 5, thence along Interstate Highway 5 to junction Interstate Highway 505, thence along Interstate Highway 505 to junction Interstate Highway 80, thence along Interstate Highway 80 to junction California Highway 12, thence along California Highway 12 to junction California Highway 160, thence along California Highway 160 to junction California Highway 4, thence along California Highway 4 to junction California Highway 99, thence along California Highway 99 to Fresno, thence along California Highway 180 to junction U.S. Highway 395, thence along U.S. Highway 395 to junction California Highway 136, thence along California Highway 136 to junction California Highway 190, thence along California Highway 190 to junction California Highway 58, thence along California Highway 58 to the California-Nevada State line; and (2) *butter, cheese, oleomargarine, meats, meat products, and meat by-products*, and articles distributed by meat packinghouses, as described in Sections A and C

of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and pelts, and commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Sioux Falls, S. Dak., to points in New Mexico, Arizona, and those points in California, as listed in No. 1 above. The purpose of this filing is to eliminate the gateway of Texas.

No. MC 109238 (Sub-No. E1), filed May 10, 1974. Applicant: DE HART MOTOR LINES, INC., P.O. Box 368, Canover, N.C. 28613. Applicant's representative: Joe W. Flourers (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Textiles, textile products, textile machinery and machinery parts and supplies* used in the manufacture of textiles (except commodities in bulk and those requiring special equipment), from Baltimore, Md., and Philadelphia, Pa., to points in that part of North Carolina on and west of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 52 to Winston-Salem, thence along U.S. Highway 158 to Mockville, thence along U.S. Highway 64 to Statesville, thence along U.S. Highway 21 to Charlotte, thence along North Carolina Highway 49 to junction North Carolina Highway 109, thence along North Carolina Highway 109 to Biscoe, thence along U.S. Highway 220 to Rockingham, and thence along U.S. Highway 1 to the North Carolina-South Carolina State line. The purpose of this filing is to eliminate the gateway of points in Iredell County, N.C.

No. MC 110817 (Sub-No. E29), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products

and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights-of-way, between points in Alabama, on the one hand, and, on the other, points in Kansas. The purpose of this filing is to eliminate the gateway of points in Oklahoma.

No. MC 110817 (Sub-No. E50), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipelines, (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, and (3) *machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments, moving to or from pipeline rights-of-way, between points in that part of Illinois on, south and east of a line beginning at the Illinois-Missouri State line and extending along Interstate Highway 70 to junction U.S. Highway 45, thence along U.S. Highway 45 to junction Illinois Highway 16, thence along Illinois Highway 16 to junction Illinois Highway 49, thence along Illinois Highway 49 to junction Interstate Highway 74, thence along Interstate Highway 74 to the Illinois-Indiana State line, on the one hand, and, on the other, points in that part of Colorado on, west and south of a line beginning at the Colorado-New Mexico State line and extending along Interstate Highway 25 to Denver, Colo., thence along U.S. Highway 6 to the Colorado-Utah State line. The purpose of this filing is to eliminate the gateway of points in Oklahoma.

No. MC 110817 (Sub-No. E53), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1)

Machinery, materials, supplies and equipment, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipelines, (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, and (3) *Machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments, moving to or from pipeline rights of way, between points in that part of Illinois on and south of a line beginning at the Illinois-Missouri State line near Quincy extending along U.S. Highway 24 to junction U.S. Highway 45, thence along U.S. Highway 45 to Kankakee, thence along Illinois Highway 17 to junction Illinois Highway 114, thence along Illinois Highway 114 to the Illinois-Indiana State line, on the one hand, and, on the other, points in Utah on and south of U.S. Highway 40. The purpose of this filing is to eliminate the gateway of points in Oklahoma.

No. MC 110817 (Sub-No. E61), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, except the picking up or stringing of pipe in connection with main or trunk pipelines, (2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, (3) *Machinery, equipment, materials, and supplies* used in or in connection with the construc-

tion, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipelines rights of way, and (4) *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines from the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights of way, between points in that part of New Mexico on, south and east of a line beginning at the New Mexico-Arizona State line extending along Interstate Highway 10 to Las Cruces, thence along U.S. Highway 70/82 to Alamogordo, thence along U.S. Highway 54 to junction New Mexico Highway 3, thence along New Mexico Highway 3 to junction Interstate Highway 25, thence along Interstate Highway 25 to junction U.S. Highway 56, thence along U.S. Highway 56 to the New Mexico-Oklahoma State line, on the one hand, and, on the other, points in Montana. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 110817 (Sub-No. E65), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Machinery, materials, supplies and equipment*, incidental to, or used in, the construction, development, operation, and maintenance of facilities for the discovery, development, and production of natural gas and petroleum, (2) *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells, and (3) *Machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and byproducts, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights of way, between points in that part of Missouri on, south, and east of a line beginning at the Missouri-Oklahoma State line extending along Interstate Highway 44 to junction Missouri Highway 39, thence along Missouri Highway 39 to junction US Highway 60, thence along US High-

way 60 to junction Missouri Highway 14, thence along Missouri Highway 14 to junction Missouri Highway 5, thence along Missouri Highway 5 to junction Interstate Highway 44, thence along Interstate Highway 44 to the Missouri-Illinois State line, on the one hand, and, on the other, points in that part of Kansas on, south, and west of a line beginning at the Kansas-Oklahoma State line extending along US Highway 169 to junction US Highway 160, thence along US Highway 160 to junction US Highway 270, thence along US Highway 270 to junction Kansas Highway 25, thence along Kansas Highway 25 to junction US Highway 40, thence along US Highway 40 to junction US Highway 83, thence along US Highway 83 to the Kansas-Nebraska State line. The purpose of this filing is to eliminate the gateway of points in Oklahoma.

No. MC 110817 (Sub-No. E83), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in that part of New Mexico on, south and east of a line beginning at the New Mexico-Arizona State line and extending along Interstate Highway 10 to Las Cruces, thence along U.S. Highway 70/82 to Alamogordo, thence along U.S. Highway 54 to junction New Mexico Highway 3, thence along New Mexico Highway 3 to junction Interstate Highway 25, thence along Interstate Highway 25 to junction U.S. Highway 56, thence along U.S. Highway 56 to the New Mexico-Oklahoma State line, on the one hand, and, on the other, points in Montana. The purpose of this filing is to eliminate the gateways of points in Texas or Oklahoma.

No. MC 110817 (Sub-No. E90), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, restricted to the transportation of traffic originating at or destined to pipeline rights-of-way, between points in that part of Arkansas on, south and east of a line beginning at the Texas-Arkansas State line and extending along Interstate Highway 30

to Little Rock, thence along U.S. Highway 67 to the Arkansas-Missouri State line, on the one hand, and, on the other, points in that part of Oklahoma on, west and south of a line beginning at the Oklahoma-Texas State line and extending along U.S. Highway 271 to junction Oklahoma Highway 3, thence along Oklahoma Highway 3 to junction Oklahoma Highway 19, thence along Oklahoma Highway 19 to junction U.S. Highway 283, thence along U.S. Highway 283 to junction Oklahoma Highway 34, thence along Oklahoma Highway 34 to the Oklahoma-Kansas State line. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 110817 (Sub-No. E92), filed May 13, 1974. Applicant: E. L. FARMER & COMPANY, Odessa, Tex. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Bldg., Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Machinery, equipment, materials, and supplies* used in, or in connection with the discovery, development, production with the construction, operation, storage, transmission, and distribution of natural gas and petroleum and their products and by-products; and *machinery, equipment, materials, and supplies* used in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including picking and stringing except with main or trunk pipelines; (2) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe* incidental to, used in, or in connection with (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites; and (d) the injection or removal of commodities to or from holes or wells; (3) *machinery, equipment, materials, and supplies* used in or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, other than pipelines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewerage, restricted to the transportation of shipments moving to or from pipeline rights-of-way, and (4) *machinery, equipment, materials, and supplies* used in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipelines for the transportation of water and sewage, including the stringing and picking up of pipe, between points in that part of New Mexico on and east of a line beginning at the Texas-New Mexico State line and extending along Interstate Highway 10 to Las Cruces, thence along U.S. Highway 82 to junction New Mexico Highway 13, thence along New Mexico Highway 13 to junction U.S. Highway 285, thence along U.S. Highway 285 to junction New Mex-

ico Highway 20, thence along New Mexico Highway 20 to Fort Sumner, thence along U.S. Highway 84 to junction U.S. Highway 66, thence along U.S. Highway 66 to junction New Mexico Highway 129, thence along New Mexico Highway 129 to junction New Mexico Highway 104, thence along New Mexico Highway 104 to junction New Mexico Highway 65, thence along New Mexico Highway 65 to junction New Mexico Highway 39, thence along New Mexico Highway 39 to junction U.S. Highway 56, thence along U.S. Highway 56 to junction Interstate Highway 25, thence along Interstate Highway 25 to the New Mexico-Colorado State line, on the one hand, and, on the other, points in that part of Nevada on and west of a line beginning at the Nevada-Arizona State line and extending along U.S. Highway 93 to junction U.S. Highway 95, thence along U.S. Highway 95 to Fallon, thence along U.S. Alternate Highway 95 to junction U.S. Highway 40, thence along U.S. Highway 40 to the Nevada-California State line. RESTRICTION: The operations authorized in No. 4 above are restricted to the transportation of traffic originating at or destined to pipeline rights-of-way. The purpose of this filing is to eliminate the gateway of points in Texas.

