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federal register

THURSDAY, AUGUST 7, 1975

THE NATIONAL ARCHIVES OF THE UNITED STATES * 1934 *

highlights

PRIVACY ACT OF 1974—OMB GUIDELINES

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The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 7—Agriculture

CHAPTER II—FOOD AND NUTRITION SERVICE, DEPARTMENT OF AGRICULTURE

[Amdt. 56]

PART 271—PARTICIPATION OF STATE AGENCIES AND ELIGIBLE HOUSEHOLDS

Submission of State Plans to Governors

On March 6, 1975, there was published in the FEDERAL REGISTER (40 F.R. 10481), a notice of proposed rulemaking to amend Part 271 of the Food Stamp Program Regulations, 7 CFR 271. The proposed amendment would implement Part III of OMB Circular A-95 by providing for the submission of State Plans and amendments to the State Governor for review and comment on their relationship to other State Plans and programs.

We received letters in favor of the regulation from six State agencies and three interested groups. Only one letter expressed disfavor and this was directed to the requirements of Circular A-95 and not to the regulation.

Two State agencies thought the 45-day review period was mandated and would limit flexibility and possibly delay submission of plans and amendments. Although the 45-day period is specifically mentioned in A-95, it is not intended to be a mandatory period. State agencies are encouraged to arrange with the Governor or his delegated agency for a shorter time period to expedite the amendment process.

Two other State agencies suggested an increase in the time for submission of plans and amendments to FNS by State agencies to accommodate the Governor's review. The need for additional time to submit plans and amendments because of the Governor's review will be taken into consideration by FNS when it establishes dates for submission by State agencies of such documents.

Except for a minor clarification in wording the regulation is adopted as proposed.

Accordingly, § 271.8 of Part 271 of Chapter II, Title 7 of the Code of Federal Regulations is amended by adding a new paragraph (f). The new paragraph of § 271.8 reads as follows:

§ 271.8 Plans of Operation.

* * * * *

(f) Each State agency shall submit its Plan of Operation and amendments to the State Governor, or his delegated authority, for comment on its relationship to other State plans and programs. The Governor, or his delegated authority, shall be allowed a period of 45 days, prior to submission to FNS by the State agency, to make such comments and attach them to the plan or amendment.

* * * * *

(78 Stat. 703, as amended; 7 U.S.C. 2011-2026)

Effective date. This amendment shall become effective August 7, 1975.

(Catalog of Federal Domestic Assistance Programs No. 10.551, National Archives Reference Services)

Dated: August 4, 1975.

RICHARD L. FELTNER,
Assistant Secretary.

[FR Doc.75-20745 Filed 8-6-75;8:45 am]

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Valencia Orange Regulation 510]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period August 8-14, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

§ 908.810 Valencia Orange Regulation 510.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this regulation to limit the respective quantities of Valencia oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Valencia orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Valencia oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Valencia oranges continues to be dull Prices f.o.b. averaged $3.28 per carton on a reported sales volume of 629,000 cartons last week, compared with an average f.o.b. price of $3.36 per carton and sales of 647,000 cartons a week earlier. Track and rolling supplies at 256 cars were down 39 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Valencia oranges which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making, procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested person were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, includ-

ing its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 5, 1975.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period August 8, 1975, through August 14, 1975, are hereby fixed as follows:

(i) District 1: 160,000 cartons;

(ii) District 2: 340,000 cartons;

(iii) District 3: Unlimited movement.

(2) As used in this section, "handled", "District 1", "District 2", "District 3", and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: August 5, 1975.

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

[FR Doc.75-20805 Filed 8-6-75;11:39 am]

PART 917—FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA

Expenses, Rates of Assessment, and Carryover of Unexpended Funds

This document authorizes $945,470 of Control Committee expenses, under Marketing Order No. 917, for the 1975–76 fiscal period and fixes the rates of assessment under subject program as follows: $.01 per carton of pears; $.075 per lug of plums; and $0.04 per lug of peaches. Such assessments are to be paid to the committee by each first handler as his pro rata share of expenses. It also authorizes the carryover, as a committee reserve, of unexpended assessment income from fiscal 1974–75 and prior years.

On July 16, 1975, notice of rulemaking was published in the FEDERAL REGISTER (40 F.R. 29881) regarding proposed expenses and the related rates of assessment for the fiscal period beginning March 1, 1975, and ending February 29, 1976, and the carryover of unexpended 1974–75 assessment income pursuant to the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917), regulating the handling of fresh pears, plums, and peaches grown in California. The notice invited interested persons to submit written data, views, or arguments through July 31, 1975. No such material was submitted. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). After consideration of all relevant matters presented, including the proposals set forth in such notice which were submitted by the Control Committee (established pursuant to said marketing agreement and order), it is hereby found and determined that:

§ 917.213 **Expenses, rates of assessment, and carryover of unexpended funds.**

(a) *Expenses.* Expenses that are reasonable and likely to be incurred during the fiscal period March 1, 1975, through February 29, 1976, will amount to $945,470.

(b) *Rates of Assessment.* The rates of assessment for such fiscal period payable by each handler in accordance with § 917.37 are fixed at:

(1) One cent ($0.01) per No. 29B special lug box of pears, or its equivalent in other containers or in bulk;

(2) Seven and five-tenths cents ($0.075) per No. 22D standard lug box of plums, or its equivalent in other containers or in bulk;

(3) Four cents ($0.04) per L. A. lug of peaches, or its equivalent in other containers or in bulk.

(c) *Reserve.* Unexpended assessment funds in excess of expenses incurred during the fiscal period ended February 28, 1975, and prior years shall be carried over as a reserve in accordance with the applicable provisions of § 917.38.

(d) *Terms.* Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order, and "No. 29B special lug box" and "No. 22D standard lug box" shall have the same meaning as set forth in Section 1387.11 of the Regulations of the California Department of Food and Agriculture.

It is hereby further found that good cause exists for not postponing the effective date hereof until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of the current crop of pears, plums, and peaches, are currently underway; (2) the relevant provisions of said amended marketing agreement and this part require that the rate of assessment fixed for a particular season be applicable to all fresh pears, plums, and peaches handled from the beginning of such fiscal period; and (3) the fiscal period began March 1, 1975, and the rates of assessment herein fixed will automatically apply to all pears, plums, and peaches beginning with such date.

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

Dated: August 1, 1975.

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

[FR Doc.75-20652 Filed 8-6-75;8:45 am]

PART 967—CELERY GROWN IN FLORIDA

Handling Regulation

This handling regulation establishes the quantity of Florida celery to be marketed fresh during the 1975–76 season, with the objective of assuring adequate supplies and orderly markets.

Notice of rule making was published in the FEDERAL REGISTER June 23, 1975 (40 FR 26276) that the Secretary of Agriculture was considering the issuance of a handling regulation designed to promote orderly marketing of celery grown in Florida. The proposal was discussed at a public meeting June 10, 1975, in Orlando, after being unanimously recommended by the Florida Celery Committee. This committee was established under Marketing Agreement No. 149 and Order No. 967, both as amended (7 CFR Part 967). This program regulates the handling of celery grown in Florida and is issued under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to file written data, views or arguments regarding the proposal with the Hearing Clerk not later than July 7, 1975. None was filed.

The committee recommended a Marketable Quantity of 8,326,671 crates of fresh celery for the 1975–76 season. This recommendation is based on the appraisal of expected supply and prospective market demand for the 1975–76 season.

During recent years, total celery production from the acreage planted in Florida and California substantially exceeded the quantity required to satisfy consumer demand. Florida's fresh market celery sales during the 1974–75 season were approximately 6.5 million crates, nearly a half million crates more than the previous season. In both 1973–74 and 1974–75 prices received by growers frequently were below cost of production, resulting in significant economic losses. Several of the major celery growers have discontinued their celery growing operations.

The Marketable Quantity recommended for the coming season is nearly two million crates above the quantity shipped during the 1974–75 season when supplies were excessive. It is predicated, however, on the assumption that growing conditions in California may be less favorable than in the last two years, therefore requiring a marginal supply to adequately meet market needs. In addition, a promotional campaign is planned in order to stimulate consumer demand.

The recommended Marketable Quantity is smaller than the total Base Quantities of present producers. If demand does not increase, producers presently holding Base Quantities could be adversely affected economically. No request for new or increased Base Quantities was received. In accordance with § 967.37(d)(1), no reserve is recommended for such additional Base Quantities.

On the basis of the foregoing considerations, as well as industrywide trends in the production and sales of celery, it is believed that this regulation is necessary to maintain orderly marketing and will

tend to effectuate the declared policy of the act.

It is hereby found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) notice was given of the proposed handling regulation set forth in this section through publicity in the production area and by publication in the June 23, 1975, FEDERAL REGISTER, (2) as provided in the marketing agreement and order, this regulation applies to celery marketed during the 1975–76 season, (3) compliance with this section will not require any special preparation by handlers which cannot be completed prior to the time actual handling of harvested celery begins, approximately the latter part of October, (4) prompt issuance of this regulation will be beneficial to all interested parties because it should afford producers and handlers maximum time to plan their operations accordingly, and (5) no useful purpose will be served by postponing such issuance.

It is therefore ordered:

Section 967.311 is added to 7 CFR Chapter IX reading as follows:

§ 967.311 Handling Regulation; Marketable Quantity; and Uniform Percentage.

(a) The Marketable Quantity for the 1975–76 season is established, under § 967.36(a), as 8,326,671 crates.

(b) As provided in § 967.38(a), the Uniform Percentage for the 1975–76 season is determined as 90 percent.

(c) During the season August 1, 1975, through July 31, 1976, no handler may handle, as provided in § 967.36(b)(1), any harvested celery unless it was within the Marketable Allotment for the producer of such celery.

(d) No reserve for Base Quantities for the 1975–76 season is established.

(e) Terms used herein shall have the same meaning as when used in the said marketing agreement and order.

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

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: August 1, 1975.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-20653 Filed 8-6-75;8:45 am]

CHAPTER XVII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

[FmHA Instruction 440.6]

PART 1808—TRUTH-IN-LENDING—DISCLOSURE STATEMENTS AND NOTICE OF RIGHT TO RESCIND

Real Estate Settlement Procedures Act

Various paragraphs of § 1808.2 of Part 1808 of Title 7, Code of Federal Regulations, Chapter XVIII (40 FR 26258) are amended. This amendment is being made to further implement the requirements of the Real Estate Settlement Procedures Act of 1974 (RESPA) enacted by Public Law 93–533 and Regulation X of the Department of Housing and Urban Development, and to make clear that the application of this part to farms and other properties over ten acres; insures that a copy of form FmHA 440–59 (HUD–1) is sent to the seller only when title to security property is being conveyed; and provides for the use of Form FmHA 440–60, "Waiver to Reduce Period Between Advance Disclosure and Settlement" for cases where the loan, assumption, or transfer will be closed within 15 days of issuance of the Advance Disclosure Statement. In order that the buyer is fully advised as to the value of the property this amendment also provides for disclosure of the previous selling price for property acquired by foreclosure sale or voluntary conveyance, and includes editorial changes for clarification. This amendment also provides instructions for FmHA personnel to follow in disclosing the previous selling price of inventory property.

It is the policy of this Department that rules relating to public property, loans, grants, benefits, or contracts shall be published for comment notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules. These regulations, however, are not published for proposed rulemaking because they further implement provisions of the Real Estate Settlement Procedures Act of 1974, and regulations issued by the Department of Housing and Urban Development which were effective June 20, 1975, (40 FR 22448).

Because of the need to clarify the purposes and intent of the Act at the earliest possible date, it is impracticable and contrary to the public interest to engage in proposed rulemaking inasmuch as it will affect the settlement of several thousand pending loans, therefore public notice and procedure thereon are unnecessary.

As amended, § 1808.2 (a), (b), (d), (e), and (f) read as follows:

§ 1808.2 Real Estate Settlement Procedures Act.

(a) *General.* This section provides the instructions for compliance with the Real Estate Settlement Procedures Act (RESPA) and Regulation X of the Department of Housing and Urban Development and administrative regulations of the FmHA. The purpose of Form FmHA 440–59 (HUD–1), "Disclosure/Settlement Statement," prescribed by RESPA is to provide more effective advance disclosure of settlement costs to borrowers and sellers at the time of loan approval and provide a uniform settlement statement.

(b) *Scope.* This paragraph applies to all loans, assumptions, and credit sales involving the sale or construction of 1–4 family residential units (502 RH, 1–4 family RRH, 1–4 family LH, loans to purchase farm tracts on which a 1–4 family residence is located) secured by a lien on the real estate, regardless of the nature of the borrower. Except that this paragraph does not apply to any loan financing the purchase or transfer of a property of 100 or more acres, or any loan financing the purchase or transfer of a property of less than 100 acres but more than 10 acres where the value of the 1–4 family residence, including related residential facilities (e.g. garage), and a reasonable parcel of land on which the residence is located, is less than the value of the remaining security property (i.e. land and existing buildings and facilities, and buildings and facilities to be constructed with proceeds of the loan).

* * * * *

(d) *Advance disclosure.* (1) For all loans, assumption, or credit sales described in paragraph (b) of this section, approved after June 20, 1975, Form FmHA 440–59 (HUD–1) will be completed by the County Supervisor as indicated in the Form, as an advance disclosure of settlement costs and sent to the borrower along with Form FmHA 440–1, "Payment Authorization." For loans covered by § 1808.1(b) and paragraph (b) of this section, Form FmHA 440–58 will also be completed as indicated in the Form and attached as a third page to Form FmHA 440–59 (HUD–1). In cases where title to the security property is being conveyed to the borrower a copy of Form FmHA 440–59 (HUD–1) will also be mailed to the seller of the land at the time of loan approval. The County Supervisor will indicate in the Running Record section of the County Office case folder the date that Form FmHA 440–59 (HUD–1) was sent to the borrower and the seller, as appropriate.

(2) No loan, assumption, or credit sale will be closed within 15 days of mailing of the Advance Disclosure Statement except that a loan, assumption, or credit sale may be closed no sooner than 3 days after actual receipt of said statement by the borrower, and seller if any, where closing is held not later than 21 days after the date the application is received. The time period may be reduced only if the borrower and seller agree and sign Form FmHA 440–60 "Waiver to Reduce Period Between Advance Disclosure and Settlement."

(e) *Settlement statements.* For all loans, assumptions, or credit sales described in paragraph (b) of this section closed after June 20, 1975, Form FmHA 440–59 (HUD–1) will be completed as indicated in the Form by the designated attorney or escrow agent as a settlement statement, and a copy will be given to both the borrower and seller at loan closing. If the loan is covered by § 1808.1(b) and paragraph (b) of this section, Form FmHA 440–58 will be completed as indicated in the Form and attached as a third page to Form FmHA 440–59 (HUD–1).

(f) *Disclosure of previous selling price of existing real property.* (1) Section 7 of RESPA requires that the purchaser of a residence on which construction has been completed more than 12 months prior to date of loan approval must be given the following information in writ-

ing by the seller or the seller's agent prior to loan approval:

(i) The name and address of the present owner of the property being sold;

(ii) The date the property was acquired by the present owner (the year only if the property was acquired more than two years previously); and

(iii) If the seller has not owned the property for at least two years prior to the date of the loan application and has not used the property as a place of residence, the date and purchase price of the last arm's length transfer of the property, as list of any subsequent improvements made to the property (excluding maintenance repairs), and the cost of such improvements.

(2) To assure compliance with this requirement, no loan or assumption described in paragraph (b) of this section will be approved until a copy of the written statement provided by the seller to the buyer has been received in the County Office. In credit sales, the County Supervisor will provide this statement to the purchaser prior to approving the sale. The previous selling price will be as follows:

(i) If the property was acquired at a foreclosure sale, the bid price with the notation "Acquired at foreclosure";

(ii) If the property was acquired by voluntary conveyance, the inventory value price with the notation "Acquired by Deed in Lieu of foreclosure (voluntary conveyance)."

Effective date. This revision is effective on August 7, 1975.

(7 U.S.C. 1989; 42 U.S.C. 1480; 40 U.S.C. 442; 42 U.S.C. 2942; 5 U.S.C. 301; Sec. 10 of P.L. 93-857, 88 Stat. 392; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70.)

Dated: July 25, 1975.

FRANK W. NAYLOR, Jr.,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-20747 Filed 8-6-75;8:45 am]

Title 12—Banks and Banking

CHAPTER III—FEDERAL DEPOSIT INSURANCE CORPORATION

PART 329—INTEREST ON DEPOSITS

Preauthorized Payments or Transfers From Savings Deposits

1. On April 4, 1975 the Board of Directors of the Federal Deposit Insurance Corporation ("the Board") adopted a proposed amendment to § 329.5(c) of the FDIC's rules and regulations (12 C.F.R. 329.5(c)). The proposed amendment would permit an insured nonmember bank to make payments or transfers of credit from a customer's savings account to facilitate payment to third parties, regardless of the nature of the customer's obligation. The proposed amendment was published as a notice of proposed rulemaking in the FEDERAL REGISTER of April 10, 1975 (40 FR 16219). Interested persons were given until May 30, 1975 to submit written data, views or arguments on the proposed amendment.

After considering the views and arguments of those persons who commented on the proposed amendment to Section 329.5(c), the Board has decided upon its adoption with certain modifications:

(a) The question has been raised as to whether the phrase "third parties" in the proposed amendment refers to the depositor's own bank. Since the depositor's bank is such a party within the purview of the amendment, the phrase "including the depositor's own bank" has been added after the words "third parties."

(b) The question has been raised as to whether the amendment contemplates the execution of one authorization form so as to permit all subsequent withdrawals. Since the amendment contemplates such a result, the first word in Section 329.5(c)(1)(vi) has been changed from "Payment" to "Payments," so as to be consistent with the phrase "payments or transfers of credit" and so as to avoid any possible confusion.

2. Part 329 of Title 12 of the Code of Federal Regulations is amended by revising, in § 329.5, the introductory portion of (c)(1), and (c)(1)(vi) and (c)(2) to read as follows:

§ 329.5 Withdrawal of savings deposits.

* * * * *

(c) *Manner of payment of savings deposits.* (1) Subject to the provisions of subparagraphs (2) and (4) of this paragraph (c), an insured nonmember bank may permit withdrawals to be made from a savings deposit only through payment [12] to the depositor himself (but not to any other person whether or not acting for the depositor), except:

* * * * *

(vi) Payments or transfers of credit made pursuant to a nonnegotiable, nontransferable written order or authorization, signed by the depositor, directing the bank to make such payments or transfers of credit to third parties, including the depositor's own bank, periodically or otherwise. Any such order or authorization shall include a clear and conspicuous statement to the effect that it is neither negotiable nor transferable.

(2) Notwithstanding the provisions of subparagraph (1) of this paragraph (c), no withdrawal shall be permitted by an insured nonmember bank to be made from a savings deposit, through payment to the bank itself or through transfer of credit to a demand or other deposit account of the same depositor (other than of interest on the savings deposit) if such payment or transfer of credit is made pursuant to any advertised plan or any agreement, written or oral, which authorizes such payments or transfers to be made as a normal practice in order to cover checks or drafts drawn by the depositor upon the bank.

* * * * *

(Sec. 9, 64 Stat. 881-82, 12 U.S.C. 1819; Sec. 18(g), 64 Stat. 893, 80 Stat. 824, 88 Stat. 1558, 12 U.S.C. 1828(g)).

[12] Payment from a savings deposit or presentation of a passbook may be made over the counter, through the mails, or otherwise.

3. Having given ample notice and opportunity for public comment in its Notice of Proposed Rulemaking, the Board hereby adopts the above amendments. The effective date thereof will be delayed for at least 30 days following publication in accordance with 5 U.S.C. 553(d) and 12 CFR 302.5.

4. *Effective Date.* The foregoing amendments to 12 CFR Part 329 are effective September 2, 1975.

By order of the Board of Directors, August 1, 1975.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] ALAN R. MILLER,
Executive Secretary.

[FR Doc.75-20651 Filed 8-6-75;8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airworthiness Docket No. 75-WE-43-AD; Amdt. 39-2317]

PART 39—AIRWORTHINESS DIRECTIVES

Certain Lockheed L-1011-385-1 Aircraft

Some interior arrangement configurations of the Lockheed L-1011 have a flight attendant rest seat located within the aft service center complex which does not have oxygen immediately available for the occupants per FAR 25.1447(c)(1) and does not have the required passenger information signs per FAR 25.791. The lack of oxygen and passenger information signs for the occupants of the flight attendant rest seat can compromise the safety of flight attendants as well as passengers requiring assistance following a rapid decompression of the aircraft. Since this condition is likely to exist in other aircraft of the same type design, an airworthiness directive is being issued to require the installation of an automatically presented oxygen system and passenger information signs for the occupants of the rest seat.

In light of the specified minimum requirements of FAR 25.1447(c)(1) and FAR 25.791 and on the basis of safety considerations, accomplishment of the modifications required by this AD within the time the agency has determined is necessary makes strict compliance with the notice and public provisions of the Administrative Procedure Act impracticable, and this amendment becomes effective 30 days after publication in the Federal Register. However, interested persons are invited to submit such written data, views, or arguments as they may desire regarding this AD. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Regional Counsel, FAA Western Region, Attention: Airworthiness Rules Docket, P.O. Box 92007, Worldway Postal Center, Los Angeles, California 90009. All communications received before the effective date will be considered by the Administrator, and the AD may be changed in light of comments received. All comments will be available both be-

fore and after the effective date in the Rules Docket for examination by interested persons. Persons are urged to submit their comments as early as possible since it may not be possible to evaluate comments received near the effective date in sufficient time to amend the AD before it becomes effective.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

LOCKHEED. Applies to model L-1011-385-1 series airplanes certificated in all categories, configured with aft service center flight attendant rest seats.

Compliance required within 300 flight hours time in service after effective date of this AD unless already accomplished.

To provide protection from the lack of adequate oxygen for the occupants of the aft service center flight attendant's rest seat under emergency conditions and to provide the required information sign notifying occupants of this seat when safety belts should be fastened, and when smoking is prohibited, accomplish one of the following:

(a) Install an automatically presented oxygen unit and passenger information sign for occupants of the aft service center flight attendant's rest seat, approved by the Chief, Aircraft Engineering Division, FAA Western Region; or

(b) Remove the aft service center flight attendant's rest seat; or

(c) Remove existing placard (Lockheed P/N 1564393-101) prohibiting use during takeoff landing and turbulent flight and install in its place a placard prohibiting rest seat occupancy.

Flight attendant's rest seat installation modified by (b) or (c), above, may be reconfigured back to the original seat installation upon accomplishment of (a), above.

This amendment becomes effective September 11, 1975.

This amendment is made under the authority of Sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421 and 1423) and of Section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California on July 29, 1975.

ROBERT H. STANTON,
Director, FAA Western Region.

[FR Doc.75-20615 Filed 8-6-75;8:45 am]

[Airspace Docket No. 75-RM-22]

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

Alteration of Transition Area

On June 25, 1975, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (40 F.R. 26687) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the transition area at Jackson, Wyoming.

Interested persons were given 30 days in which to submit written comments, suggestions or objections. No objections have been received and the proposed amendment is hereby adopted without change.

Effective date. This amendment shall be effective 0901 GMT, October 9, 1975.

This amendment is issued under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended, (49 U.S.C. 1348(a)), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Aurora, Colorado, on August 7, 1975.

M. M. MARTIN,
Director, Rocky Mountain Region.

In Federal Aviation Regulation Part 71, § 71.181 (40 FR 441), the description of the Jackson, Wyoming transition area is amended to read:

That airspace extending upward from 700 feet above the surface within a 5-mile radius circle centered on the Jackson's Hole Airport (latitude 43°36'24" N, Longitude 110°44'13" W), within 5.5 miles west and 9.5 miles east of the Jackson VOR 200° radial, extending from the VOR to 24.5 miles south; and within 2.5 miles each side of the Jackson VOR 020° radial extending from the VOR to 12 miles north of the VOR; and that airspace extending upward from 1200 feet above the surface within 6 miles west and 9.5 miles east of the Jackson VOR 020° radial extending from the VOR to 37.5 miles north of the VOR; within 5 miles each side of the Jackson VOR 107° radial extending from the VOR to 15 miles east of the VOR; and within 6 miles north and 9 miles south of the Dunoir, Wyoming VOR 102° and 282° radials extending from 8 miles east to 21 miles west of Dunoir VOR.

[FR Doc.75-20617 Filed 8-7-75;8:45 am]

[Docket No. 14862; Amdt. No. 980]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 FR 5609).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Information Center, AIS-230, 800 Independence Avenue, S.W., Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, *effective September 18, 1975.*

Cordele, Ga.—Cordele Arpt., VOR/DME Rwy 22, Amdt. 3.
Moberly, Mo.—Omar N. Bradley Arpt., VOR TAC Rwy 17, Amdt. 4
Mobile, Al.—Mobile Aerospace Arpt., VOR Rwy 32, Amdt. 4
Smyrna, Tn.—Smyrna Arpt., VOR/DME Rwy 32, Amdt. 5
Washington, D.C.—Washington National Arpt., VOR Rwy 15, Amdt. 3
Washington, D.C.—Washington National Arpt., VOR Rwy 36, Amdt. 5
Washington, D.C.—Washington National Arpt., VOR/DME Rwy 18, Amdt. 3

* * * *effective September 4, 1975*

Brunswick, Ga.—Brunswick-Golden Isles Municipal Arpt., VOR/DME-B, Orig.

* * * *effective July 30, 1975*

Janesville, Wi.—Rock County Arpt., VOR Rwy 4, Amdt. 17

* * * *effective July 29, 1975*

Bloomington, In.—Monroe County Arpt., VOR Rwy 35, Amdt. 6
Jackson, Mi.—Reynolds Municipal Arpt., VOR Rwy 23, Amdt. 11
Marquette, Mi.—Marquette County Arpt., VOR Rwy 8, Amdt. 12

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, *effective July 25, 1975.*

Columbus, Oh.—Port Columbus International Arpt., LOC(BC) Rwy 10R, Amdt. 10 cancelled
Los Angeles, Ca.—Los Angeles International Arpt., LOC(BC) Rwy 6R, Amdt. 1
Los Angeles, Ca.—Los Angeles International Arpt., LOC(BC) Rwy 7R, Amdt. 11

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADP SIAPs, *effective September 18, 1975.*

Lewisburg, W.V.—Greenbrier Valley Arpt., NDB Rwy 4, Amdt. 3
Smyrna, Tn.—Smyrna Arpt., NDB Rwy 32, Amdt. 1

* * * *effective August 14, 1975*

Frankfort, In.—Frankfort Municipal Arpt., NDB Rwy 3, Orig.

* * * *effective July 29, 1975*

Columbus, Oh.—Port Columbus International Arpt., NDB Rwy 28L, Amdt. 7

Jackson, Mi.—Reynolds Municipal Arpt., NDB Rwy 23, Amdt. 4

* * * *effective July 25, 1975*

Celina, Oh.—Lakefield Arpt., NDB Rwy 8, Orig. cancelled

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, *effective September 18, 1975.*

Lewisburg, W.V.—Greenbrier Valley Arpt., ILS Rwy 4, Amdt. 1

* * * *effective July 30, 1975*

Janesville, Wi.—Rock County Arpt., ILS Rwy 4, Amdt. 1

* * * *effective July 29, 1975*

Columbus, Oh.—Port Columbus International Arpt., ILS Rwy 28L, Amdt. 19
Jackson, Mi.—Reynolds Municipal Arpt., ILS Rwy 23, Amdt. 3
Marquette, Mi.—Marquette County Arpt., ILS Rwy 8, Amdt. 3
Pontiac, Mi.—Oakland-Pontiac Arpt., ILS Rwy 9R, Amdt. 4

* * * *effective July 25, 1975*

Los Angeles, Ca.—Los Angeles International Arpt., ILS Rwy 6R, Amdt. 5
Los Angeles, Ca.—Los Angeles International Arpt., ILS Rwy 7L, Amdt. 12

5. Section 97.33 is amended by originating, amending or canceling the following RNAV SIAPs, *effective July 25, 1975.*

Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 6L, Amdt. 2
Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 7L, Amdt. 2
Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 24R, Amdt. 3
Los Angeles, Ca.—Los Angeles International Arpt., RNAV Rwy 25L, Amdt. 4

These amendments are made effective under the authority of Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510, and Sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c).

Issued in Washington, D.C., on July 31, 1975.

JAMES M. VINES,
Chief,
Aircraft Programs Division.

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 (35 FR 5610) approved by the Director of the Federal Register on May 12, 1969.

[FR Doc.75-20616 Filed 8-6-75;8:45 am]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2678]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Crown Trading Company, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155-95(a) Truth in Lending Act. Subpart—Corrective actions and/or requirements: § 13.533 Corrective actions and/or requirements; 13.533-25 Displays, in-house. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, *et seq.*)

In the matter of Crown Trading Company, Inc., a corporation trading and doing business as Crown Stores, and Eusebio Benitez and Juan Benitez, individually and as officers of said corporation.

Consent order requiring a Miami, Fla., retailer of television sets, furniture and appliances, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

ORDER

IT IS ORDERED that respondents Crown Trading Company, Inc., a corporation trading and doing business as Crown Stores, or under any other name or names, its successors and assigns, and its officers, and Eusebio Benitez and Juan Benitez, individually and as officers of said corporation, and respondents agents, representatives and employees, directly or through any corporation, subsidiary, division or other device, in connection with any extension of consumer credit or advertisement to aid, promote or assist directly or indirectly any extension of consumer credit, as "consumer credit" and "advertisement" are defined in Regulation Z (12 C.F.R. 226) of the Truth in Lending Act (P.L. 90-321, 15 U.S.C. 1601 *et seq.*), do forthwith cease and desist from:

1. Failing to disclose the "annual percentage rate," computed in accordance with Section 226.5 of Regulation Z, as required by Section 226.8(b)(2) of Regulation Z.

2. Failing to disclose the number, amount, and due dates or periods of payments scheduled to repay the indebtedness, as required by Section 226.8(b)(3) of Regulation Z.

3. Failing to disclose the sum of the payments scheduled to repay the indebtedness, using the term "total of payments," as required by Section 226.8(b)(3) of Regulation Z.

4. Failing in any credit sale to disclose the price at which respondents, in the regular course of business, offer to sell for cash the property or services which are the subject of the credit sale, using the term "cash price," as required by Section 226.8(c)(1) of Regulation Z.

5. Failing to disclose the amount of any downpayment in money made in connection with any credit sale, using the term "cash downpayment," as required by Section 226.8(c)(2) of Regulation Z.

6. Failing to disclose the amount of any downpayment in property made in connection with any credit sale, using the term "trade in," as required by Section 226.8(c)(2) of Regulation Z.

7. Failing to disclose the sum of the "cash downpayment" and the "trade in" made in connection with any credit sale, using the term "total downpayment," as required by Section 226.8(c)(2) of Regulation Z.

8. Failing in any credit sale to disclose the difference between the "cash price" and the "total downpayment," using the term "unpaid balance of cash price," as required by Section 226.8(c)(3) of Regulation Z.

9. Failing to disclose all other charges which are included in the amount financed, but which are not part of the finance charge, as required by Section 226.8(c)(4) of Regulation Z.

10. Failing in any credit sale to disclose the sum of the "unpaid balance of cash price" and all other charges individually itemized, which are included in the amount financed but which are not part of the finance charge, using the term "unpaid balance," as required by Section 226.8(c)(5) of Regulation Z.

11. Failing to disclose the amount of credit extended, using the term "amount financed," as required by Section 226.8(c)(7) of Regulation Z.

12. Failing to disclose the sum of all charges made to the customer which are required by Section 226.4 of Regulation Z to be included in the finance charge, using the term "finance charge," as required by Section 226.8(c)(8)(i) of Regulation Z.

13. Failing in any credit sale to disclose the sum of the cash price, all charges which are included in the amount financed but which are not part of the finance charge, and the finance charge, using the term "deferred payment price," as required by Section 226.8(c)(8)(ii) of Regulation Z.

14. Failing to make consumer credit cost disclosures heretofore set forth in this order before consummation of the transaction, and to furnish the customer with a duplicate of the contract or a statement by which the disclosures required by Regulation Z are made, as required by Section 226.8(a) of Regulation Z.

15. Supplying, orally or in writing, any information to a customer so as to mislead or confuse the customer, or contradict or obscure, or detract attention from the information required by Regulation Z, in violation of Section 226.6(c) of Regulation Z.

16. Misrepresenting, orally or otherwise, directed or by implication, that credit life, accident, health and/or disability insurance are required as a con-

[1] Copies of the Complaint, Decision and Order, filed with the original document.

dition of obtaining credit from respondents.

17. Discouraging, orally or otherwise, directly or by implication, the declination of credit life, accident, health and/or disability insurance.

18. Failing, when charges for credit life insurance and/or accident and health insurance are not included in the finance charge to:

a. Obtain from each customer purchasing such insurance a specifically dated and separately signed affirmative written indication of the consumer's desire for such insurance after making written disclosure to the consumer of the costs of such insurance, as required by Section 226.4(a)(5) of Regulation Z.

b. Tell the consumer that:

i. credit life insurance and/or credit accident and health insurance are optional; and

ii. the consumer's choice regarding the insurance coverage will not be considered in respondents' approval of the consumer's credit.

19. Failing to tell every customer the purpose(s) of each signature requested by respondents on any document directly related to the consummation of the credit transaction.

20. Making any marks or otherwise instructing a consumer where to sign or date the personal insurance authorization required by Section 226.4(a)(5), in advance of the consumer's free and independent choice of such insurance.

21. Failing in any consumer credit transaction or advertisement to make all disclosures, determined in accordance with Sections 226.4 and 226.5 of Regulation Z, in the manner, form, and amount required by Sections 226.6, 226.7, 226.8, and 226.10 of Regulation Z.

IT IS FURTHER ORDERED that whenever the sales presentation is principally made in a language other than English, *e.g.*, Spanish, that the customer be given a statement containing the disclosures required by Section 226.8 of Regulation Z, in the form and manner prescribed therein but in the same language as that principally used in the sales presentation made to such customer.

IT IS FURTHER ORDERED that respondents prominently display the following notice both in Spanish and in English in two or more locations in that portion of respondents' business premises most frequented by prospective customers, and in each location where customers normally sign consumer credit documents or other binding instruments. Such notice shall be considered prominently displayed only if so positioned as to be easily observed and read by the intended individuals:

NOTICE TO CREDIT CUSTOMERS

If the Dealer Is Financing or Arranging the Financing of Your Purchase, You Are Entitled to Consumer Credit Cost Disclosures as Required by the Federal Trade Commission's Truth in Lending Act. These Must be Provided to You in Writing Before You Are Asked to Sign Any Document Or Other Papers Which Would Bind You to Such A Purchase.

IT IS FURTHER ORDERED that the respondents deliver a copy of this order to cease and desist to all present and future personnel of respondents engaged in the consummation of any extension of consumer credit or in any aspect of the preparation, creation or placing of advertising, and that respondents secure a signed statement acknowledging receipt of said order from each such person.

IT IS FURTHER ORDERED that the individual respondents named herein promptly notify the Commission of the discontinuance of their present business or employment and of their affiliation with a new business or employment. Such notice shall include respondents' current business address and a statement as to the nature of the business or employment in which they are engaged, as well as a description of their duties and responsibilities.

IT IS FURTHER ORDERED that respondents notify the Commission at least thirty (30) days prior to any proposed change in corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor business, corporate or otherwise, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of this order.

IT IS FURTHER ORDERED that the respondents herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission July 1, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-20621 Filed 8-6-75;8:45 am]

[Docket No. 8874]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Corning Glass Works

For codification under Part 13 of CFR, see 38 FR 18644.

(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 Corning Glass Works, a corporation.

Amended final order to cease and desist prohibiting a Corning, New York manufacturer, advertiser, seller and distributor of Pyrex, Corning Ware, and Corelle Livingware brands of glass household products for food preparation, serving, and storage, among other things, from entering into, maintaining or enforcing resale price agreements; and refusing to deal with customers or potential customers unless they agree to maintain the fair trade price of the commodities to be resold.

The order reopening proceedings, vacating order, and issuing amended final order to cease and desist is as follows:[1]

[1] Copy of the order filed with the original document.

On April 30, 1975, the Commission's Order in this matter became final.[2] On that same day, Respondent filed a Petition to Reopen the Proceedings to Vacate the Final Order Entered Herein and to Substitute an Amended Final Order and a Motion for Suspension of Compliance with Final Order Pending Disposition of Petition to Vacate Same. Complaint Counsel on behalf of the Bureau of Competition filed their answer to both the Petition and the Motion on May 1, 1975. The Motion to Suspend Compliance was granted in part on May 8, 1975. On May 19, 1975, the parties filed a stipulation as to a modification in respondent's proposed Amended Final Order.

Treating the Petition to Reopen as a Petition to Reopen and Modify under Rule Section 3.72(b)(2), we find that it should be granted as modified by the stipulation of May 19.

Under Section 3.72(b), a reopening of a final order is authorized if changed conditions of fact so require. Here, Respondent has alleged, and Complaint Counsel agree, that it has wholly abandoned its fair trade program which was the subject of this matter. We are persuaded that this changed condition of fact and the public interest require a modification of the Order entered herein. Accordingly,

IT IS ORDERED that the proceedings in the above-captioned matter be, and they hereby are, reopened.

IT IS FURTHER ORDERED that the Commission's Order in said matter, issued June 5, 1973, be, and it hereby is, vacated and the following Amended Final Order is hereby entered:

AMENDED FINAL ORDER

I. IT IS ORDERED that Respondent, Corning Glass Works, a corporation, directly or indirectly, through its officers, agents, representatives, employees, subsidiaries, successors, licensees, or assigns, or through any reseller or any other corporate or other device, in connection with the manufacture, advertising, offering for sale, sale, or distribution, in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, of Pyrex, Corning Ware, and Corelle brand commodities, or of any other commodity which bears, or the label or container of which bears, any other trademark, brand, or name owned by Respondent, with respect to which commodity Respondent may in the future establish any fair trade program, shall not:

1. Enter into, maintain or enforce any understanding, contract, or agreement with any reseller located within, or applicable to resales occurring within, any

[2] The Commission Order of June 5, 1973 (82 FTC 1675) was appealed by Corning to the United States Court of Appeals for the Seventh Circuit. The Commission's decision and Order was affirmed by that Court, 509 F. 2d 293 (January 29, 1975). Under 15 U.S.C. Sec. 45(g)(2), the Order thus became final on April 30, 1975.

state which at the time is, or thereafter becomes a free trade state *—

(a) which contains any provision which establishes, is intended to establish, or may be construed by the reseller to establish, any stipulated or minimum price at which resales shall be made; or which contains any circumstance or condition under which any such provision shall become applicable to any resale; or

(b) which contains any provision which restricts, is intended to restrict, or may be construed by the reseller to restrict, the reseller's right to deal with any customer, whether for subsequent resale or otherwise, in any state; or which otherwise imposes, is intended to impose, or may be construed by the reseller to impose, any qualification, precondition, or other limitation on said right; or which contains any circumstance or condition under which any such provision shall become applicable to any resale.

2. Enter into, maintain, or enforce any understanding, contract or agreement, with any reseller located within any state which at the time is, or thereafter becomes a free trade state, which requires, is intended to require, or may be construed by the reseller to require, as a precondition to any resale or as a qualification or other limitation on the right to resell, that said reseller—

(a) obtain from any customer or potential customer in any state any understanding, contract, or agreement by which said customer or potential customer agrees with Respondent to maintain the fair trade price of the commodity to be resold; or

(b) refuse to deal with any customer or potential customer in any state unless such customer or potential customer has agreed to maintain the fair trade price of the commodity to be resold.

3. (a) Circulate to any free trade state reseller any list ("blacklist") of retailers who have advertised, offered for sale, or sold any of Respondent's fair traded commodities at less than the fair trade prices established therefor, or who have not signed a fair trade contract, or whose retailer contracts have been terminated; or in any other manner communicate the names of such retailers to any free trade state resellers; or (b) take any other action which is intended to, or which may in fact, prevent or have a tendency to prevent any retailer from obtaining any such commodity: *Provided, however,* That nothing in (b) of this subparagraph 3 shall apply to any action taken by virtue of the breach of a signed contract, lawfully obtained and entered into pursuant to a fair trade law which is valid as of the time of both the breach and the action taken; or to any action taken to enforce any right against a nonsigner created by a fair trade law or provision thereof which is enforceable as of the time of the action taken.

4. Impose, by refusing to deal, termination, or any other unilateral action, or by contract, combination or conspiracy, any limitation, qualification, or precondition not expressly permitted by Sections 5(a)(2) and 5(a)(3) of the Federal Trade Commission Act, on any reseller's right or ability to purchase or sell any fair traded commodity—

(a) where the purpose or effect thereof is, or is likely to be, adherence to resale prices or any course of conduct established, required, or suggested by Respondent, by any reseller whose resale prices or conduct are not, or cannot be, lawfully controlled by Respondent; or

(b) where the purpose or effect thereof is, or is likely to be, the unavailability, through normal channels of distribution, of Respondent's commodities to, or any discrimination with respect thereto against, any such reseller due to his failure or unwillingness to adhere to said resale prices or course of conduct.

II. IT IS FURTHER ORDERED that Respondent, directly or indirectly, through its officers, agents, representatives, employees, subsidiaries, successors, licensees, or assigns, or through any reseller or any other corporate or other device, in connection with the manufacture, advertising, offering for sale, sale, or distribution, in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, of any commodity, shall forthwith cease and desist from entering into, maintaining, or enforcing any contract, combination or conspiracy which imposes any limitation, qualification, or precondition not expressly permitted by applicable state law and granted immunity by Section 5(a)(2) of the Federal Trade Commission Act, on any reseller—

1. Where the purpose or effect thereof is, or is likely to be, adherence to resale prices or any course of conduct established, required, or suggested by Respondent, by any reseller whose resale prices or conduct are not, or cannot be lawfully controlled by Respondent; or

2. Where the purpose or effect thereof is, or is likely to be, the unavailability through normal channels of distribution of Respondent's commodities to, or any discrimination with respect thereto against, any such reseller due to his failure or unwillingness to adhere to said resale prices or course of conduct.

III. IT IS FURTHER ORDERED that beginning ninety (90) days following the date upon which this Order becomes final and continuing for a period of ten (10) years thereafter in connection with the advertising, offering for sale, sale or distribution of any non-fair traded glass and glass ceramic product for food preparation, serving and storage under the names Pyrex and Corning Ware and tableware under the name Corelle, Respondent shall not suggest any resale prices either in advertising or in any material provided, published, or paid for in whole or in part by Respondent, including but not limited to price lists, advertising and promotional material, boxes and containers furnished for the transport or display of such commodities and tags, labels and other devices affixed to such commodities, unless such advertising and material include the clear and conspicuous statement "Manufacturer's Suggested Price", or a statement substantially equivalent thereto, *Provided, however,* That nothing in this Paragraph III shall prevent Respondent from furnishing or causing to be furnished to resellers of such products any advertising or promotional materials containing Respondent's suggested prices without such statement when alternative materials without prices for use by such resellers to advertise or promote prices of their own choosing are simultaneously furnished; and *Provided, further,* That Respondent shall not initiate, conduct, sponsor, participate in, or contribute anything of value to, any cooperative advertising or other program of sales promotion or assistance wherein participation therein or the benefits thereof to any reseller are in any way conditioned upon the reseller's advertising, offering for sale or selling at no less than any price(s) suggested by Respondent for such products.

IV. IT IS FURTHER ORDERED that Respondent shall:

1. Within sixty (60) days from the date upon which this order becomes final, mail, deliver or cause to be delivered and request signed receipts for, copies of this Order to the following resellers of glass and glass ceramic products for food preparation, serving and storage under the names Pyrex and Corning Ware and tableware under the name Corelle:

(a) every reseller who was either under fair trade contract on March 1, 1971 or who was placed under such contract thereafter;

(b) every reseller whose fair trade contract has been terminated by Respondent since January 1, 1966;

(c) every reseller whose name has appeared on any blacklist since January 1, 1966; and

(d) every other current reseller of such products.

2. Within sixty (60) days from the date upon which this Order becomes final, and on the six (6) month and twelve (12) month anniversary date of this Order, mail, deliver or cause to be delivered, and request signed receipts for notices in forms submitted to and approved by the Commission prior to mailing or delivery, which clearly inform all resellers specified in subparagraphs 1 (a), (b), (c) and (d) of this Paragraph IV:

(a) that Respondent has ceased to fair trade its commodities;

(b) that all provisions of their contracts (should the same otherwise be in effect) relating to fair trade are cancelled and that said resellers are under no legal duty to re-enter into any fair trade agreements;

(c) that such fair trade provisions will no longer be enforced;

(d) that said resellers may and are encouraged to sell Respondent's goods to any customer at such price as may be in-

* The definitions of terms contained in Part I.A of the Commission's June 5, 1973 opinion in this matter shall apply to this Amended Final Order.

dividually determined by each such reseller;

(e) that said resellers may and are encouraged to sell Respondent's goods to any customer, whether for subsequent resale or otherwise, without restriction or precondition, and irrespective of whether the customer is located within, or may resell the goods within, any fair trade state;

(f) that no resellers in any state are required to refuse to deal with any other reseller due to the other reseller's failure or unwillingness to sign any contract requiring the maintenance of resale prices;

(g) that any reseller in any state who places an order for Respondent's goods with any reseller which is not filled due to its having advertised, offered for sale, or sold such goods at less than Respondent's suggested resale price or any former stipulated or minimum price, should immediately notify Respondent in writing of the name and address of the reseller so refusing to deal;

(h) that the exercise by said resellers of any of their rights previously subject to the fair trade provisions of Respondent's fair trade contracts shall in no way prejudice said resellers' ability to obtain or to continue to obtain Respondent's merchandise;

(i) that any reseller who believes that Respondent is violating any provision of this Order, either directly or indirectly (through its wholesalers or otherwise) should set forth the facts and circumstances believed relevant and submit them to

Assistant Director, Division of Compliance, Bureau of Competition, Federal Trade Commission, Washington, D.C. 20580.

The first notice required to be mailed or delivered to retailers by this subparagraph 2 shall be accompanied by a list of the names and addresses (arranged by state) of all wholesalers of Respondent's goods. Said list shall contain a clear and conspicuous statement that all wholesalers listed therein are free to sell at prices of their own choosing to any retailer in any state without qualification, limitation or precondition.

3. Within sixty (60) days from the date upon which this order becomes final, mail or deliver, and obtain a signed receipt for, a written offer of reinstatement to:

(a) any free trade state wholesaler who was terminated by Respondent since January 1, 1966 for failure to comply with the refusal-to-deal provision of his wholesaler contract, and

(b) any free trade state wholesaler who was terminated by Respondent since January 1, 1966 for failure to comply with the resale price maintenance provision of his wholesaler contract; and reinstate forthwith, any such wholesalers who within thirty (30) days thereafter request reinstatement. Said offer of reinstatement shall be accompanied by a copy of this Order and the notice required by subparagraph 2 of this Paragraph IV.

4. Immediately upon receipt, take such action as is necessary to ensure correction of all complaints received pursuant to any provision of this Paragraph IV, and retain such complaints and records of all corrective action taken thereon for a period of five years from the date on which each complaint is received. Reports of said complaints and of corrective action shall be included in reports to the Commission required by Paragraph VI 1. of this Order.

V. IT IS FURTHER ORDERED that Respondent shall:

1. Fully acquaint all appropriate present and future personnel with the provisions and requirements of this Order.

2. For a period of five (5) years from the date of this Order, mail or deliver and obtain a signed receipt for, a copy of this Order to all new resellers to whom Respondent directly sells glass and glass ceramic products for food preparation, serving, and storage under the names Pyrex and Corning Ware and tableware under the name Corelle.

3. Make any fair trade provisions of contracts entered into by it in the future conform with the requirements and intent of this Order and submit any such contracts to the Commission for approval prior to their use.

VI. IT IS FURTHER ORDERED that Respondent shall:

1. Within sixty (60) days from the date on which this Order becomes final, and annually each year for a period of five (5) years thereafter, submit to the Commission a written report setting forth in full detail the manner in which Respondent is complying with each requirement of this Order, accompanied by such documents, forms, contracts, receipts, or other material as is necessary to constitute proof that Respondent is in full and faithful compliance herewith.

2. Notify the Commission in writing at least ninety (90) days prior to the reinstitution by Respondent of any future fair trade program and neither execute nor obtain the execution of any new fair trade contract which has not been submitted to and approved by the Commission prior to its use.

3. Notify the Commission in writing at least thirty (30) days prior to any proposed change in the corporation such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries, or any other change in the corporation which may affect compliance obligations arising out of this Order.

4. Retain all receipts required to be obtained by this Order for a period of five (5) years from the date of each said receipt.

With Commissioner Thompson not participating, the order issuing amended final order to cease and desist was issued by the Commission June 17, 1975.

CHARLES A. TOBIN,
Secretary.

[FR Doc.75-20622 Filed 8-6-75;8:45 am]

Title 19—Customs Duties

CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 75-201]

PART 6—AIR COMMERCE REGULATIONS

Reporting and Landing Requirements; Private Aircraft

On March 28, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 14087) which proposed to amend Part 6 of the Customs Regulations (19 CFR Part 6) by amending paragraphs (a) and (b) of section 6.2 and by adding a new section 6.14 to set forth special reporting requirements and control procedures for private aircraft arriving from certain areas south of the United States. Specifically, the amendments will require commanders of private aircraft proceeding to the United States from a foreign place in the Western Hemisphere south of 33 degrees north latitude, and crossing into the United States over a point on the United States border between 95 and 120 degrees west longitude, to communicate to Customs, not less than 15 minutes prior to crossing the border, their intention of landing and the intended point and time of border crossing. The amendments will require all such aircraft, unless exempted, to land at one of the 13 specially-designated airports in the immediate proximity of the border between the United States and Mexico.

Interested persons were given 30 days from the date of publication of the notice to submit relevant written data, views, or arguments regarding the proposal. After consideration of all comments received, it has been determined that the proposed amendments should be adopted as set forth in the notice except for the following two changes:

1. Section 6.14(a)(5) is changed to read "Place of last departure (foreign);".

2. Subparagraphs (2), (3), (4), (5), and (6) of section 6.14(d) are renumbered (3), (4), (5), (6), and (7), respectively, and a new subparagraph (2) is added to read: "(2) Identity of aircraft (make and model number)".

The proposed amendments, modified to include these changes, are adopted as set forth below.

Effective date. These amendments shall become effective September 8, 1975.

[SEAL] VERNON D. ACREE,
Commissioner of Customs.

Approved: July 16, 1975.

DAVID R. MACDONALD,
Assistant Secretary of the Treasury.

Paragraphs (a) and (b) of § 6.2 of the Customs Regulations (19 CFR 6.2(a) and (b)) are amended to read as follows:

§ 6.2 Landing requirements.

(a) *Place of landing.* * * * The first landing shall be at an international airport unless permission to land elsewhere shall first be granted, except that such

permission is not required for an emergency or forced landing or with respect to the procedure prescribed in paragraph (b) of this section, relating to private aircraft arriving from south of the United States. * * *

* * * * *

(b) *Advance notice of arrival*—(1) *Applicability.* All aircraft, except as provided in subparagraph (3) of this paragraph, before coming into any area from any place outside the United States, for security reasons, and in order to avoid the penalties provided for in § 6.11, shall furnish a timely notice of intended arrival, either by or at the request of the commander of the aircraft, through the Federal Aviation Administration flight notification procedures or directly to the district director or other Customs officer in charge at the nearest intended place of first landing in such area. That officer shall notify the officers in charge of the other Government services. In the case of private aircraft passing through the zone referred to in paragraph (a) of § 6.14 and crossing into the United States within that zone, advance notice shall be furnished in accordance with the procedure prescribed in § 6.14.

(2) *Furnishing advance notice.* When, by reason such as departure from a remote place, dependable facilities for giving notice are not available, a landing shall be made at a place where the necessary facilities do exist before coming into any area from any place outside the United States. However, radio equipment of the plane may be used if this will result in the giving of adequate and timely notice.

(3) *Exception for scheduled airline to the requirement of giving advance notice.* Advance notice shall not be required in the case of aircraft of a scheduled airline arriving in accordance with a regular schedule filed with the district director for the district in which the place of first landing is situated.

(4) *Contents of advance notice.* The advance notice of arrival shall specify the following:

(i) Type of aircraft and registration marks;

(ii) Name of aircraft commander;

(iii) Place of last departure;

(iv) International airport of intended landing or other place at which landing has been authorized by Customs;

(v) Number of alien passengers;

(vi) Number of citizen passengers; and

(vii) Estimated time of arrival.

(5) *Timeliness of advance notice.* The advance notice must be received by Customs in sufficient time to enable the officers designated to inspect the aircraft to reach the international airport or such other place of first landing prior to the arrival of the aircraft, except as provided in § 6.14.

(6) *Responsibility of aircraft commander upon landing.* If, upon landing in any area the aircraft commander finds that United States Government inspection officers have not arrived, the commander shall hold the aircraft and any merchandise, including baggage, thereon intact and keep the passengers and crewmembers in a segregated place until the inspection officers arrive.

* * * * *

Part 6 of the Customs Regulations (19 CFR Part 6) is amended by adding a new § 6.14 to read as follows:

§ 6.14 Private aircraft arriving from areas south of the United States.

(a) *Advance report of penetration of United States airspace.* All private aircraft arriving in the United States from a foreign place in the Western Hemisphere south of 33 degrees north latitude which cross into the United States over a point on the United States border between 95 and 120 degrees west longitude shall furnish a notice of intended arrival to the Customs Service, either by or at the request of the commander of the aircraft, not less than 15 minutes prior to crossing the border. The notice shall be furnished through the Federal Aviation Administration flight notification procedures or directly to the district director or other Customs officer at the nearest intended place of first landing in the United States. The notice shall include the following:

(1) Aircraft registration number;

(2) Name of aircraft commander;

(3) Number of United States citizen passengers;

(4) Number of alien passengers;

(5) Place of last departure (foreign);

(6) Estimated time and location of crossing United States border;

(7) Name of intended United States airport of first landing (one of the designated airports listed in paragraph (e) of this section, unless an exception has been granted); and

(8) Estimated time of arrival.

(b) *Landing requirement.* Private aircraft required to furnish a notice of intended arrival in compliance with paragraph (a) of this section shall land for Customs processing at one of the airports listed in paragraph (e) of this section unless exempted from this requirement in accordance with paragraph (d) of this section.

(c) *Private aircraft defined.* For the purpose of this section, "private aircraft" means any aircraft other than an aircraft engaged in the transportation of passengers or cargo or both for hire.

(d) *Exemption from the landing requirement.* The owner or aircraft commander of a private aircraft required to furnish a notice of intended arrival in compliance with paragraph (a) of this section may request an exemption from the landing requirement specified in paragraph (b) of this section. The request shall be submitted to the Customs officer in charge of the airport of first landing at which Customs processing is desired and shall be submitted at least 30 days prior to the anticipated first arrival if the request is for an exemption covering a number of flights over a period of 1 year, or at least 15 days prior to the anticipated arrival if the request is for a single flight. The request shall include the following information:

(1) Aircraft registration number;

(2) Identity of aircraft (make and model number);

(3) Names and addresses of owners of the aircraft;

(4) Names and addresses of all crewmembers;

(5) Names of usual or potential passengers to the extent possible;

(6) Name of anticipated airport of first landing in the United States; and

(7) Place or places from which the flight(s) will originate.

(e) *Designated airports.*

Location:	*Name*
Brownsville, Texas	Brownsville International Airport.
Calexico, California	Calexico International Airport.
Del Rio, Texas	Del Rio International Airport.
Douglas, Arizona	Bisbee-Douglas International Airport.
Eagle Pass, Texas	Eagle Pass Airport.
El Paso, Texas	El Paso International Airport.
Laredo, Texas	Laredo International Airport.
McAllen, Texas	Miller International Airport.
Nogales, Arizona	Nogales International Airport.
San Diego, California	Brown Field.
San Diego, California	San Diego International Airport (Lindbergh Field).
Tucson, Arizona	Tucson International Airport.
Yuma, Arizona	Yuma International Airport.

(R.S. 251, as amended, sec. 624, 46 Stat. 759, sec. 1109, 72 Stat. 799, as amended (19 U.S.C. 66, 1624, 49 U.S.C. 1509)

[FR Doc.20721 Filed 8-6-75;8:45 am]

Title 21—Food and Drugs

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

[Docket No. 75N-0063]

PART 436—TESTS AND METHODS OF ASSAY OF ANTIBIOTIC AND ANTIBIOTIC-CONTAINING DRUGS

Cephradine

Correction

In FR Doc. 75-16074 appearing at page 26270 in the issue of Monday, June 23, 1975, make the following changes:

1. On page 26270 in the table in § 436.33(b) the figure under the heading "Concentration in units or milligrams of activity per milliliter" should read "40 mg."

2. On page 26270 the table in § 436.105 (a) has several errors and is reprinted correctly below:

Antibiotic	Media to be used (as listed by medium number in § 436.102(b))		Milliters of media to be used in the base and seed layers		Test organism	Suggested volume of standardized inoculum to be added to each 100 milliliters of seed agar	Incubation temperature for the plates
	Base layer	Seed layer	Base layer	Seed layer			
• • •	• • •	• • •	• • •	• • •	• • •	*Milliliters*	*Degrees C*
						• • •	• • •
Cephradine	2	1	21	4	A	0.05	32-35
• • •	• • •	• • •	• • •	• • •	• • •	• • •	• • •

3. On page 26270 in the table in § 436.105(b) the figure under the heading "Final concentration units or milligrams per milliliter" should read "1mg."

Title 22—Foreign Relations

CHAPTER II—AGENCY FOR INTERNATIONAL DEVELOPMENT, DEPARTMENT OF STATE

[A.I.D. Reg. 14]

PART 214—ADVISORY COMMITTEE MANAGEMENT

Title 22, Chapter II, Part 214 (A.I.D. Reg. 14) was originally published in the Federal Register of August 8, 1973 FR 21398). Because of the amendments briefly described below, and the updating of references and dates, Part 214 is republished in its entirety.

CHANGES

§ 214.11 Amended by the addition of language requiring that A.I.D. consultation with the Office of Management and Budget (OMB) Committee Management Secretariat on the establishment of a new Advisory Committee be in writing.

§ 214.12 A new section on considerations in membership selection.

§ 214.13 Formerly numbered § 214.12.

§ 214.14 Formerly numbered § 214.13.

§ 214.15 A new section on changes in membership.

§ 214.21 Amended by the addition of a provision which limits a committee to two years after it is renewed, unless further renewed prior to its expiration; and addition of a requirement for A.I.D. to notify OMB of a renewal not more than 60 nor less than 30 days prior to expiration, such renewal to be approved by the OMB Secretariat.

§ 214.22 Amended by the addition of a requirement that within A.I.D., renewal documentation is to be submitted to the Administrator 65 days prior to the expiration date.

§ 214.31 Amended by the addition of a requirement that Advisory Committee Representatives maintain current membership lists.

§ 214.33 Amended by a provision that notices of meetings are to explain why if any part of the meeting is to be closed, in addition to the previous requirement for notices to include "the extent to which the public may attend or participate in the meeting"; a provision that notices normally state that meetings are open to the public; and a requirement that in A.I.D., notices of meetings are to be sent to the General Counsel 32 days before the meeting date. This is to ensure publication in the FEDERAL REGISTER at least 15 days in advance of the meeting rather than the seven days previously required.

§ 214.34 Amended by the addition of a provision that when the A.I.D. Administrator determines that a meeting should be closed, the determination itself is to be available to the public; and a requirement that when all or part of a meeting is closed, the committee shall issue a report at least annually.

§ 214.38 This section, which formerly required an annual report from each committee, is eliminated.

§ 214.39 Renumbered § 214.38 and modified to reflect the above change in committee reporting requirements.

§ 214.44 Revised to reflect current A.I.D. reporting requirements, i.e., a report on the annual comprehensive review of committees due in OMB by November 30, an annual report to GSA due February 1, and notification to OMB if any significant changes in committees occur.

Part 214 of 22 CFR Chapter II is republished as set forth below.

Subpart A—General

Sec.
214.1 Purpose.
214.2 Definition of advisory committee.
214.3 A.I.D. Advisory Committee Management Officer.

Subpart B—Establishment of Advisory Committees

214.11 Establishment and chartering requirements.
214.12 Considerations in Membership Selection.
214.13 Responsibilities within A.I.D.
214.14 Charter revisions.
214.15 Changes in membership.

Subpart C—Termination and Renewal of Advisory Committees

214.21 Termination and renewal provisions.
214.22 Responsibilities within A.I.D.

Subpart D—Operation of Advisory Committees

214.31 A.I.D. advisory committee Representatives.
214.32 Calling of advisory committee meetings.
214.33 Notice of meetings.
214.34 Public participation.
214.35 Minutes of meetings.
214.36 Records of advisory committees.
214.37 Public access to committee records.
214.38 Submission of reports to the Library of Congress.

Subpart E—Administration of Advisory Committees

214.41 Support Services.
214.42 Uniform pay guidelines.
214.43 Agency records.
214.44 Annual review and reports.

Subpart F—Administrative Remedies

Sec.
214.51 Administrative review of denial for public access to records.
214.52 Administrative review of other alleged non-compliance.

AUTHORITY: Section 621 of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2381); sec. 8(a) of the Federal Advisory Committee Act, P.L. 92-463; and Executive Order 11769.

Subpart A—General

§ 214.1 Purpose.

The regulations in this part prescribe administrative guidelines and management controls for A.I.D. advisory committees. Federal Advisory Committees are governed by the provisions of the Federal Advisory Committee Act, P.L. 92-463 (effective January 5, 1973, hereinafter referred to as the Act); Executive Order No. 11769 (February 21, 1974) entitled "Committee Management"; OMB Circular A-63 (March 27, 1974, as amended).

§ 214.2 Definition of advisory committee.

(a) The term "advisory committee" is defined in section 3(2) of the Act.

(b) In general, this definition includes any committee, board, commission, council, conference, panel, task force, or other similar group, or any subcommittee or sub-group thereof, which is formed or utilized by the Agency for obtaining advice or recommendations, and which is not composed wholly of full-time Federal employees.

§ 214.3 A.I.D. Advisory Committee Management Officer.

The Advisory Committee Management Officer is responsible to the Administrator for the establishment of uniform administrative guidelines and management controls which must be consistent with directives of the Director of the OMB under sections 7 and 10 of the Act.

Subpart B—Establishment of Advisory Committees

§ 214.11 Establishment and Chartering Requirements.

Provisions governing the establishment and chartering of Advisory Committees are contained in section 9 of the Act and paragraph 6 of OMB Circular A-63. In summary, these requirements include the following:

(a) Where establishment of an Advisory Committee is not specifically authorized by statute or by the President, the need for a new A.I.D. advisory committee is determined by the A.I.D. Administrator, in accordance with the guidelines set forth in section 5(b) of the Act. The determination also includes a certification that creation of the Committee is in the public interest and a description of the nature and purpose of the Committee.

(b) After written consultation to the OMB Secretariat and notification that the establishment of the Committee would be in accord with the Act, A.I.D. publishes the Administrator's Determination in the FEDERAL REGISTER at

least fifteen (15) days prior to the filing of the Committee's Charter.

(c) Each advisory committee established or used by A.I.D. is required to file a charter with the A.I.D. Administrator, the House Foreign Affairs Committee, and the Senate Foreign Relations Committee, before meeting or taking any action.

(d) Advisory committee charters shall include the following information:

(1) Committee's official title;

(2) Committee's objectives and scope of activity;

(3) Period of time necessary for the committee to carry out its purposes;

(4) Agency official to whom the committee reports;

(5) Agency responsible for providing necessary support for the committee;

(6) Description of duties for which the committee is responsible, and, if such duties are not solely advisory, a specification of the authority for such functions;

(7) Estimated annual operating costs in dollars and man-years for the committee;

(8) Estimated number and frequency of committee meetings;

(9) Committee's termination date; and

(10) Date the charter is filed.

(e) A copy of the charter is required to be sent to the Library of Congress, Exchange and Gift Division, Federal Advisory Committee Desk, Washington, D.C. 20540.

§ 214.12 Considerations in Membership Selection.

Membership is to be fairly balanced in terms of points of view represented and functions to be performed. Appropriate attention is also given to factors of sex, race, creed, national origin, and religion.

§ 214.13 Responsibilities within A.I.D.

(a) The A.I.D. Office or Bureau seeking establishment of a new A.I.D. advisory committee:

(1) Justifies the need for the advisory committee to the satisfaction of the A.I.D. Advisory Committee Management Officer, the A.I.D. Administrator, and the OMB Secretariat.

(2) Prepares, clears with the Advisory Committee Management Officer and the General Counsel, and submits to the Administrator all documentation necessary to establish or use the advisory committee.

(b) The Advisory Committee Management Officer with assistance as appropriate from the General Counsel and the Office of Legislative Affairs:

(1) Appraises the need for the proposed advisory committee;

(2) Assures that the requirements of the Act and OMB guidelines have been followed;

(3) If satisfied with paragraph (b) (1) and (2) of this section, clears the proposal for submission to the Administrator and obtains OMB concurrence in Agency actions to establish advisory committees;

(4) Maintains the agency file of approved charters and formal determinations;

(5) Publishes approved charters in the Agency's internal directives system;

(6) Reviews proposed committee membership for compliance with legal requirements, including conflict of interest.

(7) Assures publication of the Administrator's formal determinations in the FEDERAL REGISTER; and

(8) Transmits approved advisory committee charters to the House Foreign Affairs Committee, the Senate Foreign Relations Committee, and the Library of Congress.

§ 214.14 Charter Revisions.

(a) Sponsoring A.I.D. Bureaus and Offices initiate revisions to advisory committee charters, as necessary, to reflect current information regarding scope, duties, etc.

(b) Charter revision requires clearances by the advisory committee, the A.I.D. Advisory Committee Management Officer and the General Counsel; consultation with OMB; approval by the A.I.D. Administrator, and notification of the change to the FEDERAL REGISTER, Congressional committees, and the Library of Congress.

§ 214.15 Changes in membership.

Changes in membership of advisory committees are proposed by the Bureau or Office through which the committee reports, are cleared by the Advisory Committee Management Officer and the Office of the General Counsel, and are approved by the A.I.D. Administrator.

Subpart C—Termination and Renewal of Advisory Committees

§ 214.21 Termination and Renewal Provisions.

Provisions governing the termination and renewal of advisory committees are contained in section 14 of the Act and paragraph 7 of OMB Circular A-63, as amended. As related to A.I.D.-established non-statutory committees, these provisions mean that:

(a) Each such committee which was in existence on January 5, 1973, shall terminate by January 5, 1975, unless it is renewed by the A.I.D. Administrator prior to the latter date.

(b) Each such committee established after January 5, 1973, shall terminate not later than two years after its establishment, unless it is renewed by the A.I.D. Administrator prior to its termination date.

(c) Any committee which is renewed shall continue for not more than two years unless, prior to the expiration of that period, it is renewed.

(d) Renewal requires advance approval of the Administrator in accordance with section 5(c) which requires application of the criteria set forth in section 5(b) of the Act; notification to the OMB Secretariat not more than sixty (60) days nor less than thirty (30) days before the expiration date, and concurrence by the Secretariat; publication of a notice of the renewal; and the filing of a new advisory committee charter with the appropriate House and Senate Committees and to the Library of Congress.

(e) Notification to the OMB Secretariat shall include:

(1) The A.I.D. Administrator's determination that renewal is necessary and is in the public interest;

(2) The reasons for his determination;

(3) The Agency's plan to attain or maintain balanced membership of the committee; and

(4) An explanation of why the committee's functions cannot be performed by the Agency or by an existing advisory committee.

§ 214.22 Responsibilities within A.I.D.

Responsibilities within A.I.D. for the renewal of advisory committees are as follows:

(a) The Office or Bureau through which the advisory committee reports: Prepares, clears with the Advisory Committee Management Officer and the General Counsel, and submits to the Administrator all documentation necessary for committee renewal sixty-five (65) days prior to the expiration date of the Committee.

(b) The Office of General Counsel assists in the preparation of charters; reviews and clears the proposal for conformity with the Act and other requirements; and assures publication of the Administrator's determination of renewal in the FEDERAL REGISTER.

(c) The Office of Legislative Affairs transmits approved advisory committee charters to the House and Senate Committees and to the Library of Congress.

Subpart D—Operation of Advisory Committees

§ 214.31 A.I.D. Advisory Committee Representative.

(a) For each advisory committee used by A.I.D., the Administrator designates an A.I.D. employee to serve as the A.I.D. Advisory Committee Representative.

(b) The designated A.I.D. employee performs functions required by section 10 of the Act and assigned herein. Such functions include:

(1) Calling, or giving advance approval to, advisory committee meetings;

(2) Approving an agenda for each meeting;

(3) Making recommendations on proposals to close meetings, or parts of meetings, to the public; and clearing such recommendations with the Advisory Committee Management Officer and the General Counsel for decisions by the Administrator;

(4) Assuring that advance notices of each meeting (whether open or closed) are published in the FEDERAL REGISTER, provided through other means such as press releases and direct mail, and provided to the Advisory Committee Management Officer.

(5) Assuring that open meetings are accessible to the public;

(6) As specified by the Administrator, chairing or attending each meeting;

(7) Determining the number of committee members necessary to be present at any meeting for the transaction of committee business;

(8) Adjourning any meeting, whenever he determines adjournment to be in the public interest;

(9) Assuring that minutes are kept of each advisory committee meeting and of the meetings of sub-committees and sub-groups, and that such minutes are certified for accuracy by the chairman or presiding officer of the committee; and

(10) Assuring that, subject to section 552 of Title 5 U.S.C., the documents of the advisory committee are made available for public inspection and copying.

(11) Maintaining a current list of members of the advisory committee, and furnishing membership information to the A.I.D. Advisory Committee Management Officer on request.

§ 214.32 Calling of Advisory Committee Meetings.

(a) No advisory committee is to hold any meetings except at the call or with the advance approval, of the designated A.I.D. Advisory Committee Representative.

(b) Each advisory committee meeting is conducted in accordance with an agenda approved by the designated A.I.D. Advisory Committee Representative.

(1) The agenda lists the matters to be considered at the meeting and indicates whether any part of the meeting is concerned with matters which may be exempt from public disclosure under section 552(b) of title 5 U.S.C.

(2) Copies of the agenda are distributed to members of the committee prior to the date of the meeting and are included in the official records of the Advisory Committee.

§ 214.33 Notice of Meetings.

(a) Notice of each advisory committee meeting (whether the meeting is open or closed) shall be published in the FEDERAL REGISTER at least fifteen (15) days before the date of the meeting, and should also be provided through other means such as newspaper advertisements, press releases, and direct mail.

(1) Exceptions to the requirement for public notice are granted only for reasons of national security as determined by the Director, OMB and are requested and justified by the Administrator, A.I.D. at least thirty (30) days prior to the meeting.

(2) Exceptions to the fifteen (15) day advance publication requirement are granted in emergency situations or when such notice is otherwise impracticable as determined by the Administrator, A.I.D. In such situations, the facts upon which exception is based are to be included in the Notice of the meeting.

(3) Requests for exceptions under paragraph (a) (1) and (2) of this section are prepared by the Advisory Committee Representative and are cleared by the Advisory Committee Management Officer and the General Counsel prior to submission to the Administrator.

(b) Notices include the name of the advisory committee; the time of the meeting; the purposes of the meeting; a statement regarding the extent to which the public will be permitted to attend and, if any part is closed, why such closure or partial closure is necessary, including citation of the appropriate exemption permitted under the Freedom of Information Act. Thus, A.I.D. Notices of Advisory Committee meetings normally state that the meeting is open to the public and include the place of the meeting; and instructions for gaining access to open meetings which are held in a "secured" building.

(c) Both formal and informal notices are prepared by the A.I.D. Advisory Committee Representative; formal notices to be published in the FEDERAL REGISTER are cleared with the Advisory Committee Management Officer and are sent to the Office of the General Counsel at least thirty-two (32) days before the scheduled meeting date.

(d) Copies of all public notices are provided to the Advisory Committee Management Officer.

§ 214.34 Public Participation.

(a) Each advisory committee meeting is to be open to the public except where:

(1) The Director, OMB, has determined that public notice of a meeting would be inconsistent with national security; or

(2) The Administrator, A.I.D. has formally determined that the meeting, or a part of the meeting, is concerned with matters listed in section 552(b) of title 5 U.S.C. and should therefore, be closed to the public.

(b) Advisory committee requests to close all or part of a meeting or a series of metings are to include the reasons for proposed closure, citing specific exceptions involved under section 552(b) of the Freedom of Information Act. Such requests are submitted by the A.I.D. Advisory Committee Representative, through the Advisory Committee Management Officer and the General Counsel to the Administrator at least forty (40) days before the scheduled date of the meeting.

(c) The Administrator's determination is to be in writing and is to contain a brief statement of the reasons for closing the meeting (or portion thereof). The determination itself is to be made available to the public on request.

(d) When all or part of an advisory committee meeting is closed and detailed minutes are not to be made available in their entirety to the public, the Committee shall prepare and make available to the public within thirty (30) days of the close of the meeting a summary of its activities and related matters which are informative to the public consistent with the policy of 5 U.S.C. 552(b). Notice of availability of such a summary shall be incorporated in the notice of the meeting published in the FEDERAL REGISTER.

(e) To facilitate public participation in advisory committee meetings which are to be open or partially open to the public:

(1) Meetings are to be held at a reasonable time and at a place that is accessible to members of the public.

(2) The size of the meeting room is to be large enough to accommodate the Advisory committee, its staff, and those members of the public who might be expected to attend.

(3) Any member of the public is permitted to file a written statement with the committee, before or after the meeting.

(4) Interested persons may be permitted to present oral statements at the meeting in accordance with procedures established by the committee, and to the extent time available for the meeting permits.

(5) Other participation by members of the public is not permitted, except in accordance with procedures established by the committee.

§ 214.35 Minutes of Meetings.

(a) Minutes are to be kept of each meeting of each advisory committee and its formal and informal sub-groups.

(b) The chairman or presiding officer designates a member or other person to keep the minutes.

(c) The minutes are to include:

(1) The time and place of the meeting;

(2) A list of members, staff, and A.I.D. employees attending;

(3) A complete summary of matters discussed and conclusions reached;

(4) Copies of all reports received, issued, or approved;

(5) The extent to which the meeting was open to the public; and

(6) The extent of public participation, including a list of those who presented oral or written statements and a estimate of the number of those who attended the meeting.

(d) The chairman or presiding officer of the advisory committee is to certify to the accuracy of the minutes. The certification is to indicate that "the minutes are an accurate and complete summary of the matters discussed and conclusions reached at the meeting held on (date(s))."

§ 214.36 Records of Advisory Committees.

(a) The A.I.D. Advisory Committee Representative is to maintain the records of the advisory committee in a location known to the A.I.D. Advisory Committee Management Officer.

(b) Such records are to include the reports, transcripts, minutes, appendices, working papers, drafts, studies, agenda, and other documents which were made available to, or prepared for or by, the advisory committee.

(c) Advisory committee records are maintained and disposed of according to procedures prescribed in the Agency's Handbook 21—*Communications*, Part III, Records Filing and Disposition Manual.

§ 214.37 Public Access to Committee Records.

(a) Records maintained in accordance with § 214.36 are subject to the Freedom of Information Act 5 U.S.C. section 552

et seq. and, thus, are available for public inspection and copying except where access is denied under paragraph (b) of this section.

(b) Access to advisory committee records may be denied only where:

(1) Such records relate directly to a meeting which was closed for reasons of national security; or

(2) Such records relate to a meeting or to the part of a meeting which was closed to the public; or

(3) A document is subject to the exemptions listed in 5 U.S.C. 552(b); or

(4) Such records relate to the non-advisory functions of a group which is "utilized" as an advisory committee but was not established for that purpose.

(c) Procedures for requesting access to advisory committee records are the same as those established for Agency records under section 212.33 of AID Regulation 12 (22 CFR Part 212). They are implemented subject to the general oversight of the Advisory Committee Management Officer on behalf of the Agency.

(d) Procedures for denial of access to advisory committee records are the same as those established for Agency records under section 212.36 of AID Regulation 12; except that use of exemption (5) of 5 U.S.C. 552(b) as the basis for denial requires a formal determination by the A.I.D. Administrator that the denial is essential to protect the free exchange of internal views and to avoid undue interference with agency or advisory committee operation. Implementation of these procedures also are subject to the general oversight of the Advisory Committee Management Officer.

§ 214.38 Submission of reports to the Library of Congress.

(a) Each advisory committee is to file with the Library of Congress eight copies of each of its reports, except where the report falls within an exemption listed in 5 U.S.C. 552(b) or relates to a meeting which was closed for reasons of national security.

(b) The A.I.D. Advisory Committee Representative provides copies of committee reports to the Office of Legislative Affairs for transmittal to the Library of Congress; and sends a copy to the A.I.D. Advisory Committee Management Officer for inclusion in the Agency's central file on advisory committees.

(c) As appropriate, the A.I.D. Advisory Committee Representative may also send copies of background papers and other advisory committee documents to Office of Legislative Affairs for transmittal to the Library of Congress.

Subpart E—Administration of Advisory Committees

§ 214.41 Support Services.

(a) A.I.D. provides support services for advisory committees which are established by or report to the Agency, unless the establishing authority provides otherwise.

(b) Within A.I.D., support services are provided by and charged to the allotment of the A.I.D. office or bureau through which the advisory committee reports, and are coordinated by the designated A.I.D. Advisory Committee Representative.

(c) Support services include staff, quarters, supplies, and funds.

§ 214.42 Uniform Pay Guidelines.

(a) A.I.D. follows OMB/CSC guidelines in section 11 of OMB Circular A-63 in establishing rates of pay for advisory committee members, staffs, and consultants.

(b) In summary, A.I.D. policy regarding compensation for advisory committee members is as follows:

(1) Advisory committee members who are not employed by the U.S. Government ordinarily serve without compensation. However, they may be reimbursed for travel and related expenses of invitational travel under the provisions of A.I.D. travel regulations.

(2) If committee members are appointed as A.I.D. consultants or experts, their compensation shall be fixed in accordance with CSC guidelines and regulations, and the general agreement between CSC and A.I.D.

(3) Expenses of committee members are charged to the allotments of the A.I.D. office or bureau through which the advisory committee reports.

§ 214.43 Agency Records.

(a) The A.I.D. Advisory Committee Management Officer maintains the Agency's official central files on the nature, functions, and operations of each A.I.D. advisory committee. Central files contain the following information with respect to each A.I.D. advisory committee:

(1) Original copy of Advisory Committee Charter filed with the Administrator;

(2) Official records copy of formal determinations by the A.I.D. Administrator with respect to the establishment, renewal, operation, and termination of the committee;

(3) Annual reports of committee activity;

(4) Designations of Advisory Committee Representatives;

(5) Location of official files of the Advisory Committee.

(b) Each A.I.D. Advisory Committee Representative maintains individual advisory committee files at a location known to the A.I.D. Advisory Committee Management Officer. These files contain the following information:

(1) Copies of documents establishing, renewing, and terminating the committee;

(2) Copies of committee charters filed with the A.I.D. Administrator;

(3) Fiscal records which fully disclose the disposition of any funds made available to the committee;

(4) Advisory committee records described above in § 214.36(b) (i.e., the reports, transcripts, minutes, appendices, and other documents which were made available to, or prepared for or by, the committee).

(c) The A.I.D. Advisory Committee Management Officer, the A.I.D. Auditor General, the OMB Secretariat, and the Comptroller General shall have access to these records.

(d) Personnel documentation required by CSC and Agency regulations shall be maintained in the official personnel records of the Office of Personnel and Manpower.

§ 214.44 Annual Review and Reports.

(a) A.I.D. conducts an annual comprehensive review of advisory committees under instructions provided by OMB Circular A-63, Section 10, as amended, and submits required data to OMB on the prescribed format, by November 30 of each year.

(b) A.I.D. reports monthly to OMB on committee terminations or other significant changes in continuing A.I.D. Advisory Committees.

(c) A.I.D. also provides information to the General Services Administration (GSA) for an annual report to Congress. The Agency report is due on February 1 of each year; includes only those advisory committees established by or reporting to A.I.D.; and is submitted on a form prescribed by GSA.

(d) Within A.I.D., the Advisory Committee Management Officer collects required information from the A.I.D. Advisory Committee Representatives; appraises advisory committee activities for the Administrator; and prepares the Agency's reports for the Administrator.

Subpart F—Administrative Remedies

§ 214.51 Administrative review of denial for public access to records.

Any person whose request for access to an advisory committee document is denied may seek administrative review in accordance with § 212.36(c) of A.I.D. Regulation 12, 22 CFR 212.36(c).

§ 214.52 Administrative review of other alleged non-compliance.

With regard to other alleged non-compliance with the Act, OMB Circular A-63, or this regulation, the following procedures are to be used:

(a) Advisory committee members or other aggrieved individuals or organizations must file a written complaint which contains specific information regarding the alleged non-compliance.

(b) The written complaint must be addressed to the Administrator or Deputy Administrator, Agency for International Development, 21st and Virginia Avenue, NW., Washington, D.C. 20523.

(c) The complaint must be filed within thirty (30) days after the date of the alleged non-compliance.

(d) The complaint will be considered by the Administrator or Deputy Administrator with the advice and assistance of the General Counsel and the A.I.D. Advisory Committee Management Officer.

(e) Written notice of the disposition of the complaint shall be provided to the complainant within thirty (30) days of the date the complaint was received by the Agency.

Effective date. This regulation is effective July 28, 1975.

Dated: July 28, 1975.

DANIEL PARKER,
Administrator.

[FR Doc.75-20775 Filed 8-6-75;8:45 am]

Title 24—Housing and Urban Development

CHAPTER IV—OFFICE OF ASSISTANT SECRETARY FOR HOUSING MANAGEMENT, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-75-257]

SUBCHAPTER N—DISASTER RELIEF

PART 470—TEMPORARY HOUSING PRE-TERMINATION PROCEDURE

Notice was given on March 15, 1974 at 39 F.R. 9985 that the Department of Housing and Urban Development was proposing to amend Title 24 of the Code of Federal Regulations by adding a new Subchapter N, Disaster Relief, and a new Part 470—Temporary Housing Pre-Termination Procedures.

The purpose of Part 470 is to prescribe pre-termination hearing procedures to be followed by all HUD offices regarding termination of HUD-assistance for, or eviction by HUD from, temporary housing provided under the Disaster Relief Act of 1970 or the Disaster Relief Act of 1974 (collectively referred to as "the Acts") during a disaster emergency.

The Department received only two responses to the March 15, 1974 publication. These comments were seriously considered and adopted in full by incorporation of the following changes in Sections 470.3(b) and 470.6(c) of the regulations. As a result of the comments, the requested changes are made as follows:

(1) Section 470.3(b) is revised to require that the tenant receive a notice in writing of his right to request a hearing and;

(2) Section 470.6(c) is revised to provide that the requirement for deposit of the amount of rentals or other charges disputed in an escrow account may be waived by HUD in extenuating circumstances.

The Assistant Secretary for Housing Management has determined that the public interest would best be served by making these regulations effective immediately since this procedure will provide increased benefits in the form of basic safeguards of due process for tenants with respect to termination of assistance or eviction. Therefore, deferral of the effective date under 5 U.S.C. 553(d) is waived and these regulations shall become effective upon publication.

The Department has determined that an Environmental Impact Statement is not required with respect to this rule. The Finding of Inapplicability is available for inspection at the Office of General Counsel, Rules Docket Clerk, Department of Housing and Urban Development, Room 10245, 451 7th Street SW., Washington, D.C.

Accordingly, Title 24 is amended as follows:

A new Subchapter N, Disaster Relief, and a new Part 470, Temporary Housing Pre-Termination Procedure, are added to Chapter IV to read as set forth hereinafter:

Sec.

470.1 Purpose.
470.2 Termination of Benefits.
470.3 Administrative Procedure Prior to Hearing.
470.4 Request for Hearing.
470.5 Hearing Panel.
470.6 Hearing.
470.7 Decision.
470.8 Appeal from Decision.
470.9 Notice to Vacate Premises.
470.10 Termination of Assistance.

AUTHORITY: Section 7(d) Department of Housing and Urban Development Act (79 Stat. 670, 42 U.S.C. 3535(d)).

§ 470.1 Purpose.

The purpose of this Part is to prescribe a pre-termination hearing procedure to be followed by HUD regarding termination of assistance for, or eviction from, temporary housing provided under the Disaster Relief Act of 1970 and the Disaster Relief Act of 1974 (the "Acts") during a disaster emergency. This procedure is applicable to any dispute with respect to HUD action terminating assistance for, or evicting a tenant from, such temporary housing, and is available to any tenant (including an occupant) of such housing who is or may be adversely affected by the action.

§ 470.2 Termination of Benefits.

Written notice shall be delivered to the tenant at least 30 days prior to the proposed termination by HUD of assistance for or eviction by HUD from temporary housing, specifying the reasons for termination of assistance of tenancy; the date of termination, which shall be not less than 30 days after receipt of the notice; and the administrative procedure available to the tenant if he wishes to dispute the action.

§ 470.3 Administrative Procedure Prior to Hearing.

(a) *Filing of Complaint.* If the tenant desires to dispute the termination, upon receipt of the written notice specified in § 470.2, he shall present his complaint in writing to the appropriate HUD office in person or by mail within 5 business days or such additional time as HUD may for good cause allow. The complaint must be signed by the tenant and give the reasons or grounds why the assistance or tenancy should not be terminated and for any other action requested.

(b) *Informal Conference.* The appropriate HUD official shall, immediately upon receipt of the complaint, attempt to arrange an informal conference with the complaining tenant in an effort to settle the matter without a hearing. Whether or not the matter is settled by an informal conference, an answer in writing to each complaint, dated and signed by the appropriate HUD official, shall be delivered or mailed to the complainant within 5 business days after receipt of the complaint or such additional time as HUD may for good cause allow. The answer shall specify the determination which has been made, based on consideration of the information in the complaint and/or provided at any informal conference, and the specific reasons for the determination. If the determination is made to terminate the assistance or the tenancy, the tenant shall be advised in writing of his right to request a hearing on the matter within ten business days after receipt of the determination and of the procedure for obtaining such a hearing.