No. MC 111401 (Sub-No. E56) (correction), filed May 12, 1974, published in the FEDERAL REGISTER April 15, 1975. Applicant: GROENDYKE TRANSPORT, INC., P.O. Box 632, Enid, Okla. 73701. Applicant's representative: Victor R. Comstock (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Petroleum products* (except lubricating oils), in bulk, in tank vehicles, from points in Kansas on and east of U.S. Highway 77 and on and north of U.S. Highway 24 to points in Louisiana. The purpose of this filing is to eliminate the gateways of Ardmore, Cleveland, Cushing, Duncan, Tulsa, and Wynnewood, Okla. The purpose of this correction is to include the destination point.

No. MC 113908 (Sub-No. E221), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180-Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Kansas City, Marionville, Nexa, and Springfield, Mo., to points in California, with no transportation for compensation on return except as otherwise authorized. The purpose of this filing is to eliminate the gateway of Rogers, Ark.

No. MC 113908 (Sub-No. E222), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles,

ate as a *common carrier*, by motor vehicle from North Rose and Lyndonville, N.Y., to points in California, with no transportation for compensation on return except as otherwise authorized. The purpose of this filing is to eliminate the gateway of Dallas, Tex.

No. MC 113908 (Sub-No. E223), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Chicago, Ill., to points in California, with no transportation for compensation on return except as otherwise authorized. The purpose of this filing is to eliminate the gateway of St. Paul, Minn.

No. MC 113908 (Sub-No. E229), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Oklahoma City, Okla., to points in Illinois and Michigan, with no transportation for compensation on return except as otherwise authorized. The purpose of this filing is to eliminate the gateway of Nixa, Mo.

No. MC 113908 (Sub-No. E238), filed December 5, 1974. Applicant: ERICKSON TRANSPORT CORP., P.O. Box 3180, Glenstone Station, Springfield, Mo. 65804. Applicant's representative: John E. Jandera, 641 Harrison St., Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar*, in bulk, in tank vehicles, from New York, N.Y., to Rogers, Ark., Hutchinson, and Wichita, Kans., Kansas City, Marionville, and Nixa, Mo., Oklahoma City, Okla., Dallas, Houston, and Paris, Tex., and Wenatchee and Yakima, Wash., with no transportation for compensation on return except as otherwise authorized. The purpose of this filing is to eliminate the gateway of Memphis, Tenn.

No. MC 114457 (Sub-No. E35) (Correction), filed June 3, 1975, published in the Federal Register May 28, 1975. Applicant: DART TRANSIT COMPANY, 780 N. Prior Ave., St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal canned glass containers and container ends, accessories, and materials and supplies used in connection with the manufacture and distribution of metal containers (except commodities in bulk and those which because of size or weight require the use of special equipment)*, when moving in mixed loads with metal containers, from points in Wisconsin to points in Montana. The purpose of this

filing is to eliminate the gateway of Minneapolis, Minn. The purpose of this correction is to reflect the correct "E" number—previously published as E356.

No. MC 115331 (Sub-No. E34), filed June 3, 1974. Applicant: TRUCK TRANSPORT, INC., 230 Saint Clair Ave., East St. Louis, Ill. 62201. Applicant's representative: E. Stephen Heisley, 666 Eleventh St., NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Chemicals*, in containers, (a) from points in Kentucky to points in Nebraska, Minnesota, Wisconsin, and points in that part of the Upper Peninsula of Michigan on and west of a line beginning at the Wisconsin-Michigan State line extending along Michigan Highway 35 to junction U.S. Highway 41, thence along U.S. Highway 41 to Marquette, Mich., (b) from points in Kentucky on and east of U.S. Highway 127 to points in that part of Missouri on and north of a line beginning at the Illinois-Missouri State line extending along Missouri Highway 6 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction U.S. Highway 136, thence along U.S. Highway 136 to the Missouri-Nebraska State line, (c) from points in Kentucky to points in that part of Illinois on, west, and north of a line beginning at the Wisconsin-Illinois State line extending along U.S. Highway 51 to junction U.S. Highway 24, thence along U.S. Highway 24 to Peoria, thence along Illinois Highway 116 to the Illinois-Iowa State line, (d) from points in Kentucky on and east of U.S. Highway 41 to points in Iowa, (e) from points in Kentucky on and west of U.S. Highway 45 to points in that part of Pennsylvania on and east of a line beginning at Philadelphia and extending along Pennsylvania Highway 611 to junction Interstate Highway 276, thence along Interstate Highway 276 to junction Pennsylvania Turnpike, thence along the Pennsylvania Turnpike to junction Interstate Highway 80, thence along Interstate Highway 80 to junction U.S. Highway 15, thence along U.S. Highway 15 to the Pennsylvania-New York State line and (2) *Chemicals*, in containers, from points in Kentucky on and east of Interstate Highway 75 to points in Kansas on and west of U.S. Highway 281. The purpose of this filing is to eliminate the gateway of El Paso, Ill., in (1) above and El Paso and East St. Louis, Ill., in (2) above.

No. MC 117344 (Sub-No. E117) (Correction), filed May 19, 1974, published in the Federal Register May 16, 1975. Applicant: THE MAXWELL CO., 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: Stiversen & Alden, P.O. Box 5241, Columbus, Ohio 43212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Caustic soda, alkaline cleaning compounds, sulphuric acid, hydrochloric acid, buffing, polishing and abrasive compounds, coal tar chemicals, nitric acid, ink*, in bulk, in tank vehicles, from Cincinnati, Ohio to points in Illinois (except points in St.

Louis, Mo.-E. St. Louis, Ill., Commercial Zone as defined by the Commission), the Upper Peninsula of Michigan, those in the Lower Peninsula of Michigan on and west of a line beginning at the Michigan-Indiana State line and extending along U.S. Highway 131 to its junction with U.S. Highway 31, thence along U.S. Highway 31 to Mackinaw City (except Grand Rapids, Mich., and points in its Commercial Zone as defined by the Commission), those in Tennessee on and west of a line beginning at the Tennessee-Kentucky State line and extending along Tennessee Highway 53 to Tennessee Highway 52, thence along Tennessee Highway 52 to junction Tennessee Highway 42, thence along Tennessee Highway 42 to Sparta, Tenn., thence along Tennessee Highway 111 to junction Tennessee Highway 8, thence along Tennessee Highway 8 to junction U.S. Highway 127, thence along U.S. Highway 127 to Chattanooga, Tenn., and to points in Wisconsin. The purpose of this filing is to eliminate the gateway of Jackson County, Ind. The purpose of this correction is to extend the territorial destination.

No. MC 119777 (Sub-No. E230), filed January 29, 1975. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer "L", Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, pallets, skids, bases, boxes, crating, baskets, oak treads, oak risers, oak sills, oak molding, cardboard cartons, and nails*, between points in Alabama, on the one hand, and, on the other, points in Connecticut, Delaware, Iowa, Maryland, Massachusetts, Minnesota, Nebraska, New Jersey, New York (except points in Suffolk, Nassau, Queens, and Kings Counties, N.Y.), North Dakota, Rhode Island, South Dakota, and West Virginia. The purpose of this filing is to eliminate the gateways of Muhlenberg County, Ky., Logan County, Ky., the plant site of Kentucky Mills Lumber and Manufacturing Co., at or near Williamsburg, Ky.

No. MC 119777 (Sub-No. E231), filed January 29, 1975. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer "L", Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, pallets, and wire bound boxes*, from points in Alabama to points in Idaho, Montana, Oregon, Washington, Wyoming, Nevada, and Utah. The purpose of this filing is to eliminate the gateway of Karnac, Ill.

No. MC 119777 (Sub-No. E234), filed January 29, 1975. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer "L", Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, pallets, skids, bases,*

boxes, crating, baskets, oak treads, oak risers, oak sills, oak molding, cardboard cartons, and nails, (a) between points in Alabama on, north and east of a line beginning at the Alabama-Tennessee State line, thence along Alabama Highway 65 to junction Alabama Highway 146, thence along Alabama Highway 146 to junction Alabama Highway 79, thence along Alabama Highway 79 to junction U.S. Highway 72, thence along U.S. Highway 72 to junction Alabama Highway 35, thence along Alabama Highway 35 to junction Alabama Highway 9, thence along Alabama Highway 9 to the Alabama-Georgia State line, on the one hand, and, on the other, points in Arkansas on, north and west of a line beginning at the Arkansas-Oklahoma State line, thence along Arkansas Highway 156 to junction Arkansas Highway 59, thence along Arkansas Highway 59 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction Arkansas Highway 45, thence along Arkansas Highway 45 to junction Arkansas Highway 68, thence along Arkansas Highway 68 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction Arkansas Highway 9, thence along Arkansas Highway 9 to the Arkansas-Missouri State line; (b) between points in Alabama, on the one hand, and, on the other, points in Colorado on and north of a line beginning at the Colorado-Kansas State line, thence along U.S. Highway 24 to junction Colorado Highway 71, thence along Colorado Highway 71 to junction Colorado Highway 94, thence along Colorado Highway 94 to junction Interstate Highway 25, thence along Interstate Highway 25 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction U.S. Highway 550, thence along U.S. Highway 550 to junction Colorado Highway 279, thence along Colorado Highway 279 to junction Colorado Highway 62, thence along Colorado Highway 62 to junction Colorado Highway 145, thence along Colorado Highway 145 to junction Colorado Highway 141, thence along Colorado Highway 141 to junction Colorado Highway 666, thence along Colorado Highway 666 to the Colorado-Utah State line;

(c) Between points in Alabama, on the one hand, and, on the other, points in Kansas on and north of a line beginning at the Colorado-Kansas State line, thence along Kansas Highway 96 to junction Kansas Highway 23, thence along Kansas Highway 23 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Kansas Highway 99, thence along Kansas Highway 99 to junction Kansas Highway 16, thence along Kansas Highway 16 to junction Kansas Highway 116, thence along Kansas Highway 116 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction Kansas Highway 7, thence along Kansas Highway 7 to junction U.S. Highway 36, thence along U.S. Highway 36 to the Kansas-Missouri State line; (d) between points in Alabama, on, east, and north of a line beginning at

the Tennessee-Alabama State line, thence along Alabama Highway 117 to junction Alabama Highway 71, thence along Alabama Highway 71 to the Alabama-Georgia State line, on the one hand, and, on the other, points in Louisiana on, west, and north of a line beginning at the Arkansas-Louisiana State line, thence along U.S. Highway 79 to junction Louisiana Highway 534, thence along Louisiana Highway 534 to junction Louisiana Highway 2, thence along Louisiana Highway 2 to junction Louisiana Highway 160, thence along Louisiana Highway 160 to junction Louisiana Highway 157, thence along Louisiana Highway 157 to junction Louisiana Highway 162, thence along Louisiana Highway 162 to junction Louisiana Highway 3, thence along Louisiana Highway 3 to junction Louisiana Highway 1, thence along Louisiana Highway 1 to junction Louisiana Highway 175, thence along Louisiana Highway 175 to junction U.S. Highway 171, thence along U.S. Highway 171 to junction Louisiana Highway 6, thence along Louisiana Highway 6 to the Texas-Louisiana State line;

(e) Between points in Alabama, on the one hand, and, on the other, points in Missouri on and north of a line beginning at the Kansas-Missouri State line at St. Joseph, Mo., thence along U.S. Highway 169 to junction Missouri Highway 116, thence along Missouri Highway 116 to junction U.S. Highway 69, thence along U.S. Highway 69 to junction Missouri Highway 10, thence along Missouri Highway 10 to junction Missouri Highway 13, thence along Missouri Highway 13 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction U.S. Highway 65, thence along U.S. Highway 65 to junction Missouri Highway 41, thence along Missouri Highway 41 to junction U.S. Highway 40, thence along U.S. Highway 40 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction Interstate Highway 270, thence along Interstate Highway 270 to the Missouri-Illinois State line; (f) between points in Alabama, on, north and west of a line beginning at the Tennessee-Alabama State line, thence along U.S. Highway 231 to junction Alabama Highway 36, thence along Alabama Highway 36 to junction Alabama Highway 67, thence along Alabama Highway 67 to junction Alabama Highway 35, thence along Alabama Highway 35 to junction Alabama Highway 69, thence along Alabama Highway 69 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction Alabama Highway 69, thence along Alabama Highway 69 to junction U.S. Highway 84, thence along U.S. Highway 84 to the Alabama-Mississippi State line, on the one hand, and, on the other, points in North Carolina on and north of a line beginning at the Tennessee-North Carolina State line, thence along U.S. Highway 421 to junction North Carolina Highway 88, thence along North Carolina Highway 88 to junction North Carolina Highway 194, thence along North Caro-

lina Highway 194 to junction U.S. Highway 221, thence along U.S. Highway 221 to junction U.S. Highway 21, thence along U.S. Highway 21 to junction North Carolina Highway 18, thence along North Carolina Highway 18 to junction North Carolina Highway 89, thence along North Carolina Highway 89 to junction North Carolina Highway 704, thence along North Carolina Highway 704 to junction North Carolina Highway 87, thence along North Carolina Highway 87 to junction U.S. Highway 158, thence along U.S. Highway 158 to Point Harbor, N.C., on the Atlantic Ocean;

(g) Between points in Alabama on and east of a line beginning at the Alabama-Tennessee State line, thence along Interstate Highway 65 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Alabama-Florida State line, on the one hand, and, on the other, points in Oklahoma on, north and west of a line beginning at the Oklahoma-Missouri State line, thence along Interstate Highway 44 to junction Oklahoma Highway 11, thence along Oklahoma Highway 11 to junction Oklahoma Highway 20, thence along Oklahoma Highway 20 to junction Oklahoma Highway 18, thence along Oklahoma Highway 18 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction Oklahoma Highway 156, thence along Oklahoma Highway 156 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction Oklahoma Highway 164, thence along Oklahoma Highway 164 to junction Oklahoma Highway 74, thence along Oklahoma Highway 74 to junction U.S. Highway 64, thence along U.S. Highway 64 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction Oklahoma Highway 15, thence along Oklahoma Highway 15 to junction U.S. Highway 283, thence along U.S. Highway 283 to junction Oklahoma Highway 51, thence along Oklahoma Highway 51 to the Texas-Oklahoma State line;

(h) Between points in Alabama on, west and south of a line beginning at the Tennessee-Alabama State line, thence along Interstate Highway 65 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 331, thence along U.S. Highway 331 to junction Alabama Highway 189, thence along Alabama Highway 189 to junction U.S. Highway 84, thence along U.S. Highway 84 to junction Alabama Highway 53, thence along Alabama Highway 53 to the Alabama-Florida State line, on the one hand, and, on the other, points in Tennessee on and north of a line beginning at the Kentucky-Tennessee State line, thence along U.S. Highway 23 to junction U.S. Highway 11W, thence along U.S. Highway 11W to junction U.S. Highway 421, thence along U.S. Highway 421 to the Tennessee-North Carolina State line; and points in Montgomery County, Tenn., on and north of a line beginning at the Steward

and Montgomery County lines, thence along U.S. Highway 79 to the Tennessee-Kentucky State line; (d) between points in Alabama on, east and north of a line beginning at the Tennessee-Alabama State line, thence along Interstate Highway 65 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction Alabama Highway 67, thence along Alabama Highway 67 to junction Alabama Highway 69, thence along Alabama Highway 69 to junction U.S. Highway 431, thence along U.S. Highway 431 to junction Alabama Highway 75, thence along Alabama Highway 75 to junction Alabama Highway 68, thence along Alabama Highway 68 to junction Alabama Highway 9, thence along Alabama Highway 9 to the Alabama-Georgia State line, on the one hand, and, on the other, points in Texas on, west and south of a line beginning at the Oklahoma-Texas State line, along U.S. Highway 183 to junction Interstate Highway 35, thence along Interstate Highway 35 to junction Interstate Highway 410, thence along Interstate Highway 410 to junction Texas Highway 16, thence along Texas Highway 16 to junction Texas Highway 285, thence along Texas Highway 285 to junction U.S. Highway 281, thence along U.S. Highway 281 to junction Texas Highway 186, thence along Texas Highway 186 to the Gulf of Mexico; and

(j) Between points in Alabama on north and west of a line beginning at the Alabama-Georgia State line, thence along Interstate Highway 59 to junction Interstate Highway 65, thence along Interstate Highway 65 to junction Alabama Highway 97, thence along Alabama Highway 97 to the Florida-Alabama State line, on the one hand, and, on the other, points in Virginia (except Washington County), on, north and west of a line beginning at the Chesapeake Bay, thence along U.S. Highway 360 to junction U.S. Highway 60, thence along U.S. Highway 60 to junction Virginia Highway 24, thence along Virginia Highway 24 to junction U.S. Highway 460, thence along U.S. Highway 460 to junction U.S. Highway 221, thence along U.S. Highway 221 to junction Virginia Highway 89, thence along Virginia Highway 89 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateways of Logan County, Ky., the plant site of Kentucky Mills Lumber and Manufacturing Co., at or near Williamsburg, Ky., and Muhlenberg County, Ky.

No. MC 119777 (Sub-No. E235), filed January 29, 1975. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer "L," Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, pallets, and wire bound boxes*, (a) from points in Alabama on, north and east of a line beginning at the Alabama-Mississippi State line, thence along U.S. Highway 82 to junction U.S. Highway 231, thence along U.S. Highway 231 to the Alabama-Florida State line, to points in Arizona on, north and west

of a line beginning at the United States-Mexico border, thence along U.S. Highway 89 to junction Arizona Highway 77, thence along Arizona Highway 77 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Arizona-New Mexico State line; (b) from points in Alabama on, east and north of a line beginning at the Alabama-Mississippi State line, thence along Alabama Highway 14 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction U.S. Highway 84, thence along U.S. Highway 84 to junction Alabama Highway 55, thence along Alabama Highway 55 to the Alabama-Florida State line, to all points in California; and (c) from points in Alabama on, north of a line beginning at the Alabama-Mississippi State line, thence along U.S. Highway 78 to junction U.S. Highway 278, thence along U.S. Highway 278 to junction Alabama Highway 5, thence along Alabama Highway 5 to junction U.S. Highway 78, thence along U.S. Highway 78 to junction U.S. Highway 280, thence along U.S. Highway 280 to junction Alabama Highway 50, thence along Alabama Highway 50 to junction U.S. Highway 431, thence along U.S. Highway 431 to junction Alabama Highway 244, thence along Alabama Highway 244 to the Alabama-Georgia State line, to points in New Mexico on and north of a line beginning at the New Mexico-Texas State line, thence along U.S. Highway 60 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 80, thence along U.S. Highway 80 to the United States-Mexico border. The purpose of this filing is to eliminate the gateway of Karnak, Ill.

No. MC 119777 (Sub-No. E236), filed January 29, 1975. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer "L," Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, pallets, skids, bases, boxes, crates, crating, baskets, and cardboard cartons*, from points in Alabama to points in Vermont, New Hampshire, and Maine. The purpose of this filing is to eliminate the gateways of Muhlenberg County, Ky., and Strongsville, Ohio.

By the Commission.

[SEAL] JOSEPH M. HARRINGTON,
Acting Secretary.

[FR Doc. 75-15254 Filed 6-10-75; 8:45 am]

[Notice 20]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

JUNE 6, 1975.