§ 470.4 Request for Hearing.

If the tenant desires to dispute any determination made under § 470.3, he may submit in writing a request for a hearing to the appropriate HUD office in person or by mail within ten business days after receipt of the determination. A hearing date shall be scheduled promptly for a time and place reasonably convenient to the complaining tenant who shall be notified promptly thereof in writing. The notice of hearing shall specify the procedure governing the hearing.

§ 470.5 Hearing Panel.

(a) The Hearing Panel shall consist of three members: One tenant member, one member representing HUD, and one impartial and disinterested member (together with an alternate) who shall be chosen by the other two Hearing Panel members. Relatives of the complaining tenant, and officials and employees of HUD whose duties or responsibilities have involved them in any way with the complaint, shall not be eligible to serve on the Panel. The impartial and disinterested member of the Panel shall not be an official or employee of the HUD office in which the complaint originated or a tenant receiving temporary housing assistance under the Acts. In the event that the two Hearing Panel members cannot agree on the third impartial member, the third member shall be appointed by the Commercial Arbitration Tribunal of the American Arbitration Association.

(b) In the event that no tenant is available for selection as a member of the Hearing Panel in accordance with these regulations, then the hearing shall be conducted by a single impartial and disinterested Hearing Officer appointed in the same manner as provided in § 470.5 (a) for appointment of the impartial member of a Hearing Panel.

§ 470.6 Hearing.

(a) *Due Process Requirement.* The complaining tenant shall be afforded a fair hearing providing the basic safeguards of due process before the Hearing Panel and may be represented by counsel or another person chosen as his representative. The hearing shall be private unless the complainant requests and the Hearing Panel agrees to a public hearing. This restriction shall not be construed to limit the attendance of persons with a valid interest in the proceedings.

(b) *Availability of Documents.* The complainant may examine before the hearing and, at his expense, copy all documents and records of the appropriate HUD office that are relevant to the hearing. Any document not made available, after request therefor by the complainant, may not be relied on by HUD at the hearing. The complainant

may request in advance and at his expense a transcript of the hearing.

(c) *Deposit of Rentals and Other Charges.* If the dispute involves rentals or other charges which HUD claims are due, the complainant shall deposit the amount in dispute in an escrow account before a hearing is scheduled. This requirement may be waived by HUD in extenuating circumstances. Failure to make such deposit shall not constitute a waiver of complainant's right to contest HUD's disposition of his complaint in an appropriate judicial proceeding.

(d) *Failure to Appear.* If a complainant fails to appear at a hearing, the Hearing Panel may postpone the Hearing for not to exceed five business days or make a determination that complainant has waived his right to a hearing. Such determination shall not constitute a waiver of complainant's right to contest HUD's disposition of his complaint in an appropriate judicial proceeding.

(e) *Proof.* At the hearing, the complainant must first make a prima facie case; thereafter, HUD must sustain the burden of proof in justifying the action against which the complaint is directed. The complainant shall have the right to present evidence and arguments in support of his complaint, to controvert evidence relied on by HUD, and to confront in a reasonable manner and cross-examine all witnesses on whose testimony or information HUD relies. Hearings shall be conducted informally by the Hearing Panel and any oral or documentary evidence pertinent to the facts and issues raised by the complaint may be received without regard to its admissibility under rules of evidence employed in judicial proceedings.

§ 470.7 Decision.

The decision of the Hearing Panel shall be based solely and exclusively upon facts presented at the hearing and upon applicable Federal and State law, and HUD regulations and requirements promulgated thereunder. The Hearing Panel shall prepare a written decision setting forth a statement of findings and conclusions, together with the reasons or basis therefor, upon all material issues raised by the parties, within 5 business days after the hearing, or such additional time as HUD may for good cause allow. The decision of the Hearing Panel shall be binding on HUD which shall take all actions necessary to carry out the decision or refrain from any action prohibited by the decision unless the HUD General Counsel determines and notifies the complainant in writing within 30 days, or such additional time as HUD may for good cause allow, that the decision of the Hearing Panel is not legally supportable. Any such decision of the HUD General Counsel may be judicially reviewed.

§ 470.8 Appeal from Decision.

A decision by the Hearing Panel in favor of HUD or which denies the relief requested by the complainant in whole or in part shall not constitute a waiver of, nor affect in any manner whatever, rights he may have to a trial de novo in judicial proceedings which may thereafter be brought in the matter. In such judicial proceedings, HUD shall, by stipulation or other appropriate means, be limited to invoking against the complainant the grounds originally relied on by HUD in its proposed disposition of the complaint, but may respond to any new matters raised by the complainant.

§ 470.9 Notice to Vacate Premises.

If the tenant has requested a hearing on a notice of termination of tenancy pursuant to § 470.2 and the Hearing Panel upholds HUD's decision to evict, an action to regain possession may not be commenced until the tenant's right to use and occupancy of the premises has been terminated by lawful written notice. Such notice to vacate may not be given prior to the date on which the Hearing Panel's decision is delivered or mailed to the tenant. In no case may eviction occur prior to the termination date stated in the original notice of termination of tenancy. When such notice to vacate is given to the tenant, he must be informed in writing that, if he fails to quit the premises within three days, appropriate action will be brought against him, and that, if suit is brought against him, he may be required to pay court costs and attorney fees. If the tenant elects to contest the legal action, HUD must establish that the reasons on which it relied in the administrative proceedings constitute good cause for eviction under applicable laws and regulations.

§ 470.10 Termination of Assistance.

If the Hearing Panel upholds HUD's decision to terminate assistance for temporary housing, such assistance may be terminated in accordance with the original notice given pursuant to § 470.2 at any time after the 30 days specified in the original notice have elapsed.

Effective Date. This Part 470 is effective August 7, 1975.

H. R. CRAWFORD,
Assistant Secretary for Housing Management.

[FR Doc.75-20791 Filed 8-6-75;8:45 am]

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FI-652]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for County of De Kalb, Georgia

On June 5, 1970, in 35 F.R. 8733, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included De Kalb County, Georgia, as an eligible community and included Map No. H 130065 06, which indicates that the subdivision known as Creek Forest Club Apartments, 2940 Corsair Drive, Decatur, Georgia, as recorded in Deed Book 2935, Page 556, in the Office of the Clerk of De Kalb County, Georgia, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the existing structures on the above mentioned property are not within the Special Flood Hazard Area. Accordingly, effective June 5, 1970, Map No. H 130065 06 is hereby corrected to reflect that the existing structures on the above property are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 26, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-20655 Filed 8-6-75;8:45 am]

[Docket No. FI-651]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Arvada, Colorado

On July 13, 1972, in 37 F.R. 13715, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Arvada, Colorado, as an eligible community and included Map No. H 085072 02, which indicates that Lots 14 and 15, Block 20, of Maplewood Estates Fourth Filing, Arvada, Colorado, as recorded in Book 30, Page 11, in the office of the Clerk and Recorder of Jefferson County, Colorado, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is within Zone B, and is not within the Special Flood Hazard Area. Accordingly, effective May 1, 1971, Map No. H 085072 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-20656 Filed 8-6-75;8:45 am]

[Docket No. FI-443]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Dallas, Texas

On January 10, 1975, in 40 F.R. 2199, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Dallas, Texas, as an eligible community and included Map No. H 480171 18 which indicates that a portion of City Block 7522, Abstracts 177 and 996, Dallas, Texas, as recorded in Volume 71123, Page 683 of the Deed Records of Dallas County, Texas, which can be described as follows:

Beginning in the southerly right-of-way line of Boundbrook Avenue at the northeasterly corner of Block 7522; thence S 36°45' 13" W. 153.00 feet to a point; thence S. 24° 10'13" W 100.00 feet to a point; thence N 65° 49'47" W 487.22 feet to a point; thence N 3°29'13" E 164.30 feet to a point; thence S 75°12'47" E 586.43 feet to the Point of Beginning,

is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective December 13, 1974, Map No. H 480171 18 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 31, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-20657 Filed 8-6-75;8:45 am]

[Docket No. FI-297]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Placentia, California

On June 27, 1974, in 39 F.R. 23263, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Placentia, California, as an eligible community and included Map No. H 060229 01 which indicates that Tract 7533, Placentia, California, as recorded in Volume 333, Pages 34 through 39, and Tract 8160, as recorded in Volume 335, Pages 24 through 32 in the office of the Recorder of Orange County, California, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective June 14, 1974, Map No. H 060229 01 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 28, 1975.

RICHARD W. KRIMM,
Acting Federal
Insurance Administrator.

[FR Doc.75-20658 Filed 8-6-75;8:45 am]

[Docket No. FI-257]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Plano, Texas

On May 6, 1974, in 39 F.R. 15874, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Plano, Texas, as an eligible community and included Map No. H 480140 06 which indicates that Lots 2, 4, and 6, Block K, Kimberlea Addition, Plano, Texas, as recorded in Volume 10, Page 26 in the office of the Clerk of Collin County, Texas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the existing structures on the above property are not within the Special Flood Hazard Area. Accordingly, effective May 10, 1974, Map No. H 480140 06 is hereby corrected to reflect that the structures on the above property are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-20659 Filed 8-6-75;8:45 am]

[Docket No. FI-443]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Dallas, Texas

On January 10, 1975, in 40 F.R. 2199, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Dallas, Texas, as an eligible community and included Map No. H 480171 24 which indicates that Lot 9, Block W, City Block No. 8122, White Rock North 5th Installment, Dallas, Texas, as recorded in Volume 46, Page 137 of the Map Records of Dallas County, Texas, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective December 13, 1974, Map No. H 480171 24 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-20660 Filed 8-6-75;8:45 am]

[Docket No. FI-310]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Davenport, Iowa

On July 12, 1974, in 39 F.R. 25649, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Davenport, Iowa, as an eligible community and included Map No. H 190242 11 which indicates that Lots 1 through 24, Imperial Park Third Addition, Davenport, Iowa, as recorded in Book 190, Page 526 in the office of the Recorder of Scott County, Iowa, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective June 21, 1974, Map No. H 190242 11 is hereby corrected to reflect that the above prop-

erty is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-20661 Filed 8-6-75;8:45 am]

[Docket No. FI-314]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Aurora, Colorado

On August 6, 1974, in 39 F.R. 28235, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Aurora, Colorado, as an eligible community and included Map No. H 080002 11, which indicates that Kingsborough Subdivision Filing No. 2, Unit No. 1, Block No. 5, Lots No. 4 through 9, as recorded in Book 22, Pages 59 through 60; and Kingsborough Subdivision Filing No. 5, Block No. 1, Lots 1 through 6, as recorded in Book 24, Page 89, in the office of the Clerk and Recorder of Arapahoe County, Colorado, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective June 28, 1974, Map No. H 080002 11 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 26, 1975.

J. ROBERT HUNTER,
Acting Federal
Insurance Administrator.

[FR Doc.75-20662 Filed 8-6-75;8:45 am]

[Docket No. FI-352]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Green Bay, Wisconsin

On September 12, 1974, in 39 F.R. 32891, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Green Bay, Wisconsin, as an eligible community and included Map No. H 550022 13, which indicates that Lots 3, 4, 12, and 13 of Block 68, Green Bay, Wisconsin, as recorded in Plat of Astor Volume 1, Page 67, in the office of the Register of Deeds of Brown County, Wisconsin, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective August 30, 1974, Map No. H 550022 13 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 26, 1975.

J. ROBERT HUNTER,
Acting Federal
Insurance Administrator.

[FR Doc.75-20663 Filed 8-6-75;8:45 am]

[Docket No. FI-321]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Town of Farmington, Connecticut

On August 6, 1974, in 39 FR 28251, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Farmington, Connecticut, as an eligible community and included Map No. H 090029 08, which indicates that the subdivision called Cookes Acres, Farmington, Connecticut, as recorded in Cabinet 51, Map No. 3151, in the office of the Town Clerk of Farmington, Connecticut, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective June 28, 1974, Map No. H 090029 08 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: July 31, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-20664 Filed 8-6-75;8:45 am]

[Docket No. FI-471]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Temple, Texas

On February 18, 1975, in 40 F.R. 6963, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Temple, Texas, as an eligible community and included Map No. H 480034 05 which indicates that Block 4; Lots 1 through 34, Block 5; Lots 1 through 5, and 19 through 26, Block 6; Lots 18 through 22, Block 9; and Lots 2 through 5, Block 10, Spanish Southwest Addition to the City of Temple, Texas, as recorded in Book 2, Page 184–Z–5 in the office of the Clerk of Bell County, Texas, are in thier entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective March 1, 1974, Map No. H 480034 05 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-20665 Filed 8-6-75;8:45 am]

[Docket No. FI-100]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Town of Glastonbury, Connecticut

On April 10, 1973, in 38 F.R. 9087, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Glastonbury, Connecticut, as an eligible community and included Map No. H 090124 01, which indicates that the subdivision called Meadow Hill, Glaston-

bury, Connecticut, as recorded in Drawer 33, Maps 17 and 23, in the office of the Town Clerk of Glastonbury, Connecticut, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that Parcels 1, 2, A–1, C–1, C–2, C–3, C–4, and C–5 of the above mentioned subdivision are not within the Special Flood Hazard Area. Accordingly, effective April 20, 1973, Map No. H 090124 01 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75–20666 Filed 8–6–75;8:45 am]

[Docket No. FI–653]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for County of Dade, Florida

On September 30, 1972, in 37 F.R. 20535, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the County of Dade, Florida, as an eligible community and included Map No. H 125098 21, which indicates that 9891 S.W. 67th Avenue, Miami, Florida, as recorded in Book 8923, Page 1065, in the office of the Circuit Court Clerk and County Recorder of Dade County, Florida, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is within Zone B, and is not within the Special Flood Hazard Area. Accordingly, effective August 14, 1970, Map No. H 125098 21 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued July 26, 1975.

J. ROBERT HUNTER,
Acting Federal
Insurance Administrator.

[FR Doc.75–20667 Filed 8–6–75;8:45 am]

[Docket No. FI–657]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Village of Palatine, Illinois

On February 20, 1973, in 38 F.R. 4669, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the Village of Palatine, Illinois, as an eligible community and included Map No. H 175170 02 which indicates that 463 Warwick Road, being Lot 54, Pebble Creek Subdivision, Palatine, Illinois, as recorded in Book 745, Page 18 in the office of the Clerk of Cook County, Illinois, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. The structure on this property is located in Zone C. Accordingly, effective February 16, 1973, Map No. H 175170 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969; as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 30, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75–20668 Filed 8–6–75;8:45 am]

[Docket No. FI–656]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Arlington, Texas

On July 23, 1971, in 36 FR 13675, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Arlington, Texas, as an eligible community and included Map No. H 485454 16 which indicates that Blocks 1, 2, and 3, Oak Creek Estates, Section One, Arlington, Texas, as recorded in Volume 388–73, Page 19 in the office of the Clerk of Tarrant County, Texas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is within Zone C, and not within the Special Flood Hazard Area. Accordingly, effective July 23, 1971, Map No. H 485454 16 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974).

Issued: July 31, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75–20669 Filed 8–6–75;8:45 am]

[Docket No. FI–654]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Arvada, Colorado

On July 13, 1972, in 37 F.R. 13715, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Arvada, Colorado, as an eligible community and included Map No. H 085072 02, which indicates that Lot 5, Block 6 of the subdivision called Woodland Valley Filing No. 7, Arvada, Colorado, as recorded in Plat Book 33, Page 48, in the Office of the Clerk and Recorder of Jefferson County, Colorado, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is within Zone C, and is not within the Special Flood Hazard Area. Accordingly, effective May 1, 1971, Map No. H 085072 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 28, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75–20670 Filed 8–6–75;8:45 am]

[Docket No. FI–655]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Lakewood, Colorado

On July 20, 1972, in 37 F.R. 14387 and 14388, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood

Insurance Rate Maps were available for public inspection. This list included the City of Lakewood, Colorado, as an eligible community and included Map No. H 085075 10, which indicates that the subdivision called Woodlake Filing No. 4, Lakewood, Colorado, as recorded in Book 30, Page 38, in the office of the Clerk and Recorder of Jefferson County, Colorado, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of the additional, recently acquired flood information, that Tracts D, E, and F, of the above mentioned property are within Zone C, and are not within the Special Flood Hazard Area. Accordingly, effective July 21, 1972, Map No. H 085075 10 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 28, 1975.

RICHARD W. KRIMM,
Acting Federal Insurance Administrator.

[FR Doc.75-20671 Filed 8-6-75;8:45 am]

Title 25—Indians

CHAPTER I—BUREAU OF INDIAN AFFAIRS, DEPARTMENT OF THE INTERIOR

PART 221—OPERATION AND MAINTENANCE CHARGES

Flathead Irrigation Project

On page 27035 of the FEDERAL REGISTER of June 26, 1975, there was published a notice of intention to amend § 221.24, 221.26, and 221.28 of Title 25, Code of Federal Regulations, dealing with the irrigable lands of the Flathead Indian Irrigation Project, Montana, that are subject to the jurisdiction of the several irrigation districts. The purpose of the amendments is to establish the lump sum assessment against the Flathead, Mission and Jocko Valley Irrigation Districts within the Flathead Indian Irrigation Project for the 1976 season.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendments. No comments, suggestions or objections have been received, and the proposed amendments are hereby adopted without change as set forth below.

Sections 221.24, 221.26, and 221.28 are revised to read as follows:

§ 221.24 Charges.

Pursuant to a contract executed by the Flathead Irrigation District, Flathead Indian Irrigation Project, Montana, on May 12, 1928, as supplemented and amended by later contracts dated February 27, 1929, March 28, 1934, August 26, 1936, and April 5, 1950, there is hereby fixed for the season of 1976 an assessment of $414,017.32 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Flathead Irrigation District. This assessment involves an area of approximately 87,161.54 acres, which does not include any land held in trust for Indians and covers all proper general charges and project overhead.

Section 221.26 is revised to read as follows:

§ 221.26 Charges.

Pursuant to a contract executed by the Mission Irrigation District, Flathead Indian Irrigation Project, Montana, on March 7, 1931, approved by the Secretary of the Interior on April 21, 1931, as supplemented and amended by later contracts dated June 2, 1934, June 6, 1936, and May 16, 1951, there is hereby fixed, for the season of 1976 an assessment of $78,137.49 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Mission Irrigation District. This assessment involves an area of approximately 16,244.80 acres, which does not include any land held in trust for Indians and covers all proper general charges and project overhead.

Section 221.28 is revised to read as follows:

§ 221.28 Charges.

Pursuant to a contract executed by the Jocko Valley Irrigation District, Flathead Indian Irrigation Project, Montana, on November 13, 1931, approved by the Secretary of the Interior on February 26, 1935, as supplemented and amended by later contracts dated August 26, 1936, April 18, 1950, and August 24, 1967, there is hereby fixed for the season of 1976 an assessment of $42,914.22 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines and under the jurisdiction of the Jocko Valley Irrigation District. This assessment involves an area of approximately 7,528.81 acres, which does not include any lands held in trust for Indians and covers all proper general charges and project overhead.

GEORGE L. MOON,
Project Engineer.

[FR Doc.75-20626 Filed 8-6-75;8:45 am]

Title 28—Judicial Administration

CHAPTER I—DEPARTMENT OF JUSTICE

[Order No. 615-75]

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

PART 16—PRODUCTION OR DISCLOSURE OF MATERIAL OR INFORMATION

Transfer of Function of Acting on Freedom of Information Appeals to the Deputy Attorney General

Under the Justice Department's regulations for administering the Freedom of Information Act, 5 U.S.C. 552, requests for access to Justice Department records, if denied by the head of a division, bureau, or similar component of the Department, may be the subject of an appeal by the requester to the Attorney General. The purpose of the present order is to enable the Deputy Attorney General to act on the Attorney General's behalf upon the majority of such appeals, preserving to the Attorney General, however, the function of acting personally or assigning another official of the Department to act for him in designated cases, as well as in all cases where the initial determination to deny has been made by the Deputy Attorney General.

By virtue of the authority vested in me by 28 U.S.C. 509 and 510, and 5 U.S.C. 301 and 552, it is hereby ordered as follows:

1. 28 CFR Part 16, Subpart A, as amended, is hereby further amended as follows:

(A) § 16.7, *Appeals to the Attorney General from Initial Denials*, is amended by redesignating paragraphs (b) through (f) as (c) through (g), respectively, and by inserting a new paragraph (b) to read as follows:

(b) *Action on Appeals by the Deputy Attorney General.* Unless the Attorney General otherwise directs, the Deputy Attorney General shall act on behalf of the Attorney General on all appeals under this section, except that (1) in the case of an initial denial by the Deputy Attorney General, the Attorney General or his designee shall act on the appeal, and (2) an initial denial by the Attorney General shall constitute the final action of the Department on the request.

(B) The following conforming amendments are hereby made:

(1) § 16.7(c), as redesignated (*Action within twenty working days*), is amended by substituting in lieu of the words "The Attorney General will act upon the appeal" the words "The appeal will be acted upon".

(2) § 16.7(f), as redesignated (*Form of action on appeal*), is amended by striking the words "Attorney General's".

(3) § 16.7(g), as redesignated (*Copies to Deputy Attorney General*), is amended by substituting in lieu of the words "supplied to and maintained by" the words "maintained by and when necessary supplied to".

(4) § 16.8(b) (*Maintenance of file open to public*), is amended by striking the words "by the Attorney General".

2. Section 0.18 of 28 CFR Part O, Subpart C, as amended, (*Freedom of Information Appeals Unit*) is hereby further amended by striking the words "the Attorney General".

Dated: August 1, 1975.

EDWARD H. LEVI,
Attorney General.

[FR Doc.75-20771 Filed 8-6-75;8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

[FRL 404–3]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Idaho: Approval of Revisions

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51, require each state to submit a plan which provides for the attainment and maintenance of the national ambient air quality standards throughout the state. On May 31, 1972 (37 FR 10842), pursuant to Section 110 of the Clean Air Act and 40 CFR Part 51, the Administrator of the Environmental Protection Agency (EPA) approved, with specific exceptions, the State of Idaho Air Quality Implementation Plan.

On January 10 and January 24, 1975 the Governor of the State of Idaho submitted for the Administrator's approval several revisions to the State Implementation Plan (SIP). The revisions include amendments to the "Rules and Regulations for the Control of Air Pollution in Idaho," as outlined below:

1. An amended Regulation C, *Ambient Air Quality Standards.*
2. An amended Regulation A, *General Provisions.*
3. A revised Regulation S, *Control of Sulfur Oxide Emissions.*

This Notice of Final Rulemaking pertains only to Regulations C and A, which relate to the standard for sulfur oxides and Scheduled Maintenance, respectively. The approval or disapproval of Regulation S will be prepared in a separate FEDERAL REGISTER Notice of Final Rulemaking.

On April 10, 1975 (40 FR 16218) EPA published a Notice of Proposed Rulemaking in the FEDERAL REGISTER proposing approval of Regulations A and C and invited public comment on whether the proposed revisions should be approved or disapproved. No comments were received during the 30-day comment period.

The revisions to Regulation A include the addition of several definitions to Section 2 and a revision to Section 6, Scheduled Maintenance, which requires the reporting of any exceeded emission limits resulting from the shutdown of any air pollution control equipment for scheduled maintenance while the related equipment continues operation. The section provides that permission of the State Department of Health and Welfare must be obtained prior to such a shutdown and permission may be granted only if maximum reasonable effort has been made to complete such maintenance during periods of non-operation of the related equipment.

Regulation C has been amended by the State to maintain consistency with EPA's standards for sulfur oxides, as amended on September 14, 1973 (38 FR 25678). The maximum 3-hour secondary standard under the amended Regulation C is 1,300 micrograms per cubic meter (0.5 ppm).

The Administrator has thoroughly reviewed and evaluated the proposed revisions to the State of Idaho Air Quality Implementation Plan. Having determined that they meet the requirements of Section 110 of the Clean Air Act, as amended, and 40 CFR Part 51, he is therefore today approving Regulations C and A as submitted on January 10 and January 24, 1975, respectively, as revisions to the federally approved State Implementation Plan.

The Administrator finds good cause for making this rulemaking effective immediately as the regulations are already in effect under State law and EPA's action imposes no additional substantive burdens on the affected parties.

This Notice of Final Rulemaking is issued under the authority of Section 110 of the Clean Air Act, as amended. (42 U.S.C. 1857c–5).

Dated: July 31, 1975.

JOHN QUARLES,
Administrator.

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

Subpart N—Idaho

1. Section 52.670 is amended by revising paragraph (c)(2) to read as follows:

§ 52.670 Identification of plan.

* * * * *

(c) Supplemental information was submitted on:

* * * * *

(2) March 2, May 5 and June 9, 1972; February 15, July 23, and October 16, 1973; July 1, 1974 (Idaho Indirect Source Regulation, and compliance schedules); and January 10 (Regulation C) and January 24 (Regulation A) 1975.

[FR Doc.75–20508 Filed 8–6–75;8:45 am]

[FRL 397–7]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Approval of Revision to Oregon Implementation Plan

Section 110 of the Clean Air Act, as amended, and the implementing regulations of 40 CFR Part 51, require each State to submit a plan which provides for the implementation, maintenance and enforcement of national ambient air quality standards throughout the State. On May 31, 1972 (37 FR 10842), the Administrator of the Environmental Protection Agency (EPA) approved the State of Oregon Clean Air Act Implementation Plan (SIP). Contained in that approved SIP is Chapter 340 of the Oregon Administrative Rules (OAR), *Department of Environmental Quality* (DEQ).

On February 8, 1973, the Director of DEQ submitted for the Administrator's approval, after proper notice and public hearing in accordance with 40 CFR 51.4 and 51.6, amended 340 OAR §§ 25–155 through 25–195, *Kraft Pulp Mills*, as a proposed revision to the approved SIP.

On February 19, 1974 (39 FR 6130), EPA published a Notice of Proposed Rulemaking inviting public comment on whether the proposed revision to the Kraft pulp mill regulation, as well as several other revisions to the Oregon SIP, should be approved or disapproved as an SIP revision. The action being taken by the Administrator today addresses only the Kraft pulp mill regulation. A Notice of Final Rulemaking regarding the other revisions will be published in a separate FEDERAL REGISTER. No comments were received on the Kraft pulp mill regulation during the 30-day public comment period.

The Administrator has thoroughly reviewed and evaluated amended 340 OAR §§ 25–155 through 25–195 and has determined that the revised regulation, as it relates to particulate matter and sulfur dioxide, meets the requirements of the Clean Air Act, as amended, and 40 CFR Part 51. In addition to particulate matter and sulfur dioxide, the amended regulation sets specific emission limitations for total reduced sulfur (TRS). Because TRS is not a pollutant for which a national ambient air quality standard has been established, the Administrator is taking no action to either approve or disapprove that portion of the regulation relating to TRS and it is not to be considered as an official portion of the SIP. Consequently that portion of the submission is not enforceable by EPA.

The revised regulation sets specific emission limitations for particulate matter from recovery furnaces and lime kilns which were effective as of May 1, 1975, and from smelt dissolving tanks which were effective immediately as of March 1, 1973. It also sets a specific emission limitation for sulfur dioxide from recovery furnaces to be effective July 1, 1975. The regulation at the time of submittal was not approvable because the future-effective emission limitations for particulate matter (for recovery furnaces and lime kilns) and for sulfur dioxide were not accompanied by legally enforceable compliance schedules as required by 40 CFR 51.15(a)(1). Furthermore, compliance schedules extending over a period of more than one year from the date of adoption by a State agency must include, where practicable, legally enforceable increments of progress toward compliance (40 CFR 51.15(c)). The regulation, as submitted, contains only final compliance dates. However, at this point in time, the remaining final compliance date in the regulation is too close to make interim increments of progress meaningful. Accordingly, the Administrator has determined that the regulation is now approvable as submitted, and hereby approves it without requiring supplemental compliance schedules.

Furthermore, the Administrator, on August 23, 1973 (38 FR 22746), promulgated schedules for bringing Kraft pulp mills in Oregon into compliance with the Oregon Kraft pulp mill emission limitations. These schedules are no longer nec-

essary. Therefore, the Administrator is today revoking 40 CFR 52.1975(c) (3), (4) and (5).

In addition, the Administrator is today correcting an error that occurred in the promulgation of compliance schedules for sulfite pulp mills for Oregon on August 23, 1973. In 40 CFR 52.1975(c)(6), reference is made to subparagraphs (5) and (6). The subparagraphs referred to are actually numbered (7) and (8). Section 52.1975(c)(6), as corrected, is reprinted below.

The Administrator finds good cause for making this rulemaking effective immediately as the Oregon Kraft pulp mill regulation is already in effect under State law and approval by EPA therefore imposes no additional burden on the parties affected.

This Notice of Final Rulemaking is issued under the authority of Section 110 of the Clean Air Act, as amended. (42 U.S.C. 1857c-5).

Dated: July 31, 1975.

JOHN QUARLES,
Acting Administrator.

Part 52 of Chapter I, Title 40 of the Code of Federal Regulations is amended as follows:

Subpart MM—Oregon

In § 52.1970, paragraph (c) is amended as follows:

§ 52.1970 Identification of plan.

* * * * *

(c) Supplemental information was submitted on: * * *

(2) August 10, 1972, February 8, 9, and 13, May 30, June 8, 22 and 25, July 17 and August 3, 20 and 27, 1973; January 24, 1974, by the Department of Environmental Quality.

(3) Provided, however, that the rules and regulations of the Mid-Williamette Valley Air Pollution Authority, submitted on February 13, 1973, and the Veneer Drier regulation, OAR, section 25-315(1), submitted on May 30, 1975, have been neither approved or disapproved.

In § 52.1975, paragraph (c)(3), (c)(4) and (c)(5) are revoked and paragraph (c)(6) is revised. As amended, § 52.1975 reads as follows:

§ 52.1975 Compliance schedules.

* * * * *

(c) * * *

(3) [Reserved]

(4) [Reserved]

(5) [Reserved]

(6) Except as provided in subparagraph (11) of this paragraph, the owner or operator of any sulfite pulp mill subject to the following emission-limiting regulation in the Oregon Implementation Plan shall comply with the compliance schedule in subparagraph (7) and (8), as applicable, of this paragraph: Oregon Administrative Rules, chapter 340, section 25-36 (app. 2-A of the Oregon Implementation Plan).

[FR Doc.75-20507 Filed 8-6-75;8:45 am]

Title 41—Public Contracts and Property Management

CHAPTER 14—DEPARTMENT OF THE INTERIOR

PART 14-1—GENERAL

Definition of Small Business for Surety Bond Guarantee Assistance

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301, Part 14-1 of Chapter 14 of Title 41 of the Code of Federal Regulations is hereby amended as stated herein.

It is the general policy of the Department of the Interior to allow time for interested parties to participate in the rulemaking process. However, the amendments herein are revisions based on amended regulations issued under §121.3-15 of 13 CFR Chapter 1 pertaining to the definition of small business for the purpose of surety bond guarantee assistance. Because the amendments are entirely administrative in nature, the public rulemaking process is waived in this instance and the amendments stated herein are effective immediately.

Dated: July 31, 1975.

JAMES T. CLARKE,
Assistant Secretary of the Interior.

1. Subpart 14-1.7 of 41 CFR is amended by revising § 14-1.701-50 to read as follows:

Subpart 14-1.7—Small Business Concerns

§ 14-1.701 Definitions.

§ 14-1.701-50 Definition of small business for the purpose of surety bond guarantee assistance.

As provided in 13 CFR 121.3-15, a small business concern for the purpose of surety bond guarantee assistance is a concern that qualifies as small under the definition of a small business for SBA loans (13 CFR 121.3-10), with the following exceptions: Any construction concern is small if its annual receipts for its preceding fiscal year or its average annual receipts for its preceding 3 fiscal years do not exceed $2 million: Provided, however, that if the concern is primarily engaged in an industry set forth in § 1-1.701-1(b)(1) of this title, it is small if its annual receipts for its preceding fiscal year or its average annual receipts for its preceding 3 fiscal years do not exceed the maximum established therein for that industry.

[FR Doc.75-20777 Filed 8-6-75;8:45 am]

PART 14-4—SPECIAL TYPES AND METHODS OF PROCUREMENT

General Provisions; Correction

In FR Doc. 75-16720 appearing at pages 27220-27221 in the FEDERAL REGISTER of June 27, 1975, Subparagraph (3) of § 14-4.5101-3(f) appearing on page 27220 is corrected in the sixth line of that subparagraph by deleting the first word "been" immediately before the words "received a technical . . ."

Dated: July 31, 1975.

JAMES T. CLARK,
Assistant Secretary of the Interior.

[FR Doc.75-20759 Filed 8-6-75;8:45 am]

CHAPTER 101—FEDERAL PROPERTY MANAGEMENT REGULATIONS

[FPMR Amdt. H-92]

PART 101-45—SALE, ABANDONMENT, OR DESTRUCTION OF PERSONAL PROPERTY

Gold

This regulation provides for the implementation of Public Law 93-110 and Public Law 93-373, which repealed the prohibition and penalties of sections 3 and 4 of the Gold Reserve Act of 1934 (31 U.S.C. 442 and 443), regarding holding, selling, dealing in, or possessing gold.

The table of contents for Part 101-45 is amended by revising the following entry:

Sec.
101-45.309-9 Gold.

Subpart 101-45.3—Sale of Personal Property

Section 101-45.309-9 is revised to read as follows:

§ 101-45.309-9 Gold.

(a) Gold will be sold in accordance with § 101-45.304 and this § 101-45.309-9.

(b) Sales of gold shall be processed to:

(1) Use the sealed bid method of sale;

(2) Require a 20 percent bid deposit;

(3) Certify all forms of bid deposit and payments; and

(4) Include in the invitation for bids only gold and such other precious and semiprecious materials as may be available for sale at that time.

(c) Each agency generating scrap gold and also having a continuing need for fine gold shall, instead of sale, arrange with a private refiner or the U.S. Assay Office in New York, as appropriate, for the acceptance of scrap gold in exchange for fine gold. Such exchanges will avoid the necessity of spending funds for the acquisition of fine gold. The exchange of scrap gold for fine gold at the U.S. Assay Office in New York will be based on the actual costs incurred by that office.

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

Effective date. This regulation is effective August 7, 1975.

Dated: July 28, 1975.

ARTHUR F. SAMPSON,
Administrator of General Services.

[FR Doc.75-20625 Filed 8-6-75;8:45 am]

CHAPTER 114—DEPARTMENT OF THE INTERIOR

[IPMR Release No. 98]

Miscellaneous Amendments

Pursuant to the authority of the Secretary of the Interior contained in 5

U.S.C. 301, and Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c), Section 114–42.203, 114–43.000, 114–45.000, and 114–47.000 of Chapter 114, Title 41 of the Code of Federal Regulations, are amended as set forth below.

Since these amendments relate to matters of internal policy only, it is determined that the proposed rule-making procedure is unnecessary and these amendments shall become effective on August 7, 1975.

JAMES T. CLARKE,
Assistant Secretary of the Interior.

JULY 31, 1975.

PART 114–42—PROPERTY REHABILITATION SERVICES AND FACILITIES

Subpart 114–42.2—Property Rehabilitation Services Performed by Federal Facilities

Section 114–42.203 is revised to read as follows:

§ 114–42.203 Notifications.

Should any Bureau or Office propose to establish or substantially expand existing facilities for the repair, maintenance, rehabilitation, or reclamation of personal property, the details of such proposal should be embodied in a letter, prepared for the signature of the Assistant Secretary—Management, and addressed to:

Administrator, General Services Administration (FW), Washington, D.C. 20406.

The letter should include, as a minimum, all of the information called for in FPMR 101–42.203(b).

PART 114–43—UTILIZATION OF PERSONAL PROPERTY

Section 114–43.000 is revised to read as follows:

§ 114–43.000 Scope of part.

The provisions of this part are applicable to all available and excess personal property under the jurisdiction of Bureaus and Offices of the Department of the Interior, except that it does not include policies governing the reutilization of excess automatic data processing equipment and supplies covered in FPMR 101–32.3. They apply to:

(a) Personal property located in the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands and,

(b) Foreign excess personal property.

PART 114–45—SALE, ABANDONMENT, OR DESTRUCTION OF PERSONAL PROPERTY

Section 114–45.000 is revised to read as follows:

§ 114–45.000 Scope of part.

(a) This part applies to disposal by public sale, abandonment, or destruction of personal property under the jurisdiction of Bureaus and Offices of the Department of the Interior (including scrap, salvage, and waste material) when such property is no longer needed for use in authorized Federal agency programs or is replaced with a similar type of property. It applies to personal property located in the United States the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

(b) This part does not apply to:

(1) Foreign excess personal property or,

(2) Properties which are sold or otherwise disposed of pursuant to special statutes authorizing, directing, or requiring the Department of the Interior to dispose of specific properties such as helium, maps, electrical power, irrigation and municipal water, trust properties of the Bureau of Indian Affairs, and other properties which are disposed of in furtherance of Interior programs, except as provided in IPMR 114–45.316 and 114–45.317.

PART 114–47—UTILIZATION AND DISPOSAL OF REAL PROPERTY

Section 114–47.000 is revised to read:

§ 114–47.000 Scope of part.

The provisions of this part are applicable to all available, excess, and surplus real property and related personal property under the jurisdiction of Bureaus and Offices of the Department of the Interior in the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Trust Territory of the Pacific Islands.

[FR Doc.75–20761 Filed 8–6–75;8:45 am]

Title 45—Public Welfare

CHAPTER II—SOCIAL AND REHABILITATION SERVICE (ASSISTANCE PROGRAMS), DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PART 205—GENERAL ADMINISTRATION—PUBLIC ASSISTANCE PROGRAMS

Determination of Eligibility of Supplemental Security Income Beneficiaries for Food Stamps or Surplus Commodities; Postponement of Effective Date

Regulations requiring State agencies to determine the eligibility of certain Supplemental Security Income beneficiaries for food stamps or surplus commodities were published on December 13, 1973 (38 FR 34324) to be effective January 1, 1974. The regulations implemented certain provisions of Public Law 93–86, the Agriculture and Consumer Protection Act of 1973. A further postponement, to July 1, 1975, was published on August 28, 1974 (39 FR 31322), in accordance with Public Law 93–335.

The effective date has now been postponed until July 1, 1976 by Public Law 94–44, signed by the President on June 28, 1975.

Accordingly, the regulations in 45 CFR 205.25 of this chapter shall not be effective until July 1, 1976.

(Sec. 1102, 49 Stat. 647 (42 U.S.C. 1302))

(Catalog of Federal Domestic Assistance Program No. 14–761, Public Assistance—Maintenance Assistance (State Aid))

It is hereby certified that the economic and inflationary impacts of this regulation have been carefully evaluated in accordance with OMB Circular A–107.

Dated: July 22, 1975.

JOHN A. SVAHN,
Acting Administrator, Social and Rehabilitation Service.

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
Secretary of Health, Education, and Welfare.

[FR Doc.75–20723 Filed 8–6–75;8:45 am]

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 75–892]

PART 0—COMMISSION ORGANIZATION

Chief Engineer

In the matter of amendment of Part 0 of the Commission's Rules to reflect a reorganization of the Office of Chief Engineer.

1. On April 4, 1975 the Commission approved the transfer of the type certification application processing function from the Office of Chief Engineer, International and Operations Division to the Office of Chief Engineer, Laboratory Division. Consolidating the type acceptance, type approval, and type certification programs at the Laboratory will improve the administration of these programs and contribute to program efficiency.

2. The amendment adopted herein pertains to agency organization. The prior notice, procedure, and effective date provisions of Section 533(b)(3)(A) of the Administrative Procedure and Judicial Review Act are therefore inapplicable. Authority for the amendments adopted herein is contained in Section 4(i) and 5(b) of the Commission's Act of 1934, as amended and in Section 0.231(d) of the Commission's Rules.

3. In view of the foregoing, IT IS ORDERED effective July 25, 1975, Part 0 of the Rules and Regulations is amended as set forth below.

Adopted: April 4, 1975.

Released: July 31, 1975.

(Secs. 4, 5, 303, 43 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303)

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] VINCENT J. MULLINS,
Secretary.

Part 0 of the Rules (47 CFR Chapter I) is amended as follows:

1. Section 0.35 is revised to read as follows:

§ 0.35 Laboratory Division.

The Laboratory Division studies new phenomena, proposed new systems, and new equipment looking toward the

[1] Commissioners Lee and Washburn absent.

greater use of radio, the reduction of interference, and the establishment of appropriate rules and regulations; participation in various intergovernmental, national, and international organizations looking toward the standardization of equipment and measuring units and methods as well as the more efficient use of the radio spectrum or the reduction of interference; designs and assembles apparatus for special tests and studies, and performs special tests and studies concerning propagation, equipment or systems, and evaluates the results of such tests or studies with regard to the Commission's problems, often looking toward new or modified rules; acts on application for type approval and makes type approval tests on equipment including those equipments under Parts 15, 18, 73, 81, 83, and 95 of this chatper requiring type approval; acts on applications for type acceptance of equipment and issues lists of type accepted and type approved equipment; acts on applications for type certification of equipment and issues lists of certified equipment; acts on applications for advance approval of subscription television technical systems and issues lists of approved subscription television technical systems; conducts technical studies of equipment design and performance; provides information and comments on test procedures and test results to assist in the evaluation of material supporting certifications; conducts special tests of equipments in connection with the certification and type acceptance programs; designs, develops and constructs equipment for use in connection with other Commission activities; standardizes and calibrates equipment and installations for other Commission activities and makes tests of radio devices for other Government departments and agencies.

2. Section 0.36 is revised to read as follows:

§ 0.36 International and Operations Division.

The International and Operations Division administers Part 5 of this chapter regulating the Experimental Radio Services; formulates rules, technical standards and general policy for Parts 15 and 18 of this chapter; reviews patents as they are issued by the Patent Office to determine which patents may dominate radio services regulated by the Commission and notifies the General Counsel as to such findings; provides Commission representation on, and coordination with, the Interdepartment Radio Advisory Committee (IRAC) and, as may be required, on other national and international telecommunication bodies; coordinates frequency allocation policy matters involving government users of radio with the Office of Telecommunications Policy; maintains the Commission's master frequency record of assignments made; notifies United States frequency assignments to the International Frequency Registration Board of the International Telecommunication Union; performs staff functions relating to international communications conferences and agreements having to do with frequency allocation and assignment; and communicates as necessary with administrations in foreign countries, through appropriate channels, concerning matters which relate to assignment of radio frequencies and to control of radio interference.

[FR Doc.75-20734 Filed 8-6-75;8:45 am]

[Docket No. 19658]

PART 1—PRACTICE AND PROCEDURE

Fee Schedule and Commercial Radio Operator Licenses; Correction

In the matter of amendment of Subpart G of Part 1 of the Commission's Rules relating to the schedule of fees. Amendment of Part 13 of the Commission's Rules relating to commercial radio operator licenses.

1. The *Second Report and Order* in the instant proceeding, FCC 75-182, adopted February 11, 1975, amended the rules, *inter alia*, to require the payment of annual license fees for the period April 1, 1973 to February 28, 1975 (40 FR 8186, February 26, 1975). Subparagraph 1.1102(e)(2) provided, in part, that "the fee applicable to the period after December 31, 1974 shall be the fee prescribed in § 1.1111(a)(5) of this chapter." Section 1.1111(a)(5) relates to fees applicable to assignments and transfers. It was our intention to cite subparagraph § 1.1111(a)(6) which does prescribe annual license fees. The text of the report and order made clear that reference to the subparagraph imposing the regular annual fee rather than to the one imposing assignment and transfer fees was intended.

2. Accordingly, we are amending the appendix of the *Second Report and Order* in Docket No. 19658 to correct this minor editorial error.

3. Section 1.1102(e)(2) of the rules is revised to read as follows:

§ 1.1102 Payment of fees.

* * * * *

(e) * * *

(2) Each broadcast station shall pay an annual license fee to the Commission for the period April 1, 1973–February 28, 1975. The fee applicable to the period after December 31, 1974 shall be the fee prescribed in § 1.1111(a)(6) of this chapter. The fee applicable to the period April 1, 1973–December 31, 1974 is as follows:

(i) For AM and FM stations: The annual license fee will be a payment equal to 6.7 times the station's highest single "one minute" spot announcement rate, but in no event shall the annual license fee for each AM and each FM station be less than $25.00.

(ii) For television broadcast stations: The annual license fee will be a payment equal to 3.4 times the station's highest "30-second" spot announcement rate, but in no event shall the annual fee be less than $100.00.

* * * * *

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-20737 Filed 8-6-75;8:45 am]

[Docket No. 20313; FCC 75-878]

PART 73—RADIO BROADCAST SERVICES

Report and Order

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations. (Bastrop and Farmerville, Louisiana) Docket No. 20313, RM-2249.

1. The Commission here considers its *Notice of Proposed Rule Making* issued in this proceeding (40 Fed. Reg. 1716 (1975)) which proposed amendment of the FM Table of Assignments, Section 73.202(b) of the Commission Rules, to assign Channel 261A to Bastrop, Louisiana, as its second FM assignment. Also considered herein is a counterproposal, which is mutually exclusive with the Bastrop proposal, to assign Channel 261A to Farmerville, Louisiana, as its first FM assignment.

2. The counterproposal is technically defective inasmuch as its proponent, Union Broadcasting Co., Inc. (Union), licensee of daytime-only AM Station KTDL, Farmerville, failed to serve a copy of its counterproposal on the proponent of the Bastrop proposal, Stan R. Hagan (Hagan), president and principal stockholder of Hagan Broadcasting, Inc., licensee of unlimited-time Class IV AM Station KVOB, Bastrop, as required by Section 1.420(a) of the Commission Rules. However, we believe that it is in the public interest to accept this counterproposal and avoid the harsh result of a dismissal. We do so because it will work no harm on Hagan and because of the newness of the rule which had only been in effect for three days.

3. Bastrop (pop. 14,713)[1] is the parish (county) seat of predominantly rural Morehouse Parish (pop. 32,463). Located 25 miles north of Monroe, Louisiana, and 50 miles southeast of El Dorado, Arkansas, Bastrop is the only community in the parish which has a population in excess of 1,000 persons. It currently has three local broadcast outlets: Station KTRY-FM (Channel 232A), daytime-only AM Station KTRY, and Hagan's unlimited-time Class IV AM station, KVOB.

4. In response to questions raised in the *Notice* regarding area growth, Hagan submitted a letter from the Morehouse Parish Chamber of Commerce stating that residential utility accounts increased by 457 between January 1970 and December 1974 (from 5,196 to 5,653), which it believes, represents a population increase of approximately 1,700 persons. It appears, from the methods used in an

[1] All population figures are from the 1970 U.S. Census.

earlier Chamber of Commerce letter submitted with Hagan's Supplemental Supporting Statement, that this figure was obtained by multiplying the number of new accounts by the national average number of persons per household, but this method is inaccurate as it presumes that each household has only one utility service (i.e., gas, electricity, water or telephone) and fails to consider how many new accounts have been opened by current residents; a figure which may be significant in view of the rural nature of the area. However, other growth information supplied in the second letter shows that from 1972 through 1974 the establishment of two new industrial plants and established industry expansions have added approximately five hundred new jobs to the area and that area retail sales increased by eighteen million dollars during that period. We are persuaded that a second channel is warranted.

5. As indicated in the *Notice*, adoption of the Bastrop proposal would not affect any existing FM assignments and the only communities within or near the preclusion areas caused by this proposal that have populations in excess of 1,000 persons are El Dorado, Arkansas (pop. 25,283) and Farmerville.[2] El Dorado appears to be adequately served locally by one television station and two FM and two AM stations, and another available assignment has been found for Farmville. It also appears that Bastrop is the only community in Morehouse Parish large enough to merit FM assignments of its own and thereby serve the local needs of the parish. We therefore believe that it is in the public interest to provide Bastrop with a second FM assignment and we do so in this proceeding.

6. Farmerville (pop. 3,416) is the parish seat of predominantly rural Union Parish (pop. 18,447). It is located on Lake D'Arbonne, which we are told, is the largest man-made lake in northern Louisiana, and is said to be used by thousands daily, year-round, for fishing, camping and water sports. Farmerville's only local aural service is daytime-only AM Station KTDL and Union states that a full-time facility is needed, particularly to enhance the safety of those using Lake D'Arbonne by providing nighttime weather reports.

7. The *Notice* indicated that Farmerville was within the preclusion area that would result from assignment of Channel 261A to Bastrop and requested that Hagan determine whether alternative channels are available for assignment to Farmerville should some party later wish to request such an assignment. In reply comments [3] Hagan stated that it appears from a preliminary, non-computerized, study conducted by his consulting engineer that no alternative channel is available. However, a staff study shows that Channel 224A can be assigned to Farmerville in compliance with Commission Rules. In the engineering analysis appended to its counterproposal, Union Broadcasting stated that "Channel 224 could not be assigned to Farmerville because it would preclude the assignment of Channel 226 to an area that encompasses several cities with populations greater than 2,500. . . ". However, our staff study showed that Channel 224A can be assigned only in a very limited area which includes Farmerville.[4] An assignment of this channel to Farmerville would result in efficient use of the FM spectrum because the open area available for assignment of Channel 224A includes no other communities without FM assignments having populations in excess of 2,500 persons. In view of the efficiency of such an assignment and because it will provide a needed first local FM assignment to Farmerville, we believe that it is in the public interest.

8. Accordingly, pursuant to the authority contained in Section 4(i), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, IT IS ORDERED, That effective September 8, 1975, the FM Table of Assignments, Section 73.202(b) of the Rules, IS AMENDED to read as follows for the cities listed below:

City	Channel No.
Bastrop, Louisiana	232A, 261A
Farmerville, Louisiana	224A

9. IT IS FURTHER ORDERED, That this proceeding IS TERMINATED.

Adopted: July 22, 1975.

Released: July 31, 1975.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307.)

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-20733 Filed 8-6-75;8:45 am]

[Docket No. 20369; FCC 75-869]

PART 87—AVIATION SERVICES

Transponder Test Sets; Pulse Repetition Rate

In the matter of amendment of Part 87 to specify the pulse-repetition rate for transponder test sets to eliminate interference to Air Traffic Control radar, Docket No. 30369.

1. At the request of the Department of Transportation, Federal Aviation Administration (FAA) to consider changes to the rules to specify the pulse-repetition rate (PRR) for transponder test sets, a Notice of Proposed Rule Making (NPRM) was released by the Commission on March 5, 1975. The NPRM was published in the Federal Register on March 10, 1975 (47 FR 1101). The period for comments and reply comments has passed.

2. No timely comments were received. Aeronautical Radio, Inc. (ARINC) and the Air Transportation Association (ATA) filed a joint comment on April 25, 1975, with the request that the Commission consider these comments filed two weeks after the time specified for comments. They state that due to the time required for evaluation and coordination, it was not practicable to file on the date originally set. ARINC and ATA represent the major users of the transponder test sets. While both have commented on numerous Commission matters in the past and are familiar with the administrative procedures for obtaining additional time for filing of comments, they have failed to ask for an extension of time in which to file comments and have elected to ask for acceptance of late filed comments. This procedure, of course, denies the public an opportunity to comment on the submission. However, we believe that these comments should be considered in view of the absence of other comments and the effect of the proceeding on the commenters.

3. ARINC and ATA state that, based on a few isolated cases of interference, the FAA requested that the PRR be changed from the currently authorized 245–270 pps to 235 pps ±5 pps. ARINC and ATA concur with this proposal insofar as new equipment is concerned. Some of the current licensees have equipment which cannot be easily modified to the lower PRR. Since the FAA has evaluated all existing equipment and found no interference, the March 31, 1978, date for modification of all equipment would impose an unnecessary hardship on these licensees. ARINC and ATA propose, therefore, that a provision be made to authorize continued operation at the higher PRR upon approval of the FAA.

4. FAA advises that this rule making was requested to avoid proliferation of transponder test sets with higher PRR's and to establish technical specifications for the manufacturers of transponder test sets. FAA has no objection to the continued use of transponder test sets with a higher PRR which have been evaluated and found to cause no interference at the present location. We agree with the FAA and the commenters that there may be situations subsequent to March 31, 1978, where transponder test sets with a higher PRR may be used without interference. However, we do not agree with the commenters that the rule should contain a proviso that a higher PRR may be authorized with the concurrence of

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[2] Farmerville is situated just outside the southern edge of the preclusion area and Channel 261A could be used at Farmerville in compliance with Commission Rules.

[3] Hagan did not file comments.

[4] Assignment of Channel 224A to this area is limited by assignments of Channel 224A at Springhill, Louisiana [Station KIKC, construction permit granted Jan. 21, 1975 (BPH-8941)] with a transmitter situated approximately 66 miles west, and at Lake Providence, Louisiana (Station KBED) with a transmitter located approximately 68 miles east; Channel 222 assigned to Pine Bluff, Arkansas (Station KOTN-FM) with a transmitter located approximately 100 miles north; and Channel 226 assigned [51 F.C.C. 2d 498 (1975)] to Alexandria, Louisiana, requiring a transmitter location 25 miles north-northeast of Alexandria and therefore approximately 78 miles south of Farmerville.

Also, this recent assignment of Channel 226 to Alexandria foreclosed its usage to the area in which it would be precluded by an assignment of Channel 224A to Farmerville.

the FAA. Section 1.958 of the Commission's rules contains the procedures for requesting a waiver of any rule in the Safety and Special Radio Services. We believe that these procedures are adequate and would not impose any unnecessary burden upon the licensees.

5. The current licenses will not be modified at this time to indicate the PRR of 235 pps±5 pps, but will be modified upon renewal to indicate this PRR or any other PRR determined as a result of Commission action upon any waiver requests.

6. Accordingly, IT IS ORDERED, That, pursuant to the authority contained in Section 4(i) and 303(r) of the Communications Act of 1934, as amended, Part 87 of the Commission's rules is amended effective September 8, 1975 as set forth below. IT IS FURTHER ORDERED, That, this proceeding is terminated.

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

Adopted: July 22, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
VINCENT J. MULLINS,
Secretary.

Part 87 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. Section 87.521(d) is revised to read as follows:

§ 87.521 Frequencies available.

* * * * *

(d) 108.0 MHz and the frequencies set forth in subpart N of this part may be assigned to radionavigation land test stations for the testing of airborne receiving equipment. The frequencies normally assigned will be 108.0 and 108.05 MHz for VHF omnirange, 108.1 MHz for localizer, 334.7 MHz for glide slope, 978 and 979 MHz (X channel)/1104 MHz (Y channel) for DME/TACAN, and the ATC radar beacon (ATCRBS) frequency 1030 MHz for transponder tests. The following conditions apply:

(1) The power authorized on these frequencies normally will be one watt or less.

(2) The pulse repetition rate (PRR) of the 1030 MHz ATC beacon test set will be 235 pulses per second (pps) ±5 pps. Stations authorized before September 2, 1975 may continue operations on the present PRR until March 31, 1978.

(3) The assignment of 108.0 MHz is subject to the condition that no interference shall be caused to the reception of FM broadcasting stations and stations using the frequency are not protected against interference from FM broadcasting stations.

[FR Doc.75-20732 Filed 8-6-75;8:45 am]

Title 49—Transportation

CHAPTER X—INTERSTATE COMMERCE COMMISSION

[Ex Parte No. 252 (Sub-No. 1)]

PART 1036—INCENTIVE PER DIEM CHARGES ON BOXCARS

Incentive Per Diem Charges—1968

At a General Session of the INTERSTATE COMMERCE COMMISSION, held at its office in Washington, D.C., on the 29th day of July 1975.

Upon consideration of the record in the above-captioned proceeding, including: (1) the reports and orders of the Commission, 337 I.C.C. 183, 337 I.C.C. 217, 339 I.C.C. 627, 343 I.C.C. 49, and 349 I.C.C. 303; (2) the order entered February 14, 1975 which allowed the filing of petitions requesting a return of the incentive per diem program to the 6-month period of September through February in lieu of the present year-round application of the program; and (3) the petition and replies thereto filed by numerous parties on various dates; and

It appearing, That according to section 1(14)(a) of the Interstate Commerce Act, incentive per diem shall be applied only where the supply of a car is not found to be adequate; that the current year-round application of incentive per diem cannot be justified because of the present surplus of unequipped general service boxcars, but the supply of these boxcars cannot be said to be adequate because of the decline in their ownership and the temporary decline in demand;

It further appearing, That sufficient grounds have been presented to warrant returning the incentive per diem program to the 6-month period of September through February, for unequipped general service boxcars (except XF cars);

And it further appearing, That should there be a change in the supply of unequipped general service boxcars (except XF cars), the Commission has sufficient indicators to give it proper notice in considering whether to return incentive per diem to a year-round basis;

WHEREFORE, and for good cause:

It is ordered, That, effective September 15, 1975, the Commission's rules and regulations, 49 CFR 1036.5 be, and they are hereby, amended by deleting therefrom the words "be effective from May 1, 1973, and shall continue in effect until further order of the Commission" and substituting therefor the words "apply for a 6-month period from September 1 of each year through February 28 of the following year on unequipped general service boxcars. The rules set forth in § 1036.1 and 1036.2 shall apply on XF cars on a year-round basis."

It is further ordered, That a copy of this order shall be delivered to the Director, Office of the Federal Register for publication therein.

This decison is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20784 Filed 8-6-75;8:45 am]

Title 50—Wildlife and Fisheries

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

PART 32—HUNTING

Certain National Wildlife Refuges in Alaska

The following regulations are issued and are effective on August 7, 1975. These regulations apply to public hunting on portions of certain national wildlife refuges in Alaska.

General Conditions. Hunting shall be in accordance with applicable State regulations. Information relative to hunting may be obtained from Refuge Managers addressed to respective refuges.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

Migratory game birds may be hunted on the following refuge areas: Aleutian Islands National Wildlife Refuge

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571

Western Aleutians—P.O. Box 5251, Adak, Alaska 98791

Special condition. Hunting permitted only on Unimak, Adak, Attu, Shemya, and Atka.

Arctic National Wildlife Range, 1412 Airport Way, Fairbanks, Alaska 99701.

Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

Izembek National Wildlife Range, Pouch #2, Cold Bay, Alaska 99571.

Special condition. The landing of aircraft is prohibited except in the event of emergency.

Kenai National Moose Range, P.O. Box 500, Kenai, Alaska 99611.

Special conditions. Parts of the Kenai National Moose Range are closed to the operation of aircraft and motor boats. These regulations and maps are available at the Refuge office, Kenai, Alaska, and from the Alaska Area Office, U.S. Fish and Wildlife Service, 813 "D" Street, Anchorage, Alaska 99501.

Kodiak National Wildlife Refuge, P.O. Box 825, Kodiak, Alaska 99615.

Special condition. Except in the event of an emergency, the landing and operation of aircraft on the Kodiak National Wildlife Refuge is restricted to lakes, streams, and other bodies of water.

Nunivak National Wildlife Refuge, P.O. Box 346, Bethel, Alaska 99559.

The provisions of these special regulations supplement the regulations which

govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

GORDON W. WATSON,
Area Director, U.S. Fish & Wildlife Service, Anchorage, Alaska.

AUGUST 1, 1975.

[FR Doc.75-20630 Filed 8-6-75;8:45 am]

PART 32—HUNTING

Certain National Wildlife Refuges in Montana

AUGUST 7, 1975.

The following regulations are issued and are effective on August 7, 1975. These regulations apply to public hunting on portions of certain National Wildlife Refuges in Montana.

General Conditions: Hunting shall be in accordance with applicable state regulations. Portions of refuges which are open to hunting are designated by signs and/or delineated on maps. No vehicle travel is permitted except on maintained roads and trails. Special conditions applying to individual refuges are listed on the reverse side of maps available at refuge headquarters and from the office of the Area Manager, U.S. Fish & Wildlife Service, 711 Central Avenue, Billings, Montana 59102.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

Migratory game birds may be hunted on the following area:

Red Rock Lakes National Wildlife Refuge, Monida Star Route, Box 15, Lima, Montana 59739.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

Red Rock Lakes National Wildlife Refuge, Monida Star Route, Box 15, Lima, Montana 59739

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuge areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

E. D. STROOPS,
Refuge Manager.

JULY 30, 1975.

[FR Doc.75-20760 Filed 8-6-75;8:45 am]

PART 32—HUNTING

Certain National Wildlife Refuges in Alaska

The following regulations are issued and are effective on August 7, 1975. These regulations apply to public hunting on portions of certain national wildlife refuges in Alaska.

General conditions. Hunting shall be in accordance with applicable State regulations. Information relative to hunting may be obtained from Refuge Managers addressed to the respective refuges.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

Upland game may be hunted on the following refuge areas:

Aleutian Islands National Wildlife Refuge.

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571

Western Aleutians—P.O. Box 5251, Adak, Alaska 98791

Special conditions:

(1) Except on Amchitka Island.

(2) Landing of aircraft on Unimak Island or taking aircraft off from Unimak Island, while transporting upland game or upland game hunters, is restricted to the following areas:

Area No. 1. The airstrip situated at the village of False Pass.

Area No. 2. The airstrip situated at Cape Sarichef.

Area No. 3. The waters of all lakes, bays and lagoons on or adjacent to Unimak Island.

Arctic National Wildlife Range, 1412 Airport Way, Fairbanks, Alaska 99701.

Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

Izembek National Wildlife Range, Pouch #2, Cold Bay, Alaska 99571.

Special conditions:

(1) The landing of aircraft is prohibited except in the event of emergency.

(2) The use of motorized vehicles is restricted to the established road system.

Kenai National Moose Range, P.O. Box 500, Kenai, Alaska 99611.

Special conditions:

The use of aircraft, boats, and other motorized vehicles is restricted to certain designated areas and periods of use. Information relative to hunting and use of refuge lands may be obtained from the Refuge Manager, Kenai National Moose Range Headquarters, P.O. Box 500, Kenai, Alaska 99611.

Kodiak National Wildlife Refuge, P.O. Box 825, Kodiak, Alaska 99615.

Special condition:

Except in the event of an emergency, the landing and operation of aircraft on the Kodiak National Wildlife Refuge is restricted to the lakes, streams, and other bodies of water.

Nunivak National Wildlife Refuge, P.O. Box 346, Bethel, Alaska 99559.

The provisions of these special regulations supplement the regulations which govern hunting on wildlife refuges areas generally and which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through June 30, 1976.

GORDON W. WATSON,
Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.

AUGUST 1, 1975.

[FR Doc.75-20631 Filed 8-6-75;8:45 am]

PART 33—SPORT FISHING

Certain Wildlife Refuges and Ranges in Alaska

The following special regulations are issued and are effective on August 7, 1975.

§ 33.5 Special regulations; sport fishing, for individual wildlife refuge areas.

General condition. Fishing shall be in accordance with applicable State regulations.

ALASKA

ALEUTIAN ISLANDS NATIONAL WILDLIFE REFUGE

Eastern Aleutians—Pouch #2, Cold Bay, Alaska 99571

Western Aleutians—P.O. Box 5251, Adak, Alaska 98791

ARCTIC NATIONAL WILDLIFE RANGE

Arctic National Wildlife Range, 1412 Airport Way, Fairbanks, Alaska 99701.

BERING SEA NATIONAL WILDLIFE REFUGE

Bering Sea National Wildlife Refuge headquarters: Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

CLARENCE RHODE NATIONAL WILDLIFE RANGE

Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

IZEMBEK NATIONAL WILDLIFE RANGE

Izembek National Wildlife Range, Pouch #2, Cold Bay, Alaska 99571.

KENAI NATIONAL MOOSE RANGE

Kenai National Moose Range, P.O. Box 500, Kenai, Alaska 99611.

KODIAK NATIONAL WILDLIFE REFUGE

Kodiak National Wildlife Refuge, Box 825, Kodiak, Alaska 99615.

NUNIVAK NATIONAL WILDLIFE REFUGE

Nunivak National Wildlife Refuge headquarters: Clarence Rhode National Wildlife Range, P.O. Box 346, Bethel, Alaska 99559.

The provisions of these special regulations supplement the regulations which govern fishing on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through August 31, 1976.

GORDON W. WATSON,
Area Director, U.S. Fish and Wildlife Service, Anchorage, Alaska.

AUGUST 1, 1975.

[FR Doc.75-20627 Filed 8-6-75;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 rule making prior to the adoption of the final rules.

DEPARTMENT OF THE INTERIOR

National Park Service

[36 CFR Part 7]

MOUNT RAINIER NATIONAL PARK, WASHINGTON

Fishing Regulations

The National Park Service proposes to amend § 7.5(a), Code of Federal Regulations, pertaining to fishing within Mount Rainier National Park, State of Washington.

A National Park Service study of fishing at Mount Rainier National Park has determined that the present fishing regulations are sometimes misunderstood and that the traditional spring opening date for the park's fishing season has resulted in a greater impact on fishing at that time.

The purpose of this amendment is to eliminate the opening and closing dates for fishing within Mount Rainier National Park and to establish a daily catch and possession limit. These amendments will simplify the public's interpretation of Mount Rainier's fishing regulations and the elimination of an opening date for a fishing season will spread out the initial impact on fishing within the park.

A determination has been made pursuant to NEPA and pertinent regulations based on the study of January 15, 1973, and related files, that the proposed regulations will have no significant impact but will be beneficial on the quality of the human environment and, therefore, no environmental impact statement is required. A copy of this determination is on file and may be examined in the Superintendent's office for Mount Rainier National Park.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process. Accordingly, interested persons may submit written comments, suggestions, or objections regarding the proposed addition to: Superintendent, Mount Rainier National Park, Longmire, Washington 98397, on or before September 8, 1975.

This amendment is proposed under the authority contained in Section 3 of the Act of August 25, 1916, 36 Stat. 535, as amended (16 U.S.C. § 3); Section 2 of the Act of March 2, 1899, 30 Stat. 993, as amended (16 U.S.C. § 92); 245 DM 1 (34 FR 13879, as amended); National Park Service Order No. 77 (38 FR 7378, as amended); and Pacific Northwest Region Order No. 3 (37 FR 6325, as amended).

Specifically, in consideration of the foregoing, it is proposed that § 7.5(a) of Part 7 of 36 CFR Chapter 1, entitled "Mount Rainier National Park", be amended as follows:

§ 7.5 Mount Rainier National Park.

(a) *Fishing.* (1) Fishing in all park waters shall remain open year round.

* * * * *

(5) The daily catch and possession limit for fish taken from park waters shall be six pounds and one fish, not to exceed 12 fish.

Dated: May 22, 1975.

DANIEL J. TOBIN, Jr.,
Superintendent,
Mount Rainier National Park.

[FR Doc.75-20719 Filed 8-6-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Farmers Home Administration

[7 CFR Part 1822]

[FmHA Instruction 444.5]

RURAL RENTAL HOUSING LOAN POLICIES, PROCEDURES AND AUTHORIZATIONS

Nonprofit Organizations

Notice is hereby given that the Farmers Home Administration has under consideration the addition of a new paragraph (p) to § 1822.88 of Subpart D of Part 1822, Title 7, Code of Federal Regulations (40 FR 4282). This addition will give to State and public agency and nonprofit organization applicants priority in funding when monies are not available to approve all applications during any fiscal year. This priority will also be effective if more than one application is received to provide rental housing for the same community.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed amendment to the Chief, Directives management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before September 8, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Chief, Directives Management Branch during regular business hours. (8:15 a.m.–4:45 p.m.)

As proposed, § 1822.88(p) is added as follows:

§ 1822.88 Special conditions.

* * * * *

(p) *Priority in funding.* When funds are not available for all applications pending within a State during any fiscal year, priority in funding will be given to applicants who are State or local public agencies or nonprofit organizations. This priority will also be effective where more than one application is received to provide rental housing in the same community.

* * * * *

(42 U.S.C. 1480; delegation of authority by the Sec. of Agri., 7 CFR 2.23; delegation of authority by the Asst. Sec. for Rural Development, 7 CFR 2.70)

Date: August 1, 1975.

FRANK W. NAYLOR, Jr.,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-20746 Filed 8-6-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social Security Administration

[20 CFR Part 416]

[Regulations No. 16]

SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

Definition of Resident

Notice is hereby given, pursuant to the Administrative Procedure Act (5 U.S.C. 553) that the amendment to the regulations set forth in tentative form below is proposed by the Commissioner of Social Security with the approval of the Secretary of Health, Education, and Welfare. The proposed amendment prescribes criteria for the establishment of a claimant's status as resident of the United States. Benefits under title XVI of the Social Security Act (42 U.S.C. 1381 et seq.) can only be paid to people who are residents of the United States. However, section 1611(f) of the Act (42 U.S.C. 1382) provides that benefits can be paid to eligible individuals who are outside the United States for less than 30 consecutive days, thus indicating the Congressional intent that physical presence is not, in all circumstances, a necessary element of residence. Therefore, the amendment provides that an individual can be found to retain his status as a resident of the United States even though he is temporarily absent from the United States for less than 30 days. The proposed amendment implements in part section 1614(a) of the Social Security Act (42 U.S.C. 1382c(a)) which requires U.S. residence for eligibility for supplemental security income benefits.

The rules set forth in the proposed regulations will be applied by the Social Security Administration in order to administer the supplemental security income program during the period from

January 1, 1974, when the new program became effective, until final regulations are adopted.

Prior to the final adoption of the proposed amendment of the regulations, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing in triplicate to the Commissioner of Social Security, Department of Health, Education, and Welfare, P.O. Box 1585, Baltimore, Maryland 21203, on or before September 8, 1975.

Copies of all comments received in response to this notice will be available for public inspection during regular business hours at the Washington Inquiries Section, Office of Information, Social Security Administration, Department of Health, Education, and Welfare, North Building, Room 4146, 330 Independence Avenue SW., Washington, D.C. 20201.

The proposed amendment is to be issued under the authority of sections 1102, 1614, and 1631 of the Social Security Act, as amended; 49 Stat. 647, as amended, 86 Stat. 1471 and 1475; 42 U.S.C. 1302, 1382c, and 1383.

(Catalog of Federal Domestic Assistance Program No. 13.807, Supplemental Security Income Program.)

It is hereby certified that the economic and inflationary impacts of this proposed regulation have been carefully evaluated in accordance with OMB Circular A-107.

Dated: July 8, 1975.

J. B. CARDWELL,
Commissioner of Social Security.

Approved: August 4, 1975.

CASPAR W. WEINBERGER,
Secretary of Health, Education, and Welfare.

Section 416.202 of Part 416 of Chapter III of Title 20 of the Code of Federal Regulations is revised to read as follows:

§ 416.202 Eligibility requirements.

(a) *General.* For purposes of this part, an aged, blind, or disabled individual is an individual who:

(1) Is 65 years of age or older (as determined under Subpart H of this part), is blind (as determined under Subpart I of this part), or is disabled (as determined under Subpart I of this part), and

(2) Is a resident of the United States (see paragraphs (b) and (c) of this section), and is either:

(i) A citizen of the United States (as defined in § 416.203(c)), or,

(ii) An alien lawfully admitted for permanent residence or otherwise permanently residing in the United States under color of law (including an alien who is lawfully present in the United States as a result of the application of the provisions of section 203(a)(7) or section 212(d)(5) of the Immigration and Nationality Act (8 U.S.C. 1153, 1182)).

(b) *Resident of the United States.* For purposes of this part, a resident of the United States is an individual who lives in the United States, i.e., the 50 States and the District of Columbia, and who is not merely a transient or sojourner.

(c) *When status as a resident may be lost.* An individual who has once acquired the status of a resident does not lose that status until he actually departs from the United States even though his intention to give up U.S. residence was formed some time previously. Temporary absence will not cause loss of status as a resident. (However, see § 416.1327 regarding suspension of benefits where eligible individuals are outside the United States.)

[FR Doc.75-20722 Filed 8-6-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Insurance Administration

[Docket No. FI-647]

[24 CFR Part 1917]

APPEALS FROM FLOOD ELEVATION DETERMINATION AND JUDICIAL REVIEW

Proposed Flood Elevation Determinations for the City of La Grange, Lewis County, Missouri

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (P.L. 93-234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968, P.L. 90-448), 42 U.S.C. 4001-4128, and 24 CFR Part 1917 (Section 1917.4 (a)), hereby gives notice of his proposed determinations of flood elevations for the City of La Grange, Missouri.

Under these Acts, the Administrator, to whom the Secretary has delegated his statutory authority, must develop criteria for flood plain management in identified flood hazard areas. In order to participate in the National Flood Insurance Program, the City of La Grange must adopt flood plain management measures that are consistent with the flood elevations determined by the Secretary.

Proposed flood elevations (100-year flood) are listed below for selected locations. Maps and other information showing the detailed outlines of the flood-prone areas and the proposed flood elevations are available for review at City Hall, La Grange, Missouri 63435.

Any person having knowledge, information, or wishing to make a comment on these determinations should immediately notify Mayor Richard Wagner, City Hall, La Grange, Missouri 63435. The period for comment will be ninety days following the second publication of this notice in a newspaper of local circulation in the above-named community or November 5, 1975, whichever is the later.

The proposed 100-year Flood Elevations are:

Source of flooding	Location	Elevation (feet above mean sea level)	Width from end of road (facing downstream) to 100-yr flood boundary (feet)	
			Right	Left
Mississippi River	Buchanan St.	490	120	
	Pierce St.	490	920	
	Polk St.	490	440	
	Knox St.	490	240	
	Lewis St.	490	440	
	South St.	490	320	
	Marion St.	490	400	
	Washington St.	490	400	
	Jefferson St.	490	400	
	Monroe St.	490	360	
	Jackson St.	491	320	
	Wyaconda St.	491	240	
	Skinner St.	491	200	
	Filmore St.	491	120	
	Clay St.	491	160	
	Main St.	490	From Southern Corp. limits to intersection with Jackson St.	
	Chicago, Burlington, & Quincey RR.	490-491	Entire railroad within corporation limits.	

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 30, 1975.

FRANCIS V REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-20472 Filed 8-6-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 75-GL-53]

VOR AIRWAYS

Proposed Extension

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would:

1. Extend V–72 from the Montrose, Ill., INT to Bloomington, Ill., via Mattoon, Ill.
2. Extend V–156 from Moline, Ill., direct to Cedar Rapids, Iowa.

Interested persons may participate in the proposed rule making 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, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill. 60018. All communications received on or before September 8, 1975 will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

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

The proposed amendment would designate direct airways between Mattoon and Bloomington and also between Moline and Cedar Rapids.

These routes are being used as "direct routes." Their designation as airways would reduce the pilot/controller coordination (radar vectoring) workload.

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

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

Issued in Washington, D.C., on August 1, 1975.

[FR Doc.75–20618 Filed 8–6–75;8:45 am]

[14 CFR Part 71]

[Airspace Docket No. 75–GL–50]

VOR AIRWAY

Proposed Alteration

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would realign V–129 between Dubuque, Iowa, and Nodine, Minn., eastward and renumber the present segment of this airway as V–129W.

Interested persons may participate in the proposed rule making 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, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Ill. 60018. All communications received on or before September 8, 1975 will be considered before action is taken on the proposed amendment. The proposal 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, S.W., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would redesignate V–129 from Dubuque to Nodine via the INT of the Dubuque 348° (344°M) and the Nodine 150° (146°M) radials, including a W alternate from Dubuque to Nodine via Waukon, Iowa.

The proposed realignment would solve an operational problem at La Crosse, Wis., and provide a more direct airway between Dubuque and Nodine.

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

Issued in Washington, D.C., on August 1, 1975.

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

[FR Doc.75–20619 Filed 8–6–75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 35]

[FRL 406–1]

STATE PUBLIC WATER SYSTEM SUPERVISION

Program Grants

Notice is hereby given that pursuant to Sections 1443 and 1450 of the Public Health Service Act ("the Act"), as amended by the Safe Drinking Water Act ("SDWA", P. L. 93–523) the Administrator of the Environmental Protection Agency (EPA) proposes to issue additions to 40 CFR Part 35 setting forth regulations governing grants to States to assist in the funding of public water system supervision programs.

The SDWA was signed by the President on December 16, 1974. It provides for national standards for drinking water to protect the public health, but emphasizes the importance of Federal-State cooperation and encourages States to assume primary enforcement responsibility for public water systems. Pursuant to Section 1413 of the Act, the Administrator may determine that a State has primary enforcement responsibility if the State meets certain specified requirements.

To assist the States in establishing programs meeting the requirements for primary enforcement responsibility, Section 1443(a) of the Act authorizes the Administrator to make grants to States to carry out "public water system supervision programs," which are defined in Section 1443(c) as programs "for the adoption and enforcement of drinking water regulations [with permitted variances and exceptions] which are no less stringent than the national primary drinking water regulations and for keeping records and making reports" required by the Administrator. Section 1443(a)(2) provides that no State may receive its first grant until the Administrator determines that the State has established or will establish within one year from the date of the grant a public water system supervision program, and will, within that one year, assume primary enforcement responsibility for public water systems within the State.

Section 35.630 of the proposed grant regulations provides that an application for the initial grant must include a letter from the chief executive officer of the State stating whether the State has, or intends to establish within one year, a public water system supervision program and affirming the State's intention to assume primary enforcement responsibility within one year. Pursuant to the requirements of the Act, § 35.634(b) provides that a State cannot receive a grant for a period beginning more than one year after the date of the State's first grant unless the State has assumed and maintains primary enforcement responsibility.

Section 1443(a)(4) of the Act provides that the grant money will be allotted among the States on the basis of population, land area, number of public water systems, and "other relevant factors." Statistics on population and land area are, of course, readily available. However, statistics on the number of public water systems in each State are not yet entirely reliable. The comprehensiveness of public water system inventories varies widely from State to State, particularly with regard to small, non-residential systems such as those owned by restaurants, service stations and recreation areas. EPA is encouraging the States to complete their public water system inventories.

In the absence of currently available, reliable data on the total number of public water systems in each State, EPA proposes to rely initially on public water system inventory data taken from EPA inventory forms which have been in use for several years. Information from those forms gives relatively reliable information on the number of systems in each State which primarily serve a "community," "company town," "mobile home park," or "institution." [1] For the purposes of convenience, systems falling in one of these categories are referred to in the allocation formula as "resident water systems." The proposed allocation formula contained in § 35.610 would allocate funds on the basis of population (30%); land area (10%); and number of "resident water systems" (60%). The allocation for FY 76 would be based on the inventory known to EPA as of August 1, 1975. Comments on the proposed allocation formula are invited.

"State" is defined in proposed § 35.603 to include the District of Columbia,

[1] In the future, EPA inventory forms will be revised to categorize public water systems as "community" or "other" systems, reflecting the categorization used in the interim primary drinking water standards and the regulations for implementation of those standards.

Puerto Rico, the Virgin Islands, Guam, American Samoa and the Trust Territory of the Pacific Islands. Pursuant to § 35.-610(b), a State's allotment shall be not less than one percent of the total appropriation, except that allotments for Guam, American Samoa and the Virgin Islands shall be not less than one-third of one percent of the total appropriation.

Section 35.613 provides that the actual grant to the State will be determined by the Regional Administrator at the time of the grant award. The grant must not exceed 75% of the eligible costs of a State program.

Section 35.611(c) provides for a mandatory aditional allotment of all program grant funds which have not been obligated by the Agency. This must be done at least 180 days prior to the end of the Federal fiscal year.

Sections 35.636(c) and 35.640 provide that the Regional Administrator may reduce a State's grant from what it would have obtained under § 35.613 if the initial program submitted does not contain planned accomplishments reasonably consistent with the level of funding requested, or if the accomplishments achieved are substantially below the level approved in the State program plan. The Regional Administrators and the States will be provided with information to help them determine appropriate funding levels for various accomplishments. Any funds retrieved by reduction of a State's grant may be realloted to other States in the same region in accordance with § 35.611(d).

These regulations are written on the assumption that the funds will remain available until expended, since the appropriations bill now before Congress contains language to this effect.

Program elements of a public water system supervision program are listed in § 35.618. Each of these elements is desirable and is an appropriate element for the use of grant funds. However, EPA will not tie specific amounts of money to specific program elements. Although it is not necessary for a State program to include every element in § 35.618 or to produce an accomplishment for every program element, the program of a State with primary enforcement responsibility must include the program elements required by § 142.10 of this chapter. In addition, a State may include other program elements if it can demonstrate that such other elements are appropriate to its program. A State can propose almost any mixture of program elements and accomplishments which can reasonably be considered part of a public water system supervision program. State funds spent on appropriate elements can be counted toward the 25% matching funds requirement imposed by § 1443(a)(3) of the Act. The Regional Administrator will have a great deal of discretion in determining if the amount requested by the State is consistent with the accomplishments the state proposes in its program.

EPA believes that routine monitoring should become the responsibility of public water systems. However, some States provide this monitoring service for some systems, especially systems serving small communities. EPA believes that such costs should be transferred to the public water systems as quickly as feasible in accordance with the intent of the legislation. However, no limitation on the use of grant funding for routine monitoring is being initially proposed. Comments are sought on the manner in which all routine monitoring costs may be most expeditiously transferred from the States to the public water systems.

Federal grant funds, provided in accordance with these regulations, should not be used to supplant non-Federal funding used for public water system supervision efforts by the State. For this reason, § 35.625 provides that non-Federal funds for recurrent costs should not be reduced. However, it is recognized that special circumstances may exist and that strict application of this provision could cause undue hardship. In these cases relief is possible through administrative actions by EPA under Subpart I of Part 30 of this chapter.

The Administration has requested $7.5 million in program grant funds for the States in FY 76. A discussion of the costs of State drinking water programs is contained in the preamble to the proposed Drinking Water Standards Implementation Regulations, which are being published concurrently with these proposed grant regulations.

Comments

Interested persons may participate in this rulemaking process by submitting written comments in triplicate to the Office of Water Supply (WH-450), Environmental Protection Agency, Washington, D.C. 20460, Attention: Comment Clerk, Drinking Water Standards Implementation and Grant Regulations.

Comments on all aspects of the proposed regulations are solicited. In addition to considering public comments sent to EPA, the Agency will hold public hearings at the following locations to receive comments and statements on the proposed regulations. The hearing room locations and times should be confirmed in advance by telephone.

Sept. 3, 1975, 9:30 a.m.	EPA Region IX, 100 California St., San Francisco, Calif. 94111; telephone: 415-556-7450.
Sept. 5, 1975, 9:30 a.m.	Washington, D.C., EPA Headquarters, Waterside Mall, 401 M Street SW., Washington, D.C. 20460; telephone: 202-426-8877.

All comments received on or before September 15, 1975 will be considered. A copy of all public comments will be available for inspection and copying at the EPA Freedom of Information Center. As provided in 40 CFR Part 2, a reasonable fee may be charged for copying services.

It is hereby certified that the economic and inflationary impacts of these proposed regulations have been carefully evaluated in accordance with OMB Circular A-107.

Dated: July 29, 1975.

RUSSELL E. TRAIN,
Administrator.

It is proposed to add the following new §§ 35.600—35.649 to Supart B of 40 CFR Part 35:

GRANTS FOR STATE PUBLIC WATER SYSTEM SUPERVISION PROGRAMS

Sec.

35.600 Scope and Purpose.[1]
35.603 Definitions.
35.604 Program Coverage.
35.610 Determination of Allotments.
35.611 Notification of Allotments and Reallotments.
35.613 Grant Amount.
35.615 State Program Plan.
35.618 Program Elements of a Public Water System Supervision Program.
35.620 Eligible and Ineligible Costs.
35.625 Maintenance of Effort.
35.630 Application for Grant/State Program Plan Submission.
35.632 Criteria for Award.
35.634 Limitation on Grant Award.
35.636 Regional Administrator's Action on State Program Plan.
35.638 Budget Period.
35.640 Reduction of Grant Amount.
35.642 Assignment of Personnel.
35.649 Reserved.

AUTHORITY: Secs. 1443 and 1450 of P.L. 93-523, 88 Stat. 1660 (42 U.S.C. 300j-2 and 300j-9).

GRANTS FOR STATE PUBLIC WATER SYSTEM SUPERVISION PROGRAMS

§ 35.600 Scope and Purpose.

Sections 35.600 through 35.649 establish regulations and procedures for providing program grant funds to the States for the development and administration of public water system supervision programs as authorized by Section 1443(a) of the Public Health Service Act. These regulations are intended to foster development of State program plans and programs to assist in implementing Title XIV of the Act (added by the Safe Drinking Water Act).

§ 35.603 Definitions.

As used in this part, and except as otherwise specifically provided:

(a) "Act" means the Public Health Service Act.

(b) "Public water system" means a system for the provision to the public of piped water for human consumption, if such system has at least fifteen service connections or regularly serves an average of at least twenty-five individuals daily at least two months out of the year. Such term includes (1) any collection, treatment, storage, and distribution facilities under control of the operator of such system and used primarily in connection with such system, and (2) any collection or preatreatment storage facilities not under such control which are

[1] Section numbers are not consecutively numbered to allow room for modification and insertion of new sections as needed.

used primarily in connection with such system.

(c) "State" means one of the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, or the Trust Territory of the Pacific Islands.

(d) "Administrator" means the Administrator of the United States Environmental Protection Agency or his authorized representative.

(e) "Agency" means the United States Environmental Protection Agency.

(f) "Supplier of water" means any person who owns or operates a public water system.

(g) "Primary enforcement responsibility" means the primary responsibility for administration and enforcement of primary drinking water standards and related requirements applicable to public water systems within a State.

(h) "National primary drinking water standard" means any primary drinking water regulation contained in Part 141 of this chapter.

(i) "State primary drinking water standard" means a drinking water standard of a State which is comparable to a national primary drinking water standard.

(j) "Sanitary survey" means an onsite review of the water source, facilities, equipment, operation and maintenance of a public water system for purposes of evaluating the adequacy of such source, facilities, equipment, operation and maintenance for producing safe drinking water.

(k) "State program grant" means the award of Federal assistance to a State from its allotment to assist in developing or carrying out a public water system supervision program.

(l) "Allotment" means the maximum initial amount of funds potentially available to each State from each annual appropriation.

(m) "Public water system supervision program" means a program for the adoption and enforcement of drinking water regulations which are no less stringent than the national primary drinking water regulations and for keeping records and making reports required to be made by States with primary enforcement responsibility.