The following letter-notices of proposals (except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application), to operate over deviation routes for operating convenience only have been filed with

the Interstate Commerce Commission under the Commission's Revised Deviation Rules-Motor Carriers of Property, 1969 (49 CFR 1042.4(c)(11)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 1042.4(c)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 1042.4(c)(12)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successfully filed letter-notices of the same carrier under the Commission's Revised Deviation Rules-Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 2202 (Deviation No. 142), ROADWAY EXPRESS, INC., P.O. Box 471, 1077 Gorge Blvd., Akron, Ohio 44309, filed June 2, 1975. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Peoria, Ill., over Interstate Highway 74 to junction Interstate Highway 80, thence over Interstate Highway 80 to Rock Island, Ill., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Peoria, Ill., over Illinois Highway 29 to LaSalle, Ill., thence over U.S. Highway 51 to Mendota, Ill., thence over Illinois Highway 92 to Moline, Ill., thence over U.S. Highway 6 to Davenport, Iowa, and return over the same route.

No. MC 48958 (Deviation No. 64), ILLINOIS-CALIFORNIA EXPRESS, INC., 510 East 51st Ave., Denver, Colo. 80216, filed May 27, 1975. Carrier's representative: Morris G. Cobb, P.O. Box 9050, Amarillo, Tex. 79105. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (1) From Tucumcari, N. Mex., over Interstate Highway 40 (U.S. Highway 66) to junction Interstate Highway 44, thence over Interstate Highway 44 (U.S. Highway 66) to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 71, thence over Interstate Highway 71 to Cleveland, Ohio, and (2) From Tucumcari, N. Mex., over U.S. Highway 54 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 71, thence over Interstate Highway 71 to Cleveland, Ohio, and return over the same routes for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Tucumcari, N. Mex., over U.S. Highway 54 to Logan, N. Mex., thence over New Mexico Highways 39 and

58 to Springer, N. Mex., thence over U.S. Highway 85 to Denver, Colo., thence over U.S. Highway 6 to Sterling, Colo., thence over U.S. Highways 138 and 30 to Grand Island, Nebr., thence over U.S. Highways 281 and 34 to Lincoln, Nebr., thence over U.S. Highway 6 to Princeton, Ill., thence over U.S. Highway 34 to Chicago, Ill., thence over U.S. Highway 6 and Ohio Highway 2 to Lorain, Ohio, thence over Ohio Highways 57, 254, and 2 to Cleveland, Ohio, and return over the same route.

By the Commission.

[SEAL] RICHARD W. KYLE,
Acting Secretary.

[FR Doc. 75-15258 Filed 6-10-75; 8:45 am]

[Notice 45]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

JUNE 6, 1975.

The following publications include motor carrier, water carrier, broker, freight forwarder and rail proceedings indexed as follows: (1) grants of authority requiring republication prior to certification; (2) notices of filing of petitions for modification of existing authorities; (3) new operating right's applications directly related to and processed on a consolidated record with finance applications filed under sections 5(2) and 212(b); (4) notices of filing of sections 5(2) and 210a(b) finance applications; and (5) notices of filing of section 212(b) transfer applications.

Each applicant (except as otherwise specifically noted) states that there will be no significant effect on the quality of the human environment resulting from approval of its application in compliance with the requirements of 49 CFR 1100.250.

Protests to the granting of the requested authority must be filed with the Commission on or before July 11, 1975 (unless otherwise specified). Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest should comply with section 247(d) or section 240(c) as appropriate of the Commission's General rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and a detailed description of the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest (except for petitions and Finance Dockets under Rule 40 requiring the original and six

(6) copies of the protest) shall be filed with the Commission, and a copy shall be served concurrently upon applicant's or petitioner's representative, or applicant or petitioner if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) or section 240(c)(4) of the special rules, and shall include the certification required therein.

MC 8535 (Sub-No. 49) (Republication), filed August 16, 1974, and published in the FEDERAL REGISTER issue of September 12, 1974, and republished this issue. Applicant: GEORGE TRANSFER AND RIGGING COMPANY, INC., Interstate 83 at Route 439, Parkton, Md. 21120. Applicant's representative: John Guandolo, 1000 16th St. NW., Washington, D.C. 20036. An Order of the Commission, Operating Rights Board, dated May 6, 1975, and served June 3, 1975, finds, that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of plastic articles (except commodities in bulk), from the facilities of Evans Products Company, at Chesapeake, Va., to points in Connecticut, Delaware, Kentucky, Maine, Maryland, Massachusetts, New Jersey, New Hampshire, New York, Ohio, Pennsylvania, Rhode Island, Vermont, West Virginia, and the District of Columbia; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to add the destination State of West Virginia, which was inadvertently omitted. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a Certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

MC 107403 (Sub-No. 918) (Republication), filed September 3, 1974, and published in the FEDERAL REGISTER issue of October 24, 1974, and republished this issue. Applicant: MATLACK, INC., Ten West Baltimore Avenue, Landsdowne, Pa. 19050. Applicant's representative: John Nelson (same address as applicant). An Order of the Commission, Operating Rights Board, dated March 2, 1975, and served May 30, 1975, finds, that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of (1) creosote oil, in bulk, in tank vehicle, from New Orleans, La., to points in Alabama, Arkansas, Mississippi, and those points in Florida

west of the Apalachicola River, and (2) liquefied petroleum gases, in bulk, in tank vehicles, from the plant site of Phillips Petroleum Company, at or near Chatham, Ala., to West Memphis, Ark., and to points in Florida, Georgia, Louisiana and Mississippi; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to modify the territorial description in part (2) by adding West Memphis, Ark., and omitting Tennessee; and omitting part (3) of the commodity description. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a Certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

MC 139244 (Sub-No. 1) (Republication), filed March 25, 1974, and published in the FEDERAL REGISTER issue of May 2, 1974, and republished this issue. Applicant: TRUCKING SERVICE, INC., P.O. Box 229, Carlinville, Ill. 62626. Applicant's representative: Robert T. Lawley, 300 Reisch Building, Springfield, Ill. 62701. An Initial Decision of the Commission, Administrative Law Judge Isabelle R. Cappello, served April 2, 1975, which became the Order of the Commission May 2, 1975, served May 16, 1975, finds that operation by applicant, in interstate or foreign commerce, as a contract carrier by motor vehicle, over irregular routes of: (1) trailers (except those designed to be drawn by passenger automobiles) trailer chassis, in initial movements, in truckaway service, truck bodies, rollback equipment loaders, winches, hoists, axles, truck utility boxes, wheels, gears, lift gates, brakes and vehicle light testing equipment, from the plantsites, warehouses and facilities of Schien Body and Equipment Company located in Macoupin County, Ill., to points in the United States (except Alaska and Hawaii); (2) steel sheets, steel coils, steel channels, channel iron bar stock and steel tubing, from points in Lake and Porter Counties, Ind., and Youngstown, Ohio, to the plantsites, warehouses and facilities of Schien Body and Equipment Company located in Macoupin County, Ill.; (3) commodities, materials and supplies used in the manufacture of trailers (except those designed to be drawn by passenger automobiles), trailer chassis, truck bodies, roll-back equipment loaders and truck utility boxes (except in bulk in tank vehicles), from points in the United States (except Alaska and Hawaii) to the plantsites, warehouses and facilities of Schien Body and Equipment Company located in Macoupin County, Ill.; and (4) trailers (except those designed to be

drawn by passenger automobiles), in initial movements, in truckaway service, from Denver, Colo., Springfield and Halesville, Ala., and Ashdown, Ark., to the plantsites, warehouses and facilities of Schien Body and Equipment Company located in Macoupin County, Ill.; (1) through (4) above, inclusive, under a continuing contract, or continuing contracts, with Schien Body and Equipment Company, will be consistent with the public interest and the national transportation policy; that applicant it fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this republication is to modify the commodity and territorial descriptions. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a permit in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period and proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 51146 (Sub-Nos. 308 & 312) (Notice of Filing of Petition To Modify Certificates), filed May 12, 1975. Petitioner: SCHNEIDER TRANSPORT, INC., 2661 South Broadway, Green Bay, Wis. 54304. Petitioner's representative: Charles W. Singer, 2440 East Commercial Boulevard, Fort Lauderdale, Fla. 33308. Petitioner holds motor common carrier certificates in No. MC 51146 (Sub-Nos. 308 & 312), issued January 3, 1974 and April 15, 1974, respectively, authorizing transportation, over irregular routes, in Sub-No. 308, of (1) *Such merchandise* as is dealt in by department stores (except foodstuffs, furniture, and commodities in bulk), and (2) *foodstuffs* (except in bulk), and *furniture*, in mixed loads with the commodities in (1) above, from points in New York, Pennsylvania, West Virginia, Massachusetts, Rhode Island, Connecticut, Delaware, New Jersey, and Maryland, to the facilities of the J. L. Hudson Company located at Grand Rapids, Ann Arbor, Flint, Pontiac, and Detroit, Mich., and Toledo, Ohio, restricted to the transportation of traffic originating at the above indicated origins and destined to the above-named destinations; and in Sub-No. 312, of (1) *Such merchandise* as is dealt in by department stores (except foodstuffs and furniture), and (2) *foodstuffs* and *furniture* moving in mixed loads with the commodities in (1) above, from points in California, to the facilities of the J. L. Hudson Company located at Grand Rapids, Ann Arbor, Flint, Pontiac and Detroit, Mich., and Toledo, Ohio, restricted to the transportation of traffic originating at points in California and destined to the indicated destinations. By the instant peti-

tion, petitioner seeks to add authority in each of the above certificates to transport *Returned and rejected shipments* of the commodities described in (1) and (2) therein, from the facilities of J. L. Hudson Company located at Grand Rapids, Ann Arbor, Flint, Pontiac, and Detroit, Mich., and Toledo, Ohio, to the points of origin described therein. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 95920 (Sub-No. 21) (Notice of Filing of Petition to Modify a Permit), filed May 21, 1975. Petitioner: SANTRY TRUCKING COMPANY, a corporation, 11552 S.W. Pacific Highway, Portland, Ore. 97223. Petitioner's representative: George R. LaBissoniere, 1100 Norton Building, Seattle, Wash. 98104. Petitioner holds a motor contract carrier permit in No. MC 95920 (Sub-No. 21), issued August 11, 1971, authorizing transportation, over irregular routes, of *Such commodities* as are dealt in and used by petroleum distributors and dealers (except commodities in bulk), from Richmond, Calif., and points in Los Angeles County, Calif., to points in those parts of Oregon and Washington on and west of U.S. Highway 97, under a continuing contract or contracts with Standard Oil Company of California and Mobil Oil Corporation, subject to the right of the Commission to impose such terms, conditions, or limitations in the future as it may find necessary in order to insure that carrier's operations shall conform to the provisions of section 210 of the Act. By the instant petition, petitioner seeks: (1) to add Woodland, Calif. as an additional origin in the above authority; (2) to add authority to transport *Plastic articles* consisting of bags, film, or sheeting, and *housewares*, from points in Los Angeles County, Calif. and Woodland, Calif., to points in Oregon and Washington; and (3) to extend the destination territory to include all points in Washington and Oregon. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 134129 (Sub-No. 2), (Notice of Filing of Petition to Modify Permit), filed May 21, 1975. Petitioner: WILLIAM A. LONG, INC., Bealeton, Va. 22712. Petitioner's representative: Daniel B. Johnson, Munsey Building, Washington, D.C. 20004. Petitioner holds a motor contract carrier permit in No. MC 134129 (Sub-No. 2), issued October 23, 1974, authorizing transportation, as pertinent, over irregular routes, of (1) *Plastic articles*, from Remington, Va., to points in that part of the United States (except Virginia) in and east of Louisiana, Arkansas, Missouri, Iowa, and Minnesota; and (2) *materials, supplies, and equipment*, used in the manufacture of plastic arti-

cles, from points in the destination territory in (1) above, to Remington, Va., under a continuing contract or contracts with Remington Plastics, Inc. of Remington, Va., restricted in both instances against the transportation of commodities in bulk, in tank or hopper-type vehicles. By the instant petition, petitioner seeks to extend the above service territory one tier of states westerly, and to indicate a name change on the part of the contracting shipper, so as to read: (1) *Plastic articles*, from Remington, Va., to points in that part of the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas; and (2) *materials, supplies and equipment* used in the manufacture of plastic articles, from points in the destination territory in (1) above, to Remington, Va., under a continuing contract or contracts with PCL Packaging, Inc. of Remington, Va., restricted in both instances against the transportation of commodities in bulk, in tank or hopper-type vehicles. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

APPLICATIONS UNDER SECTIONS 5 AND 210a (b)

The following applications are governed by the Interstate Commerce Commission's Special Rules governing notice of filing of applications by motor carriers of property or passengers under Section 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240).

MOTOR CARRIERS OF PROPERTY

APPLICATIONS FOR CERTIFICATES OR PERMITS WHICH ARE TO BE PROCESSED CONCURRENTLY WITH APPLICATIONS UNDER SECTION 5 GOVERNED BY SPECIAL RULE 240 TO THE EXTENT APPLICABLE

No. MC 109847 (Sub-No. 21) (Amendment), filed March 21, 1975, published in the FEDERAL REGISTER issue of April 19, 1975 and republished as amended this issue. Applicant: BOSS-LINCO LINES, INC., One West Genesee Street, Suite 450, Buffalo, N.Y. 14240. Applicant's representative: Harold G. Hernly, Jr., 118 North St. Asaph Street, Alexandria, Va. 22314. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by mail order houses and department stores, the business of which is the sale of general commodities, from points in that part of West Virginia on and north of West Virginia Highway 3; points in that part of Ohio east and south of a line beginning at the Indiana-Ohio State Boundary line and extending along U.S. Highway 40 to Vandalla, thence along U.S. Highway 25 to Findlay, thence along Ohio Highway 12 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction U.S. Highway 6, thence along U.S. Highway

6 to Sandusky, Ohio; points in that part of Maryland on and west of U.S. Highway 11; and points in that part of Pennsylvania south and west of a line beginning at the Ohio-Pennsylvania State Boundary line and extending along U.S. Highway 422 to junction Pennsylvania Highway 259, thence along Pennsylvania Highway 259 to Brush Valley, thence along Pennsylvania Highway 56 to Seward, thence along Pennsylvania Highway 711 to Normalville, and thence along Pennsylvania Highway 381 to the Pennsylvania-West Virginia State Boundary line, including points on the indicated portions of the highways specified, to points in Pennsylvania on and west of U.S. Highway 15.

NOTE.—The purpose of this republication is to amend the destination territory.

The purpose of this filing is to eliminate the gateway of Chartiers Township, Pennsylvania. Common control may be involved. This application is directly related to a Section 5 proceeding in MC-F-12461 published in the *FEDERAL REGISTER* issue of March 19, 1975. If a hearing is deemed necessary, applicant requests it be held at either Buffalo, N.Y. or Pittsburgh, Pa.

No. MC-F-12537. Authority sought for purchase by SEIGLE'S EXPRESS, INC., 81 Porete Ave., North Arlington, NJ 07032, of the operating rights of (B) ELGIN TRUCKING CO., INC., 4450 Rising Sun Ave., Philadelphia, PA 19105, and (BB) CENTRAL TRANSFER COMPANY, 1080 Springfield Rd., Union, NJ 07083, and for acquisition by RICHARD RILEY, also of N. Arlington, NJ 07032, of control of such rights through the purchase. Applicants' attorney: A. David Millner, 744 Broad St., Newark, NJ 07102. Operating rights sought to be transferred: (B) *General commodities*, excepting among others, class A and B explosives, household goods, and commodities in bulk, as a *common carrier* over irregular routes, between points in Hudson, Bergen, Passaic, Essex, Middlesex, Somerset, and Morris Counties, N.J., and Trenton, N.J., on the one hand, and, on the other, Philadelphia, Pa., between points in the New York, N.Y., Commercial Zone, as defined by the Commission, other than points in Hudson and Bergen Counties, N.J., on the one hand, and, on the other, Philadelphia, Pa., moving through Harrison, Kearny, and Newark, N.J. (BB) Authority now pending under No. MC-F-12441, CENTRAL TRANSFER CO.—CONTROL—ELGIN TRUCKING CO., INC. Applicants request these proceedings be disposed of simultaneously. Vendee is authorized to operate as a *common carrier* in Connecticut, New Jersey and New York. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-12538. Authority sought for control and merger by CHECKER EXPRESS CO., 6801 South 13th Street, Milwaukee, Wisconsin, 53221, of the operating rights and property of NIGHTHAWK FREIGHT SERVICE INC., 1800 South Canal Street, Chicago,

Illinois, 60616, and for acquisition by LEONARD J. LEWENSOHN, also of Milwaukee, Wisconsin, 53221, of control of such rights and property through the transaction. Applicants' attorneys: Jack Goodman, 39 So. LaSalle Street, Chicago, Illinois 60603 and Samuel M. Kane, 10 South LaSalle Street, Chicago, Illinois 60603. Operating sought to be controlled and merged: *General commodities*, with exceptions, as a *common carrier* over regular routes between Chicago, Ill., and St. Louis, Mo., *General commodities*, with exceptions as a *common carrier* over regular routes serving the plant site of the Eastman Kodak Company at Oak Brook, Ill., as an off-route point in connection with carrier's authorized regular route operations with restrictions. Vendee is authorized to operate as a *common carrier* in Illinois, Indiana, Missouri and Wisconsin. Application has been filed for temporary authority under section 210a(b).

No. MC-F-12539. Authority sought for purchase by MAINLINER MOTOR EXPRESS, INC., a corporation, 2002 Madison Street, Omaha, NB., 68107, of a portion of the operating rights of ROAD RUNNER TRUCKING, INC., P.O. Box 37491, 13108 East Renfro Circle, Millard, NB., 68137, and for acquisition by RAYMOND G. SALLACH, LELAND D. SALLACH and RONALD R. SALLACH, all of 2002 Madison Street-Omaha, NB., 68107, of control of such rights through the purchase. Applicants' attorney: Robert V. Dwyer, Jr., 1601 Woodmen Tower-Omaha, NB., 68102. Operating rights sought to be transferred: *Carnivorous Animal Feed*, in containers as a *common carrier* over irregular routes from the plant site and warehouse facilities of Kal Kan Foods, Inc., at Columbus, Ohio to points in the United States east of U.S. Highway 85 (except points in Ohio). *Animal feed ingredients* from the plant site and storage facilities of Co-Pet-Co., Inc., at or near Cortland, New York, and destined to Columbus, Ohio. Animal feed in containers, from the plant site and storage facilities utilized by Kal Kan Foods, Inc., at Columbus, Ohio, to points in California, Colorado and Utah, with restrictions. Vendee is authorized to operate as *common carrier* in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minneapolis, Mississippi, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, Wisconsin, and Wyoming. Application has been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] RICHARD W. KYLE,
Acting Secretary.

[FR Doc. 75-15260 Filed 6-10-75; 8:45 am]

[Notice 64]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JUNE 6, 1975.