§ 35.604 Program Coverage.

The provisions of §§ 35.600–649 shall not apply to any part of a public water system supervision program for a public water system:

(a) which consists only of distribution and storage facilities (and does not have any collection and treatment facilities);

(b) which obtains all of its water from, but is not owned or operated by, a public water system to which such regulations apply;

(c) which does not sell water to any person; and

(d) which is not a carrier which conveys passengers in interstate commerce.

§ 35.610 Determination of Allotments.

Funds appropriated in each fiscal year will be allotted as follows:

(a) The initial allotment will be established on the basis of the following weighted factors:

(1) The population of each State in proportion to the total population of all States (weight factor: 30%). Population statistics will be drawn from the 1970 census, Tables 4 and 11 of the 1974 Statistical Abstract of the United States.

(2) The land area of each State in proportion to the total land area of all States (weight factor: 10%). Land area statistics will be drawn from Table 290 of the 1974 Statistical Abstract of the United States.

(3) Number of "resident water systems" in each State in proportion to the number of such systems in all States (weight factor: 60%). Water systems statistics will be drawn from the Inventory of Public Water Systems maintained by the Agency based on input from the States. For Fiscal Year 76 grants the number of "resident water systems" for each State will be determined by the number of public water systems for which inventory data have been submitted to EPA on or before August 1, 1975, and for which the predominant service area characteristic has been reported to be at least one of the following:

(i) Community,

(ii) Company town,

(iii) Mobile home park, or

(iv) Institution.

(b) Initial allotments established for the States based on the weighted ratios in (a) will be adjusted as follows:

(1) State allotments (except for Guam, American Samoa, and the Virgin Islands) shall not be less than one percent of the appropriation.

(2) Allotments for Guam, American Samoa, and the Virgin Islands shall not be less than one-third of one percent of the appropriation.

(c) The total increase in State allotments resulting from the application of paragraph (b) of this section shall be offset by an equivalent total decrease in the initial allotment to the other States. This decrease in a State's initial allotment will be in proportion to the amount the State's initial allotment exceeded the one percent or one-third of one percent minimum.

§ 35.611 Notification of Allotments and Reallotments.

(a) Each year, within thirty days after the President delivers his budget to Congress, the Administrator will issue to each Regional Administrator an anticipated allotment for each State for the coming fiscal year except that for Fiscal Year 1976, the anticipated allotment shall be issued no later than 30 days following final promulgation of these regulations. The anticipated allotment shall be promptly communicated to each State by the Regional Administrator. This anticipated allotment (planning target) will be based on the amount of funds requested in the President's budget for this purpose in the coming fiscal year.

(b) As soon as practicable after funds are appropriated, the Administrator will issue to each Regional Administrator a final allotment for each State from funds appropriated for that fiscal year. This final allotment shall be promptly communicated to each State by the Regional Administrator.

(c) As soon as practicable but in no event later than 180 days prior to the end of the Federal Fiscal Year, the Administrator will reallot on a national basis among the States which have already received a grant, all funds unobligated by the agency except that the Administrator will establish a different date for Fiscal Year 1976. The unobligated funds will be allotted on the basis of each such State's allocation factor compared to the sum of the allocation factors for all such States. The funds will be granted to the States which can demonstrate a need for the additional funds.

(d) Funds remaining unobligated 90 days prior to the end of the fiscal year from funds realloted under § 35.611(c) and other funds made available by reduction of grant amounts, shall be available within the Region for supplementary awards to other grantees.

§ 35.613 Grant Amount.

The actual amount of each State grant, which shall not exceed the State's allotment, shall be determined at the time of the grant award by the Regional Administrator. Federal funds can not exceed 75% of the eligible cost of the State's public water system supervision program as described by § 35.615.

§ 35.615 State Program Plan.

Any State wishing to apply for a grant shall prepare and submit to the Regional Administrator for approval a program plan which satisfies the requirements of applicable regulations and contains planned accomplishments. A State may include in the plan submitted to the Regional Administrator any program element listed in § 35.618, and any other program element if the State can demonstrate that such other program element is appropriate for the conduct of its public water system supervision program. The essence of the State plan is to relate the utilization of available resources (both Federal and non-Federal) to the achievement of expected accomplishments. The program plan shall describe how the planned accomplishments address the problems in the State and are consistent with the objectives of the Act and national policy as set forth in the annual guidance document issued by the Agency. Information on the program elements contained in each State's submission shall be presented in summary form and shall include:

(a) The planned accomplishments;

(b) The resources to be expended by the State to produce the planned accomplishments, including anticipated Federal financial and technical assistance; and

(c) For Fiscal Year 1977 and subsequent years an analysis of the previous year's State program. This analysis shall compare the planned accomplishments with expected resources, the actual resources expended, and the actual accomplishments.

§ 35.618 Program Elements of a Public Water System Supervision Program.

The following program elements are appropriate for carrying out public water system supervision programs. For a State with primary enforcement responsibility the State program must include program elements satisfying the requirements of § 142.10 of this chapter.

(a) *Administration and Program Development.* Planning, development and coordination of program activities for the management of a water system supervision program including general program direction and supervision, and development of staffing and budget needs; development and evaluation of basic water supply legislation, regulations, policies, and public information.

(b) *Surveillance and Technical Assistance.* Sanitary surveys of public water systems on an established schedule with written survey reports to the suppliers of water; review of bacteriological and chemical sampling data submitted by the suppliers to determine compliance with applicable provisions of State primary drinking water standards; technical assistance to suppliers of water and others regarding the planning, design, operation, maintenance, treatment, quality control and assessment of public water systems.

(c) *Plan Review.* A plan review activity for new public water systems and modifications or additions to existing systems.

(d) *Laboratory Certification.* A laboratory certification or approval program on an established frequency for laboratories from which public water systems propose to submit data to be used in determining compliance with applicable State primary drinking water standards.

(e) *Laboratory Capability.* Provision and operation of laboratory facilities with capability to perform the type of analyses required by State primary drinking water standards; or obtaining laboratory services from outside sources.

(f) *Training and Certification.* An activity for the training or certification of water system personnel, plant operators, public water system supervisory personnel and State water supply program personnel.

(g) *Enforcement.* An activity for the establishment and implementation of procedures for administrative and judicial enforcement of State primary drinking water standards.

(h) *Data Management.* A data management activity to maintain essential records needed for conduct of the drinking water supervision program and for submission to the Agency; including the maintenance of an inventory for all public water systems.

(i) *Disease Surveillance and Investigation.* The maintenance of a coordinated activity with State and local agencies to detect, investigate and report suspected waterborne disease outbreaks.

§ 35.620 Eligible and Ineligible Costs.

Federal grant money can be expended only for the program elements of § 35.618 and other program elements contained in the approved grant agreement.

(a) Eligible costs shall include all laboratory costs associated with routine monitoring.

(b) Costs of occupying office, laboratory, shop and storage space shall be eligible only as follows:

(1) No costs shall be allowed for acquisition of land or for the construction of any structure (including foundations, fences and parking areas).

(2) Costs of occupying State or local government-owned buildings shall be allowed only under an indirect cost agreement negotiated with the Agency.

(3) Costs of occupying privately-owned buildings shall be eligible.

§ 35.625 Maintenance of Effort.

No grant will be awarded if it is determined by the Regional Administrator that Federal grant funds will supplant, rather than supplement, non-Federal funding committed to public water system supervision efforts by the State. Each applicant for an initial grant must provide an assurance of a minimum level of expenditures of non-Federal funds for recurrent allowable program costs during the budget period of the grant at least equal to such expenditures during the twelve-month period preceding the grant award. For grants from funds appropriated for subsequent fiscal years, the minimum level of effort required to be eligible for Federal grant assistance shall be the amount of non-Federal funds actually expended by the grantee for recurrent allowable program costs under the initial grant.

§ 35.630 Application for Grant/State Program Plan Submission.

States wishing to make application for a program grant shall:

(a) Develop an annual program in accordance with § 35.615.

(b) Starting with Fiscal Year 1977, submit a preliminary (draft) plan to the Regional Administrator no later than 90 days prior to the start of the Federal Fiscal Year.

(c) Starting with Fiscal Year 1977, submit an application on the appropriate EPA form, which includes the annual state program plan submission, for grant award to the Regional Administrator in accordance with Part 30, Subpart B of this chapter, no later than 30 days prior to the start of the Federal Fiscal Year.

(d) For Fiscal Year 1976, submit an application on the appropriate EPA form to the Regional Administrator no later than February 1, 1976.

(e) The application for an initial grant shall include, in addition to the other submissions requested by this subpart, a letter from the chief executive officer of the State, stating whether the State has, or intends to establish, a public water system supervision program. The letter should designate the State agency to receive the grant and to be responsible for conducting the public water system supervision program. The letter should also affirm the State's intent to assume within one year primary enforcement responsibility in accordance with the requirements of Part 142, Subpart B of this chapter.

§ 35.632 Criteria for Award.

No grant may be awarded unless the program plan contained in the grant application meets the requirements of § 35.615 and has been approved by the Regional Administrator.

§ 35.634 Limitation on Grant Award.

(a) Notwithstanding any other provision of this part, the Regional Administrator may not approve an application of a State for its first grant to carry out a public water system supervision program unless he determines that the State (1) has established or will establish within one year from the effective date of the grant a public water system supervision program, and (2) will, within that one year, assume primary enforcement responsibility for public water systems within the State. (See §§ 142.10 through 142.13 of this chapter).

(b) Notwithstanding any other provision of this part, no grant may be made to a State for any fiscal year subsequent to the fiscal year of the State's first grant unless the State has assumed and maintains primary enforcement responsibility for public water systems within the State. (See §§ 142.10 through 142.13 of this chapter).

§ 35.636 Regional Administrator's Action on State Program Plan.

(a) Each State's final grant application and program plan shall be approved or disapproved by the Regional Administrator within 45 days of receipt.

(b) Should the Regional Administrator's evaluation of the State program plan submission reveal that the planned accomplishments are not consistent with the level of funding requested, he shall negotiate with the State either to increase the planned accomplishments or to reduce the grant amount. Funds freed by this procedure will remain within the region to be available for use in accordance with § 35.611(d).

§ 35.638 Budget Period.

The budget period of the grant shall be for the Federal Fiscal Year.

§ 35.640 Reduction of Grant Amount.

(a) If the Regional Administrator determines that the grantee has substantially failed or will fail to achieve the planned accomplishments, the grant amount may be reduced accordingly. This money will be available for use in accordance with § 35.611(d).

(b) A State agency shall be notified prior to any reduction, pursuant to paragraph (a) of this section, in the amount of Federal support to that agency. This notification shall include the reasons for reduction and, if appropriate, what steps the agency must take to regain funding including the time frame within which the steps must be taken.

§ 35.642 Assignment of Personnel.

Upon the written request of a State agency, the Regional Administrator may assign personnel of the Agency to such State agency pursuant to Section 1450(c) of the Act. As provided by Office of Management and Budget Circular A-97 the State agency must reimburse the Agency for the salaries and all other identifiable direct or indirect cost of providing the personnel.

§ 35.649 Reserved.

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[40 CFR Part 142]

[FRL 406-2]

DRINKING WATER

Proposed Implementation of Standards

Notice is hereby given that pursuant to Sections 1413, 1414, 1415, 1416, 1445 and 1450 of the Public Health Service Act ("the Act"), as amended by the Safe Drinking Water Act ("SDWA", Pub. L. 93-523), the Administrator of the Environmental Protection Agency (EPA) proposes to issue a new 40 CFR Part 142 setting forth regulations for implementation of the national primary drinking water standards contained in Part 141.

On March 14, 1975, national interim primary drinking water standards were proposed pursuant to Section 1412 of the Act. 40 FR 11990. Section 1412 provides that those standards will become effective 18 months after they are promulgated in final form.

During consideration and passage of the SDWA, Congress made clear that it intended that the States have the principal responsibility for administering and enforcing primary drinking water standards. For example, the House Report on the legislation stated that "the Committee is hopeful that State and Federal cooperation will be the rule and that the States will take the lead in adopting standards, reviewing compliance strategies, and where necessary bringing enforcement actions." H.R. Rep. No. 1185, 93rd Cong., 2nd Sess. at 21.

This proposed Part 142 sets forth regulations for the implementation of primary drinking water standards, with particular emphasis on the role of the States. Subpart A of Part 142 contains general provisions applicable to the entire part. Subpart B sets forth requirements States must meet to have primary enforcement responsibility and includes regulations concerning determinations of the Administrator relating to primary enforcement responsibility. Subpart C provides for the statutorily-mandated periodic review by EPA of variances and exemptions granted by States with primary enforcement responsibility. Subpart D covers Federal enforcement actions in situations where a State with primary enforcement responsibility does not take appropriate action to deal with violations of the primary drinking water standards. Subpart D also provides for EPA hearings on systems in violation of applicable standards and for EPA inspections of public water systems.

Subparts E and F of Part 142 deal with variances and exemptions from national primary drinking water standards granted by EPA for public water systems in States that do not have primary enforcement responsibility. States that have primary enforcement responsibility and wish to grant variances and exemptions do not have to follow the procedures set forth in Subparts E and F so long as the State procedures comply with Sections 1415 and 1416 of the Act.

To facilitate reference to the provisions of the Act which require or authorize the proposed regulations, a reference to the pertinent statutory provision is included in parentheses adjacent to each section heading.

The proposed regulations refer throughout to "the Administrator". It is anticipated that most of the responsibilities of the Administrator under this part will be delegated to the Regional Administrators. For example, it is expected that the Regional Administrators will make the determination as to whether a State meets the requirements for primary enforcement responsibility, and that Regional Administrators will act on variance and exemption requests from public water systems in States that do not have primary enforcement responsibility. Regional Administrators will be provided with guidance that will permit local differences to be accommodated within a national framework that is consistent in terms of philosophy and basic policy.

The proposed regulations are discussed in more detail below.

Subpart A—General Provisions

Section 142.2 of Subpart A contains definitions of terms used in Part 142. Several of the definitions are taken directly from the Act. In addition, the term "primary enforcement responsibility" is defined in § 142.2(l) to mean "the primary responsibility for administration and enforcement of primary drinking water standards and related requirements applicable to public water systems within a State." Thus, once a State is determined to meet the requirements for primary enforcement responsibility, it will have general responsibility for regulating public water systems in the State. The term "State" is defined in § 142.2(f) to include the District of Columbia, Puerto Rico, the Virgin Islands, Guam, American Samoa and the Trust Territory of the Pacific Islands.

The term "maximum contaminant level," in § 142.2(b), is defined somewhat differently than it is in the Act and in the proposed national interim primary drinking water standards. The definition in the Act (Section 1401(3)), refers to the level of contaminant "in water which is delivered to any user of a public water system." Because of suggestions in the legislative history that the intent was to measure contaminants at the consumer's tap, the proposed national interim primary standards refer to contaminant levels "in water which is delivered to the free flowing outlet of the ultimate user of a public water system." 40 FR at 11994. However, that definition fails to deal with the fact that a public water system has no control over contamination of water after it has been delivered to the consumer, unless the contamination is caused by deterioration of the user's pipes resulting from corrosive qualities of the water. It would be unreasonable to hold a public water system in violation of a maximum contaminant level if the level is exceeded at the consumer's tap as a result of the user's attachment of a faulty home treatment device or because of cross-connections in the user's plumbing system. Accordingly, the definition of "maximum contaminant level" in these proposed regulations excludes contamination which is the fault of the user. In addition, the proposed definition provides for measurements of turbidity at the point of entry to the distribution system, rather than at the consumer's tap, since measurement at this point is a more meaningful indicator of the sanitary quality of the water.

The term "public water system" is also defined somewhat differently in these proposed regulations than in the statute or the proposed national interim primary standards. The proposed standards refer to a system that "regularly serves an average of at least twenty-five individuals daily at least three months out of the year." The purpose of the insertion of the three-month requirement into the statutory definition was to make clear that a system operating on a short-term basis is not a system "regularly" serving individuals. However, it has been determined that seasonable public water systems operating for as much as two months a year, which include many campgrounds and other tourist facilities, do "regularly" serve individuals within the meaning of the Act. Therefore these proposed regulations define a public water system to include those which serve an average of at least twenty-five individuals daily at least two months out of the year.

Section 142.3, dealing with the scope of Part 142, is taken from Section 1411 of the Act. It should be noted that an interstate conveyance is a public water system for purposes of the regulations if it meets the definition of such system contained in § 142.2(c).

Subpart B—Primary Enforcement Responsibility

As noted above, it was the intention of Congress that the States have the principal responsibility for the regulation of public water systems. This Congressional intent is carried out in Section 1413(a) of the Act, which provides that a State "has primary enforcement responsibility for public water systems" during any period for which the Administrator determines that the State meets the following requirements:

(1) has adopted drinking water regulations which (A) in the case of the period beginning on the date the national interim primary drinking water regulations are promulgated under Section 1412 and ending on the date such regulations take effect are no less stringent than such regulations, and (B) in the case of the period after such effective date are no less stringent than the interim and revised national primary drinking water regulations in effect under such section;

(2) has adopted and is implementing adequate procedures for the enforcement of such State regulations, including conducting such monitoring[1] and making such inspections as the Administrator may require by regulation;

(3) will keep such records and make such reports with respect to its activities under paragraphs (1) and (2) as the Administrator may require by regulation;

(4) if it permits variances or exemptions, or both, from the requirements of its drinking water regulations which meet the requirements of paragraph (1), permits such variances and exemptions under conditions and in a manner which is not less stringent than the conditions under, and the manner in, which variances and exemptions may be granted under sections 1415 and 1416; and

(5) has adopted and can implement an adequate plan for the provision of safe drinking water under emergency circumstances.

Section 1413(b) of the Act provides that the Administrator shall propose regulations concerning determinations as to State primary enforcement responsibility made pursuant to Section 1413(a). Subpart B of the proposed Part 142 consists of such regulations. Subpart B sets forth the requirements a State must meet in order to qualify for primary enforcement responsibility, and the manner in which a State may apply for a determination by the Administrator that the State has met the requirements. Subpart B also sets forth the procedures to be followed in cases where the Administrator has information indicating that a State previously found to meet the requirements for primary enforcement responsibility no longer meets those requirements.

The intention of the regulations in Subpart B is to preserve the flexibility necessary to carry out the Congressional mandate to emphasize State enforcement, while assuring that a State meets the five basic requirements set forth in Section 1413(a) of the Act before the Administrator determines that the State has primary enforcement responsibility. The way in which those five requirements are described in the proposed § 142.10 can be summarized as follows:

(1) Primary drinking water standards (§ 142.10(a)). It is clear that a State may not be determined to have primary enforcement responsibility unless it has already adopted and has in effect State primary drinking water standards at least as stringent as the comparable national primary drinking water standards. This is not to say, however, that each State standard must be identical to the comparable national standard. Differences will be acceptable in appropriate cases. For example, a State may specify sample analysis methods different from those contained in the national standards so long as the alternate analysis is as accurate and dependable as the comparable analysis specified in the national standards. Moreover, it is anticipated that in several instances the national standards as promulgated will explicitly set forth areas in which State discretion may be exercised. In addition, a State's standards may be more stringent than the national standards even where there is no explicit reference in the standards to State discretion.

Timing is important in the adoption of State standards. In order for a State to qualify for primary enforcement responsibility, the State must already have adopted its standards. However, State standards are not required to become effective until comparable national standards become effective. Thus, the Administrator may determine that a State has primary enforcement responsibility prior to the date when the national interim primary standards become effective, even if the State standards which have been adopted do not become effective in that State until the national standards go into effect.

(2) Enforcement (§ 142.10(b)). The proposed requirements for State enforcement are divided into six distinct elements—inventory of public water systems, sanitary surveys, laboratory certification, availability of laboratory facilities to the State, design and construction, and statutory and regulatory enforcement authority. A State must have a minimum capability in each of these six areas in order to qualify for primary enforcement responsibility. However, the proposed regulations do not contemplate that a State will bring its capabilities to bear immediately with respect to every public water system in the State. In accordance with the Congressional objective of Federal-State cooperation and flexibility, States will be expected to set their own priorities and will have substantial discretion in shaping their program with respect to enforcement. For example, the requirement of proposed § 142.10(b)(2), concerning a systematic State program for sanitary surveys, does not impose on the States specific priorities concerning types of systems to be surveyed or the timing of surveys, except to require that some priority be given to systems not in compliance with applicable standards. It is recognized that a State cannot make a sanitary survey of every system in the State immediately. What is required is a reasonable, systematic program. Similarly, the requirement of proposed § 142.10(b)(4) that a State have access to laboratory facilities will not be interpreted to require the State agency with jurisdiction over drinking water standards to have its own fully-equipped laboratory. This requirement may be satisfied by access to laboratory facilities of a State university or a private laboratory, so long as the State is able to have laboratory analyses done when necessary.

The requirement that a State assure that the design and construction of public water system facilities will meet the primary drinking water standards is not intended to mandate a State licensing system. This requirement may reasonably be carried out by rules of general application which seek to assure that new facilities are capable of producing water which meets applicable drinking water standards. Comments are requested on these six elements which comprise the enforcement area of a state program eligible for primary enforcement authority.

(3) Record-keeping and reports (§§ 142.10(c), 142.14 and 142.15). In order to qualify for primary enforcement responsibility, a State would be required to commit itself to keeping records on bacteriological analyses for one year and chemical analyses for ten years. The type of information required could be retained in a summary form similar to the form used currently for the interstate carrier program, so long as the information is retained in a form suitable for admission into evidence in an administrative or judicial enforcement proceeding. More detailed information will be available from the supplier of water, pursuant to the record-keeping requirements of Part 141.

The results of chemical analyses are to be retained for the longer period because the chronic exposure hazard involved with chemicals makes longer-range information necessary. Because many fewer chemical samples are taken than bacteriological samples, the 10-year period should not prove unduly burdensome. It has been suggested that, because the latency period of health effects from chemical contaminants in drinking water may be considerably longer than 10 years, results of chemical analyses should be kept for longer than 10 years. Comments are invited on the appropriate retention period for records, and on the content of test result records.

Section 142.15 would require a State with primary enforcement responsibility to report annually to EPA respecting violations of primary drinking water standards in the State, and the status of each variance and exemption granted by the State. In addition, as required by the Act, the State would have to submit to EPA notification of the granting of a variance or exemption, with supporting information. As the Act and the legislative history of the Safe Drinking Water Act make clear, EPA is not to substitute its judgement for that of the State on a case-by-case basis. Periodic reports from the States are necessary for EPA to fulfill its responsibilities in reviewing continuing State compliance with the Act, but the reports are not intended to interfere with the basic State responsibility for enforcement of primary drinking water standards. Section 142.15 provides that annual reports from the States would be filed by February 1, covering activities of the preceding calendar year. If information on State activities is available on this date, it can be used in preparing the annual report to Congress on implementation of the Act which must

[1] Monitoring as used here does not include routine or operational monitoring as required by the interim primary drinking water standards.

be submitted by April 1. Comments on the timing of State reporting requirements are invited.

(4) State variances and exemptions (§ 142.10(d)). The Act sets forth, in Sections 1415 and 1416, the requirements to be followed by States that have primary enforcement responsibility and wish to grant variances and exemptions from State primary drinking water standards. In view of the detail of those sections, and a desire not to hamper State programs and unnecessary requirements, the proposed regulations do not further define the requirements of a State program for granting variances and exemptions. The procedures to be followed by EPA in granting exemptions and variances in States that do not have primary enforcement responsibility are described in subparts E and F of Part 142. States with primary enforcement responsibility are not required to follow these procedures, so long as their own procedures are consistent with Sections 1415 and 1416 of the Act.

(5) Emergency plan (§ 142.10(e)). The fifth requirement imposed by the Act for primary enforcement responsibility is the adoption of, and ability to implement, an adequate plan for the provision of safe drinking water under emergency circumstances. A State will not be required to have an individual plan for each public water system. All that is required is a State-wide plan for responding to emergencies.

Proposed § 142.11 of Subpart B sets forth the information to be submitted by a State requesting a determination that it meets the five requirements for primary enforcement responsibility. The intention of § 142.11 is to require the State to submit enough information to permit the Administrator to make an informed determination, without burdening the process with excessive paperwork.

Proposed § 142.12 provides, in accordance with Section 1413(b)(2) of the Act, that the Administrator shall act on a request for a determination of primary enforcement responsibility within 90 days after receiving the request. However, as required by Section 1413(b)(1) of the Act, a determination of the Administrator that a State meets the requirements for primary enforcement responsibility does not become effective until after the Administrator has given an opportunity for public hearing. Section 142.13 sets forth the procedures to be followed in giving such an opportunity. A person requesting a hearing will be required to provide a statement of interest and the information to be presented in the public hearing. Frivolous or insubstantial requests for hearing may be denied by the Administrator. In addition, the Administrator may hold a public hearing on his own motion. The Administrator's determination will become effective upon issuance of an order subsequent to the public hearing; or, if no hearing is held, 30 days after notice of opportunity for hearing is given.

A State program normally will be expected to apply to all public water systems in the State to which the national primary drinking water standards apply. An exception to this requirement will be public water systems on Indian land over which a State does not have general civil jurisdiction. EPA will exercise primary enforcement responsibility over such systems. As intended by the statute, State primary drinking water standards will apply to public water systems operated by Federal agencies.

Once the Administrator's determination that a State has primary enforcement responsibility becomes effective, it remains in effect until rescinded pursuant to § 142.12(b). The procedure outlined in § 142.12(b) provides opportunity for a State to demonstrate that it continues to meet the requirements for primary enforcement responsibility. As required by the Act, a determination that a State no longer meets the requirements does not become effective until after the Administrator has provided an opportunity for a public hearing.

As authorized by the Act, the Administrator will provide technical and other assistance to States for their public water supply programs. The Agency will provide as much assistance as is feasible and appropriate to help strengthen State programs. In those States that do not initially qualify for primary enforcement responsibility, EPA will work to help the States qualify, and in the meantime will cooperate with the States in having State agencies carry out as much of the regulation of public water systems as possible.

Subpart C—Review of State-Issued Variances and Exemptions

As noted above, States that have primary enforcement responsibility may grant variances and exemptions from State primary drinking water standards, so long as the provisions of Sections 1415 and 1416 of the Act are followed. As required by the Act, proposed § 142.21 establishes a deadline for State action on a variance or exemption request. The agency has selected 90 days as a reasonable period. This is the same deadline proposed by §§ 142.41 and 142.51 for action by the Administrator on requests for variances and exemptions in States that do not have primary enforcement responsibility. Comments are invited on the suitability of the 90-day deadline. It should be kept in mind that a variance does not become effective immediately upon action by the State. An opportunity for public hearing must be given.

Proposed §§ 142.22 through 142.24 follow the statutory mandate for review by EPA of State variances and exemptions at least once every three years. In accordance with the intent of the statute, the Agency's review of variances and exemptions granted by a State will be a broad, over-all review. Further action will be taken by EPA only if the review indicates that the State has, in a substantial number of instances, abused its descretion in granting variances or exemptions. The review will take into account the number of persons affected by the variances or exemptions and whether requirements applicable to the granting of variances and exemptions have been complied with.

Subpart D—Federal Enforcement

Sections 142.30–142.33 of Subpart D of the proposed regulations relate to Section 1414 of the Act, which provides for Federal enforcement actions against public water systems not in compliance with national primary drinking water standards. In the case of public water systems in States that do not have primary enforcement authority, Section 1414 is simple and straightforward. It authorizes the Administrator to commence a civil action in a United States District Court whenever a system is not in compliance. However, the case of a system in a State which does have primary enforcement responsibility, Section 1414 requires the Administrator to give the State full opportunities to bring the system into compliance.

Section 142.30 of Subpart D sets forth the procedures to be followed in a State with primary enforcement authority. When the Administrator finds that a public water system in such a State is not in compliance, he is to notify the State of that fact. Once a State has been notified of a violation, further steps including publication of the Administrator's findings will be taken unless the public water system involved comes into compliance or initiates appropriate corrective actions to bring the system into compliance by the earliest feasible time. If the system does not take appropriate action and remains in non-compliance, a report on the situation will be required from the State. If the State does not submit the report, fails to implement within sixty days adequate procedures to bring the system into compliance by the earliest feasible time, or otherwise abuses its discretion, the Administrator may take legal action against the public water system in violation. In addition, the State may request the Administrator to file suit; and if an imminent danger to health is involved, the Administrator may take direct action pursuant to Section 1431 of the Act.

Subpart D of the proposed regulations also contains, in § 142.32, procedures for the holding of a public hearing with respect to a public water system not in compliance with applicable standards. A public hearing may be requested by the State, the public water system or a person served by the system. As in the case of requests for a hearing on a determination concerning primary enforcement responsibility, the request for hearing must provide information supporting the request. The granting of a hearing is within the Administrator's discretion.

Section 142.34 of Subpart D provides for the entry and inspection of public water systems by EPA. In keeping with the goal of Federal-State cooperation in the regulation of public water systems, § 142.34 provides that with respect to systems in States with primary enforcement responsibility, the State agency charged with responsibility for safe drinking water will be notified of any inspection by EPA, and the State agency will be offered the opportunity of having a representative accompany the EPA inspector. As required by the statute, the

State agency may not use the EPA notice to inform the person whose property is to be entered of the proposed entry.

SUBPARTS E AND F—VARIANCES AND EXEMPTIONS ISSUED BY THE ADMINISTRATOR

EPA may issue variances and exemptions from the national primary drinking water standards to public water systems in States that do not have primary enforcement responsibility. Subparts E and F set forth regulations to be followed by EPA in granting variances and exemptions in those situations. States with primary enforcement responsibility may wish to use similar regulations for issuing variances and exemptions. However, no State is required to follow the EPA procedures so long as the State procedures are in accordance with Sections 1415 and 1416 of the Act.

The Administrator cannot issue an exemption to a public water system in a State with primary enforcement responsibility. He can issue a variance to such a system only in the situation covered by proposed § 142.46. That provision, which follows Section 1415(a)(3) of the Act, authorizes the Administrator to issue a variance from a national treatment technique requirement if the system can show that it will use another treatment technique which is as efficient as the prescribed technique. This provision will not be used in the near future because no treatment technique has been proposed for inclusion in the interim primary drinking water standards.

The proposed regulations for the granting of variances and exemptions by EPA provide that when two or more public water systems seek a similar variance or exemption under similar circumstances, they may make a joint request to the Agency. Also, as explicitly permitted by the Act, hearings may encompass more than one application. The Agency plans to make use of these procedural tools to eliminate unnecessary paperwork and duplication in the processing and consideration of variance and exemption requests.

Sections 1415 and 1416 of the Act provide that the Agency cannot grant a variance or exemption if to do so would result in an "unreasonable risk to health." It has been suggested that any violation of a bacteriological maximum contaminant level would result in an "unreasonable risk to health" because of the acute effects of excessive bacteria in water and that therefore no variance or exemption from any such maximum contaminant level should be permitted. Temporary variances and exemptions would appear to be more appropriate with respect to chemical contaminant levels established on the basis of the possible chronic health effects. Comment is invited on the criteria to be used in judging whether or not a variance or an exemption would result in an unreasonable risk to health.

ECONOMIC CONSIDERATIONS

Cost to the States has been a principal consideration in the development of the proposed Drinking Water Standards Implementation Regulations and the proposed State Program Grant Regulations. Every effort has been made to avoid unnecessary or unduly burdensome regulatory requirements, and to permit a phased buildup of State program capability.

The cost estimates for State water supply programs are based primarily on information collected by the EPA Water Supply Division since 1970. Since the 1970 Community Water Supply study, 13 State water supply program evaluations have been conducted by EPA's Regional Offices. In 1971 the Water Supply Division compiled a paper on State program budgets from information obtained from the States by the Regional Offices. In 1973 the Water Supply Division, with the assistance of the Conference of State Sanitary Engineers, developed a "rationale" for estimating State water supply program costs. Twenty-six States responded to a request from CSSE to estimate costs for a satisfactory program based on the "rationale."

With the information obtained from these sources the Water Supply Division developed and published a "Manual for the Evaluation of a State Drinking Water Supply Program" in 1974. Concurrently with the development of this manual the National Sanitation Foundation developed a manual containing staffing and budgetary guidelines for State water supply programs. Both publications are utilized extensively for the rationale, assumptions and procedures used in developing the cost estimates given below.

Estimated costs are based on program activities and staffing needed by the States to implement the Safe Drinking Water Act. These costs relate principally to a level of program capability that will be needed to meet the conditions for primary enforcement responsibility contained in the proposed regulations. The six principal activities of a State program used to derive these cost estimates are (1) surveillance and technical assistance, (2) laboratory certification, (3) enforcement, (4) data management, (5) laboratory capability, and (6) administration and program development. The key program element influencing the phased approach to the State program cost estimates is surveillance and technical assistance. The estimates reflected a phased buildup of program capability to conduct sanitary surveys and provide technical assistance to public water systems. It is assumed that initially sanitary surveys would be conducted at the larger community systems that use surface water sources and at systems that fail to comply with the interim primary standards. Sanitary surveys of community water systems using groundwater and at small systems serving the traveling public would be conducted as State program capability increases. The costs reflect the assumption that by 1981, a State will be conducting an annual sanitary survey for each public water system.

Estimated costs to the States for the six principal activities in FY 76 and FY 77 are $22 million and $33 million respectively. By the end of the assumed 6-year phase-in period State program costs would reach an estimated $70 million annually.

The cost of routine water quality monitoring of public water systems required by the proposed interim primary drinking water standards have not been included in these estimates. The interim standards place the responsibility for this monitoring on the public water systems. Although it is the Congressional intent that the supplier of water bear the responsibility for the cost of routine monitoring, many States presently perform some degree of routine monitoring at no charge to the public water system. This is particularly true for the smaller systems. Based on the monitoring requirements of the proposed interim primary standards, (40 FR 11990, March 14, 1975) the total annual monitoring costs were estimated at $156 million. However, the proposed interim standards are undergoing substantial revisions which will reduce this estimate to something like $20 to $40 million. A more detailed estimate of costs will be included with the promulgated interim primary drinking water regulations expected to be issued this summer. Because of the uncertainties concerning the monitoring requirements it is not possible at this time to estimate the eventual monitoring costs and the percentage of the costs that may be borne by the States. It is estimated that the States are currently absorbing 50 per cent of all costs for public water system water quality monitoring now conducted. As the interim primary standards' requirements increase the analytical work load, it is expected that the States will shift the cost of routine monitoring as quickly as feasible to the public water systems in accordance with the Congressional intent that the systems bear the full cost of routine monitoring.

These preliminary estimates of costs to the States do not appear excessive or inflationary. It is estimated that the States are currently spending $17 million annually on water supply activities. This includes some $4 million to $5 million for routine monitoring. The Administration has requested $7.5 million in program grant funds for the States in FY 76. Assuming that this level of federal grant funds is made available in FY 76, it appears that the needed State program level of $22 million will be achieved.

Comments are invited from the States, and other concerned parties, concerning their estimate of the minimum funding required to operate water supply programs meeting the requirements of these regulations.

COMMENTS

Interested persons may participate in this rulemaking process by submitting written comments in triplicate to the Office of Water Supply (WH-450), Environmental Protection Agency, Washington, D.C. 20460, Attention: Comment Clerk, Drinking Water Standards Implementation and Grant Regulations.

Comments on all aspects of the proposed regulations are solicited. In addi-

tion to considering public comments sent to EPA, the Agency will hold public hearings at the following locations to receive comments and statements on the proposed regulations. Locations of the hearing rooms and times should be confirmed in advance by telephone.

Sept. 3, 1975, 9:30 a.m.	EPA Region IX, 100 California St., San Francisco, Calif. 94111; telephone: 415-556-7450.
Sept. 5, 1975, 9:30 a.m.	Washington, D.C., EPA Headquarters, Waterside Mall, 401 M Street SW., Washington, D.C. 20460; telephone: 202-426-8877.

All comments received on or before September 15, 1975 will be considered. A copy of all public comments will be available for inspection and copying at the EPA Freedom of Information Center. As provided in 40 CFR Part 2, a reasonable fee may be charged for copying services.

It is hereby certified that the economic and inflationary impacts of these proposed regulations have been carefully evaluated in accordance with OMB circular A-107.

Dated: July 29, 1975.

RUSSELL E. TRAIN,
Administrator.

It is proposed to add the following new Part 142 to 40 CFR Subchapter D:

PART 142—DRINKING WATER STANDARDS IMPLEMENTATION

Subpart A—General Provisions

142.1 Applicability.
142.2 Definitions.
142.3 Scope.
142.4 State and Local Authority.

Subpart B—Primary Enforcement Responsibility

142.10 Requirements for a Determination of Primary Enforcement Responsibility.
142.11 Request for Determination of Primary Enforcement Responsibility.
142.12 Determination of Primary Enforcement Responsibility.
142.13 Public Hearings.
142.14 Records Kept by States.
142.15 Reports by States.

Subpart C—Review of State-Issued Variances and Exemptions

142.20 State-Issued Variances and Exemptions.
142.21 State Consideration of a Variance or Exemption Request.
142.22 Review of State Variances, Exemptions and Schedules.
142.23 Notice to State.
142.24 Administrator's Rescission.

Subpart D—Federal Enforcement

142.30 Failure by State to Assure Enforcement.
142.31 Federal Action.
142.32 Petition for Public Hearing.
142.33 Public Hearing.
142.34 Entry and Inspection of Public Water Systems.

Subpart E—Variances Issued by the Administrator

142.40 Requirements for a Variance.
142.41 Variance Request.
142.42 Consideration of a Variance Request.
142.43 Disposition of a Variance Request.
142.44 Public Hearings on Variances and Schedules.
142.45 Action After Hearing.
142.46 Alternative Treatment Techniques.

Subpart F—Exemptions Issued by the Administrator

142.50 Requirements for an Exemption.
142.51 Exemption Request.
142.52 Consideration of an Exemption Request.
142.53 Disposition of an Exemption Request.
142.54 Public Hearings on Exemption Schedules.
142.55 Final Schedule.

AUTHORITY: Secs. 1413, 1414, 1415, 1416, 1445 and 1450 of Pub. L. 93-523, 88 Stat. 1660 (42 U.S.C. 300g-2, 300g-3, 300g-4, 300g-5, 300j-4 and 300j-9).

Subpart A—General Provisions

§ 142.1 Applicability.

This part sets forth, pursuant to Sections 1413 through 1416, 1445 and 1450 of the Public Health Service Act, as amended by the Safe Drinking Water Act, Pub. L. 93-523, regulations for the implementation and enforcement of the national primary drinking water standards contained in Part 141 of this chapter.

§ 142.2 Definitions.

(See Section 1401 of the Act.) As used in this part, and except as otherwise specifically provided:

(a) "Act" means the Public Health Service Act.

(b) "Maximum contaminant level" means the maximum permissible level of a contaminant in water which is delivered to the free flowing outlet of the ultimate user of a public water system; provided, that in the case of turbidity, the maximum permissible level is measured at the point of entry to the distribution system. Contaminants added to the water under circumstances under control of the user, except for those resulting from corrosion of service piping and plumbing due to corrosive qualities of the water, are excluded from this definition.

(c) "Public water system" means a system for the provision to the public of piped water for human consumption, if such system has at least fifteen service connections or regularly serves an average of at least twenty-five individuals daily at least two months out of the year. Such term includes (1) any collection, treatment, storage, and distribution facilities under control of the operator of such system and used primarilry in connection with such system, and (2) any collection or pretreatment storage facilities not under such control which are used primarily in connection with such system.

(d) "Contaminant" means any physical, chemical, biological, or radiological substance or matter in water.

(e) "Person" means an individual, corporation, company, association, partnership, State, municipality or Federal agency.

(f) "State" means one of the States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, or the Trust Territory of the Pacific Islands.

(g) "Administrator" means the Administrator of the United States Environmental Protection Agency or his authorized representative.

(h) "Agency" means the United States Environmental Protection Agency.

(i) "Federal agency" means any department, agency, or instrumentality of the United States.

(j) "Municipality" means a city, town or other public body created by or pursuant to State law, or an Indian tribal organization authorized by law.

(k) "Supplier of water" means any person who owns or operates a public water system.

(l) "Primary enforcement responsibility" means the primary responsibility for administration and enforcement of primary drinking water standards and related requirements applicable to public water systems within a State.

(m) "National primary drinking water standard" means any primary drinking water regulation contained in Part 141 of this chapter.

(n) "State primary drinking water standard" means a drinking water standard of a State which is comparable to a national primary drinking water standard.

(o) "Sanitary survey" means an onsite review of the water source, facilities, equipment, operation and maintenance of a public water system for purposes of evaluating the adequacy of such source, facilities, equipment, operation and maintenance for producing safe drinking water.

(p) "Treatment technique requirement" means a requirement of the national primary drinking water standards which specifies for a contaminant a specific treatment technique(s) known to the Administrator which leads to a reduction in the level of such contaminant sufficient to comply with the requirements of Part 141 of this chapter.

§ 142.3 Scope.

(See Section 1411 of the Act.) Except where otherwise provided, this part applies to each public water system in each State; except that this part shall not apply to a public water system:

(a) which consists only of distribution and storage facilities (and does not have any collection and treatment facilities);

(b) which obtains all of its water from, but is not owned or operated by, a public water system to which such regulations apply;

(c) which does not sell water to any person; and

(d) which is not a carrier which conveys passengers in interstate commerce.

§ 142.4 State and Local Authority.

(See Section 1413(e) of the Act.) Nothing in this part shall diminish any authority of a State or political subdivision to adopt or enforce any law or regulation respecting drinking water regulations or public water systems, but no such law or regulation shall relieve any

person of any requirements otherwise applicable under this part.

Subpart B—Primary Enforcement Responsibility

§ 142.10 Requirements for a Determination of Primary Enforcement Responsibility.

(See Section 1413(a) of the Act.) A State has primary enforcement responsibility for public water systems in the State during any period for which the Administrator determines, based upon a submission made pursuant to § 142.11, that such State:

(a) Has adopted State primary drinking water standards which (1) in case of the period beginning on the date the national interim primary drinking water standards are promulgated in Part 141 of this chapter and ending on the date such standards take effect are no less stringent than such standards, and (2) in the case of the period after such effective date are no less stringent than the interim and revised national primary drinking water standards in effect under such part;

(b) Has adopted and is implementing adequate procedures for the enforcement of such State standards, such procedures to include:

(1) Maintenance of an inventory of public water systems;

(2) A systematic program for conducting sanitary surveys of public water systems in the State, with priority given to sanitary surveys of public water systems not in compliance with State primary drinking water standards;

(3) The establishment and maintenance of a State program for the approval and certification of laboratories conducting analytical measurements of drinking water contaminants pursuant to the requirements of the State primary drinking water standards including the designation of a laboratory officer, or officers, certified by the Administrator, as the official(s) responsible for the State's certification program;

(4) Assurance of the availability to the State of laboratory facilities certified by the Administrator and capable of performing analytical measurements of all contaminants specified in the State primary drinking water standards;

(5) The establishment and maintenance of an activity to assure that the design and construction of new or substantially modified public water system facilities will result in compliance with the State primary drinking water standards;

(6) Statutory and regulatory enforcement authority adequate to compel compliance with the State primary drinking water standards in appropriate cases;

(c) Has established and will maintain record keeping and reporting of its activities under paragraphs (a), (b) and (d) in compliance with §§ 142.14 and 142.15;

(d) If it permits variances or exemptions, or both, from the requirements of the State primary drinking water standards, it shall do so under conditions and in a manner which is no less stringent than the conditions under which, and the manner in which, variances and exemptions may be granted under Sections 1415 and 1416 of the Act (regulations governing the issuance of variances and exemptions by the Administrator in States that do not have primary enforcement responsibility are set forth in Subparts E and F. States with primary enforcement responsibility may adopt procedures different from those set forth in Subparts E and F, provided that the State procedures meet the requirements of this paragraph); and

(e) Has adopted and can implement an adequate plan for the provision of safe drinking water under emergency circumstances.

§ 142.11 Request for Determination of Primary Enforcement Responsibility.

(See Section 1413(b) of the Act.) A State may apply to the Administrator for a determination that the State has primary enforcement responsibility for public water systems in the State pursuant to Section 1413 of the Act. The application shall be as concise as possible, describe and document the State's compliance with each of the five requirements set forth in § 142.10, and include the following information:

(a) The text of the State's primary drinking water standards, with references to those State standards that vary from comparable standards set forth in Part 141 of this chapter, and a demonstration that any different State standard is at least as stringent as the comparable standard contained in Part 141.

(b) A description, accompanied by appropriate documentation, of the State's procedures for the enforcement of the State primary drinking water standards. The submission shall include:

(1) A brief description of the State's program to maintain a current inventory of public water systems.

(2) A brief description of the State's program for conducting sanitary surveys, including an explanation of the priorities given to various classes of public water systems.

(3) A brief description of the State's laboratory approval and certification program, including the name(s) of the responsible State laboratory officer(s) certified by the Administrator.

(4) Identification of laboratory facilities, available to the State, certified by the Administrator and capable of performing analytical measurements of all contaminants specified in the State's primary drinking water standards.

(5) A brief description of the State's program activity to assure that the design and construction of new or substantially modified public water system facilities will result in compliance with the requirements of the State primary drinking water standards.

(6) Copies of State statutory and regulatory provisions authorizing the adoption and enforcement of State primary drinking water standards, and a brief description of State procedures for administrative or judicial action with respect to public water systems not in compliance with such standards.

(c) A statement that the State will make such reports and will keep such records as may be required pursuant to §§ 142.14 and 142.15.

(d) If the State permits variances or exemptions from its primary drinking water standards, the text of the State's statutory and regulatory provisions concerning variances and exemptions.

(e) A brief description of the State's plan for the provision of safe drinking water under emergency conditions.

§ 142.12 Determination of Primary Enforcement Responsibility.

(See Section 1413(b) of the Act.)

(a) (1) The Administrator shall act on an application submitted pursuant to § 142.11 within 90 days after receiving such application, and shall promptly inform the State in writing of his action. If he denies the application, his written notification to the State shall include a statement of reasons for the denial.

(2) A determination by the Administrator that a State has met the requirements for primary enforcement responsibility shall take effect in accordance with § 142.13.

(3) When the Administrator's determination becomes effective pursuant to § 142.13, it shall continue in effect unless terminated pursuant to paragraph (b) of this section.

(b) (1) The Administrator shall periodically review, with respect to each State determined to have primary enforcement responsibility, the compliance of the State with the requirements set forth in § 142.10.

(2) When the Administrator's periodic review, or other information available to him, indicate that a State no longer meets the requirements set forth in § 142.10, he shall notify the State in writing of that fact and shall summarize in his notice the information available to him which indicates that the State no longer meets such requirements.

(3) The State notified pursuant to subparagraph (2) of this paragraph may, within 30 days of receiving the Administrator's notice, submit to the Administrator evidence or arguments demonstrating that the State continued to meet the requirements for primary enforcement responsibility.

(4) After reviewing the submission of the State, if any, made pursuant to subparagraph (3) of this paragraph the Administrator shall either determine that the State no longer meets the requirements of § 142.10 or that the State continues to meet those requirements, and shall notify the State of his determination. Any determination that the State no longer meets the requirements of § 142.10 shall not become effective except as provided in § 142.13.

§ 142.13 Public Hearing.

(See Section 1413(b) of the Act.)

(a) Before any determination pursuant to § 142.12(a) that a State meets the requirements of § 142.10 for primary en-

forcement responsibility becomes effective, or any determination pursuant to § 142.12(b) that a State no longer meets the requirements of § 142.10 becomes effective, the Administrator shall provide an opportunity for public hearing on his determination.

(b) The Administrator shall publish notice of any determination specified in paragraph (a) of this section in the FEDERAL REGISTER within 15 days after making such determination, with a statement of his reasons for the determination. Such notice shall inform interested persons that they may request a public hearing on the Administrator's determination. A public hearing may be requested by any interested person other than a Federal agency.

(c) Requests for hearing submitted pursuant to paragraph (b) of this section shall be submitted to the Administrator within 30 days after publication of notice of opportunity for hearing in the FEDERAL REGISTER. Such requests shall include the following information:

(1) The name, address and telephone number of the individual, organization or other entity requesting a hearing.

(2) A brief statement of the requesting person's interest in the Administrator's determination.

(3) A brief statement of information that the person making the request intends to submit at such hearing.

(4) The signature of the individual making the request; or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

(d) The Administrator shall give notice in the FEDERAL REGISTER of any hearing to be held pursuant to a request submitted by an interested person or on his own motion. Notice of the hearing shall also be sent to the person requesting a hearing, if any, and to the State involved. Notice of the hearing shall include a statement of the purpose of the hearing, information regarding the time and location for the hearing and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing. Notice of hearing shall be given not less than 15 days prior to the time scheduled for the hearing.

(e) Hearings convened pursuant to paragraph (d) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

(f) After reviewing the record of the hearing, the Administrator shall issue an order affirming the determination referred to in paragraph (a) of this section or rescinding such determination. If the determination is affirmed, it shall become effective as of the date of the Administrator's order.

(g) If no timely request for hearing is received and the Administrator does not determine to hold a hearing on his own motion, the Administrator's determination shall become effective 30 days after notice is issued pursuant to paragraph (b) of this section.

(h) If a determination of the Administrator that a State no longer meets the requirements for primary enforcement responsibility becomes effective, the State may subsequently apply for a determination that it meets such requirements by submitting to the Administrator information demonstrating that it has remedied the deficiencies found by the Administrator without adversely sacrificing other aspects of its program required for primary enforcement responsibility.

§ 142.14 Records Kept by States.

(See Sections 1413(a)(3) of the Act.)

(a) Each State which has primary enforcement responsibility shall maintain records of tests, measurements and analyses performed on all public water systems to determine compliance with applicable provisions of State primary drinking water regulations.

(1) Records of bacteriological analyses shall be retained for not less than 1 year. Actual laboratory reports may be kept or data may be transferred to tabular summaries, provided that the information retained includes:

(i) The analytical method used;

(ii) The number of samples analyzed each month;

(iii) The analytical results, set forth in a form which makes possible comparison with the limits specified in § 141.15 of chapter.

(2) Records of bacteriological analyses of check or special samples shall be retained for not less than 1 year in the form of actual laboratory reports or in an appropriate summary form.

(3) Records of analyses for other than bacteriological contaminants shall be retained for not less than 10 years and shall include at least the following information:

(i) Date and place of sampling.

(ii) Date and results of analyses.

(b) Records required to be kept pursuant to paragraph (a) must be in a form admissible as evidence in State enforcement proceedings.

(c) Each State which has primary enforcement responsibility shall maintain current inventory information for each public water system in the State and shall retain, for not less than 10 years, files which shall include for each such public water system:

(1) Reports of sanitary surveys;

(2) Records of any State approvals;

(3) Records of any enforcement actions; and

(4) Records pertaining to variances and exemptions.

§ 142.15 Reports by States.

(See Sections 1413(a)(3), 1415(a)(1)(C) and 1416(c) of the Act.) Each State which has primary enforcement responsibility shall submit to the Administrator the following information:

(a) Additions or corrections to the State's inventory of public water systems, as such additions or corrections are made if feasible, and in any event by February 1 of each year.

(b) An annual report to be submitted by February 1 of each year, covering the preceding calendar year, and consisting of;

(1) A summary of violations by public water systems in the State of the primary drinking water standards and of enforcement actions taken by the State;

(2) A summary of the status of each variance and exemption granted by the State which was in effect during any part of the calendar year.

(c) Prompt notification of the granting of a variance or exemption. The notice shall include a statement of reasons for the granting of the variance or exemption, including support for the need for the variance or exemption and for the finding that the granting of the variance or exemption will not result in an unreasonable risk to health. A single notification statement may be used to report two or more similar variances or exemptions.

Subpart C—Review of State-Issued Variances and Exemptions

§ 142.20 State-Issued Variances and Exemptions.

(See Section 1413(a)(4) of the Act.) States with primary enforcement responsibility may issue variances and exemptions from the requirements of primary drinking water regulations under conditions and in a manner which are not less stringent than the conditions under which, and the manner in which, variances and exemptions may be granted under Sections 1415 and 1416 of the Act. In States that do not have primary enforcement responsibility, variances and exemptions from the requirements of applicable national primary drinking water regulations may be granted by the Administrator pursuant to Subparts E and F.

§ 142.21 State Consideration of a Variance or Exemption Request.

(See Sections 1415(c) and 1416(g) of the Act.) A State with primary enforcement responsibility shall act on any variance or exemption request submitted to it, within 90 days of receipt of the request.

§ 142.22 Review of State Variances, Exemptions and Schedules.

(See Sections 1415(a)(1)(F) and 1416(d)(1) of the Act.)

(a) Not later than 18 months after the effective date of the interim national primary drinking water standards the Administrator shall complete a comprehensive review of the variances and exemptions granted (and schedules prescribed pursuant thereto) by the States during the one-year period beginning on such effective date. The Administrator shall conduct such subsequent reviews of exemptions and schedules as he deems necessary to carry out the purposes of this title, but at least one review shall be

completed within each 3-year period following the completion of the first review under this paragraph.

(b) Notice of a proposed review shall be published in the FEDERAL REGISTER. Such notice shall (1) provide information respecting the location of data and other information respecting the variances and exemptions to be reviewed (including data and other information concerning new scientific matters bearing on such variances and exemptions), and (2) advise of the opportunity to submit comments on the variances and exemptions reviewed and on the need for continuing them. Upon completion of any such review, the Administrator shall publish in the FEDERAL REGISTER the results of his review, together with findings responsive to any comments submitted in connection with such review.

§ 142.23 Notice to State.

(See Sections 1415(a)(1)(G) and 1416(d)(2) of the Act.) (a) If the Administrator finds that a State has, in a substantial number of instances, abused its discretion in granting variances or exemptions under Section 1415(a) or Section 1416(a) of the Act or failed to prescribe schedules in accordance with Section 1415(a) or Section 1416(b) of the Act, he shall notify the State of his findings. Such notice shall:

(1) Identify each public water system for which the finding was made;

(2) Specify the reasons for the finding; and

(3) As appropriate, propose revocation of specific variances or exemptions, or propose revised schedules for specific public water systems.

(b) The Administrator shall also notify the State of a public hearing to be held on the provisions of the notice required by paragraph (a) of this section. Such notice shall specify the time and location for the hearing.

(c) The Administrator shall publish notice of the public hearing in the FEDERAL REGISTER, including a summary of the findings made pursuant to paragraph (a) of this section, a statement of the time and location for the hearing, and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing.

(d) Hearings convened pursuant to paragraph (b) and (c) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

(e) Within 180 days after the date notice is given pursuant to paragraph (b) of this section, the Administrator shall:

(1) Rescind the finding for which the notice was given and promptly notify the State of such rescission, or

(2) Promulgated with any modifications as appropriate such revocation and revised schedules proposed in such notice and promptly notify the State of such action.

(f) A revocation or revised schedule shall take effect 90 days after the State is notified under paragraph (e)(2) of this section.

§ 142.24 Administrator's Rescission.

(See Sections 1415(a)(1)(G) (iii and 1416(d)(2)(C) of the Act.) If, upon notification of a finding by the Administrator under § 142.23, the State takes corrective action before the effective date of the revocation or revised schedule, the Administrator shall rescind the application of his finding to that variance, exemption or schedule.

Subpart D—Federal Enforcement

§ 142.30 Failure by State to Assure Enforcement.

(See Section 1414(a)(1) of the Act.)

(a) The Administrator shall notify a State whenever he finds during a period in which the State has primary enforcement responsibility for public water systems that a public water system within such State is not in compliance with any regulation or provision of Part 141 of this chapter or with any schedule or other requirements imposed pursuant to a variregulation or provision of Part 141 of this 1415 or 1416 of the Act; provided, that the State will be deemed to have been notified of a violation referred to in a report submitted by the State.

(b) The Administrator shall provide advice and technical assistance to such State and public water system as may be appropriate to bring the system into compliance by the earliest feasible time.

(c) If the Administrator finds that the public water system fails to comply within 30 days after the date of the notice given to the State pursuant to paragraph (a), and fails to initiate appropriate corrective actions to bring the system into compliance by the earliest feasible time, the Administrator shall give public notice of his findings of noncompliance. Such notice shall be by publication in the FEDERAL REGISTER, and in a newspaper of general circulation or by other appropriate communication media covering the area served by such public water system. The Administrator shall also mail a copy of the notification to the supplier of water.

(d) The Administrator shall request the State to report to him within 15 days from the date of such public notice. Such report shall specify information including but not limited to:

(1) Reasons for any failure by the State to bring the system into compliance,

(2) A timetable with increments of progress by which compliance will be achieved,

(3) Steps that are being taken or will be taken to bring the system into compliance and the reasons for such steps, and

(4) Legal steps that will be taken by the State to assure that the timetable is followed (the State may refer to information on file with the Administrator).

(e) The Administrator, after considering the report submitted by the State within such time period as specified in paragraph (d), will (1) determine that the State has taken appropriate action or (2) determine that the State has abused its discretion in carrying out primary enforcement responsibility by both:

(1) Failing to implement by the sixtieth day after the date of notice given under paragraph (a), adequate procedures to bring the system into compliance by the earliest feasible time, and

(2) Failing to assure by such day the provision through alternative means of safe drinking water by the earliest feasible time.

§ 142.31 Federal Action.

(See Section 1414(b) of the Act.)

(a) The Administrator may commence a civil action against a supplier of water whose public water system is not in compliance with a regulation or provision of Part 141 of this chapter or with any schedule or other requirements imposed pursuant to a variance or exemption granted pursuant to Section 1415 or 1416 of the Act:

(1) During a period in which the State in which the system is located does not have primary enforcement responsibility for public water systems;

(2) During a period in which the State in which the system is located has primary enforcement responsibility, if such failure to comply extends beyond the sixtieth day after the date of the notice given pursuant to § 142.30(a), and if

(i) The State fails to submit the report requested by the Administrator as provided by § 142.30(d); or

(ii) The Administrator determines, after considering the report submitted by the State as provided by § 142.30(d), that the State has abused its discretion in carrying out primary enforcement responsibility pursuant to § 142.30(e); or

(3) If requested by the chief executive officer of the State in which the system is located or by the agency of such State which has jurisdiction over compliance by public water systems in the State with primary drinking water standards.

§ 142.32 Petition for Public Hearing.

(See Section 1414(b) of the Act.)

(a) If the Administrator makes a finding of noncompliance pursuant to § 142.30 with respect to a public water system in a State which has primary enforcement responsibility, the Administrator may, for the purpose of assisting that State in carrying out such responsibility and upon the petition of such State or public water system or persons served by such system, hold, after appropriate notice, public hearings for the purpose of gathering information as described in § 142.33.

(b) A petition for a public hearing pursuant to paragraph (a) of this section shall be filed with the Administrator and shall include the following information:

(1) The name, address and telephone number of the individual or other entity requesting a hearing.

(2) If the petition is filed by a person other than the State or public water system, a statement that the person is served by the system.

(3) A brief statement of the basis for the petition.

(4) The signature of the individual submitting the petition; or, if the petition is filed on behalf of a State, public water system or other entity, the signature of a responsible official of the State or other entity.

§ 142.33 Public Hearing.

(See Section 1414(f) of the Act.)

(a) If the Administrator grants the petition for public hearing, he shall give appropriate public notice of such hearing.

(b) The Administrator shall gather during the public hearing information from technical or other experts, Federal, State, or other public officials, representatives of such public water system, persons served by such system, and other interested persons on:

(1) The ways in which such system can within the earliest feasible time be brought into compliance, and

(2) The means for the maximum feasible protection of the public health during any period in which such system is not in compliance.

(c) On the basis of such hearing the Administrator shall issue recommendations which shall be sent to the State and public water system involved and shall be made available to the public and communications media.

§ 142.34 Entry and Inspection of Public Water Systems.

(See Section 1445(b) of the Act.)

(a) Any supplier of water or other person subject to a national primary drinking water standard shall, at any time, allow the Administrator, or a designated representative of the Administrator, upon presenting appropriate credentials and a written notice of inspection, to enter any establishment, facility or other property of such supplier or other person to determine whether such supplier or other person has acted or is acting in compliance with the requirements of the Act or Subchapter D of this chapter. Such inspection may include inspection, at reasonable times of records, files, papers, processes, controls and facilities, or testing of any feature of a public water system, including its raw water source.

(b) Prior to entry into any establishment, facility or other property within a State which has primary enforcement responsibility, the Administrator shall notify, in writing, the State agency charged with responsibility for safe drinking water of his intention to make such entry and shall include in his notification a statement of reasons for such entry. The Administrator shall, upon a showing by the State agency that such an entry will be detrimental to the administration of the State's program of primary enforcement responsibility, take such showing into consideration in determining whether to make such entry. The Administrator shall in any event offer the State agency the opportunity of having a representative accompany the Administrator or his representative on such entry.

(c) No State agency which receives notice under paragraph (b) may use the information contained in the notice to inform the person whose property is proposed to be entered of the proposed entry; if a State so uses such information, notice to the agency under paragraph (b) is not required for subsequent inspections of public water systems until such time as the Administrator determines that the agency has provided him satisfactory assurances that it will no longer so use information contained in a notice received under paragraph (b).

Subpart E—Variances Issued by the Administrator

§ 142.40 Requirements for a Variance.

(See Section 1415(a)(2) of the Act.)

(a) The Administrator may grant one or more variances to any public water system within a State that does not have primary enforcement responsibility from any requirement respecting a maximum contaminant level of an applicable national primary drinking water standard upon a finding that:

(1) Because of characteristics of the raw water sources which are reasonably available to the system, the system cannot meet the requirements respecting the maximum contaminant levels of such drinking water standards despite application of the best technology, treatment techniques, or other means, which the Administrator finds are generally available (taking costs into consideration); and

(2) The granting of a variance will not result in an unreasonable risk to the health of persons served by the system.

(b) The Administrator may grant one or more variances to any public water system within a State that does not have primary enforcement responsibility from any requirement of a specified treatment technique of an applicable national primary drinking water standard upon a finding that the public water system applying for the variance has demonstrated that such treatment technique is not necessary to protect the health of persons because of the nature of the raw water source of such system.

§ 142.41 Variance Request.

(See Section 1415(a)(2) of the Act.)

A supplier of water may request the granting of a variance pursuant to this subpart for a public water system within a State that does not have primary enforcement responsibility by submitting a request for a variance in writing to the Administrator. Suppliers of water may submit a joint request for variances when they seek similar variances under similar circumstances. Any written request for a variance or variances shall include the following information:

(a) The nature and duration of variance requested.

(b) Relevant analytical results of water quality sampling of the system, including results of relevant tests conducted pursuant to the requirements of the national primary drinking water standards.

(c) For any request made under § 142.40(a):

(1) Explanation in full and evidence of the best available treatment technology and techniques.

(2) Economic and legal factors relevant to ability to comply.

(3) Analytical results of raw water quality relevant to the variance request.

(4) A proposed compliance schedule, including the date each step toward compliance will be achieved. Such schedule shall include as a minimum the following dates:

(i) Date by which arrangement for alternative raw water source or improvement of existing raw water source will be completed.

(ii) Date of initiation of the connection of the alternative raw water source or improvement of existing raw water source.

(iii) Date by which final compliance is to be achieved.

(5) A plan for the provision of safe drinking water in the case of an excessive rise in the contaminant level for which the variance is requested.

(6) A plan for interim control measures during the effective period of variance.

(d) For any request made under § 142.40(b), a statement that the system will perform monitoring and other reasonable requirements prescribed by the Administrator as a condition to the variance.

(e) Other information, if any, believed to be pertinent by the applicant.

(f) Such other information as the Administrator may require.

§ 142.42 Consideration of Variance Request.

(See Section 1415(a)(2) of the Act.)

(a) The Administrator shall act on any variance request submitted pursuant to § 142.41 within 90 days of receipt of the request.

(b) In his consideration of whether the public water system is unable to comply with a contaminant level required by the national primary drinking water regulations because of the nature of the raw water source, the Administrator shall consider such factors as the following:

(1) The availability and effectiveness of treatment methods for the contaminant for which the variance is requested.

(2) Cost and other economic considerations such as implementing treatment, improving the quality of the source water or using an alternate source.

(c) In his consideration of whether a public water system should be granted a variance to a required treatment technique because such treatment is unnecessary to protect the public health, the Administrator shall consider such factors as the following:

(1) Quality of the water source including water quality data and pertinent sources of pollution.

(2) Source protection measures employed by the public water system.

§ 142.43 Disposition of a Variance Request.

(See Section 1415(a)(2) of the Act.)

(a) If the Administrator decides to deny the application for a variance, he shall notify the applicant of his intention to issue a denial. Such notice shall include a statement of reasons for the proposed denial, and shall offer the applicant an opportunity to present, within 30 days of receipt of the notice, additional information or argument to the Administrator. The Administrator shall make a final determination on the request within 30 days after receiving any such additional information or argument. If no additional information or argument is submitted by the applicant the application shall be denied.

(b) If the Administrator proposes to grant a variance request submitted pursuant to § 142.41, he shall notify the applicant of his decision in writing. Such notice shall identify the variance, the facility covered, and shall specify the period of time for which the variance will be effective.

(1) For the type of variance specified in § 142.40(a) such notice shall provide that the variance will be terminated when the system comes into compliance with the applicable standard, and may be terminated upon a finding by the Administrator that the system has failed to comply with any requirements of a final schedule issued pursuant to § 141.44.

(2) For the type of variance specified in § 142.40(b) such notice shall provide that the variance may be terminated at any time upon a finding that the nature of the raw water source is such that the specified treatment technique for which the variance was granted is necessary to protect the health of persons or upon a finding that the public water system has failed to comply with monitoring and other requirements prescribed by the Administrator as a condition to the granting of the variance.

(c) For a variance specified in § 142.40 (a)(1) the Administrator shall propose a schedule for:

(1) Compliance (including increments of progress) by the public water system with each contaminant level requirement covered by the variance; and,

(2) Implementation by the public water system of such control measures as the Administrator may require for each contaminant covered by the variance.

(d) The proposed schedule for compliance shall specify dates by which steps towards compliance are to be taken, including at the minimum, where applicable:

(1) Date by which arrangement for an alternative raw water source or improvement of existing raw water source will be completed.

(2) Date of initiation of the connection for the alternative raw water source or improvement of the existing raw water source.

(3) Date by which final compliance is to be achieved.

(e) The proposed schedule may, if the public water system has no access to an alternative raw water source, and can effect or anticipate no adequate improvement of the existing raw water source, specify an indefinite time period for compliance until a new and effective treatment technology is developed at which time a new compliance schedule shall be prescribed by the Administrator.

(f) The proposed schedule for implementation of interim control measures during the period of variance shall specify interim treatment techniques, methods and equipment, and dates by which steps toward meeting the interim control measures are to be met.

(g) The schedule shall be prescribed by the Administrator within one year after the granting of the variance, subsequent to provision of opportunity for hearing pursuant to § 142.44.

§ 142.44 Public Hearings on Variances and Schedules.

(See Section 1415(a)(2) of the Act.)

(a) Before a variance or a schedule proposed by the Administrator pursuant to § 142.43 may take effect, the Administrator shall provide notice and opportunity for public hearing on the variance or schedule. A notice given pursuant to the preceding sentence may cover the granting of more than one variance and a hearing held pursuant to such notice shall include each of the variances covered by the notice.

(b) Public notice of an opportunity for hearing on a variance or schedule shall be circulated in a manner designed to inform interested and potentially interested persons of the proposed variance or schedule, and shall include at least the following:

(1) Posting of a notice in the principal post office of each municipality or area served by the public water system, or publishing of a notice in a newspaper or newspapers of general circulation in the area served by the public water system; and

(2) Mailing of a notice to the agency of the State in which the system is located which is responsible for the State's water supply program, and to other appropriate State or local agencies at the Administrator's discretion.

(3) Such notice shall include a summary of the proposed variance or schedule and shall inform interested persons that they may request a public hearing on the proposed variance or schedule.

(c) Requests for hearing may be submitted by any interested person other than a Federal agency. Such requests must be submitted to the Administrator within 30 days after issuance of the public notices provided for in paragraph (b). Such requests shall include the following information:

(1) The name, address and telephone number of the individual, organization or other entity requesting a hearing;

(2) A brief statement of the interest of the person making the request in the proposed variance or schedule;

(3) A brief statement of the information that the person making the request intends to submit at such hearing; and

(4) The signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

(d) The Administrator shall give notice in the manner set forth in paragraph (b) of this section of any hearing to be held pursuant to a request submitted by an interested person or on his own motion. Notice of the hearing shall also be sent to the persons requesting the hearing, if any. Notice of the hearing shall include a statement of the purpose of the hearing, information regarding the time and location for the hearing, and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing. Notice of hearing shall be given not less than 15 days prior to the time scheduled for the hearing.

(e) A hearing convened pursuant to paragraph (d) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

(f) The variance or schedule shall become effective 30 days after notice of opportunity for hearing is given pursuant to paragraph (b) if no timely request for hearing is submitted and the Administrator does not determine to hold a public hearing on his own motion.

§ 142.45 Action After Hearing.

(See Section 1415(a)(2) of the Act.) Within 30 days after the termination of the public hearing held pursuant to §142.44, the Administrator shall, taking into consideration information obtained during such hearing and other relevant information, confirm, revise or rescind the proposed variance or schedule.

§ 142.46 Alternative Treatment Techniques.

(See Section 1415(a)(3) of the Act.) The Administrator may grant a variance from any treatment technique requirement of a national primary drinking water standard to a supplier of water, whether or not the public water system for which the variance is requested is located in a State which has primary enforcement responsibility, upon a showing from any person that an alternative treatment technique not included in such requirement is at least as efficient in lowering the level of the contaminant with respect to which such requirements was prescribed. A variance under this paragraph shall be conditioned on the use of the alternative treatment technique which is the basis of the variance.

Subpart F—Exemptions Issued by the Administrator

§ 142.50 Requirements for an Exemption.

(See Section 1416(f) of the Act.) The Administrator may exempt any public

water system within a State that does not have primary enforcement responsibility from any requirement respecting a maximum contaminant level or any treatment technique requirement, or from both, of an applicable national primary drinking water standard upon a finding that:

(a) Due to compelling factors (which may include economic factors), the public water system is unable to comply with such contaminant level or treatment technique requirement;

(b) The public water system was in operation on the effective date of such contaminant level or treatment technique requirement; and

(c) The granting of the exemption will not result in an unreasonable risk to health.

§ 142.51 Exemption Request.

(See Section 1416(f) of the Act.) A supplier of water may request the granting of an exemption pursuant to this subpart for a public water system within a State that does not have primary enforcement responsibility by submitting a request for exemption in writing to the Administrator. Suppliers of water may submit a joint request for exemptions when they seek similar exemptions under similar circumstances. Any written request for an exemption or exemptions shall include the following information:

(a) The nature and duration of exemption requested.

(b) Relevant analytical results of water quality sampling of the system, including results of relevant tests conducted pursuant to the requirements of the national primary drinking water standards.

(c) Explanation of the compelling factors such as time or economic factors which prevent such system from achieving compliance.

(d) Other information, if any, believed by the applicant to be pertinent to the application.

(e) A proposed compliance schedule, including the date when each step toward compliance will be achieved.

(f) Such other information as the Administrator may require.

§ 142.52 Consideration of an Exemption Request.

(See Section 1416(f) of the Act.)

(a) The Administrator shall act on any exemption request submitted pursuant to § 142.51 within 90 days of receipt of the request.

(b) In his consideration of whether the public water system is unable to comply due to compelling factors, the Administrator shall consider such factors as the following:

(1) Construction, installation, or modification of treatment equipment or systems.

(2) The time needed to put into operation a new treatment facility to replace an existing system which is not in compliance;

(3) Economic feasibility of compliance.

§ 142.53 Disposition of an Exemption Request.

(See Section 1416(f) of the Act.)

(a) If the Administrator decides to deny the application for an exemption, he shall notify the applicant of his intention to issue a denial. Such notice shall include a statement of reasons for the proposed denial, and shall offer the applicant an opportunity to present, within 30 days of receipt of the notice, additional information or argument to the Administrator. The Administrator shall make a final determination on the request within 30 days after receiving any such additional information or argument. If no additional information or argument is submitted by the applicant, the application shall be denied.

(b) If the Administrator grants an exemption request submitted pursuant to § 142.51, he shall notify the applicant of his decision in writing. Such notice shall identify the facility covered, and shall specify the termination date of the exemption. Such notice shall provide that the exemption will be terminated when the system comes into compliance with the applicable standard, and may be terminated upon a finding by the Administrator that the system has failed to comply with any requirements of a final schedule issued pursuant to § 142.55.

(c) The Administrator shall propose a schedule for:

(1) Compliance (including increments of progress) by the public water system with each contaminant level requirement and treatment technique requirement covered by the exemption; and

(2) Implementation by the public water system of such control measures as the Administrator may require for each contaminant covered by the exemption.

(d) The schedule shall be prescribed by the Administrator within one year after the granting of the exemption, subsequent to provision of opportunity for hearing pursuant to § 142.54.

§ 142.54 Public Hearings on Exemption Schedules.

(See Section 1416(f) of the Act.)

(a) Before a schedule proposed by the Administrator pursuant to § 142.53 may take effect, the Administrator shall provide notice and opportunity for public hearing on the schedule. A notice given pursuant to the preceding sentence may cover the proposal of more than one such schedule and a hearing held pursuant to such notice shall include each of the schedules covered by the notice.

(b) Public notice of an opportunity for hearing on an exemption schedule shall be circulated in a manner designed to inform interested and potentially interested persons of the proposed schedule, and shall include at least the following:

(1) Posting of a notice in the principal post office of each municipality or area served by the public water system, or publishing of a notice in a newspaper or newspapers of general circulation in the area served by the public water system; and

(2) Mailing of a notice to the agency of the State in which the system is located which is responsible for the States water supply program and to other appropriate State or local agencies in the Administrator's discretion.

(3) Such notices shall include a summary of the proposed schedule and shall inform interested persons that they may request a public hearing on the proposed schedule.

(c) Requests for hearing may be submitted by any interested person other than a Federal agency. Such requests must be submitted to the Administrator within 30 days after issuance of the public notices provided for in paragraph (b). Such requests shall include the following information:

(1) The name, address and telephone number of the individual, organization or other entity requesting a hearing;

(2) A brief statement of the interest of the person making the request in the proposed schedule;

(3) A brief statement of the information that the person making the request intends to submit at such hearing; and

(4) The signature of the individual making the request, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

(d) The Administrator shall give notice in the manner set forth in paragraph (b) of this section of any hearing to be held pursuant to a request submitted by an interested person or on his own motion. Notice of the hearing shall also be sent to the person requesting the hearing, if any. Notice of the hearing shall include a statement of the purpose of the hearing, information regarding the time and location for the hearing, and the address and telephone number of an office at which interested persons may obtain further information concerning the hearing. Notice of hearing shall be given not less than 10 working days prior to the time scheduled for the hearing.

(e) A hearing convened pursuant to paragraph (d) of this section shall be conducted before a hearing officer to be designated by the Administrator. The hearing officer shall have the authority to limit the introduction of irrelevant or repetitious evidence, and to limit or prohibit cross examination. Following the conclusion of the hearing, the hearing officer shall forward the record of the hearing to the Administrator.

§ 142.55 Final Schedule.

(See Section 1416(f) of the Act.)

(a) Within 30 days after the termination of the public hearing pursuant to § 142.54, the Administrator shall, taking into consideration information obtained during such hearing, revise the proposed schedule as necessary and prescribe the final schedule for compliance and interim measures for the public water system granted an exemption under § 142.52.

(b) Such schedule shall require compliance by the public water system with each contaminant level and treatment technique requirement prescribed by:

(1) Interim national primary drinking water standards pursuant to Part 141 of this chapter, by no later than January 1, 1981, and

(2) Revised national primary drinking water standards pursuant to Part 141 of this chapter, by no later than seven years after the effective date of such standards.

(c) If the public water system has entered into an enforceable agreement to become a part of a regional public water system, as determined by the Administrator, such schedule shall require compliance by the public water system with each contaminant level and treatment technique requirement prescribed by:

(1) Interim national primary drinking water standards pursuant to Part 141 of this chapter, by no later than January 1, 1983, and

(2) Revised national primary drinking water standards pursuant to Part 141 of this chapter, by no later than nine years after the effective date of such standards.

[FR Doc.75-20610 Filed 8-6-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 1]

[Docket No. 20522]

CORPORATE OWNERSHIP INFORMATION

Amendment to Annual Report Forms; Extension of Time

By the Chief, Common Carrier Bureau:

In the matter of amendment of Annual Report Form M for telephone companies, Form O for wire-telegraph and ocean-cable carriers, Form R for radiotelegraph carriers, and Form H for holding companies to provide for more comprehensive information on corporate ownership.

1. The Commission has received a motion dated July 22, 1975 from the American Telephone and Telegraph Company (AT&T) and the associated Bell System operating companies requesting an extension from July 28, 1975 to November 26, 1975 in which to submit comments pertaining to the Notice of Proposed Rule Making on corporate ownership information [40 FR 26557].

2. AT&T indicates that the timetable set forth in the Notice of Proposed Rule Making does not allow it sufficient time to gather information necessary to assess the impact of the proposal on the total Bell System. In this connection, AT&T points out that it will require extensive work in order to assess the impact of the proposed requirements upon the Bell System companies, particularly the disclosures related to (a) business affiliations of officers and directors, and (b) stock and debt ownership, including the legal implications of the latter.

3. It appears that it is in the public interest to allow additional time for comments. However, because of the importance of the matter under consideration in this proceeding, it would appear that an extension of time to September 29, 1975 rather than to November 26, 1975 as requested by AT&T, would be more appropriate in order not to unduly delay action in this proceeding.

4. Accordingly, IT IS ORDERED, pursuant to authority delegated by Section 0.303(c) of the Commission's Rules, that the time for filing comments in the above captioned proceeding is hereby extended to September 29, 1975 and the time for filing reply comments is hereby extended to October 14, 1975. In granting this extension of time, we believe sufficient time has been made available to all interested persons within which to file their comments. We, therefore, urge all interested persons to take appropriate steps to file their comments within the time periods established in this proceeding.

Adopted: July 24, 1975.

Released: July 28, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALTER R. HINCHMAN,
Chief, Common Carrier Bureau.

[FR Doc.75-20741 Filed 8-6-75;8:45 am]

[47 CFR Part 0]

[Docket No. 20563; FCC 75-920]

PRIVACY ACT REGULATIONS

Implementation

In the Matter of proposed rules to implement the Privacy Act of 1974.

1. The attached proposed rules are designed to implement the Privacy Act of 1974, P.L. 93-579, December 31, 1974, 5 U.S.C. 552a.

2. Interested persons are invited to submit comments on the proposed rules on or before August 29, 1975. In view of the fact that final rules must be issued by September 27, 1975, the effective date of the Privacy Act, reply comments are not invited and petitions for extension of the date for filing comments will not be granted.

3. Authority for the proposed rules is contained in Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i) and 303(r), and in the Privacy Act of 1974, Public Law 93-579, December 31, 1974, 5 U.S.C. 552a.

4. In accordance with the provisions of Section 1.419 of the Rules and Regulations, 47 CFR 1.419, an original and 14 copies of all comments shall be furnished the Commission. Comments will be available for inspection in the Commission's Broadcast and Dockets Reference Room. All relevant and timely comments will be considered by the Commission prior to final action in this proceeding. In reaching its decision, the Commission may take into account other relevant information before it in addition to the specific comments invited by this Notice.

Adopted: July 30, 1975.

Released: August 5, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

In Part O of Chapter I of Title 47 of the Code of Federal Regulations, a new Subpart E is added, to read as follows:

Subpart E—Privacy Act Regulations

§ 0.551 Purpose and Scope; definitions.

(a) The purpose of this subpart is to implement the Privacy Act of 1974, 5 U.S.C. 552(a), and to protect the rights of the individual in the accuracy and privacy of information concerning him which is contained in Commission records. The regulations contained herein cover any group of records under the Commission's control from which information about individuals is retrievable by the name of an individual or by some other personal identifier.

(b) In this subpart:

(1) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

(2) "Record" means any item, collection or grouping of information about an individual that is maintained by the Commission, including but not limited to, his education, financial transactions, medical history, and criminal or employment history, and that contains his name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph;

(3) "System of Records" means a group of records under the control of the Commission from which information is retrievable by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual;

(4) "Routine Use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected;

(5) "System Manager" means the Commission official responsible for the storage, maintenance, safekeeping, and disposal of a system of records.

§ 0.552 Notice identifying Commission systems of records.

The Commission annually publishes in the Federal Register a notice listing systems of records currently maintained by the Commission, including for each system of records:

(a) the name and location of the system;

(b) the categories of individuals on whom records are maintained in the system;

(c) the categories of records maintained in the system;

(d) each routine use of the records contained in the system, including the categories of users and the purposes of such use;

(e) the policies and practices of the agency regarding storage, retrievability, access controls, retention, and disposal of the records;

(f) the title and business address of the system manager;

(g) the address of the agency office to which inquiries should be addressed and the addresses of locations at which the individual may inquire whether a system

contains records pertaining to himself;

(h) the agency procedures whereby an individual can be notified how access can be gained to any record pertaining to that individual contained in a system of records, and the procedure for correcting or contesting its contents; and

(i) the categories of sources of records in the system.

§ 0.553 New uses of information.

Before establishing a new routine use of a system of records, the Commission will publish a notice in the FEDERAL REGISTER of its intention to do so, and will provide at least 30 days for public comment on such use. The notice will contain:

(a) the name of the system of records for which the new routine use is to be established;

(b) the authority for the system;

(c) the categories of records maintained;

(d) the proposed routine use(s); and

(e) the categories of recipients for each proposed routine use.

§ 0.554 Procedures for requests pertaining to individual records in a system of records.

(a) Upon request, the Commission will notify an individual as to whether it maintains information about him or her in a system of records and, subject to the provisions of § 0.555(b), will disclose the substance of such information to that individual. In order to properly request notification or access to record information, reference must be made to the Notice described in § 0.552. A table of contents, which is alphabetized by bureau or office, precedes the system descriptions and allows members of the public to easily identify record systems of interest to them. An individual may inquire into information contained in any or all systems of records described in the Notice. However, each inquiry shall be limited to information from systems located within a single bureau or office and shall be addressed to that bureau or office.

(b) Reasonable identification is required of all individuals making requests pursuant to Paragraph (a) of this section in order to assure that disclosure of any information is made to the proper person.

(1) An individual who chooses to register a request for information in person may verify his or her identity by showing any two of the following: social security card; drivers license; employee identification card; medicare card; birth certificate; bank credit card; or other positive means of identifiation. Documents incorporating a picture and/or signature of the individual shall be produced if possible. If an individual can provide no suitable document for identification, he will be required to sign a statement asserting his identity and stipulating that he understands that knowingly or willfully seeking or obtaining access to records about another person under false pretences is punishable by a fine of up to $5,000.

NOTE. An individual's refusal to disclose his social security number shall not constitute cause in and of itself, for denial of a request.

(2) All requests for record information sent by mail shall be signed by the requestor and shall include his printed name, current address and telephone number (if any). Commission officials receiving such requests will attempt to verify the identity of the requestor by comparing his or her signature to those in the record. If the record contains no signatures and if positive identification cannot be made on the basis of other information submitted, the requestor will be required to sign a statement asserting his identity and stipulating that he understands that knowingly or willfully seeking or obtaining access to records about another person under false pretenses is punishable by a fine of up to $5000.

(3) If positive identification cannot be made on the basis of the information submitted, and if data in the record is so sensitive that unauthorized access could cause harm or embarrassment to the individual to whom the record pertains, the Commission reserves the right to deny access to the record pending the production of additional more satisfactory evidence of identity.

NOTE. The Commission will require verification of identity only where it has determined that knowledge of the existence of record information or its substance is not subject to the public disclosure requirements of the Freedom of Information Act, 5 U.S.C. 552, as amended.

(c) All requests for notification of the existence of record information or for access to such information shall be delivered to the business address of the system manager responsible for the system of records in question, except that requests relating to official personnel records shall be addressed to the Chief, Personnel Division. Such addresses can be found in the Notice described in § 0.552.

(d) A written acknowledgement of receipt of a request for notification and/or access will be provided within 10 days (excluding Saturdays, Sundays, and legal public holidays) to the individual making the request. Such an acknowledgement may, if necessary, request any additional information needed to locate a record. A search of all systems of records identified in the individual's request will be made to determine if any records pertaining to the individual are contained therein, and the individual will be notified of the search results as soon as the search has been completed. Normally, a request will be processed and the individual notified of the search results within 30 days (excluding Saturdays, Sundays, and legal holidays) from the date the inquiry is received. However, in cases where records have to be recalled from Federal Record Centers, notification may be delayed. If it is determined that a record pertaining to the individual making the request does exist, the notification will state approximately when the record will be available for personal review. No separate acknowledgement is required if the request can be processed and the individual notified of the search results within the ten-day period.

§ 0.555 Disclosure of record information to individuals.

(a) An individual having been notified that the Commission maintains a record pertaining to him or her in a system of records may request access to such record in one of three ways: by in person inspection at the system location; by transfer of the record to a nearer location; or by mail.

(1) Individuals who wish to review their records at the system location must do so during regular Commission business hours (8:00 a.m.–4:30 p.m., Monday through Friday). For personal and administrative convenience, individuals are urged to arrange to review a record by appointment. Preferences as to specific dates and times can be made by writing or calling the system manager responsible for the system of records in question at least two days in advance of the desired appointment date, and by providing a telephone number where the individual can be reached during the day in case the appointment must be changed. Verification of identity is required as in § 0.554(b)(1) before access will be granted an individual appearing in person. Individuals may be accompanied by a person of his or her own choosing when reviewing a record. However, in such cases, a written statement authorizing discussion of his or her record in the presence of the accompanying person must be furnished. In addition, any disclosure of original Commission records must take place in the presence of a Commission representative having physical custody of the records.