The following are notices of filing of application, except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application, for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67, (49 C.F.R. 1131) published in the *FEDERAL REGISTER*, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the *FEDERAL REGISTER* publication, within 15 calendar days after the date of notice of the filing of the application is published in the *FEDERAL REGISTER*. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 2202 (Sub-No. 486TA), filed May 27, 1975. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Blvd., Akron, Ohio 44309. Applicant's representative: William O. Turney, 2001 Massachusetts Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plantsite of Potlatch Corporation located in Desha County, Ark., as an off-route point in connection with applicant's present regular routes.

NOTE.—Applicant intends to tack its existing authority with MC-2202 and subs thereto and will effect interchange at all points served for 180 days.

Supporting shipper: Potlatch Corporation, P.O. Box 1016, Lewiston, Idaho 83501. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.

No. MC 2202 (Sub-No. 487TA), filed May 28, 1975. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Blvd., Akron, Ohio 44309. Applicant's representative: William Slabaugh (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (except those of unusual value, Classes A and B explosives,

household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the plantsite of Fasco Industries, at or near Eldon, Mo., as an off-route point.

NOTE.—Applicant intends to tack its existing authority with MC-2202 and subs thereto and will effect interchange at all points served, for 180 days.

Supporting shipper: Fasco Industries, Inc., 255 N. Union St., Rochester, N.Y. 14605. Send protests to: James Johnson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 181 Federal Office Bldg., 1240 East Ninth St., Cleveland, Ohio 44199.

No. MC 44538 (Sub-No. 1TA), filed May 29, 1975. Applicant: NEW BREED MOVING CORP., 3 Lucon Drive, Deer Park, N.Y. 11729. Applicant's representative: Arthur J. Piken, One Lefrak City Plaza, Flushing, N.Y. 11368. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Electronic equipment* consisting of, but not limited to, navigational ground support, including marker beacons and instrument-handling systems and shelters, from points in Kansas City, Mo., and Deer Park, N.Y. on the one hand, and, on the other, points in Anchorage, Alaska, for 180 days. Supporting shipper: A I L Div., of Cutler-Hammer, Inc., Deer Park, L.I., New York 11729. Send protests to: Anthony D. Gialmo, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, Room 1807, New York, N.Y. 10007.

No. MC 44757 (Sub-No. 2TA), filed May 29, 1975. Applicant: CHAS. A. LESATER CO., 2901 Elliot Avenue, Seattle, Wash. 98121. Applicant's representative: Stanley H. Barer, 1122 Denny Bldg., 2200 Sixth Avenue, Seattle, Wash. 98121. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles, including scrap, and pipe* and (2) *General commodities* in cargo containers and/or cargo vans and empty cargo containers and/or vans having a prior or subsequent movement by water, between points in Portland, Oreg., and Longview, Tacoma, Seattle, Everett and Bellingham, Wash., for 180 days. Supporting shippers: There are approximately 9 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: L. D. Boone, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 858 Federal Bldg., 915 Second Ave., Seattle, Wash. 98174.

No. MC 103051 (Sub-No. 344TA), filed May 30, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Ave., North, Nashville, Tenn. 37209. Applicant's representative: William G. North (same address as applicant). Authority sought to operate as a common

carrier, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, in tank or hopper type vehicles, from points in North Carolina, to points in South Carolina and Virginia, for 180 days. Supporting shipper: Amax Fly Ash Company, 2708 Church St., Greensboro, N.C. 27405. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, A-422 Federal Bldg., 801 Broadway, Nashville, Tenn. 37203.

No. MC 103051 (Sub-No. 345TA), filed May 30, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Ave., North, Nashville, Tenn. 37209. Applicant's representative: William G. North (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from points in Nashville, Tenn., to points in El Dorado, Ark., for 180 days. Supporting shipper: Lion Oil Company, Lion Oil Bldg., El Dorado, Ark. 71730. Send protests to: Joe J. Tate, District Supervisor, Bureau of Operations, Interstate Commerce Commission, A-422 Federal Bldg., 801 Broadway, Nashville, Tenn. 37203.

No. MC 107403 (Sub-No. 943TA), filed May 29, 1975. Applicant: MATLACK, INC., 10 West Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Inedible animal tallow*, in bulk, in tank vehicles, from points in Purcellville, Va., to points in Philadelphia, Pa., for 180 days. Supporting shipper: Jacob Stern & Sons, Inc., Suite 910, Benjamin Fox Pavilion, Jenkintown, Pa. 19046. Send protests to: Ross A. Davis, District Supervisor, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 111170 (Sub-No. 220TA), filed May 29, 1975. Applicant: WHEELING PIPE LINE, INC., P.O. Box 1718, El Dorado, Ark. 71730. Applicant's representative: Tom E. Moore (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Bromine*, in cylinders, from points in Magnolia, Ark., plantsite of Dow Chemical, to points in Houston, Tex., for 180 days. Supporting shipper: Dow Chemical U.S.A., Eastern Division, P.O. Box 36000, Strongsville, Ohio 44136. Send protests to: William H. Land, Jr., 2519 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 111397 (Sub-No. 113TA), filed May 27, 1975. Applicant: DAVIS TRANSPORT, INC., 1345 South Fourth St., Paducah, Ky. 42001. Applicant's representative: H. S. Melton, Jr., P.O. Box 1407, Avondale Station, Paducah, Ky. 42001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Radioactive waste materials* requiring special

disposition, and *non-radioactive waste materials* requiring special disposition for ecological purposes, from the cities of San Francisco and Eureka, and the Counties of San Francisco, Alameda, Solano, Contra Costa, Santa Clara, San Mateo, Sacramento, San Diego, Los Angeles, and Orange, Calif., Cimarron, Okla.; Albuquerque, N. Mex., to burial site of Nuclear Engineering Company, near Beatty, Nev., (2) *Containers used in the transportation of the above materials*, between the points named in (1) above, for 180 days. Supporting shipper: Nuclear Engineering Company, Inc., 9200 Shelbyville Road, P.O. Box 7246, Louisville, Ky. 40207. Send protests to: Kenneth R. Inman, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 435 Federal Office Bldg., 167 North Main St., Memphis, Tenn. 38103.

No. MC 114457 (Sub-No. 236TA), filed May 29, 1975. Applicant: DART TRANSPORT COMPANY, 780 N. Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Michael P. Zell (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plastic products*, from points in Winchester, Va., to points in Illinois, and Michigan, for 180 days. Supporting shipper: Rubbermaid Commercial Products, Inc., Winchester, Va. 22601. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg., & U.S. Court House, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 116254 (Sub-No. 150TA), filed May 28, 1975. Applicant: CHEM-HAULERS, INC., P.O. Box 245, Sheffield, Ala. 35660. Applicant's representative: Walter Harwood, P.O. Box 15214, Nashville, Tenn. 37215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Processed kaolin clay*, in bulk, in tank vehicles, from points in Hackleburg, Ala., to the plantsite of Owens-Corning Company, at or near Jackson, Tenn., for 190 days. Supporting shipper: Thomas Alabama Kaolin Company, 1501 Danlora Road, Baltimore, Md. 21204. Send protests to: Clifford W. White, District Supervisor, Bureau of Operations, Room 1616, 2121 Bldg., Birmingham, Ala. 35203.

No. MC 117940 (Sub-No. 165TA), May 28, 1975. Applicant: NATIONWIDE CARRIERS, INC., P.O. Box 104, Maple Plain, Minn. 55359. Applicant's representative: Donald L. Stern, 530 Univac Bldg., 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Salt and salt products* (except in bulk), from the plantsite of Diamond Crystal Salt Company, at St. Clair, Mich., to points in New Jersey, the New York, New York, Commercial Zone, and points on Long Island, N.Y. Restriction: Restricted to traffic originating at named origin and destined to named destination points, for 180 days. Supporting shipper:

Diamond Crystal Salt Company, 916 South Riverside Ave., St. Clair, Mich. 48079. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg., & U.S. Court House, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 118524 (Sub-No. 6TA), filed May 29, 1975. Applicant: SIG WOLD STORAGE & TRANSFER, INC., 1301 Wells Street, Fairbanks, Alaska 99701. Applicant's representative: Julian C. Rice, P.O. Box 2551, Fairbanks, Alaska 99707. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities (except Classes A and B explosives, commodities in bulk, and those which, because of size and weight, require the use of special equipment, restricted to shipments having prior or subsequent movement by air, between points within 25 miles radius of Fairbanks, Alaska, on the one hand, and, points within 10 miles radius of Anchorage, Alaska, on the other).

NOTE.—Applicant intends to interline with air carriers, for 180 days.

Supporting shipper: Emery Air Freight Corporation, 4151 Aircraft Drive, Anchorage, Alaska 99501. Send protests to: Hugh H. Chaffee, District Supervisor, Interstate Commerce Commission, P.O. Box 1532, Anchorage, Alaska 99510.

No. MC 119880 (Sub-No. 66TA), filed May 28, 1975. Applicant: DRUM TRANSPORT, INC., 617 Chicago Street, P.O. Box 2056, East Peoria, Ill. 61611. Applicant's representative: B. N. Drum (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Alcoholic liquors, in bulk, in tank vehicles, from points in Kentucky, to points in St. Louis, Mo., for 180 days. Supporting shipper: David Sherman Corporation, 5050A Kemper, St. Louis, Mo. 63139. Send protests to: Richard K. Shullaw, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., #219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 124306 (Sub-No. 19TA), filed May 29, 1975. Applicant: KENAN TRANSPORT COMPANY, INCORPORATED, P.O. Box 2729, Chapel Hill, N.C. 27514. Applicant's representative: Lee P. Shaffer (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquefied petroleum gas, in bulk, in tank trucks, from points in Jay, Fla., to points in Georgia and Demopolis, Ala., for 180 days. Supporting shipper: Exxon Co., USA, P.O. Box 420, Charlotte, N.C. 28230. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.