(2) Individuals may request that a record be transferred to a Commission field office or installation in the vicinity of his or her home and that access be granted at that location. The addresses of Commission field offices are listed in § 0.121. A request to transfer records must specify the exact location where the records should be sent and a telephone number to call when the information is available for review at the field location. Paragraph (a)(1) of this section regarding personal appointments, verification of identity accompanying persons, and disclosure of original records applies equally to this paragraph.

(3) Individuals may request that copies of records be sent directly to them. In such cases, the individual must verify his or her identity as in § 0.554(b)(2) and provide an accurate return address. Records shall be sent only to that address.

(b) The disclosure of record information under this section is subject to the following limitations:

(1) Records containing medical information pertaining to an individual are subject to individual access under this section unless, in the judgment of the

system manager having custody of the records after consultation with a medical doctor, access to such record information could have an adverse impact on the individual. In such cases, a copy of the record will be delivered to a medical doctor named by the individual.

(2) Classified material, investigative material compiled for law enforcement purposes, investigatory material compiled solely for determining suitability for federal employment or access to classified information, and certain testing or examination material shall be removed from the records to the extent permitted in the Privacy Act of 1974, 5 U.S.C. 552(a). Section 0.561 of this subpart sets forth the systems of records maintained by the Commission which are either totally or partially exempt from disclosure under this subparagraph.

(c) No fee will be imposed if the number of pages of records requested is 25 or less. Requests involving more than 25 pages shall be submitted to the duplicating contractor (see § 0.465(a)).

(d) The provisions of this section in no way give an individual the right to access any information compiled in reasonable anticipation of a civil action or proceeding.

§ 0.556 Request to correct or amend records.

(a) An individual may request the amendment of information contained in his or her record. Except as otherwise provided in this paragraph, the request to amend should be submitted in writing to the system manager responsible for the records. Requests to amend the official personnel records of active FCC employees should be submitted to the Chief, Personnel Division, Office of Executive Director, 1919 M Street, N.W., Washington, D.C. 20554. Requests to amend official personnel records of former FCC employees should be sent to the Director, Bureau of Manpower Information Systems, U.S. Civil Service Commission, 1900 E Street, N.W., Washington, D.C. 20415. Any request to amend should contain, as a minimum:

(1) The identity verification information required by § 0.554(b)(2) and the information needed to locate the record as required by § 0.554(a).

(2) A brief description of the item or items of information to be amended; and

(3) The reason for the requested change.

(b) A written acknowledgment of the receipt of a request to amend a record will be provided within 10 days (excluding Saturdays, Sundays, and legal public holidays) to the individual requesting the amendment. Such an acknowledgement may, if necessary, request any additional information needed to make a determination. There will be no acknowledgment if the request can be reviewed, processed, and the individual notified of compliance or denial within the 10 day period.

(c) The responsible system manager or, in the case of official personnel records of active FCC employees, the Chief, Personnel Division, shall promptly take one of the following actions regarding a request to amend:

(1) If the system manager agrees that an amendment to the record is warranted, he shall:

(i) So advise the individual in writing;

(ii) Correct the record in compliance with the individual's request; and

(iii) If an accounting of disclosures has been made, advise all previous recipients of the fact that the record has been corrected and of the substance of the correction.

(2) If the system manager, after an initial review, does not agree that all or any portion of the record merits amendment, he shall:

(i) Notify the individual in writing of his refusal to amend and the reasons therefore;

(ii) Advise the individual that he may seek further administrative review of the initial decision by the full Commission pursuant to the procedures set forth in § 0.557. (In cases where the request to amend involves official personnel records, review is available exclusively from the Director, Bureau of Manpower Information Systems, U.S. Civil Service Commission, Washington, D.C. 20415); and

(iii) Inform the individual of the procedures for requesting Commission review pursuant to § 0.557.

(d) In reviewing a record in response to a request to amend, the system manager shall assess the accuracy, relevance, timeliness, or completeness of the record in light of each data element placed into controversy and the use of the record in making decisions that could possibly affect the individual. Moreover, he shall adjudge the merits of any request to delete information based on whether or not the information in controversy is both relevant and necessary to accomplish a statutory purpose required of the Commission by law or executive order of the President.

§ 0.557 Administrative review of an initial decision not to amend a record.

(a) An individual has 30 days from the date of the determination not to amend a record consistent with his or her request to seek further administrative review by the full Commission. Such a request shall be in writing and should be addressed to either the system manager who made the initial adverse decision, or, in the case of official personnel records of active FCC employees, to the Director, Bureau of Manpower Information Systems, U.S. Civil Service Commission, Washington, D.C. 20415. Any request for administrative review must;

(1) Clearly identify the questions presented for review (e.g., whether the record information in question is, in fact, accurate; whether information subject to a request to delete is relevant and necessary to the purpose for which it is maintained);

(2) Specify with particularity why the decision reached by the system manager is erroneous or inequitable; and

(3) Clearly state how the record should be amended or corrected.

(b) The Commission shall conduct an independent review of the record in controversy using the standards of review set out in § 0.556(d). It may seek such additional information as is necessary to make its determination. Final administrative review shall be completed not later than 30 days (excluding Saturdays, Sundays and legal public holidays) from the date on which the individual requests such review unless the Chairman determines that a fair and equitable review cannot be made within the 30 day period. In such event, the individual will be informed in writing of the reasons for the delay and the approximate date on which the review is expected to be completed.

(c) If upon review of the record in controversy the Commission agrees with the individual that the requested amendment is warranted, the Commission will proceed in accordance with § 0.556(c)(i)–(iii).

(d) If after the review, the Commission also refuses to amend the record as requested, it shall:

(1) Notify the individual in writing of its refusal and the reasons therefor;

(2) Advise the individual of his or her right to file a concise statement of the reasons for disagreeing with the decision of the Commission;

(3) Inform the individual:

(i) That such a statement should be signed and addressed to the system manager having custody of the record in question;

(ii) That the statement will be made available to any one to whom the record is subsequently disclosed together with, at the Commission's discretion, a summary of its reasons for refusing to amend the record; and

(iii) That prior recipients of the record will be provided a copy of the statement of dispute to the extent that an accounting of such disclosures is maintained; and

(4) Advise the individual of his or her right to seek judicial review of the Commission's decision not to amend the record in any district court of the United States.

§ 0.558 Advice and assistance.

Individuals who have questions regarding the procedures contained in this subpart for gaining access to a particular system of records or for contesting the contents of a record, either administratively or judicially, should write or call the Privacy Liaison Officer at the following address:

Federal Communications Commission, Office of General Counsel, 1919 M Street NW., Washington, D.C. 20554.

Individuals who request clarification of the Notice described in § 0.552 or who have questions concerning the characterization of specific systems of records as set forth therein, should write or call the Privacy Liaison Officer at the following address:

Federal Communications Commission, Records Management Division, Office of Executive Director, 1229 20th Street NW., Washington, D.C. 20554.

§ 0.559 Disclosure of disputed information to persons other than the individual to whom it pertains.

If the Commission determines not to amend a record consistent with an individual's request, and if the individual files a statement of disagreement pursuant to § 0.557(d)(2), the Commission shall clearly annotate the record so that the disputed portion becomes apparent to anyone who may subsequently have access to, use or disclose the record. A copy of the individual's statement of disagreement shall accompany any subsequent disclosure of the record. In addition, the Commission may include a brief summary of its reasons for not amending the record when disclosing the record. Such statements become part of the individual's record for granting access, but are not subject to the amendment procedures of § 0.556.

§ 0.560 Penalty for false representation of identity.

Any individual who knowingly and willfully requests or obtains under false pretenses any record concerning an individual from any system of records maintained by the Commission shall be guilty of a misdemeanor and subject to a fine of not more than $5,000.

§ 0.561 Exemptions.

The following systems of records are totally or partially exempt from Subsections (c)(3), (d), (e)(1), (e)(4) (G), (H), and (I), and (f) of the Privacy Act of 1974, 5 U.S.C. 552(a), and from §§ 0.554–0.557 of this subpart:

(a) SYSTEM NAME: *Radio Operator Records—FCC.*

Parts of this system of records are EXEMPT pursuant to Section (k)(2) of the Act because they contain investigatory material compiled solely for law enforcement purposes.

(b) SYSTEM NAME: *Violators File (records kept on individuals who have been subjects of FCC field enforcement actions)—FCC.*

Parts of this system of records are EXEMPT because they are maintained as a protective service for individuals described in Section 3056 of title 18, and because they are necessary for Commission employees to perform their duties, pursuant to Sections (k)(1), (2), and (3) of the Act.

(c) SYSTEM NAME: *Investigations Involving Broadcast Owners, officers, employees—FCC.*

Hearing Division case file (includes information furnished by witnesses, complainants, informants)—FCC.

Attorney Misconduct Files—FCC.

This system of records IS E-EMPT pursuant to Section 3(k)(2) of the Act because it is maintained for law enforcement purposes.

(d) SYSTEM NAME: *Complaints against Broadcast Stations, Licensees, Officers, Employees—FCC.*

Communications Interception — § 605 — FCC.

Alleged Violators File (United States District Court Enforcement Actions)—FCC.

Alleged Violators File (Ex Parte Rules)—FCC.

Licensees or Unlicensed Persons Operating Radio Equipment Improperly—FCC.

Part of this system of records are EXEMPT pursuant to Section 3(k)(2) of the Act because they embody investigatory material compiled solely for law enforcement purposes.

(e) SYSTEM NAME: *Personnel Investigations of Members of Advisory Committee (Maritime Communications Subcommittee, National Industry Advisory Committee)* — FCC. SYSTEM NAME: *Personnel Investigations of Employees—FCC.*

Parts of these systems of records are exempt because they embody investigatory material pursuant to sections 3(k)(2) and 3(k)(5) of the Act as applicable.

[FR Doc.75-20744 Filed 8-6-75;8:45 am]

[47 CFR Part 1]

[Docket No. 20554; FCC 75-866]

RADIO BROADCAST SERVICES

Fee Schedule

In the Matter of Amendment of Subpart G of Part 1 of the Commission's rules relating to the schedule of fees.

1. On June 27, 1975, the Commission adopted a Report and Order[1] in Docket No. 20265, which promulgated certain new standards concerning the assignment of standard broadcast stations. The Commission for the first time provided in the amended rules for standard broadcast stations with authorized power of 2.5 kilowatts. The current fee schedule, as set forth in Section 1.1111 of the Commission's rules, does not provide for fees for applications for construction permits for new stations and major changes in existing stations which requests facilities specifying a power of 2.5 kilowatts.

2. The Commission bases its fee schedule, as required by the *NCTA* case[2] on the standard of "value to the recipient". The objective index used to reflect "value to the recipient" for applications for construction permit for new standard broadcast stations and major changes in existing standard broadcast stations relates to the number of kilowatt hours requested in the application. This was the basis for assigning "value to recipient" to a particular class of applications which was adopted January 15, 1975 (*Schedule of Fees*, 50 F.C.C. 2d 906 (1975)).

3. Therefore, we propose to charge filing and grant fees for applications for a new daytime-only standard broadcast station or for a major change in an existing station requesting a power of 2.5 kilowatts in the amount of $300 and $2,025, respectively. For an application for an unlimited time station (either new or a major change thereof) requesting a power of 2.5 kilowatts, the filing and grant fees would be $600 and $4,050, respectively. Section 1.1111(a)(1), as proposed to be revised, is set forth below.

4. Accordingly, the Commission invites comments on the proposed amendments outlined in paragraph 3 below.

5. Authority for the adoption of the amendments herein proposed is contained in Section 4(i) (47 U.S.C. 154(i)) of the Communications Act of 1934, as amended, title V of the Independent Offices Appropriation Act of 1952 (31 U.S.C. 483(a)) and Budget Bureau Circular A–25 and supplements thereto.

6. Pursuant to applicable procedures set forth in § 1.415 of the Commission's rules, interested persons may file comments on or before August 14, 1975, and reply comments on or before August 20, 1975. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision on the rules of general applicability which are proposed herein, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

7. In accordance with the provisions of § 1.419 of the Commission's Rules and Regulations, an original and 14 copies of all comments, pleadings, briefs, or other documents shall be furnished the Commission.

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

Adopted: July 22, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

Part 1 of Chapter 1 of Title 47 of the Code of Federal Regulations is proposed to be amended to read as follows:

1. Section 1.1111(a)(1) is amended to read as follows:

§ 1.1111 Schedule of Fees for Radio Broadcast Services.

(a) Except as provided in paragraph (b) of this section, the fees prescribed below are applicable to applications and operations in the Radio Broadcast Services:

(1) *Construction Permits.* Application for construction permit for new station or for major changes in existing station:

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[1] *In the Matter of Amendment of Part 73 of the Commission's Rules Regarding AM Station Assignment Standards*, FCC 75-769, released July 14, 1975.

[2] *National Cable Television Association, Inc. v. U.S.*, 416 U.S. 336 (1974).

	Filing fee	Grant fee
VHF—top 50 markets [1]	$10,000	$67,500
UHF—top 50 markets	2,500	22,500
VHF—next 50 markets	4,000	27,000
UHF—next 50 markets	1,000	9,000
VHF—balance	2,000	13,500
UHF—balance	500	4,500
FM—class A	200	1,350
FM—class B and C	400	2,700
AM—day, 50 kW	1,000	6,750
AM—day, 25 kW	800	5,400
AM—day, 10 kW	600	4,050
AM—day, 5 kW	400	2,700
AM—day, 2.5 kW	300	2,025
AM—day, 1 kW	200	1,350
AM—day, 500 W	100	675
AM—day, 250 W	50	340
AM—unlimited, 50 kW	2,000	13,500
AM—unlimited, 25 kW	1,600	10,800
AM—unlimited, 10 kW	1,200	8,100
AM—unlimited, 5 kW	800	5,400
AM—unlimited, 2.5 kW	600	4,050
AM—unlimited, 1 kW	400	2,700
AM—unlimited, 500 W	200	1,350
AM—unlimited, 250 W	100	675
AM—class IV, full time 1 kW-d; 250 W night	200	1,350

[1] The market size shall be determined by the ranking of the American Research Bureau, on the basis of prime time household (average ½ hr audience during prime time, all home stations).

* * * * *

[FR Doc.75-20731 Filed 8-6-75;8:45 am]

[47 CFR Part 73]

[Docket No. 20550]

EMPLOYMENT POLICIES AND PRACTICES OF BROADCAST LICENSEES

Nondiscrimination; Correction

In the Matter of Nondiscrimination in the employment policies and practices of broadcast licensees.

In the Notice of Inquiry and Notice of Proposed Rulemaking in the above-entitled matter [40 FR 31625], FCC 75-849, Released July 25, 1975, paragraph 27 (b), (c) & (d), paragraph 28, paragraph 29, and a part of paragraph 30 [included herein completely for clarity] were inadvertently omitted and should be inserted to read as attached:

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

(b) The name and the address of the licensee;

(c) A description of the alleged discriminatory acts or conduct; and

(d) Any other pertinent information—such as the names of individuals who have personal knowledge of the alleged discriminatory act or conduct—which will assist the Commission in its evaluation.

CONCLUSION

28. In this Notice, we have briefly outlined the development of our equal employment opportunity rules as they relate to broadcast licensees and permittees. Notwithstanding the increases in minority and female employment in broadcasting since the adoption of our rules, the shortcoming in our own requirements and some of the equal employment opportunity programs submitted by licensees and permittees have not produced the results we think the public interest requires. We have, therefore, proposed for comment what we believe should be the required ingredients of an acceptable equal employment opportunity program. We are also seeking comments on the use of goals and timetables as an administrative remedy where it appears that a broadcaster's equal employment program is not having practical results. Comments are invited as to whether only broadcasters with at least ten (or fifteen) fulltime employees should be required to file written Equal Employment Opportunity Programs with their applications. Finally, we seek comments on a proposal to amend our rules to require the filing of individual discrimination complaints while the alleged act of discrimination is continuing, or within 180 days from the end of the alleged discrimination. On balance, we believe that comments on the proposals contained herein will greatly enhance the Equal Employment Opportunity Programs of broadcast licensees and permittees and provide the Commission with sufficient information to make an informed judgment whether our regulatees are making satisfactory efforts to provide equal employment opportunity.

29. Also, we are herein providing opportunity for public comment on the current Annual Employment Report (FCC Form 395), including several refinements in the instructions which have been made since the initiation of this form.

30. Therefore, based on the authority contained in Section 4 (i) and (j) and 303, 307 and 403 of the Communications Act of 1934, as amended, comments are invited on the matters discussed above which may be incorporated in whole or in part into our rules.

[FR Doc.75-20736 Filed 8-6-75;8:45 am]

[47 CFR Part 73]

[Docket No. 20507; RM-2427, etc.]

ARIZONA FM BROADCAST STATIONS

Table of Assignments; Order Extending Time for Filing Comments and Reply Comments

In the Matter of Amendment of Section 73.202(b), Table of Assignments, FM Broadcast Stations. (Tucson, Green Valley, Sierra Vista, and Bisbee, Arizona) Docket No. 20507, RM-2427, RM-2439, RM-2042.

1. On June 2, 1975, the Commission adopted a Notice of Proposed Rule Making in the above-entitled proceeding. Publication was made in the Federal Register on June 10, 1975, 40 Fed. Reg. 24748. The dates for filing comments and reply comments are presently August 4 and August 25, 1975, respectively.

2. On July 25, 1975, counsel for Tucson FM Engineering (Tucson FM), requested that the time for filing comments and reply comments be extended to and including September 3 and September 24, 1975, respectively. Counsel states that Tucson FM has retained Communications General Corporation, a consulting engineering organization to prepare the necessary materials concerning the technical aspects of the proposal and the preclusion study. He adds that these materials are unable to be prepared by the date specified for the filing of comments and therefore requests the additional time.

3. We are of the view that the public interest would be served by extending the time in this proceeding. Accordingly, IT IS ORDERED, that the dates for filing comments and reply comments ARE EXTENDED to and including September 3 and September 24, 1975, respectively.

5. This action is taken pursuant to authority found in Sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and Sections 0.281 and 1.46 of the Commission's Rules.

Adopted: July 29, 1975.

Released: July 31, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.75-20742 Filed 8-6-75;8:45 am]

GENERAL SERVICES ADMINISTRATION

[41 CFR Part 105-61]

FEES FOR REPRODUCTION SERVICES: LOCATION OF RECORDS AND HOURS OF USE

Proposed Rulemaking

This notice of proposed rulemaking contains proposed revisions to the schedule of fees for reproduction services published on February 24, 1975, (40 FR 7927) pursuant to the Freedom of Information Act (5 U.S.C. 552). These proposed revisions will be published in Subpart 105-61.52.

Interested persons may participate in the proposed rulemaking by submitting written data, views, or arguments in duplicate to the General Services Administration (NAA), Washington, DC 20408. Comments received before September 3, 1975, will be considered before final action is taken on this proposal. Copies of all written comments received will be available for examination by interested persons in the Central Research Room, National Archives Building, 8th and Pennsylvania Avenue, Washington, DC.

Dated: July 24, 1975.

JAMES E. O'NEILL,
Acting Archivist of the United States.

It is proposed to amend Subpart 105-61.52 as follows:

1. Section 105-61.5201 is amended by deleting and reserving paragraph (c)(3) as follows:

§ 105-61.5201 Applicability.

* * * * *

(c) * * *

(3) [Reserved]

* * * * *

2. Section 105-62.5205 is amended by revising paragraphs (b) and (d) as follows:

§ 105–61.5205 Mail orders.

* * * * *

(b) Except for oversized electrostatic reproductions, no additional fee is charged for postage and handling reproductions that are sent to domestic addresses by surface mail at the lowest rate. For oversized electrostatic reproductions an additional 10¢ per running foot is added to mail orders.

* * * * *

(d) The following special shipping fees are computed as a percentage of the fee for the item ordered:

Type of reproduction	Shipping fee: Foreign surface or expedited domestic mail or freight or express (percent)	Shipping fee: Foreign airmail (percent)
(1) Electrostat	5	10
(2) Photostat	10	30
(3) Diazo	10	20
(4) Copy Negative	1	2
(5) Slides (2 by 2 in)	2	4
(6) Photographic prints (larger than 8 by 10 in)	10	20
(7) Sound tapes	5	10
(8) Motion pictures	3	6
(9) Microfilm[1]		
(10) Photographic prints (8 by 10 in or smaller)	4	8

[1] Shipping fees for microfilm publications are included in the "Catalog of National Archives Microfilm Publications".

* * * * *

3. Section 105–61.5206 is revised as follows:

§ 105–61.5206 Fee schedule.

(a) *Authentication*, $2.00.

(b) *Still Photography (minimum order, $2.00).*

(1) *Copy Negatives (black & white).*

4 in. by 5 in	2.40
8 in. by 10 in	3.65

(2) *Aerial Prints (black & white).*

10 in. by 10 in. or smaller, contact	$3.00
10 in. by 10 in. enlargement	3.00
14 in. by 14 in	5.00
18 in. by 18 in	8.00
27 in. by 28 in	9.00
40 in. by 41 in	15.00

(3) *Photographic Prints (includes prints from microfilm).*

	Black and white	Color
8 by 10 in. or smaller	3.00	8.75
11 by 14 in	3.65	15.00
16 by 20 in	6.10	22.50
20 by 24 in	8.35	35.00
22 by 28 in	8.35	65.00
24 by 30 in	11.30	65.00
30 by 40 in	11.30	70.00
Sepia, add	3.50	.....

(4) *Slides and Transparencies.*

Black & White:	
2 in. by 2 in. from existing negative	1.20
Additional fee when negative must be made	2.10
Color:	
2 in. by 2 in. duplicate	.70
2 in. by 2 in. from opaque original	1.25
4 in. by 5 in	5.80
8 in. by 10 in	10.00

(5) *Photostat (up to 17" x 23"):* 1.50.

(6) *Diazo (per foot):* .45.

(7) *Drymounting (per square foot):* 1.00.

(8) *Red Line electrostatic copies (Red-bordered prints):* 2.50.

(c) *Microfilm.*

	16 mm	35 mm
(1) Negative (per frame; minimum order, $10)	0.10	0.10
(2) Positive (per foot; minimum, $6 per roll)	.09	.11
(3) Duplicate negative (per foot; minimum order $6)	.10	.11

(d) *Electrostatic Copying.*

(1) *Paper to Paper (up to 8½" x 14").*

Mail order (minimum order, $2)	0.15
In research rooms	.10

(2) *Oversized electrostatic copies (per foot).*

Without postage	0.50
With postage	.60

(3) *Microfilm to Paper.*

From negative (Copyflo, minimum order, $10 per foot)	1.25
From positive (per frame):	
When work is done by customer (up to 8½ in. by 14 in. per frame)	.15
When work is done by NARS (minimum order, $2):	
Nonconsecutive frames or first of consecutive frame, any size	.75
Consecutive or duplicate frames:	
Up to 8½ in. by 14 in	.25
11 in. by 17 in	.35
18 in. by 24 in	.45

(e) *Motion Pictures (minimum order, $24.00).*

	35 mm	16 mm	16 mm from 35 mm
(1) Basic feet per hand or reel	9.50	8.00	8.00
(2) Added fee per foot:			
Master positive	.12	.11	.12
Duplicate negative	.16	.13	.14
Projection print	.11	.10	.11
Composite, add	.015	.015	.03

(f) *Sound Records.*

Reel to reel cassette:	
7½ min	$2.70
15 min	5.30
22½ min	8.00
30 min	9.90
45 min	12.10
60 min	18.20

(g) *Machine-readable records.*

Tape-to-tape copying (per reel)	60.00
Tape-to-printout copying (computer processing time per hour; minimum order $25)	150.00
Tape-to-printout extract (computer processing time per hour; minimum order $25)	150.00
Tape-to-tape extract ($60 per reel plus computer processing time. Minimum order $25; per hour)	150.00
Card-to-card (per card; minimum order $10)	.02

(h) *Technical Services.*

	Regular	Overtime
(1) Projectionist (per hour)	15.50	23.25
(2) Photographer or other (per hour)	11.25	16.75

(i) *Unlisted processes.*

Fees for reproduction processes not listed in this § 105–61.5206 are computed upon request.

4. Section 105–61.5208 is revised as follows:

§ 105–61.5208 Effective date.

The fees in § 105–61.5206 are effective beginning September 8, 1975, and ending on September 30, 1976. Orders received after September 30, 1976, will be subject to the fees in effect at that time.

[FR Doc.75-20623 Filed 8-6-75;8:45 am]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 1207]

[No. 32155 (Sub.-No. 4)]

COMMON AND CONTRACT MOTOR CARRIERS OF PROPERTY

Uniform System of Accounts for Class I and Class II

AUGUST 4, 1975.

At a General Session of the INTERSTATE COMMERCE COMMISSION held at its office in Washington, D.C. on the 15th day of July, 1975.

This proceeding was instituted by Order of this Commission, Division 2, on April 12, 1974, No. 32155 (Sub. No. 4), served April 24, 1974, (39 FR 14572) to consider a petition filed by National Tank Truck Carriers, Inc. on February 21, 1974, requesting amendments to the Uniform System of Accounts for Class I and Class II Common and Contract Motor Carriers of Property. The purpose of this Notice of Proposed Rulemaking is to consider proposals by Chemical Leaham Tank Truck Lines, Inc., National Tank Truck Carriers, Inc. and Manufacturing Chemists Association in response to the Order of April 24, 1974.

BACKGROUND

On July 5, 1974, Chemical Leaham Tank Lines, Inc. (CLTL), filed a statement in response to the Order of April 24, 1974, requesting the segregation and identification of certain costs in the Uniform System of Accounts for Instruction 28(A) Common and Contract Motor Carriers of Property. A similar statement was filed by National Tank Truck Carriers, Inc. (NTTC), on July 8, 1974 and by Manufacturing Chemists Association (MCA), on September 24, 1974.

The respondents argued that billing and collecting and cleaning and waste removal costs should, to the greatest extent possible, be segregated, identified and attributed to the proper activity. The methodology for implementing these changes differed among the respondents.

REPRESENTATIONS OF THE PARTIES

Chemical Leaham Tank Lines, Inc. recommended modifications to the pres-

ent accounting regulations for cleaning and waste removal costs, costs peculiar to the tank truck industry, and billing and collection costs. CLTL requested this Commission to prescribe Terminal Activity 5 and the related natural account classifications for the grouping of cleaning and waste removal costs. Specifically, CLTL emphasized the importance of establishing or maintaining functional service cost relationships on a proper basis. In this respect, CLTL favored the Terminal Activity for assignment of cleaning and waste removal costs. CLTL further stated that cleaning costs transcend many natural account classifications and the accumulation of such costs in a single natural account is not warranted. CLTL also cited the growing need for specialized information by the public and tank truck carriers and the significance of such costs in relation to other tank truck costs as support for this revision. CLTL presented similar arguments for the segregation of the Billing and Collecting Activity insisting that such costs are distinguishable and significant to Instruction 28(A) motor carriers of property. CLTL stated that billing and collecting costs are difficult to identify under the present accounting regulations. CLTL further stated that the proposed revisions would enhance the uniformity of reporting such costs and involve only minor changes in the accounting regulations since the activity already exists.

National Tank Truck Carriers, Inc., representing approximately 300 motor carriers engaged in whole or in part in the transportation of bulk commodities, stated the peculiarities of cleaning and waste removal costs precluded continued accounting under the present Uniform System of Accounts. NTTC requested a separate natural account classification to identify cleaning and waste removal costs. Presently, NTTC commingles cleaning and waste removal costs with operating supplies in account No. 4590 of the Uniform System of Accounts. NTTC indicated that tank truck carriers frequently account for these costs separately by utilizing subaccounts. As an alternative, NTTC recommended that individual carriers establish subaccounts to provide a means for accounting and identifying such costs. NTTC also presented arguments for the segregation of the Billing and Collecting Activity from the Platform and Terminal Activities. The subject matter of those arguments was similar to those presented by CLTL.

Manufacturing Chemists Association's statement addressed the response of CLTL. MCA commented on the section of the petition relating to cleaning and waste removal costs. MCA supported the rationale behind the CLTL response but favored an alternative means of implementation. From a functional service cost point of view, MCA insisted the Terminal Activity was inappropriate because cleaning costs of tank truck carriers are not related to the volume or weight of shipments. As a result, MCA indicated a separate activity should be established and such costs should be related to the number of shipments or vehicles cleaned. In addition, MCA recommended that sufficient sub-accounts be established to subject matter of the arguments.

Discussion and Recommendations

The arguments presented by the respondents were reviewed by the Commission in terms of the proposed revisions' effect on existing accounting and reporting regulations. The discussion which follows is structured to the actual subject matter of the arguments.

Billing and collecting costs

The Commission continues to provide for the identification of significant costs in the Uniform System of Accounts and reports for all modes of transportation under our jurisdiction. The Commission recognizes that billing and collecting costs have reached a level of significance for Instruction 28(A) motor carriers of property and such costs should be distinguished from other costs. The Commission concurs with the petitioners in regard to the expansion of the Billing and Collecting Activity to Instruction 28(A) motor carriers of property. Such action will aid in the identification of costs, provide a means for accumulating relevant statistical data and provide uniform direction in the identification and reporting of costs. As a result, the Commission proposes to segregate the Billing and Collecting Activity from the Platform and Terminal Activities and require distribution of such costs according to existing natural account classifications.

Cleaning and waste removal costs

The Commission reviewed the proposals of the respondents in relation to cleaning and waste removal costs. After considering the accounting and reporting implications of each of the proposed revisions, the Commission believes a revision to the Uniform System of Accounts for cleaning and waste removal costs is not justified. However, the Commission has no objection to nor control over carriers implementing a proposed alternative.

The Commission recognizes the increasing significance of cleaning and waste removal costs to tank truck carriers. However, the Commission cannot justify a revision to the Uniform System of Accounts unless such a revision will benefit all Instruction 28(A) motor carriers of property. Tank truck carriers represent only a segment of Instruction 28(A) motor carriers of property, and extensive cleaning and waste removal costs are unique costs of tank truck carriers. All Instruction 28(A) motor carriers of property incur some sort of cleaning cost prior to reusage of vehicles. Generally, this cost is insignificant except in the case of tank truck carriers. The Commission does not intend to establish a separate activity nor accumulate or publish statistical data in relation to such costs due to their specialized nature. Further, accounting for cleaning and waste removal costs by natural account classification under Terminal Activity 5 or establishing a separate activity would disrupt the continuity of published statistical data.

An alternative solution suggested by NTTC was to allow carriers to create subaccounts to identify and account for components of cleaning and waste removal costs. The Uniform System of Accounts does not prevent carriers from creating and maintaining subaccounts to provide for special information needs. The Commission would encourage such action under the circumstances.

The Commission reviewed the comments of MCA pertaining to the functional service cost aspects of cleaning and waste removal costs. Under the present cost formula, cleaning and waste removal costs are related to the volume or hundredweight of the quantity transported and such costs are classified as Terminal costs. MCA's comments were not relevant to the major issue of this proceeding. The major issue was to determine if cleaning and waste removal costs warranted separate disclosure in the uniform system of accounts. As previously stated, the Commission cannot justify such revisions, and to give consideration to a revision of the cost formula for determining the cost of transporting freight in tank vehicles is beyond the scope of this proceeding.

In order to facilitate the identification of cleaning and waste removal costs for tank truck carriers without disrupting the continuity of statistics and the reporting process of Instruction 28(A) motor carriers of property, the Commission recommends that tank truck carriers create subaccounts to provide for their infromation needs related to cleaning and waste removal costs. Examples of subaccounts for cleaning and waste removal costs are provided in Appendix A for illustrative purposes. Carriers should continue to report such costs under account # 4590 as explained in the Uniform System of Accounts instructions.

The proposed revision issued under the authority of Section 220 of the Interstate Commerce Act and 553 of the Administrative Procedures Act is to be effective for the year beginning January 1, 1976.

Upon consideration of the above-described matters and good cause appearing therefore:

It is ordered, That any interested person wishing to submit a statement of facts, views, or arguments regarding the proposed revision shall file 15 copies of such representations with the Secretary, Interstate Commerce Commission, Washington, D.C., 20423, on or before *September 8, 1975*.

It is further ordered, That written material or suggestions submitted will be available for public inspection at the offices of the Interstate Commerce Commission, 12th and Constitution Avenue, N.W., Washington, D.C., during regular business hours.

And it is further ordered, That statutory notice be given to all respondents and to the general public by mailing a copy of this order to the Governor of every State and to the Public Utilities Commissions or Boards of each State

having jurisdiction over transportation, by posting a copy of this order in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection, and by delivering a copy thereof to the Director, Division of the Federal Register, for publication in the Federal Register as notice to all interested persons.

This decision is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

PART 1207—CLASS I AND CLASS II COMMON AND CONTRACT MOTOR CARRIERS

The text of Instruction 28, Section A, Carriers other than household goods carriers, paragraph (a) is amended by separating the Billing and Collecting Activity from Activity (5) and designating Billing and Collecting as Activity (3). As amended the text reads:

CLASS I AND CLASS II MOTOR CARRIER INSTRUCTION

* * * * *

(1) * * *
(3) Billing and Collecting.
(5) Platform and Terminal.

* * * * *

APPENDIX A—EXAMPLES OF SUBACCOUNTS FOR CLEANING AND WASTE REMOVAL COSTS (SAMPLE)

4595	Other operating supplies and expenses—Terminal.
4595.1	Cleaning and waste removal of tank trucks—Control.
4595.1–1	Solvents and cleaning solutions.
4595.1–2	Insurance.
4595.1–3	Utilities.
4595.1–4	Rents.
4595.1–5	Real estate and personal property taxes.
4595.1–6	Depreciation expense—Structure.
4595.1–7	Depreciation expense—Equipment.

[FR Doc.75–20783 Filed 8–6–75;8:45 am]

notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF STATE

[Public Notice CM-5/74]

STUDY GROUP 1 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

Notice of Meeting

The Department of State announces that Study Group 1 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet on September 11 and 12 in Room 4833, Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C. The meeting on September 11 will commence at 10:30 a.m.; on September 12 at 9:30 a.m.

Study Group 1 deals with: matters relating to efficient use of the radio frequency spectrum, and in particular, with problems of frequency sharing, taking into account the attainable characteristics of radio equipment and systems; principles for classifying emissions; and the measurement of emission characteristics and spectrum occupancy. The purpose of the meeting will be a review of the work programs of U.S. Study Group 1 in preparation for the international meeting of Study Group 1 in May–June, 1976.

Members of the general public may attend the meetings and join in the discussions subject to instructions of the Chairman. Admittance of public members will be limited to the seating available.

Dated: July 30, 1975.

GORDON L. HUFFCUTT,
Chairman,
U.S. National Committee.

[FR Doc.75-20752 Filed 8-6-75;8:45 am]

[Public Notice CM-5/73]

STUDY GROUP 5 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

Notice of Meeting

The Department of State announces that Study Group 5 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet on August 22, 1975, at 10:15 a.m. in the Executive Conference Room at ComSat Laboratories, ComSat Drive, Clarksburg, Maryland.

Study Group 5 deals with propagation of radio waves (including radio noise) at the surface of the earth, through the non-ionized regions of the earth's atmosphere, and in space where the effect of ionization is negligible. The purpose of the meeting will be a review of work underway in U.S. Study Group 5 in preparation for the international meeting of Study Group 5 in February–March 1976.

Members of the general public may attend the meeting and join in the discussions subject to instructions of the Chairman. Admittance of public members will be limited to the seating available.

Dated: July 25, 1975.

GORDON L. HUFFCUTT,
Chairman,
U.S. National Committee.

[FR Doc.75-20754 Filed 8-6-75;8:45 am]

[PUBLIC NOTICE CM-5/72]

STUDY GROUP 7 OF THE U.S. NATIONAL COMMITTEE FOR THE INTERNATIONAL RADIO CONSULTATIVE COMMITTEE (CCIR)

Notice of Meeting

The Department of State announces that Study Group 7 of the U.S. National Committee for the International Radio Consultative Committee (CCIR) will meet August 21–22, 1975 at the U.S. Naval Observatory, 34th Street and Massachusetts Avenue, N.W., Washington, D.C. The meetings will be convened at 9:30 a.m. in Room 300 of Building No. 52.

Study Group 7 deals with time-signal services by means of radiocommunications. The purpose of the meetings will be a review of the work programs of U.S. Study Group 7 in preparation for the international meeting of Study Group 7 in February 1976.

Members of the general public may attend the meetings and join in the discussions subject to instructions of the Chairman. Admittance of public members will be limited to the seating available.

Dated: July 24, 1975.

GORDON L. HUFFCUTT,
Chairman,
U.S. National Committee.

[FR Doc.75-20753 Filed 8-6-75;8:45 am]

[Public Notice CM-C5/2]

SHIPPING COORDINATING COMMITTEE SUBCOMMITTEE ON SAFETY OF LIFE AT SEA

Notice of Cancelled Meeting

The meeting of the working group on subdivision and stability of the Subcommittee on the Safety of Life at Sea, a subcommittee of the Shipping Coordinating Committee, previously announced (40 FR 30993, July 24, 1975) for Thursday, August 14, 1975 at 9:30 a.m. in Room 8236 of the Department of Transportation, 400 Seventh Street, S.W., Washington, D.C. has been cancelled.

AUGUST 5, 1975.

JOHN P. STEINMETZ,
Acting Director,
Office of Maritime Affairs.

[FR Doc.75-20602 Filed 8-6-75;9:52 am]

Agency for International Development

[99.1.16]

MISSION DIRECTOR, USAID/LAOS

Cancellation of Redelegation of Authority

Pursuant to the authority delegated to me by Redelegation of Authority No. 99.1 (38 F.R. 12336), dated May 1, 1973, from the Assistant Administrator for Program and Management Services, I hereby revoke Redelegation of Authority No. 99.1.16 (38 F.R. 28851), dated September 27, 1973, to the Mission Director, USAID/Laos. This revocation is effective July 31, 1975.

Dated: July 31, 1975.

HUGH L. DWELLEY,
Acting Director,
Office of Contract Management.

[FR Doc.75-20776 Filed 8-6-75;8:45 am]

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[Order No. 3 (Rev. 2)]

COMMISSIONER OF INTERNAL REVENUE

Delegation of Authority

Issued: July 30, 1975.

Effective: July 30, 1975.

1. Pursuant to authority vested in the Commissioner of Internal Revenue by Treasury Department Order No. 150-2 and Treasury Department Order No. 129 (Revision No. 2), it is ordered, that:

(a) the Deputy Commissioner shall perform the duties of Commissioner of Internal Revenue during the absence or disability of the Commissioner of Internal Revenue or when there is a vacancy in that office; and

(b) the Assistant Commissioners, in the order listed below, shall perform the duties of the Commissioner of Internal Revenue during the absence or disability of the Commissioner of Internal Revenue or a vacancy in that office and the absence or disability of the Deputy Commissioner or a vacancy in that office, except to the extent otherwise provided for specific periods of time by written designation orders which may be, issued from time to time by the Commissioner:

Assistant Commissioner (Compliance)
Assistant Commissioner (Accounts, Collection, and Taxpayer Service)
Assistant Commissioner (Planning and Research)
Assistant Commissioner (Administration)
Assistant Commissioner (Technical)
Assistant Commissioner (Inspection)
Assistant Commissioner (Employee Plans and Exempt Organizations)

2. The authority herein delegated may not be redelegated.

3. This Order supersedes Delegation Order No. 3 (Rev. 1), issued September 11, 1974.

DONALD C. ALEXANDER,
Commissioner.

[FR Doc.75-20755 Filed 8-6-75;8:45 am]

[Order No. 5 (Rev. 8)]

DEPUTY COMMISSIONER AND ASSISTANT COMMISSIONERS

Emergency Order of Succession and Delegation of Authority

Issued: July 30, 1975.

Effective: July 30, 1975.

1. By virtue of the authority vested in me by Treasury Department Order No. 129, Revision No. 2, dated April 22, 1955, the officials in the positions listed below are hereby authorized, in the event of an enemy attack on the United States, and the disability of the Commissioner, his absence from the main Treasury Relocation Site, or if there is a vacancy in the office, to succeed to the position of Acting Commissioner in the order listed, and are authorized to perform the functions of Commissioner to insure the continuity of the functions of that office:

Deputy Commissioner
Assistant Commissioner (Compliance)
Assistant Commissioner (Accounts, Collection, and Taxpayer Service)
Assistant Commissioner (Planning and Research)
Assistant Commissioner (Administration)
Assistant Commissioner (Technical)
Assistant Commissioner (Inspection)
Assistant Commissioner (Employee Plans and Exempt Organizations)

2. If none of these officials is available, the first available Regional Commissioner, in the order of appointment as Regional Commissioner, will become Acting Commissioner. Should any of the officials specified in Paragraphs 1 and 2 be required to act as Secretary of the Treasury under Treasury Order No. 183, as revised, he will be considered as not available to assume the position of Acting Commissioner.

3. If none of the officials listed in Paragraphs 1 and 2 is available, the first available District Director in the order shown on the list on file at each National Office Relocation Site (prepared on the basis of the higher GS grades first, date of promotion to the grade and alphabetical order where grade and promotion dates are identical) will assume the position of Acting Commissioner until relieved or further instructions are given by proper authority.

4. There is hereby delegated to Regional Commissioners and District Directors, or the officials acting in their stead, in the event of an enemy attack on the United States, all authority vested in the Commissioner of Internal Revenue by law or transfer from the Secretary of the Treasury to insure the continuous performance of Internal Revenue Service functions in their areas of jurisdiction. This delegation of authority will remain in effect until notice is received from proper authority that it has been terminated.

5. The authority delegated in Paragraphs 1, 2 and 3 may not be redelegated.

6. This Order supersedes Delegation Order No. 5 (Rev. 7), issued September 11, 1974.

DONALD C. ALEXANDER,
Commissioner.

[FR Doc.75-20756 Filed 8-6-75;8:45 am]

[Order No. 116 (Rev. 1)]

DISTRICT DIRECTORS, ET AL.

Delegation of Authority To Grant Extensions of Time To File Income and Estate Tax Returns

Issued: July 25, 1975.

Effective: July 25, 1975.

The authority granted to the Commissioner of Internal Revenue by 25 CFR 1.6081-1, 26 CFR 20.6081-1 and 26 CFR 301.7701-9 to grant extensions of time to file income and estate tax returns is hereby delegated to District Directors, Assistant District Directors, Director of International Operations, Assistant Director of International Operations, Service Center Directors and Assistant Service Center Directors.

The authority delegated herein may be redelegated but not below Branch Chief or Chief, Special Procedures Staff, in District Offices and Office of International Operations, and not below Senior Tax Examiners in Service Centers.

Delegation Order No. 116, issued August 6, 1971, is superseded.

DONALD C. ALEXANDER,
Commissioner.

[FR Doc.75-20757 Filed 8-6-75;8:45 am]

DEPARTMENT OF JUSTICE

Office of the Attorney General

[Order No. 614-75]

FREEDOM OF INFORMATION

Published and Unpublished Indexes to Final Opinions and Orders, Statements of Policy and Interpretations, and Administrative Staff Manuals and Instructions

Under subsection (a)(2) of the Freedom of Information Act, 5 U.S.C. 552(a)(2), each agency is required to "maintain and make available for public inspection and copying current indexes providing identifying information for the public" as to the agency's so-called (a)(2) materials, i.e., certain final opinions and orders, statements of policy and interpretations, and administrative staff manuals and instructions. Under the 1974 amendments to the Act (P.L. 93-502), these indexes are required to be published at quarterly or more frequent intervals and distributed, unless the agency determines by order published in the FEDERAL REGISTER that such publication would be unnecessary and impracticable. The purpose of this order is to bring the Department of Justice into compliance with these requirements of subsection (a)(2) of the Freedom of Information Act.

The order has four sections. The first section sets forth materials in the Justice Department which are indexed, and makes a determination that as to these indexes quarterly publication would be unnecessary and impracticable. The second section of the order constitutes an index to single-document materials located in the Justice Department; this section further provides that this index shall be published and updated at quarterly intervals. The third section of the order contains certain disclaimers intended to avoid possible misunderstanding as to the meaning or legal effect of sections 1 and 2 of the order. The fourth section makes assignments of responsibility to components within the Justice Department to ensure continuing compliance with subsection (a)(2).

By virtue of the authority vested in me by 28 U.S.C. 509, and 5 U.S.C. 301 and 552, it is hereby ordered as follows:

1. It is determined that it is unnecessary and impracticable to publish quarterly or more frequently the indexes to the Department of Justice materials listed below. This determination is made because there is insufficient interest to justify such publication, because with respect to some of the indexes listed continual updating and revision is required to reflect the frequent addition of materials, and because the practical utility of the indexes does not warrant such publication.

(a) *Office of Public Information*—Press releases, speeches, statements and testimony by Department officials.

(b) *Office of Management and Finance*—

(1) Final decisions in discrimination complaints against the Department.

(2) Decisions on adverse actions and discipline of personnel.

(3) Decisions on classification appeals.

(4) Personnel Management Plans.

(5) EEO Affirmative Action Plans.

(c) *Office of Legislative Affairs*—Departmental reports on pending legislation.

(d) *Community Relations Service*—Official Policy Memoranda from the Director.

(e) *Civil Rights Division*—Submissions under Section 5 of the Voting Rights Act of 1965.

(f) *Criminal Division:*

(1) Miscellaneous memoranda, including circulars, orders, directives to staff and notices.

(2) Compilations of legislative materials.

(g) *Immigration and Naturalization Service*—Administrative decisions under

immigration and nationality laws (including both precedent and nonprecedent decisions).

(h) *Board of Immigration Appeals*—Decisions (indexes to some of these decisions are published, but less frequently than quarterly).

(i) *Board of Parole*—

(1) Labor relations decisions regarding former inmates.

(2) Pension case decisions regarding former inmates.

(3) Final Board Orders and/or Notices of Action.

(j) *Office of the Deputy Attorney General*—Notifications of decisions by the Attorney General on administrative appeals from denials of requests for access to Justice Department records under the Freedom of Information Act.

(k) *Executive Office for United States Attorneys* — United States Attorneys' Bulletins.

(l) *Office of Legal Counsel*—Opinions of the Attorney General (index published, but less frequently than quarterly).

Indexes to the foregoing materials are located in the offices of the above components of the Justice Department and will be made available upon request.

2. The following list of individual documents, together with the headings under which such documents are listed, shall constitute an index to the documents, and this index is hereby published, and shall be updated and published at quarterly intervals.

(a) *Office of Watergate Special Prosecution Force:*

(1) Memorandum of Understanding Re Handling of Internal Revenue Matters Arising in Connection with Investigation and Prosecution of 18 U.S.C. 610 (Illegal Corporate Contributions) Matters.

(2) Press releases (two regarding general policy towards violations of 18 U.S.C. 610.

(3) Statement on violations of 18 U.S.C. 611.

(b) *Community Relations Service:* Community Relations Service Directives Manual.

(c) *Antitrust Division:*

(1) Antitrust Division Manual, chapter 1 (Organization of the Department and the Division), chapter 5 (Policy and Planning), and chapter 6 (Miscellaneous).

(2) Investigations of Cases of Price-Fixing, except for sample documents B, C, F, and G.

(d) *Criminal Division*:

(1) Adversary Hearings Memorandum.

(2) Authority to Compromise Civil Penalties Assessed Under the Coal Mine Health and Safety Act of 1969, 30 U.S.C. Sections 801 *et seq.* (Criminal Division Memo No. 802 to United States Attorneys).

(3) Copyright Protection of Sound Recordings (Criminal Division Manual, April, 1973).

(4) Deletion of Portions of Motion Picture Films or Other Materials or Their Reexportation After Seizure By The Bureau of Customs As Obscene and Inadmissible Under 19 U.S.C. 1305 (Criminal Division Memo No. 767 to United States Attorneys).

(5) Extradition Handbook (Criminal Division Manual, December, 1974).

(6) Extradition—Provisional Arrest (Criminal Division Memo of November 8, 1974, to Section Chiefs).

(7) Handbook for Federal Obscenity Prosecutions (Criminal Division Manual, June, 1972).

(8) Handling of Obscene Private Correspondence Cases, 18 U.S.C. 1461 (Criminal Division letter of August 31, 1964, to United States Attorneys).

(9) Sound Recording Piracy—Violations of 17 U.S.C. 104 (Criminal Division Memo No. 798 to United States Attorneys).

(e) *Land and Natural Resources Division:*

(1) Uniform Appraisal Standards for Federal Land Acquisition (1973 edition).

(2) A Procedural Guide for the Acquisition of Real Property by Governmental Agencies (1972 edition).

(3) Standards for the Preparation of Trade Evidence in Land Acquisitions by the United States (1970 edition).

(f) *Tax Division:*

(1) Guide for the Preparation of Written Communications in the Tax Division (secretarial manual, under revision).

(2) Institute on Criminal Tax Trials, section X (Policy Considerations).

(3) Manual for Criminal Tax Trials, chapter I (General Policies).

(4) Organization, Operation and Procedure Manual (under revision).

(5) Tax Division Uniform System of Citation and Instructions on Briefs (under revision).

(6) United States Attorneys' Guide, Policies Affecting the Processing of Tax Fraud Cases.

(g) *Immigration and Naturalization Service:*

(1) Administrative Manual.

(2) Border Patrol Handbook.

(3) Immigrant Inspector's Handbook.

(4) Investigator's Handbook.

(5) Naturalization Examiner's Guide.

(6) Operating Instructions and Interpretations, (the latter pertaining to nationality acquisition and loss).

(h) *Law Enforcement Assistance Administration:*

(1) Comprehensive Plan and Part C and Part E Action Grant Processing Procedures (LEAA Directive HB 4325.1A, January 8, 1975).

(2) Debriefing of Unsuccessful Companies in Competitive Negotiations (LEAA Directive I 1720.1, November 5, 1971).

(3) Distribution, Resolution and Clearance of Audit Reports (LEAA Directive G 7140.1A, January 11, 1974).

(4) Financial Management for Planning and Action Grants (LEAA Directive M 7100.1A, December 18, 1974).

(5) Freedom of Information Act Amendments (LEAA Directive I 1600.4A, May 29, 1975).

(6) Guide for Discretionary Grant Programs (LEAA Directive M 4500.1C, January 7, 1975).

(7) Planning Grant Processing Procedures (LEAA Directive HB 4210–1A, October 18, 1974).

(8) Standards of Conduct (LEAA Directive I 1551.2A, November 11, 1974).

(i) *United States Marshals Service:* United States Marshals Manual.

(j) *Board of Parole:* Board of Parole Administrative Staff Manual.

(k) *Executive Office for United States Attorneys:* United States Attorneys' Manual.

3. Nothing in this order shall be deemed to constitute a determination that all or any part of a particular document included in any of the indexes referred to herein is either (1) covered by subsection (a)(2) of the Act or (2) not a matter described in subsection (b) of the Act and exempt from disclosure, nor shall any part of this order be deemed a determination that the indexing requirement in subsection (a)(2) of the Act applies to a single document or to any particular category of documents.

4. For the purposes of helping to assure optimum and continuing compliance within the Department of Justice with the requirements of subsection (a)(2) of the Act, the following assignments of responsibility are made:

A. To each division (such term as used herein includes each bureau, office, service, administration, board or other comparable component of the Department): initial responsibility for determining which documents and classes of documents which it generates or maintains should be treated as (a)(2) materials; for preparing and maintaining the necessary indexes to such materials, for publishing such indexes quarterly or more frequently or determining that such publication is unnecessary and impracticable; and for reviewing from time to time whether its determinations as referred to in this paragraph should be revised.

B. To the Office of Management and Finance, under the direction of the Deputy Attorney General: responsibility (a) to maintain for the Department current information on overall departmental compliance with the requirements of subsection (a)(2) of the Act, including current information on compliance by each division with the responsibility assigned above; (b) to arrange for the timely publication, on the basis of indexes, determinations, or information from each division, of any index covering materials of two or more divisions, of any finding that publication is unnecessary or impracticable with respect to indexes maintained by any one or more divisions, and of any notice of the availability of published indexes which serves to comply with the requirement to "distribute" published indexes, as discussed in the Attorney General's Memorandum on the 1974 Amendments to the Freedom of Information Act at page 17; and (c) to make such recommendations to appropriate authorities within the Department as may result in improved compliance with the requirements of subsection (a)(2) of the Act, including recommendations for more useful and economical methods of compliance.

C. To the Office of Legal Counsel: To provide legal advice and to assist in resolving differences in connection with the foregoing.

Dated: July 31, 1975.

EDWARD H. LEVI,
Attorney General.

[FR Doc.75-20772 Filed 8-6-75;8:45 am]

Drug Enforcement Administration

[Docket No. 75-9 and 75-11]

WESTERN FHER LABORATORIES AND CIBA-GEIGY CORP.

1975 Individual Manufacturing Quota and 1975 Procurement Quota for Basic Class Phenmetrazine

On April 25, 1975, petitioner, Western Fher Laboratories (Western Fher) through its counsel, Kleinfeld, Kaplan & Becker of Washington, D.C., requested a hearing on the "denial of Western Fher's petition to increase its 1975 individual manufacturing quota for basic class phenmetrazine and the establishment of a revised 1975 manufacturing quota of" * * * kg.[1]

By letter of April 25, 1975, intervenor, Boehringer Ingelheim, Limited (Boehringer), through its counsel, Kleinfeld, Kaplan & Becker, requested a hearing on the "denial of Ciba-Geigy's petition to increase its (Ciba's) 1975 procurement quota and the establishment of a revised 1975 procurement quota of" * * * kg. This request did not comply with the language of 21 C.F.R. 1303.34(a); hence the Administrator of the Drug Enforcement Administration issued a denial of Boehringer's request for hearing on the grounds that Boehringer was "not the proper party to request a hearing on the issue of Ciba's procurement quota." 40 FR 20962-63 (May 14, 1975).

Thereafter, by letter of May 6, 1975, petitioner, Ciba-Geigy Corporation (Ciba), through its counsel, William E. Ragolia, Jr., requested a hearing on the "denial of its petition to increase its 1975 procurement quota for phenmetrazine and the establishment of a revised 1975 procurement quota for phenmetrazine of" * * * kg.

A prehearing conference was held on May 14, 1975, before Administrative Law Judge Francis L. Young. In his Prehearing Ruling, Judge Young ordered the respective hearing requests of Western Fher and Ciba to be consolidated for all purposes during the proceeding, and Judge Young granted leave to Boehringer, pursuant to its request and written petition to intervene, to be represented and to participate in the hearing of this matter. Judge Young noted that petitioners had waived the requirement of thirty days prior notice of the hearing as provided in 21 C.F.R. 1303.36, and the hearing was set to commence on May 21, 1975, in order to accommodate petitioners' request for expediting the matter. The hearing was held before Judge Young from May 21 through May 30, 1975, in Room 1210, Drug Enforcement Administration, 1405 Eye St., N.W., Washington, D.C.

Proposed Findings of Fact and Conclusions of Law were filed by the parties on June 23, 1975.

As a result of this hearing, the Administrative Law Judge submitted the following Recommended Rulings, Finding of Fact, Conclusions of Law and Decision.

RECOMMENDED RULINGS, FINDING OF FACT, CONCLUSIONS OF LAW AND DECISION OF ADMINISTRATIVE LAW JUDGE

These proceedings commenced with the submission of a written request dated April 25, 1975, for a hearing by Western Fher Laboratories with respect to its individual manufacturing quota for the calendar year 1975 of the drug phenmetrazine, known by the trade name "Preludin", in Docket No. 75-9. (ALJ 1)[2] Ciba-Geigy Corporation subsequently filed a written request for a hearing, dated May 6, 1975, with respect to its procurement quota for the calendar year 1975 for phenmetrazine. (ALJ 3) Since common and interlocking questions of fact and law appeared to be presented by these two requests, and since both of these parties were represented by the same counsel, both matters were set for a prehearing conference which was held on May 14, 1975. At that time Boehringer Ingelheim, Ltd. submitted a petition to intervene and fully participate in the proceedings. (ALJ 2) This petition was granted. The prehearing conference was held, and in response to urgent request of all three of these petitioners that the proceedings be expedited to the maximum extent possible, the matter was set for formal hearing one week later, May 21, 1975. (ALJ 6) Testimony was taken, documents received in evidence, and oral argument was made before the Administrative Law Judge on May 21, 22, 23, 27, 29 and 30, 1975. The transcript runs to 770 pages.

These proceedings present questions of great importance to the three petitioner companies and to the Drug Enforcement Administration, going as they do to the heart of the implementation of Section 306 of the Controlled Substances Act (21 USC 826) and Section 1303.01 et seq. of Title 21, Code of Federal Regulations, which provide for the establishment of manufacturing and procurement quotas by this Administration. It would appear that questions regarding these matters have not previously been brought to the formal hearing level.

Western Fher Laboratories is the sole applicant for a 1975 individual manufacturing quota for basic class phenmetrazine. Ciba-Geigy is currently the exclusive manufacturer of phenmetrazine in finished dosage form. Ciba-Geigy's manufacture of the finished dosage forms of phenmetrazine is covered by Boehringer's approved new drug application for this product. Ciba-Geigy is the sole applicant for a 1975 procurement quota to procure and use phenmetrazine in the manufacture of its finished dosage forms. Upon completion of such manufacture by Ciba-Geigy, Boehringer is the sole primary distributor thereof in the United States and it distributes phenmetrazine in these forms under the trade name "Preludin".

Since Western Fher manufactures the basic class phenmetrazine solely for further processing by Ciba-Geigy, and since Ciba-Geigy transforms the drug into its finished dosage forms for distribution by Boehringer, the quota for any given year assigned to one of these companies necessarily affects the quota assigned to the other. Accordingly, in its approach to the determination of the basic class manufacturing quota for Western Fher and the setting of the procurement quota for Ciba-Geigy, the Compliance Investigations Division (CID) of this Administration employs interlocking formulae. Describing the approach of the CID as the building of a pyramid, its Chief, Mr. Durrin, described the process as follows:

"Q First the procurement quota are set, you stated, then the individual manufacturing quotas, and finally, the aggregate production quotas for each class?

"A That is correct.

"Q Now, they are all some what interdependent, as built from the bottom?

"A Very definitely, yes.

"Q. Then the Western Fher individual manufacturing quota figure, is it dependent upon what need DEA determines to be present at the Ciba level, the procurement level?

"A It is entirely dependent upon the need of Ciba at the procurement level with, of course, allowance for an inventory to Western Fher." (Tr. 125 & 126)

Mr. Durrin then described in detail the application of this formula in determining the 1975 procurement quota for Ciba-Geigy and the 1975 individual manufacturing quota for Western Fher. (Tr. 129-135) This process is summarized on Exhibit G 15.

Briefly, the CID started with the Ciba-Geigy 1974 total sales figure expressed, as were all of the figures in this discussion, in terms of anhydrous base, added a fifty percent inventory allowance, subtracted the amount of Ciba-Geigy's inventory on hand at the end of 1974, and then subtracted a figure computed to be the difference between Ciba-Geigy's sales during 1974 and the total quantity of the

[1] As used throughout the text of this Final Order, * * * kg. indicates the deletion of a number identifying an absolute quantity of basic class phenmetrazine expressed in kilograms of anhydrous base. These quantities of basic class phenmetrazine constitute the actual figures for the original and revised 1975 individual manufacturing quotas issued to Western Fher and the original and revised 1975 procurement quotas issued to Ciba-Geigy. Each quota was determined in part from data of a confidential nature supplied to the Drug Enforcement Administration by either Western Fher or Ciba-Geigy. Consequently, the actual numbers representing each of these quotas are valuable and legitimate trade secrets of either Western Fher or Ciba-Geigy and these numbers are not disclosed within the text of this Order.

[2] ALJ—Administrative Law Judge
G—Government Exhibit
P—Petitioners Exhibit

drug dispensed by prescriptions at retail pharmacies throughout the United States according to a statistical report prepared by a company known as IMS America. The resulting figure was the net procurement quota authorized for Ciba-Geigy for calendar 1975 by the CID.

Then, beginning with that net Ciba-Geigy procurement quota, the CID added a figure equal to fifty percent thereof for an inventory allowance, subtracted the Western Fher inventory of product on hand at the end of 1974, and thus arrived at the figure which it set for the individual production quota for Western Fher for 1975.

The CID used as its starting point in this process the total amount of the drug sold by Ciba-Geigy, the dosage form manufacturer, in 1974 because the Food and Drug Administration, Department of Health, Education and Welfare, had advised that: "The use of stimulants (of which phenmetrazine is one) in 1975 should be the same as in 1974, data indicate relative constant use for the past two years." (G 9, p. 2)

At the hearing, petitioners urged that this formula for determining their respective quota was defective and contrary to law, arbitrary and capricious, and, generally, not calculated to permit the manufacture and production of the drug in the quantities necessary to accomplish the objectives specified in Section 306 of the Act, 21 USC 826.

Petitioners argue for the use of a formula which would result in significantly larger production and procurement quotas for phenmetrazine for 1975. Set out as attachments 1 and 2 to Exhibit G 10, a letter from Ciba-Geigy to DEA dated February 24, 1975, this method starts from and is focused on the 1975 sales forecast for Preludin as developed by Ciba-Geigy. This figure is considerably larger than the starting point of the DEA formula which, as stated, was the quantity of the drug actually sold by Ciba-Geigy during 1974.

At the outset of the hearing counsel for both sides were requested to submit such authority as they could find with respect to the standard to be applied by the Administrative Law Judge in weighing the evidence as he prepared his recommended findings and conclusions and decision for the Administrator. Section 507 of the Controlled Substances Act (21 USC § 877) provides that merely "substantial evidence" will support a finding of fact by the Administrator against attack in the Court of Appeals. But no statutory or regulatory provision has been found to guide the Administrative Law Judge as he considers the evidence introduced by the opposing parties. Certainly, the "beyond a reasonable doubt" standard of the criminal trial is inapplicable. A "substantial evidence" standard cannot be applied here since it very well may be that both sides introduce "substantial evidence". A somewhat analogous situation to that now confronting the Administrative Law Judge is presented by the trial of a civil case in our courts of law, where triers of fact are told to decide the issues on the basis of "a preponderance of the evidence". Accordingly, that is the standard which will be applied by the Administrative Law Judge in these proceedings, in the absence of definitive direction to the contrary.

Applying this standard to the evidence presented at the hearing, I find that the approach, method and formula for determining individual production quotas and procurement quotas utilized by the Compliance Investigations Division is more likely to meet the objectives set out in the statute than the alternative proposed by Petitioners.

As its starting point, the CID approach utilizes the information provided it by the Department of Health, Education, and Welfare pursuant to section 242(a) of title 42 USC, which is "the results of studies and investigations of the quantities of . . . narcotic drugs . . . subject to control, . . . together with reserves of such drugs, that are necessary to supply the normal and emergency medicinal and scientific requirements of the United States . . ."

The results of these studies and investigations conducted by the Department of Health, Education and Welfare would seem to provide a much sounder starting point for the phenmetrazine quota determination than the alternative proposed by Petitioners, namely, the 1975 sales forecast of Boehringer. The method of establishing this forecast, as testified to by witness Robert Page, Manager of Marketing Administration for Boehringer, "involves several guidelines, or guideposts—one of which is evaluating the past performance of the product by looking at the therapeutic categories as a whole to determine the trend of the therapeutic category—whether it's up or down—an assessment of the competitive products on the market and their direction—an anticipated promotion of the product which you are presenting the sales forecast on for the following year—any anticipated new dosage forms or strengths of the product. These are but a few of the guidelines which we use in establishing a sales forecast." (Tr. 469 & 470)

Mr. Page testified that he had made the phenmetrazine sales forecast for 1975 upon which petitioners were presently relying. (Tr. 479) Also, Mr. Page acknowledged that he had made the sales forecast for phenmetrazine for 1974 (Tr. 470), his forecast having been that sales would decline in that year whereas, in the event, they actually increased over the sales of the preceding year. (Tr. 471)

Worthy of note is the fact that, although Mr. Page has forecast a sizable increase in sales of phenmetrazine during 1975, actual retail pharmacy sales of the drug during the first three months of this year were slightly lower than the like period in 1974. (Tr. 198, 199; Exhibit G 19)

One of the basic reasons for regulating the quantity of controlled substances, such as phenmetrazine, which can be manufactured and distributed throughout the United States is to diminish the likelihood of diversion of the drug from legitimate distribution channels. To this end it is desirable to keep the pipeline lean and to limit production during the year to that quantity of the drug sufficient to meet medical needs and the other purposes specified in the statute. (Tr. 218, 269)

Diversion of phenmetrazine is very profitable. (Tr. 215)

Diversion, however, is not considered as a factor in the sales forecasting of Boehringer. (Tr. 501)

In order for the CID to ascertain whether or not the pipeline is being kept sufficiently lean, and to keep an eye on the size of inventories at the retail level so that quotas can be adjusted, if need be, lest excessive inventory come into existence thus facilitating diversion, the CID keeps itself informed of the quantities of phenmetrazine sold at retail in prescription pharmacies. This information is obtained from a private, statistical gathering organization known as IMS America through its National Prescription Audit. This same organization also distributes a report on the quantities of phenmetrazine, and other drugs, purchased by retail drug stores from manufacturers and wholesalers. This report, known as "The Pharmaceutical Market-US Drug Stores", normally is not followed by the CID. However, in April 1975, to assist it in determining the 1975 individual production and procurement quotas for phenmetrazine, the CID requested IMS America to provide it with this information on phenmetrazine for the years 1972, 1973, and 1974. IMS America attempted to comply with this request by sending to Mr. Louis Fisher at DEA a letter dated May 8, 1975. (Tr. 228–235; Exhibit G 20)

Unfortunately, the information with respect to the finished dosage form units and kilograms of phenmetrazine purchased by drug stores in the United States as set forth in Table II and Table III accompanying that letter are now considered by IMS America to be misleading and inaccurate. James A. Donahue, Vice President of IMS America, who testified at some length concerning these figures at the hearing on May 22, 1975 and who signed the letter transmitting them to the CID, admitted that this information was based on original projections which subsequently had been revised. (Tr. 458–465) The oral admission to a representative of Boehringer was not rebutted or challenged by the CID in any way at the hearing, and it was confirmed by Mr. Donahue's letter dated May 28, 1975, in which Mr. Donahue stated that at the time of his testimony at the hearing on May 22, 1975 he personally had not been aware that Table II and Table III accompanying his letter of May 8 were based upon data now considered suspect by his own organization. (Exhibit P 10)

This data with respect to purchases of phenmetrazine by drug stores in the United States in Table II and Table III of Exhibit G 20 was considered and was relied on by the CID in connection with its determination of the individual production quota and procurement quota for phenmetrazine in 1975. (Tr. 226–240)

Mr. Durrin, Chief of CID, discussed it at great length and obviously attached considerable importance to it.

Thus it appears that the personnel of the Compliance Investigations Division, while acting conscientiously and in complete good faith, nonetheless took into consideration in the setting of the quotas questioned here, and gave substantial weight to, certain data which the source thereof now considers unreliable. Accordingly, it would seem that these quotas should be redetermined by the Compliance Investigations Division without any consideration being given to the now discredited data contained in Table II and Table III of Exhibit G 20.

RECOMMENDED RULING ON PROPOSED FINDINGS AND CONCLUSIONS OF THE PARTIES

It is recommended that all of the proposed findings of fact and conclusions of law submitted by the parties be denied except to the extent that they may be affirmatively recommended below.

RECOMMENDED FINDINGS OF FACT

For the reasons indicated hereinabove, the following findings of fact are recommended:

1. Western Fher Laboratories (Western Fher) is the sole applicant for a 1975 individual manufacturing quota for basic class phenmetrazine. (Tr. 21, 29)

2. Ciba-Geigy Corporation (Ciba-Geigy) is currently the exclusive manufacturer of phenmetrazine in finished dosage form. (ALJ Exhibit 3, Tr. 564)

3. Ciba-Geigy's manufacture of the finished dosage forms of phenmetrazine is covered by Boehringer Ingelheim, Limited's (Boehringer) approved new drug application for the product. (Tr. 635)

4. Ciba-Geigy is the sole applicant for a 1975 procurement quota to procure and use phenmetrazine in the manufacture of the finished dosage forms of phenmetrazine. (Tr. 28–29)

5. Boehringer is the primary distributor of the finished dosage forms of phenmetrazine manufactured by Ciba-Geigy. (ALJ 2, Tr. 651)

6. Boehringer distributes the finished dosage forms of phenmetrazine under the trade name "Preludin." (ALJ Exhibit 2, Tr. 28)

7. Boehringer only distributes phenmetrazine to persons who have an effective Certificate of Registration issued by DEA authorizing them to handle schedule II controlled drugs, including phenmetrazine. (Tr. 501)

8. Preludin has been classified by the Food and Drug Administration as "effective" in the management of exogenous obesity as a short-term (a few weeks) adjunct in a regimen of weight reduction based on caloric restrictions. (Tr. 399, 419; Petitioners' Exhibit 4)

9. The 1975 individual manufacturing quota for basic class phenmetrazine originally assigned to Western Fher on an interim basis was (* * * kg.), expressed in terms of anhydrous base. (Government's Exhibit 2, Tr. 47)

10. The 1975 procurement quota originally assigned to Ciba-Geigy on an interim basis was (* * * kg.), expressed in terms of anhydrous base. (Government's Exhibit 1, Tr. 44)

11. On April 22, 1975, the Drug Enforcement Administration based on supplemental data received, established Western Fher's 1975 individual manufacturing quota for basic class phenmetrazine at (* * * kg.). (Government's Exhibit 16)

12. On April 22, 1975, the DEA based on supplemental data received, established Ciba-Geigy's 1975 procurement quota for phenmetrazine at (* * * kg.). (Government's Exhibit 17)

13. In determining the estimated manufacturing needs of finished dosage forms of phenmetrazine for the calendar year 1975, the DEA relied in part upon National Prescription Audit projections and the Department of Health, Education, and Welfare's (HEW) estimates of the amount needed to provide for the normal and emergency medicinal and scientific requirements of the United States for the calendar year 1975. (Durrin, Tr. pp. 91, 94, 117)

14. HEW estimated that "The use of the stimulants in 1975 should be the same as in 1974, data indicate relative constant use for the past two years." (Government's Exhibit 9)

15. Phenmetrazine is one of these stimulants. (Government's Exhibit 9)

16. The data contained in the IMS America letter of May 8, 1975, addressed to Mr. Fisher of DEA was also relied on by the Compliance Investigations Division in its determination of Ciba-Geigy's revised 1975 procurement quota, including the estimated number of units and kilograms of phenmetrazine purchased by drug stores in 1974 contained in Table II and III of the attachment to that letter. (Government's Exhibit 20, Tr. 235)

17. The bases for the estimates contained in Tables II and III of Government's Exhibit 20 were subsequently determined by IMS America to be inaccurate and misleading and are being revised. (Tr. 458–465, Petitioners' Exhibits 6 & 10)

18. Based upon revised estimates, the percentage increase in dollar sales of phenmetrazine to drug stores in 1974 vis-a-vis 1973, was changed by IMS America from an increase of 36.1% to 13.7%. (Petitioners' Exhibit 6; Tr. pp. 462–463)

19. According to a Vice President of IMS America, since the estimates contained in Tables II and III of his May 8 letter to Mr. Fisher (Government's Exhibit 20) and the revised estimates contained in the March 11 letter to Mr. Page (Government's Exhibit 6) are both estimates, "considerable time, back data review and statistical consulting would be necessary to properly document which one is correct." (Petitioners' Exhibit 10)

RECOMMENDED CONCLUSIONS OF LAW

1. The quotas with which these proceedings are concerned are to be set by the Drug Enforcement Administration pursuant to the applicable provisions of the Controlled Substances Act of 1970, particularly Section 306 thereof, 21 U.S.C. § 826, and to the applicable provisions of Part 21, Code of Federal Regulations, particularly Sections 1303.12 and 1303.23 and 1303.24 thereof.

2. The formula utilized by the Compliance Investigations Division of DEA to determine Ciba-Geigy's procurement quota and Western Fher's production quota for 1975 for phenmetrazine takes cognizance of all the factors required by the statute and the regulations to be considered, and its application to reliable data will accomplish the overall statutory purpose.

3. Consideration and utilization, in the setting of quotas, of estimated data subsequently found to be distorted and misleading gives rise to the possibility that those quotas may not achieve the statutory purpose.

4. Quotas which may not achieve the statutory purpose should not be imposed.

RECOMMENDED DECISION

It is recommended that the decision of the Administrator in this matter be that the Compliance Investigations Division redetermine the 1975 individual production quota for phenmetrazine for Western Fher and the 1975 procurement quota for Ciba-Geigy, without giving any consideration to the data contained in Table II and Table III of Exhibit G 20.

FRANCIS L. YOUNG,
Administrative Law Judge.

After careful consideration of the Recommended Decision of the Administrative Law Judge printed above, and after having considered the applicable statutes and regulations and the entire record, including the Proposed Findings of Fact and Conclusions of Law submitted by petitioners and the Government, it is the decision of the Acting Administrator, Drug Enforcement Administration, to adopt without modification the Recommended Rulings, Finding of Fact, Conclusions of Law and Decision of the Administrative Law Judge in this case.

Therefore, under the authority vested in the Attorney General by Section 306 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 826), and redelegated to the Administrator of the Drug Enforcement Administration, by § 0.100, as amended, Title 28, Code of Federal Regulations, and further having been duly designated as Acting Administrator by Order No. 607–75 of the Attorney General, dated May 30, 1975, in accordance with the authority stated therein, and pursuant to the authority delegated to the Acting Administrator by § 0.132(d) of Title 28 of the Code of Federal Regulations, the Acting Administrator hereby orders that the Compliance Investigations Division of the Drug Enforcement Administration redetermine the 1975 individual manufacturing (production) quota for basic class phenmetrazine to be issued to Western Fher as well as the 1975 procurement quota for basic class phenmetrazine to be issued to Ciba-Geigy, without giving any consideration to the data contained in Table II and Table III of the May 8,

1975 letter from IMS America, Exhibit G 20. It is further ordered that the Compliance Investigations Division of the Drug Enforcement Administration determine whether its redetermination of said quotas without the use of the misleading and distorted data contained in Exhibit G 20 will result in an upward or downward adjustment, or no adjustment, in the actual numbers constituting the revised 1975 individual manufacturing quota for basic class phenmetrazine issued to Western Fher and the revised 1975 procurement quota for basic class phenmetrazine issued to Ciba-Geigy under cover of letters dated April 22, 1974, Exhibits G 16 and G 17 respectively.

Dated: July 31, 1975.

HENRY S. DOGIN,
Acting Administrator,
Drug Enforcement Administration.

[FR Doc.75-20792 Filed 8-6-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Fairbanks 019269, 012203, 020174]

ALASKA

Notice of Proposed Withdrawal and Reservation of Lands Amended

JULY 31, 1975.

In Federal Register Documents 75-17778, 75-17779 and 75-17780, appearing at page No. 28820, 28821 and 28822 in the issue for Wednesday, July 9, 1975, in the first line of paragraph 4 of each notice, the date is amended from "August 9, 1975" to read "September 9, 1975."

This is the last date of the period in which interested persons may submit comments on the proposed re-withdrawals of the Fort Greely Maneuver Area, the Fort Greely Air Drop Area and the Fort Wainwright Maneuver Area.

ROBERT W. ARNDORFER,
Acting State Director.

[FR Doc.75-20767 Filed 8-6-75;8:45 am]

[Bureau Order 701, Amdt. 21]

CHIEF, CADASTRAL SURVEY DIVISION

Delegation of Authority

SUBJECT: CADASTRAL SURVEY—Redelegation of Authority

Bureau Order No. 701, dated July 23, 1964, is further amended as follows:

PART V—REDELEGATIONS OF AUTHORITY TO THE CHIEF, DIVISION OF CADASTRAL SURVEY

Sec. 5.0 Functions of Chief, Division of Cadastral Survey

* * * * *

(4) approval of Outer Continental Shelf Official Protraction Diagrams.

Dated: July 31, 1975.

GEORGE L. TURCOTT,
Associate Director.

[FR Doc.75-20758 Filed 8-6-75;8:45 am]

[M 31915]

MONTANA

Application

JULY 30, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (30 U.S.C. 185), as amended by the Act of November 16, 1973 (87 Stat. 576), Kansas-Nebraska Natural Gas Company, Inc. has applied for a natural gas pipeline right of way for a 4-inch line across the following lands:

PRINCIPAL MERIDIAN, MONTANA

T. 32 N., R. 31 E.,
Sec. 21, SE¼NE¼;
Sec. 22, S½NW¼;
Sec. 26, S½NW¼; and
Sec. 27, S½NE¼, SE¼NW¼.

and for a 10-inch line across the following lands:

PRINCIPAL MERIDIAN, MONTANA

T. 32 N., R. 31 E.,
Sec. 22, NW¼NW¼, SE¼NW¼, E½SW¼; and
Sec. 27, W½NE¼, E½W½, NW¼SE¼.

This pipeline will convey natural gas across 3.76 miles of national resource lands in Phillips County, Montana.

The purpose of this notice is to inform the public that the Bureau will be proceeding 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 promptly send their names and address to the District Manager, Bureau of Land Management, P.O. Box B, Malta, Montana 59538.

ROLAND F. LEE,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.75-20762 Filed 8-6-75;8:45 am]

Office of the Secretary

HARLEY L. COLLINS

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1975.

Dated: June 26, 1975.

HARLEY COLLINS.

[FR Doc.75-20633 Filed 8-6-75;8:45 am]

BILL M. GUTHRIE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 30, 1975.

Dated: June 30, 1975.

BILL M. GUTHRIE.

[FR Doc.75-26034 Filed 8-6-75;8:45 am]

WILLIAM P. HENNE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No Change.
(3) No Change.
(4) No change.

This statement is made as of June 24, 1975.

Dated: June 24, 1975.

WILLIAM P. HENNE.

[FR Doc.75-20635 Filed 8-6-75;8:45 am]

BILL C. HULSEY

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No Change.
(2) No Change.
(3) No Change.
(4) No Change.

This statement is made as of July 1, 1975.

Dated: June 25, 1975.

BILL C. HULSEY.

[FR Doc.75-20636 Filed 8-6-75;8:45 am]

ANDREW P. JONES

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) NO CHANGE.
(2) NO CHANGE.
(3) NO CHANGE.
(4) NO CHANGE.

This statement is made as of June 30, 1975.

Dated: June 25, 1975.

ANDREW P. JONES.

[FR Doc.75-20637 Filed 8-6-75;8:45 am]

CARLOS O. LOVE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of July 1, 1975.

Dated: July 16, 1975.

CARLOS O. LOVE.

[FR Doc.75-20638 Filed 8-6-75;8:45 am]

ROBERT J. MARCHETTI

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of July 6, 1975.

Dated: June 27, 1975.

ROBERT J. MARCHETTI.

[FR Doc.75-20639 Filed 8-6-75;8:45 am]

JOHN A. MCMAHON

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1975.

Dated: June 26, 1975.

JOHN A. MCMAHON.

[FR Doc.75-20640 Filed 8-6-75;8:45 am]

S. RIGGS SHEPPERD

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No Change.
(2) Cooperative Finance Corporation Bonds, Pennzoil Corporation Debentures.
(3) No change.
(4) No change.

This statement is made as of July 1, 1975.

Dated: June 25, 1975.

S. RIGGS SHEPPERD.

[FR Doc.75-20641 Filed 8-6-75;8:45 am]

FRED M. TREFFINGER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 25, 1975.

Dated: June 25, 1975.

FRED M. TREFFINGER.

[FR Doc.75-20642 Filed 8-6-75;8:45 am]

CHARLES N. WHITMIRE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) None.
(2) None.
(3) None.
(4) None.

This statement is made as of July 1, 1975.

Dated: June 30, 1975.

CHARLES N. WHITMORE.

[FR Doc.75-20643 Filed 8-6-75;8:45 am]

ROBERT W. WINFREE

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) No change.
(2) No change.
(3) No change.
(4) No change.

This statement is made as of June 26, 1975.

Dated: June 26, 1975.

ROBERT W. WINFREE.

[FR Doc.75-20644 Filed 8-6-75;8:45 am]

Bureau of Reclamation

[INT. FES 75-66]

GRANITE REEF AQUEDUCT TRANSMISSION SYSTEM; CENTRAL ARIZONA PROJECT, ARIZONA

Availability of Final Environmental Statement

Pursuant to the requirements of Section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 7332), the Department of the Interior has prepared a final environmental statement for the Granite Reef Aqueduct Transmission System, a feature of the authorized Central Arizona Project, Arizona.

The environmental statement concerns the electrical power system necessary for furnishing electrical power to the pumping plants of the Granite Reef Aqueduct feature of the Central Arizona Project.

Copies of the final environmental impact statement are available for inspection at the following locations:

Office of Communications, Room 7220, Department of the Interior, Washington, D.C. 20240. Telephone (202) 343-9247.
Office of the Assistant to the Commissioner—Ecology, Room 7622, Bureau of Reclamation, Department of the Interior, Washington, D.C. 20240. Telephone (202) 343-4991.
Division of Engineering Support, Technical Services and Publications Branch, E&R Center, Denver Federal Center, Denver, Colorado 80225. Telephone (303) 234-3017.
Office of the Regional Director, Bureau of Reclamation, P.O. Box 427, Boulder City, Nevada 89005. Telephone (702) 293-8411.
Arizona Projects Office, Bureau of Reclamation, 135 North Second Avenue, Phoenix, Arizona 85003. Telephone (602) 261-3106.

Single copies of the final statement may be obtained upon request to the Commissioner of Reclamation or the Regional Director. In addition, copies may be purchased from the Document Service, Environmental Law Institute, 1346 Connecticut Avenue, NW., Washington, D.C. 20036. Please refer to the statement number above.

STANLEY D. DOREMUS,
Deputy Assistant Secretary of the Interior.

AUGUST 4, 1975.

[FR Doc.75-20724 Filed 8-6-75;8:45 am]

Office of the Secretary

MAUMEE RIVER, OHIO AND INDIANA

Notice of Exclusion from the National Wild and Scenic Rivers System

Notice is hereby given in accordance with section 7(b)(1) of the Wild and Scenic Rivers Act, Public Law 90-542, October 2, 1968, as amended, that the Secretary of the Interior has concluded,

on the basis of study, that the Maumee River, Ohio and Indiana, should not be included in the National Wild and Scenic Rivers System.

Dated: July 17, 1975.

CURTIS BOHLEN,
Deputy Assistant Secretary of the Interior.

[FR Doc.75-20774 Filed 8-6-75;8:45 am]

[INT FES 75-65]

PROPOSED J. N. "DING" DARLING WILDERNESS AREA

Availability of Final Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, Public Law 91-190, the Department of the Interior has prepared a final environmental statement for the Proposed J. N. "Ding" Darling Wilderness Area, Lee County, Florida.

The proposal recommends that 2,735 acres of the J. N. "Ding" Darling National Wildlife Refuge, located in Lee County, Florida, be included in the National Wilderness Preservation System.

Copies of the final statement are available for inspection at the following locations:

Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329.

Refuge Manager, P.O. Drawer B, Sanibel, Florida 33957.

U.S. Fish and Wildlife Service, Branch of Environmental Coordination, Room 2252, 18th & C Streets, N.W., Washington, D.C. 20240.

Single copies may be obtained by writing the Chief, Branch of Environmental Coordination, U.S. Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240.

STANLEY D. DOREMUS,
Deputy Assistant Secretary of the Interior.

AUGUST 4, 1975.

[FR Doc.75-20725 Filed 8-6-75;8:45 am]

Fish and Wildlife Service

ENDANGERED SPECIES PERMIT

Notice of 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 (P.L. 93-205).

Applicant:

Atlanta Zoological Park, 800 Cherokee Avenue, SE., Atlanta, Georgia 30316. J. S. Dobbs, Director; R. Howard Hunt, Curator, Reptiles.

OMB NO. 42-R1670

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.
Export 24 young, captive hatched Crocodylus moreleti to southern Mexico for release under protection.

3. APPLICANT: (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Dept. Herpetology, Atlanta Zoological Park, Atlanta, Ga.

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☐ MRS. ☐ MISS ☐ MS. | 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
Zoological park engaged in: conservation, education recreation, research and culture.
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Steve Dobbs-Director-627-5804
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
shipment from the Atlanta Zoological Park, Atlanta, Ga. U.S.A. to Southern Veracruz, Mexico.-Dr. Bernardo Villa-Ramirez, Instituto De Biologia LaB. De Mastozoologia, Apartado Postal 70-153, Mexico 20, D.F.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO
(If yes, list license or permit numbers)

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 jurisdictions and type of documents)

9. CERTIFIED CHECK OR MONEY ORDER (If applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$

10. DESIRED EFFECTIVE DATE
9-1-75

11. DURATION NEEDED
9-1-75 to 11-1-75

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(a)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Endangered Wildlife Permit 17.23

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 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) A Howard Hunt | DATE 6-20-75

3-200
(6/74)

Subpart C—Endangered Wildlife Permit—Export 17.23 Zoological Permits.

Twenty-four Morelet's crocodiles *Crocodylus moreleti*, 1-3 years old, sex unknown, toe tagged, captive bred at the Atlanta Zoological Park for export to Dr. Bernardo-Villa Ramirez Field Research Biological Station at Los Tuxtlas, Southern Veracruz, Mexico in Sept. or Oct. 1975. The exact time is not possible to predict because it is dependent on the 1975 hatch of crocodiles at the Atlanta Zoological Park. The parents of these young crocodiles were obtained as juveniles in July, 1965 in the Mexican state of Yucatan. The Herpetology Dept. of the Atlanta Zoological Park has a surplus of young, captive bred *C. moreleti* for export and release in a controlled, protected situation in southern Mexico. Our crocodiles are not "hand tame" and do not feed from the hand. They are difficult to catch in our large solaria and are as suitable as any other captive raised, lower vertebrate animal for release into a wild or semi-wild situation. Dr. Villa-Ramirez has such a situation in southern Veracruz and is willing to make arrangements for their safe transport through Mexico. The crocodiles will be sent by air freight, in a vented, wooden box and these size animals will not need water or food if the transport period does not exceed 2 weeks. To avoid injury to each other each crocodile's mouth will be taped shut.