No. MC 124328 (Sub-No. 84TA), filed May 28, 1975. Applicant: BRINK'S INCORPORATED, 234 E. 24th Street, Chicago, Ill. 60616. Applicant's representative: Chandler L. Van Orman, 704 South-

ern Bldg., Washington, D.C. 20005. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Precious metals and precious metal items including corrosives and toxics, between points in Freeport, N.Y.; Chicago, Ill.; Los Angeles, Calif., on the one hand, and points in the contiguous 48 states (Chicago, Los Angeles, numerous New England, Cities, and customers throughout the country), on the other, for 180 days. Supporting shipper: Lea-Ronal, Inc., 272 Buffalo Ave., Freeport, N.Y. 11520. Send protests to: Richard K. Shullaw, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 124692 (Sub-No. 151TA), filed May 27, 1975. Applicant: SAMMONS TRUCKING, P.O. Box 4347, Missoula, Mont. 59801. Applicant's representative: James B. Hovland, 425 Gate City Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Foam board insulation and insulated gypsum foam board panels, from the facilities of Panel Era, a Division of Roberts Investment Company in Salt Lake County, Utah, to points in North Dakota, South Dakota, Minnesota, Wisconsin, Nebraska and Iowa, for 180 days. Supporting shipper: Panel Era, Division of Roberts Investment Company, 3447 South Main, Salt Lake City, Utah 84115. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Room 222, U.S. Post Office Bldg., Billings, Mont. 59101.

No. MC 127812 (Sub-No. 22TA), filed May 28, 1975. Applicant: TYSON TRUCK LINES, INC., 185 5th Ave., S.W., New Brighton, Minn. 55112. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Anti-acid tablets, flavored, from points in Minneapolis, Minn., to points in Minnesota and points in Ashland, Barron, Bayfield, Buffalo, Burnett, Clark, Chippewa, Douglas, Dunn, Eau Claire, Iron, Jackson, La Crosse, Oneida, Pierce, Pepin, Polk, Price, Rusk, Sawyer, Trempealeau, St. Croix, Washburn and Vilas Counties, Wis., for 180 days. Supporting shipper: Warner Lambert Company, 201 Tabor Road, Morris Plains, N.J. Send protests to: Raymond T. Jones, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg., & U.S. Court House, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 129456 (Sub-No. 7TA), filed May 29, 1975. Applicant: PUROLATOR COURIER LTD., 259 Lake Shore Blvd., East, Toronto, Ontario. Applicants' representative: John M. Delany, 2 Nevada Drive, Lake Success, N.Y. 11040. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Commercial papers, documents and written instruments (except currency and negotiable securities)

as are used in the business of banks and banking institutions, from points in Buffalo, N.Y., to the port of entry on the United States-Canada Boundary line located at or near the Niagara River and Buffalo, N.Y., for 180 days. Supporting shipper: Canadian Imperial Bank of Commerce, Head Office, Commerce Court, Toronto, Ontario M5L 1A2. Send protests to: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 612 Federal Bldg., 111 West Huron St., Buffalo, N.Y. 14202.

No. MC 129615 (Sub-No. 14TA), filed May 28, 1975. Applicant: AMERICAN INTERNATIONAL DRIVE-AWAY, P.O. Box 545, 123 North First St., Decatur, Ind. 46733. Applicant's representative: E. Drayson Helmer (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Motor homes and recreational vehicles, in truckaway and driveaway service, between points in Lackawanna County, Pa., on the one hand, and, on the other, points in the United States, for 180 days. Supporting shipper: Tioga Industries of Pennsylvania, Inc., Clidco Drive, P.O. Box 523, Carbondale, Pa. 18407. Send protests to: J. H. Gray, District Supervisor, Interstate Commerce Commission, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 136008 (Sub-No. 59TA), filed May 30, 1975. Applicant: JOE BROWN COMPANY, INC., P.O. Box 1669, Ardmore, Okla. 73401. Applicant's representative: G. Timothy Armstrong, 280 National Foundation Life Bldg., 3535 N.W. 58th Street, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum coke (except in bulk in tank vehicles), from the plantsites and facilities of American Oil Co., at Texas City, Tex., and Great Lakes Carbon Corp., at Port Arthur, Tex., and Texas-Oklahoma Port Co., near Port Arthur, Tex., to the plantsite and facilities of Conalco, Inc., near Lake Charles, La., for 180 days. Supporting shipper: Great Lakes Carbon Corporation, George R. Gunter, V.P. & Dir., of Transportation, 229 Park Ave., New York, N.Y. 10017. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Room 240, Old P.O. Bldg., 255 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 136220 (Sub-No. 20TA), filed May 30, 1975. Applicant: ROY SULLIVAN, doing business as SULLIVAN TRUCKING CO., 1705 N.E. Woodland, Ponca City, Okla. 74601. Applicant's representative: G. Timothy Armstrong, 280 National Foundation Life Bldg., 3535 N.W. 58th Street, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum coke (except in bulk, in tank vehicles), from the plantsites and facilities of American Oil Co., at Texas City, Tex.,

and Great Lakes Carbon Corp., at Port Arthur, Tex., and Texas-Oklahoma Port Co., near Port Arthur, Tex., to the plant-site and facilities of Conalco, Inc., near Lake Charles, La., for 180 days. Supporting shipper: Great Lakes Carbon Corporation, George R. Gunter, V.P. & Dir., of Transportation, 229 Park Ave., New York, N.Y. 10017. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Room 240, Old P.O. Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 139193 (Sub-No. 28TA), filed May 29, 1975. Applicant: ROBERTS & OAKE, INC., 208 S. La Salle Street, Chicago, Ill. 60604. Applicant's representative: Jacob P. Billig, 1126 Sixteenth St. NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carriers Certificates*, 61 M.C.C. 209 and 766 (except liquid commodities in bulk), between the plantsites and facilities utilized by John Morrell & Co., E. St. Louis, Ill., and Cincinnati, Ohio, restricted to traffic transported under contract with John Morrell & Co., for 180 days. Supporting shipper: John Morrell & Co., 208 S. La Salle St., Chicago, Ill. 60604. Send protests to: Wil-

liam J. Gray, District Supervisor, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 140996 TA, filed May 28, 1975. Applicant: TRAILS TRUCKING, INC., 719 Union Street, Montebello, Calif. 90640. Applicant's representative: William J. Monheim, 15942 Whittier Blvd., P.O. Box 1756, Whittier, Calif. 90609. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wooden shakes and shingles*, from points in Oregon and Washington, to points in Arizona, California, Idaho, Nevada and Utah, for 180 days. Supporting shippers: Robinson Plywood & Timber Company, Inc., P.O. Box 840, Everett, Wash. 98206. Washington Cedar & Supply, Inc., 223 W. Smith St., Kent, Wash. 98030. Rose-Nordstrand Cedar Products, Star Rte. 1, Box 25, Lebanon, Ore. Melle Shake, Inc., P.O. Box 2401, 3395 1/2 W. 1st Ave., Eugene, Ore. 97402. Lane Cedar Products, Inc., 2825 Mohawk Bldg., Springfield, Ore. 97477. Send protests to: Philip Yallowitz, District Supervisor, Interstate Commerce Commission, 300 N. Los Angeles St., Room 1321, Los Angeles, Calif. 90012.

No. MC 140997 TA, filed May 30, 1975. Applicant: BAKER TRUCKING COMPANY, a corporation, 514 Northwestern National Bank Bldg., Sioux Falls, S. Dak.

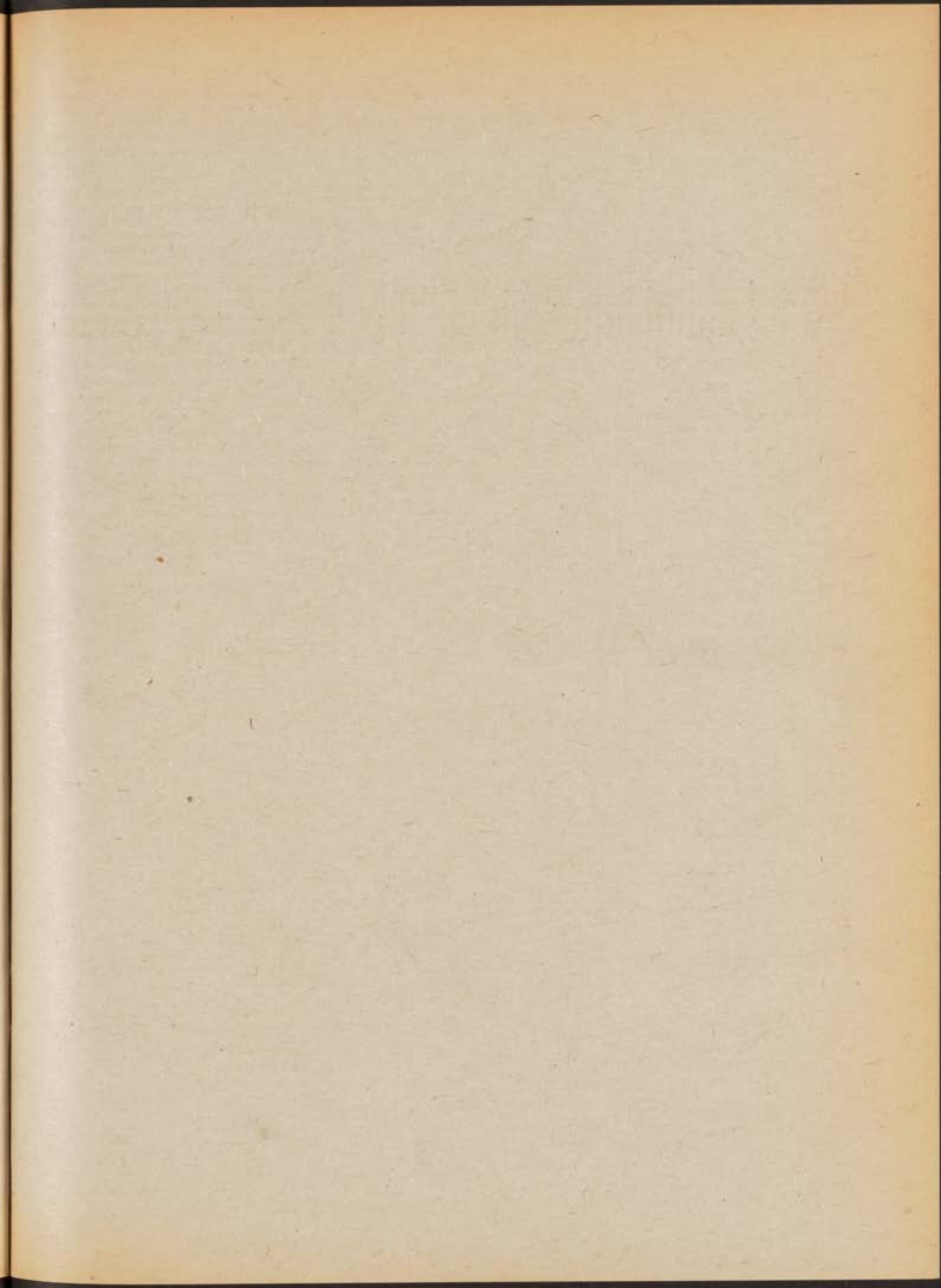
57102. Applicant's representative: Duane L. Stomer, 605 South 14th St., P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pulpboard, fiberboard, pulpboard and fiberboard products*, from the facilities of Hoerner-Waldorf Corporation at or near Sioux Falls, S. Dak., to points in Iowa and Nebraska, and (2) *Materials, equipment and supplies used in the manufacturing and processing of pulpboard, fiberboard, and pulpboard and fiberboard products*, from points in Iowa and Nebraska to the facilities of Hoerner-Waldorf Corporation, at or near Sioux Falls, S. Dak. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract, or contracts with Hoerner-Waldorf Corporation of Sioux Falls, S. Dak., for 180 days. Supporting shipper: Hoerner-Waldorf Corporation, 2250 Wabash Ave., P.O. Box 3260, St. Paul, Minn. 55165. Send protests to: J. L. Hammond, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 369, Federal Bldg., Pierre, S. Dak. 57501.

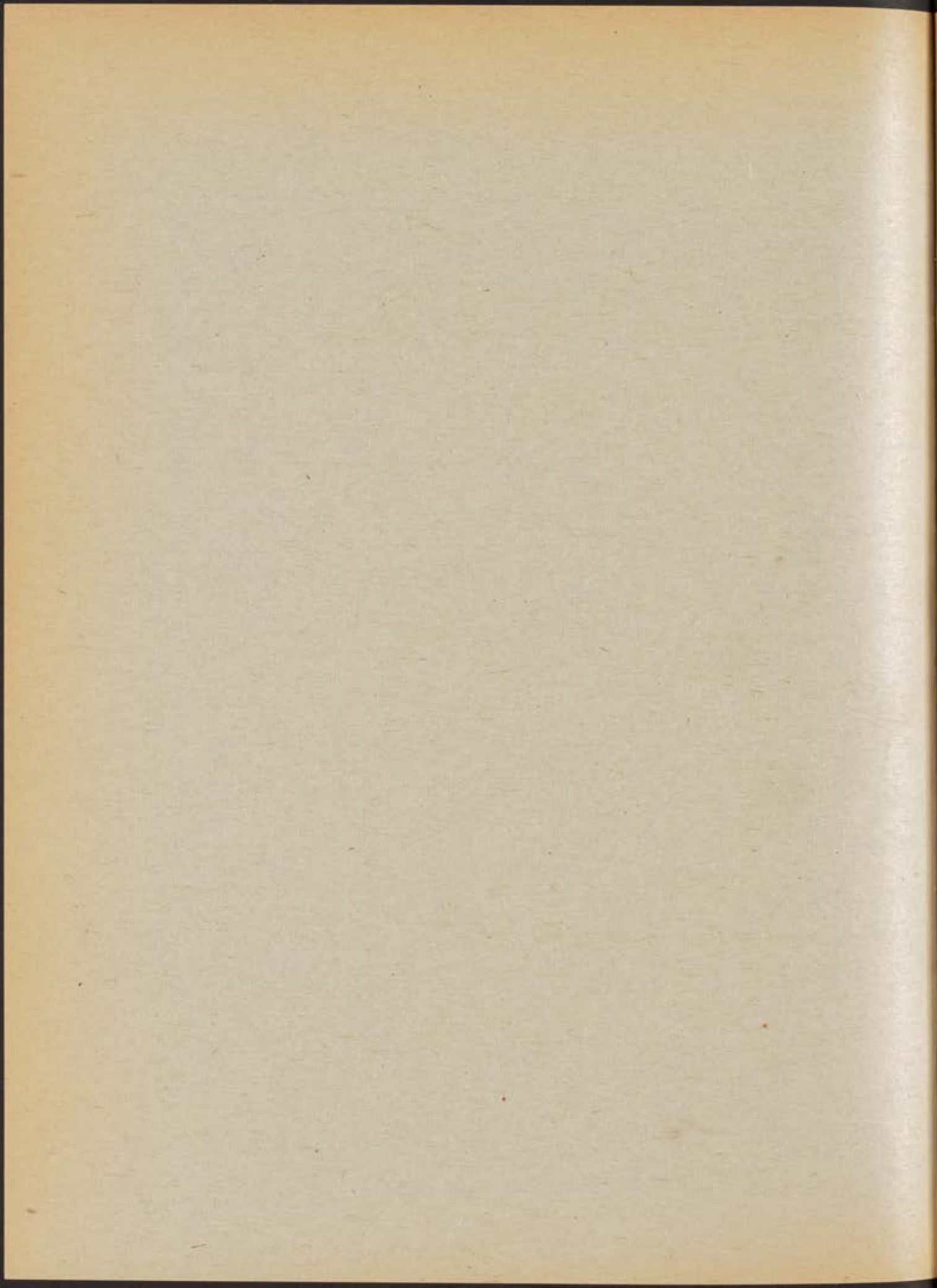
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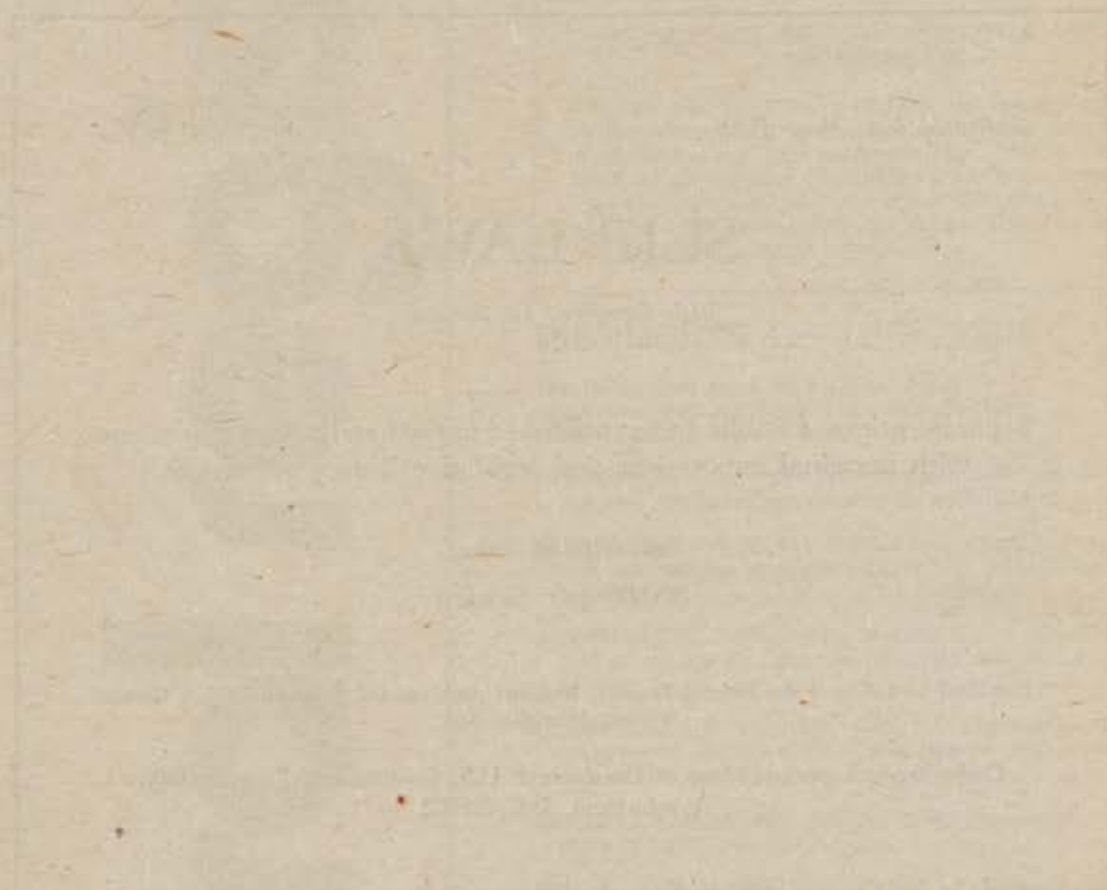
[SEAL]

RICHARD W. KYLE,
Acting Secretary.

[FR Doc.75-15255 Filed 6-10-75; 8:45 am]







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