R. HOWARD HUNT
ATLANTA ZOOLOGICAL PARK,
Atlanta, Ga., June 20, 1975.

DIRECTOR,
U.S. Fish and Wildlife Service,
Wash., D.C. 20240

SIRS: In 1971, for the first time in captivity, it was possible to observe our Morelet's crocodiles as they established territories, mated, built nest mounds, laid viable eggs and assisted their young from the nest. Our Morelet's crocodiles reproduced in captivity before the World Wildlife Fund sponsored project in Mexico under Dr. Del Toro succeeded in producing Morelet's crocodiles. I am gathering data on crocodile maternal behavior that no one has ever seen or suspected. Many captive animals in semi-natural conditions produce data that would be impossible to find in a wild situation. Before zoological parks are ruled and regulated out of existence, I thought I would point out at least one of their good points.

Sincerely,

R. HOWARD HUNT

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, N.W., 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 September 8, 1975 will be considered.

Dated: August 1, 1975.

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

[FR Doc.75-20611 Filed 7-6-75;8:45 am]

ENDANGERED SPECIES PERMIT

Notice of 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 (P.L. 93-205).

APPLICANT

Mrs. Ella K. Wilhoit Helsel, Wilhoit Exhibits, Post Office Box 472, Indiantown, Florida 33456.

OMB NO. 43-R1575

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.
Exhibit Two Alligator Exhibits. Each Exhibit Contained One Large Alligator.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Mrs. Ella K. Wilhoit Helsel
Wilhoit Exhibits
P.O. Box 472
Indiantown, Florida 33456
Phone 305-597-2328

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☐ MR. ☒ MRS. ☐ MISS ☐ MS.
HEIGHT 5'6 1/2" WEIGHT 150
DATE OF BIRTH 12-19-1925
COLOR HAIR Black COLOR EYES Hazel
PHONE NUMBER WHERE EMPLOYED
SOCIAL SECURITY NUMBER 413-36-9898
OCCUPATION Exhibitor
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE 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 KIND 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
State and County Fairs in United States

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMIT? ☐ YES ☒ NO
(If yes, list license or permit numbers)

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 jurisdictions and type of documents)
Florida Permit to Possess Wildlife N.Y. Endangered Species Permit.

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 7-14-75

11. DURATION NEEDED 7-15-76

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(a)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Part 17.23

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 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) Ella Kate Wilhoit Helsel
DATE 7-7-75

3-200
(6/74)

WILHOITS EXHIBITS,
Indiantown, Fla., July 7, 1975.

Mr. A. EUGENE HESTER,
Special Agent in Charge,
Division of Law Enforcement,
U.S. Department of the Interior,
Fish and Wildlife Service,
Washington, D.C.

DEAR MR. HESTER: In reply to your letter of July 3, 1975 you will find the completed form 3-200 and the information required by Part 17.23 of regulation (50-EFR17). Also is the $50.00 fee required to process the application.

The following information required by Part 17.23:

(1) Two (2) male alligators (Alligator Mississipiensis) age unknown, approximately 13 feet long, for the purpose of exhibiting at State and County Fairs in the United States.

(2) The first exhibit alligator was obtained in 1964 from Cecil Clements, Gatorama Farm at Palm Dale, Florida. The second exhibit alligator was obtained from Charles Godwin in 1971, Gatorland, Kissemme, Florida.

(3) The two (2) alligators will be transported in separate trailers, from their home pens at Leslie Wilhoit's at Little Ranch Estates in Indiantown, Florida, to the Fairs.

(4) The alligators are kept in separate pens at Indiantown, Florida. The pens are each 16 by 22 feet with a water pool 6 by 16 feet, 3 feet deep at one end. Shade and running water as needed.

I and my family have cared for and have over 11 years experience in which we never lost an alligator.

I will participate with the Fish and Wildlife Service in any breeding program that would be appropriate.

The alligators are transported in separate trailers, which have pens 6 x 16 feet made of steel and wire, with a water pool to the depth of 18 inches 6 x 16 feet. When on exhibit the water is circulated and filtered. They are cared for and fed by myself and my family while on exhibit.

(5) The purpose of the activity sought by the permit is to show the two alligator exhibits which are the only means of income myself and my family have had for the past 11 years. If the permit is not issued I will have a monetary loss of over $3,000.00 paid out to different Fairs as rent and privileges to exhibit the alligators. Enclosed is copies of sample Fair Contracts which I have paid.

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 U.S.C. 1001.

P.S. Please return the permit to the following address: c/o Elmer Pierce, Route 2, Bulls Gap, Tennessee 37711.

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, N.W., 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 September 8, 1975 will be considered.

Dated: August 1, 1975.

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

[FR Doc.75-20612 Filed 7-6-75;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 (P.L. 93-205).

Applicant:
Mr. and Mrs. Svend Kristensen
(Svend and Lilli I. K. Kristensen)
Post Office Box 725
Brandon, Florida 33511

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: FOR TRANSPORTING + SHOWING MY 6 Leopards IN VARIOUS STATES IN USA, IN WHICH I AM CONTRACTED BY ALICE AND SHRINE-CIRCUSSES.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested): SVEND + LILLI I K. KRISTENSEN P.O. BOX 725, BRANDON FLA. 33511, Phone 689-4091

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☑ MR. ☑ MRS. ☐ MISS ☐ MS.
WEIGHT: 54 — HEIGHT: 5'4" — 124
DATE OF BIRTH: Oct. 26, 1930 / July 18, 1930
COLOR AND RACE: Brown
COLOR OF EYES: BLUE — BLUE-GREY
PHONE NUMBER WHERE EMPLOYED: Differs.
SOCIAL SECURITY NUMBER: 267-46-0330
OCCUPATION: ANIMAL-TRAINERS +
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT: CIRCUS-BUSINESS

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OF KIND OF BUSINESS, AGENCY, OR INSTITUTION: FOR ENTERTAINMENT + EDUCATION
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED: PRIVATE OWNED.

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED: VARIOUS TOWNS IN U.S.A.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL, FOREIGN OR STATE WILDLIFE LICENSE OR PERMIT? ☐ YES ☑ NO (If yes, list license or permit number(s))

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 jurisdictions and type of document(s)): VOT REQUIRED

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF: $ 50.00 mailed 7-26-74. (Copy of check enclosed.)

10. DESIRED EFFECTIVE DATE: JUNE 1975

11. DURATION NEEDED: 1 YEAR, OR AS LONG AS THEY ARE ON EXHIBITION

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED: ALL INFORMATION AND $50.00 CHECK WAS MAILED ON July 26, 1974 TO MR. EARL RAYSINGER. HAVE ENCLOSED COPIES.

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 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): Mr & Mrs. Svend & Lilli Kristensen — DATE: May 25, 75

JULY 5, 1975.

Application for permit for transporting and showing six LEOPARDS in U.S.A. (17.22)
Mr. and Mrs. Svend and Lilli Kristensen, P.O. Box 725, Brandon, Florida 33511.
Six leopards (*Panthera pardus*)
2 females—born 1967
1 female—born 1970
1 female—born 1971
1 female—born 1972 (Dec)
1 male (Black leopard)—born 1968.

Permit wanted for transporting animals in U.S.A. while performing and showing animals at various police and Shrine circusses, etc.

All animals were bought in California on Nov. 29, 1972; youngest animal delivered from California three months later (sent with Jet airliner).

All animals were bought from Mr. and Mrs. Tony Bauman, 660 San Fernando Road, Los Angeles, California. The animals were raised by them. We have no idea where they were born as the Baumans worked the animals in circusses before we bought them.

All animals are maintained in Brandon, Florida, during winter months or lay-off time, otherwise they are displayed at various Shrine/police circusses and fairs all over the U.S.A.

Both of us (Svend and Lilli Kristensen) have cared for lions, alligators, foxes, etc., in Denmark 1945—1949; we stayed five years with Ringling Bros. circus, where we soaked in a lot of knowledge. Also, we have owned and cared for the six leopards we now have since end of 1972.

We will be more than willing to participate in a cooperative breeding program, etc.

We transport animals to various cities, performing with them, and showing them to people who might never have seen, and prob-

ably may not again see, a beautiful contented leopard.

Animals are transported in individual stainless steel wagons, lined with vinyl-covered wood, loaded into special-built 45 ft. semi-trailer equipped with a 525-pound capacity freezer for meat, with fan, air conditioner and heater, to keep animals comfortable under any circumstances. When performing, they are loose in a big 32 ft. circular arena in which they are also put occasionally between shows to romp.

By our getting the permit to show our animals in various cities and States, it gives us an opportunity to meet with a lot of zoo directors, discussing breeding, caring, and exchanging knowledge, which certainly does the program good. Also, it enables us to give our animals the utmost of good care and facility, and to stay in Florida in the wintertime with our cats, and try to breed them, as was done this winter, when both females (predicted pregnant by the veterinarian) came in with false pregnancies, which is an experience in itself, and a different approach will be tried with three female leopards this fall, to produce positive results.

Mr. and Mrs. SVEND and LILLI KRISTENSEN.

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, N.W., 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 September 8, 1975 will be considered.

Dated: August 4, 1975.

MARSHALL L. STINNETT,
Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.

[FR Doc.75-20793 Filed 8-6-75;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 (P.L. 93-205).

Applicant:
Lincoln Park Zoological Gardens
100 W. Webster Avenue
Chicago, Illinois 60614
L. E. Fisher, D.V.M., Director
Saul L. Kitchener, Assistant Director

JUNE 4, 1975.

Director
U.S. Fish & Wildlife Service
U.S. Department of Interior
Washington, DC 20240

DEAR SIR:

The Lincoln Park Zoological Gardens, 100 West Webster, Chicago, Illinois 60614, hereby applies for permits to exchange captive-born Asiatic Lions (*Panthera leo persica*) with the East Berlin Zoo under the Endangered Species Act of 1973. We would like to send a male cub born here March 26, 1975 to East Berlin for a male cub born there earlier in 1975.

We wish to exchange these animals in order to avoid in-breeding and to establish a more viable breeding group.

The East Berlin Zoo is agreeable to this exchange. Please find enclosed a copy of a letter from Dr. H. Dathe, Director, East Berlin Zoo, dated March 13, 1975, to this effect.

The original pair of Asiatic Lions imported by Lincoln Park Zoo arrived here March 14, 1973 under Endangered Species Permit No. ES-76. Since then they have produced two litters of 4 cubs each. The first litter was 3.1 of which 1.1 survived, born October 26, 1974 and was, as far as we can determine, the first Asiatic Lions born in the Western Hemisphere. A second litter of 1.3 was born March 26, 1975 and a pair remain from this litter as well.

There has been some question in the past as to whether these animals are pure-bred Indian Lions. I am enclosing a copy of a letter from S. V. Bakshi, Zoo Officer of the Sakkarbaug Zoo, Junagadh attesting to the authenticity of our Lions. Mr. Bakshi is the stud-book keeper for the Asiatic Lion and is the Director of the Sakkarbaug Zoo, Junagadh, India. This is in the province of Gujarat where the Gir Forest is located. Since this is the last remaining stronghold of the Asiatic Lion, Mr. Bakashi must be looked upon as an authority on the Asiatic Lion.

This exchange will have no effect on the wild population since both animals are zoo-born. At any rate the wild population continues to fare poorly in India. The IUCN Red Data Book, 1972, shows the population down from approximately 290 in 1955 to 177 in 1968. The Asiatic Lion is restricted to the Gir Forest and considering the wild ungulate population has been reduced to a low level and 55% of the cattle killed by lions are taken away by people who collect the hide and meat; their future in the wild is a precarious one to say the least. After our pair was imported a pair of Asiatic Lions was imported by the Cheyenne Mountain Zoo. This pair has not reproduced as yet, but when they do, we would be willing to exchange animals with them as well.

The one individual who has complete jurisdiction of the breeding program with the Asiatic Lions is Dr. Lester E. Fisher, Director, Lincoln Park Zoo, although the entire staff is involved in the program. Dr. Fisher has been director of Lincoln Park Zoo for the past 13 years and is a veterinarian.

We have kept the adult pair of Indian Lions in our exhibit cages, but they have been recently moved to a moated grotto with a gunite background on the north side of the present Large Cat facility. The outdoor dimensions are 115' long x 44' wide. A pool is available during the warm months. During the colder weather they will be inside in glass-fronted exhibits with a gunite background with the following dimensions: 17' long x 12' wide x 15' high.

I am enclosing pictures of animals in these exhibits. Siberian Tigers are in one of the exhibit areas. African Lions were in the other exhibit area as shown in the enclosed picture.

Two veterinarians are on the staff and are on 24-hour call. Records are kept of all observed breedings and any unusual behavior. At the present time the curatorial staff is in the process of a longitudinal study of the differences, between Asiatic and African Lions. The cubs are measured, weighed and photographed once a week. A paper will be prepared on these differences and submitted for publication in the appropriate journal.

Lincoln Park Zoo is famous for its cat collection and the breeding of the *Felidae*. As mentioned above we have already had two litters of Asiatic Lion. We have bred third generation Black Leopards and second generation Snow Leopards, and have had a total of 17 Siberian Tigers, 54 African Lions, 33 Snow Leopards, 35 Black Leopards, 37 Bengal Tigers, 30 Jaguar and 49 Mountain Lions born at our zoo since 1962 to date. We are successful with the smaller cats as well, particularly with Servals. We have had 46 Serval born at Lincoln Park Zoo since 1967.

An exhibit and breeding program of Asiatic Lions is of such zoological interest and importance to us that we have disposed of our breeding African Lions and will now only keep the Asiatic Lion. The exchange of cubs with East Berlin will help to assure the continuance of this breeding program. This is a permanent commitment by Lincoln Park Zoo.

Since we have already contacted the stud-book keeper for Asiatic Lions it is obvious that we will cooperate in any way with this stud book. We also plan on continuing our commitment to cooperative breeding programs with other zoos. The shipping arrangements are usually handled by an international freight forwarding company for shipment from East Germany. We will ship to them via Lufthansa direct to Frankfurt and then on to East Berlin. We have shipped animals to Leipzig, East Germany and Prague, Czechoslovakia in the past and have had little difficulty with the shipping arrangements.

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 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.

Sincerely yours,

L. E. FISHER, D.V.M.
Zoological Gardens Director.

JULY 17, 1975.

Director
U.S. Fish and Wildlife Service
U.S. Department of Interior
Washington, DC 20240

DEAR SIR:

On June 4, 1975 Lincoln Park Zoo submitted an Endangered Species permit application to exchange captive-born Asiatic Lions (*Panthera leo persica*) with the East Berlin Zoo. Pursuant to this application supportive data regarding the East Berlin Zoo and the expertise of its staff follows.

The East Berlin Zoo is one of the largest zoos in Europe, if not the world. The last census available to me, International Zoo Yearbook Vol. 14, lists their total specimens as 5019+ of 882 species and sub-species. Perhaps of more relevance to the issue at hand is their 1116 specimens of 192 mammalian species and sub-species.

They have a very large staff of 332 people, including 10 researchers. This is one of the largest staffs I have personally heard of. While they have the usual array of Curatorial personnel, they also have at least one scientist working in Parasitology, Anatomy, Helminthology and Ethology as well as a Scientific Coordinator, a Curator of Scientific Records and three (3) Veterinarians. This may be the most extensive staff in the zoo world. The zoo also has close cooperation with Alexander von Humboldt University and the Institute of Comparative Pathology of the German Academy of Science.

The zoo itself is a total of 130 hectares (321 acres) and is being expanded to 160 hectares (395 acres). The annual attendance of the East Berlin Zoo is 2,060,781. Since the population of East Berlin is only 1,200,000 the zoo therefore draws approximately 860,000 more people than the population of their city. This indicates the people have

a healthy attitude toward their zoo and bodes well for the zoo's future.

There has been a zoo in Berlin since the early 1840's. The Berlin Zoo was always considered one of the finest in the world, and in fact, is the oldest in Germany. The West Berlin Zoo is the descendant of this zoo, but when Berlin was split into East and West, a new zoo was considered necessary for the Eastern sector.

Construction began on the East Berlin Zoo in April, 1955 with the first section opening in July of that same year. After 6½ years of construction the Alfred Brehm House was opened in June, 1963. According to all authorities this is the largest animal house in the world. The building covers a ground surface of 5,300 square meters (Approximately 50,000 square feet) enclosing a space of 41,500 cubic meters (slightly less than 300,000 cubic feet). The greatest length of this building is between 100 and 110 meters (328–360 feet). Please find an article specifically detailing this building with a diagram attached.

The feline carnivores are kept and bred in racial groups in this building. Dr. Dathe, the Director of the Zoo and author of this article states that the place of origin is known in each case, referring to their feline species. A cage unit consists of "an inside den, an outside enclosure and an isolation den. The dens and enclosures are connected by a passageway so that it is possible to move the animals without having to disturb them too much. Restraint cages make it possible for sick animals to be handled quickly." The Alfred Brehm House is so famous that the East German government has put it on a number of their postage stamps.

The staff of the zoo is headed by the Director, Dr. Heinrich Dathe. Dr. Dathe is a scientist of international reknown. He is a member of the International Union of Directors of Zoological Gardens and is the keeper of the International Stud-book for Asiatic Wild Asses. He is the editor of three scientific journals: DER ZOOLOGISCHE GARTEN, BEITRÄGE ZUR VOGELKUNDE, and MILU. DER ZOOLOGISCHE GARTEN is the most venerable and well-known of these journals, with the first issue appearing in 1859. Although publication was interrupted on two occasions it is still being published. Dr. Dathe who had been a contributor to DER ZOOLOGISCHE GARTEN since 1934 joined the editorial staff in 1949 and became the editor shortly thereafter. It is the only scientific journal for the publication of articles on the work of Zoological Gardens as a whole in the widest possible sense. Since its inception almost 100 volumes have been published.

Dr. Dathe is a prolific writer and I am attaching copies of his articles from the International Zoo Yearbooks, although he writes for many other publications as well.

The Curatorial staff at East Berlin Zoo is also noted for its excellence. I am also attaching some articles by them that were published in the International Zoo Yearbooks. They also publish in other sources, of course.

East Berlin's Feline collection is an extensive one. The Genus *Panthera* seems to be one of their specialties. Along with the Asiatic Lions (*Panthera leo persica*) other rare *Pantherids* is as follows:

1/3 Siberian Tiger (*Panthera tigris altaica*)
0/1 Amoy Tiger (*Panthera tigris amoyensis*)
2/6 Sumatran Tiger (*Panthera tigris sumatrae*)
0/1 Sind Leopard (*Panthera pardus sindica*)
3/2 North China Leopard (*Panthera pardus japonensis*)
1/2 Indo-Chinese Leopard (*Panthera pardus delacouri*)
1/2 Snow Leopard (*Panthera uncia*)

East Berlin has done well with breeding of *Panthera* as follows:

African Lions (*Panthera leo*) at least 29 (records are not published any more in International Zoo Yearbooks)
Tiger (*Panthera tigris*) 21 (sub-species unidentified)
Siberian Tiger (*Panthera tigris altaica*) 16
Sumatran Tiger (*Panthera tigris sumatrae*) 23
Jaguar (*Panthera onca*) 9
Leopard (*Panthera pardus*) 3 (sub-species unidentified)
Black Leopard (*Panthera pardus var. niger*) 6 (sub-species unidentified)
North Chinese Leopard (*Panthera pardus japonensis*) 19
Indo-Chinese Leopard (*Panthera pardus delacouri*) 16
South Chinese Leopard (*Panthera pardus fusca*) 12
Congo Leopard (*Panthera pardus ituriensis*) 5

From the record it is apparent to me that the East Berlin Zoo will be a more than adequate home for our Asiatic Lion. The staff has the apparent expertise and medical assistance necessary for the proper management and maintenance of this and allied species. Dr. Dathe, being the stud-booker for Asiatic Wild Asses, will undoubtedly coperate with the Asiastic Lion stud-book.

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 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.

Sincerely yours,

SAUL L. KITCHENER,
Assistant Director,
Lincoln Park 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, N.W., 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 September 8, 1975, will be considered.

Dated: August 4, 1975.

MARSHALL L. STINNETT,
Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.

[FR Doc.75-20792 Filed 8-6-75;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 (P.L. 93-205).

Applicant:

Mr. James E. Coffey
James E. Coffey & Sons
4843 Greenwood Terrace
Cincinnati, Ohio 45226

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.
a). "import 4 Jamaican boas(endangered species) for breeding purposes and study to begin a colony.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
James E. Coffey & Sons
Mr. James E. Coffey
4843 Greenwood Terrace
Cincinnati, Ohio 45226
1-513-321-1114.

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☒ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT: 6' 2"
WEIGHT: 215 lbs.
DATE OF BIRTH: April 21, 1941
COLOR HAIR: Drk.Br.
COLOR EYES: Brown
PHONE NUMBER WHERE EMPLOYED: 559-6186
SOCIAL SECURITY NUMBER: 291-36-8943
OCCUPATION: Gen. Maintenance man.

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION.

ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT
Supplier: of boas Jamaica Swamp Safaris Ltd; Falmouth, Jamaica. U.S.Dept. of the Interior:Permit. Applicant: James E. Coffey.

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
4843 Greenwood Terrace
cincinnati, Ohio 45226

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 jurisdictions and type of document)
Supplier has all necessary papers and documents from Jamaican Government to export legally to U.S.A.(Imp. Perm)

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
~~$50.00~~ N.C.N.C.

10. DESIRED EFFECTIVE DATE: July 1, 1975
11. DURATION NEEDED: 6 mos.

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(a)) 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 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 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): James E. Coffey
DATE: May 30,1975

3-200
10-74

JULY 15, 1975.

Re: FWS/LE—PRT-8-217-I
UNITED STATES DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
Washington, D.C. 20240
Att: C. R. Bavin, Chief, Division of Law Enforcement
Att: A. Eugene Hester, Special Agent in Charge, Permits

GENTLEMEN:

In reply to your letter of July 9, 1975, with regards to the Jamaican boas:

Mr. Ron Kananga has for many years bred and raised Jamaican boas, along with other wildlife. The boas of which I requested a permit are not from the wild. These have been born and raised in captivity.

If any further information is required please contact me at once.

Sincerely yours,
Mr. JAMES E. COFFEY.

P.S. I still plan on making the trip to Jamaica. The reason is to study their natural habitat and duplicate it here as close as possible. The trip will be made only after the permit has been granted for these Jamaican boas. At no time will I remove any Jamaican boas from the wild.

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, N.W., 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 September 8, 1975 will be considered.

Dated: August 1, 1975.

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

[FR Doc.75-20795 Filed 8-6-75;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 (P.L. 93-205).

Applicant:
Dr. Maurice Ferdinand Mettee
Alabama Geological Survey
Environmental Division
Post Office Drawer O
University, Alabama 35486
and—Mr. Edward Crittenden
U.S. Fish and Wildlife Service
Post Office Box 4586
Panama City, Florida 32401

OMB NO. 42-R1470

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
The purpose of the study is to monitor populations of Brown and Okaloosa darters. By making close observations on the habitats occupied by these two species, we hope to determine: a) if they are ecological equivalents and therefore in competition for food and space and b) if the Brown darter is outcompeting the the Okaloosa darter. Other secondary aims of the study are included in the enclosed proposal.

3. APPLICANT: (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Dr. Maurice Ferdinand Mettee
Alabama Geological Survey
Environmental Division
P.O. Drawer O
University, Alabama 35486

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
Dr. XX

☐ MR. ☐ MRS. ☐ MISS ☐ MS.	HEIGHT 6"	WEIGHT 205
DATE OF BIRTH April 28,1943	COLOR HAIR Brown	COLOR EYES Brown
PHONE NUMBER WHERE EMPLOYED 205-759-5721	SOCIAL SECURITY NUMBER 418/58/2467	

OCCUPATION: Environmental Biologist

ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT
None

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OR KIND OF BUSINESS, AGENCY, OR INSTITUTION
Not Applicable

NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Not Applicable

IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED
Not Applicable

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED
The study will be conducted in Rocky and Swift Creeks, two small tributaries of Choctawhatchee Bay, Okaloosa and Walton Counties, Florida.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMITS ☐ YES ☒ NO
(If yes, list license or permit numbers)

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 jurisdictions and type of documents)
I hold a Florida Scientific Collector's Permit (# 187). The state of Florida and Eglin AFB which is where the study will take place will both be notified.

9. CERTIFIED CHECK OR MONEY ORDER (If applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF
$ None Enclosed

10. DESIRED EFFECTIVE DATE: July 26,1975

11. DURATION NEEDED: 1 year

12. ATTACHMENTS: THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED. IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Attachments are enclosed as per 50 CFR 13.12(b).

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 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 (Do not sign) Dr. Maurice Ferdinand Mettee — DATE July 1,1975

3-200
(6/74)

OMB NO. 42-R1570

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:
The purpose of the study is to monitor populations of Brown and Okaloosa darters. By making close observations on the habitats occupied by these two species, we hope to determine: a) if they are ecological equivalents and therefore in competition for food and space and b) if the Brown darter is outcompeting the Okaloosa darter. Other secondary aims of the study are included in the enclosed proposal.

3. APPLICANT. (Name, complete address and phone number of individual, business, agency, or institution for which permit is requested)
Edward Crittenden
U.S. Fish & Wildlife Service
P.O. Box 4586
Panama City, Fla. 32401

4. IF "APPLICANT" IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:
☒ MR. ☐ MRS. ☐ MISS ☐ MS.
HEIGHT: 5'7" WEIGHT: 175
DATE OF BIRTH: March 20, 1919
COLOR HAIR: gray COLOR EYES: brown
PHONE NUMBER WHERE EMPLOYED: 763-1059
SOCIAL SECURITY NUMBER: 261-22-8198
OCCUPATION: Fishery Biologist
ANY BUSINESS, AGENCY, OR INSTITUTIONAL AFFILIATION HAVING TO DO WITH THE WILDLIFE TO BE COVERED BY THIS LICENSE/PERMIT:
U.S. Fish and Wildlife Service

5. IF "APPLICANT" IS A BUSINESS, CORPORATION, PUBLIC AGENCY, OR INSTITUTION, COMPLETE THE FOLLOWING:
EXPLAIN TYPE OF BUSINESS, AGENCY, OR INSTITUTION:
Not Applicable
NAME, TITLE, AND PHONE NUMBER OF PRESIDENT, PRINCIPAL OFFICER, DIRECTOR, ETC.
Not Applicable
IF "APPLICANT" IS A CORPORATION, INDICATE STATE IN WHICH INCORPORATED:
Not Applicable

6. LOCATION WHERE PROPOSED ACTIVITY IS TO BE CONDUCTED:
The study will be conducted in Rocky and Swift Creeks, two small tributaries of Choctawhatchee Bay, Okaloosa and Walton Counties, Florida.

7. DO YOU HOLD ANY CURRENTLY VALID FEDERAL FISH AND WILDLIFE LICENSE OR PERMITS? ☐ YES ☒ NO
(If yes, list licenses or permit numbers)

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 jurisdictions and type of documents)
State Collectors permit, also letter from Director of State Game & Fish Comm. giving approval for study of Okaloosa darter.

9. CERTIFIED CHECK OR MONEY ORDER (if applicable) PAYABLE TO THE U.S. FISH AND WILDLIFE SERVICE ENCLOSED IN AMOUNT OF:
$ Not applicable

10. DESIRED EFFECTIVE DATE: July 26, 1975
11. DURATION NEEDED: 1 year

12. ATTACHMENTS. THE SPECIFIC INFORMATION REQUIRED FOR THE TYPE OF LICENSE/PERMIT REQUESTED (See 50 CFR 13.12(b)) MUST BE ATTACHED, IT CONSTITUTES AN INTEGRAL PART OF THIS APPLICATION. LIST SECTIONS OF 50 CFR UNDER WHICH ATTACHMENTS ARE PROVIDED.
Attachments enclosed to provide 50 CFR 13.12 (b)

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 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) Edward Crittenden DATE July 7, 1975

FWS Form 3-200 (5-74)

Two copies of our proposal which was submitted to the Region 4 Office of the U.S. Fish and Wildlife Service are enclosed for your inspection. According to information obtained from the Region 4 Office by Mr. Crittenden, funds have already been appropriated for this study.

A PROPOSAL TO MONITOR POPULATIONS OF *Etheostoma okaloosae* AND *Etheostoma edwini* IN ROCKY AND SWIFT CREEKS, OKALOOSA AND WALTON COUNTIES, FLORIDA—Submitted By Dr. Maurice F. Mettee, Alabama Geological Survey, Environmental Geology Division, Tuscaloosa, Alabama; and Mr. Edward Crittenden, U.S. Fish and Wildlife Service, Panama City, Florida—April 1975.

The Okaloosa darter, *Etheostoma okaloosae*, is distributed in several small to moderate size streams that empty into Boggy and Rocky Bayous in the northwestern corner of Choctawhatchee Bay, Okaloosa County, Florida (See Figure 1). This species is comparatively new to science, being described by Henry W. Fowler (1941) from a single specimen collected from Little Rocky Creek, Oklaloosa County, Florida.

Etheostoma okaloosae has received only limited study and therefore comparatively little is known about its life history and ecological requirements. After its description, *E. okaloosae* was not mentioned again in the literature until Bailey, Winn, and Smith (1954) synonymized it with *Etheostoma swaini*, a convention that was followed by Eddy (1957) and Moore (1957). Yerger (1960) removed *E. okaloosae* from synonymy and assigned it to the subgenus *Villora* with the brown darter, *Etheostoma edwini*. In their study on the subgenus *Villora*, Collette and Yerger (1962) included the only observations of *E. okaloosae* spawning. Based on their field observations, Collette and Yerger noted that even though the headwaters of streams occupied by *Etheostoma edwini* and *E. okaloosae* were at times less than a half mile apart, they were allopatric.

In a thesis on the fishes of the Choctawhatchee Bay drainage, Mettee (1970) reported three collections of *Etheostoma edwini* from within the range of *E. okaloosae*. Two of the collections were from separate localities on Swift Creek while the third was from Rocky Creek. At that time, Mettee proposed the idea that *Etheostoma edwini* and *E. okaloosae* were ecological equivalents. Shortly thereafter, he submitted data on the Okaloosa darter to the Office of Endangered Species in Washington and in 1973, the species was approved to the "List of Endangered and Threatened Vertebrates of the United States" with a status of "Endangered".

The latest data on *Etheostoma okaloosae* resulted from a study conducted by Crittenden (1974) which was designed to update information on the species' distribution and relative abundance and assess its reaction to habitat alteration. In addition to the sites reported by Mettee (1970), Crittenden collected specimens of *Etheostoma edwini* and *E. okaloosae* at a third site on Swift Creek.

In June 1974, Mettee observed specimens of *Etheostoma edwini* and *E. okaloosae* at a second site on Rocky Creek. A total of 12 species were recorded among which were 86 specimens of the brown darter and 3 specimens of the Okaloosa darter.

Based on the data presented here which is basically a summary of all of the knowledge on *Etheostoma okaloosae*, several conclusions can be made.

1. In relatively recent times (possibly since 1962), the brown darter, *Etheostoma edwini*, has gained entry into at least two of the streams previously thought to be occupied only by *E. okaloosae*.

2. Based on data presented by Collette and Yerger (1962), Crittenden (1974), and

ATTACHMENT

The following data is being submitted in support of a request by Dr. Maurice Ferdinand Mettee and Mr. Edward Crittenden for a scientific collecting permit as given in Section 50 CFR 17.23.

1. Species for which permit is requested: *Etheostoma okaloosae* (Fowler) the Okaloosa Darter

2. Not applicable.

3. Purpose of the study: Prior to 1970, it was believed that the population status of the Okaloosa Darter was stable although limited in distribution since it occurs only in five stream systems which empty into the northwest corner of Choctawhatchee Bay in northwest Florida. Recently, however, it was found that the range of this darter had been entered by the Brown Darter, *Etheostoma edwini*, and that this species was becoming established there. Based on field observations made by Mettee and Crittenden, it is possible that in these streams Okaloosa and Brown darters may be ecological equivalents. There is also information based on early field data that where the two species occur together, the Brown Darter is outcompeting the Okaloosa Darter. The purpose of this study are therefore:

A. To make careful observations on the specific stream habitats occupied by the Okaloosa and Brown darters

B. To try to determine if the Brown and Okaloosa darters are ecological equivalents and therefore in competition for food and space where they occur together

C. To try to collect any specimens that might be hybrids between the Brown and Okaloosa darters and

D. Based on our findings, to make recommendations to insure the continued success of the endangered species, *Etheostomd okaloosae*.

4. A maximum of four specimens of *Etheostoma okaloosae* will be retained per collection. We feel that this number is not unreasonable since the relative numbers of individuals present in those streams occupied and not occupied by the Okaloosa darter are substantial to repopulate within a period of one year. All specimens collected will be deposited in the University of Alabama Ichthyological Collection in Tuscaloosa, Alabama. Representative collections of *Etheostoma Okaloosae* will be sent to major museums in the United States including the University of Michigan (Ann Arbor), the Smithsonian Museum (Washington, D.C.), the Philadelphia Academy of Natural Sciences (Philadelphia), the University of Florida (Gainesville) and Tulane University (New Orleans).

5. Not Applicable.

6. Not Applicable.

Mettee (1970), it is probable that *Etheostoma edwini* and *E. okaloosae* are ecological equivalents.

3. If *Etheostoma edwini* and *E. okaloosae* are ecological equivalents, then according to Gause's Principle of Competitive Exclusion, one will eventually outcompete the other to the point of possible extirpation. Personal field data compiled by Mettee from 1967 through 1974 from collections at two sites on Swift Creek seem to support this hypothesis. At these sites, the numbers of individuals of *E. okaloosae* that were collected decreased while the numbers of *E. edwini* either increased or remained the same. Although there are no earlier collections, the relative numbers of Okaloosa and brown darters at the Rocky Creek site visited by Mettee in 1974 indicate that the same process is occurring there.

In order to determine the extent to which *Etheostoma edwini* has invaded the range of *E. okaloosae* and what the future implications of its presence there might be, it is imperative that a program be initiated as soon as possible to monitor the sites where both species occur. Although federal law prohibits the collection of endangered species, we feel that the results of such a study will be invaluable in the future since it may identify a biological process that, if gone unnoticed, could have a significant effect on the distribution and future success of one of our already endangered species.

There are two major reasons which justify retaining rather than releasing the darters that are collected during the study. The color patterns of female individuals of *Etheostoma edwini* and *E. okaloosae* resemble each other very closely in life, therefore, in order to make positive identifications, specimens should be examined with the use of a dissecting microscope. Secondly, if *E. edwini* and *E. okaloosae* are ecological equivalents, then it is entirely possible that given the proper environmental conditions, they may hybridize. Because of their similar color patterns and small size, hybrid individuals could be recognized only by careful examination with a dissecting microscope.

The study that we are proposing will last for a period of one year and consist of 6 bimonthly field trips to selected sites on Rocky and Swift Creeks. If at the end of the year, more data is needed, we will request one additional year of field work.

Six bimonthly collections will be made at the five sites where *Etheostoma edwini* and *E. okaloosae* are known to occur together and at any additional sites where we might collect the two species together during the study. A maximum of ten sites will be monitored during each field trip.

Collections will be made with 6 and 10 foot nylon minnow seines. All fishes will be immediately preserved in a 10% formalin solution and transported to Tuscaloosa, Alabama where they will be sorted, identified, and accessioned into the University of Alabama Ichthyological Collection by Dr. Mettee. Dr. Herbert T. Boschung, curator of the Alabama fish collection, has indicated that he will be pleased to accept the specimens and that they will be maintained within the museum indefinitely for study by qualified scientists. Dr. Boschung has also indicated that he will furnish the preservatives and additional specimen jars that might be needed during the course of the study.

Since both Crittenden and Mettee have had a great deal of previous experience in collecting individuals of *Etheostoma okaloosae*, they share an appreciation for precise environmental conditions under which this species lives. Great care will be taken, therefore, to keep habitat disturbance at a minimum while collections are being made.

Prior to the initiation of any field work, the Natural Resources Division of Eglin Reservation will be notified as to our activities in the area and personnel from the division will be invited to participate in all field trips.

Each locality where collections are made will be photographed at the beginning and end of the study for comparative purposes. Copies of all slides will be included in the final report.

A detailed record of all locality and ecological data will be kept. Physical parameters including air and water temperatures, dissolved oxygen, conductivity, and pH will be taken for each collection. Copies of all locality and ecological data, together with species lists for each collection, will be included in the final report.

Within four months after all field work is completed, a final report will be submitted to the Regional Director, Region 4, U.S. Fish and Wildlife Service, which will summarize our observations on *Etheostoma okaloosae* and *E. edwini* in Rocky and Swift Creeks. Based on the information collected during the study, we will attempt (1) to evaluate the potential threat posed by the presence of apparently increasing populations of *Etheostoma edwini* within the streams occupied by *E. okaloosae*, (2) better describe the watershed and operational programs within it that may be a threat to the habitat or the fish directly, (3) better define the habitat requirements (ranges of various parameters) as they relate to completion of the life cycle of the Okaloosa darter, and (4) make recommendations to insure the continued success of this endangered species.

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, N.W., 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 September 8, 1975 will be considered.

Dated: August 1, 1975.

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

[FR Doc.75-20796 Filed 8-6-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Farmers Home Administration

[Notice of Designation Number A246]

MONTANA

Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in the following counties in Montana:

Cascade	Glacier
Deer Lodge	Powell

The Secretary has found that this need exists as a result of a natural disaster consisting of a snowstorm and excessive rainfall April 8 to May 8, 1975, in Cascade County; a snowstorm April 25 and 26, 1975, in Deer Lodge and Powell Counties; and a snowstorm and flooding April 4 to 27, 1975, in Glacier County.

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237 and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Thomas L. Judge that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 1st day of August 1975.

FRANK W. NAYLOR, Jr.,
Acting Administrator, Farmers Home Administration.

[FR Doc.75-20749 Filed 8-6-75;8:45 am]

[Notice of Designation Number A247]

TEXAS

Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in the following counties in Texas:

Atascosa	Hidalgo
Duval	Wilson

The Secretary has found that this need exists as a result of a natural disaster consisting of hailstorms April 29 and 30 and hail, wind, and rain May 4, 1975, in Atascosa County; a tornado (rain, hail, and wind) May 24 and 28, 1975, in Duval County; drought November 1, 1974, to May 8, 1975, in Hidalgo County; and excessive rain, high winds, and hail May 4 and 8 and excessive rainfall May 23 and 24, 1975, in Wilson County.

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Public Law 93-237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor Dolph Briscoe that such designation be made.

Applications for Emergency loans must be received by this Department no later than September 15, 1975, for physical losses and April 19, 1976, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of

proposed rule making and invite public participation.

Done at Washington, D.C., this 1st day of August, 1975.

FRANK W. NAYLOR, Jr.,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-20748 Filed 8-6-75;8:45 am]

Forest Service

CALIFORNIA ADVISORY COMMITTEE TO THE U.S. FOREST SERVICE

Notice of Meeting

The California Advisory Committee to the U.S. Forest Service will conduct a field meeting beginning at 8:30 AM, September 4, 1975, Bass Lake Ranger District Office, Oakhurst, California, and concluding at 4:00 PM, September 5, 1975 at Bass Lake, California.

Committee members will: 1) Discuss planning for management of visitors to and interpretation of the Bull Buck tree and its environs; 2) Review Forest Service recreation planning including its relationship to recreation activities on adjacent lands; 3) Visit Bass Lake recreation facilities and discuss problems of managing such heavily used areas.

The meeting will be open to the public. Persons who wish to attend should notify Douglas R. Leisz, Regional Forester, 630 Sansome Street, San Francisco, California 94111, phone (415) 556-4310. Written statements may be filed with the Committee before or after the meeting.

Dated: August 1, 1975.

T. W. KOSKELLA,
Acting Regional Forester.

[FR Doc.75-20773 Filed 8-6-75;8:45 am]

LONE PEAK WILDERNESS STUDY AREA UINTA AND WASATCH NATIONAL FORESTS

Notice of Availability of Draft Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Proposed Management Alternatives, Lone Peak Wilderness Study Area, Uinta and Wasatch National Forests, Utah. The Forest Service report number is USDA-FS-DES (Adm) R4-76-1.

The purpose of this environmental statement is to display various management alternatives considered reasonable for the Lone Peak Wilderness Study Area and their effects on the environment, society, and the economy. Four alternatives are presented; a Forest Service preferred alternative is not indicated.

This draft environmental statement was transmitted to CEQ on July 31, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Room 3230, 12th St. and Independence Ave., S.W., Washington, D.C. 20250.

Wasatch National Forest, 4311 Federal Building, 125 South State Street, Salt Lake City, Utah 84138.

Regional Planning & Budget, USDA, Forest Service, Federal Building, Room 4403, Ogden, Utah 84401.

Salt Lake Ranger District, USDA, Forest Service, 3070 East 33rd South, Salt Lake City, Utah 84109.

A limited number of single copies are available upon request to Forest Supervisor Chandler P. St. John, Wasatch National Forest, 4311 Federal Building, 125 South State Street, Salt Lake City, Utah 84138, or Forest Supervisor Bruce B. Hronek, Uinta National Forest, 88 West 100 North, Provo, Utah 84601.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ Guidelines.

Comments are invited from the public and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Forest Supervisor Chandler P. St. John, Wasatch National Forest, 4311 Federal Building, 125 South State Street, Salt Lake City, Utah 84138, or Forest Supervisor Bruce B. Hronek, Uinta National Forest, 88 West 100 North, Provo, Utah 84601. Comments must be received by September 29, 1975, in order to be considered in the preparation of the final environmental statement.

Dated: July 31, 1975.

P. M. REES,
Director,
Regional Planning and Budget.

[FR Doc.75-20769 Filed 8-6-75;8:45 am]

PROPOSED VEGETATION CONTROL BY MECHANICAL, CHEMICAL, AND FIRE TREATMENT IN THE STATES OF ARIZONA AND NEW MEXICO

Notice of Availability of Final Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for Proposed Vegetation Control by Mechanical, Chemical, and Fire Treatment in the States of Arizona and New Mexico, USDA-FS-FES(Adm) R3-74-03.

The environmental statement considers probable environmental effects of the proposed program.

The final environmental statement was transmitted to CEQ on August 1, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Rm. 3230, 14th & Independence Ave., SW, Washington, D.C. 20250.

USDA, Forest Service, Southwestern Region, 517 Gold Avenue, SW, Albuquerque, New Mexico 87102.

Carson National Forest, Forest Service Building, Taos, New Mexico 87571.

Coronado National Forest, 301 West Congress, Tucson, Arizona 85702.

Tonto National Forest, 102 South 28th Street, Phoenix, Arizona 85034.

Apache-Sitgreaves National Forests, Federal Building, Springerville, Arizona 85938.

Coconino National Forest, 114 N. San Francisco Street, Flagstaff, Arizona 86001.

Lincoln National Forest, 11th & New York Streets, Alamogordo, New Mexico 88310.

Gila National Forest, 2610 North Silver Street, Silver City, New Mexico 88061.

Single copies are available upon request to the Forest Supervisors listed above and the Regional Forester, Southwestern Region, 517 Gold SW, Albuquerque, New Mexico 87102. Copies are also available from the Colorado Plateau Environmental Advisory Council, P.O. Box 1389, Flagstaff, Arizona 86001. Please refer to the name and number of the environmental statement when ordering.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: August 1, 1975.

M. J. HASSELL,
Deputy Regional Forester, R3.

[FR Doc.75-20750 Filed 8-6-75;8:45 am]

Soil Conservation Service

BANNING PARK RESOURCE CONSERVATION AND DEVELOPMENT (RC&D) MEASURE, DELAWARE

Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, and part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental statement is not being prepared for the Banning Park RC&D Measure Plan, New Castle County, Delaware.

The environmental assessment of this federal action indicates that the measure will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the measure. As a result of these findings, Mr. Otis D. Fincher, State Conservationist, Soil Conservation Service, USDA, 2-4 Treadway Towers, 9 E. Loockerman Street, Dover, Delaware 19901, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

The measure concerns a plan for water-based park and recreation development. The planned elements of the measure include structural improvements to two small ponds, park safety, and the

installation of recreation facilities and vegetative treatment.

The Negative Declaration is available for single copy requests, and the environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, 2-4 Treadway Towers, 9 E. Loockerman Street, Dover, Delaware 19901.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this notice.

(Catalog of Federal Domestic Program No. 10.901, National Archives Reference Services.)

Dated: July 29, 1975.

VICTOR H. BARRY, Jr.,
Deputy Administrator for Field Services, Soil Conservation Service.

[FR Doc.75-20766 Filed 8-6-75;8:45 am]

KEMPER COUNTY LAKE RC&D MEASURE PLAN KEMPER COUNTY, MISSISSIPPI

Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651), June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Kemper County Lake RC&D Measure Plan, Kemper County, Mississippi.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the measure. As a result of these findings, Mr. W. L. Heard, State Conservationist, Soil Conservation Service, USDA, Room 590, Milner Building, 310 South Lamar Street, Jackson, Mississippi 39205, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

This project concerns a plan for watershed protection, recreation, and flood prevention. The planned works of improvement include conservation land treatment and one multiple purpose structure with basic facilities.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, Room 590, Milner Building, 310 South Lamar Street, Jackson, Mississippi 39205

Single copies of the Negative Declaration are available at the above location or at the following address:

Soil Conservation Service, P.O. Box 610, Jackson, Mississippi 39205

No administrative action on implementation of the proposal will be taken until 15 days after the date of this Notice.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services.)

Dated: July 29, 1975.

VICTOR H. BARRY, Jr.,
Deputy Administrator for Field Services, Soil Conservation Service.

[FR Doc.75-20765 Filed 8-6-75;8:45 am]

NORTH CAL-NEVA RESOURCE CONSERVATION AND DEVELOPMENT PROJECT EAGLE LAKE MEASURE, CALIFORNIA

Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Eagle Lake Measure, Lassen County, California.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. G. H. Stone, State Conservationist, Soil Conservation Service, USDA, P.O. Box 1019, Davis, California 95616, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

The measure concerns a plan for recreation. The planned works of improvement, as described in the negative declaration, include the construction of a boat ramp.

The environmental assessment file is available for inspection during regular working hours at the following locations:

Soil Conservation Service, 50 Hall Street, Susanville, California 96130.

Soil Conservation Service, 2828 Chiles Road, Davis, California 95616.

The Negative Declaration is available for single copy requests from one of the above addresses.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this notice.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services.)

Dated: July 25, 1975.

VICTOR H. BARRY, Jr.,
Deputy Administrator for Field Services, Soil Conservation Service.

[FR Doc.75-20764 Filed 8-6-75;8:45 am]

OAK MIDDLE CREEK TRIBUTARIES OF SALT CREEK WATERSHED PROJECT, NEBRASKA

Notice of Availability of Negative Declaration

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and part 650.8(b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Oak Middle Creek Tributaries of Salt Creek Watershed Project, Butler, Lancaster, Saunders, and Seward Counties, Nebraska.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Wilson J. Parker, State Conservationist, Soil Conservation Service, USDA, 134 South 12th Street, Room 604, Lincoln, Nebraska 68508, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The remaining planned works of improvement as described in the negative declaration include conservation land treatment supplemented by ten single purpose floodwater retarding structures, one multiple purpose floodwater retarding recreation structure, and two grade stabilization structures.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, 134 South 12th Street, Room 604, Lincoln, Nebraska 68508.

Single copy requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this publication.

Dated: July 30, 1975.

WILLIAM B. DAVEY,
Deputy Administrator for Water Resources, Soil Conservation Service.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

[FR Doc.75-20763 Filed 8-6-75;8:45 am]

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

[Case No. 487]

MERVYN E. EYETT AND OVERSEAS HOLIDAYS & AIRCRAFT HIRE (PTY.), LTD.

Order Denying Export Privileges for an Indefinite Period

On or about April 17 and 18, 1973, reports were received by the Compliance Division, that three U.S.-origin Boeing 720 aircraft had been delivered to Salisbury, Rhodesia, in contravention of the sanctions imposed upon that country by the United Nations and in apparent violation of the U.S. Export Administration

Regulations (hereinafter, the export regulations). Review of Office of Export Administration export licensing records and subsequent investigation show that the respondents, Overseas Holidays & Aircraft Hire (Pty.), Ltd. and its Managing Director, Mervyn E. Eyett, had purchased and accepted delivery of three such aircraft in April of 1973, immediately prior to the reported delivery to Salisbury. As a part of the investigation, interrogatories and a request for documents were sent to the respondents by registered mail on October 25, 1974, concerning the facts and circumstances surrounding the purchase, delivery, use, and disposition of the aircraft. It was impracticable to issue subpoenas.

The Director, Compliance Division, Office of Export Administration, with the concurrence of the Office of General Counsel, has applied to the Hearing Commissioner for an order against the above-named respondents indefinitely denying all United States export privileges. The basis for the application is the failure of the respondents to respond to the interrogatories and request for documents duly issued in the furtherance of the investigation, pursuant to Section 388.6 of the export regulations. Section 388.15 of the export regulations provides that failure to respond to interrogatories and requests for documents within 20 days of their service upon a respondent may result, without prior notice, in the denial of export privileges.

The Hearing Commissioner has reviewed the application for an indefinite denial order and the evidence presented in support thereof and has submitted his report, together with a recommendation that the application be granted. On the basis of the Hearing Commissioner's submission and the supporting evidence, I find that relevant and material interrogatories and request for documents were properly served by registered mail on October 25, 1974. The respondents have failed, in violation of Section 388.15 of the export regulations, to respond to the said interrogatories and request for documents and have not shown good cause for such failure.

It is, therefore,

ORDERED

I. All outstanding validated export licenses concerned with or affecting any transaction in which the respondents have any interest, direct or indirect, are hereby revoked and are ordered to be returned forthwith to the Office of Export Administration.

II. The respondents, their successors or assigns, partners, representatives, agents and employees are hereby denied the privileges of participating, directly or indirectly, in any manner or capacity, in any transaction involving commodities or technical data exported from the United States in whole or in part, or to be exported, or which are otherwise subject to the export regulations. Without limitation of the generality of such denial of export privileges, participation prohibited in any such transaction either in the United States or abroad shall include participation directly or indirectly, in any manner or capacity:

A. As a party or as a representative of a party to any validated export license application;

B. In the preparation or filing of any export license application or reexport authorization, or any document to be submitted therewith;

C. In the obtaining or using of any validated or general export license or other export control document;

D. In the carrying on of negotiations with respect to, or in the receiving, ordering, buying, selling, delivering, storing, using, or disposing of any commodities or technical data in whole or in part exported or to be exported from the United States;

E. In the financing, forwarding, transporting, or other servicing of such commodities or technical data.

III. Such denial of export privileges shall extend not only to the respondents, but also, to their agents and employees and to any successor, and to any persons, firm, corporation, partnership or other business organization with which the respondents now or hereafter may be related by ownership, control, position of responsibility, affiliation, or other connection in the conduct of trade or related services.

IV. No person, firm, corporation, partnership or other business organization, whether in the United States or elsewhere, without prior disclosure to and specific authorization from the Bureau of East-West Trade, shall do any of the following acts, directly or indirectly, or carry on negotiations with respect thereto, in any manner or capacity, on behalf of or in any association with the respondents or any related party, or whereby the respondents or related party may obtain any benefit therefrom or have any interest or participation therein, directly or indirectly:

A. Apply for, obtain, transfer, or use any license, Shipper's Export Declaration, bill of lading, or other export control document relating to any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States, by, to, or for the respondents or related party;

B. Order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate in, any transaction which may involve the respondents or related party in any exportation, reexportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States or which is otherwise subject to the export regulations.

V. This order shall remain in effect until the respondents provide responsive answers, written information, and documents, in response to the interrogatories and request for documents heretofore served upon them or give adequate reasons for not doing so, except insofar as this order may be amended or modified hereafter in accordance with the export regulations.

VI. In accordance with the provisions of Section 388.15 of the export regulations, the respondents may move at any time to vacate or modify this indefinite denial order by filing with the Hearing Commissioner, Bureau of East-West Trade, U.S. Department of Commerce, Washington, D.C., 20230, an appropriate motion for relief, supported by substantial evidence, and may also request an oral hearing thereon, which if requested shall be held before the Hearing Commissioner at Washington, D.C. at the earliest convenient date.

VII. A copy of this order shall be served on the respondents.

Dated: July 24, 1975.

RAUER H. MEYER,
Director, Office of Export Administration.

[FR Doc.75-20620 Filed 8-6-75;8:45 am]

Office of the Secretary

REFRIGERATORS, COMBINATION REFRIGERATOR-FREEZERS, AND FREEZERS

Voluntary Energy Conservation: Testing and Labeling

Correction

In FR Doc. 75-19879 appearing at page 32415 of the issue for Friday, August 1, 1975, in the first column on page 32427 paragraphs 1.0 *Purpose* and 2.0 *Scope*, which includes subparagraphs 2.1 through 2.3, are in the wrong place. They are part of Specification No. 3-75 *For Combination Refrigerator-Freezers*, and should therefore be transferred to the middle column, page 32427, immediately preceding paragraph 3.0 *Definitions*.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

HEALTH PROFESSIONS AND NURSING STUDENT LOANS

"Low-Income Levels" for Loan Repayment

Sections 741(1) and 830(a) of the Public Health Service Act, as implemented by regulations, provide that the Secretary of Health, Education, and Welfare may undertake to repay, upon application by an individual, all or any portion of such individual's educational loans made subsequent to November 17, 1971, for meeting his costs at a school of medicine, osteopathy, dentistry, veterinary medicine, optometry, pharmacy, podiatry, or nursing when the Secretary determines that the individual:

(1) Failed subsequent to November 17, 1971, to complete the health professions studies leading to his first professional degree or the specified nursing studies, with respect to which such loan(s) was made;

(2) Is in exceptionally needy circumstances;

(3) Is from a low-income or disadvantaged family; and

(4) Has not resumed or cannot reasonably be expected to resume the course of study within two years following the date upon which he terminated such studies.

Sections 57.217(c) and 57.317(c) of the implementing regulations (42 CFR Part 57, Subparts C and D) require that the Secretary publish annually in the FEDERAL REGISTER the low-income levels which will be utilized in determining an applicant's eligibility under these provisions.

Notice is hereby given that the income levels indicated below, updated through December 1974, are used in determining what constitutes a "low-income family" for purposes of repayment of educational loans by the Secretary pursuant to sections 741(1) and 830(a) of the Public Health Service Act. Further, these income levels, together with other relevant factors such as value of assets, unusual expenses, income available to the individual, etc., are taken into consideration in determining whether an applicant is "in exceptionally needy circumstances" or is from a "disadvantaged family".

The income levels below were derived from low-income thresholds published by the U.S. Bureau of the Census, utilizing an index adopted by a Federal Interagency Committee for use in a variety of Federal programs, multiplied by a factor of 1.3 for adaptation to the Health Professions and Nursing Student Loan Programs, and have been updated to reflect increases in the Consumer Price Index through December 31, 1974.

Size of parents' family (includes only dependents listed on Federal income tax form)	*Income level * (adjusted gross income for calendar year 1974)*
1	$3,300
2	4,300
3	5,100
4	6,600
5	7,700
6 or more	8,700

* Rounded to $100

Dated: July 29, 1975.

HAROLD MARGULIES,
Acting Administrator,
Health Resources Administration.

[FR Doc.75-20751 Filed 8-6-75;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, August 21 from 9 a.m. to 5 p.m. in Room 406, 50 Fulton Street, San Francisco, California. The meeting is open to the public.

Further information 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: August 4, 1975.

NELSON SABATINI,
Executive Secretary, Supplemental Security, Income Study Group.

[FR Doc.75-20551 Filed 8-6-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Insurance Administration

[Docket No. N-75-376]

NATIONAL FLOOD INSURANCE PROGRAM

Flood-Prone Areas of Communities Subject to Prohibition of Federal and Federally Related Assistance

The purpose of this notice is to provide a list of communities that contain areas of special flood hazard potentially subject to the provisions of Section 202 of the Flood Disaster Protection Act of 1973 (PL 93-234) on July 1, 1975, or an appropriate later date, and to provide a convenient reference for interested persons, communities, Federal agencies and instrumentalities, and others involved in assuring compliance with that section. This list supersedes and up-dates the list published in the Federal Register on July 21, 1975 at 40 F.R. 30540-30554.

Section 202 provides that effective July 1, 1975, Federal agencies and federally supervised, approved, insured, or regulated lending institutions are prohibited from providing financial assistance or making loans for acquisition or construction purposes in areas which (a) have been designated by the Secretary of Housing and Urban Development as Special Flood Hazard Areas for at least one year; and (b) are in communities which are not participating in the National Flood Insurance Program (42 USC §§ 4001-4128).

The prohibition does not apply to any loan made by a federally-supervised, approved, insured, or regulated lending institution made prior to January 1, 1976, to finance the acquisition of a previously occupied residential dwelling.

Each of the communities listed below received notice of its designation as flood-prone prior to September 1, 1974, and legal notice was furnished of such designation by publication under Part 1915 of Title 24 of the Code of Federal Regulations in the *Federal Register*. These communities have failed to provide the Federal Insurance Administrator with sufficient technical or scientific data to rebut their designation as flood prone nor have they as yet qualified for participation in the National Flood Insurance Program. Thus, the sanctions of Section 202 apply as of July 1, 1975, or one year after a community's identification, whichever is later, *until the community participates in the program.*

In order to continue Federal or federally related assistance or lending in its Special Flood Hazard Area, a community must apply for and be made eligible for participation in the program in accordance with 24 CFR (Parts 1909 to 1920). Communities may receive assistance in applying for participation by contacting the Federal Insurance Administration, 451 Seventh St., S.W., Washington, D.C. 20410, (202) 755-5581, or its toll-free numbers 800-424-8872 or 800-424-8873.

Communities on this list may be made eligible to participate in the program after the date of publication of this list. Such eligibility will be published periodically in the Federal Register under 24 CFR § 1914.4 *List of eligible communities.* At that time the sanctions of Section 202 will no longer apply to the communities listed below.

Alabama	*Date of identification*
Autaugaville, town of (Autauga County).	June 7, 1974.
Collinsville, town of (Dekalb County).	May 17, 1974.
Cottonwood, town of (Houston County).	Do.
Demopolis, city of (Marengo County).	June 7, 1974.
Autaugaville, town of (Autauga County).	Do.
Brantley, town of (Crenshaw County).	June 28, 1974.
Clanton, town of (Chilton County).	Do.
Collinsville, town of (Dekalb County).	May 17, 1974.
Cottonwood, town of (Houston County).	Do.
Cowarts, town of (Houston County).	Aug. 16, 1974.
Demopolis, city of (Marengo County).	June 7, 1974.
Fayette, city of (Fayette County).	May 3, 1974.
Flomaton, town of (Escambia County).	Nov. 23, 1973.
Gadsden, city of (Etowa County).	Mar. 8, 1974.
Gantt, town of (Covington County).	June 7, 1974.
Irondale, town of (Jefferson County).	Do.
Madrid, town of (Houston County).	Aug. 23, 1974.
Providence, town of (Marengo County).	Dec. 17, 1973.
Silver Hill, town of (Baldwin County).	June 28, 1974.
Southside, town of (Etowah County).	Dec. 7, 1973.
Tarrant City, city of (Jefferson County).	June 28, 1974.
Tuskegee, city of (Macon County).	Aug. 16, 1974.
Valley Head, town of (Dekalb County).	May 3, 1974.
Webb, town of (Houston County).	Aug. 23, 1974.
Total	20
Alaska	
Dillingham, city of (Bristol Bay Borough).	May 31, 1974.
Haines, city of (Haines Borough).	Do.
Hoonah, city of (Lynn Canal-Icy Straits Borough).	June 7, 1974.
Hooper Bay, city of (Wade Hampton Borough).	June 28, 1974.
Nome, city of (Nome Borough).	Do.
Total	5

Arizona	
Avondale, city of (Maricopa County).	Feb. 15, 1974.
Benson, town of (Cochise County).	Jan. 16, 1974.
Clarkdale, town of (Yavapai County).	Aug. 23, 1974.
El Mirage, town of (Maricopa County).	Feb. 15, 1974.
Florence, town of (Pinal County).	May 3, 1974.
Goodyear, town of (Maricopa County).	Mar. 15, 1974.
Kearny, town of (Pinal County).	Nov. 30, 1973.
Mammoth, town of (Pinal County).	Dec. 7, 1973.
Parker, town of (Yuma County).	May 17, 1974.
Show Low, city of (Navajo County).	June 7, 1974.
Surprise, town of (Maricopa County).	June 28, 1974.
Taylor, town of (Navajo County).	May 17, 1974.
Yuma, city of (Yuma County).	Apr. 12, 1974.
Total	13

Arkansas	
Alpena, town of (Boone County).	Aug. 30, 1974.
Altheimer, city of (Jefferson County).	May 10, 1974.
Amagon, town of (Jackson County).	Aug. 9, 1974.
Bald Knob, city of (White County).	Mar. 8, 1974.
Beebe, city of (White County).	Do.
Calico Rock, city of (Izard County).	Mar. 22, 1974.
Campbell Station, city of (Jackson County).	Aug. 16, 1974.
Carthage, city of (Dallas County).	Mar. 8, 1974.
Cotton Plant, city of (Woodruff County).	June 21, 1974.
Everton, town of (Boone County).	Aug. 30, 1974.
Foreman, city of (Little River County).	Mar. 1, 1974.
Garner, town of (White County).	Aug. 30, 1974.
Greenland, town of (Washington County).	June 28, 1974.
Greenway, town of (Clay County).	Aug. 30, 1974.
Havana, city of (Yell County).	Aug. 23, 1974.
Higginson, town of (White County).	Aug. 16, 1974.
Imboden, town of (Lawrence County).	May 3, 1974.
Joiner, city of (Mississippi County.)	May 17, 1974.
Kensett, city of (White County).	Oct. 12, 1973.
Morse, city of (White County).	Mar. 8, 1974.
Midland, town of (Sebastian County).	Aug. 16, 1974.
Mountainburg, town of (Crawford County).	May 3, 1974.
Newark, city of (Independence County).	Mar. 15, 1974.
Parkdale, city of (Ashley County).	Mar. 29, 1974.
Rison, city of (Cleveland County).	Mar. 8, 1974.
Sulphur Springs, city of (Benton County).	Aug. 23, 1974.
Waldo, city of (Columbia County).	Apr. 5, 1974.
Winchester, town of (Drew County).	Aug. 30, 1974.
Yellville, City of (Marion County).	Nov. 30, 1973.
Total	29

California	
Alhambra, city of (Los Angeles County).	June 28, 1974.
Alturas, city of (Modoc County).	May 31, 1974.
Bakersfield, city of (Kern County).	Aug. 16, 1974.
Bishop, city of (Inyo County).	June 7, 1974.
Calipatria, city of (Imperial County).	Apr. 12, 1974.
Carmel By-The-Sea, city of (Monterey County).	June 14, 1974.
Coachella, city of (Riverside County).	May 17, 1974.
Commerce, city of (Los Angeles County).	June 28, 1974.
Dixon, city of (Solano County).	Mar. 15, 1974.
El Dorado County	Aug. 2, 1974.
Exeter, city of (Tulare County).	Mar. 8, 1974.
Grass Valley, city of (Nevada County).	May 17, 1974.
Gridley, city of (Butte County).	May 24, 1974.
Guadalupe, city of (Santa Barbara County).	May 17, 1974.
Hughson, city of (Stanislaus County).	May 24, 1974.
Huron, city of (Fresno County).	May 17, 1974.
Indio, city of (Riverside County).	May 31, 1974.
Ione, city of (Amador County).	May 24, 1974.
Irwindale, city of (Los Angeles County).	June 28, 1974.
La Mirada, city of (Los Angeles County).	Do.
Lomita, city of (Los Angeles County).	Do.
Maricopa, city of (Kern County).	June 14, 1974.
McFarland, city of (Kern County).	June 28, 1974.
Mendota, city of (Fresno County).	Mar. 29, 1974.
Mono County	Aug. 16, 1974.
Monte Sereno, city of (Santa Clara County).	May 24, 1974.
Montebello, city of (Los Angeles County).	June 28, 1974.
Pomona, city of (Los Angeles County).	Do.
Redwood City, city of (San Mateo County).	Do.
Rio Dell, city of (Humboldt County).	May 24, 1974.
Rocklin, city of (Placer County).	July 19, 1974.
Rosemead, city of (Los Angeles County).	June 28, 1974.
San Joaquin, city of (Fresno County).	May 10, 1974.
San Juan Capistrano, city of (Orange County).	Do.
Santa Fe Springs, city of (Los Angeles County).	June 28, 1974.
Selma, city of (Fresno County).	May 24, 1974.
Signal Hill, city of (Los Angeles County).	Feb. 1, 1974.
Sonora, city of (Tuolumne County).	June 28, 1974.
Susanville, city of (Lassen County).	May 17, 1974.
Wasco, city of (Kern County).	May 31, 1974.
Total	40

Colorado	
Black Hawk, city of (Gilpin County).	Aug. 30, 1974.
Collbran, town of (Mesa County).	Do.
Dinosaur, town of (Moffat County).	Do.
Dove Creek, town of (Dolores County).	May 24, 1974.
Grand Junction, city of (Mesa County).	Feb. 1, 1974.
Holyoke, town of (Phillips County).	June 28, 1974.
Hotchkiss, town of (Delta County).	June 21, 1974.
Hugo, town of (Lincoln County).	May 31, 1974.
Ignacio, town of (La Plata County).	Mar. 22, 1974.
La Fayette, city of (Boulder County).	May 24, 1974.
La Jara, town of (Conejos County).	May 17, 1974.
Leadville, city of (Lake County).	Do.
Loveland, city of (Larimer County).	Mar. 1, 1974.
Minturn, town of (Eagle County).	Aug. 16, 1974.
Nucla, town of (Montrose County).	May 24, 1974.
Nunn, town of (Weld County).	Aug. 30, 1974.
Otis, town of (Washington County).	May 24, 1974.
San Luis, town of (Costilla County).	Do.
Yampa, town of (Routt County).	May 24, 1974.
Total	19

Connecticut	
Bolton, town of (Tolland County).	June 7, 1974.
Danielson, borough of (Windham County).	Jan. 24, 1974.
Hebron, town of (Tolland County).	Nov. 29, 1944.
Plymouth, town of (Litchfield County).	Aug. 16, 1974.
Preston, town of (New London County).	Do.
Roxbury, town of (Litchfield County).	June 7, 1974.
Somers, town of (Tolland County).	Aug. 2, 1974.
Stafford Springs, borough of (Tolland County).	June 28, 1974.
Wolcott, town of (New Haven County).	May 3, 1974.
Total	9

Delaware	
Leipsic, town of (Kent County).	Aug. 9, 1974.
Total	1

Florida	
	June 28, 1974.
Arcadia, city of (DeSoto County).	June 21, 1974.
Belle Glade, city of (Palm Beach County).	July 19, 1974.
Branford, town of (Suwannee County).	Jan. 9, 1974.
Briny Breezes, town of (Palm Beach County).	Jan. 23, 1974.
Brooker, town of (Bradford County).	Aug. 30, 1974.
Callahan, city of (Nassau County).	July 19, 1974.
Fellsmere, city of (Indian River County).	Jan. 16, 1974.
Grand Ridge, town of (Jackson County).	Aug. 2, 1974.
Greenville, city of (Madison County).	June 28, 1974.
Haverhill, town of (Palm Beach County).	Do.

Florida—Continued

Horseshoe Beach, town of (Dixie County).	Aug. 30, 1974.
Mangonia Park, town of (Palm Beach County).	Jan. 16, 1974.
Ocean Breeze, town of (Martin County).	Aug. 2, 1974.
Ona, town of (Hardee County).	Aug. 23, 1974.
Parkland, town of (Broward County).	Aug. 30, 1974.
Sebastian, town of (Indian River County).	Feb. 8, 1974.
Sneads, town of (Jackson County).	Aug. 2, 1974.
Vernon, town of (Washington County).	June 28, 1974.
West Dundee, city of (Polk County).	Aug. 2, 1974.
Wewahitchka, town of (Gulf County).	Aug. 9, 1974.
White Springs, town of (Hamilton County).	Jan. 16, 1974.
Wildwood, town of (Sumter County).	Jan. 23, 1974.
Zephyrhills, city of (Pasco County).	Feb. 1, 1974.
Total ----------	23.

Georgia

Clarke County----------	Apr. 12, 1974.
Newton County----------	Do.
Adairsville, town of (Bartow County).	June 14, 1974.
Argyle, town of (Clinch County).	Aug. 30, 1974.
Bainbridge, city of (Decatur County).	May 24, 1974.
Baldwin, town of (Banks County).	June 28, 1974.
Brooklet, town of (Bulloch County).	Apr. 5, 1974.
Clarkesville, city of (Habersham County).	June 21, 1974.
Commerce, city of (Jackson County).	June 28, 1974.
Crawford, city of (Oglethorpe County).	June 7, 1974.
Cusseta, city of (Chattahoochee County).	Apr. 12, 1974.
Dahlonega, city of (Lumpkin County).	June 28, 1974.
Duluth, city of (Gwinnett County).	May 24, 1974.
Hampton, city of (Henry County).	June 28, 1974.
Jefferson, city of (Jackson County).	June 28, 1974.
Jonesboro, city of (Clayton County).	May 24, 1974.
Ludowici, city of (Long County).	June 14, 1974.
Lumber City, city of (Telfair County).	June 18, 1974.
Mountain View, city of (Clayton County).	May 10, 1974.
Palmetto, city of (Fulton & Coweta Counties).	June 14, 1974.
Poulan, city of (Worth County).	May 17, 1974.
Sandersville, city of (Washington County).	Aug. 9, 1974.
Scotland, city of (Telfair & Wheeler Counties).	Aug. 30, 1974.
Stone Mountain, city of (Dekalb County).	May 12, 1974.
Waverley Hall, town of (Harris County).	June 14, 1974.
Woodbine, city of (Camden County).	Do.
Young Harris, town of (Towns County).	Do.
Total ----------	25.

Idaho

American Falls, city of (Power County).	May 24, 1974.
Challis, city of (Custer County).	June 28, 1974.
Council, city of (Adams County).	May 3, 1974.
Garden City, city of (Ada County).	Dec. 17, 1973.
Harrison, city of (Kootena County).	Mar. 22, 1974.
Parma, city of (Canyon County).	May 17, 1974.
Shoshone, city of (Lincoln County).	June 28, 1974.
Total ----------	7.

Illinois

Altamont, city of (Effingham County).	Mar. 22, 1974.
Anna, city of (Union County).	Mar. 29, 1974.
Arthur, village of (Moultrie County).	May 3, 1974.
Atwood, village of (Piatt County).	Nov. 23, 1973.
Banner, village of (Fulton County).	Dec. 28, 1973.
Bath, village of (Mason County).	Dec. 17, 1973.
Bement, village of (Piatt County).	June 14, 1974
Bluffs, village of (Scott County).	June 7, 1974.
Bonnie, village of (Jefferson County).	Feb. 15, 1974.
Breese, city of (Clinton County).	June 7, 1974.
Bridgeview, village of (Cook County).	Mar. 22, 1974.
Brookport, city of (Massac County).	June 7, 1974.
Bush, village of (Williamson County).	Mar. 29, 1974.
Bushnell, city of (McDonough County).	June 7, 1974.
Camargo, village of (Douglas County).	Apr. 5, 1974.
Carbon Hills, village of (Grundy County).	Mar. 8, 1974.
Carlinville, city of (Macoupin County).	June 14, 1974
Carlyle, city of (Clinton County).	Dec. 7, 1973.
Carrollton, city of (Green County).	June 7, 1974.
Carterville, city of (Williamson County).	Feb. 15, 1974.
Casey, city of (Clark County).	June 28, 1974
Catlin, village of (Vermilion County).	Do.
Cave In Rock, village of (Hardin County).	Jan. 23, 1974.
Central City, village of (Marion County).	Feb. 15, 1974.
Centralia, city of (Clinton County).	May ??, 1974.
Channahon, village of (Will County).	Mar. 9, 1974.
Clinton, city of (Dewitt County).	May 24, 1974.
Creve Coeur, village of (Tazewell County).	Mar. 1, 1974.
Cullom, village of (Livingston County).	Feb. 22, 1974
Danvers, village of (Mclean County).	June 28, 1974
De Soto, village of (Jackson County).	Apr. 5, 1974.
Deer Creek, village of (Tazewell County).	June 28, 1974
Deland, village of (Piatt County).	Aug. 23, 1974.

Illinois—Continued

Dongola, village of (Union County).	Mar. 8, 1974.
E Gillespie, village of (Macoupin County).	July 19, 1974.
Edwardsville, city of (Madison County).	Apr. 5, 1974.
Eileen, village of (Grundy County).	Mar. 8, 1974.
Eldred, village of (Greene County).	Dec. 1, 1973.
Ellisville, village of (Fulton County).	Mar. 22, 1974.
Fayetteville, village of (St. Clair County).	Feb. 22, 1974.
Florence, village of (Pike County).	Dec. 17, 1973.
Forrest, village of (Livingston County).	Mar. 1, 1974.
Galatia, Village of (Saline County).	Do.
Galva, city of (Henry County).	June 14, 1974
Genoa, city of (Dekalb County).	Mar. 1, 1974.
Germantown, village of (Clinton County).	Mar. 29, 1974.
Gibson City, city of (Ford County).	Do.
Golden, village of (Adams County).	June 7, 1974.
Greenfield, city of (Green County).	Feb. 22, 1974.
Greenview, village of (Menard County).	Nov. 23, 1973.
Hammond, village of (Piatt County).	June 14, 1974.
Hampshire, village of (Kane County).	May 3, 1974.
Havana, city of (Mason County).	Apr. 5, 1974.
Heyworth, village of (Mclean County).	June 14, 1974
Hinckley, village of (Dekalb County).	Mar. 1, 1974.
Hurst, village of (Williamson County).	Mar. 15, 1974
Ina, village of (Jefferson County).	Aug. 16, 1974
Indian Creek, village of (Lake County).	Aug. 23, 1974
Jerseyville, city of (Jersey County).	June 7, 1974.
Johnston City, city of (Williamson County).	June 28, 1974
Joppa, village of (Massac County).	Nov. 23, 1973.
Lacon, city of (Marshall County).	Nov. 30, 1973.
Lake Bluff, village of (Lake County).	Feb. 1, 1974.
Leaf River, village of (Ogle County).	Nov. 23, 1973.
Lebanon, city of (St. Clair County).	Nov. 16, 1973.
Lewistown, city of ----------	Feb. 1, 1974.
Lexington, city of Mclean County).	June 28, 1974.
Lincolnwood, village of (Cook County).	June 21, 1974.
Makanda, village of (Jackson County).	Aug. 23, 1974.
Malta, village of (Dekalb County).	June 7, 1974.
Manlius, village of (Bureau County).	Mar. 8, 1974.
Marquette Heights, city of (Tazewell County).	Do.
Martinsville, city of (Clark County).	Nov. 23, 1973.
Maunie, village of (White County).	Jan. 9, 1974.
Mill Shoals, village of (White County).	July 19, 1974.

Illinois—Continued

Momence, city of (Kankakee County).	Jan. 9, 1974.
Montrose, village of (Effingham County).	Aug. 23, 1974.
Moweaqua, village of ('by County).	June 7, 1974.
Nebo, village of (Pike County).	Dec. 28, 1973.
New Athens, village of (St Clair County).	Mar. 22, 1974.
New Baden, village of (Clinton County).	May 24, 1974.
New Canton, Town of (Pike County).	Aug. 16, 1974.
New Haven, village of (Gallatin County).	Jan. 10, 1974.
Newton, City of (Jasper County).	Dec. 17, 1973.
Niantic, village of Macon County).	Mar. 1, 1974.
Nokomis, city of (Montgomery County).	Mar. 29, 1974.
Old Mill Creek, village of (Lake County).	Aug. 30, 1974.
Oneida, city of (Knox County).	June 7, 1974.
Orangeville, village of (Stephenson County).	Aug. 16, 1974.
Palestine, town of (Crawford County).	Nov. 23, 1973.
Pana, city of (Christian County).	Aug. 9, 1974.
Paris, city of (Edgar County).	May 3, 1974.
Park City, village of (Lake County).	Mar. 1, 1974.
Paw Paw, village of (Lee County).	June 14, 1974.
Pearl, village of (Pike County).	Dec. 28, 1973.
Pecatonica, village of (Winnebago County).	Apr. 5, 1974.
Petersburg, city of (Menard County).	Dec. 7, 1973.
Phoenix, village of (Cook County).	Apr. 12, 1974.
Pittsfield, city of (Pike County).	June 7, 1974.
Pleasant Plains, village of Sangamon County).	Mar. 22, 1974.
Pontoosuc, village of (Hancock County).	Jan. 16, 1974.
Potomac, village of Vermillion County).	Mar. 22, 1974.
Rantoul, village of (Champaign County).	Apr. 12, 1974.
Ridott, village of (Stephenson County).	Dec. 17, 1973.
Riverton, village of (Sangamon County).	Nov. 16, 1973.
Riverwoods, village of (Lake County).	Mar. 1, 1974.
Rushville, city of (Schuyler County).	Do.
Sheridan, village of (Lasalle County).	Apr. 12, 1974.
Silvis, city of (Rock Island County).	May 31, 1974.
Smithton, village of (St. Clair County).	Mar. 29, 1974.
South Chicago Heights, village of (Cook County).	Apr. 12, 1974.
South Jacksonville, city of (Morgan County).	Mar. 29, 1974.
Sparland, village of (Marshall County).	Nov. 23, 1973.
Springfield, city of (Sangamon County).	June 7, 1974.
St. Francisville, village of (Lawrence County).	Mar. 29, 1974.
Stonefort, village of (Saline County).	Aug. 30, 1974.
Summerfield, village of (St. Clair County).	May 3, 1974.
Sumner, city of (Lawrence County).	Mar. 1, 1974.

Illinois—Continued

Tallula, village of (Menard County).	Mar. 29, 1974.
Tamms, village of (Alexander County).	May 10, 1974.
Teutopolis, village of (Effingham County).	Feb. 22, 1974.
Thayer, village of Sangamon County).	Mar. 22, 1974.
Thebes, village of (Alexander County).	Aug. 30, 1974.
Toulon, city of (Stark County).	Apr. 31, 1974.
Tuscola, city of (Douglas County).	Nov. 30, 1973.
Valley City, village of (Pike County).	Dec. 17, 1973.
Verona, village of (Grundy County).	May 3, 1974.
Virginia, city of (Cass County).	Apr. 5, 1974.
Waltonville, village of (Jefferson County).	Aug. 23, 1974.
Wamac, city of (Clinton County).	June 28, 1974.
Warrenville, city of (Dupage County).	May 24, 1974.
Westville, village of (Vermilion County).	June 28, 1974.
Wheeler, village of (Jasper County).	Feb. 22, 1974.
White Hall, city of (Greene County).	Apr. 5, 1974.
Yates City, village of (Knox County).	June 14, 1974.
Total	134

Indiana

Albion, town of (Noble County).	June 7, 1974.
Alton, town of (Crawford County).	Jan. 23, 1974.
Andrews, town of (Huntington County).	June 7, 1974.
Arcadia, town of (Hamilton County).	Feb. 1, 1974.
Austin, city of (Scott County).	Nov. 23, 1973.
Battle Ground, city of (Tippecanoe County).	May 24, 1974.
Bicknell, town of (Knox County).	May 17, 1974.
Bloomfield, town of (Greene County).	Nov. 23, 1973.
Boonville, city of (Warrick County).	Dec. 28, 1973.
Brooklyn, town of (Morgan County).	Dec. 7, 1973.
Brownsburg, town of (Hendricks County).	Nov. 23, 1973.
Brownstown, town of (Jackson County).	Do.
Burlington, town of (Carroll County).	Do.
Camden, town of (Carroll County).	Do.
Carmel, city of (Hamilton County).	Aug. 9, 1974.
Cayuga, town of (Vermillion County).	May 31, 1974.
Cedar Grove, town of (Franklin County).	Dec. 7, 1973.
Chandler, town of (Warrick County).	Jan. 9, 1974.
Charlestown, city of (Clark County).	April 12, 1974.
Churubusco, town of (Whitley County).	May 31, 1974.
Converse, town of (Miami County).	May 17, 1974.
Denver, town of (Miami County).	Feb. 1, 1974.
Eaton, town of (Delaware County).	Nov. 23, 1973.
Edwardsport, town of (Knox County).	Do.
English, town of (Crawford County).	April 12, 1974.

Indiana—Continued

Fountain City, city of (Way County).	May 10, 1974.
French Lick, town of (Orange County).	Feb. 1, 1974.
Gosport, town of (Owen County).	Nov. 23, 1973.
Hamlet, city of (Stark County).	June 21, 1974.
Hartford City, city of (Blackford County).	Nov. 23, 1973.
Hazleton, town of (Gibson County).	Do.
Hillsboro, town of, (Fountain County).	Feb. 1, 1974.
Hudson, town of (Steuben County).	July 19, 1974.
Huntington, city of (Huntington County).	June 7, 1974.
Judson, town of (Parke County).	Dec. 17, 1973.
Kentland, town of (Newton County).	May 24, 1974.
Knightstown, town of (Henry County).	Nov. 30, 1973.
Ladoga, town of (Montgomery County).	May 24, 1974.
Lagro, town of (Wabash County).	Do.
Leavenworth, town of (Crawford County).	Nov. 30, 1973.
Marengo, town of (Crawford County).	Feb. 1, 1974.
Mecca, town of (Parke (County).	Jan. 23, 1974.
Medora, town of (Jackson County).	Nov. 23, 1973.
Milltown, town of (Crawford & Harrison).	Nov. 30, 1973.
New Palestine, town of (Hancock County).	Do.
New Whiteland, town of (Johnson County).	Jan. 16, 1974.
Newberry, town of (Greene County).	Feb. 1, 1974.
Newport, town of (Vermillion County).	May 31, 1974.
Oakland City, city of (Gibson County).	May 10, 1974.
Ogden Dunes, town of (Porter County).	May 31, 1974.
Orland, town of (Steuben County).	Do.
Orleans, town of (Orange County).	Do.
Osceola, town of (St. Joseph County).	Dec. 17, 1973.
Paoli, town of (Orange County).	Nov. 23, 1973.
Paragon, town of (Morgan County).	Feb. 1, 1974.
Patoka, town of (Gibson County).	Nov. 23, 1973.
Pennville, town of (Wayne County).	Feb. 1, 1974.
Perrysville, town (Vermillion County).	Nov. 23, 1973.
Plainfield, town of (Hendricks County).	Feb. 1, 1974.
Portage, city of (Porter County).	July 26, 1974.
Remington, town of (Jasper County).	May 31, 1974.
Ridgeville, town of (Randolph County).	Nov. 30, 1973.
Riley, town of (Vigo County).	Feb. 1, 1974.
Roachdale, town of (Putnam County).	July 19, 1974.
Roann, town of (Wabash County).	Dec. 7, 1973.
Roanoke, town of (Huntington County).	Dec. 28, 1973.
Rochester, city of (Fulton County).	Feb. 15, 1974.
Rosedale, town of (Parke County).	Nov. 30, 1973.
Schneider, town of (Lake County).	Dec. 17, 1973.

Indiana—Continued

Sellersburg, town of (Clark County).	Nov. 23, 1973.
South Whitley, town of (Whitley County).	Dec. 21, 1973.
Spencerville, town of (De Kalb County).	Feb. 15, 1974.
Spring Lake Park, town of (Hancock County).	Feb. 1, 1974.
Springport, town of (Henry County).	Do.
St. Paul, town of (Morgan County).	Do.
Stinesville, town of (Monroe County).	Do.
Sulphur Springs, town of (Henry County).	Do.
Tennyson, town of (Warrick County).	Do.
Tipton, city of (Tipton County).	Dec. 28, 1973.
Troy, town of (Perry County).	May 31, 1974.
Universal, town of (Vermillion County).	Feb. 1, 1974.
Vera Cruz, town of (Wells County).	Dec. 7, 1973.
Wabash, city of (Wabash County).	June 7, 1974.
Waynetown, town of (Montgomery County).	May 31, 1974.
West Baden Springs, town of (Orange County).	Dec. 28, 1973.
Westfield, town of (Hamilton County).	Feb. 1, 1974.
Whitestown, town of (Boone County).	Apr. 12, 1974.
Williamsport, town of (Warren County).	Dec. 17, 1973.
Winona Lake, town of (Kosciusko County).	May 3, 1974.
Winslow, town of (Pike County).	Dec. 17, 1973.
Total	90

Iowa

Alden, town of (Hardin County).	June 21, 1974.
Anthon, town of (Woodbury County).	Jan. 23, 1974.
Belmond, city of (Wright County).	May 3, 1974.
Bonaparte, city of (Van Buren County).	Jan. 9, 1974.
Bronson, town of (Woodbury County).	Aug. 30, 1974.
Cascade, city of (Dubuque & Jones County).	Dec. 17, 1973.
Clear Lake, city of (Cerro Gordo County).	May 24, 1974.
Columbus Junction, city of (Louisa County).	Jan. 9, 1974.
Danbury, city of (Woodbury County).	Do.
Danville, town of (Des Moines County).	June 28, 1974.
Deloit, town of (Crawford County).	Aug. 30, 1974.
Donnellson, town of (Lee County).	May 10, 1974.
Dow City, town of (Crawford County).	May 31, 1974.
Dows, town of (Franklin & Wright County).	June 21, 1974.
Eddyville, town of (Wapello & Mahaska & Monroe County).	June 28, 1974.
Eldon, town of (Wapello County).	Dec. 17, 1973.
Fredericksburg, town of (Chickasaw County).	May 3, 1974.
Gowrie, town of (Webster County).	June 28, 1974.
Granger, town of (Dallas County).	Mar. 22, 1974.
Hamburg, city of (Fremont County).	June 14, 1974.

Iowa—Continued

Hancock, town of (Pottawattamie County).	Aug. 30, 1974.
Hills City, city of (Johnson County).	Dec. 28, 1973.
Indianola, city of (Warren County).	June 7, 1974.
Janesville, town of (Black Hawk & Bremer County).	Dec. 28, 1973.
Kellogg, town of (Jasper County).	June 21, 1974.
Lawton, city of (Woodbury County).	Aug. 16, 1974.
Le Mars, city of (Plymouth County).	Jan. 16, 1974.
Linn Grove, town of (Buena Vista County).	Aug. 16, 1974.
Littleport, town of (Clayton County).	Aug. 23, 1974.
Lowden, city of (Cedar County).	June 28, 1974.
Maquoketa, city of (Jackson County).	Do.
Montrose, town of (Lee County).	Jan. 23, 1974.
New Albin, town of (Allamakee County).	May 17, 1974.
Oelwein, city of (Fayette County).	July 26, 1974.
Olin, town of (Jones County).	Aug. 30, 1974.
Oxford, town of (Johnson County).	May 10, 1974.
Sac City, city of (Sac County).	Dec. 28, 1973.
Sheffield, town of (Franklin County).	June 28, 1974.
Shenandoah, city of (Page County).	June 28, 1974.
Sigourney, city of (Keokuk County).	Mar. 15, 1974.
Sloan, town of (Woodbury County).	May 24, 1974.
Spirit Lake, city of (Dickinson County).	May 31, 1974.
St. Olaf, town of (Clayton County).	Aug. 30, 1974.
Stanwood, town of (Cedar County).	Aug. 9, 1974.
Sumner, city of (Bremer County).	May 3, 1974.
Tama, city of (Tama County).	June 28, 1974.
Wapello, city of (Louisa County).	Jan. 16, 1974.
Waukon, city of (Allamakee County).	Mar. 22, 1974.
West Branch, city of (Cedar County).	Mar. 1, 1974.
What Cheer, city of (Keokuk County).	Jan. 9, 1974.
Wheatland, town of (Clinton County).	June 28, 1974.
Zearing, town of (Story County).	July 19, 1974.
Total	52

Kansas

Alma, city of (Wabaunsee County).	Mar. 8, 1974.
Andale, city of (Sedgwick County).	Aug. 16, 1974.
Anthony, city of (Harper County).	June 28, 1974.
Ashland, city of (Clark County).	May 17, 1974.
Basehor, city of (Leavenworth County).	Apr. 12, 1974.
Baxter Springs, city of (Cherokee County).	May 24, 1974.
Belleville, city of (Republic County).	Feb. 15, 1974.
Burrton, city of (Harvey County).	Mar. 15, 1974.
Caney, city of (Montgomery County).	Feb. 15, 1974.

Kansas—Continued

Carbondale, city of (Osage County).	May 24, 1974.
Columbus, city of (Cherokee County).	Mar. 1, 1974.
Concordia, city of (Cloud County).	Dec. 28, 1973.
Countryside, city of (Johnson County).	Aug. 23, 1974.
Delia, city of (Jackson County).	Aug. 30, 1974.
Edgerton, city of (Johnson County).	Mar. 8, 1974.
Elkhart, city of (Morton County).	May 24, 1974.
Eureka, city of (Greenwood County).	Apr. 12, 1974.
Frankfort, city of (Marshall County).	Jan. 23, 1974.
Garnett, city of (Anderson County).	Feb. 8, 1974.
Grandview Plaza, city of (Geary County).	Feb. 1, 1974.
Holton, city of (Jackson County).	Feb. 22, 1974.
La Cygne, city of (Linn County).	Mar. 15, 1974.
Lansing, city of (Leavenworth County).	Aug. 23, 1974.
Leroy, city of (Coffey County).	Dec. 28, 1973.
Lincoln Center, city of (Lincoln County).	Mar. 8, 1974.
Logan, City of (Phillips County).	July 19, 1974.
Louisburg, city of (Miami County).	Mar. 1, 1974.
Madison, city of (Greenwood County).	July 19, 1974.
Marquette, city of (McPherson County).	Dec. 17, 1973.
Minneola, city of (Clark County).	June 21, 1974.
Moline, city of (Elk County)	Feb. 22, 1974.
Mound City, city of (Linn County).	Mar. 1, 1974.
Nortonville, city of (Jefferson County).	Do.
Osborne, city of (Osborne County).	Mar. 15, 1974.
Oskaloosa, city of (Jefferson County).	May 24, 1974.
Pawnee Rock, city of (Barton County).	Jan. 10, 1974.
Pomona, city of (Franklin County).	Feb. 8, 1974.
Riley, city of (Riley County)	Feb. 15, 1974.
Rofland Park, city of (Johnson County).	May 31, 1974.
Rossville, city of (Shawnee County).	Jan. 9, 1974.
Russell, city of (Russell County).	Feb. 8, 1974.
Smith Center, city of (Smith County).	June 28, 1974.
Stockton, city of (Cook County).	June 21, 1974.
Westmoreland, city of (Pottawatomie County).	Mar. 8, 1974.
Willard, city of (Shawnee County).	Aug. 16, 1974.
Total	45

Kentucky

Allen, town of (Floyd County).	Jan. 23, 1974.
Arlington, town of (Carlisle County).	May 17, 1974.
Bardstown, city of (Nelson County).	May 31, 1974.
Bardwell, town of (Carlisle County).	May 17, 1974.
Berry, town of (Harrison County).	Aug. 16, 1974.
Bloomfield, city of (Nelson County).	May 10, 1974.

Kentucky—Continued

Booneville, city of (Owsley County).	Feb. 1, 1974.
Bradfordsville, city of (Marion County).	May 10, 1974.
Brodhead, city of (Rock Castle County).	May 17, 1974.
Burgin, city of (Mercer County).	May 10, 1974.
Burkesville, city of (Cumberland County).	Feb. 17, 1974.
Calhoun, town of (McLean County).	Feb. 1, 1974.
Campbellsville, city of (Taylor County).	May 24, 1974.
Catlettsburg, town of (Boyd County).	May 3, 1974.
Central City, city of (Muhlenberg County).	Feb. 1, 1974.
Clay, city of (Webster County).	Do.
Clinton, town of (Hickman County).	May 17, 1974.
Corbin, city of (Whitley County).	June 14, 1974.
Crab Orchard, town of (Lincoln County).	Do.
Danville, city of (Boyle County).	May 31, 1974.
Dover, town of (Mason County).	Aug. 2, 1974.
Falmouth, city of (Pendleton County).	May 24, 1974.
Flemingsburg, town of (Fleming County).	June 7, 1974.
Florence, town of (Boone County).	Feb. 1, 1974.
Fort Thomas, city of (Campbell County).	Jan. 25, 1974.
Ghent, town of (Carroll County).	Jan. 16, 1974.
Glencoe, city of (Gallatin County).	Feb. 1, 1974.
Greenup, town of (Greenup County).	Jan. 23, 1974.
Hardin, city of (Marshall County).	June 14, 1974.
Hardin, town of, Marshall County).	May 10, 1974.
Harrodsburg, city of (Mercer County).	Do.
Hazel, town of (Calloway County).	Aug. 9, 1974.
Hickman, city of Fulton County).	June 28, 1974.
Hodgenville, town of (Larue County).	May 17, 1974.
Hustonville, town of (Lincoln County).	Aug. 2, 1974.
Hyden, city of (Leslie County).	May 24, 1974.
Jamestown, city of (Russell County).	May 10, 1974.
Jenkins, city of (Letcher County).	June 7, 1974.
Lawrenceburg, city of (Anderson County).	Aug. 16, 1974.
Lebanon Junction, city of (Bullitt County).	Mar. 15, 1974.
Leitchfield, town of (Grayson County).	May 10, 1974.
Livingston, city of (Rock Castle County).	Aug. 2, 1974.
Manchester, city of (Clay County).	Feb. 1, 1974.
Martin, town of (Floyd County).	May 24, 1974.
Millersburg, city of (Bourbon County).	May 10, 1974.
Morganfield, town of (Union County).	May 17, 1974.
Morgantown, town of (Butler County).	Feb. 1, 1974.
Mortons Gap, town of (Hopkins County).	May 17, 1974.
Neon, town of (Letcher County).	May 24, 1974.

Kentucky—Continued

Petersburg, town of (Boone County).	Jan. 23, 1974
Prestonville, town of (Carroll County).	Aug. 16, 1974.
Raceland, town of (Greenup County).	Feb. 8, 1974.
Rochester, town of (Butler County).	Feb. 1, 1974.
Rockport, town of (Ohio County).	Do.
Sanders, town of (Carroll County).	Jan. 23, 1974.
Shepherdsville, city of (Bullitt County).	May 24, 1974.
Slaughters, city of (Webster County).	Aug. 16, 1974.
Smithland, town of (Livingston County).	Feb. 1, 1974.
South Shore, town of (Greenup County).	Do.
Sparta, city of (Gallatin County).	Do.
Taylorsville, town of (Spencer County).	Do.
Uniontown, town of (Union County).	May 17, 1974.
Vanceburg, town of (Lewis County).	Feb. 1, 1974.
Vicco, city of (Perry County)	May 10, 1974.
Vine Grove, city of (Hardin County).	May 17, 1974.
Visalia, city of (Kenton County).	Jan. 23, 1974.
Warsaw, city of (Gallatin County).	Feb. 1, 1974.
Wayland, town of (Floyd County).	Aug. 23, 1974.
Wheat Croft, town of (Webster County).	Feb. 15, 1974.
Winston Park, town of (Kenton County).	Jan. 23, 1974.
Woodbury, town of (Butler County).	Feb. 1, 1974.
Worthville, town of (Carroll County).	Jan. 23, 1974.
Total	72

Louisiana

Albany, village of (Livingston Parish).	Apr. 12, 1974.
Basile, town of (Evangeline Parish).	May 24, 1974.
Benton, town of (Bossier Parish).	June 14, 1974.
Boyce, town of (Rapides Parish).	Apr. 5, 1974.
Clarence, village of (Natchitoches Parish).	Mar. 1, 1974.
Doyline, village of (Webster Parish).	Apr. 5, 1974.
Duson, town of (Lafayette Parish).	Do.
Grand Coteau, town of (St. Landry Parish).	Dec. 7, 1973.
Kinder, town of (Allen Parish).	Apr. 5, 1974.
Mermentau, town of (Acadia Parish).	Nov. 23, 1973.
Morse, town of (Acadia Parish).	Do.
Oberlin, city of (Allen Parish).	June 21, 1974.
Pearl River, town of (St. Tammany Parish).	May 24, 1974.
Ringgold, town of (Bienville Parish).	May 3, 1974.
Robeline, village of (Natchitoches Parish).	Apr. 12, 1973.
Roseland, town of (Tangipahoa Parish).	Oct. 26, 1973.
Scott, town of (Lafayette Parish).	June 28, 1974.
Sicily Island, village of (Catahoula Parish).	Dec. 28, 1973.
Springfield, town of (Livingston Parish).	Aug. 23, 1974.

Louisiana—Continued

Sterlington, town of (Ouachita Parish).	Dec. 17, 1973.
Sun, village of (St. Tammany Parish).	Aug. 30, 1974.
Tickfaw, village of (Tangipahoa Parish).	Do.
Turkey Creek, village of (Evangeline Parish).	Do.
Ville Platte, town of (Evangeline Parish).	May 17, 1974.
Westlake, town of (Calcasieu Parish).	Do.
Total	25

Maine

Beals, town of (Washington County).	Aug. 16, 1974.
Berwick, town of (York County).	Aug. 9, 1974.
Blaine, town of (Aroostock County).	Aug. 2, 1974.
Buckfield, town of (Oxford County).	Do.
Burnham, town of (Waldo County).	July 26, 1974.
Buxton, town of (York County).	Apr. 5, 1974.
Cornish, town of (York County).	May 28, 1974.
Dayton, town of (York County).	June 28, 1974.
Dexter, town of (Penobscot County).	Mar. 15, 1974.
Grand Isle, town of (Aroostock County).	Aug. 2, 1974.
Limington, town of (York County).	May 31, 1974.
Minot, town of (Androscoggin County).	Feb. 1, 1974.
Parsonfield, town of (York County).	June 28, 1974.
Phillips, town of (Franklin County).	June 14, 1974.
Poland, town of (Androscoggin County).	Feb. 22, 1974.
Sabattus, town of (Androscoggin County).	May 31, 1974.
Strong, town of (Franklin County).	June 14, 1974.
Whitefield, town of (Lincoln County).	July 26, 1974
Total	18

Maryland

Centreville, town of (Queen Annes County).	July 26, 1974.
Church Hill, town of (Queen Annes County).	Aug. 16, 1974.
Hancock, town of (Washington County).	Aug. 9, 1974.
Queen Anne, town of (Queen Annes County).	Do.
Sharptown, town of (Wicomico County).	Do.
Total	5

Massachusetts

Amesbury, town of (Essex County).	June 14, 1974.
Ashfield, town of (Franklin County).	June 28, 1974.
Avon, town of (Norfolk County).	June 21, 1974.
Barre, town of (Worcester County).	May 17, 1974.
Blandford, town of (Hampden County).	July 26, 1974.
Boxford, town of (Essex County).	Aug. 30, 1974.
Boylston, town of (Worcester County).	Aug. 23, 1974.
Bridgewater, town of (Plymouth County).	July 19, 1974.
Brimfield, town of (Hampden County).	Do.

Massachusetts—Continued

Brookfield, town of (Worcester County).	May 3, 1974.
Carlisle, town of (Middlesex County).	Aug. 16, 1974.
Chester, town of (Hampden County).	July 19, 1974.
Chesterfield, town of (Hampshire County).	Aug. 30, 1974.
Clarksburg, town of (Berkshire County).	July 26, 1974.
Clinton, town of (Worcester County).	Aug. 9, 1974.
Colrain, town of (Franklin County).	July 26, 1974.
Conway, town of (Franklin County).	Aug. 2, 1974.
East Brookfield, town of (Worcester County).	June 7, 1974.
East Hampton, town of (Hampshire County).	June 21, 1974.
Erving, town of (Franklin County).	June 28, 1974.
Freetown, town of (Bristol County).	Aug. 2, 1974.
Gill, town of (Franklin County).	Mar. 15, 1974.
Granville, town of (Hampden County).	Aug. 30, 1974.
Halifax, town of (Plymouth County).	July 26, 1974.
Hancock, town of (Berkshire County).	June 28, 1974.
Holliston, town of (Middlesex County).	Aug. 2, 1974.
Hopkinton, town of (Middlesex County).	July 19, 1974.
Hudson, town of (Middlesex County).	July 26, 1974.
Leverett, town of (Franklin County).	June 28, 1974.
Maynard, town of (Middlesex County).	July 26, 1974.
Medway, town of (Norfolk County).	Aug. 9, 1974.
Mileford, town of (Worcester County).	July 26, 1974.
Millis, town of (Norfolk County).	July 19, 1974.
North Brookfield, town of (Worcester County).	June 21, 1974.
Northfield, town of (Franklin County).	Aug. 9, 1974.
Oakham, town of (Worcester County).	Aug. 2, 1974.
Paxton, Town of (Worcester County).	July 26, 1974.
Pelham, town of (Hampshire County).	June 28, 1974.
Phillipston, town of (Worcester County).	Aug. 9, 1974.
Princeton, town of (Worcester County).	Aug. 30, 1974.
Rochester, town of (Plymouth County).	July 19, 1974.
Rowley, town of (Essex County).	July 26, 1974.
Russell, town of (Hampden County).	June 28, 1974.
Shirley, town of (Middlesex County).	Do.
Southborough, town of (Worcester County).	Aug. 2, 1974.
Stoneham, town of (Middlesex County).	Do.
Templeton, town of (Worcester County).	Do.
Upton, town of (Worcester County).	Aug. 16, 1974.
West Boylston, Town of (Worcester County).	July 26, 1974.
Weston, town of (Middlesex County).	Do.
Wilbraham, town of (Hampden County).	May 17, 1974.
Winchedon, town of (Worcester County).	Aug. 23, 1974.
Winchester, town of (Middlesex County).	July 19, 1974.
Total	53

Michigan

Almont, village of (Lapeer County).	May 10, 1974.
Ash, township of (Monroe County).	June 14, 1974.
Bedford, township of (Monroe County).	Feb. 15, 1974.
Clyde, township of (St. Clair County).	July 26, 1974.
Delhi Chapter, township of (Ingham County).	Do.
Dowagiac, city of (Cass County).	June 28, 1974.
Flat Rock, city of (Wayne County).	May 17, 1974.
Frankenmuth, city of (Saginaw County).	Jan. 23, 1974.
Ida, township of (Monroe County).	June 21, 1974.
Manchester, village of (Washtenaw County).	Feb. 22, 1974.
Memphis, village of (St. Clair County).	May 17, 1974.
Milan, Township of (Monroe County).	May 24, 1974.
Olivet, city of (Eaton County).	May 17, 1974.
Parchment, city of (Kalamazoo County).	May 10, 1974.
Plymouth, city of (Wayne County).	May 17, 1974.
Plymouth, township of (Wayne County).	Aug. 9, 1974.
Raisinville, township of (Monroe County).	Feb. 5, 1974.
Riverview, city of (Wayne County).	May 3, 1974.
South Rockwood, village of (Monroe County).	Feb. 1, 1974.
Springfield, city of (Calhoun County).	June 28, 1974.
Sumpter, township of (Wayne County).	Do.
Traverse, city of (Grand Traverse County).	May 24, 1974.
Weesaw, township of (Berrien County).	June 28, 1974.
Total	23

Minnesota

Arlington, city of (Sibley County).	May 17, 1974.
Aurora, city of (St. Louis County).	Apr. 5, 1974.
Avon, city of Stearns County).	Mar. 29, 1974.
Barnum, city of (Carlton County).	Aug. 23, 1974.
Big Falls, city of (Koochiching County).	Aug. 30, 1974.
Bluffton, city of (Otter Tail County).	Aug. 9, 1974.
Branch, city of (Chisago County).	Aug. 30, 1974.
Brooks, city of (Red Lake County).	Aug. 9, 1974.
Brownton, city of (Mcleod County).	May 3, 1974.
Buckman, city of (Morrison County).	Aug. 9, 1974.
Campbell, city of (Wilkin County).	Aug. 2, 1974.
Chandler, city of (Murray County).	Aug. 9, 1974.
Chokio, city of (Stevens County).	May 3, 1974.
Clinton, city of (Big Stone County).	May 17, 1974.
Clontarf, city of (Swift County).	July 19, 1974.
Cohasset, city of (Itasca County).	May 31, 1974.
Corcoran, city of (Hennepin County).	June 7, 1974.
Cosmos, city of (Meeker County).	May 17, 1974.
Courtland, city of (Nicollet County).	July 19, 1974.

Minnesota—Continued

Cromwell, city of (Carlton County).	Aug. 30, 1974.
Currie, city of (Murray County).	Aug. 2, 1974.
Cyrus, city of (Pope County).	Aug. 9, 1974.
Danvers, city of (Swift County).	Do.
Deer Creek, city of (Otter Tail County).	Aug. 16, 1974.
Degraff, city of (Swift County).	Aug. 9, 1974.
Delavan, city of (Faribault County).	Aug. 16, 1974.
Eden Valley, city of (Stearns County).	May 3, 1974.
Ellsworth, city of (Nobles County).	Do.
Elmdale, city of (Morrison County).	Aug. 9, 1974.
Elmore, city of (Faribault County).	May 14, 1974.
Erhard, city of (Otter Tail County).	Aug. 9, 1974.
Eveleth, city of (St. Louis County).	June 7, 1974.
Eyota, city of (Olmstead County).	Apr. 12, 1974.
Fairfax, city of (Renville County).	Mar. 29, 1974.
Fairmont, city of (Martin County).	June 7, 1974.
Fisher, city of (Polk County).	Aug. 2, 1974.
Foreston, city of (Mille Lacs County).	Do.
Ghent, city of (Lyon County).	Do.
Gibbon, city of (Sibley County).	June 21, 1974.
Glyndon, city of (Clay County).	May 17, 1974.
Goodhue, city of (Goodhue County).	May 24, 1974.
Graceville, city of (Big Stone County).	May 17, 1974.
Granada, city of (Martin County).	Aug. 2, 1974.
Greenwald, city of (Stearns County).	Aug. 23, 1974.
Henning, city of (Otter Tail County).	May 3, 1974.
Heron Lake, city of (Jackson County).	May 24, 1974.
Hewitt, city of (Todd County).	Aug. 9, 1974.
Hills, city of (Rock County).	April 12, 1974.
Holdingford, city of (Stearns County).	May 17, 1974.
Holland, city of (Pipestone County).	Aug. 30, 1974.
Humboldt, city of (Kittson County).	Aug. 9, 1974.
Ihlen, city of (Pipestone County).	Aug. 2, 1974.
International Falls, city of (Koochiching County).	June 7, 1974.
Jenkins, city of (Crow Wing County).	Aug. 23, 1974.
Keewatin, city of (Itasca County).	May 3, 1974.
Kenyon, city of (Goodhue County).	May 24, 1974.
Kiester, city of (Faribault County).	May 10, 1974.
La Prairie, city of (Itasca County).	Aug. 23, 1974.
Madelia, city of (Watonwan County).	April 12, 1974.
Madison, city of (Lac Qui Parle County).	Do.
Maple Plain, city of (Hennepin County).	May 3, 1974.
Marble, city of (Itasca County).	May 17, 1974.
Mayer, city of (Carver County).	Nov. 23, 1973.
Mazeppa, city of (Wabasha County).	July 19, 1974.

Minnesota—Continued

Medford, city of (Steele County).	April 12, 1974.
Menahga, city of (Wadena County).	Do.
Mendota Heights, city of (Dakota County).	Nov. 23, 1973.
Mendota, city of (Dakota County).	Feb. 8, 1974.
Middle River, city of (Marshall County).	July 19, 1974.
Miesville, city of (Dakota County).	Do.
Millville, city of (Wabasha County).	Aug. 2, 1974.
Minnesota City, city of (Winona County).	Do.
Minnesota Lake, city of (Faribault County).	May 17, 1974.
Morristown, city of (Rice County).	Mar. 29, 1974.
Motley, city of (Morrison County).	Aug. 2, 1974.
Mountain Iron, village of (St. Louis County).	May 24, 1974.
Murdock, city of (Swift County).	Aug. 23, 1974.
New London, city of (Kandiyohi County).	Apr. 5, 1974.
New Richland, city of (Waseca County).	Apr. 12, 1974.
Nicollet, city of (Nicollet County).	Apr. 5, 1974.
Nisswa, city of (Crow Wing County).	Aug. 2, 1974.
North Branch, city of (Chisago County).	May 10, 1974.
Oak Park Heights, city of (Washington County).	Apr. 22, 1974.
Odessa, city of (Big Stone County).	Nov. 23, 1974.
Palisade, city of (Aitkin County).	Aug. 2, 1974.
Pease, city of (Mille Lacs County).	Do.
Peterson, city of (Filmore County).	Aug. 30, 1974.
Pillager, city of (Cass County).	July 19, 1974.
Plummer, city of (Red Lake County).	Aug. 23, 1974.
Prinsburg, city of (Kandiyohi County).	Do.
Quamba, city of (Kannabec County).	Aug. 9, 1974.
Randolph, city of (Dakota County).	July 19, 1974.
Ranier, city of (Koochiching County).	Aug. 9, 1974.
Ravenna, city of (Dakota County).	Feb. 25, 1974.
Richmond, city of (Stearns County).	Mar. 29, 1974.
Rollingstone, city of (Winona County).	Aug. 2, 1974.
Roscoe, city of (Stearns County).	Do.
Rosemont, city of (Dakota County).	June 7, 1974.
Rush City, city of (Chisago County).	May 10, 1974.
Ruthton, city of (Pipestone County).	Aug. 9, 1974.
Rutledge, city of (Pine County).	Do.
Sacred Heart, city of (Renville County).	May 3, 1974.
Scanlon, city of (Carlton County).	Nov. 2, 1974.
Sebeka, city of (Wadena County).	Apr. 12, 1974.
Spring Lake Park, city of (Anoka County).	May 10, 1974.
St. Bonifacius, City of (Hennepin County).	June 7, 1974.
St. Clair, city of (Blue Earth County).	Aug. 23, 1974.
St. Francis, city of (Anoka County).	June 28, 1974.
St. Stephen, city of (Stearns County).	Aug. 23, 1974.
Taunton, city of (Lyon County).	July 19, 1974.
Taylor Falls, city of (Chisago County).	May 24, 1974.
Thomson, city of (Carlton County).	Aug. 2, 1974.
Trosky, city of (Pipestone County).	Aug. 9, 1974.
Twin Lakes, city of (Freeborn County).	Aug. 2, 1974.
Tyler, city of (Lincoln County).	May 3, 1974.
Vermillion, city of (Itasco County).	Aug. 9, 1974.
Waldorf, city of (Waseca County).	Do.
Waltham, city of (Mower County).	Do.
Watkins, city of (Meeker County).	Apr. 12, 1974.
Welcome, city of (Martin County).	May 10, 1974.
Winston, city of (St. Louis County).	Aug. 2, 1974.
Wolverton, city of (Wilkin County).	Aug. 9, 1974.
Woodbury, city of (Washington County).	May 31, 1974.

Total ---------- 125

Mississippi

Braxton, village of (Simpson County).	July 19, 1974.
Crowder, town of (Quitman County).	June 7, 1974.
Duncan, town of (Bolivar County).	June 21, 1974.
Florence, town of (Rankin County).	Aug. 23, 1974.
Friars Point, town of (Coahoma County).	June 28, 1974.
Gattman, village of (Monroe County).	July 19, 1974.
Georgetown, town of (Copiah County).	Aug. 2, 1974.
Lake, town of (Scott County).	July 19, 1974.
Puckett, town of (Rankin County).	Aug. 23, 1974.
Ripley, city of (Tippah County).	June 7, 1974.
Sallis, village of (Attala County).	Aug. 9, 1974.
Schlater, town of (Leflore County).	Aug. 23, 1974.
Shubuta, town of (Clarke County).	June 7, 1974.
Walnut Grove, town of (Leake County).	June 28, 1974.
Winstonville, town of (Bolivar County).	July 19, 1974.

Total ---------- 15

Missouri

Albany, city of (Gentry County).	May 17, 1974.
Amazonia, town of (Andrew County).	Aug. 16, 1974.
Anderson, city of (McDonald County).	May 17, 1974.
Anniston, town of (Mississippi County).	May 3, 1974.
Arbyrd, town of (Dunklin County).	Aug. 30, 1974.
Archie, town of (Cass County).	June 7, 1974.
Ava, city of (Douglas County).	May 17, 1974.
Bel Nor, village of (St. Louis County).	Apr. 5, 1974.
Berger, city of (Franklin County).	Aug. 30, 1974.
Bland, city of (Gasconado County).	May 17, 1974.
Bloomfield, city of (Stoddard County).	Dec. 28, 1973.
Brunswick, town of (Charlton County).	Mar. 29, 1974.
Buckner, town of (Jackson County).	Dec. 28, 1973.
California, city of (Moniteau County).	Apr. 5, 1974.
Cameron, city of (Clinton and DeKalb Counties).	May 17, 1974.
Campbell, city of (Dunklin County).	Mar. 29, 1974.
Carl Junction, city of (Jasper County).	Feb. 8, 1947.
Carterville, town of (Jasper County).	Dec. 28, 1973.
Center, town of (Ralls County).	July 26, 1974.
Cole Camp, city of (Benton County).	June 14, 1974.
Conway, town of (Laclede County).	May 10, 1974.
Crane, city of (Stone County).	June 7, 1974.
Duniphan, city of (Ripley County).	Mar. 1, 1974.
Duenweg, city of (Jasper County).	May 3, 1974.
Edina, city of (Knox County).	Dec. 17, 1973.
Fisk, city of (Butler County).	Mar. 29, 1974.
Fulton, city of (Callaway County).	May 17, 1974.
Gainesville, town of (Ozark County).	Dec. 28, 1973.
Galena, city of (Stone County).	Aug. 30, 1974.
Glenaire, village of (Clay County).	June 14, 1974.
Granby, city of (Newton County).	Apr. 12, 1974.
Hanley Hills, town of (St. Louis County).	Aug. 2, 1974.
Hardin, city of (Ray County).	June 7, 1974.
Hartville, town of (Wright County).	June 28, 1974.
Harviell, town of (Butler County).	Aug. 30, 1974.
Hillsdale, village of (St. Louis County).	Apr. 5, 1974.
Hurley, town of (Stone County).	May 3, 1974.
Lamar, town of (Barton County).	Dec. 28, 1973.
Lincoln, town of (Benton County).	May 31, 1974.
Lutesville, city of (Bollinger County).	May 10, 1974.
Manchester, city of (St. Louis County).	Dec. 17, 1973.
Marble Hill, city of (Bollinger County).	May 10, 1974.
Marceline, city of (Linn County).	Mar. 29, 1974.
Marionville, city of (Lawrence County).	May 17, 1974.
Mariborough, village of (St. Louis County).	May 31, 1974.
Marston, city of (New Madrid County).	May 24, 1974.
Mary Ridge, village of (St. Louis County).	Apr. 5, 1974.
Missouri City, village of (Clay County).	Aug. 16, 1974.
Naylor, city of (Ripley County).	Mar. 1, 1974.
Nixa, city of (Christian County).	June 28, 1974.
Noel, town of (McDonald County).	May 24, 1974.
Norborne, city of (Carroll County).	Apr. 5, 1974.
Northmoor, town of (Platte County).	July 19, 1974.
Ozark, city of (Christian County).	Dec. 28, 1973.

Missouri—Continued	
Palmyra, city of (Marion County).	Mar. 29, 1974.
Puxico, town of (Stoddard County).	Mar. 8, 1974.
Riverview, city of (St. Louis County).	June 28, 1974.
Saginaw, town of (Newton County).	Aug. 30, 1974.
Scott City, city of (Scott County).	Apr. 12, 1974.
Shoal Creek Drive, town of (Newton County).	Aug. 16, 1974.
Sibley, village of (Jackson County).	Aug. 30, 1974.
St. Clair, town of (Franklin County).	Apr. 12, 1974.
Strasburg, city of (Cass County).	Aug. 16, 1974.
Versailles, city of (Morgan County).	Apr. 5, 1974.
Warrensburg, city of (Johnson County).	Dec. 17, 1973.
Warsaw, city of (Benton County).	Mar. 29, 1974.
Windsor, city of (Henry County).	Apr. 5, 1974.
Total	67
Montana	
Baker, city of (Fallon County).	Mar. 15, 1974.
Big Sandy, town of (Chouteau County).	Mar. 29, 1974.
Broadus, town of (Powder River County).	Aug. 23, 1974.
Darby, town of (Ravalli County).	Jan. 9, 1974.
Ennis, town of (Madison County).	Mar. 15, 1974.
Fairview, town of (Richland County).	Aug. 16, 1974.
Forsyth, city of (Rosebud County).	Mar. 8, 1974.
Fort Benton, city of (Chouteau County).	May 10, 1974.
Glasgow, city of (Valley County).	Jan. 9, 1974.
Hot Springs, town of (Sanders County.	June 7, 1974.
Kalispell, city of (Flathead County).	Feb. 15, 1974.
Montana	
Plains, town of (Sanders County).	Mar. 22, 1974.
Rosebud County	Aug. 2, 1974.
Stanford, town of (Judith Basin County).	June 28, 1974.
Stillwater County	Aug. 16, 1974.
White Sulphur Springs, city of (Meager County).	May 24, 1974.
Whitefish, city of (Flathead County).	May 31, 1974.
Total	17.
Nebraska	
Brock, village of (Nemaha County).	Aug. 16, 1974.
Clay Center, city of (Clay County).	Mar. 22, 1974.
Elm Creek, village of (Buffalo County).	May 31, 1974.
Ewing, village of (Holt County).	May 3, 1974.
Fullerton, city of (Nance County).	June 7, 1974.
Hay Springs, city of (Sheridan County).	Mar. 22, 1974.
Lynch, village of (Boyd County).	Nov. 8, 1973.
Nemaha, village of (Nemaha County).	Aug. 20, 1974.
Nickerson, village of (Dodge County).	Jan. 23, 1974.
Nebraska—Continued	
Oakdale, village of (Antelope County).	Dec. 28, 1973.
Paxton, village of (Keith County).	May 24, 1974.
Ponca, city of (Dixon County).	Apr. 12, 1974.
Ralston, city of (Douglas County).	Jan. 23, 1974.
Rushville, city of (Sheridan County).	May 3, 1974.
Shelton, village of (Buffalo County).	Mar. 22, 1974.
Stromsburg, city of (Polk County).	May 17, 1974.
Terrytown, village of (Scotts Bluff County).	Dec. 17, 1973.
Unadilla, village of (Otoe County).	Aug. 23, 1974.
Wisner, city of (Cuming County).	Dec. 7, 1973.
Total	19.
Nevada	
Boulder City, city of (Clark County).	June 28, 1974.
Caliente, city of (Lincoln County).	Mar. 29, 1974.
Carson City, city and county of.	May 24, 1974.
Wells, city of (Elko County).	July 26, 1974.
Total	4.
New Hampshire	
Allenstown, town of (Merrimack County).	Apr. 5, 1974.
Andover, town of (Merrimack County).	June 28, 1974.
Bartlett, town of (Carroll County).	Do.
Bedford, town of (Hillsborough County).	Mar. 29, 1974.
Bethlehem, town of (Grafton County).	June 28, 1974.
Boscawen, town of (Merrimack County).	Mar. 15, 1974.
Bradford, town of (Merrimack County).	June 28, 1974.
Bridgewater, town of (Grafton County).	Aug. 16, 1974.
Bristol, town of (Grafton County).	June 21, 1974.
Campton, town of (Grafton County).	Apr. 5, 1974.
Canaan, town of (Grafton County).	June 28, 1974.
Charlestown, town of (Sullivan County).	May 31, 1974.
Chichester, town of (Merrimack County).	Apr. 5, 1974.
Concord, city of (Merrimack County).	Aug. 2, 1974.
Cornish, town of (Sullivan County).	Apr. 5, 1974.
Epsom, town of (Merrimack County).	Mar. 15, 1974.
Francestown, town of (Hillsborough County).	June 14, 1974.
Franconia, town of (Grafton County).	Aug. 16, 1974.
Freedom, town of (Carroll County).	Aug. 30, 1974.
Gilford, town of (Belknap County).	June 28, 1974.
Gorham, town of (Cos County).	Mar. 1, 1974.
Haverhill, town of (Grafton County).	Mar. 8, 1974.
Henniker, town of (Merrimack County).	Mar. 15, 1974.
Hudson, town of (Hillsborough County).	Mar. 8, 1974.
Jackson, town of (Carroll County).	Aug. 30, 1974.
New Hampshire—Continued	
Littleton, town of (Grafton County).	May 31, 1974.
Londonderry, town of (Rockingham County).	Aug. 9, 1974.
Loudon, town of (Merrimack County).	Aug. 2, 1974.
Marlborough, town of (Cheshire County).	June 28, 1974.
Milan, town of (Coos County).	Do.
New Boston, town of (Hillsborough County).	Do.
New Castle, town of (Rockingham County).	May 31, 1974.
New Hampton, town of (Belknap County).	Mar. 8, 1974.
Newmarket, town of (Rockingham County).	June 28, 1974.
Northfield, town of (Merrimack County).	Mar. 22, 1974.
Nottingham, town of (Rockingham County).	June 28, 1974.
Pittsfield, town of (Merrimack County).	Mar. 15, 1974.
Plymouth, town of (Grafton County).	May 3, 1974.
Raymond, town of (Rockingham County).	Aug. 9, 1974.
Rumney, town of (Grafton County).	Mar. 15, 1974.
Rye, town of (Rockingham County).	June 28, 1974.
Sandwich, town of (Carroll County).	July 26, 1974.
Seabrook, town of (Rockingham County).	Aug. 2, 1974.
Somersworth, town of (Strafford County).	Aug. 16, 1974.
Stratford, town of (Coos County).	July 26, 1974.
Sugar Hill, town of (Grafton County).	Aug. 23, 1974.
Sunapee, town of (Sullivan County).	June 28, 1974.
Sutton, town of (Merrimack County).	Do.
Swanzey, town of (Cheshire County).	July 19, 1974.
Tamworth, town of (Carroll County).	Do.
Unity, town of (Sullivan County).	May 31, 1974.
Wakefield, town of (Carroll County).	July 26, 1974.
Warner, town of (Merrimack County).	Aug. 9, 1974.
Wentworth, town of (Grafton County).	Aug. 16, 1974.
Whitefield, town of (Coos County).	July 26, 1974.
Wilmot, town of (Merrimack County).	Aug. 16, 1974.
Windham, town of (Rockingham County).	Do.
Total	57
New Jersey	
Audubon Park, borough, (Camden County).	June 21, 1974.
Bordentown, township of (Burlington County).	June 28, 1974.
Edgewater, borough of (Bergen County).	Aug. 2, 1974.
Elk, town of (Gloucester County).	June 28, 1974.
Florence, township of (Burlington County).	Do.
Frankford, township of (Sussex County).	Jan. 31, 1974.
Franklin, township of (Hunterdon County).	July 26, 1974.
Hamburg, borough of (Sussex County).	June 14, 1974.
Hampton, borough of (Hunterdon County).	June 7, 1974.

New Jersey—Continued

Harrison, town of (Hudson County).	June 28, 1974.
Jamesburg, borough of (Middlesex County).	Do.
Kinnelon, borough of (Morris County).	July 13, 1973.
Leona, borough of (Bergen County).	June 21, 1974.
Liberty, township of (Warren County).	Aug. 9, 1974.
Milford, borough of (Hunterdon County).	June 28, 1974.
Millstone, township of (Monmouth County).	Mar. 29, 1974.
Oaklyn, borough of (Camden County).	Feb. 22, 1974.
Penns Grove, borough of (Salem County).	June 28, 1974.
Prospect Park, borough of (Passaic County).	May 3, 1974.
South Hackensack, township of (Bergen County).	June 14, 1974.
South Harrison, township of (Gloucester County).	June 28, 1974.
Springfield, township (Burlington County).	July 26, 1974.
Upper Freehold, township of (Monmouth County).	Mar. 22, 1974.
Weehawken, township of (Hudson County).	Aug. 2, 1974.
Westampton, township of (Burlington County).	June 28, 1974.
Winfield, township of (Union County).	Mar. 8, 1974.
Wrightstown, borough of (Burlington County).	June 28, 1974.
Total ----------	27

New Mexico

Bayard, village of (Grant County).	Aug. 30, 1974.
Chama, village of (Rio Arriba County).	Aug. 16, 1974.
Cimarron, village of (Colfax County).	May 17, 1974.
Eunice, city of (Lea County)	Aug. 30, 1974.
Grants, city of (Valencia County).	June 28, 1974.
Hurley, town of (Grant County).	Do.
Las Vegas, city of (San Miguel County).	Do.
Magdalena, village of (Socorro County).	Aug. 2, 1974.
Mora County----------	Aug. 9, 1974.
Otero County----------	Do.
Taos County----------	Aug. 30, 1974.
Taos, town of (Taos County)	May 17, 1974.
Tatum, town of (Lea County).	June 21, 1974.
Total ----------13	

New York

Adams, town of (Jefferson County).	May 31, 1974.
Alabama, town of (Genesee County).	May 3, 1974.
Albion, village of (Orleans County).	May 24, 1974.
Alexandria, town of (Jefferson County.)	May 31, 1974.
Altamont, village of (Albany County).	Apr. 12, 1974.
Andes, town of (Delaware County).	Aug. 16, 1974.
Antwerp, village of (Jefferson County).	May 31, 1974.
Arcade, village of (Wyoming County).	Do.
Ava, town of (Oneida County).	June 28, 1974.
Baldwin, town of (Chemung County).	May 31, 1974.
Ballston, town of (Saratoga County).	Aug. 2, 1974.
Barton, town of (Tioga County).	June 21, 1974.
Beekmantown, town of (Clinton County).	Aug. 30, 1974.
Berlin, town of (Rensselaer County).	Do.
Boonville, village of (Oneida County).	May 31, 1974.
Bovina, town of (Delaware)	June 28, 1974
Bridgewater, village of (Oneida County).	May 17, 1974.
Brightwaters, village of (Suffolk County).	May 10, 1974.
Brookfield, town of (Madison County).	Aug. 2, 1974.
Canastota, village of (Madison County).	Mar. 29, 1974.
Candor, town of (Tioga County).	Aug. 2, 1974.
Canton, village of (St. Lawrence County).	Aug. 16, 1974.
Castleton on the Hudson, village of (Rensselar County).	Mar. 1, 1974.
Castorland, village of (Lewis County).	Aug. 9, 1974.
Celoron, village of (Chautauqua County).	Feb. 15, 1974.
Centre Island, village of (Nassau County).	Aug. 9, 1974.
Champion, town of (Jefferson County).	May 31, 1974.
Champlain, town of (Clinton County).	Do.
Charleston, town of (Montgomery County).	July 26, 1974.
Chaumont, village of (Jefferson County).	May 17, 1974.
Cherry Creek, village of (Chautauqua County).	May 10, 1974.
Clayville, village of (Oneida County).	May 24, 1974.
Cleveland, village of (Oswego County).	May 31, 1974.
Clyde, village of (Wayne County).	Do.
Cold Spring, town of (Cattaraugus County).	June 21, 1974.
Cold Spring, village of (Putnam County).	Mar. 8, 1974.
Columbia, town of (Herkimer County).	Mar. 29, 1974.
Conewango, town of (Cattaraugus County).	June 28, 1974.
Conquest, town of (Cayuga County).	Aug. 16, 1974.
Constableville, village of Lewis County).	Aug. 9, 1974.
Corinth, town of (Saratoga County).	Aug. 2, 1974.
Covert, town of (Seneca County).	July 19, 1974.
Croghan, village of (Lewis County).	May 31, 1974.
Danube, town of (Herkimer County).	Apr. 5, 1974.
Dayton, town of (Cattaraugus County).	Aug. 9, 1974.
De Ruyter, village of (Madison County).	May 24, 1974.
Deposit, town of (Delaware County).	June 21, 1974.
Dobbs Ferry, village of (Westchester County).	May 17, 1974.
Eaton, town of (Madison County).	May 3, 1974.
Ellisburg, village of (Jefferson County).	Aug. 30, 1974.
Evans Mills, village of (Jefferson County).	May 17, 1974.
Fairfield, town of (Herkimer County).	Mar. 29, 1974.
Farmersville, town of (Cattaraugus County).	June 28, 1974.
Fillmore, village of (Allegany County).	Feb. 1, 1974.
Fishkill, village of (Dutchess County).	June 21, 1974.
Forest Port, town of (Oneida County).	June 28, 1974.
Fort Ann, village of (Washington County).	Apr. 12, 1974.
Franklin, town of (Franklin County).	May 31, 1974.
Franklin, village of (Delaware County).	Do.
Franklinville, village of (Cattaraugus County).	Do.
Freedom, town of (Cattaraugus County).	Do.
Genoa, town of (Cayuga County).	June 28, 1974.
Georgetown, town of (Madison County).	Aug. 2, 1974.
Glen Park, village of (Jefferson County).	Mar. 29, 1974.
Great Valley, town of (Cattaraugus County).	June 28, 1974.
Greenville, town of (Greene County).	July 26, 1974.
Greig, town of (Lewis County).	June 28, 1974.
Grove, town of (Allegany County).	Do.
Hamden, town of (Delaware County).	Do.
Harpersfield, town of (Delaware County).	July 26, 1974.
Harrisburg, town of (Lewis County).	Aug. 30, 1974.
Haverstraw, village of (Rockland County).	Apr. 12, 1974.
Herrings, village of (Jefferson County).	Aug. 9, 1974.
Hudson Falls, village of (Washington County).	May 31, 1974.
Humphrey, town of (Cattaraugus County).	Aug. 30, 1974.
Hunter, village of (Greene County).	Aug. 16, 1974.
Ira, town of (Cayuga County).	July 26, 1974.
Ischua, town of (Cattaraugus County).	May 31, 1974.
Italy, town of (Yates County).	June 28, 1974.
Keeseville, village of (Essex County).	May 31, 1974.
Ledyard, town of (Cayuga County).	July 19, 1974.
Lenox, town of (Madison County).	May 10, 1974.
Leon, town of (Cattaraugus County).	May 31, 1974.
Lewis, town of (Lewis County).	June 28, 1974.
Lexington, town of (Greene County).	Aug. 23, 1974.
Lincoln, town of (Madison County).	Apr. 12, 1974.
Lisbon, town of (St. Lawrence County).	Aug. 16, 1974.
Lisle, town of (Broome County).	Feb. 15, 1974.
Lisle, village of (Broome County).	Aug. 9, 1974.
Litchfield, town of (Herkimer County).	Mar. 15, 1974.
Livingston, town of (Columbia County).	May 24, 1974.
Lodi, town of (Seneca County).	July 26, 1974.
Lyndon, town of (Cattaraugus County).	Aug. 9, 1974.
Lyons, village of (Wayne County).	May 3, 1974.
Lyonsdale, town of (Lewis County).	Aug. 16, 1974.
Mansfield, town of (Cattaraugus County).	May 31, 1974.
Martinsburg, town of (Lewis County).	June 28, 1974.
Masonville, town of (Delaware County).	Do.

N.Y.—Continued

Millport, village of (Chemung County).	Aug. 9, 1974.
Montezuma, town of (Cayuga County).	May 31, 1974.
Montour, town of (Schuyler County).	July 19, 1974.
Moravia, town of (Cayuga County).	June 14, 1974.
Moreau, town of (Saratoga County).	Aug. 9, 1974.
Morristown, village of (St. Lawrence County).	May 31, 1974.
Morrisville, village of (Madison County).	Mar. 8, 1974.
Mount Hope, town of (Orange County).	May 24, 1974.
Munnsville, Village of (Madison County).	Aug. 30, 1974.
Napoli, town of (Cattaraugus County).	June 14, 1974.
Nassau, village of (Rensselaer County).	Mar. 22, 1974.
Nelliston, village of (Montgomery County).	Feb. 15, 1974.
New Berlin, village of (Chenango County).	May 31, 1974.
New Haven, town of (Oswego County).	July 19, 1974.
Newark Valley, village of (Tioga County).	June 7, 1974.
Nichols, town of (Tioga County).	June 28, 1974.
Nichols, village of (Tioga County).	June 7, 1974.
North Collins, town of	May 24, 1974.
North Syracuse, village of (Onondaga County).	June 7, 1974.
Orange, town of (Schuyler County).	July 26, 1974.
Osceola, town of (Lewis County).	Aug. 16, 1974.
Oswego, town of (Oswego County).	May 31, 1974.
Otisco, town of (Onondaga County).	Do.
Otto, town of (Cattaraugus County).	Do.
Ovid, town of (Seneca County).	July 26, 1974.
Owasco, town of (Cayuga County).	May 31, 1974.
Palatine Bridge, village of (Montgomery County) .	Feb. 15, 1974.
Panama, village of (Chautauqua County).	Aug. 9, 1974.
Pelham, village of (Westchester County).	May 17, 1974.
Perry, town of (Wyoming County).	June 28, 1974.
Perrysburg, town of (Cattaraugus County).	May 17, 1974.
Portage, town of (Livingston County).	Aug. 16, 1974.
Rathbone, town of (Steuben County).	Aug. 2, 1974.
Rensselaer, city of (Rensselaer County).	July 26, 1974.
Richburg, village of (Allegany County).	Aug. 9, 1974.
Richmondville, village of (Schoharie County).	May 31, 1974.
Romulus, town of (Seneca County).	July 26, 1974.
Rose, town of (Wayne County).	June 28, 1974.
Rosendale, town of (Ulster County).	May 31, 1974.
Roslyn Harbor, village of (Nassau County).	June 28, 1974.
Rouses Point, village of (Clinton County).	June 14, 1974.
Rutland, town of (Jefferson County).	June 7, 1974.
Salem, village of (Washington County).	Apr. 12, 1974.
Sandy Creek, town of (Oswego County).	May 24, 1974.
Schoharie, village of (Schoharie County).	May 31, 1974.
Scipio, town of (Cayuga County).	Do.
Scriba, town of (Oswego County).	July 19, 1974.
Sempronius, town of (Cayuga County).	May 31, 1974.
Sennett, town of (Cayuga County).	June 14, 1974.
Sherburne, village of (Chenango County).	May 31, 1974.
South Dayton, village of (Cattaraugus County).	Do.
South Glens Falls, village of (Saratoga County).	Apr. 12, 1974.
Spencer, town of (Tioga County).	Aug. 9, 1974.
St. Johnsville, town of (Montgomery County).	Feb. 15, 1974.
Stamford, village of (Delaware County).	May 17, 1974.
Sterling, town of (Cayuga County).	July 26, 1974.
Steuben, town of (Oneida County).	June 28, 1974.
Therbsa, village of (Jefferson County).	May 10, 1974.
Throop, town of (Cayuga County).	Apr. 12, 1974.
Torrey, town of (Yates County).	May 31, 1974.
Trenton, village of (Oneida County).	Aug. 30, 1974.
Triangle, town of (Broome County).	Apr. 5, 1974.
Truxton, town of (Cortland County).	Do.
Turin, town of (Lewis County).	June 7, 1974.
Vernon, village of (Oneida County).	Mar. 8, 1974.
Victory, town of (Cayuga County).	July 26, 1974.
Victory, village of (Saratoga County).	April 5, 1974.
Waterloo, town of (Seneca County).	July 19, 1974.
Waterville, village of (Oneida County).	June 14, 1974.
Western, town of (Oneida County).	Aug. 2, 1974.
Willing, town of (Allegany County).	Aug. 30, 1974.
Wilton, town of (Saratoga County).	June 14, 1974.
Wolcott, town of (Wayne County).	June 28, 1974.
Woodhull, town of (Steuben County).	July 26, 1974.
Wyoming, village of (Wyoming County).	May 17, 1974.
Total	173

North Carolina

Bridgeton, town of (Craven County).	Feb. 8, 1974.
China Grove, town of (Rowan County).	Jan. 9, 1974.
Conetoe, town of (Edgecombe County).	Do.
Elizabethtown, town (Bladen County).	Dec. 28, 1973.
Enfield, town of (Halifax County).	Nov. 30, 1973.
Lansing, town of (Ashe County).	Feb. 22, 1974.
Lincolnton, city of (Lincoln County).	Apr. 5, 1974.
Macclesfield, town of (Edgecombe County).	Jan. 9, 1974.
McAdenville, city of (Gaston County).	June 21, 1974.
Newland, town of (Avery County).	June 14, 1974.
Old Fort, town of (McDowell County).	Feb. 22, 1974.
Pinetops, town of (Edgecombe County).	Jan. 9, 1974.
Rhodhiss, town of (Caldwell County).	June 21, 1974.
Robbinsville, town of (Graham County).	June 14, 1974.
Rutherfordton, town of (Rutherford County).	Mar. 1, 1974.
Sparta, city (Allegany County).	Feb. 15, 1974.
Speed, town of (Edgecombe County).	Jan. 9, 1974.
Vanceboro, town of (Craven County).	Mar. 1, 1974.
West Smithfield, town of (Johnston County).	Mar. 21, 1974.
Whitakers, town of (Edgecombe County).	May 24, 1974.
Total	20

North Dakota

Bowman, city of (Bowman County).	Mar. 29, 1974.
Hatton, city of (Traill County).	May 10, 1974.
Lakota, city of (Nelson County).	May 3, 1974.
Leeds, city of (Benson County).	Apr. 5, 1974.
Maddock, city of (Benson County).	Mar. 8, 1974.
Napoleon, city of (Logan County).	June 28, 1974.
New Rockford, city of (Eddy County).	Nov. 23, 1973.
Portland, city of (Traill County).	May 10, 1974.
Rugby, city of (Pierce County).	Mar. 22, 1974.
Turtle Lake, city of (McLean County).	Do.
Tuttle, city of (Kidder County).	Jan. 29, 1974.
Washburn, city of (McLean County).	Mar. 22, 1974.
Wilton, city of (McLean and Burleigh County).	May 24, 1974.
Total	13

Ohio

Ada, city of (Hardin County).	June 7, 1974.
Addyston, village of (Hamilton County).	Mar. 1, 1974.
Alexandria, village of (Licking County).	May 31, 1974.
Amsterdam, village of (Jefferson County).	Apr. 12, 1974.
Antwerp, village of (Paulding County).	Mar. 29, 1974.
Apple Creek, village of (Wayne County).	Do.
Arlington Heights, village of (Hamilton County).	Feb. 1, 1974.
Arlington, village of (Hancock County).	May 17, 1974.
Ashley, village of (Delaware County).	Jan. 23, 1974.
Avon, city of (Lorain County).	Apr. 12, 1974.
Baltimore, village of (Fairfield County).	June 21, 1974.
Barnesville, village of (Belmont County).	June 7, 1974.
Batavia, village of (Clermont County).	Nov. 30, 1973.
Belle Valley, village of (Noble County).	Aug. 30, 1974.
Berlin Heights, village of (Erie County).	Apr. 5, 1974.
Bettsville, village of (Seneca County).	Apr. 12, 1974.
Blanchester, village of (Clinton County).	Apr. 5, 1974.
Botkins, village of (Shelby County).	May 31, 1974.
Bowerston, village of (Harrison County).	Aug. 9, 1974.

Ohio	
Broadview Heights, city of (Cuyahoga County).	June 28, 1974.
Brookville, village of (Montgomery County).	Feb. 15, 1974.
Burgoon, village of (Sandusky County).	Aug. 2, 1974.
Camden, village of (Preble County).	May 10, 1974.
Castalia, village of (Erie County).	Mar. 29, 1974.
Chauncey, village of (Athens County).	June 21, 1974.
Cheviot, city of (Hamilton County).	June 7, 1974.
Christiansburg, village of (Champaign County).	Aug. 9, 1974.
Coal Grove, village of (Lawrence County).	June 14, 1974.
Coalton, village of (Jackson County).	Feb. 1, 1974.
Columbus Grove, village of (Putnam County).	Feb. 8, 1974.
Convoy, village of (Van Wert County).	May 31, 1974.
Creston, village of (Wayne County).	Feb. 1, 1974.
Crooksville, village of (Perry County).	Do.
Cuyahoga Heights, village of (Cuyahoga County).	Mar. 29, 1974.
Cygnet, village of (Wood (County).	May 10, 1974.
Delroy, village of (Carroll County).	Aug. 9, 1974.
Dexter City, village of (Noble County).	Aug. 23, 1974.
Donnelsville, village of (Clark County).	Feb. 1, 1974.
Dupont, village of (Putnam County).	Aug 9, 1974.
Elida, village of (Allen County).	Mar. 29, 1974.
Evendale, village of (Hamilton County).	Mar. 1, 1974.
Fairlawn, city of (Summit County).	Mar. 29, 1974.
Florida, village of (Henry County).	Aug. 9, 1974.
Fort Jennings, village of (Putnam County).	May 31, 1974.
Fort Recovery, village of (Mercer County).	June 7, 1974.
Frazeysburg, village of (Muckingham County).	Aug. 30, 1974.
Fredericktown, village of (Knox County).	Aur. 5, 1974.
Gilboa, village of (Putnam County).	Aug. 9, 1974.
Girard, city of (Trumbull County).	Jan. 23, 1974.
Glenford, village of (Perry County).	Aug. 23, 1974.
Gloria Glens Park, village of (Medina County).	Mar. 15, 1974.
Grand River, village of (Lake County).	Feb. 8, 1974.
Green Springs, village of (Sandusky County).	Mar. 1, 1974.
Greenfield, village of (Highland County).	Do.
Hamden, village (Vinton County).	Feb. 1, 1974.
Hamler, village of (Henry County).	Apr. 12, 1974.
Hanoverton, village of (Columbiana County).	Aug. 9, 1974.
Holgate, village of (Henry County).	May 3, 1974.
Holloway, village of (Belmont County).	Aug. 23, 1974.
Jackson Center, village of (Shelby County).	May 31, 1974.
Jeffersonville, village of (Athens County).	May 17, 1974.
Jeffersonville, village of (Fayette County).	Do.
Jenera, village of (Hancock County).	Aug. 9, 1974.
Kalida, village of (Putnam County).	Mar. 1, 1974.
Kenton, city of (Hardin County).	Jan. 9, 1974.
Killbuck, village of (Holmes County).	May 3, 1974.
Lakemore, village of (Summit County).	Feb. 8, 1974.
Leesburg, village of (Highland County).	Apr. 5, 1974.
Leetonia, village of (Columbiana County).	May 3, 1974.
Lisbon, village of (Columbiana County).	Apr. 12, 1974.
Lockland, city of (Hamilton County).	Feb. 15, 1974.
London, city of (Madison County).	May 10, 1974.
Lore City, village of (Guernsey County).	Aug. 30, 1974.
Lucas, village of (Richland County).	Apr. 5, 1974.
Lynchburg, village of (Highland County).	Mar. 29, 1974.
Madison, village of (Lake County).	May 10, 1974.
Magnolia, village of (Carroll County).	May 3, 1974.
Mantua, village of (Portage County).	Feb. 8, 1974.
Mariemont, village of (Washington County).	Do.
McComb, village of (Hancock County).	May 10, 1974.
McGuffey, village of (Hardin County).	Do.
Mechanicsburg, village of (Champaign County).	Feb. 1, 1974.
Milan, village of (Erie County).	Apr. 12, 1974.
Millville, village of (Butler County).	June 7, 1974.
Monroe, village of (Butler County).	May 17, 1974.
Monroeville, village of (Huron County).	Nov. 2, 1973.
Montezuma, village of (Mercer County).	Aug. 9, 1974.
Montgomery, city of (Hamilton County).	June 28, 1974.
Montpelier, village of (Williams County).	May 31, 1974.
Moraine, village of (Montgomery County).	Mar. 1, 1974.
Mount Blanchard, village of (Hancock County).	Aug. 9, 1974.
Mount Healthy, city of (Hamilton County).	June 7, 1974.
Napoleon, city of (Henry County).	May 31, 1974.
New Lexington, village of (Perry County).	May 17, 1974.
New Miami, village of (Butler County).	Feb. 8, 1974.
Newburgh Heights, village of (Cuyahoga County).	Mar. 15, 1974.
Newton, village of (Hamilton County).	Feb. 1, 1974.
North Bend, village of (Hamilton County).	Mar. 15, 1974.
North Fairfield, village of (Huron County).	Do.
Oak Harbor, village of (Ottawa County).	Mar. 1, 1974.
Oakwood, village of (Paulding County).	May 17, 1974.
Obetz, village of (Franklin County).	Feb. 15, 1974.
Osgood, village of (Darke County).	Aug. 30, 1974.
Ottawa Hills, village of (Lucas County).	Nov. 9, 1973.
Payne, village of (Paulding County).	May 3, 1974.
Perrysburg, city of (Wood County).	Mar. 22, 1974.
Pickerington, village of (Fairfield County).	June 28, 1974.
Pleasant City, village of (Guernsey County).	Aug. 23, 1974.
Plymouth, village of (Huron County).	May 3, 1974.
Racine, village of (Meigs County).	Apr. 5, 1974.
Rarden, village of (Scioto County).	Aug. 23, 1974.
Reading, city of (Hamilton County).	Feb. 8, 1974.
Richmond Heights, city of (Cuyahoga County).	Mar. 22, 1974.
Riverside, village of (Montgomery County).	Feb. 15, 1974.
Rock Creek, village of (Ashtabula County).	Apr. 5, 1974.
Rogers, village of (Columbiana County).	Mar. 22, 1974.
Rossford, city of (Wood County).	Mar. 1, 1974.
Salem, city of (Columbiana County).	May 3, 1974.
Seville, village of (Medina County).	Mar. 15, 1974.
Shawnee Hills, village of (Delaware County).	Feb. 8, 1974.
Sheffield, village of (Lorain County).	June 21, 1974.
Shelby, city of (Richland County).	Nov. 9, 1973.
Sherrodsville, village of (Carroll County).	Aug. 9, 1974.
Shreve, village of (Wayne County).	Mar. 29, 1974.
South Mount Vernon, village of (Knox County).	June 21, 1974.
South Salem, village of (Ross County).	Aug. 23, 1974.
St. Paris, village of (Champaign County).	June 7, 1974.
Sugar Creek, village of (Tuscarawas County).	May 31, 1974.
Terrace Park, village of (Hamilton County).	Feb. 8, 1974.
Toronto, city of (Jefferson County).	Jan. 16, 1974.
Tuscarawas, village of (Tuscarawas County).	Apr. 3, 1974.
Upper Sandusky, city of (Wyandot County).	Jan. 9, 1974.
Valley View, village of (Cuyahoga County).	Jan. 23, 1974.
Van Buren, village of (Hancock County).	Mar. 22, 1974.
Vandalia, city of (Montgomery County).	June 7, 1974.
Wadsworth, city of (Medina County).	Mar. 1, 1974.
Waite Hill, village of (Lake County).	Dec. 17, 1973.
Wakeman, village of (Huron County).	Nov. 9, 1973.
Washingtonville, village of Columbiana and Mahoning Counties).	Do.
Waverly, city of (Pike County).	June 21, 1974.
Wellington, village of (Lorain County).	Jan. 9, 1974.
Wellston, city of (Jackson County).	Feb. 15, 1974.
Whitehouse, village of Lucas County).	Mar. 29, 1974.
Williamsburg, village of Clermont County).	Do.
Windham, village of (Portage County).	Mar. 15, 1974.
Wintersville, village of (Jefferson County).	May 31, 1974.
Woodlawn, village of (Hamilton County).	Feb. 1, 1974.

Ohio—Continued

Woodsfield, village of (Monroe County).	June 7, 1974.
Woodville, village of (Sandusky County).	Mar. 15, 1974.
Total	149

Oklahoma

Allen, town of (Pontotoc and Hughes Counties).	June 28, 1974.
Apache, town of (Caddo County).	July 26, 1974.
Binger, town of (Caddo County).	June 7, 1974.
Boley, town of (Okfuskee County).	Apr. 12, 1974.
Boswell, town of (Choctaw County).	Mar. 15, 1974.
Bristow, city of (Creek County).	June 28, 1974.
Byng, town of (Pontotoc County).	Aug. 30, 1974.
Canton, town of (Blaine County).	June 28, 1974.
Carnegie, town of (Caddo County).	Dec. 7, 1973.
Chelsea, city of (Rogers County).	Dec. 28, 1973.
Cheyenne, town of (Roger Mills County).	June 28, 1974.
Davidson, town of (Tillman County).	July 26, 1974.
Dewar, town of (Okmulgee County).	June 28, 1974.
Dewey, city of (Washington County).	May 31, 1974.
Fort Supply, town of (Woodward County).	May 24, 1974.
Granite, city of (Greer County).	June 28, 1974.
Greenfield, town of (Blaine County).	Aug. 30, 1974.
Halleyville, city of (Pittsburg County).	July 26, 1974.
Harrah, town of (Oklahoma County).	Aug. 2, 1974.
Haskell, town of (Muskogee County).	Apr. 12, 1974.
Healdton, city of (Carter County).	Dec. 28, 1973.
Henryetta, city of (Okmulgee County).	Jan. 23, 1974.
Hobart, city of (Kiowa County).	Dec. 7, 1973.
Hominy, city of (Osage County).	Dec. 28, 1973.
Hulbert, town of (Cherokee County).	Apr. 12, 1974.
Hydro, town of (Caddo-Blaine Counties).	July 26, 1974.
Idabel, city of (McCurtain County).	Jan. 23, 1974.
Inola, city of (Rogers County).	May 10, 1974.
Jay, town of (Delaware County).	June 28, 1974.
Konawa, city of (Seminole County).	Apr. 5, 1974.
Krebs, city of (Pittsburg County).	Dec. 28, 1973.
Lexington, town of (Cleveland County).	June 28, 1974.
Lone Wolf, town of (Kiowa County).	May 3, 1974.
Madill, city of (Marshall County).	Nov. 23, 1973.
Marlow, city of (Stephens County).	Dec. 28, 1973.
Noble, town of (Cleveland County).	Aug. 30, 1974.
Nowata, city of (Nowata County).	June 28, 1974.
Okay, town of (Wagoner County).	Aug. 16, 1974.
Okeene, town of (Blaine County).	June 28, 1974.
Porum, town of (Muskogee County).	Do.
Quinton, town of (Pittsburg County).	Aug. 16, 1974.
Ramona, town of (Washington County).	July 19, 1974.
Roff, city of (Pontotoc County).	Mar. 22, 1974.
Shattuck, town of (Ellis County).	May 24, 1974.
Stonewall, town of (Pontotoc County).	June 28, 1974.
Taft, Town of (Muskogee County).	Do.
Thomas, city of (Custer County).	Apr. 5, 1974.
Tishomingo, city of (Johnston County).	Jan. 16, 1974.
Tonkawa, city of (Kay County).	Nov. 23, 1973.
Vian, town of (Sequoyah County).	May 3, 1974.
Wagoner, city of (Wagoner County).	June 28, 1974.
Welfetka, city of (Okfuskee County).	June 14, 1974.
Wyandotte, town of (Ottawa County).	June 28, 1974.
Total	53

Oregon

Adams, city of (Umatilla County).	Aug. 30, 1974.
Aumsville, city of (Marion County).	May 10, 1974.
Auora, city of (Marion County).	Aug. 30, 1974.
Gervais, city of (Marion County).	June 28, 1974.
Powers, city of (Coos County).	Nov. 23, 1973.
Sisters, city of (Deschutes County).	Dec. 7, 1973.
Weston, city of (Umatilla County).	May 17, 1974.
Total	7

Pennsylvania

Alburtis, borough of (Lehigh County).	Jan. 16, 1974.
Aleppo, township of (Allegheny County).	May 10, 1974.
Arona, borough of (Westmoreland County).	Aug. 9, 1974.
Beaver Meadows, borough of (Carbon County).	June 28, 1974.
Bellevue, borough of (Allegheny County).	Dec. 28, 1973.
Ben Avon, borough of (Allegheny County).	Do.
Bethel, township of (Armstrong County).	May 31, 1974.
Big Run, borough of (Jefferson County).	July 19, 1974.
Blairsville, borough of (Indiana County).	July 26, 1974.
Boggs, township of (Armstrong County).	Aug. 30, 1974.
Bolivar, borough of (Westmoreland County).	June 14, 1974.
Boswell, borough of (Somerset County).	July 26, 1974.
Burgettstown, borough of (Washington County).	Jan. 23, 1974.
Burlington, borough of (Bradford County).	Aug. 16, 1974.
Callery, borough of (Butler County).	Aug. 9, 1974.
Caln, township of (Chester County).	Aug. 30, 1974.
Castle Shannon, borough of (Allegheny County).	June 28, 1974.
Central City, borough of (Somerset County).	June 7, 1974.
Coalport, borough of (Clearfield County).	May 3, 1974.
Columbia, township of (Bradford County).	Aug. 2, 1974.
Creekside, borough of (Indiana County).	Aug. 9, 1974.
Cumberland, township of (Greene County).	Aug. 30, 1974.
Deerfield, township of (Tioga County)	Do.
Delaware Water Gap, borough of (Monroe County).	June 21, 1974.
Donegal, township of (Westmoreland County).	Do.
East Butler, borough of (Butler County).	July 26, 1974.
East Pittsburgh, borough of (Allegheny County).	Mar. 29, 1974.
East Rochester, borough of (Beaver County).	Feb. 1, 1974.
East Vandergrift, borough of (Westmoreland County).	Apr. 5, 1974.
Economy, borough of (Beaver County).	Do.
Eden, township of (Lancaster County).	Aug. 30, 1974.
Ehrenfeld, borough of (Cambria County).	Aug. 9, 1974.
Elizabeth, borough of (Allegheny County).	Jan. 9, 1974.
Factoryville, borough of (Wyoming County).	Aug. 2, 1974.
Fairchance, borough of (Fayette County).	July 26, 1974.
Fairfield, township of (Crawford County).	May 31, 1974.
Fairview, borough of (Erie County).	July 26, 1974.
Falls Creek, borough of (Jefferson County).	Do.
Glasgow, borough of (Beaver County).	Aug. 16, 1974.
Granville, township of (Bradford County).	July 26, 1974.
Hamilton, township of (Tioga County).	Aug. 30, 1974.
Hastings, borough of (Cambria County).	July 26, 1974.
Hayfield, township of (Crawford County).	Aug. 30, 1974.
Hooversville, borough of (Somerset County).	June 28, 1974.
Houtzdale, borough of (Clearfield County).	May 17, 1974.
Independence, township of (Beaver County).	Aug. 30, 1974.
Irvona, borough of (Clearfield County).	Apr. 12, 1974.
Jacobus, borough of (York County).	July 19, 1974.
Lansford, borough of (Carbon County).	June 7, 1974.
Lenhartsville, borough of (Berks County).	Aug. 16, 1974.
Lewisberry, borough of (York County).	Aug. 2, 1974.
Liberty, borough of (Allegheny County).	Dec. 28, 1973.
Ligonier, borough of (Washington County).	Apr. 12, 1974.
Lower Windsor, township of (York County).	Aug. 30, 1974.
Mahaffey, borough of (Clearfield County).	Do.
Marion Center, borough of (Indiana County).	Do.
Marion, township (Butler County).	June 28, 1974.
Mercersburg, borough of (Franklin County).	June 21, 1974.
Millerstown, borough of (Perry County).	Jan. 16, 1974.
Monroe, township (Wyoming County).	Aug. 30, 1974.
Mountville, borough of (Lancaster County).	July 19, 1974.
Nazareth, borough of Northampton County).	Jan. 9, 1974.

Pennsylvania—Continued

New Alexandria, borough of (Westmoreland County).	June 28, 1974.
New Berlin, borough of (Union County).	Feb. 22, 1974.
New Stanton, borough of (Westmoreland County).	Aug. 2, 1974.
North Buffalo, township of (Armstrong County).	Apr. 5, 1974.
North Towanda, township of (Bradford County).	July 26, 1974.
Osceola Mills, borough of (Clearfield County).	Mar. 29, 1974.
Overton, township of (Bradford County).	Aug. 30, 1974.
Paint, borough of (Somerset County).	July 26, 1974.
Parker City, city of (Armstrong County).	June 14, 1974.
Parks, township of (Armstrong County).	May 3, 1974.
Plumville, borough of (Indiana County).	Aug. 9, 1974.
Raccoon, township of (Beaver County).	Aug. 2, 1974.
Scalp Level, borough of (Cambria County).	June 28, 1974.
Shelocta, borough of (Indiana County).	Aug. 16, 1974.
Shenango, township of (Mercer County).	May 17, 1974.
Shinglehouse, borough of (Potter County).	June 28, 1974.
Shipping Port, borough of (Beaver County).	Feb. 1, 1974.
Smithton, borough of (Westmoreland County).	May 31, 1974.
South Bethlehem, borough of (Armstrong County).	June 28, 1974.
South Coatesville, borough of (Chester County).	May 31, 1974.
South Fork, borough of (Cambria County).	Do.
South Greenburg, borough of (Westmoreland County).	June 14, 1974.
South Huntingdon, township of (Westmoreland County).	Aug. 9, 1974.
South Phillipsburg, borough of (Centre County).	Do.
South Versailles, township of (Allegheny County).	Aug. 2, 1974.
Southwest Greensburg, borough of (Westmoreland County).	Feb. 1, 1974.
Spring, township of (Crawford County).	May 31, 1974.
Stockertown, borough of (Northampton County).	Aug. 2, 1974.
Sugar Grove, borough of (Warren County).	May 31, 1974.
Susquehanna Depot, borough of.	June 21, 1974.
Tatamy, borough of (Northampton County).	Apr. 12, 1974.
Tionesta, borough of (Forest County).	Mar. 29, 1974.
Topton, borough of (Berks County).	May 31, 1974.
Turtle, Creek, borough of (Allegheny County).	Feb. 1, 1974.
Unionville, borough of (Centre County).	Aug. 9, 1974.
Upper Nazareth, township of (Northampton County).	Dec. 27, 1971.
Utica, borough of (Venango County).	Aug. 16, 1974.
Venango, borough of (Crawford County).	Aug. 30, 1974.
Venango, township of (Crawford County).	May 31, 1974.
Versailles, borough of (Allegheny County).	Jan. 9, 1974.
Waterford, borough of (Erie County).	May 10, 1974.
Waymart, borough of (Wayne County).	July 26, 1974.
Wayne, township of (Crawford County).	May 31, 1974.
West Burlington, township of (Bradford County).	Aug. 2, 1974.
West Leechburg, borough of (Westmoreland County).	June 21, 1974.
Westover, borough of (Clearfield County).	Mar. 8, 1974.
Williamstown, borough of (Dauphin County).	June 28, 1974.
Wilmore, borough of (Cambria County).	Aug. 9, 1974.
Wind Gap, borough of (Northampton County).	June 28, 1974.
Worthville, borough of (Jefferson County).	Aug. 9, 1974.
Wyalusing, borough of (Bradford County).	Feb. 1, 1974.
York Haven, borough of (York County).	Jan. 23, 1974.
Young, township of (Jefferson County).	Aug. 30, 1974.
Total	115

Rhode Island

Hopkinton, town of (Washington County).	May 31, 1974.
Total	1

South Carolina

	June 21, 1974.
Abbeville, city of (Abbeville County).	May 31, 1974.
Belton, town of (Anderson County).	May 24, 1974.
Blackville, town of (Barnwell County).	June 7, 1974.
Bluffton, town of (Beaufont County).	May 17, 1974.
Dillon, town of (Dillon County).	May 17, 1974.
Edgefield, town of (Edgefield County).	May 24, 1974.
Ehrhardt, town of (Bamberg County).	July 19, 1974.
Fairfax, town of (Allendale County).	May 31, 1974.
Harleyville, town of (Dorchester County).	May 24, 1974.
Holley Hill, town of (Orangeburg County).	June 7, 1974.
Iva, town of (Anderson County).	May 31, 1974.
Jackson, town of (Aiken County).	May 17, 1974.
Loris, town of (Horry County).	June 21, 1974.
Olanta, town of (Florence County).	May 24, 1974.
Pacolet Mills, town of (Spartanburg County).	June 28, 1974.
Pamplico, town of (Florence County).	May 10, 1974.
Paxville, town of (Clarendon County).	Aug. 9, 1974.
Pelton, town of (Lexington County).	Do.
Pendleton, town of (Anderson County).	June 21, 1974.
Pineridge, town of (Lexington County).	Do.
Pinewood, town of (Sumter County).	Do.
Ravenel, town of (Charleston County).	June 14, 1974.
Ridgeville, town of (Dorchester County).	May 31, 1974.
Scranton, town of (Florence County).	May 24, 1974.
Sellers, town of (Marion County).	June 7, 1974.
Seneca, town of (Oconee County).	June 14, 1974.
Timmonsville, town of (Florence County).	May 24, 1974.
Ulmers, town of (Allendale County).	Aug. 16, 1974.
Total	28

South Dakota

Colome, town of (Tripp County).	May 10, 1974.
Edgemont, city of (Fall River County).	Aug. 2, 1974.
Plankinton, city of (Aurora County).	June 7, 1974.
Total	3

Tennessee

Auburntown, city of (Cannon County).	Aug. 2, 1974.
Bell Buckle, town of (Bedford County).	June 14, 1974.
Bethel Springs, town of (McNairy County).	June 28, 1974
Bradford, town of (Gibson County).	June 21, 1974
Brighton, city of (Tipton County).	Aug. 23, 1974.
Byrdstown, city of (Pickett County).	June 21, 1974
Chapel Hill, town of (Marshall County).	June 14, 1974
Charleston, city of (Bradley County).	Feb. 1, 1974.
Dunlap, city of (Sequatchie County).	May 24, 1974.
Eagleville, town of (Rutherford County).	Aug. 23, 1974.
Englewood, city of (McMinn County).	May 17, 1974.
Greenbrier, city of (Robertson County).	June 21, 1974
Iron City, city of (Lawrence County).	June 14, 1974
Kingston, city of (Roane County).	Mar. 8, 1974.
Lavergne, town of (Rutherford County).	June 28, 1974
Lewisburg, city of (Marshall County).	Mar. 1, 1974.
Linden, town of (Perry County).	June 14, 1974
Lynnville, city of (Giles County).	Do.
Richard City, city of (Marion County).	Feb. 1, 1974.
Ridgetop, city of (Robertson County).	June 7, 1974.
Rogersville, city of (Hawkins County).	Feb. 15, 1974.
Rossville, town of (Fayette County).	July 19, 1974.
Rutherford, town of (Gibson County).	June 7, 1974.
Saltillo, town of (Hardin County).	June 14, 1974
Signal Mountain, town of (Hamilton County).	Do.
Somerville, town of (Fayette County).	May 17, 1974.
South Carthage, town of (Sullivan County).	Aug. 23, 1974.
Spring Hill, city of (Maury County).	May 17, 1974.
Surgoinsville, city of (Hawkins County).	Do.
Tellico Plains, city of (Monroe County).	Mar. 8, 1974.
Tracy City, city of (Grundy County).	May 10, 1974.
Wartrace, town of (Bedford County).	June 14, 1974.
Waynesboro, city of (Wayne County).	Do.
Whitwell, city of (Marion County).	Feb. 15, 1974.
Total	34

Texas

Alamo, city of (Hidalgo County).	Mar. 23, 1974.
Albany, city of (Shackelford County).	May 3, 1974.
Alvarado, city of (Johnson County).	Aug. 9, 1974.
Anna, city of (Collin County).	Do.

Texas—Continued

Anton, city of (Hockley County).	Mar. 29, 1974.
Arp, city of (Smith County)	Aug. 16, 1974.
Balch Springs, city of (Dallas County).	Mar. 8, 1974.
Bandera, city of (Bandera County).	Apr. 12, 1974.
Bellaire, city of (Harris County).	June 28, 1974
Booker, city of (Ochiltree-Lipscomb Counties).	May 24, 1974.
Boyd, city of (Wise County)	Dec. 28, 1973.
Briar Oaks, city of (Johnson County).	Mar. 29, 1974.
Bridgeport, city of (Wise County).	June 28, 1974
Cactus, city of (Moore County).	June 14, 1974.
Caddo Mills, city of (Hunt County).	June 28, 1974.
Canton, city of (Van Zandt County).	May 10, 1974.
Canuttillo, city of (El Paso County).	Jan. 9, 1974.
Carrizo Springs, city of (Dimmit County).	May 3, 1974.
Celeste, city of (Hunt County).	June 21, 1974
Center, city of (Shelby County).	Mar. 1, 1974.
Chandler, city of (Henderson County).	June 28, 1974
Clarksville, city of (Red River County).	Feb. 15, 1974.
Cockrell Hill, city of (Dallas County).	Dec. 7, 1973.
Combes, town of (Cameron County).	May 10, 1974.
Cooper, city of (Delta County).	Jan. 9, 1973.
Corrigan, city of (Polk County).	May 24, 1974.
Cotulla, city of (La Salle County).	Dec. 17, 1973.
Crandall, city of (Kaufman County).	Mar. 8, 1974.
Dalhart, city of (Dallas-Hartley Counties).	Aug. 23, 1974.
Dimmitt, city of (Castro County).	May 10, 1974.
Dublin, city of (Erath County).	Aug. 30, 1974.
Early, city of (Brown County).	May 17, 1974.
Edgewood, city of (Van Zandt County).	May 14, 1974.
Ennis, city of (Ellis County)	June 28, 1974
Floydada, city of (Floyd County).	May 31, 1974.
Follett, city of (Lipscomb County).	June 28, 1974
Frankston, city of (Anderson County).	Aug. 16, 1974.
Friona, city of (Parmer County).	Apr. 12, 1974.
Glen Rose, city of (Somervell County).	Aug. 23, 1974.
Gonzales, city of (Gonzales County).	May 24, 1974.
Gustine, town of (Comanche County).	Aug. 2, 1974.
Hale Center, city of (Hale County).	May 10, 1974.
Hewitt, city of (McLennan County).	Jan. 23, 1974.
Jacinto City, city of (Harris County).	June 28, 1974.
Kermit, city of (Winkler County).	May 24, 1974.
Lacoste, city of (Medina County).	Jan. 9, 1974.
Lampasas, city of (Lampasas County).	Aug. 30, 1974.
Lindale, city of (Smith County).	Mar. 22, 1974.
Llano, city of (Llano County).	Dec. 28, 1973.

Texas—Continued

Lyford, city of (Willacy County).	May 17, 1974.
Marion, city of (Guadalupe County).	Jan. 9, 1974.
Mason, city of (Mason County).	May 10, 1974.
McLean, city of (Gray County).	May 17, 1974.
Merizon, city of (Irion County).	July 26, 1974.
Mexia, city of (Limestone County).	Mar. 15, 1974.
Miami, city of (Roberts County).	May 24, 1974.
Mineola, city of (Wood County).	May 3, 1974.
Moulton, town of (Lavaca County).	Apr. 5, 1974.
Murphy, city of (Collin County).	Dec. 7, 1973.
Newton, city of (Newton County).	June 7, 1974.
Nolanville, city of (Bell County).	May 24, 1974.
Normangee, city of (Leon & Madison Counties).	Aug. 16, 1974.
Oakwood, town of (Leon County).	May 24, 1974.
Odessa, city of (Ector County).	June 28, 1974.
Ozona, city of (Crockett County).	Dec. 7, 1973.
Palestine, city of (Anderson County).	May 31, 1974.
Pampa, city of (Gray County).	May 10, 1974.
Petersburg, city of (Hale County).	Apr. 12, 1974.
Pittsburg, city of (Camp County).	Jan. 23, 1974.
Prosper, town of (Collin County).	June 21, 1974.
Pyote, city of (Ward County).	Aug. 16, 1974.
Quinlan, city of (Hunt County).	Apr. 12, 1974.
Ranger, city of (Eastland County).	May 17, 1974.
Rankin, city of (Upton County).	May 10, 1974.
Roby, city of (Fisher County).	May 17, 1974.
Rotan, city of (Fisher County).	Apr. 12, 1974.
Roxton, city of (Lamar County).	May 3, 1974.
Saginaw, city of (Tarrant County).	Mar. 8, 1974.
Santa Rosa, city of (Cameron County).	May 17, 1974.
Seminole, city of (Gaines County).	May 24, 1974.
Shepperd, city of (San Jacinto County).	Aug. 23, 1974.
Splendora, city of (Montgomery County).	Aug. 30, 1974.
Stinnett, city of (Hutchinson County).	May 31, 1974.
Stockdale, city of (Wilson County).	Do.
Sundown, city of (Hockley County).	Apr. 12, 1974.
Troup, city of (Smith & Cherokee Counties).	May 12, 1974.
Turkey, city of (Hall County).	June 28, 1974.
University Park, city of (Dallas County).	May 24, 1974.
Vernon, city of (Wilbarger County).	May 17, 1974.
Wharton County	Aug. 2, 1974.
Wills Point, city of (Van Zandt County).	May 17, 1974.
Wink, city of (Winkler County).	June 28, 1974.
Wolfe City, city of (Hunt County).	do.

Texas—Continued

Yoakum, city of (Lavaca & De Witt Counties).	May 10, 1974.
Zapata County	Aug. 2, 1974.
Total	95

Utah

Beaver, city of (Beaver County).	June 11, 1974.
Circleville, town of (Piute County).	Aug. 2, 1974.
Enterprise, city of (Washington County).	Aug. 16, 1974.
Gunnison, city of (Sampete County).	Do.
Honeyville, town of (Box Elder County).	June 28, 1974.
Huntsville, town of (Weber County).	June 21, 1974.
Lewiston, city of (Cache County).	Aug. 16, 1974.
Midway, city of (Wasatch County).	June 28, 1974.
Orangeville, city of (Emery County).	June 7, 1974.
Perry, city of (Box Elder County).	July 26, 1974.
Randolph, town of (Rich County).	Aug. 16, 1974.
Wellington, city of (Carbon County).	July 26, 1974.
Willard, city of (Box Elder County).	June 7, 1974.
Total	13

Vermont

Arlington, town of (Bennington County).	Aug. 2, 1974.
Berkshire, town of (Franklin County).	May 31, 1974.
Berlin, town of (Washington County).	Feb. 15, 1974.
Bridgewater, town of (Windsor County).	Aug. 16, 1974.
Charleston, town of (Orleans County).	Aug. 9, 1974.
Clarendon, town of (Rutland County).	May 31, 1974.
Dover, town of (Windham County).	Aug. 2, 1974.
Enosburg, town of (Franklin County).	Aug. 9, 1974.
Essex Junction, village of (Chittenden County).	June 28, 1974.
Granville, town of (Addison County).	Jan. 24, 1974.
Guildhall, town of (Essex County).	Aug. 16, 1974.
Guilford, town of (Windham County).	July 19, 1974.
Highgate, town of (Franklin County).	May 31, 1974.
Huntington, town of (Chittenden County).	July 21, 1974.
Hyde Park, village of (Lamoille County).	Aug. 30, 1974.
Jamaica, town of (Windham County).	June 28, 1974.
Lincoln, town of (Addison County).	Aug. 2, 1974.
Londonderry, town of (Windham County).	June 28, 1974.
Lunenburg, town of (Essex County).	Do.
Milton, village of (Chittenden County).	May 3, 1974.
Montgomery, town of (Franklin County).	June 21, 1974.
Morrisville, village of (Lamoille County).	Feb. 1, 1974.
North Troy, village of (Orleans County).	Aug. 2, 1974.
Orleans, village of (Orleans County).	Aug. 9, 1974.
Poultney, town of (Rutland County).	June 28, 1974.

Vermont—Continued

Readsboro, village of (Bennington County).	Aug. 9, 1974.
Richford, town of (Franklin County).	Aug. 2, 1974.
Royalton, town of (Windsor County).	July 19, 1974.
Sheldon, town of (Franklin County).	July 21, 1974.
Stowe, town of (Lamoille County).	April 12, 1974.
Stowe, village of (Lamoille County).	Aug. 9, 1974.
Sunderland, town of (Bennington County).	Feb. 1, 1974.
Swanton, village of (Franklin County).	Feb. 22, 1974.
Thetford, town of (Orange County).	Aug. 16, 1974.
Troy, town of (Orleans County).	July 26, 1974.
Tunbridge, town of (Orange County).	May 31, 1974.
Washington, town of (Orange County).	June 28, 1974.
Weathersfield, town of (Windsor County).	June 14, 1974.
Wells River, village of (Orange County).	Aug. 9, 1974.
West Rutland, town of (Rutland County).	July 26, 1974.
Whittingham, town of (Windham County).	Aug. 9, 1974.
Total	43

Virginia

Duffield, town of (Scott County).	Mar. 8, 1974.
Dungannon, town of (Scott County).	Mar. 22, 1974.
Hallwood, town of (Accomack County).	Aug. 9, 1974.
Haymarket, town of (Prince William County).	Do.
New Castle, town of (Craig County).	Do.
Roykins, town of (Southampton County).	May 31, 1974.
White Stone, town of (Lancaster County).	Aug. 30, 1974.
Total	7

Washington

Buckley, town of (Pierce County).	Aug. 6, 1974.
Republic, town of (Perry County).	June 7, 1974.
Shelton, city of (Mason County).	June 14, 1974.
Tekoa, city of (Whitman County).	Aug. 30, 1974.
Total	4

West Virginia

Cairo, town of (Ritchie County).	Aug. 9, 1974.
Camden, On-Gauley, Town of—W.	Do.
Coalton, town of (Randolph County).	Do.
Ellenboro, town of (Ritchie County).	Do.
Layopolis, town of (Gilmer County).	Do.
West Milford, town of (Harrison County).	Do.
Total	6

Wisconsin

Arcadia, city of (Trempealeau County).	Nov. 30, 1973.
Barneveld, village of (Iowa County).	May 17, 1974.
Belgium, village of (Ozaukee County).	June 7, 1974.
Bell Center, village of (Crawford County).	Jan. 9, 1974.
Big Falls, village of (Waupaca County).	Aug. 30, 1974.
Black Earth, village of (Dane County).	Dec. 17, 1973.
Boaz, village of (Richland County).	Aug. 23, 1974.
Boscobel, city of (Grant County).	Dec. 17, 1973.
Browntown, village of (Green County).	Jan. 9, 1974.
Cable, village of (Bayfield County).	Aug. 30, 1974.
Cambridge, village of (Dane County).	Dec. 17, 1973.
Cameron, village of (Barron County).	Dec. 28, 1973.
Cascade, village of (Sheboygan County).	May 3, 1974.
Cazenovia, village of (Richland County).	Aug. 23, 1974.
Chaseburg, village of (Vernon County).	Dec. 28, 1973.
Cobb, village of (Iowa County).	Aug. 30, 1974.
Conrath, village of (Rusk County).	Do.
Costburg, village of (Sheboygan County).	June 28, 1974.
Dallas, village of (Barron County).	July 19, 1974.
DeSoto, village of (Crawford County).	Jan. 9, 1974.
Doylestown, village of (Columbia County).	Apr. 17, 1974.
Eagle River, city of (Vilas County).	Dec. 28, 1973.
East Troy, village of (Walworth County).	May 24, 1974.
Eland, village of (Shawano County).	Aug. 23, 1974.
Elderon, village of (Marathon County).	July 19, 1974.
Endeavor, village of (Marquette County).	Dec. 17, 1973.
Fairchild, village of (Eau Claire County).	May 31, 1974.
Fall Creek, village of (Eau Claire County).	May 24, 1974.
Fenwood, village of (Marathon County).	Aug. 2, 1974.
Forestville, village of (Door County).	Nov. 30, 1973.
Fortville, village of (Rock County).	May 31, 1974.
Francis Creek, village of (Manitowoc County).	May 17, 1974.
Galesville, city of (Trempealeau County).	Nov. 30, 1973.
Gillett, village of (Oconto County).	Apr. 12, 1974.
Gilman, village of (Taylor County).	June 28, 1974.
Granton, village of (Clark County).	Aug. 30, 1974.
Gratiot, village of (Lafayette County).	Jan. 16, 1974.
Hammond, village of (St. Croix County).	May 10, 1974.
Howard, village of (Brown County).	Dec. 28, 1973.
Hustler, village of (Juneau County).	Aug. 23, 1974.
Iola, village of (Waupaca County).	June 7, 1974.
Ironton, village of (Sauk County).	Aug. 16, 1974.
Johnson Creek, village of (Jefferson County).	Jan. 9, 1974.
Knapp, village of (Dunn County).	July 19, 1974.
Lake Mills, city of (Jefferson County).	May 17, 1974.
Lime Ridge, village of (Sauk County).	Aug. 23, 1974.
Livingston, village of (Grant County).	May 17, 1974.
Lowell, village of (Dodge County).	Do.
Marquette, village of (Green Lake County).	Dec. 28, 1973.

Wisconsin

Mattoon, village of (Shawano County).	Aug. 30, 1974.
Melvina, village of (Monroe County).	Do.
Menomonie, city of (Dunn County).	June 28, 1974.
Merrillan, village of (Jackson County).	May 31, 1974.
Minong, village of (Washburn County).	Aug. 30, 1974.
Mount Hope, village of Grant County).	Do.
Necedah, village of (Juneau County).	Jan. 9, 1974.
New Auburn, city of (Chippewa County).	July 19, 1974.
Norwalk, village of (Monroe County).	Aug. 30, 1974.
Ogdensburg, village of (Waupaca County).	Aug. 23, 1974.
Oliver, village of (Douglas County).	Aug. 30, 1974.
Ontario, village of (Vernon County).	Jan. 9, 1974.
Osseo, village of (Trempealeau County).	May 3, 1974.
Pardeeville, village of (Columbia County).	Dec. 28, 1973.
Poplar, village of (Douglas County).	Do.
Potosi, village of (Grant County).	Do.
Pulaski, village of (Brown County).	May 24, 1974.
Redgranite, village of (Waushara County).	May 17, 1974.
Rib Lake, village of (Taylor County).	May 24, 1974.
Shullsburg, city of (Lafayette County).	May 17, 1974.
South Wayne, village of (Lafayette County).	Dec. 7, 1973.
Spring Green, village of (Sauk County).	Do.
St. Cloud, village of (Fond du Lac County).	Dec. 28, 1973.
St. Francis, city of (Milwaukee County).	June 7, 1974.
Star Prairie, village of (St. Croix County).	Dec. 28, 1973.
Stockbridge, village of (Calumet County).	Aug. 9, 1974.
Sturtevant, village of (Racine County).	May 24, 1974.
Taylor, village of (Jackson County).	Dec. 7, 1973.
Theresa, village of (Dodge County).	Do.
Vesper, village of (Wood County).	Aug. 2, 1974.
Watertown, city of (Dodge County).	May 31, 1974.
Waunakee, village of (Dane County).	Dec. 17, 1973.
Wausaukee, village of (Marinette County).	May 24, 1974.
Wautoma, city of (Waushara County).	Mar. 17, 1974.
West Bend, city of (Washington County).	Dec. 28, 1973.
Wheeler, village of (Dunn County).	Aug. 2, 1974.
Wild Rose, village of (Waushara County).	May 31, 1974.

Wisconsin—Continued	
Wilson, village of (St. Croix County).	Aug. 30, 1974.
Winneconne, village of (Winnebago County).	Jan. 16, 1974.
Woodman, village of (Grant County).	Do.
Woodville, village of (St. Croix County).	May 24, 1974.
Total	90.
Wyoming	
DuBois, town of (Fremont County).	Jan. 23, 1974.
Jackson, town of (Teton County).	May 10, 1974.
Kemmerer, town of (Lincoln County).	Mar. 29, 1974.
Laramie, city of (Albany County).	Apr. 5, 1974.
Riverton, city of (Fremont County).	Mar. 29, 1974.
Torrington, town of (Goshen County).	Mar. 15, 1974.
Total	6
National total	1,912

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 F.R. 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator, 34 F.R. 2680, Feb. 27, 1969) as amended 39 F.R. 2787, Jan. 24, 1974.

Issued: July 25, 1975.

FRANCIS V. REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-20361 Filed 8-6-75;8:45 am]

[Docket No. FI-173]

RAPID CITY, SOUTH DAKOTA

Changes Made in Determinations of Base Flood Elevations

On September 7, 1973, at 38 FR 24361, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map numbers and locations where Flood Insurance Rate Maps were available for public inspection. The list included Flood Insurance Rate Maps for portions of Rapid City.

The Federal Insurance Administration, after consultation with the Chief Executive Officer of the community, has determined that it is appropriate to modify the base (100-year) flood elevations of some locations in Rapid City, South Dakota. These modified elevations are currently in effect and amend the Flood Insurance Rate Map, which was in effect prior to this determination. A revised rate map will be published as soon as possible. The modifications are made in accordance with Section 206 of the Flood Disaster Protection Act of 1973 (P.L. 93-234) and the National Flood Insurance Act of 1968, as amended, (Title XIII of the Housing and Urban Development Act of 1966 P.L. 90-448) 42 U.S.C. 4001-4128, and 24 CFR Part 1916.

For rating purposes, the new community number is 465420B, and must be used for all new policies and renewals.

Under the above-mentioned Acts of 1968 and 1973, the Administrator must develop criteria for flood plain management. In order for the community to continue participation in the National Flood Insurance Program, the community must use the modified elevations to carry out the flood plain management measures of the Program. These modified elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and contents.

From the date of this notice, any person has 90 days in which he can request through the community that the Federal Insurance Administrator reconsider the changes. Any request for reconsideration must be based on knowledge of changed conditions or new scientific or technical data. All interested parties are on notice that until the 90-day period elapses, the Administrator's new determination of elevations may itself be changed.

Any persons having knowledge or wishing to comment on these changes should immediately notify:

Mr. Leonard Swanson, Director, Urban Renewal Department, 2040 West Main Street, Rapid City, South Dakota 57701.

Also, at this location is the map showing the new base flood elevations. This map is a copy of the one that will be printed. The numerous changes made in the base flood elevations on the Rapid City Flood Insurance Rate Map make it administratively infeasible to publish in this notice all of the base flood elevation changes contained on the Rapid City map.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 F.R. 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 F.R. 2680, February 27, 1969, as amended by 39 F.R. 2787, January 24, 1974.)

Issued: July 24, 1975.

FRANCIS V. REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-20654 Filed 8-6-75;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 28122]

SHREVEPORT-DALLAS NONSTOP PROCEEDING

Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on September 16, 1975, at 10:00 a.m. (local time), in Room 1031N, Universal Building North, 1875 Connecticut Avenue, N.W., Washington, D.C., before Administrative Law Judge Greer M. Murphy.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statements of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before September 4, 1975, and the other parties on or before September 11, 1975. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., August 1, 1975.

[SEAL] ROBERT L. PARK,
Chief Administrative Law Judge.

[FR Doc.75-20743 Filed 8-6-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[FRL 412-3; OPP 33000/299]

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW, Washington DC 20460.

On or before October 6, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under Section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW, Washington DC 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No

claims will be accepted for possible EPA adjudication which are received after October 6, 1975.

Dated: July 30, 1975.

JOHN B. RITCH, Jr.,
Director, Registration Division.

APPLICATIONS RECEIVED (OPP-33000/299)

EPA File Symbol 9613-T. Bison Lab., Inc., 80 Leslie St., Buffalo NY 14211. CRYSTAL-AQUA ALGAECIDE. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) Dimethyl Benzyl Ammonium Chloride 5.0%; Sodium Carbonate 5.0%. Method of Support changed from 2(c) to 2(b) of interim policy. PM24

EPA Reg. No. 464-400. The Dow Chemical Co., Midland MI 48640. DOW SPRAY DISINFECTANT. Active Ingredients: o-phenylphenol 0.12%; Alcohol 66.6%. Method of Support: Application proceeds under 2(b) of interim policy. PM32

EPA File Symbol 1486-EG. Ferro Corp., Chemical Div., 7050 Krick Rd., PO Box 46349, Bedford OH 44146. MICRO-CHEK 15 FUNGISTAT. Active Ingredients: Pentachlorophenol monochloroacetate 99.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM22

EPA File Symbol 36301-A. J-Chem, Inc., PO Box 5421, Houston TX 77012. J-CHEM METHYL BROMIDE PENETRATING FUMIGANT. Active Ingredients: Methyl Bromide 100%. Method of Support: Application proceeds under 2(c) of interim policy. PM11

EPA File Symbol 35486-R. Key Pharmaceuticals, Inc., 50 N.W. 176th St., Miami FL 33169. URI-TET PLANT INJECTION FORMULA. Active Ingredients: Oxytetracycline Hydrochloride (equivalent to 25% Oxytetracycline base) 27%. Method of Support: Application proceeds under 2(c) of interim policy. PM21

EPA File Symbol 6659-L. Knight Oil Corp., 251 N Comrie Ave., Johnstown NY 12095. KNIGHT'S BACT-X DISINFECTANT FUNGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C13) dimethyl benzyl ammonium chlorides 2.25%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 2.25%; Sodium Carbonate 3.00%. Method of Support: Application proceeds under 2 (b) of interim policy. PM31

EPA File Symbol 10873-UT. Tifton Chemical Co., PO Box 5, Tifton GA 31794. TIFCHEM 6-2 PEACH SPRAY. Active Ingredients: Parathion 3.75%; Sulphur, as elemental 67.50%. Method of Support: Application proceeds under 2(c) of interim policy. PM12

EPA File Symbol 12042-L. Verax Chem. Co., 3753 Brooklyn Ave., NE, Seattle WA 98105. ALGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 5%; n-Alkyl (68% C12, 32% C14) dimethyl ethylbenzyl ammonium chlorides 5%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

[FR Doc.75-20388 Filed 8-6-75;8:45 am]

[FRL 413-4]

LIST OF VIOLATING FACILITIES

Pursuant to Section 306 of the Clean Air Act (42 U.S.C. 1857 *et seq.*, as amended by Public Law 91-604), the Federal Water Pollution Control Act, (33 U.S.C. 1251 *et seq.*, as amended by Public Law 92-500), and Executive Order 11738, EPA has been authorized to provide certain prohibitions and requirements concerning the administration of the Clean Air Act and Federal Water Pollution Control Act with respect to Federal contracts, grants, or loans. On April 16, 1975, regulations implementing the requirements of the statutes and the executive order were promulgated in the FEDERAL REGISTER (see 40 CFR Part 15, 40 F.R. 17124, April 16, 1975). Section 15.20 of the regulations provides for the establishment of a List of Violating Facilities which will reflect those facilities ineligible for use in nonexempt Federal contracts, grants or loans.

The representatives of any facility under consideration for listing are afforded the opportunity to appear at a Listing Proceeding conducted by the Director, Office of Federal Activities. Listing occurs when the Director determines there is adequate evidence of noncompliance with clean air or water standards. Federal, State, and local criminal convictions, civil adjudications, and administrative findings of noncompliance may serve as a basis for consideration of listing. However, in the case of a State or local civil adjudication or administrative finding, EPA may consider listing only at the request of the Governor.

The List of Violating Facilities is contained in two sublists. Sublist 1 includes those facilities listed on the basis of a conviction under section 113(c)(1) of the Clean Air Act or section 309(c) of the Federal Water Pollution Control Act. Sublist 2 includes those facilities listed on the basis of any injunction, order, judgment, decree or other form of civil ruling by a Federal, State or local court issued as a result of noncompliance; or a conviction in a State or local court for noncompliance; or on the basis of noncompliance with an order under section 113(a) of the Clean Air Act or section 309(a) of the Federal Water Pollution Control Act, or have been subjected to equivalent State or local proceedings to enforce clean air or water standards.

No agency in the Executive Branch of Government shall enter into, renew, or extend any nonexempt contract, subcontract, grant, subgrant, loan or subloan where a facility listed would be utilized for the purposes of any such agreement.

Pursuant to this authority, the Director, Office of Federal Activities, U.S. Environmental Protection Agency, certifies that the following facilities have been placed on the List of Violating Facilities as of August 1, 1975. The List of Violating Facilities will be revised periodically as any listings or de-listings occur.

List of Violating Facilities

Sublist 1

No Facilities Listed

Sublist 2

No Facilities Listed

Dated: August 4, 1975.

SHELDON MEYERS,
Director,
Office of Federal Activities.

[FR Doc.75-20720 Filed 8-6-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Report No. 765]

COMMON CARRIER SERVICES INFORMATION [1]

Domestic Public Radio Services Applications Accepted for Filing [2]

AUGUST 4, 1975.

Pursuant to §§ 1.227(b)(3) and 21.30 (b) of the Commission's Rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) the close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cut-off dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60 day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to Section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to §§ 21.27 of the Commission's Rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

APPLICATIONS ACCEPTED FOR FILING:

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE:

20110-CD-P-76, Mobile Telephone Service of Southern Utah, Inc. (New). C.P. for a new one-way station to operate on 158.70 MHz to be located SW Corner of City Boundary, Cedar City, Utah.

20111-CD-P-(3)-76, AAA Anserphone, Inc., Jackson (KKV692). C.P. to change antenna system and relocate facilities from Loc. #1 at Deposit Guaranty Bank Bldg.,

[1] All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's Rules, regulations and other requirements.

[2] The above alternative cut-off rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio and Local Television Transmission Services (Part 21 of the Rules).

Corner of Capital and Lamar Streets, Jackson, Mississippi to two new sites operating on 152.15 and 152.18 MHz located at Capital Towers Building; and 152.09 MHz at 1190 North State Street, Jackson, Mississippi.

20112–CD–P–76, Portable Communications, Inc. (KTS238). C.P. for additional standby facilities operating on 158.70 MHz at Loc. #1: #1 Marine Midland Center, Buffalo, New York.

20113–CD–P–76, John Sharpe, Jr. and Danial J. Sears, d/b/a Autophone of Vidalia (New). C.P. for a new station to operate on 152.15 MHz located 1.5 miles East of Vidalia, Georgia.

21801–CD–ML–75, David R. Williams, d/b/a Industrial Communications (KOP321). Mod. Lic. to change repeater frequencies at Loc. #1 from 459.350 MHz to 459.325 MHz; and control frequency 454.350 MHz to 454.325 MHz at Loc. #2.

Major Amendment

21264–C2–P–74, Byron W. White, d/b/a Band Communications, Athens, Texas (New). Amend base frequency 152.21 MHz to read 152.06 MHz. All other particulars are to remain the same as reported on PN #698, dated April 29, 1974.

3471–C2–P–73, Houston Mobilfone, Inc., Huntsville, Texas (New). Amend to change base frequency 152.12 MHz to 152.15 MHz. All other particulars are to remain as reported on PN #623, dated November 20, 1972.

Informative:

AUGUST 4, 1975.

It appears that the following applications may be mutually exclusive and subject to the Commission's Rules regarding Ex Parte presentations by reasons of potential electrical interference.

CALIFORNIA—(454.200 MHz)

Santa Cruz Telephone Answering & Radio Service, Boulder Creek, KMD683, File No. 21260–CD–P–(2)–7

Knox La Rue, d/b/a Atlas Radiophone, Danville, KMJ224, File No. 21461–CD–P–75

RURAL RADIO:

60032–CR–P–76, The Pacific Telephone and Telegraph Company (New). C.P. for a new rural subscriber station to operate on 157.77 and 157.89 MHz located 5.2 miles ENE of Niland, California.

60033–CR–P–76, RCA Alaska Communications, Inc. (New). C.P. for a new central office station to operate on 152.63 MHz located 165 miles E of Barrow, Oliktok, Alaska.

60034–CR–P–76, RCA Alaska Communications, Inc. (New). C.P. for a new rural subscriber station to operate on 157.89 MHz at Village located 151 miles SE of Barrow, Alaska.

60035–CR–P–76, RCA Alaska Communications, Inc. (New). C.P. for a new central office station to operate on 152.60 MHz located 179 miles SW of Barrow, Point Lay Dews, Alaska.

60036–CR–P–76, RCA Alaska Communications, Inc. (New). C.P. for a new rural subscriber station to operate on 157.86 MHz located 177 miles SW of Barrow, Point Lay, Alaska.

POINT-TO-POINT MICROWAVE RADIO SERVICE

154–CF–P–76, Northwestern Telephone Systems, Inc. (KPM60), 60 West Grant Street, Lebanon, Oregon. Lat. 44°32'18" N., Long. 122°54'26" W. C.P. to change antenna system, transmitter, power, emission and frequency 6415V MHz to 11425.0H MHz toward Cedar Butte, Oregon on azimuth 162°37'.

155–CF–P–76, Same (KPM61), Cedar Butte, near Sodaville, Oregon. Lat. 44°26'28" N., Long. 122°51'42" W. C.P. to change antenna system, transmitter, power, emission and frequencies 6295V MHz to 10735.0H MHz toward Lebanon, Oregon on azimuth 342°37', and 6235V MHz to 11015.0H MHz toward Sweet Home, Oregon via Passive Reflector on azimuth 295°53'.

156–CF–P–76, Same (KPM62), 10th and L Streets, Sweet Home, Oregon. Lat. 44°23'49" N., Long. 122°43'53" W. C.P. to change antenna system, transmitter, power, emission and frequency 6355V MHz to 11625.0H MHz toward Cedar Butte, Oregon via Passive Reflector on azimuth 295°53'.

157–CF–P–76, Continental Telephone Company of California (KMZ74), SW Corner of Bremer & Main Streets, Weaverville, California. Lat. 40°43'45" N., Long. 122°56'18" W. C.P. to add hot standby transmitter, change power, antenna location, path distance and azimuth toward Arbuckle Mtn., Passive Reflector to read 06°03' for frequency 2178.0H MHz and azimuth from Passive Reflector to Ridgeville to read 64°37'.

158–CF–P–76, Same (WAN94), ½ mile East of Granite Peak Rd., Ridgeville, California. Lat. 40°51'21" N., Long. 122°49'02" W. C.P. to add hot standby transmitter, change power, and correct path distance and azimuth toward Arbuckle Mtn., Passive Reflector to read 244°49', and azimuth from Passive Reflector to Weaverville to read 186°04' for frequency 2128.0V MHz.

162–CF–ML–76, South Central Bell Telephone Company (KRW74) Approx. 7 miles SW of Lebanon, Tennessee. Lat. 36°09'00" N., Long. 86°23'13" W. Mod. of License to change polarization from Horizontal to Vertical on frequencies 3710, 3790, 3870 MHz and from Vertical to Horizontal on 3770, 3850, 3930, 4010, 4090, and 4170 MHz toward Nashville, Tennessee on azimuth 272°41'.

163–CF–ML–76, Same (KIU60), 215 Church Street, Nashville, Tennessee. Lat. 36°09'51" N., Long. 86°46'38" W. Mod. of License to change polarization from Vertical to Horizontal on frequencies 3730, 3810, 3890, 3970, 4050, 4130 MHz and from horizontal to vertical on 3750, 3830, 3910, and 3990 MHz toward Lebanon, Tennessee on azimuth 92°27'.

06–CF–P–76, Microwave Transmission Corporation (New), Salinas, California. Lat. 36°40'09" N., Long. 121°38'49" W. C.P. for a new station on 11265V MHz toward Bald Ridge, California, on azimuth 353°05'.

18–CF–P–76, American Television Relay (KKT84), Sandia Crest, New Mexico. Lat. 35°12'44" N., Long. 106°26'59" W. C.P. to add 5960.0V MHz, 6078.6V MHz and 6049.0H MHz toward a new point of communication at Alden Ranch, New Mexico, on azimuth 79°28'.

19–CF–P–76, American Television Relay, Inc. (KKB98), El Huerfano, 28.8 Miles SE of Farmington, New Mexico. Lat. 36°24'54" N., Long. 107°50'39" W. C.P. to add 6212.0V MHz toward Aztec (CATV), New Mexico, on azimuth 342°59'.

53–CF–P–76, Eastern Microwave, Inc. (KEM-59), Sentinel Heights, New York. Lat. 42°56'45" N., Long. 76°07'09" W. C.P. to add 6049.0V MHz toward Oswego, New York, on azimuth 332°07'.

55–CF–P–76, Same (KEM49), Smith Hill, 2.5 Miles NE of Utica, New York. Lat. 43°08'-38" N., Long. 75°10'40" W. C.P. to add 6108.3H MHz, via power split, toward Ilion, New York, on azimuth 141°33'.

56–CF–P–75, Mountain Microwave Corporation. (KOB37), Colorow Hill, 2.0 Miles SW of Golden, Colorado. Lat. 39°43'54" N., Long. 105°14'58" W. C.P. to add 11225H MHz and 11305H MHz toward new point of communication at Lakewood (CATV), Colorado, on azimuth 100°01'.

57–CF–P–75, Same (KBI22), Almagre Mtn., 8.0 miles West of Broadmore, Colorado. Lat. 38°46'25" N., Long. 104°59'30" W. C.P. to add 5974.8V MHz toward a new point of communication at Colorado Springs (KRDO–TV), Colorado, on azimuth 104°47'.

76–CF–P–76, American Television and Communications (New), Goldsboro, North Carolina. Lat. 35°24'33" N., Long. 77°59'-15" W. C.P. for a new station on 6212.0V MHz, 6271.4V MHz, and 6330.7V MHz toward Wilson, North Carolina, on azimuth 8°35'.

92–CF–P–76, Eastern Microwave, Inc. (KEL-95), Alma Hill, New York. Lat. 42°03'09" N., Long. 78°00'48" W. C.P. to add 6390.0H MHz, 6271.4V MHz, and 6330.7V MHz muth 32°10'.

Major amendment:

4050–CF–P–75, American Television & Communications Corp. (New), Raleigh, North Carolina. Lat. 35°48'12" N., Long. 78°37'-27" W. Application amended to add 6212.0H MHz, 6271.4H MHz, and 6330.7V MHz, via power split, toward Garner, North Carolina, on azimuth 162°02'.

[FR Doc.75–20739 Filed 8–6–75;8:45 am]

CABLE TELEVISION SYSTEM OPERATORS

Reminder: Three Important FCC Decisions

JULY 29, 1975.

Cable television system operators and franchising authorities who may soon be involved in franchise negotiations in anticipation of the March 31, 1977 deadline for strict compliance with Section 76.31 of the Cable Television Rules, and those who are negotiating franchises for the first time are reminded of three important FCC decisions which have been released in the past eight months.

Section 76.31(a)(2) of the Rules has been amended (FCC 74–1384, 50 FCC 2d 61 (1974)) to include a provision that where a franchise contains a policy of construction requiring less than complete wiring of the franchise area, such policy shall be adopted only after a full public proceeding which includes specific notice of the consideration of such a policy. The provision is applicable to all franchises granted after August 1, 1975.

Section 76.31(a)(5) of the Rules has been amended (FCC 74–1381, 50 FCC 2d 43 (1974)) to include provisions requiring that the franchise (1) designate by title the office or official of the franchising authority which has primary responsibility for the continuing administration of the franchise and implementation of complaint procedures and (2) require notice of these complaint procedures to be given to each new subscriber at the time of initial subscription to the cable system. These provisions are applicable to all franchises granted after August 1, 1975.

In order to promote an efficient and orderly transition in the area of franchises the Commission permits grandfathered franchises, currently being negotiated to comply with our rules, to keep intact the pre-existing franchise fee until March 31, 1977, if the parties so desire, and to have a termination date consistent with a fifteen year maximum

running from March 31, 1977. (FCC 75-68, 50 FCC 2d 761 (1975)).

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-20738 Filed 8-6-75;8:45 am]

[FCC 75-899]

EMERGENCY BROADCAST SYSTEM

Closed Circuit Test

In the matter of A Closed Circuit Test of National-Level Interconnecting Systems, Facilities, and Program Origination Channels of the Emergency Broadcast System.

1. The Commission has received a request from the White House Communications Agency to conduct a Closed Circuit Test of the National-Level interconnecting systems and facilities of the Emergency Broadcast System (EBS) on August 7, 1975, from 2:03:30 to 2:09:00 P.M. EDT.

2. This request has been coordinated with the major radio networks, The American Telephone and Telegraph Company, and the AP and UPI wire services.

3. Coordinated arrangements and voluntary agreements have been obtained from the White House Communications Agency, the Office of Telecommunications Policy, the major Radio Broadcast Networks (ABC, CBS, IMN, MBS, NBC, NPR), UPI-Audio, AT&T, AP and UPI.

4. IT IS ORDERED, pursuant to Section 0.381 of the Commission's Rules and Regulations that a Closed Circuit Test of the EBS be conducted on August 7, 1975, from 2:03:30 to 2:09:00 P.M. EDT, in accordance with Section 73.962 of the rules.

5. Authority for the adoption of this action is contained in Section 1, 4(i), 4(o) and 303(r) of the Communications Act of 1934, as amended.

Adopted: July 29, 1975.

Released: August 4, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-20735 Filed 8-6-75;8:45 am]

FCC TECHNICAL STANDARDS SUBCOMMITTEE

Meeting

AUGUST 1, 1975.

In accordance with Public Law 92-463, announcement is made of a public meeting of the Glossary Task Group of the FCC Technical Standards Subcommittee to be held September 4, 1975 in Washington, D.C. The meeting will commence at 10 am and will be held in Room 752, 1919 M Street NW.

1. *Purpose:* The purpose of this Subcommittee is to prepare recommended standards and procedures to permit the interconnection of customer-provided and maintained PBX equipment to the public switched network without the need for carrier-provided connecting arrangements.

2. *Activities:* As at prior meetings, Subcommittee members and observers present their suggestions and recommendations regarding the various technical criteria and standards that should be considered with respect to the interconnection of PBX equipment to the public telephone network.

3. *Agenda:* The agenda for the September 4 Glossary Task Group will be as follows:

(1) Review latest computer printout of glossary to remove redundant definitions and to clarify ambiguous text.

(2) Review plans for completion of work.

4. *Public Participation:* The public is invited to attend this meeting. Any member of the public wishing to file a written statement with the Subcommittee may do so before or after the meeting.

For more information, contact the Common Carrier Bureau on (202) 632-6917.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-20740 Filed 8-6-75;8:45 am]

FEDERAL ENERGY ADMINISTRATION

WHOLESALE PETROLEUM ADVISORY COMMITTEE

Notice of Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463, 86 Stat. 770), notice is hereby given that the Wholesale Petroleum Advisory Committee will meet Monday, August 25, 1975, at 9:30 a.m., in the Eldorado Room, Jack Tarr Hotel, Van Ness and Geary Streets, San Francisco, California.

The Committee was established to provide the Administrator, FEA, with expert and technical advice concerning the wholesale trade of selling heating oil, residual fuel, and gasoline.

The agenda for the meeting is as follows:

1. Discussion of Status of Emergency Petroleum Allocation Act of 1973
2. Discussion of Consignee Operations
3. Discussion of Regional Pricing
4. Discussion of Market Shares
5. Discussion of Base Period Suppliers
6. Advisory Committee Membership Rotation
7. Remarks from the Floor (10-Minute Rule)

The meeting is open to the public. The Chairman of the Committee is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Committee will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform Lois Weeks, Advisory Committee Management Officer, (202) 961-7022 at least 5 days before the meeting and reasonable provision will be made for their appearance on the agenda.

Further information concerning this meeting may be obtained from the Advisory Committee Management Office.

Minutes of the meeting will be made available for public inspection at the Federal Energy Administration, Washington, D.C.

Issued at Washington, D.C. on August 4, 1975.

ROBERT E. MONTGOMERY, Jr.,
General Counsel.

[FR Doc.75-20511 Filed 8-5-75;9-56 am]

GENERAL SERVICES ADMINISTRATION

REGIONAL PUBLIC ADVISORY PANEL ON ARCHITECTURAL AND ENGINEERING SERVICES

Meeting

Pursuant to Public Law 92-463, notice is hereby given of a meeting of the Regional Public Advisory Panel on Architectural and Engineering Services, Region 3, August 20, 1975, from 10:30 to 2:00, Room 404, General Services Administration, Winder Building, 17th and F Streets N.W., Washington, D.C. The meeting will be devoted to the initial step of the procedures for screening and evaluating the qualifications of architect-engineers under consideration for selection to furnish professional services for the proposed Miscellaneous Mechanical Work, Agriculture (South) Building, Washington, D.C. (GS-00B-02547). Frank and open discussion of the professional qualifications of the firms being considered is essential to insure selection of the best qualified firms. Accordingly, pursuant to a determination that it will be concerned with a matter listed in 5 U.S.C. 522(b)(5) the meeting will not be open to the public.

Dated: July 25, 1975.

JOHN F. GALUARDI,
Regional Administrator.

[FR Doc.75-20624 Filed 8-6-75;8:45 am]

INTERNATIONAL TRADE COMMISSION

[337-TA-6]

EYE TESTING INSTRUMENTS INCORPORATING REFRACTIVE PRINCIPLES

Hearing

Notice is hereby given that the United States International Trade Commission, pursuant to the requirements of section 337(c) of the Tariff Act of 1930, as amended (88 Stat. 2053), will hold a public hearing under section 337(e) of the Tariff Act of 1930, as amended (88 Stat. 2053), in connection with investigation 337-TA-6, Eye Testing Instruments Incorporating Refractive Principles, on August 26, 1975, at 10:00 a.m., E.D.T., in the Hearing Room of the U.S International

Trade Commission Building, 8th and E Streets NW., Washington, D.C., for the purpose of determining whether there is reason to believe that section 337 of the Tariff Act of 1930, as amended (88 Stat. 2053), has been violated and, if so, whether or not a temporary order of exclusion or a cease and desist order should be issued.

For purposes of defining the nature and extent of the evidence to be presented by the parties at the hearing, a prehearing conference will be held on August 19, 1975 at 10:00 a.m., E.D.T., at the U.S. Iternational Trade Commission, Building, 8th and E Streets NW., Washington, D.C.

Requests from interested parties and persons for appearances at the hearing should be received by the Secretary of the U.S. Intrnational Trade Commission, in writing, at his office in Washington, D.C. 20436, not later than noon, August 14, 1975.

This notice and order shall become effective August 18, 1975 unless objection and request for reconsideration of this action is filed by any interested party within this 10-day period. Any objection and request for reconsideration shall be accompanied by a statement setting forth the facts relied upon in support of such objection and request and shall be served on the other parties to this investigation.

Notice of the institution of the investigation was published in the FEDERAL REGISTER on February 13, 1975 (40 F.R. 6723) with an assigned docket number 337-41. By notice published in the FEDERAL REGISTER on June 4, 1975 (40 F.R. 24056) this investigation was assigned a new docket number 337-TA-6.

By order of the Commission:

Issued: August 1, 1975.

[SEAL] KENNETH R. MASON,
Secretary.

[FR Doc.75-20613 Filed 8-6-75;8:45 am]

NATIONAL ENDOWMENT FOR THE HUMANITIES

SUMMER SEMINARS FOR COLLEGE TEACHERS PANEL

Meeting

AUGUST 1, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Summer Seminars for College Teachers Panel will be held at Washington, D.C. on September 13, 15, 17, and 19, 1975.

The purpose of the meetings is to examine dossiers of individuals recommended to the Endowment as possible seminar directors in the Summer Seminar program.

Because the proposed meetings 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 meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings 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.75-20714 Filed 8-6-75;8:45 am]

SUMMER SEMINARS FOR COLLEGE TEACHERS PANEL

Meeting

AUGUST 1, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Summer Seminars for College Teachers Panel will be held at Washington, D.C. on September 20, 22, 24, and 26, 1975.

The purpose of the meetings is to examine dossiers of individuals recommended to the Endowment as possible seminar directors in the Summer Seminar program.

Because the proposed meetings 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 meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings 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 202-382-203).

JOHN W. JORDAN,
Advisory Committee Management Officer.

[FR Doc.75-20715 Filed 8-6-75;8:45 am]

SUMMER SEMINARS FOR COLLEGE TEACHERS PANEL

Meeting

AUGUST 1, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that meetings of the Summer Seminars for College Teachers Panel will be held at Washington, D.C. on September 5, 8, 10, and 12, 1975.

The purpose of the meetings is to examine dossiers of individuals recommended to the Endowment as possible seminar directors in the Summer Seminar program.

Because the proposed meetings 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 meetings would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meetings 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.75-20716 Filed 8-6-75;8:45 am]

NATIONAL TRANSPORTATION SAFETY BOARD

[N-AR 75-18]

ACCIDENT REPORTS; SAFETY RECOMMENDATIONS AND RESPONSES

Availability and Receipt

The National Transportation Safety Board announces the availability of three accident reports and one safety recommendation letter:

Marine Casualty Report (USCG/NTSB-MAR-57-3), released June 17, 1975, covers the fire and explosions which destroyed tank barge OCEAN 80, endangering the entire port area at Carteret, New Jersey, October 25, 1972. The Safety Board determined that the probable cause of the accident was the ignition of gasoline which spilled from overflowing cargo tanks. The source of ignition could not be identified. A contributing factor, the Board said, was the "failure of the barge tankerman and the terminal dockman to adhere to prescribed procedures." The Safety Board recommended that the Coast Guard (1) require by regulation adequate supervision of cargo-transfer safety procedures, (2) assess terminal firefighting capabilities and require any necessary changes, and (3) thoroughly investigate for at least one year all cargo-transfer oil spills to evaluate the adequacy of applicable Coast Guard regulations.

Highway Accident Report (NTSB-HAR-75-4), released July 28, 1975, resulted from the Safety Board's investigation of a four-fatality crash of a car and a truck in congested traffic on Interstate Route 20 at the Chattahoochee River Bridge, west of Atlanta, Georgia, August 21, 1973. The Safety Board determined that the probable cause of the crash was the driver's failure to control

her car while attempting to avoid unexpected slower moving vehicles ahead. This failure resulted in an erratic move to the left and into the path of an overtaking truck. On August 15, 1974, the Safety Board recommended that the Federal Highway Administration provide accident site studies of existing and expected future traffic volumes, traffic controls and roadway geometry, and install traffic control devices on I-20 through lanes if minor improvements to operational practices and ramp geometry proved inadequate. (Recommendations H-74-22 through 24.) Those recommendations are reproduced in this report. Also in this report are new recommendations, H-75-14 and 15, to the FHA to (1) identify and analyze—in cooperation with the Environmental Protection Agency, the Department of Housing and Urban Development, and the States—the cause-and-effect relationships of land-use planning and control, highway facility design and traffic safety; and (2) write standards, if needed, for "the comprehensive planning of highway transportation facilities and the land uses that affect their safe operation."

Railroad Accident Report (NTSB-RAR-75-7), released July 29, 1975, covers the hazardous materials accident at the Southern Pacific Transportation Company's Englewood Yard, Houston, Texas, September 21, 1974. Butadiene spilled, vaporized, and subsequently exploded after two jumbo tank cars collided with an empty tank car at five times the intended coupling speed. The empty tank car's coupler pierced the tank head of one of the jumbo cars, causing the spillage. The Board held that the overspeed impact probably was caused by the failure of the yard's retarding system to slow the two coupled tank cars and by "the absence of a backup system to control cars which pass through the retarders at excessive speeds." The Board traced the retarding system failure to foreign substances on the wheels of the two cars that preceded the two tank cars through the retarders. The Board recommended that Southern Pacific, after "systematic analysis," make necessary changes at Englewood Yard "to insure that all cars brought to the hump for classifications will be controlled properly." (Recommendation R-75-28.) Further, the Board recommended (R-75-29 and 30) that the Federal Railroad Administration (1) research and develop, in cooperation with the Association of American Railroads, minimum performance standards for retarding systems in gravity switching yards; and (2) issue regulations, superseding its 1974 emergency order, which would fulfill the Board's 1972 recommendation that switching of large quantities of all hazardous materials "with a danger range beyond railroad property boundaries" be handled as would cars containing explosives.

Safety Recommendation A-75-60, issued July 31, 1975, directs the Federal Aviation Administration to: "Issue an Air Carrier Operations Bulletin requiring Principal Operations Inspectors to alert their assigned air carriers to the importance of assigning emergency duties and seating locations to extra flight attendants carried on board aircraft in excess of the number required by 14 CFR 121.391 so that they are more evenly distributed throughout the aircraft to provide more effective guidance to passengers at more exits during an emergency evacuation." The need for this recommendation was prompted by Board investigations of the Pan American Boeing 707 accident at Pago Pago, January 30, 1974, and the Overseas National Airways DC-8 emergency evacuation at Bangor, Maine, June 20, 1973.

Responses to Safety Recommendations. During the past week the following letter responses were received from addresses of earlier Safety Board recommendations:

Re *A-75-52* (40 FR 25861), dated July 18, 1975, from FAA. The FAA reports that, on June 2, two GENOT's (general notices) were issued: (1) "to all facilities making it clear that the provision of ATC additional services, which includes safety advisories, is a required duty to be accomplished to the extent permitted by higher priority duties and other circumstances," and (2) "requiring as a first priority duty, along with the separation of the aircraft, the immediate issuance of a 'low altitude alert' to radar identified aircraft if an automatic altitude report is observed on radar showing the aircraft to be at an altitude, which in the controller's judgment places the aircraft in unsafe proximity to terrain/obstructions."

Re *A-75-24*, dated July 18, 1975, from FAA. The Board issued the recommendation, which relates to bird ingestion criteria for large turbofan engines, on March 25, 1975. FAA states that, after obtaining available data on in-service cases of bird ingestion by JT9D and CF6 engines, analysis shows: "The average in-flight shutdown rate due to bird is approximately 0.003 per 1,000 engine hours, which is on the order of one percent of the in-flight shutdown rate for all causes in these engines." FAA concludes that the bird ingestion criteria are adequate but that further effort to improve engine resistance to bird strikes is merited. A joint FAA/NASA project is planned.

Re *A-75-14 and 15*, dated July 23, 1975, from the Department of Defense, attaching copy of a letter of June 30, 1975, from FAA to DOD. FAA concurs with A-75-14 and will meet with appropriate military authority to make changes in establishment of military refueling tracks to include the concept of the recommendation. However, FAA has no comments on A-75-15, considering the lighting requirements of Federal Aviation Regulation 91 satisfactory; FAA states that military aircraft meet the requirements of that regulation. DOD states that its letter of May 30, 1975 (40 FR 25107) and FAA's comments constitute final action on the recommendations.

The reports and the recommendation letter are available to the general public; single copies may be obtained without charge. A $4.00 user-service charge will be made for each recommendation response, in addition to a charge of 10¢ per page for reproduction. All requests must be in writing, addressed to: Publications Unit, National Transportation Safety Board, Washington, D.C. 20594.

Multiple copies of the reports may be purchased from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151.

(Secs. 304(a)(2) and 307 of the Independent Safety Board Act of 1974 (Pub. L. 93-633, 88 Stat. 2169, 2172 (49 U.S.C. 1903, 1906)).

Federal Register Liaison Officer.

AUGUST 4, 1975.

[FR Doc.75-20726 Filed 8-6-75;8:45 am]

NUCLEAR REGULATORY COMMISSION

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS, WORKING GROUP ON HYPOTHETICAL CORE DISRUPTIVE ACCIDENT (HCDA)

Meeting

In accordance with the purposes of Sections 29 and 182 b. of the Atomic Energy Act (42 U.S.C. 2039, 2232 b.), the Advisory Committee on Reactor Safeguards Working Group on HCDA will hold a meeting on August 22, 1975 in room 1046, 1717 H St. NW., Wash., D.C. 20555. The purpose of the meeting will be to discuss highlights of topics previously considered such as transition phase technology, post-accident heat removal, radiological consequences and analytical modeling of a hypothetical core disruptive accident.

The following constitutes that portion of the Working Group's agenda for the above meeting which will be open to the public:

Friday, August 22, 1975, 10:00 a.m. until the close of business. Presentations will be made on the various aspects of a HCDA. Discussions will be held with representatives of the Energy Research and Development Administration (ERDA) and the NRC Staff.

In connection with the above agenda item, the Working Group will hold Executive Sessions, not open to the public, at 9:30 a.m. and at the end of the day to consider matters relating to the above topics. These sessions will involve an exchange of opinions and discussions of preliminary views and recommendations of Working Group members and internal deliberations for the purpose of formulating recommendations to the ACRS.

I have determined, in accordance with Subsection 10(d) of Public Law 92-463, that the above-noted Executive Sessions will consist of an exchange of opinions and formulation of recommendations, the discussion of which, if written, would fall within exemption (5) of 5 U.S.C. 552 (b). Further, any non-exempt material that will be discussed during the above closed sessions will be inextricably intertwined with exempt material, and no further separation of this material is considered practical. It is essential to close such portions of the meeting to protect the free interchange of internal views, to avoid undue interference with agency or Working Group operation.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman of the Working Group is empowered to conduct the meeting in a manner that, in his judgment, will facilitate the orderly conduct of business, including provisions to carry over an incompleted open session from one day to the next.

With respect to public participation in the open portion of the meeting, the following requirements shall apply:

(a) Persons wishing to submit written statements regarding the agenda items may do so by mailing a readily reproducible copy thereof, postmarked no later than August 15, 1975, to the Executive Secretary, ACRS, NRC, 1717 H St. NW., Washington, D.C. 20555, ATTN: Mr. Thomas G. McCreless. Comments which fail to meet the specific mailing date noted above will be considered to the extent practicable.

(b) Those persons submitting a written statement in accordance with (a) above may request an opportunity to make oral statements concerning the written statement. Such requests shall accompany the written statement so that appropriate arrangements can be made. To the extent that the time available for the meeting permits, the Working Group will receive oral statements at an appropriate time chosen by the Chairman of the Working Group.

(c) Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for opportunity to present oral statements, and the time allotted can be obtained by a prepaid telephone call on August 21, 1975 to the Office of the Executive Secretary of the Committee (telephone 202/634–1373, ATTN: Mr. Thomas G. McCreless) between 8:15 a.m. and 5:00 p.m., Eastern Daylight Time.

(d) Questions may be propounded only by members of the Working Group and its consultants.

(e) Seating for the public will be available on a first-come, first-served basis.

(f) The use of still, motion picture, and television cameras, the physical installation and presence of which will not interfere with the conduct of the meeting, will be permitted both before and after the meeting and during any recess. The use of such equipment will not, however, be allowed while the meeting is in session.

(g) A copy of the transcript of the open portion of the meeting will be available for inspection on or after August 28, 1975 at the NRC Public Document Room, 1717 H St. NW., Wash., D.C. 20555. Copies of the transcript may be reproduced in the Public Document Room or may be obtained from Ace Federal Reporters, Inc., 415 Second St. NE., Wash., D.C. 20002 (telephone 202/547–6222) upon payment of appropriate charges.

(i) On request, copies of the minutes of the meeting will be made available for inspection at the NRC Public Document Room, 1717 H St. NW., Wash., D.C. 20555 after November 24, 1975. Copies may be obtained upon payment of appropriate charges.

Dated: July 31, 1975.

JOHN C. HOYLE,
Advisory Committee Management Officer.

[FR Doc.75-20408 Filed 8-6-75;8:45 am]

[Docket No. 50-333]

POWER AUTHORITY OF THE STATE OF NEW YORK (JAMES A. FITZPATRICK PLANT)

Proposed Issuance of Amendment to Facility Operating License

The Nuclear Regulatory Commission (the Commission) is considering the issuance of an amendment to Facility Operating License No. DPR–59 issued to the Power Authority of the State of New York and Niagara Mohawk Power Corporation (the licensee) for operation of the James A. Fitzpatrick Nuclear Power Plant (the facility), a boiling-water reactor located in Scriba, Oswego County, New York, and currently authorized for operation at power levels up to 2436 MWt.

In accordance with the licensee's application for a license amendment dated July 9, 1975, the amendment would modify operating limits in the Technical Specifications based upon an evaluation of ECCS performance calculated in accordance with an acceptable evaluation model that conforms to the requirements of the Commission's regulations in 10 CFR Section 50.46. The amendment would modify various limits established in accordance with the Commission's Interim Acceptance Criteria, and would, with respect to the facility, terminate the further restrictions imposed by the Commission's December 27, 1974 Order for Modification of License, and would impose instead, limitations established in accordance with the Commission's Acceptance Criteria for Emergency Core Cooling Systems for Light Water Nuclear Power Reactors, 10 CFR Section 50.46.

Prior to issuance of the proposed license amendment, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations.

By September 8, 1975 the licensee may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendment to the subject facility operating license. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER Notice and Section 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555 and to Arvin E. Upton, Esquire, LeBoeuf, Lamb, Leiby & MacRae, 1757 N Street NW., Washington, D.C. 20036, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see (1) the application for amendment dated July 9, 1975, and (2) the Commission's Order for Modification of License and the documents referred to in the Order dated December 27, 1974 published in the FEDERAL REGISTER on January 9, 1975 (40 FR 1774), which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Oswego City Library, 120 East Second Street, Oswego, New York. The license amendment and the Safety Evaluation, when issued, may be inspected at the above locations, and a copy 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 July 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.

[FR Doc.75-20407 Filed 8-6-75;8:45 am]

[Docket Nos. 50-354 & 50-355]

PUBLIC SERVICE ELECTRIC & GAS CO. AND ATLANTIC CITY ELECTRIC CO.

Issuance of Amendment to Construction Permits

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 2 to Construction Permits CPPR-120 and CPPR-121 issued to Public Service Electric & Gas Company and Atlantic City Electric Company for construction of the Hope Creek Generating Station, Units 1 & 2, located on the Permittees' site on Artificial Island in Lower Alloways Creek Township, Salem County, New Jersey. Amendment No. 2 is effective as of the date of issuance.

The amendment changes the operable date for the audible signal (a siren for emergency alarm use) as specified in Condition 3E(10)d of CPPR-120 and CPPR-121 from August 1, 1975 to December 31, 1975.

The application for the amendment compiles 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 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 June 30, 1975, (2) Amendment No. 1 to CPPR-120 and Amendment No. 1 to CPPR-121, (3) Amendment No. 2 to CPPR-120 and Amendment No. 2 to CPPR-121, and (4) the Commission's related Staff Evaluations. 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 Salem Free Public Library, 112 West Broadway, Salem, New Jersey 08079.

A copy of items (2), (3), and (4) 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 31st day of July, 1975.

For the Nuclear Regulatory Commission.

WALTER R. BUTLER,
Chief, Light Water Reactor Branch 1-2, Division of Reactor Licensing.

[FR Doc.75-20649 Filed 8-6-75;8:45 am]

[Dockets Nos. 50-266/301]

WISCONSIN ELECTRIC POWER CO. AND WISCONSIN MICHIGAN POWER CO.

Proposed Issuance of Amendments to Facility Operating Licenses

The Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating Licenses Nos. DPR-24 and DPR-27 issued to Wisconsin Electric Power Company and Wisconsin Michigan Power Company (the licensees), for operation of the Point Beach Nuclear Plant Units 1/2, located in Town of Two Creeks, Manitowoc County, Wisconsin.

The amendments would revise the provisions in the Technical Specifications relating to altering existing Limiting Conditions for Operation associated with the ECCS and Reactor Core Power Distribution Limits, in accordance with the licensees applications for amendments, dated September 6, 1974, December 6, 1974, and June 24, 1975.

Prior to issuance of the proposed license amendments, the Commission will have made the findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's rules and regulations.

By September 8, 1975, the licensees may file a request for a hearing and any person whose interest may be affected by this proceeding may file a request for a hearing in the form of a petition for leave to intervene with respect to the issuance of the amendments to the subject facility operating licenses. Petitions for leave to intervene must be filed under oath or affirmation in accordance with the provisions of Section 2.714 of 10 CFR Part 2 of the Commission's regulations. A petition for leave to intervene must set forth the interest of the petitioner in the proceeding, how that interest may be affected by the results of the proceeding, and the petitioner's contentions with respect to the proposed licensing action. Such petitions must be filed in accordance with the provisions of this FEDERAL REGISTER notice and Section 2.714, and must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, by the above date. A copy of the petition and/or request for a hearing should be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Bruce W. Churchill, Esquire, Shaw, Pittman, Potts, Trowbridge & Madden, Barr Building, 910 17th Street NW., Washington, D.C. 20006, the attorney for the licensee.

A petition for leave to intervene must be accompanied by a supporting affidavit which identifies the specific aspect or aspects of the proceeding as to which intervention is desired and specifies with particularity the facts on which the petitioner relies as to both his interest and his contentions with regard to each aspect on which intervention is requested. Petitions stating contentions relating only to matters outside the Commission's jurisdiction will be denied.

All petitions will be acted upon by the Commission or licensing board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel. Timely petitions will be considered to determine whether a hearing should be noticed or another appropriate order issued regarding the disposition of the petitions.

In the event that a hearing is held and a person is permitted to intervene, he becomes a party to the proceeding and has a right to participate fully in the conduct of the hearing. For example, he may present evidence and examine and cross-examine witnesses.

For further details with respect to this action, see the application for amendments dated September 6, 1974, and supplements dated December 6, 1974 and June 24, 1975, which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. and at the Document Department, University of Wisconsin—Stevens Point Library, Stevens Point, Wisconsin 54481. The license amendments and the Safety Evaluation, when issued, may be inspected at the above locations and a copy 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 July 25, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
Chief, Operating Reactors Branch #3, Division of Reactor Licensing.

[FR Doc.75-20370 Filed 8-5-75;8:45 am]

[Docket No. 50-29]

YANKEE ATOMIC 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. 15 to Facility Operating License No. DPR-3 issued to Yankee Atomic Electric Company which revised Technical Specifications for operation of the Yankee Nuclear Power Station located in Rowe, Massachusetts. The amendment is effective as of its date of issuance.

This amendment adds a new Section G, "Reactor Coolant System Surveillance Testing", in the Technical Specifications in Appendix A.

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 January 3, 1974, (2) Amendment No. 15 to License No. DPR-3, with Change No. 120, 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 Greenfield

Public Library, 402 Main Street, Greenfield, Massachusetts 01581.

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 31st day of July 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
Chief, Operating Reactors Branch #1, Division of Reactor Licensing.

[FR Doc.75-20650 Filed 8-6-75;8:45 am]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area #1166]

ILLINOIS

Declaration of Disaster Area

As a result of the President's declaration I find that Fulton and adjacent counties within the State of Illinois constitute a disaster area because of damage resulting from a tornado on July 23, 1975. Eligible persons, firms and organizatons may file applications for loans for physical damage until the close of business on September 26, 1975, and for economic injury until the close of business on April 28, 1976, at:

Small Business Administration
Branch Office
Ridgely Building—Room 816
502 East Monroe Street
Springfield, Illinois 62701

or other locally announced locations.

Date: July 30, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-20646 Filed 8-6-75;8:45 am]

[Declaration of Disaster Loan Area #1167]

LOUISIANA

Declaration of Disaster Area

Ouachita and adjacent parishes within the State of Louisiana constitute a disaster area because of damage resulting from flooding on July 7 and 8, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 29, 1975 and for economic injury until the close of business on April 30, 1976 at:

Small Business Administration
District Office
Plaza Tower—17th Floor
1001 Howard Avenue
New Orleans, Louisiana 70113

or other locally announced locations.

Date: July 30, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-20647 Filed 8-6-75;8:45 am]

[Declaration of Disaster Loan Area #1165]

OHIO

Declaration of Disaster Area

Hamilton and adjacent counties within the State of Ohio constitute a disaster area because of damage resulting from flooding on June 26, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on September 29, 1975 and for economic injury until the close of business on April 29, 1976 at:

Small Business Administration, Branch Office,
Federal Building—Room 5524, 550 Main Street, Cincinnati, Ohio 45202

or other locally announced locations.

Date: July 29, 1975.

LOUIS F. LAUN,
Acting Administrator.

[FR Doc.75-20645 Filed 8-6-75;8:45 am]

VETERANS ADMINISTRATION

STATION COMMITTEE ON EDUCATIONAL ALLOWANCES

Notice of Meeting

Notice is hereby given pursuant to Section V, Review Procedure and Hearing Rules, Station Committee on Educational Allowances that on Friday, August 29, 1975, at 10:30 a.m. E.D.T., the White River Junction Station Committee on Educational Allowances shall at Room 124, Administration Building, Veterans Administration Center, White River Junction, VT. conduct a hearing to determine whether Veterans Administration benefits to all eligible persons enrolled in Southern Vermont College, Bennington, VT. should be discontinued, as provided in 38 C.F.R. 21.4134, because a requirement of law is not being met or a provision of the law has been violated. All interested persons shall be permitted to attend, appear before, or file statements with the committee at that time and place.

Dated: July 31, 1975.

W. A. YASINSKI,
Director VA Center, White River Junction, VT. 05001.

[FR Doc.75-20768 Filed 8-6-75;8:45 am]

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

ALASKA STATE STANDARDS

Approval

1. *Background.* Part 1953 of Title 29, Code of Federal Regulations prescribes procedures under section 18 of the Occupational Safety and Health Act of 1970 (hereinafter called the Act) by which the Assistant Regional Director for Occupational Safety and Health (hereinafter called Assistant Regional Director) under a delegation of authority from the Assistant Secretary of Labor for Occupational Safety and Health (hereinafter called the Assistant Secretary) (29 CFR 1953.4) will review and approve standards promulgated pursuant to a State plan which has been approved in accordance with section 18(c) of the Act and 29 CFR Part 1902. On August 10, 1973, notice was published in the FEDERAL REGISTER (38 FR 21628) of the approval of the Alaska plan and the adoption of Subpart R to Part 1952 containing the decision.

The Alaska plan provides for the adoption of Federal standards as State standards by reference. Section 1952.243 of Subpart R sets forth the State's schedule for the adoption of Federal standards.

By letter dated February 25, 1975, from Edmund N. Orbeck, Commissioner, Department of Labor, to James W. Lake, Assistant Regional Director, and incorporated as part of the plan, the State submitted State standards comparable to 29 CFR Part 1910 Subpart S. These standards, which are contained in Alaska Occupational Safety and Health Standards, were promulgated after resolution adopted by the Alaska Department of Labor on May 31, 1973, pursuant to Alaska Statutes 18.60.020.

2. *Decision.* Having reviewed the State submission in comparison with the Federal standards it has been determined that the State standards are identical to the Federal standards and are hereby approved.

3. *Location of supplement for inspection and copying.* A copy of the standards supplement, along with the approved plan, may be inspected and copied during normal business hours at the following locations: Office of the Assistant Regional Director, Occupational Safety and Health Administration, Room 6048, Federal Office Building, 909 First Avenue, Seattle, Washington 98174; State of Alaska, Department of Labor, Office of the Commissioner, Juneau, Alaska 99801; and Office of the Associate Assistant Secretary for Regional Programs, Occupational Safety and Health Administration, New Department of Labor Building Room N3603, 200 Constitution Avenue NW., Washington, D.C. 20210.

4. *Public participation.* Under 1953.2 (c) of this chapter, the Assistant Secretary may prescribe alternative procedures to expedite the review process or for other good cause which may be consistent with applicable laws. The Assistant Secretary finds that good cause exists for not publishing the supplement to the Alaska State plan as a proposed change and making the Assistant Regional Director's approval effective upon publication for the following reasons:

1. The standards are identical to the Federal standards and are therefore deemed to be at least as effective.

2. The standards were adopted in accordance with the procedural requirements of State law and further participation would be unnecessary.

This decision is effective August 7, 1975.

(Sec. 18, Pub. L. 91-596, 84 Stat. 1608 (29 U.S.C. 667)).

Signed at Seattle, Washington, this 30th day of June, 1975.

JAMES W. LAKE,
Assistant Regional Director.

[FR Doc.75-20717 Filed 8-6-75;8:45 am]

Office of the Secretary

[TA-W-35-44]

CHRYSLER 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-35-44; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in Section 222 of the Act.

The investigation was initiated on June 2, 1975, in response to worker petitions filed on that date by the International Union, United Automobile, Aerospace and Agricultural Implement Workers of America (UAW) on behalf of workers at ten domestic automobile assembly, engine and soft trim plants of Chrysler Corporation.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 24965) on June 11, 1975. A public hearing was requested by the UAW and was held on July 7, 1975.

The information upon which the determination was made was obtained principally from officials of Chrysler Corporation, the UAW, industry analysts, the U.S. International Trade Commission, the U.S. Department of Commerce, the Motor Vehicle Manufacturers Association and Ward's Automotive Reports.

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. Average hourly employment at Chrysler's six domestic automobile assembly plants declined by the following percentages from the first nine months of model year 1974 (August 1973 to April 1974) to the first nine months of model year 1975 (August 1974 to April 1975): Lynch Road plant—29 percent, Hamtramck plant—52 percent, Jefferson plant—40 percent, Newark plant—60 percent, Belvidere plant—23 percent and St. Louis plant—33 percent. Average hourly employment at the company's domestic engine and soft trim plants declined by the following percentages during the same period: Mound Road engine plant—25 percent, Trenton engine plant—32 percent, Detroit trim plant—29 percent and Lyons trim plant—50 percent. Average salaried employment at the ten petitioning plants declined 34 percent overall during the same period.

Sales or production, or both have decreased absolutely. Automobile production at Chrysler's six domestic assembly plants fell by the following percentages from the first ten months of model year 1974 (August 1973 to May 1974) to the first ten months of model year 1975 (August 1974 to May 1975): Lynch Road plant—36 percent, Hamtramck plant—52 percent, Jefferson plant—20 percent, Newark plant—54 percent, Belvidere plant—3 percent and St. Louis plant—39 percent. Chrysler domestic engine production declined 37 percent at the Mound Road plant and 28 percent at the Trenton plant during the same period. Chrysler domestic soft trim production declined 24 percent in value for the Detroit and Lyons trim plants combined during the same period.

Contribution of imports. It seems clear that imports have contributed relatively little to the decline in the U.S. automobile industry as a whole over the period relevant to the petitions. Yet, imports have contributed importantly to the decline in Chrysler output and employment with regard to certain but not all of the products covered by the petition. Much of the analysis in this investigation was directed to the impact of imports on the specific Chrysler products covered by the petitions.

The critical issue concerns the competitive structure of the U.S. auto market. The market is served by many makes (manufacturers and carlines) and by many sizes of each make (subcompacts, compacts, intermediates, etc.) some of which are imported and some not. Accordingly, the problem is one of determining the extent to which the demand for a U.S. produced Chrysler compact, for example, has been affected by imports of the same and similar cars by Chrysler, by imports of the same and similar sizes by different makers, and by similar cars produced in the U.S. by domestic competitors. The results need to be disentangled from the impact of the recession, energy problems, and other factors.

The degree of competition has been treated as a continuum running from prefect substitutability at one extreme (the Canadian made Valiant and the U.S. made Valiant) to extremely low substitutability at the other, with considerable judgment required in most cases.

The finding is made that imports did not contribute importantly to declines in production and employment involving Chrysler compact, standard, and luxury autos. For all three models, the recession, sales losses to U.S. products of competitors, and other non-import factors are sufficient to explain the declines in output and employment. The perfectly competitive imports of Chrysler compacts from Canada declined as sharply as did Chrysler U.S. production. For standard and luxury cars, competitive imports do not seem to be significant.

A negative finding is also made in respect of six cylinder engines and soft trim produced in the Detroit plant. Both items are produced primarily to meet Chrysler auto production requirements and only Chrysler Canadian imports are of any significance. For six cylinder engine production, the recession and domestic competition are of overwhelming importance. Imports declined sharply in absolute terms and increased only slightly in relative terms. The Detroit trim plant benefited from interplant transfers of production and cannot be regarded as importantly affected by imports.

Affirmative findings are made for the production of intermediate autos, eight cylinder engines, and for the trim produced at the Lyons plant. For the three products, there were no significant losses to domestic competition and Canadian imports increased substantially even in absolute terms.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increased imports of intermediate automobiles, eight cylinder automobile engines, and soft trim for automobiles like that produced at Chrysler's Lynch Road (Detroit, Michigan) and St. Louis (Fenton, Missouri) automobile assembly plants; Chrysler's Mound Road (Detroit, Michigan) and Trenton (Michigan) engine plants; and Chrysler's Lyons (Michigan) soft trim plant have contributed importantly to the separations of the workers and to the declines in production at these plants. I further conclude that increased imports of automobiles like the compact, standard, and luxury type automobiles, the six cylinder engines, and the soft trim produced at Chrysler's Newark (Delaware), St. Louis (Fenton, Missouri), Hamtramck (Michigan), Jefferson (Detroit, Michigan), and Belvidere (Illinois) automobile assembly plants; Chrysler's Trenton engine plant; and Chrysler's Detroit trim plant did not contribute importantly to the separations of workers at these plants. Section 223(b)(2) of the Trade Act of 1974 provides that a certification of eligibility to apply for adjustment assistance may not apply to any worker 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, I make the following certification:

"That all hourly and salaried workers of Chrysler Corporation, Mound Road Engine plant (TA-W-36), Detroit, Michigan, who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply

for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, St. Louis Assembly plant (TA–W–38), Fenton, Missouri, engaged in employment related to the production of Fury and Coronet automobiles who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, Trenton Engine plant (TA–W–42), Trenton, Michigan, engaged in employment related to the production of eight cylinder engines for automobiles who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, Lynch Road Assembly plant (TA–W–43), Detroit, Michigan, who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974; and

"That all hourly and salaried workers of Chrysler Corporation, Lyons Trim plant (TA–W–44), Lyons, Michigan, who became or will become totally or partially separated on or after October 3, 1974, be certified eligible to apply for trade adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974."

Signed at Washington, D.C., this 1st day of August 1975.

JOEL SEGALL,
Deputy Under Secretary
International Affairs.

[FR Doc.75-20718 Filed 8-6-75;8:45 am]

LEGAL SERVICES CORPORATION

ORGANIZATION AND FUNCTIONS

The Legal Services Corporation was established pursuant to the Legal Services Corporation Act of 1974, Pub. L. 93–355, 88 Stat. 378, 42 U.S.C. §§ 2996–2996*l*, §§ 2971e, 2996b note ("the Act"). The Corporation's Board of Directors, which was confirmed by the Senate on July 9, 1975, held its first meeting on July 14, 1975. Section 1006(b)(5) of the Act requires the Corporation to issue certain rules and regulations within 90 days of its first Board meeting. Accordingly, pursuant to §§ 1006(b)(5), 1011 and 1008 (e) of the Act, the Corporation hereby notices and publishes for comment the following proposed temporary rules and regulations.

Public comment will be received by the Corporation at its temporary office, Room 413, 1725 K Street N.W., Washington, D.C. for 30 days from the date of this publication. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen at the above offices during business hours, Monday through Friday.

Comments will be considered by the Board at its next meeting thereafter. These proposed temporary rules and regulations,, as they may be amended by the Board after consideration of such comments, and published in the Federal Register in final form prior to September 13, 1975, shall become effective as such on October 13, 1975.

These proposed rules and regulations here noticed and published are temporary. Final rules and regulations will be proposed by notice and publication by the Corporation as soon as practicable.

SECTION 1. *Purpose and Scope.* The purpose of these temporary regulations is to implement and enforce provisions of §§ 1006(b)(5), 1007(a)(5), and 1011 of the Act. Unless otherwise indicated, they shall apply to the Corporation, its employees, its recipients, and the employees of its recipients. Nothing contained herein shall affect the application of the other provisions of the Act, including the rights, duties and restrictions contained therein, to the Corporation, its directors, officers and employees, and to the recipients, and the employees and staff attorneys of the recipients, as of October 13, 1975.

SEC. 2. *Definitions.* As used in these regulations, the term—

(A) "Act" means The Legal Services Corporation Act of 1974, Pub. L. 93–355, 88 Stat. 378, 42 U.S.C. §§ 2996–2996*l*, §§ 2971e, 2966b note;

(B) "Board" means the Board of Directors of the Legal Services Corporation established under the Act;

(C) "Corporation" means the Legal Services Corporation established under the Act;

(D) "eligible client" means any person financially unable to afford legal assistance;

(E) "legal assistance" means the provision of any legal services consistent with the purposes and provisions of the Act;

(F) "recipient" means any grantee, contractee, or recipient of financial assistance described in clause (A) of § 1006(a)(1) of the Act; and

(G) "staff attorney" means an attorney who receives more than one-half of his annual professional income from a recipient organized solely for the provision of legal assistance to eligible clients under the Act.

SEC. 3. *Picketing, Boycotts, Strikes, Illegal Activities.* (A) No employee of the Corporation or of any recipient (except as permitted by law in connection with such employee's own employment situation), while carrying out legal assistance activities under the Act shall engage in, or encourage others to engage in, any public demonstration or picketing, boycott, or strike.

(B) No such employee shall, at any time, engage in, or encourage others to engage in, any of the following activities:

(1) any rioting or civil disturbance;

(2) any activity which is in violation of an outstanding injunction of any court of competent jurisdiction;

(3) any other illegal activity; or

(4) any intentional identification of the Corporation or any recipient with any political activity prohibited by § 1007(a)(6) of the Act; *provided, however,* that nothing in this section shall be interpreted to mean that the prohibition against "encouraging" precludes legal advice and representation for an eligible client with respect to such client's legal rights and responsibilities.

SEC. 4. *Legislative and Administrative Representation.* No funds made available to recipients by the Corporation shall be used at any time, directly or indirectly, to influence the issuance, amendment, or revocation of any executive order or similar promulgation by any Federal, State, or local agency, or to undertake to influence the passage or defeat of any legislation by the Congress of the United States, or by any State or local legislative bodies, except where—

(A) representation by an attorney as an attorney for any eligible client is necessary to the provision of legal advice and representation with respect to such client's legal rights and responsibilities (which shall not be construed to permit a recipient or an attorney to solicit a client for the purpose of making such representation possible, or to solicit a group with respect to matters of general concern to a broad class of persons as distinguished from acting on behalf of any particular client); or

(B) a governmental agency, a legislative body, a committee, or a member thereof requests personnel of any recipient to make representations thereto.

SEC. 5. *Enforcement.* The Corporation shall have authority, in accordance with procedures set forth at 45 C.F.R. § 1067.-1–4(b) (relating to suspension) or 45 C.F.R. §§ 1067.1–5 through 1067.1–11 (relating to terminations):

(A) to suspend or terminate the employment of any employee of the Corporation who violates the provisions of Section 3 hereof; and

(B) to suspend or terminate financial assistance to any recipient which fails to prohibit activities proscribed by the Act or by Sections 3 and 4 hereof;

provided that, no suspension of employment or financial assistance shall be continued for longer than 30 days unless the employee of the Corporation or recipient is provided notice and an opportunity for a hearing in accordance with the procedures set forth in 45 C.F.R. § 1067.1–5 through 1067.1–11; and

provided further, that the term "OEO" in the above-referenced regulations shall mean the Corporation and the term "responsible OEO official" shall mean the President of the Corporation, or, if no President is in office, the Chairman of the Board, or his designee.

LOUIS F. OBERDORFER,
Counsel to the Corporation.

[FR Doc.75-20859 Filed 8-6-75;12:21 pm]

FEDERAL POWER COMMISSION

CONNECTICUT RIVER BASIN

Meeting on Hydroelectric Power

As noticed in the FEDERAL REGISTER on July 25, 1975 (Volume 40, No. 144, pages 31273–31274), pursuant to the provisions of the Federal Power Act, the National Environmental Policy Act of 1969, Section 102(C), and Commission Order No. 415(C), the staff of the Federal Power Commission will issue an environmental impact statement (EIS) on the relationships among hydroelectric power facilities, the electric power generation and transmission system, and water use in the Connecticut River Basin (CRB) on or about December 31, 1975.

The thrust of the statement relates to the responsibility of the Federal Power Commission to license non-Federal hydroelectric power developments and to assure an abundant supply of electric energy with the greatest possible economy and with regard to the proper utilization and conservation of natural resources. The statement will provide a systematic environmental evaluation of the cumulative, synergistic impacts of hydroelectric power in the basin and its relationship to the total electric power requirement and supply in the region. Extensive use will be made of mathematical models; component parts of the basin model will include: the electric energy system, a physical (chiefly hydroelectric) model and man's influence on hydrologic patterns, an ecological model, a human activities model, and a model of economic impact.

Notice is hereby given that a technical meeting between Commission staff and licensees for hydroelectric projects within the Connecticut River Basin (Holyoke Water Power Company, Western Massachusetts Electric Company, and the New England Power Company) will be held on Friday, August 31, 1975, the Room 163 complex, 10:00 a.m., Murray Lincoln Campus Center, University of Massachusetts, Amherst, Massachusetts. This meeting is open to the public. The meeting is expected to be completed by 12:00 noon but may reconvene at 1:30 if additional time is necessary.

The Commission staff will describe the environmental impact statement being prepared on the relationships between hydroelectric power and water use in the Connecticut River Basin and identify the kinds of information which the staff is requesting of licensees.

The agenda for the meeting is as follows:

1. Opening Remarks
2. Presentation of Staff CRB/EIS Outline
3. Description of the Kinds of Information Requested of Licensees.
4. Response by Licensees

As stated in the original FEDERAL REGISTER notice of July 25, 1975, a meeting to receive public comments will be held in the Connecticut River Basin area following the availability of the draft CRB EIS.

For further information contact Richard F. Hill, Office of Energy Systems, Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 (Telephone: 202–386–6525).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75–20675 Filed 8–6–75;8:45 am]

[Docket No. ER76–19]

ARIZONA PUBLIC SERVICE CO.

Filing of Power Agreement

JULY 30, 1975.

Take notice that on July 23, 1975, Arizona Public Service Company (APS) tendered for filing a Power Agreement between APS and Electrical District Member One of the County of Pinal, Arizona. The filing is made pursuant to Section 35.12 of the Commission's Regulations.

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, N.E., Washington, D.C. 20426, in accordance with Sections 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 August 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.75–20687 Filed 8–6–75;8:45 am]

[Docket No. RP75–32]

ARKANSAS-LOUISIANA GAS CO.

Extension of Procedural Dates

JULY 30, 1975.

On July 25, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued February 13, 1975, as most recently modified by notice issued June 2, 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 Testimony, October 14, 1975.
Service of Intervenor Testimony, October 28, 1975.
Service of Company Rebuttal, November 11, 1975.
Hearing, November 19, 1975 (10 a.m. EST).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75–20688 Filed 8–6–75;8:45 am]

[Docket No. E–8250]

ARKANSAS POWER AND LIGHT CO.

Extension of Procedural Dates

JULY 31, 1975.

On July 25, 1975, Intervenors filed a motion to extend the procedural dates fixed by order issued May 16, 1975, in the above-designated matter.

Upon consideration, Section 1.13(d) of the Commission's Rules and Regulations is waived and notice is hereby given that the dates in the above matter are modified as follows:

Service of Intervenor's Testimony, October 1, 1975.
Service of A P & L Rebuttal, November 14, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75–20700 Filed 8–6–75;8:45 am]

[Docket Nos. RI74–95, *et al.*]

ATLANTIC RICHFIELD CO., ET AL.

Correction

JULY 22, 1975.

In the Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes to Become Effective Subject to Refund, issued July 1, 1975, and Published in the Federal Register on July 11, 1975, 40 FR 29340, please make the following correction.

APPENDIX "A", page 29341, Docket No. RI74–95, *Atlantic Richfield Company*. Under column headed "Purchaser And Producing Area" opposite FPC Gas Rate Schedule No. 580 and Supplement No. 9 insert "Northwest Pipeline Corporation" (New Mexico) (Rocky Mountain) and opposite FPC Gas Rate Schedule No. 638, Supplement No. 8 insert "El Paso Natural Gas Company" (New Mexico) (Rocky Mountain).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75–20676 Filed 8–6–75;8:45 am]

[Docket No. ID–1623]

ALAN R. BARTON

Supplemental Application

JULY 31, 1975.

Take notice that on June 20, 1975, Alan R. Barton, (Applicant) filed a supplemental application with the Federal Power Commission. Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following position:

Executive Vice Pres., Alabama Power Company, Public Utility.

Alabama Power Company (hereinafter sometimes referred to as "ALABAMA") has its principal place of business at 600 North 18th Street, Birmingham, Alabama, and is engaged within the State of Alabama in the generation and purchase of electric energy and distribution and sale of such energy at retail in 639 communities (including

Birmingham, Mobile and Montgomery) as well as in rural areas, and at wholesale to 15 municipalities, 11 rural distributing cooperative associations and one generating and transmitting cooperative.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 19, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20686 Filed 8-6-75;8:45 am]

[Docket No. ID-1764]

EARL A. BORGMANN

Initial Application

JULY 31, 1975.

Take notice that on July 7, 1975, Earl A. Borgmann, (Applicant) filed an initial application with the Federal Power Commission, Pursuant to Section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

Vice President, The Cincinnati Gas & Electric Company, Public Utility.
Vice President, The Union Light, Heat, and Power Company, Public Utility.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 15, 1975, file with the Federal Power Commission, Washington. D.C. 20426, petitions to intervene or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20690 Filed 8-6-75;8:45 am]

[Docket Nos. E-9364 and E-9366]

BOSTON EDISON CO.

Order Accepting for Filing Proposed Rate Schedules

(Issued July 31, 1975)

On April 6, 1975, Boston Edison Company (Edison) tendered for filing Initial Unit Sales Agreements with Bangor Hydro-Electric Company (Bangor) [1] and Cambridge Electric Light Company (Cambridge) [2] from Edison's Mystic Unit No. 7 (Unit).[3] These filings are designated as Boston Edison Company's Rate Schedule FPC No. 106 (Bangor) and Rate Schedule FPC No. 107 (Cambridge).

Notice of the filings were issued on April 14, 1975, with comments, protests, or petitions to intervene due on or before April 23, 1975. No responses were received. Edison has requested an effective date of June 14, 1975, being the date the unit was placed into service.

Edison's filings show that Cambridge pays a monthly transmission charge calculated in accordance with standard New England Power Pool (NEPOOL) practices. This amount is equal to Cambridge's percentage share times the net capability of the Unit in kilowatts times one-twelfth of the annual cost of Edison's pool transmission facilities (PTF). We note that PTF cost rules are currently under investigation in New England Power Pool, Docket No. E-7690. Accordingly, that part of Cambridge's transmission charges associated with NEPOOL PTF costs will be made subject to the outcome of the proceedings in Docket No. E-7690.

Our investigation of the filing indicates that the proposed charges for the unit sales are based on Cambridge's and Bangor's percentage share of the Unit's 587 MW Unit output. The agreements provide for the purchase by Cambridge of 49,895 KW of power (8.5%) from May 1, 1975, through October 31, 1975, and by Bangor of varying percentages of power (3.41%, 6.81%, 8.52%, 10.22%, 5.11%, 6.81%, 14.48% and 16.18% for periods commencing May 1, 1975, November 1, 1975 and each November 1 thereafter through October 31, 1984, respectively). Total charges include a capacity charge, an associated transmission charge, and an energy charge. The capacity charges are determined on a cost of service basis. The associated transmission charge is for the use of Edison's 345 KV transmission line from the Unit to Edison's North Cambridge Substation No. 509. The energy charge is based on each purchaser's entitlement percentages in the Unit times the monthly fuel expense for the unit.

[1] Designated Docket No. E-9394.
[2] Designated Docket No. E-9366.
[3] The unit is a fossil generating unit located in Everett, Massachusetts. When completed it will have an estimated 587 Mw maximum net capacity.

Certain issues of law and fact raised in Docket No. E-9364 are similar to those raised in Docket No. E-9366. Accordingly, we shall consolidate Docket No. E-9364 with Docket No. E-9366 for purposes of hearing and decision, as hereinafter provided.

Our review indicates that the proposed rates, charges, terms, and conditions of service of the proposed rate schedules have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory and otherwise unlawful. We shall, therefore, accept the proposed rate filings to become effective June 14, 1975, as requested, and shall institute a Section 206 investigation into the lawfulness of the rates charged and collected by Edison.

The Commission finds:

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Federal Power Act that the Commission accept for filing Edison's April 6, 1975, filings and permit the proposed rate schedules to become effective June 14, 1975.

(2) A Section 206 investigation into the lawfulness of the rates charged and collected by Edison should be instituted.

(3) Good cause exists to grant Edison's request for waiver pursuant to Section 35.11 of the notice requirement set for in Section 35.3(a).

(4) That part of transmission charges to Cambridge associated with PTF costs should be subject to the outcome of proceedings in Docket No. E-7690.

The Commission orders:

(A) The Commission hereby grants Edison's request for waiver pursuant to Section 35.11 of the Regulations of the 30 day notice requirement set forth in Section 35.3 of the Regulations.

(B) Edison's Initial Rate Filings filed on April 6, 1975, are hereby accepted for filing to become effective June 14, 1975.

(C) That part of transmission charges to Cambridge associated with PTF costs will be made subject to adjustment based on the outcome of the PTF cost rules now pending in Docket No. E-7690.

(D) Docket No. E-9364 is hereby consolidated with Docket No. E-9366 for purposes of hearing and decision.

(E) Pursuant to the authority of the Federal Power Act, particularly Section 206 thereof, and the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on November 19, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, to determine the justness and reasonableness of the rates, charges, terms and conditions of service in Edison's filings.

(F) Edison shall serve its prepared testimony and exhibits on or before September 23, 1975. Any Intervenor's evi-

dence shall be served on or before October 7, 1975. The Commission Staff shall serve its prepared testimony and exhibits on or before October 21, 1975. Any Company Rebuttal shall be served on or before November 4, 1975.

(G) 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.

(H) The Commission Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20701 Filed 8-6-75;8:45 am]

[Docket No. RP72-142; PGA75-1]

CITIES SERVICE GAS CO.

Order Setting Date for Hearing; Correction

Issued July 16, 1975, published in the Federal Register on July 22, 1975, Page 30749 please make the following correction.

APPENDIX. Under column headed "Producer Respondents" change "Burham Oil & Gas Co." to "Burmah Oil & Gas Co."

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20677 Filed 8-6-75;8:45 am]

[Docket No. CP64-89]

CITIES SERVICE GAS CO. AND NATURAL GAS PIPELINE CO. OF AMERICA

Notice of Petition To Amend

JULY 31, 1975.

Take notice that on July 22, 1975, Natural Gas Pipeline Company of America (Petitioner), 122 South Michigan Avenue, Chicago, Illinois 60603, filed in Docket No. CP64-89 a petition to amend the order of the Commission of January 2, 1964 (31 FPC 3), as amended, issued in said docket pursuant to Section 7(c) of the Natural Gas Act to authorize the construction and operation of an additional delivery point in Grady County, Oklahoma, for the exchange of natural gas with Cities Service Gas Company (Cities), all as more fully set forth in the application on file with the Commission and open to public inspection.

Petitioner states that on April 22, 1975, Petitioner and Cities further amended their gas exchange agreement to provide an additional exchange point for Petitioner in Grady County, Oklahoma. Petitioner states that the amendment provides that Petitioner may deliver to Cities up to 5,000 Mcf of gas per day at the proposed exchange point, produced from the Anthony No. 1 Well, and purchased pursuant to a long-term purchase contract dated January 29, 1975, between Petitioner and Eason Oil Company and Harper Oil Company, and that Cities would redeliver exchange volumes of gas to Petitioner at existing exchange points authorized in the instant docket. Petitioner states that the volumes of gas so delivered would not require an increase in the maximum daily volume of gas authorized to be exchanged in the instant docket and that the necessary facilities for the proposed exchange would be constructed under its existing gas purchase facilities budget-type authorization issued in Docket No. CP75-61.[1]

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 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.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20702 Filed 8-6-75;8:45 am]

[Docket No. E-9524]

DETROIT EDISON CO.

Notice of Concurrence of Amendment to Operating Agreement

JULY 30, 1975.

Take notice that on July 25, 1975, The Boston Edison Company tendered for filing a Certificate of Concurrence to the simultaneous filing by The Detroit Edison Company of Amendment No. 1 to the Operating Agreement Among Customers Power Company, The Detroit Edison Company, and The Toledo Edison Company (Detroit Edison Company Rate Schedule FPC No. 11), together with certain supporting data justifying the proposed changes.

The Detroit Edison Company also concurs with the data presented on Exhibit F of the filing by Consumers Power Company showing a comparison of actual and proposed charges for Emergency and Short Term services rendered during the 12 months ending May 31, 1975, between the Michigan companies and The Toledo Edison Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 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 August 12, 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.75-20689 Filed 8-6-75;8:45 am]

[1] Order of the Commission issued March 4, 1975.

[Project No. 2232]

DUKE POWER CO.

Notice of Application for Conveyance of Interests in Project Lands

JULY 31, 1975.

Public notice is hereby given that an application was filed on May 12, 1975, under the Federal Power Act (16 U.S.C. §§ 791a-825r) by Duke Power Company (Correspondence to: Mr. Charles S. Carter, Attorney, Duke Power Company, Box 2178, Charlotte, North Carolina 28201) for Commission approval of a conveyance of interests in project lands for Project No. 2232 (Catawba-Wateree Project) located on the Catawba River in North Carolina and the Catawba and Wateree Rivers in South Carolina in Alexander, Burke, Caldwell, Catawba, Gaston, Iredell, Lincoln, McDowell, and Mecklenburg Counties, North Carolina, and Chester, Fairfield, Kershaw, Lancaster, and York Counties, South Carolina. The project lands involved are located on Long Creek, an arm of Lake Wylie, in Mecklenburg County, North Carolina.

Applicant requests Commission approval to grant two easements to the City of Charlotte, North Carolina (City). The first easement, which would cross land owned in fee by Applicant, would comprise the following:

(a) a 100-foot by 100-foot area to be used as the site of a sewage pumping station;

(b) a 226-foot long by 20-foot wide right-of-way for a gravel access road to the pumping station;

(c) a 630-foot long by 15-foot wide right-of-way for a sanitary sewage pressure line from the pumping station to the City's municipal sewage system; and

(d) a 724-foot long by 30-foot wide right-of-way for a portion of the Long Creek Outfall Line. This gravity flow sewer line would be constructed of 21-inch diameter reinforced concrete pipe and would connect another segment of the City's sewage system to the pump station.

The second easement, which would cross land upon which Applicant owns a riparian rights easement, would be for a right-of-way for one additional mile of the Long Creek Outfall Line. This line would be located within 300 feet of the left bank of Long Creek.

The proposed facilities would not discharge into Lake Wylie.

Any person desiring to be heard or to make any protest with reference to said

application should on or before September 8, 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 C.F.R. § 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. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and conferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32(b) (18 C.F.R. § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20703 Filed 8-6-75;8:45 am]

[Docket No. E-9267]

ELECTRIC ENERGY, INC.

Notice of Extension of Procedural Dates

JULY 30, 1975.

On July 28, 1975, Electric Energy, Inc., filed a motion to extend the procedural dates fixed by order issued April 23, 1973, 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 Electric Energy Inc.'s Testimony, October 3, 1975.
Service of Staff's Testimony, November 7, 1975.
Service of Electric Energy Inc.'s Rebuttal, December 19, 1975.
Hearing, January 5, 1976 (10 a.m. EST).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20691 Filed 8-6-75;8:45 am]

[Docket Nos. RI74-188 and RI75-21]

INDEPENDENT OIL AND GAS ASSOCIATION OF WEST VIRGINIA

Notice of Extension of Time

JULY 31, 1975.

On July 29, 1975, Virginia F. Pleasants filed a request to extend the time within which to comply with the reporting requirement of the order issued July 3, 1975, in the above-designated matter.

Upon consideration, Section 1.13(d) of the Commission's Rules and Regulations is waived and notice is hereby given that Virginia F. Pleasants has until August 15, 1975, to comply with the requirements of the July 3, 1975 order in the above matter.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20693 Filed 8-6-75;8:45 am]

[Docket No. CP70-289]

INTER-CITY MINNESOTA PIPELINES LTD. INC.

Order Granting Waiver and Amending Import Authorizations

JULY 31, 1975.

On July 16, 1975, Inter-City Minnesota Pipelines Ltd. Inc. (Inter-City) filed a petition to amend its import authorization to permit it to continue the importation of natural gas from Canada at increased prices. Inter-City's petition is predicated on the fact that on May 21, 1975, the Canadian government amended its export licenses to provide that the export price for natural gas at Sprague Manitoba, and consumed in the United States without re-entering Canada would be increased to $1.40 per MMBtu (Canadian) effective August 1, 1975, and to $1.60 per MMBtu (Canadian) effective November 1, 1975. The price of natural gas imported at Fort Frances, Ontario would be increased to $1.30 per MMBtu (Canadian) effective August 1, 1975. Inter-City states within its petition that Inter-City Gas Transmission, Ltd., its Canadian supplier, is its sole supplier.

Notice of Inter-City's petition to amend its import authorization was issued on July 29, 1975, with protests and petitions to intervene due on or before August 15, 1975. No petitions to intervene have yet been received.

Examination of Inter-City's filing indicates that the company has no available alternative supply of natural gas to replace the volumes imported from Canada. Upon review, we find that continuation of importation under the increased prices would be consistent with the public interest, subject, however, to the condition that any further increase in the price Inter-City is required to pay will require further amendment to its import authorizations.

Inter-City requests that the requirements of Section 153.2 of our Regulations be waived to allow for an effective date of August 1, 1975. In view of Inter-City's gas supply situation, we are of the opinion that good cause exists for granting such waiver.

The Commission finds:

(1) Good cause exists to grant waiver of the filing requirements of Section 153.2 of our Regulations to allow an effective date of August 1, 1975, for Inter-City's import authorization amendments.

(2) Inter-City's authorization for the importation of natural gas from Canada should be amended to permit it to continue such importation at Sprague, Manitoba of gas to be consumed in the United States without re-entering Canada, at a price of $1.40 per MMBtu (Canadian), effective August 1, 1975, and $1.60 per MMBtu (Canadian), effective November 1, 1975, and at Fort Frances, Ontario at a price of $1.30 per MMBtu (Canadian), effective August 1, 1975, as hereinafter ordered, as such importation has been shown to be consistent with the public interest.

The Commission orders:

(A) The filing requirements of Section 153.2 of our Regulations are hereby waived to allow an effective date of August 1, 1975, for Inter-City's import authorization amendments.

(B) Pursuant to the authority of the Natural Gas Act, particularly Section 3 thereof, Inter-City's import authorizations for importation of natural gas from Canada is hereby amended to permit it to import natural gas at Sprague, Manitoba, of gas to be consumed in the United States without re-entering Canada, at the price of $1.40 per MMBtu, (Canadian) effective August 1, 1975, and $1.60 per MMBtu, (Canadian) effective November 1, 1975, and at Fort Frances, Ontario at a price of $1.30 per MMBtu (Canadian) effective August 1, 1975, as hereinafter ordered and conditioned.

(C) Any further change in the price Inter-City is to pay for the importation of Canadian gas will require further amendment to its import authorization.

(D) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20694 Filed 8-6-75;8:45 am]

[Docket No. E-9342]

JERSEY CENTRAL POWER & LIGHT CO.

Order Accepting for Filing and Suspending Proposed Fuel Clause

JULY 31, 1975.

On March 26, 1975, Jersey Central Power & Light Company (Jersey Central) tendered for filing a revised fuel cost adjustment clause, seeking to make such clause effective on April 26, 1975. By letter of April 25, 1975, Jersey Central was advised that its March 26 filing was deficient. On May 30, 1975, Jersey Central resubmitted a proposed fuel cost adjustment clause in a revised format. By letter of June 27, 1975, Jersey Central was advised that its May 30 filing was deficient, and certain additional information was requested. On July 3, 1975, Jersey Central submitted additional information in

response to the Commission's letter of June 27, 1975.

Notice of these three filings was issued on April 2, June 3, and July 9, 1975, respectively. The Borough of Madison, New Jersey (Madison) filed a petition to intervene and request for suspension of the proposed fuel clause. We believe that good cause exists to grant Madison's petition to intervene.

Our review of Jersey Central's proposed fuel cost adjustment clause indicates that it has not been shown to be just and reasonable and may be unjust, unreasonable, unduly preferential or discriminatory or otherwise unlawful. It is based, *inter alia*, on estimates and historical averages and may not provide adequately for tracking changes in fuel costs to Jersey Central. Accordingly, we shall establish an evidentiary hearing concerning the lawfulness of the proposed fuel clause.

Jersey Central, in its July 3, 1975, filing, requested waiver of the 30-day notice requirement of the Federal Power Act to permit an effective date of June 30, 1975. However, good cause was not shown to grant such waiver. In the alternative, Jersey Central requested an effective date of August 3, 1975. Pending hearing and decision as to the lawfulness of the proposed fuel clause, we shall accept it for filing and suspend its use for one day, until August 4, 1975, when it will be permitted to become effective, subject to refund.

The Commission finds:

(1) Jersey Central's proposed fuel cost adjustment clause should be accepted for filing and suspended for one day, as hereinafter ordered.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Federal Power Act that the Commission enter upon a hearing concerning the lawfulness of Jersey Central's proposed rate change.

(3) Good cause exists to permit the intervention of the above named petitioner in these proceedings.

The Commission orders:

(A) Jersey Central's proposed fuel cost adjustment clause is hereby accepted for filing and suspended for one day and its use, subject to refund, is deferred until August 4, 1975.

(B) Pursuant to the authority of the Federal Power Act, particularly Sections 205 and 206 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held December 16, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(C) Jersey Central shall file its prepared testimony and exhibits on or before September 10, 1975. On or before November 4, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Prepared testimony and exhibits of intervenors, if any, shall be served on or before November 18, 1975. Company rebuttal shall be served on or before December 2, 1975.

(D) 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.

(E) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure.

(F) The above-named petitioner is hereby permitted to intervene in these proceedings, subject to the Rules and Regulations of the Commission; *Provided, however,* that the participation of such intervenor shall be limited to matters affecting rights and interests specifically set forth in the petition to intervene; and *Provided, further,* that the admission of such intervenor shall not be considered as recognition by the Commission that it might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(G) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20704 Filed 8-6-75;8:45 am]

[Docket No. E-9260]

KANSAS GAS & ELECTRIC CO.

Proposed Amendment to Fuel Adjustment Clause

JULY 30, 1975.

Take notice that on July 23, 1975 Kansas Gas and Electric Company (KG&E) tendered for filing a proposed Fuel Adjustment Clause Rider and a proposed Statement "O", Schedules 1-R and 2-R, amending its February 10, 1975 filing of proposed changes in its FPC Electric Service Tariff REC-173, Service to Non-Profit Rural Electric Cooperative Associations (FPC Rate Schedule Nos. 45, 46, 47, 48, 49, 72, 74, and 127).

KG&E states that it is filing the proposed amendments in respect of the Commission's Order Accepting Rate Schedules for Filing and Suspending Rate Increase and Establishing Procedures issued on March 12, 1975 in the above-captioned docket, and that it believes the proposed amendments to be in compliance with Commission Order No. 517. KG&E further states that, prior to effecting any change in rate pursuant to the proposed Tax Clause which it included in its February 10, 1975 filing, KG&E will file thirty days in advance appropriate data and calculations showing the basis for such change in rate.

Concurrently, KG&E moved the Commission to terminate the proceedings at Docket No. E-9260 for the reason that, if the subject revisions are accepted, there will remain in dispute no issue with respect to KG&E's fuel adjustment provisions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission in accordance with Section 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 August 11, 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 unless such petition has previously been filed. Copies of the filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20695 Filed 8-6-75;8:45 am]

[Docket No. CP76-26]

LYONS GAS CO., INC.

Notice of Application

JULY 31, 1975.

Take notice that on July 22, 1975, Lyons Gas Company Inc. (Applicant), 110 East Morenci Street, Lyons, Ohio 43533, filed in Docket No. CP76-26 an application pursuant to Section 1(c) of the Natural Gas Act for a declaration that Applicant is exempt from the provisions of the Natural Gas Act with respect to the transportation and sale of natural gas in Ohio, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it plans to sell natural gas to public utilities in Ohio for resale in Ohio and that the Public Utilities Commission of Ohio has and is exercising jurisdiction over Applicant's rates, service and facilities. Applicant further states that it purchases natural gas from Michigan Wisconsin Pipe Line Company at one delivery point in Fulton County, Ohio, near the Village of Lyons, and that gas thereafter is distributed by Applicant in the Village of Lyons. Applicant states that all gas sold by it would be consumed within the State of Ohio.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 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). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20705 Filed 8-6-75;8:45 am]

[Docket No. ID-1762]

HAROLD C. MCKENZIE, JR.

Notice of Initial Application

JULY 31, 1975.

Take notice that on June 10, 1975, Harold C. McKenzie, Jr., (Applicant) filed an initial application with the Federal Power Commission, pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Director and Executive Vice Pres., Georgia Power Company, Public Utility.
Director, Southern Electric Generating Company, Public Utility.

Georgia Power Company (hereinafter sometimes referred to as "GEORGIA") has its principal place of business at 270 Peachtree Street, N.W., Atlanta, Georgia 30303, and is engaged in the generation and purchase of electric energy and the distribution and sale of such energy within the State of Georgia at retail in 646 communities (including Atlanta, Columbus, Augusta and Macon), as well as in rural areas, and the sale at wholesale of electric energy to 50 municipalities and to 39 rural distributing cooperative associations. In addition, Georgia is engaged in the production and sale of steam for heating purposes in the main business district of Atlanta.

Southern Electric Generating Company (hereinafter sometimes referred to as "SEGCO") has its principal place of business at 600 North Eighteenth Street, Birmingham, Alabama and is engaged in the generation and transmission of electric energy within the State of Alabama and the sale of such energy under a long-term contract to GEORGIA and Alabama Power Company (hereinafter sometimes referred to as "ALABAMA"), each of which owns 50% of its common stock. Such sales are made at SEGCO's generating units at the Ernest C. Gaston Steam Plant in Shelby County, Alabama, in the case of ALABAMA, and in the case of GEORGIA, at two points on the Alabama-Georgia state line and at GEORGIA's Goat Rock switching station in Alabama. ALABAMA acts as SEGCO's agent in the operation of SEGCO's generating units. SEGCO also has extensive coal reserves in the Warrior Coal Field, northwest of Birmingham, and in the Cahaba Coal Field near the Ernest C. Gaston Steam Plant.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 14, 1975, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20692 Filed 8-6-75;8:45 am]

[Docket No. CP76-25]

MICHIGAN WISCONSIN PIPE LINE CO.

Notice of Application

JULY 31, 1975.

Take notice that on July 22, 1975, Michigan Wisconsin Pipe Line Company (Applicant), One Woodward Avenue, Detroit, Michigan 48226, filed in Docket No. CP76-25 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of facilities and the exchange of natural gas with Arkansas Louisiana Gas Company (Arkla) when it would minimize the facilities that either party would be required to construct to connect reserves to its system, as provided for in an exchange agreement between them dated May 8, 1975, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it has acquired an initial commitment of gas reserves in Caddo and Canadian Counties, Oklahoma, from five working wells. Applicant further states that it has acquired 31,000 net gas call acres in the general area of the completed wells. Applicant states that the total combined deliverability of the five completed wells will be approximately 7,000 Mcf of gas per day and that this would not be sufficient to justify Applicant's constructing its own system in the area. Therefore, Applicant proposes to exchange gas with Arkla with no monetary compensation for either party. Applicant would deliver gas to Arkla in Caddo County and Arkla would redeliver gas in Custer County, Oklahoma. The exchange agreement is alleged to call for the receiving party to install, own and operate suitable side taps, valves and measurement equipment to accomplish the receipt of the exchange gas, with the exception of the Caddo delivery point which Applicant would construct and own and Arkla would operate.

Applicant states that under the agreement, the construction that is proposed herein is an extension of Applicant's 16-inch pipeline in Custer County, Oklahoma, by 8 miles to connect to Arkla's facilities at the proposed Custer delivery point and measurement stations at the Custer and Caddo delivery points. It is stated that the line is sized to transport the exchange volumes both presently available and from the reserves expected to be developed. Applicant states that Arkla filed an interdependent application with the Commission in Docket No. CP76-10.[1] The estimated cost of the proposed facilities is approximately $1,139,200.

Applicant states that the exchange agreement is to provide a means whereby Applicant can purchase gas from dedicated wells which are presently beyond the economic reach of its facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 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.

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.75-20696 Filed 8-6-75;8:45 am]

[Docket No. RP73-43; PGA 75-5]

MID LOUISIANA GAS CO.

Order Accepting for Filing and Suspending Proposed PGA Rate Adjustment

JULY 31, 1975.

On June 16, 1975, Mid Louisiana Gas Company (Mid Louisiana) tendered for filing with the Commission a proposed revised tariff sheet[1] providing for (1) a PGA rate increase of 4.27¢ per Mcf under Rate Schedules G-1, SG-1, and I-1 and (2) a PGA rate decrease of 14.7¢ per Mcf

[1] Notice issued July 17, 1975.

[1] Sixteenth Revised Sheet No. 3a to FPC Gas Tariff, First Revised Volume No. 1 (issued June 27, 1975).

under Rate Schedule E–1. The increase under Rate Schedules G–1, SG–1, and I–1 reflects the effect of an increase of 0.27¢ or $239,960 in the cost of gas and a 4.0¢ increase (from minus 2.44¢ to 1.56¢ [2]) in the surcharge to recoup the balance in the Unrecovered Purchase Gas Cost Account. The decrease under Rate Schedule E–1 tracks a decrease by United Gas Pipe Line Company (United) under Rate Schedule PL–N. The proposed effective date is August 1, 1975.

Notice of Mid Louisiana's filing was issued on June 25, 1975, with any comments, protests or petitions to intervene due on or before July 16, 1975. The Commission has received no comments, protests, or petitions to intervene.

Our review of Mid Louisiana's proposed PGA adjustment indicates that it is based in part upon small independent producer and emergency purchases at rates in excess of the rate levels established in Opinion No. 669–H.[3] The proposed rates have not therefore been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or otherwise unlawful. Accordingly, we shall accept Mid Louisiana's June 16, 1975 PGA filing and suspend it for one day to become effective August 2, 1975, subject to refund.

With regard to the question of small producer rates, we note that the Supreme Court has remanded the small independent producer rulemaking in order for the Commission to enunciate the standards in determining the justness and reasonableness for small producer purchases.[4] As to the emergency purchases, we note that the U.S. Circuit Court of Appeals for the D.C. Circuit has set aside Order No. 491, *et al.*,[5] holding that the Commission exceeded its authority under the Natural Gas Act.[6] We shall, at an appropriate future time, set the issue of the justness and reasonableness of these costs for hearing.

Our review of Mid Louisiana's proposed tariff sheet indicates that the claimed increased costs, other than those costs associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed in Opinion No. 699–H, do comply with the standards set forth in Docket No. R–406. Accordingly, Mid Louisiana may file a substitute tariff sheet to become effective August 1, 1975, reflecting increased costs other than those claimed increased costs associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed by Opinion No. 699–H.

[2] There is a balance of $158,889 in the account.

[3] Docket No. R–389–B, issued June 21, 1974.

[4] *F.P.C. v. Texaco, Inc.*, 417 U.S. 380 (1974).

[5] Order No. 491, 50 FPC 742 (1973); Order No. 491–A, 50 FPC 848 (1973); Order No. 491–B, 50 FPC 1463 (1973); Order No. 491–C, 50 FPC 1634 (1973).

[6] *Consumer Federation of America, et al. v. F.P.C.* (D.C. Cir., Docket No. 73–20009, issued March 13, 1975).

The Commission finds:

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Mid Louisiana's proposed PGA adjustment tendered on June 16, 1975, be effective August 2, 1975, subject to refund pending further Commission action in this docket.

(2) The claimed increased costs, other than those associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed in Opinion No. 699–H, have been reviewed and found to be in compliance with the standards set forth in Docket No. R–406.

The Commission orders:

(A) Mid Louisiana's Sixteenth Revised Sheet No. 3a to FPC Gas Tariff, First Revised Volume No. 1, is hereby accepted for filing, suspended for one day, and permitted to become effective August 2, 1975, subject to refund, pending further Commission order in this docket.

(B) Mid Louisiana may file, to become effective August 1, 1975, a substitute tariff sheet reflecting that portion of Mid Louisiana's proposed rates which reflects costs other than those costs associated with that portion of small producer and emergency purchases in excess of the rate levels prescribed in Opinion No. 699–H.

(C) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–20706 Filed 8–6–75;8:45 am]

[Docket Nos. RP72–149, RP75–20 and PGA75–11a]

MISSISSIPPI RIVER TRANSMISSION CORP.

Notice of Proposed Change in Rates

JULY 30, 1975.

Take notice that Mississippi River Transmission Corporation (Mississippi) on July 21, 1975 tendered for filing Substitute Thirty-First Revised Sheet No. 3A and Substitute Thirty-Second Revised Sheet No. 3A to its FPC Gas Tariff, First Revised Volume No. 1, to become effective July 2, 1975 and August 1, 1975, respectively.

Mississippi states that Substitute Thirty-First Revised Sheet No. 3A is being submitted pursuant to the Commission's letter order of June 3, 1975 to reflect United Gas Pipe Line Company's revised PGA filing of July 14, 1975, which has a proposed effective date of July 2, 1975. Mississippi states that Substitute Thirty-Second Revised Sheet No. 3A reflects the above-mentioned United filing as well as a revised PGA filing of Natural Gas Pipeline Company of America made on July 7, 1975, to become effective August 1, 1975, and is to be substituted for Thirty-Second Revised Sheet No. 3A, which was submitted to the Commission on June 24, 1975 in conjunction with a motion for reconsideration of Commission orders of April 24, 1975 and May 19, 1975 in these dockets. Each of the above-described sheets was accompanied by schedules supporting the proposed rate revisions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission in accordance with Sections 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 August 8, 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 unless such petition has previously been filed. Copies of the filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–20697 Filed 8–6–75;8:45 am]

[Docket No. CP73–227]

NORTHERN NATURAL GAS CO.

Notice of Petition To Amend

JULY 31, 1975.

Take notice that on July 21, 1975, Northern Natural Gas Company (Petitioner), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP73–227 a petition to amend the order of the Commission issued November 30, 1973 (50 FPC 1733), in said docket pursuant to Section 7(c) of the Natural Gas Act by authorizing the deferral for one year of the presently authorized increase in maximum daily volumes of gas to be transported by Applicant for Northern States Power Company (NSP), all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

Petitioner states that by order of the Commission of November 30, 1973, it is authorized to transport natural gas to NSP pursuant to an agreement between them dated January 12, 1973, under Applicant's Rate Schedule T–12. Applicant alleges that by order in Docket No. CP73–227, as amended on December 16, 1974, it is authorized to transport for NSP between November 27, 1975, and March 26, 1976, a maximum daily volume of 8,000 Mcf of gas, and in each heating season thereafter a maximum daily volume of 12,000 Mcf of gas. Applicant states that during the last heating season the maximum daily volume of deliveries was 4,000 Mcf of gas and that NSP has requested that Applicant defer the delivery of additional volumes of gas for one year. It is stated that NSP's customers' conservation of gas has eliminated the need for an increase in the volume of gas transported during the 1975–76 heating season.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 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.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20707 Filed 8-6-75;8:45 am]

[Docket No. CP74-145]

NORTHERN NATURAL GAS CO.

Notice of Petition To Amend

JULY 31, 1975.

Take notice that on July 21, 1975, Northern Natural Gas Company (Petitioner), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP74-145 a petition to amend the order of the Commission of May 29, 1975, issued in said docket pursuant to Section 7(c) of the Natural Gas Act to authorize an additional point of receipt to implement the authorized gas exchange between Petitioner and Natural Gas Pipeline Company of America (Natural), all as more fully set forth in the petition to amend on file with the Commission and open to public inspection.

Petitioner states that it is authorized to exchange with Natural on a gas-for-gas basis up to 2,000 Mcf of gas per day by the order of May 29, 1975. Applicant further states that Petitioner is authorized by said order to deliver gas to Natural at a point on Natural's gathering system in Wheeler County, Texas, and that Natural is authorized to redeliver equivalent volumes of gas to Petitioner at a new point of interconnection in Carson County, Texas.

Petitioner states that under a contract with J. I. O'Neill, Jr., Petitioner is purchasing 81.226 percent of the gas produced from the Miles No. 1 well in the Camerick Field, Beaver County, Oklahoma, and that Natural has contracted for the remaining uncommitted gas reserves from said well. Petitioner proposes to accept Natural's share of the gas produced from said well at the existing gathering and measuring facilities (Camerick Exchange Point) and to redeliver the gas to Natural to obviate the necessity for duplicate facilities. It is stated that receipt of Natural's gas from the Miles No. 1 well would not increase the daily exchange volume of 2,000 Mcf of gas.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 22, 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.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20708 Filed 8-6-75;8:45 am]

[Docket No. RP71-107, et al. (Phase II)]

NORTHERN NATURAL GAS CO.

Notice Deferring Procedural Dates

JULY 30, 1975.

On July 25, 1975, Dyco Petroleum Corporation (Dyco) and Phillips Petroleum Company (Phillips) filed motions to extend the procedural dates fixed by order issued July 7, 1975, in the above designated proceeding.

Notice is hereby given that the procedural dates in the above matter are deferred pending expiration of the 15-day period, on August 11, 1975, within which to respond to these motions of Dyco and of Phillips.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20709 Filed 8-6-75;8:45 am]

[Docket No. CP76-23]

OKLAHOMA NATURAL GAS CO.

Notice of Application

JULY 30, 1975.

Take notice that on July 21, 1975, Oklahoma Natural Gas Company (Applicant), 624 South Boston Avenue, Tulsa, Oklahoma 74119, filed an application pursuant to Section 1(c) of the Natural Gas Act for a declaration that Applicant is exempt from the provisions of the Natural Gas Act with respect to the transportation and sale of natural gas in Oklahoma through facilities to be acquired from High Plains Natural Gas Company (High Plains), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that is has acquired all of High Plains' facilities located within the State of Oklahoma, pursuant to an agreement dated May 28, 1975, and proposes to continue the transportation and sale of natural gas in lieu of High Plains for service to the towns and cities of Shattuck, Fargo, and Gage. Applicant states that High Plains was receiving gas from Northern Natural Gas Company (Northern) and that such gas was received and ultimately consumed within the State of Oklahoma. Applicant states that it has acquired the rights of High Plains to such gas subject to the approval of Northern.

Applicant states further that any gas received by Applicant would be delivered within the State of Oklahoma for ultimate consumption within the State of Oklahoma, and that its rates, service and facilities are subject to the jurisdiction of the Corporation Commission of the State of Oklahoma and that such commission is exercising and will continue to exercise jurisdiction over Applicant's rates, service and facilities. Applicant requests that the exemption granted by the Commission be granted with respect to its receipt of gas from Northern and with respect to its entire system within the State of Oklahoma.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 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.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20698 Filed 8-6-75;8:45 am]

[Docket Nos. RP73-108 and RP73-36, AP75-2, PGA75-4]

PANHANDLE EASTERN PIPELINE CO.

Order Accepting for Filing and Suspending Proposed PGA Rate Adjustment and Accepting Alternate Revised Tariff Sheet

JULY 31, 1975.

On June 13, 1975, Panhandle Eastern Pipe Line Company (Panhandle) tendered for filing alternate revised tariff sheets to track a rate decrease reflecting (1) a decrease of $5,075,026 in the cost of purchased gas, (2) a 3.92¢ per Mcf reduction in surcharge to recover the balance in the deferred purchased gas cost account, (3) an increase by producer supplier's of $5.1 million, (4) an increase in the cost of advance payments of $26,295,223, and (5) a surcharge pursuant to Section 16.6(e) of its FPC Gas Tariff to recover $5,646,562 of demand charge adjustments. Protests and petitions to intervene were due by June 30, 1975. None have been received.

One set of revised tariff sheets reflects small producer and emergency purchases in excess of the rates allowed in Opinion No. 699-H.[1] The proposed rates have not therefore been shown to be just and reasonable and may be unjust, unreasonable,

[1] Substitute Thirteenth Revised Sheet No. 3-A to FPC Gas Tariff, Original Volume No. 1.

unduly discriminatory or otherwise unlawful. Accordingly, we shall accept the sheet identified in footnote one and suspend it for one day to become effective August 2, 1975, subject to refund.

With regard to the question of small producer purchases, we note that the Supreme Court has remanded the small independent producer rulemaking in order for the Commission to enunciate the standards in determining the justness and reasonableness for small producer purchases.[2] As to the emergency purchases, we note that the U.S. Circuit Court of Appeals for the D.C. Circuit has set aside Order No. 491, *et al.*[3] holding that the Commission exceed its authority under the Natural Gas Act.[4] We shall, at an appopriate future time, set the issue of the justness and reasonableness of these costs for hearing.

Our review of the advance payment increase indicates seven of the advance payment agreements are not consistent with Order 499[5] as follows: (1) six agreements (listed on Attachment A) do not provide that recovery of the advances will be made in economic considerations other than gas (in the event the prospects are non-productive) within five years from the time the advances have been included in Account 166 and (2) the Amoco Production Company advance payment agreement dated September 24, 1974, does not guarantee full repayment of the advance within five years from the date gas deliveries commence. Accordingly, acceptance of the advance payment increase should be conditioned as hereinafter ordered.

The alternate substitute revised tariff sheet[6] does not reflect costs in excess of those allowed in Opinion No. 699-H. We shall accept that tariff sheet to become effective August 1, 1975, as hereinafter ordered and conditioned.

The underlying base tariff rates remain subject to refund in Docket Nos. RP73-108 and RP73-36.

The Commission finds:

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Panhandle's proposed revised tariff sheets identified in footnote one of this order be accepted for filing, suspended for one day and permitted to become effective August 2, 1975, subject to refund pending further Commission action in this docket and Docket Nos. RP73-108 and RP73-36.

(2) The alternate set of revised tariff sheets as identified in footnote six of this order should be accepted and permitted to become effective August 1, 1975.

(3) The advance payment agreements should be accepted and permitted to become effective August 1, 1975, conditioned as hereinafter ordered.

The Commission orders:

(A) The Alternate Substitute Thirteenth Revised No. 3-A to FPC Gas Tariff, Original Volume No. 1 is hereby accepted for filing to become effective August 1, 1975. The underlying rates shall remain subject to refund in Docket Nos. RP73-108 and RP73-36.

(B) The Substitute Thirteenth Revised Sheet No. 3-A to FPC Gas Tariff, Original Volume No. 1 is hereby accepted for filing and suspended for one day to become effective August 2, 1975, subject to refund in this docket and in Docket Nos. RP73-36 and RP73-108.

(C) The advance payment agreements listed in Attachment A are accepted for filing to become effective August 1, 1975, subject to the following condition:

If 5 years elapses from the time the advance has been included in this account and during such time no gas deliveries have commenced *or* no determination has been made that the recovery will be in economic consideration other than gas, Panhandle shall at the end of the 5-year period, transfer the advance from Account 166 to Account 167, and cease rate base treatment thereof, unless otherwise directed by the Commission.

(D) The advance payment agreement with the Amoco Production Company, dated September 24, 1974, is hereby accepted for filing to become effective August 1, 1975, subject to the following condition:

If 5 years elapses from the date gas deliveries commence and during such time full repayment of the advance has not been made, Panhandle shall at the end of the 5 year period, remove the advance from Account 166, and cease rate base treatment thereof, unless otherwise directed by the Commission.

(E) Any hearing set concerning the small independent producer purchases and/or the emergency purchases shall be docketed RP73-36 and PGA75-4.

(F) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

ATTACHMENT A

PANHANDLE EASTERN PIPE LINE COMPANY

Advance Payment Contracts to be Conditioned

(1) Colorado Energy Corporation, March 13, 1975.

(2) Martin Oil Service, Inc., March 13, 1975.

(3) Anadarko Production Company, May 7, 1975.

(4) Anadarko Production Company, May 12, 1975.

(5) Anadarko Production Company, May 13, 1975.

(6) Anadarko Production Company, May 27, 1975.

[FR Doc.75-20678 Filed 8-6-75;8:45 am]

[Project Nos. 135, 2195]

PORTLAND GENERAL ELECTRIC CO.

Notice of Application for Change in Land Rights

JULY 31, 1975.

Public notice is hereby given that an application was filed on July 21, 1975, under the Federal Power Act (16 U.S.C. §§ 791a-825r) by Portland General Electric Company (Applicant) (Correspondence to: Mr. Robert Sullivan, Manager, Land Department, Portland General Electric Company, Electric Building, Portland, Oregon 97205) for change in land rights for the constructed Oak Grove Project No. 135, located on the Oak Grove Fork of the Clackamas River in Clackamas County, Oregon and affecting lands of the United States within Mt. Hood National Forest, and for the constructed North Fork Project No. 2195, located on the Clackamas River in Clackamas County, Oregon and affecting lands of the United States within Mt. Hood National Forest.

Applicant, who is also the Licensee for these two projects, requests authorization to grant easements to the State of Oregon, Highway Division of the Department of Transportation, to construct, operate, and maintain a section of the Clackamas Highway within the project boundaries of Projects Nos. 135 and 2195.

The proposed 231-foot (average width) highway right-of-way would be approximately 1.52 miles in length. The estimated acreages within the project boundaries of Projects Nos. 135 and 2195 affected by this proposal are 18.55 acres and 15.19 acres, respectively. The proposed highway section would be located in the SE ¼ of Section 12 and in Section 18, both in T. 4 S., R. 5 E., Willamette Meridian, Clackamas County, Oregon.

This partially Federally funded project for the construction of the proposed highway section of Highway Route 55 would be a two-lane highway constructed with a compacted asphalt surface. A Final Environmental Statement for this proposal was circulated by the Federal Highway Administration, Region 10, in May, 1974.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 22, 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 C.F.R. § 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. The application is on file with the Commission and is available for public inspection.

Take further notice that, pursuant to the authority contained in and con-

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[2] *F.P.C. v. Texaco, Inc.* 417 U.S. 380 (1974).

[3] Order No. 491, 50 FPC 742 (1973); Order No. 491-A, 50 FPC 848 (1973); Order No. 491-B, 50 FPC 1463 (1973); Order No. 491-C, 50 FPC 1634 (1973).

[4] *Consumer Federation of America, et al. v. F.P.C.* (D.C. Cir., Docket No. 73-20009, issued March 13, 1975).

[5] Issued December 28, 1973.

[6] Alternate Substitute Thirteenth Revised Sheet No. 3-A to FPC Gas Tariff Original Volume No. 1.

ferred upon the Federal Power Commission by Sections 308 and 309 of the Federal Power Act (16 U.S.C. § 825g, § 825h) and the Commission's Rules of Practice and Procedure, specifically Section 1.32 (b) (18 C.F.R. § 1.32(b)), as amended by Order No. 518, a hearing may be held without further notice before the Commission on this application if no issue of substance is raised by any request to be heard, protest or petition filed subsequent to this notice within the time required herein and if the applicant or initial pleader requests that the shortened procedure of Section 1.32(b) be used. If an issue of substance is so raised or applicant or initial pleader fails to request the shortened procedure, further notice of hearing will be given.

Under the shortened procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant or initial pleader to appear or be represented at the hearing before the Commission.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20710 Filed 8-6-75;8:45 am]

[Project No. 2685]

POWER AUTHORITY OF THE STATE OF NEW YORK

Order Approving Settlement Agreement

JULY 30, 1975.

On November 5, 1973, the Towns of Fulton and Blenheim, New York (Complainants) filed a complaint, under Section 306 of the Federal Power Act, 16 U.S.C. § 825e, and Section 1.6 of the Commision's Rules of Practices and Procedure, 18 C.F.R. § 1.6 (1974), against the Power Authority of the State of New York, Licensee for the Blenheim-Gilboa Pumped Storage Project No. 2685. The complaint alleged that Licensee was operating the project in such a manner, with respect to flow releases, that it was violating the terms of its license by causing wild and rapid fluctuations in water levels downstream from the project.

The Blenheim-Gilboa Project No. 2685, which was licensed by a Commission order on June 6, 1969, is located on Schoharie Creek, a tributary of the Mohawk River, in the Towns of Gilboa and Blenheim, in Schoharie County, New York. Operations began in July of 1973.

The source of water for Project No. 2685 is Schoharie Creek. Directly upstream from the project is the Gilboa Dam of the Schoharie Reservoir which serves as a source of water supply for New York City.[1] The Gilboa Dam contains an uncontrolled spillway and no outlet gates or valves to control releases of water. Therefore, during the winter there is usually uncontrolled spill over the Gilboa Dam into Schoharie Creek. In the summer, there is little or no spill over the Gilboa Dam, so the inflow to the project is only from the 40 square miles of drainage area below Gilboa Dam. According to available records this inflow with no spill from Gilboa Dam has fallen to below 1 cfs.

The Blenheim Gilboa pumped storage project is basically a closed system, that is, after the upper and lower reservoirs have been filled to meet the capacity requirements of the project, no additional water is required on a continual basis, except for small amounts needed to replenish whatever water is depleted from the system by means of evaporation, minor seepage losses, or operating releases.

In accordance with Section 1.6 of our Rules of Practice and Procedure and the Federal Power Act, a copy of the complaint was transmitted to the Licensee for comment. The Licensee responded, denying the Complainants' allegations. Public notice of the aforementioned complaint was issued on June 5, 1974, with July 22, 1974, being the last date to file protests or petitions to intervene. On June 19, 1974 the Schoharie Valley Environmental Conservation Association filed a timely petition to intervene, which we granted on July 26, 1974.

On June 25, 1974, we issued an order granting a hearing in this matter because of the unresolved factual issues arising from the complaint. In the filing of its testimony prior to the hearing, the Licensee submitted a new plan of operation for the project with regard to controlling and monitoring flow releases.

At the hearing which was held in Albany, New York on August 5, 1974, the Licensee's testimony and exhibits were made a part of the record, and the Complainants stated that if an operational plan for the project, as indicated in the Licensee's testimony, would be implemented that this would, in effect, satisfy their complaint. Complainants then stated, pursuant to Section 1.18(e) of the Commission Rules of Practice and Procedure, that they were of the opinion that a settlement agreement could be effected in this matter. The Licensee was in agreement. The Commission Staff indicated that it did not object. The Presiding Administrative Law Judge directed that the Complainants and Licensee file a fully executed settlement agreement on or before September 16, 1974. An extension of time for the filing was thereafter granted. On October 2, 1974, the aforesaid agreement was filed, and was certified by the Presiding Administrative Law Judge to the Commission on October 4, 1974. Notice of the certification of the settlement agreement to the Commission was issued on November 14, 1974, with December 13, 1974, being the last date to file protests or comments. One timely letter of comment was received on December 11, 1974.

The proposed settlement agreement would resolve all issues in this proceeding.

Details of the settlement agreement, which is basically a water management plan for operation for the project, may be summarized as follows:

The objectives are basically to prevent floods and fluctuations downstream from being more severe than they would be without the project and to maintain low flows as nearly as practicable to what they would be without the project. Generally these objectives can be met by keeping the total water in the upper and lower reservoirs virtually constant. Downstream releases from the lower reservoir of the project are by two means. Small flows are released through two valves which will pass up to 400 cfs each. Larger flows are released through three taintor gates.

In order to maintain constant reservoir volume, flows into the lower reservoir must be accurately determined. Over any period of time the inflow to the reservoir system must equal the outflow during the period plus the change in the volume of stored water plus evaporation and seepage losses. Capacity tables are available to determine the change in storage volume, and this method is currently in use. It is, however, subject to error for short time intervals if there are rapidly changing inflows. A second method which Licensee has recently adopted is to measure inflow directly before it enters the reservoir system by means of gages on Schoharie Creek and the main tributaries. This method is accurate for short intervals and during rapidly changing flow conditions, while the volumetric method is more accurate over longer periods. Both methods will be used by Licensee, and eventually the second will be aided by use of a small digital computer to automatically calculate and record reservoir inflows, outflows, and storage volumes, as well as gate and valve position changes whenever necessary.

However, even after the computer becomes operational, the operator will set the outflow control works. The outflow is a function of the gate and valve positions and the lower reservoir elevation. Instrumentation enables the operator to determine rapidly and accurately the gate or valve settings required to release the proper outflow. The overall operating plan used relates generally to flood flows, moderate flows, and low flows.

A flood period is one when Schoharie Creek downstream from the project exceeds normal bank full stage (about 10,000 cfs). To maintain constant total reservoir volume during the rising flood inflows, the average outflow for a given period of time must approximately equal the average inflow during that period. By making gate changes small and the setting periods short, outflow will closely follow inflow. Also, when these inflows initially exceed valve capacity, valves will be closed gradually and the gates opened gradually to prevent any sudden large change in outflow.

Moderate flow periods occur when the Gilboa Dam is spilling water and/or a rainstorm is in progress. Inflow is reasonably uniform and downstream flow is expected to remain within the channel banks. Outflow will be adjusted as often as necessary to maintain balanced inflow and outflow. If corrections are needed to return the reservoirs to the desired content, they will be spread over at least

[1] The Gilboa Dam and Scholarie Reservoir is not a waterpower project and is not licensed by this Commission.

24 hours to minimize downstream flow fluctuations.

Low flows are periods when Schoharie Reservoir is below spillway crest and there is no storm runoff. Generally, low flows are within the capacity of the valves in the lower reservoir dam. Inflow will be calculated at least once every 8 hours and any adjustments will be spread over a 24 hour period. When the flow at the North Blenheim gauging station is less than 5.0 cfs, the net reservoir evaporation will be withdrawn from reservoir storage and released downstream. This will result in flows comparable to those which would have occurred if the project had not been built.

Regardless of these various flow conditions, fluctuation in outflow will be controlled and minimized to the extent practicable. Since the low level outlet valves afford more precise control of outflows than the gates, valve control will be employed during moderate and low flow periods until required outflows exceed valve capacity (800 cfs). During high flow periods, the primary consideration will be to match outflow with inflow. Needless fluctuation downstream will be avoided by use of frequent small gate adjustments.

The Settlement Agreement also provides, as requested by Complainants, that records of inflow and outflow at the project will be made available at the office at the powerhouse in Schoharie County and at the office at 10 Columbus Circle in New York City.

Turning now to the single letter of comment on this proposed settlement agreement, we can summarize its basic criticisms as follows: (1) No mention of a specified minimum release occurs in the Settlement Agreement even though the Licensee is fully aware of its desirability; (2) Attempting to match inflow and outflow during summer months is not practical, particularly when no allowance is made for seepage losses; (3) No allowance has been made for the 10–12,000 cfs entering the lower reservoir during maximum power generation. Licensee responded to these criticisms and further explained the Settlement Agreement by letter dated February 4, 1975.

The reason for the lack of a provision regarding minimum releases in the proposed Settlement Agreement is the small drainage area (40 square miles) that serves Project No. 2685 below Gilboa Dam. Gilboa Dam and Schoharie Reservoir divert substantial amounts of water from the Schoharie Creek watershed for use by New York City. The level of water in Schoharie Reservoir is generally below the crest of Gilboa Dam during the summer, fall and early winter months. Thus, the only inflows to Project No. 2685 at these times come from its limited drainage area and Licensee states "it was not practicable to design the [project] to provide for minimum releases in excess of the inflow during low flow periods." As summarized above, when the outflow is less than 5 cfs, the water management plan does provide for the release downstream of an additional volume of water equal to the net reservoir evaporation. This resulting flow would equal the flow which would have occurred if the project had not been built.

With regard to seepage losses, Licensee reports that "[a]ll tests and observations made to date indicate that there is no substantial seepage from the upper reservoir." Generally, seepage losses from the lower reservoir would augment downstream flows.

The final criticism is that no allowance has been made in the Settlement Agreement during flood flows to provide for the 10–12,000 cfs entering the lower reservoir during maximum power generation. This criticism ignores the fact that the project is basically a closed system, as stated earlier, and thus the amount of total water in the two reservoirs remains generally constant. Water will not be released from the upper reservoir unless there is adequate storage space in the lower reservoir. Licensee states: "In fact, during a flood period it is probable that some portion of the inflow will be stored in the reservoir system. This excess water will not be released until the flood has subsided."

Although the fully executed agreement should resolve the outstanding issues of this proceeding, the total effect of the operating plan will not be known or available for evaluation until a sufficient period of project operation has been recorded.

Control of downstream releases should also be contingent upon a detailed evaluation of the project's fisheries and environmental aspects. These features are currently under Commission Staff review as part of the Licensee's application for approval of Exhibit S for the Blenheim-Gilboa Project.

Based upon our review of the settlement agreement, the comments responding thereto, and the record as a whole, it appears that the settlement agreement adequately resolves the issues raised by the filings and is in the public interest and should therefore be approved and made effective as hereinafter ordered and conditioned. The criticisms in the single letter of comment have been fully answered and do not alter our conclusion that approval of this agreement is in the public interest.

The Commission finds:

The Settlement Agreement, as executed between the Towns of Fulton and Blenheim (Complainants) and Power Authority of the State of New York (Licensee) is reasonable and appropriate and in the public interest in carrying out the provisions of the Federal Power Act and should be approved as hereinafter ordered.

The Commission orders:

(A) The Settlement Agreement certified to us by the Presiding Administrative Law Judge is incorporated herein by reference, and is hereby approved.

(B) This order is without prejudice to any finding or orders which have been made or which will hereafter be made by the Commission, and is without prejudice to any claims or contentions which may be made by the Commission, its staff, or any party or persons affected by this order, in any proceeding now pending or hereafter instituted by or against Power Authority of the State of New York or any person or party, except as provided in the settlement agreement.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20609 Filed 8-6-75;8:45 am]

[Docket Nos. CI75-683 and CI75-689]

RHONDA OPERATING CO.

Notice of Withdrawal

JULY 30, 1975.

On July 21, 1975, Rhonda Operating Company filed a request for withdrawal of its application for abandonment, filed May 14, 1975, and of its application for certificate of public convenience and necessity, also filed May 14, 1975, in the above-designated dockets.

Notice is hereby given that pursuant to Section 1.11(d) of the Commission's Rules and Regulations, the withdrawal of the above applications shall become effective August 20, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20681 Filed 8-6-75;8:45 am]

[Docket No. E-9454]

PUBLIC SERVICE CO. OF NEW MEXICO

Order Denying Motion To Reject

JULY 31, 1975.

On May 21, 1975, Public Service Company of New Mexico (PNM) tendered for filing a proposed rate schedule supplement [1] that would increase revenues from its sole jurisdictional municipal customer, the City of Gallup, New Mexico (Gallup), by $847,549 based upon Period I, calendar year 1974.

The proposed rate increases the demand charge to $5.15/kw and the energy charge to 6.2 mills/kWh. It adds a system charge of $500 per delivery point. The power factor is increased to 90% and the customer will pay $0.25 for each RKVA in excess of the allowed 0.48 RKVA per kw of billing demand. The new ratchet clause is pegged to the highest of the following: 75% of the highest kw demand established during the preceding eleven months, the contracted minimum kw demand, or the minimum demand of 10,000 kw specified in the proposed rate. The monthly minimum charge is 10,000 kw plus the system charge. The fuel adjustment clause has been revised and is in conformance with Commission Order No. 517.

PNM states that the reason for the proposed change in rate is that, at the

[1] Designated as: Public Service Company of New Mexico Supplement No. 4 to Rate Schedule FPC No. 2 (Supersedes Supplement No. 3).

present time, the rate of return to PNM for its service to Gallup is negative and that it is necessary to bring the rate of return in line with present day conditions. PNM's Statement N indicates that the proposed rate increase would have resulted in an earned rate of return of 9.892% in calendar year 1974.

PNM proposes that the new rate become effective on July 31, 1975. Notice of the filing was issued on June 4, 1975, with comments, protests, or petitions to intervene due on or before June 16, 1975. On June 9, 1975, Gallup requested an extension of time for the closing date for petitions to intervene. On June 13, 1975, the Secretary issued a notice extending the time for filing petitions to intervene to and including June 30, 1975. On June 16, 1975, the New Mexico Public Service Commission filed a Notice of Intervention.

On June 30, 1975, Gallup filed a Motion to Reject, Protest, and Petition to Intervene. Gallup asserts, *inter alia*, that the existing contract between PNM and Gallup is a fixed-rate contract that does not permit unilateral Section 205 rate increase filings and therefore PNM's proposed rate increase must be rejected under the Sierra-Mobile doctrine.[2] Gallup further asserts that PNM's filing must be rejected for failure to comply with Sections 35.13(b)(4)(iii) and Section 35.13(b)(2) of the Commission's Regulations. Gallup alleges that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer Community Public Service Company (CPS); and Gallup argues that the proposed rate will foreclose it from competing with PNM for retail loads through a price squeeze situation, thereby necessitating rejection of the filing.

On July 15, 1975, PNM filed an Answer to Gallup's motion which opposed, *inter alia*, Gallup's argument for rejection of the filing and Gallup's discrimination and price squeeze allegations.

PNM cites the following language from the present PNM-Gallup contract (FPC Rate Schedule No. 2), as amended by Amendment No. One, under "Change in Rate":

"Notwithstanding the earliest effective date of termination (July 1, 1977) as set forth in Article II (Term) above, should the rates charged herein to the consumer by the Company be increased for any reason whatsoever other than fuel cost or tax adjustments provided for herein, then and in that event, the Consumer shall immediately have the option within (90) days after the consumer is given notice of such rate increase to terminate this agreement; provided, however, that the Company will supply for a two (2) year period thereafter such power and energy in accordance with the new or increased rates as may be requested by consumer from time to time up to the amount specified in Article IV hereof."

PNM asserts that this language evidences the clear right of PNM to file a unilateral rate increase. We do not think that this language goes to the *Mobile-Sierra* issue of whether the contract permits the selling public utility to unilaterally file for an increase in rates, but rather provides an option to the customer if the rates charged to it are increased for any reason.

Both parties quote from Article XII, as amended by Amendment No. One, of the PNM-Gallup contract:

"This contract, including the tariff made a part hereof, shall at all times be subject to such changes or modifications as shall be *ordered* from time to time by *any legally constituted regulatory body having jurisdiction* to require such changes or modifications." (emphasis supplied)

Gallup argues that this provision bars unilateral rate increase filings; while PNM argues that it permits them.

We believe that this is the important language to focus on with respect to the *Mobile-Sierra* issue. The U.S. Court of Appeals has stated, "the rule of *Mobile-Sierra* and *Memphis*[3] is refreshingly simple. The contract between the parties governs the legality of the filing. Rate filings consistent with contractual obligations are valid."[4] We think that the key language in the clause at issue is that the rate shall be subject to change by order issued by the regulatory body having jurisdiction, which is this Commission. In the *Mobile* case, the Court stated in reference to Section 4(d) of the Natural Gas Act, which is equivalent to Section 205(d) of the Federal Power Act:

"Section 4(d) provides not for the filing of 'proposals' but for notice to the Commission of any 'change . . . made by' a natural gas company, *and the change is effected, if at all, not by an order of the Commission, but solely by virtue of the natural gas company's own action.*" *Mobile, supra*, at 342 (emphasis supplied)

Since the parties provided for a change in rate only by order issued by the Commission, it is clear they did not contemplate the unilateral filings permitted by Section 205. Accordingly, we shall institute a Section 206(a) proceeding and set the just and reasonable rate for PNM's service to Gallup pursuant to Section 206(a)[5], any change to be prospective in application.

Gallup asserts that PNM's filing must be rejected for failure to comply with Section 35.13(b)(4)(iii) of the Regulations. PNM tendered for filing its rate increase on May 21, 1975. It used calendar year 1974 data for Period I, and it did not submit Period II data, stating that the proposed increase was less than one million dollars and therefore Period II data was not required pursuant to Order No. 487. Gallup asserts that Period I should be May, 1974, through April of 1975. Gallup cites *Minnesota Power & Light Company*, Docket No. E-8494, Order of February 15, 1974, and *Public Service Company of New Hampshire*, Docket No. E-9290, Order of June 4, 1975. In *Minnesota, supra*, the Secretary sent out a deficiency letter on December 6, 1973, which stated, *inter alia*, that Minnesota's use of 1972 calendar year for Period I where Period II was calendar 1974 was not permissible under the Regulations. In *Public Service Company of New Hampshire, supra*, the Commission rejected proposed tariff sheets based upon a Period I of calendar year 1973 that were tendered for filing in February, 1975 and retendered in March, 1975. We think these precedents are distinguishable and that use of calendar year 1974 as Period I for PNM's May 21, 1975 filing with a July 31, 1975, proposed effective date does not warrant rejection under the Regulations with respect to this case.

Gallup asserts that the filing must be rejected for failure to comply with Section 35.13(b)(2) of the Regulations in that PNM did not submit a "comparison of the proposed rate with other rates of the filing public utility for similar wholesale for resale and transmission services". The submission of this data is only required when similar services exist, and we think that the failure to file such data in this case does not warrant rejection of PNM's filing.

Gallup asserts that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer CPS. Gallup may present evidence to substantiate this claim in the proceeding to be established.[6]

Gallup charges that the proposed rate will foreclose it from competing with PNM for retail loads through a price squeeze situation. The Commission must utilize a cost plus fair return standard for establishing the justness and reasonableness of the wholesale rate and does not have the authority under the Federal Power Act to set the wholesale rate predicated upon retail rates over which we have no jurisdiction.[7] We shall therefore limit this proceeding so as to exclude consideration of the price squeeze issue. We are aware of Gallup's reliance upon *Conway Corporation* v. *F.P.C.*, 510 F. 2d 1264 (1975). However, the Court in Conway stayed its mandate pending appeal by the Commission. Accordingly, Gallup may renew its request for consideration

[2] *Federal Power Commission* v. *Sierra Pacific Power Company*, 350 U.S. 348 (1956); *United Gas Pipe Line Company* v. *Mobile Gas Service Corporation*, 350 U.S. 322 (1956).

[3] *United Gas Pipe Line Co.* v. *Memphis Light, Gas and Water Division*, 358 U.S. 103 (1958).

[4] *Richmond Power and Light Co.* v. *F.P.C.*, 481 F.2d 490, 493 (USCA-DC Cir. 1974).

[5] We note that the procedures under such a Section 206(a) proceeding would not entail meeting the heavy burden of proof associated with the *Mobile-Sierra* decisions.

[6] *St. Michaels Utilities Commission* v. *The Eastern Shore Public Service Company of Maryland*, 35 FPC 591 (1966), affm'd 377 F. 2d 912 (USCA—4th Cir. 1967).

[7] See *e.g., Virginia Electric and Power Company*, Docket No. E-9147, order issued January 22, 1975, *Carolina Power and Light Company*, Docket No. E-8884, order issued August 26, 1974; *Wisconsin Public Service Corporation*, Docket No. E-8867, order issued August 23, 1974, and *Pacific Gas and Electric Company*, Docket No. E-7777, order issued March 14, 1974.

of the price squeeze issue when and if the *Conway* decision becomes final.*

The Commission finds:

(1) The motion to reject PNM's rate increase filing for service to Gallup should be denied.

(2) A proceeding under Section 206(a) of the Federal Power Act should be instituted to determine the just and reasonable rate to be charged Gallup. Such proceeding should use the material in PNM's original filing of May 21, 1975.

(3) Gallup may introduce evidence as hereinafter ordered to substantiate its claim that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer CPS.

(4) "Price-squeeze" issues should be excluded from these proceedings.

(5) Good cause exists to permit the intervention of Gallup and the New Mexico Public Service Commission as hereinafter limited.

The Commission orders:

(A) Gallup's motion to reject is denied.

(B) We hereby institute a proceeding under Section 206(a) of the Federal Power Act to determine the just and reasonable rate to be charged Gallup. Materials contained in the original PNM filing of May 21, 1975, shall form the basis of the proceeding.

(C) Pursuant to the authority of the Federal Power Act, particularly Section 206 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Federal Power Act (18 CFR Chapter I), a public hearing shall be held on November 11, 1975, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(D) On or before September 30, 1975, the Commission Staff shall serve its prepared testimony and exhibits. Prepared testimony and exhibits of intervenors, if any, shall be served on or before October 14, 1975. Company rebuttal shall be served on or before October 28, 1975.

(E) 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.

(F) Any rate increase to Gallup which we may approve shall be effective from the date of such approval.

(G) PNM may not bill Gallup at the rate proposed herein or at such other rate as the Commission shall find just and reasonable until completion of the proceeding herein ordered and approval of the new rate.

(H) Gallup and the New Mexico Public Service Commission are hereby permitted to intervene in these proceedings, subject to the Rules and Regulations of the Commission; *Provided, however*, that the participation of Gallup shall be limited to matters affecting rights and interests specifically set forth in its petition to intervene, with the exclusion of price squeeze issues; and *Provided, further*, that the admission of such intervenors shall not be considered as recognition by the Commission that it might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(I) Gallup may introduce evidence according to the aforesaid procedural dates to substantiate its claim that the proposed rate is discriminatory vis-a-vis PNM's wholesale customer CPS.

(J) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure.

(K) The Secretary shall cause prompt publication of this order in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-20680 Filed 8-6-75;8:45 am]

[Docket No. CP76-30]

SOUTH TEXAS NATURAL GAS GATHERING CO.

Notice of Application

JULY 31, 1975.

Take notice that on July 25, 1975, South Texas Natural Gas Gathering Company (Applicant), Five Greenway Plaza East, Houston, Texas 77046, filed in Docket No. CP76-30 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation of approximately 600 Mcf of gas per day for National Exploration Company (National), all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests authorization to transport approximately 600 Mcf of gas per day to be produced from the Jack Casey No. 1 Well in the Bob Cooper Field, Brooks County, Texas, to be delivered to Applicant by National in the field, for redelivery to Transcontinental Pipe Line Corporation (Transco) at an existing point of interconnection between the systems of Applicant and Transco at Falfurrias, Jim Wells County, Texas, for National. The stated cost of the transportation service is 6.25 cents per Mcf of gas, which is stated to be Applicant's average system cost for such service. Applicant does not request the authorization to construct any facilities in the instant application and states that any expenses incurred by it in connection with the taking of gas in the field would be reimbursed by National.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 20, 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 Commisson'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.75-20711 Filed 8-6-75;8:45 am]

[Docket No. RI76-13]

SUPERIOR OIL CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate

JULY 31, 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 lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered blow.

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

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*On July 23, 1975, Gallup filed a Reply to PNM's Answer; and on July 24, 1975, PNM filed a Motion to Reject Or In The Alternative For Leave To File A Response Thereto. Our review of these pleadings indicate that no new issues of fact or law are raised. We deny the motion to reject and the request for leave to file a response.

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] KENNETH F. PLUMB, *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—	Cents per Mcf*		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
R176-13	The Superior Oil Co.	141	4	Pacific Lighting Service Co. (Offshore California).	$1,460	7-7-75		9-3-75	27.0	27.5	

* Unless otherwise stated, the pressure base is 14.73 lb/in²a.

The Superior Oil Company has filed a periodic rate increase for the sale of casinghead gas to Pacific Lighting Service Company from Offshore Santa Barbara County, California. No formal or guideline ceiling has been established for this area. However, the present effective initial rate is subject to refund under the temporary certificate issued for the subject sale. Accordingly, the proposed rate increase is suspended for one day from September 2, 1975, the contractual effective date.

[FR Doc.75-20679 Filed 8-6-75;8:45 am]

[Docket No. ER76-20]

SUPERIOR WATER, LIGHT & POWER CO.

Notice of Proposed Changes in Rates and Charges

JULY 31, 1975.

Take notice that Superior Water, Light & Power Company (SWL&P) on July 23, 1975, tendered for filing proposed changes in its FPC Electric Rate Schedule No. 12. The Company states that the proposed changes would increase revenues from jurisdictional sales and service by less than $1,000,000.

The proposed rate changes and rate charges are designed to increase the revenue from Dahlberg Light & Power Company, Superior Water, Light & Power Company's only jurisdictional customer sufficiently to recover the proportionate share of the increase in the cost of purchased power from supplier and to raise the rate of return on the investment necessary to serve jurisdictional customer to an acceptable level.

Copies of the filing were served upon SWL&P's jurisdictional customer and Public Service Commission of Wisconsin.

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 Sections 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 August 12, 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.75-20712 Filed 8-6-75;8:45 am]

[Docket No. CP76-16]

TENNECO LNG INC.

Notice of Application

JULY 29, 1975.

Take notice that on July 15, 1975, Tenneco LNG Inc. (Applicant), Tenneco Building, Houston, Texas 77002, filed in Docket No. CP76-16 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity in a bifurcated proceeding authorizing *in toto* the construction and operation of facilities for the receipt, unloading, storing, and vaporizing of LNG at a proposed facility which would be located on approximately 530 acres at mile 91.2 on the Delaware River in West Deptford, Gloucester County, New Jersey, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant requests that the proceedings on the instant application be divided into two parts, a preliminary evaluation of the issues related to the examination of site location, safety and environment and a later evaluation of the proposed construction and operation of the specific facilities proposed. The proposed facilities would include docking and unloading facilities consisting of three berths, two grouped around a single finger pier, the third located parallel to the shoreline, LNG storage facilities consisting of four 900,000 barrel storage tanks surrounded by earthen containment dikes, pumping and vaporization units which would use water from the Delaware River to provide the required heat necessary to vaporize the LNG, vapor compression facilities for handling the boil-off vapors from the terminal, and auxiliary facilities appurtenant to the proposed LNG facility.

Applicant proposes that the environmental, safety and site examination be concerned with but not confined to those factors including air resources, aquatic environment, terrestrial environment, noise environment, socio-economic environment, project alternatives, site alternatives, and the commitment of resources.

Applicant states that Tennessee Gas Transmission Company, a Division of Tenneco Inc. (Tennessee), has been involved in efforts since 1970 to acquire LNG for importation into the United States with the Soviet Union and has entered into a protocol of intent with the Soviet Union. Applicant further states that Tennessee has been involved in negotiation with the Federal Republic of Nigeria since 1971 and believes that a portion or all of the LNG produced there by certain facilities may become available to Tennessee.

Applicant, a whole-owned subsidiary of Tenneco Inc., states that it would only perform the services of receiving unloading, storing and vaporizing LNG and would deliver such gas to Tennessee at the discharge side of the proposed terminal. The proposed facilities would be financed during construction by advances from Tenneco Inc. and bank credit.

The application states that the proposed facilities have been designed to provide a base level supply of 2,000,000 Mcf of gas per day to Tennessee. It is proposed that the LNG would arrive by cryogenic tankers at an average rate of one every 30 hours and that each tanker would deliver the equivalent of 2,500,000 Mcf of vaporous gas. The application shows a total estimated cost of $264,000,000 for facilities necessary for a project involving 500,000 Mcf of gas per day. Applicant states that this cost estimate is presented as an indication of the size of the project considered most likely to be the subject of the filings in the second phase of the proceeding.

Any person desiring to be heard or to make any protest with reference to said application should on or before August

21, 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.75-20713 Filed 8-6-75;8:45 am]

[Docket No. RP74-24]

TENNESSEE GAS PIPELINE CO.

Notice of Extension of Time

JULY 29, 1975.

On July 21, 1975, Tennessee Gas Pipeline Company filed a motion to extend the time for filing briefs on exceptions to the initial decision of the Presiding 1975, in the above-designated matter. Administrative Law Judge issued July 9, The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date for filing briefs on exceptions to the above-designated decision is extended to September 8, 1975. The date for filing briefs opposing exceptions is extended to September 29, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20682 Filed 8-6-75;8:45 am]

[Docket No. RP75-19]

TEXAS GAS TRANSMISSION CORP.

Notice of Further Extension of Procedural Dates

JULY 29, 1975.

On July 21, 1975, Columbia Gas Transmission and Consolidated Gas Supply Corporation filed a motion to extend the procedural dates fixed by order issued October 30, 1974, as most recently modified by notice issued July 15, 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 Supplemental Testimony, August 28, 1975.
Service of Intervenor Testimony, September 29, 1975.
Service of Staff and Intervenor Rebuttal, October 27, 1975.
Service of Company Rebuttal, November 18, 1975.
Hearing, December 2, 1975 (10:00 a.m. EST).

By direction of the Commission.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20683 Filed 8-6-75;8:45 am]

[Docket No. RP73-35; PGA75-3]

TRUNKLINE GAS CO.

Order Accepting for Filing Proposed PGA Rate Change and Instituting Investigation

JULY 30, 1975.

On June 13, 1975, Trunkline Gas Company (Trunkline) tendered for filing with the Commission a proposed revised tariff sheet [1] pursuant to its PGA clause which reflects (1) a 1.66¢ per Mcf, or $2.9 million annually, increase in the current cost of purchased gas, and (2) a surcharge reduction from 6.19¢ per Mcf to 0.96¢ per Mcf to recover the $1,708,193 remaining balance in Trunkline's deferred purchased gas cost account as of April 30, 1975. Trunkline has requested an effective date of August 1, 1975.

Public notice of Trunkline's filing was issued on June 25, 1975 with all protests, comments, and petitions to intervene due on or before July 16, 1975. The Commission has received no comments, protests, or petitions to intervene.

Our review of Trunkline's proposed PGA adjustment indicates that it is based in part upon small independent producer purchases and emergency purchases at rates in excess of the rate levels established in Opinion No. 699-H.[2] The proposed rates have not therefore been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory, and otherwise unlawful. Accordingly, we shall enter into an investigation under Section 5 of the Natural Gas Act to determine the justness and reasonableness of these small producer purchases and emergency purchases.

With regard to the question of small producer purchases, we note that the Supreme Court has remanded the small independent producer rulemaking in order for the Commission to enunciate the standards in determining the justness and reasonableness for small producer purchases.[3] As to the emergency purchases, we note that the U.S. Circuit Court of Appeals for the D.C. Circuit has set aside Order No. 491, *et al.*[4] holding that the Commission exceeded its authority under the Natural Gas Act.[5] We believe, therefore, that it would be premature to establish a procedural schedule in this docket at this time.

The Commission finds:

(1) It is necessary and appropriate in the public interest and to aid in the enforcement of the Natural Gas Act that Trunkline's proposed PGA adjustment tendered on June 13, 1975, be accepted for filing and permitted to become effective August 1, 1975, as proposed.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Natural Gas Act that the Commission enter upon an investigation under Section 5 of the Natural Gas Act concerning the lawfulness of the small producer rates and emergency purchase rates in excess of the rate levels established in Opinion No. 699-H.

The Commission orders:

(A) Trunkline's proposed Thirteenth Revised Sheet No. 3-A to its original Volume No. 1 of the FPC Gas Tariff is hereby accepted for filing, and permitted to become effective August 1, 1975, as proposed.

(B) Pursuant to the authority of Section 5 of the Natural Gas Act, the Commission's Rules of Practice and Procedure, and the Regulations Under the Natural Gas Act, a Section 5 investigation shall be held concerning the lawfulness of Trunkline's small producer and emer-

[1] Thirteenth Revised Sheet No. 3-A to FPC Gas Tariff, Original Volume No. 1.

[2] Docket No. R-389-B, issued June 21, 1974.

[3] *F.P.C. v. Texaco, Inc.*, 417 U.S. 380 (1974).

[4] Order No. 491, 50 FPC 742 (1973); Order No. 491-A, 50 FPC 848 (1973); Order No. 491-B, 50 FPC 1463 (1973); Order No. 491-C, 50 FPC 1634 (1973).

[5] *Consumers Federal of America, et al. v. F.P.C.* (D.C. Cir., Docket No. 73-20009, issued March 13, 1975).

gency purchases at rates in excess of rate levels established in Opinion No. 699–H as contained in Trunkline's June 13, 1975, filing.

(C) The Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–20684 Filed 8–6–75;8:45 am]

[Docket No. RP75–109]

UNITED GAS PIPE LINE CO.

Order Granting Petiton To Intervene

JULY 29, 1975.

By order issued July 7, 1975, the Commission accepted for filing and suspended for a five-month period the proposed rate increase tendered by United Gas Pipe Line Company (United) in this proceeding. The Commission in that order further granted petitions to intervene to numerous parties, one of which was Mississippi Valley Gas Company. The petition to intervene filed on behalf of Mississippi Valley Gas Company was a joint petition to intervene filed on behalf of that company, Mobile Gas Service Corporation, and Clarke-Mobile Counties Gas District. By inadvertence, Appendix A to our July 7, 1975 order failed to list the latter two petitioners to this joint petition to intervene. Good cause having been shown we shall grant intervention to Mobile Gas Service Corporation and Clarke-Mobile Counties Gas District.

The Commission finds:

Good cause exists to grant intervention in this proceeding to Mobile Gas Service Corporation and Clarke-Mobile Counties Gas District.

The Commission orders:

(A) The joint petition to intervene filed on behalf of Mobile Gas Service Corporation and Clarke-Mobile Counties Gas District is hereby granted.

(B) The Secretary shall cause prompt publication of this order to be issued in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–20685 Filed 8–6–75;8:45 am]

[Docket No. RP76–2]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Petition for Issuance of Declaratory Order

AUGUST 5, 1975.

Take notice that on July 17, 1975, Transcontinental Gas Pipe Line Corporation (Transco) filed a petition pursuant to Section 1.7(c) of the Commission's Rules of Practice and Procedure, for a declaratory order with respect to 60 day emergency purchases of gas pursuant to Section 2.68 of the Commission's General Policy and Interpretations and Section 157.29 of the Commission's Regulations. Specifically, Transco requests that the Commission declare that natural gas pipelines which need emergency gas to serve, during the 1975–76 winter, Priority 1 and Priority 2 markets (as defined in Order No. 467–B) may purchase such gas without refund exposure if such purchases are made at "arms-length" and at prices which are in line with competitive intrastate prices.

The Commission's Policy and Regulations permit emergency sales for a 60 day period to interstate pipelines by intrastate pipelines (Section 2.68 of the General Policy and Interpretations) and by independent producers (Section 157.29 of the Regulations) without express authorization from the Commission. Under the latter provision, reinstituted by Opinion No. 699–B on September 9, 1974, the pipeline shall be entitled to pay and recover "a rate for emergency purchases which a reasonably prudent pipeline purchaser would pay for gas under the same or similar circumstances" (*mimeo*, p. 4). Transco states that although this standard appears to be less stringent than the standard previously announced for 180 day sales,[1] it appears that the Commission has treated the 60 day purchases in the same way as the 180 day purchases, *i.e.*, it has required all amounts in excess of the national rate to be collected subject to refund. Transco states that since substantial amounts of emergency gas may be available this coming winter at prices competitive with intrastate market prices and since the financial exposure to pipelines could be enormous if such arrangements are consummated and rates are collected subject to refund, it is imperative that the Commission declare that pipelines may pay and pass on the costs of arms-length emergency purchases at levels which do not exceed competitive intrastate price levels where the purpose and effect is to avoid or reduce indicated curtailment of Priority 1 and Priority 2 markets as defined in Order No. 467–B.

Transco further states that its curtailment situation in one of the more severe among interstate pipelines and may indeed be the most severe in terms of effect upon high priority loads for the 1975–76 winter heating season. In percentage terms, Transco's curtailment is expected to be about 43 percent for the 1975–76 winter period, based upon Transco's Form 16 on file with the Commission. Under an assumed Order 467–B curtailment plan and based upon the market data in Transco's curtailment proceeding in Docket No. RP72–99, such a curtailment level would indicate no service to requirements in Priorities 2 through 9, and only 94 percent of service to FPC Priority 1 requirements. To the extent that additional conventional supplies can be purchased by Transco in the near-term future, it is alleged that such supplies would reduce the reliance on supplemental supply sources at costs ranging from $3 to $5 per Mcf for those customers able to obtain such supplemental supplies. Therefore, Transco argues that not only is it clear that its curtailment situation cuts very critically into high priority markets next winter but also that emergency gas supply sources purchased by Transco even at the relatively high intrastate market prices would result in lower costs to the ultimate consumers than if the distributors were able to obtain supplemental supplies.

Transco also alleges that as a result of the wide disparity between regulated interstate prices and the unregulated intrastate market prices that virtually all of the new gas being found on shore is sold in the intrastate market. In this connection, Transco asserts that although there is a pervasive and worsening gas supply shortage in the interstate market, there are some indications that the stepped-up drilling activities in onshore locations, together with reduced economic activity, may have created a surplus of available supplies in the intrastate market, even if such surplus may be only of a temporary nature. Transco states it has received some inquiries with respect to available emergency volumes for a temporary period; and a recent article in Business Week, attached as Appendix A to the petition, indicates that temporary surpluses may exist. It is anticipated, however, that any purchases that may be available will be in the range of presently competitive intrastate prices.

Finally, Transco states that in order to restore its gas supply to the level which existed last winter (which itself was not free from problems), Transco would have to purchase in the range of 450,000 Mcf per day throughout the upcoming winter. Assuming that such emergency volumes could be obtained, and assuming a price of $1 per Mcf over the national rate, the amount which could be collected by Transco subject to refund under present Commission practices would be about $68,000,000 for the winter period. While Transco holds out no expectations that such a large volume will be available for purchase, it is suggested that the risks to the pipeline of buying any appreciable quantity of emergency gas at competitive prices, without assurance of flow-through, are enormous. Therefore, Transco argues it is imperative that assurances be given by the Commission that pipelines which are able to purchase emergency gas at such prices *"for indicated Priority 1 and Priority 2 loads"* will be able to recoup such costs.

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 Sections 1.8 or 1.10 of the Commission's Rules of Practice and Procedure [18 CFR 1.8, 1.10]. A shortened notice period in this proceeding may be in the public interest, thusly, all such petitions or protests should be filed on or before August 15, 1975. Protests will be considered by the Commission in deter-

[1] *I.e.*, that the transaction was not "improvidently consummated at a rate which was more than necessary to secure the gas for the interstate market".

mining 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; provided, however, that any person who has previously filed a Petition to intervene in this proceeding is not required to file a further petition. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-20818 Filed 8-6-75;11:58 am]

INTERSTATE COMMERCE COMMISSION

[AB 89 (Sub-No. 1)]

ALAMEDA BELT LINE, CALIF.

Abandonment

JULY 29, 1975.

In the matter of Alameda Belt Line, abandonment in the City of Alameda, County of Alameda, State of California.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 6, 1975, applicant was required to publish a notice in the Alameda County, Calif., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 5, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20778 Filed 8-6-75;8:45 am]

[Docket No. AB-6 (Sub-No. 1)]

BURLINGTON NORTHERN, INC.

Abandonment; Extension of Time

In the matter of Burlington Northern Inc., abandonment between Issaquah and Tanner in King County, Washington.

Upon consideration of the record in the above-entitled proceeding, and the letter-petition of applicant filed July 7, 1975, for an extension of time in which to exercise the authority granted by certificate and order of the Commission, Commissioner Tuggle, served June 27, 1974; and good cause appearing therefor:

It is ordered, That the time within which the transaction herein may be consummated, be, and it is hereby, extended to August 1, 1976, and that the said certificate and order, as hereby modified, shall be and remain in full force and effect.

Dated at Washington, D.C., this 29th day of July, 1975.

By the Commission, Commissioner Brown.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20781 Filed 8-6-75;8:45 am]

[AB 18 (Sub-No. 13)]

CHESAPEAKE AND OHIO RAILWAY CO.

Abandonment

JULY 29, 1975.

In the matter of Chesapeake and Ohio Railway Company, abandonment of portion of eastbound passenger main track and portion of the westbound main passenger track, at Ashland, Boyd County, Kentucky.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 23, 1975, applicant was required to publish a notice in the Boyd County, Ky., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 23, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20780 Filed 8-6-75;8:45 am]

[AB 43 (Sub-No. 4)]

ILLINOIS CENTRAL GULF RAILROAD CO.

Abandonment

JULY 29, 1975.

In the matter of Illinois Central Gulf Railroad Company, abandonment between Silver Creek, Lawrence County, and Mendenhall, Simpson County, Mississippi.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 10, 1975, applicant was required to publish a notice in the Lawrence and Simpson Counties, Miss., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 10, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20782 Filed 8-6-75;8:45 am]

[AB 20]

TEXAS AND PACIFIC RAILWAY CO.

Abandonment

JULY 29, 1975.

In the matter of Texas and Pacific Railway Company, abandonment between Plaquemine and McWilliams, in Iberville Parish, Louisiana.

The Interstate Commerce Commission hereby gives notice that: 1. By order served June 10, 1975, applicant was required to publish a notice in the Iberville Parish, La., that an environmental threshold assessment survey was made in the above-entitled proceeding and based on that assessment it was determined that the proceeding does not constitute a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. §§ 4321, *et seq.* 2. No comments in opposition, of an environmental nature, were received by the Commission in response to the June 10, 1975, order and subsequent notice. 3. This proceeding is now ready for further disposition within the Office of Hearings or the Office of Proceedings as appropriate.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20779 Filed 8-6-75;8:45 am]

[Notice No. 826]

ASSIGNMENT OF HEARINGS

AUGUST 4, 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 Commisison. 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 12383, Grand Island Moving & Storage Co., Inc.—Purchase (Portion)—J. E. Lammert Transfer, Inc., and MC-F 12397, Curtis, Inc.—Purchase (Portion)—J. E. Lam-

mert Transfer, Inc., now assigned September 10, 1975 at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 14th Street.

MC 136168 Sub 3, Wilson Certified Express, Inc., now assigned September 16, 1975, at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 N. 14th Street.

MC 140638, Wells Transport Company, Inc., now assigned September 15, 1975 at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 N. 14th Street.

MC 124211 Sub 262, Hilt Truck Line, Inc., now assigned September 18, 1975, at Omaha, Nebr., will be held in Room 616, Union Pacific Plaza, 110 N. 14th Street.

MC 1239 Sub 4, Pony Trucking, Inc., now assigned September 10, 1975, at Pittsburgh, Pa., will be held in Courtroom 12, 10th Floor, U.S. Post Office Courthouse, 7th & Grant Street.

MC 138900 Sub 2, Reid J. Cavanaugh, now assigned September 15, 1975, at Pittsburgh, Pa., will be held in Courtroom 12, 10th Floor, U.S. Post Office Courthouse, 7th & Grant Street.

MC-C 8489, Pioneer Hauling Company, Inc., Revocation of Certificate now assigned September 10, 1975, at Jefferson City, MO, will be held in Room B-25A and B-25B, Missouri State Capitol Bldg.

MC 139986, Frank C. Scheer, d/b/a Allstates Coach Service, now assigned September 22, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

No. AB 28, Central of Georgia Railroad Company, Abandonment between Lafayette & Roanoke, in Chambers and Randolph Counties, Alabama, now assigned September 3, 1975, at Roanoke, Alabama, will be held in Court House.

No. MC 128932 Sub 7, Robert L. Torrans, d/b/a Commercial Storage & Distribution Co., now assigned September 8, 1975, at Dallas, Texas, will be held in Room 5A15-17, Federal Building, 1100 Commerce Street.

MC 111545 Sub 212, Home Transportation Company, Inc., now assigned September 25, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

MC 107107 Sub-440, Alterman Transport Lines, Inc., now assigned September 26, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

MC 140094, Latin Express Service, Inc., now assigned September 29, 1975, at Miami, Fla., will be held in Room 1524, Tax Court, Federal Building, 51 SW. First Street.

MC 119726 Sub 55, N. A. B. Trucking Co., Inc., now being assigned September 12, 1975 (1 day), at Chicago, Ill., in a hearing room to be later designated.

MC-F-12437, Crouch Freight Systems, Inc.—Purchase—Mills Transfer Company, et al, now assigned September 9, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC-F-12455 and MC 33807 (Sub-No. 6), Nashua Motor Express, Inc.—Purchase—Gerrard Transport, Inc., now assigned September 17, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC 134974 Sub 4, Be-Well Farms Inc., now assigned September 15, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC 136527 Sub 1, J. O. Battles, Inc., now assigned September 11, 1975, at Boston, Mass., will be held on the 5th floor, 150 Causeway.

MC 107993 Sub 38, J. J. Willis Trucking Company, now assigned September 18, 1975 (2 days), at Birmingham, Ala., in a hearing room to be later designated.

MC-C-8338, Hunt Truck Lines, Inc.—Investigation and Revocation of Certificate, and MC 52979 Sub 3, Hunt Truck Lines, Inc., now assigned September 18, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

MC 115669 Sub 148, Dahlsten Truck Line, Inc., now assigned September 16, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

MC 134142 Sub 8, Brown Refrigerated Express, Inc., now assigned September 11, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

MC 140241 Sub 2, Dalke Transport, Inc., now assigned September 9, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Bldg., 911 Walnut Street.

MC 114273 Sub 226, CRST, Inc., now assigned September 15, 1975, at Kansas City, Mo., will be held in Room 609, Federal Office Building, 911 Walnut Street.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20787 Filed 8-6-75;8:45 am]

[Notice No. 50]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

AUGUST 6, 1975.

Synopses of orders entered by the Motor Carrier Board of the Commission pursuant to Sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 C.F.R. Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's Special Rules of Practice any interested person may file a petition seeking reconsideration of the following numbered proceedings on or before August 27, 1975. Pursuant to Section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-75857. By order entered August 1, 1975, the Motor Carrier Board approved the transfer to J. C. Services, Inc., Feasterville, Pa. of the operating rights set forth in Certificate No. MC 9975, issued May 9, 1974, to Elizabeth Lucera, Philadelphia, Pa., authorizing the transportation of household goods, between points in the Philadelphia, Pa. Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in Pennsylvania, New Jersey, New York, Delaware, Maryland, and the District of Columbia. Harry J. Liederbach, 892 Second Street Pike, Richboro, Pa. 18954, attorney for applicants.

No. MC-FC-75885. By order entered August 1, 1975, the Motor Carrier Board approved the transfer to Massachusetts Interstate Freight Transfer, Incorporated, Dorchester, Mass., of the operating rights set forth in Certificate No. MC 41809 and Certificate of Registration No. MC 41809 (Sub-No. 2), both issued September 12, 1972, to George Green, doing business as MIFT, Dorchester, Mass., authorizing the transportation general commodities, with the usual exceptions, between points in Massachusetts. Timothy Francis Murphy, 587 Weld St., West Roxbury, Mass., attorney for applicants.

No. MC-FC-75963. By order of August 1, 1975, the Motor Carrier Board approved the transfer to Mariano Brothers, Incorporated, Danbury, Connecticut, of Certificates Nos. MC 80350 and MC 80350 Sub-No. 1, issued April 3, 1964, and January 8, 1971, to Moody Moving & Storage Company, Inc., Greenwich, Connecticut, authorizing the transportation of household goods between specified points in Connecticut, New York, New Jersey, Pennsylvania, Massachusetts, and Rhode Island. Paul J. Goldstein, 109 Church Street, New Haven, Conn. 06510, attorney for applicants.

No. MC-FC-75978. By order entered August 1, 1975, the Motor Carrier Board approved the transfer to John William Palmer, doing business as Palmer Distributing, Arco, Idaho, of the operating rights set forth in Permit No. MC 134152 (Sub-No. 1), issued April 2, 1975, to Motor Cargo, a corporation, Salt Lake City, Utah, authorizing the transportation of canned soft drinks, from Salt Lake City, Utah, to specified points in Colorado, Wyoming, Montana, and Nevada, under a continuing contract or contracts with Bonneville Canning Company. Robert Felton, Twelve Exchange Place, Salt Lake City, Utah 84111, attorney for applicants.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20786 Filed 8-6-75;8:45 am]

[Notice 80]

TEMPORARY AUTHORITY TERMINATION

The temporary authorities granted in the dockets listed below have expired as a result of final action either granting or denying the issuance of a Certificate or Permit in a corresponding application for permanent authority, on the date indicated below:

Temporary Authority Application	Final Action or Certificate or Permit	Date of Action
Ruan Transport Corp., MC-107496 Sub-952, Sub-954, Sub-956	MC-107496 Sub-958	July 30, 1975
Curtis, Inc., MC-113678 Sub-562	MC-113678 Sub-572	Do.
Willis Shaw Frozen Express Inc., MC-117119 Sub-511	MC-117119 Sub-494	Do.
Free State Truck Service, Inc., MC-123502 Sub-43	MC-123502 Sub-44	Do.
Joyce E. Haynes Trucking, Inc., MC-140667 Sub-1	MC-140667 Sub-4	July 29, 1975

Secretary.

[FR Doc.75-20785 Filed 8-6-75;8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Applications

AUGUST 4, 1975.

The following applications 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(d)(2)), and notice thereof to all interested persons is hereby given as provided in such rules.

Carriers having a genuine interest in an application may file an original and three copies of *verified statements* in opposition with the Interstate Commerce Commission within 30 days from the date of publication. (This procedure is outlined in the Commission's report and order in *Gateway Elimination*, 119 M.C.C. 530.) A copy of the verified statement in opposition must also be served upon applicant or its named representative. The verified statement should contain all the evidence upon which protestant relies in the application proceeding including a detailed statement of protestant's interest in the proposal. No rebuttal statements will be accepted.

No. MC 110525 (Sub-No. 1098-G) (Correction), filed June 4, 1974, and published in the FEDERAL REGISTER issue of June 3, 1975, and partially republished as corrected this issue. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (3) *Animal, vegetable, mineral and fish oil, chemicals, soap and soap products*, and *glycerin*, in bulk, in tank vehicles, from points in Pennsylvania east of a line beginning at the Pennsylvania-Maryland State Boundary line near Delta, Pa., and extending north through Lancaster, Pa. to the Pennsylvania-New York State Boundary line, to points in Rhode Island. The purpose of this filing is to eliminate the gateway at Newark, N.J. (99) *Liquid chemicals*, in bulk, in tank vehicles, from points in that part of New York on and south of a line beginning at the New York-Vermont State Boundary line and extending along New York Highway 7 to Binghamton, N.Y., and thence along U.S. Highway 11 to the New York-Pennsylvania State Boundary line (except New York, N.Y. and points in Nassau, Suffolk, and Westchester Counties, N.Y.), to points in Pennsylvania. The purpose of this filing is to eliminate the gateway at Carteret, N.J.

NOTE. The purpose of this partial republication is to indicate the correct destinations sought by the above requests for authority, which were inadvertently omitted in the original publication. The rest of the application remains as originally published.

ELIMINATION OF GATEWAY LETTER NOTICES

AUGUST 4, 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), 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 August 18, 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 107012 (Sub-E87), 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 appliances, uncrated (1) from points in Grafton, and Carroll, Counties, New Hampshire, to points in Lincoln, Ashe, Avery, Burke, Mecklenburg, Surry, Caldwell, Watauga, Wilkes, Yadkin, Catawba, Iredell, Cleveland, Gaston, Alleghany, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Jackson, McDowell, Macon, Madison, Clay, Graham, Haywood, Henderson, Cherokee, Buncombe Counties, N.C.; Lancaster, Keeshaw, Lee, Fairfield, Darlington, Chesterfield, Sumter, Richland, Marlboro, Lexington, Calhoun, Aiken, Newberry, Saluda, McCormick, Spartanburg, Union, York, Edgefield, Greenwood, Lamens, Chester, Cherokee, Berkeley, Colleton, Barnwell, Hampton, Orangeburg, Charleston, Beaufort, Dorchester, Jasper, Bamberg, Allendale, Ocomee, Greenville, Pickens, Abbeville, Anderson Counties, S.C.; Pocahontas, Monroe, Mercer, Wyoming, Summers, Raleigh, McDowell, Greenbrier, Mingo, Logan, Putnam, Wayne, Lincoln, Cabell, Boone Counties, W. Va.; (2) from points in Cheshire, Hillsboro, and Sullivan Counties, New Hampshire, to points in Gaston, Cleveland, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Iredell, Yadkin, Avery, Burke, Caldwell, Catawba, Alleghany, Alexander, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Graham, Haywood, Madison, Macon, McDowell, Jackson, Henderson, Buncombe, Clay, Cherokee Counties, N.C.; Sumter, Keeshaw, Lancaster, Richland, Marlboro, Lexington, Fairfield, Darlington, Lee, Chesterfield, Calhoun, Aiken, Newberry, Saluda, Spartanburg, Union, York, McCormick, Greenwood, Lamens, Edgefield, Chester, Cherokee, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.; Putnam, Logan, Mingo, Wayne, Cabell, Boone, Lincoln Counties, W. Va.

(3) From points in Coos County, New Hampshire, to points in Lincoln, Ashe, Avery, Caldwell, Mecklenburg, Surry, Watauga, Wilkes, Cleveland, Yadkin, Gaston, Catawba, Iredell, Burke, Alleghany, Alexander, Macon, Mitchell, Polk, Jackson, Rutherford, Swain, Transylvania, Yancey, McDowell, Madison, Henderson, Haywood, Clay, Graham, Cherokee, Buncombe Counties, N.C.; Keeshaw, Marlboro, Fairfield, Darlington, Chesterfield, Calhoun, Lexington, Lee, Lancaster, Sumter, Richland, Aiken, York, Newberry, Saluda, Spartanburg, McCormick, Chester, Edgefield, Greenwood, Lamens, Union Cherokee, Beaufort, Barnwell, Berkeley, Charleston, Colleton, Dorchester, Hampton, Jasper, Orangeburg, Bamberg, Allendale, Ocomee, Anderson, Pickens, Greenville, Abbeville, Buena Vist, Clif Forge, Covington, Danville, Galax, Lexington, Lynchburg, Martinsville, Norton, Radford, Roanoke, Salem, South Boston, Staunton, Amherst, Appomattox, Augusta, Bath, Bedford, Bland, Botetourt, Buchanan, Campbell, Carroll, Charlotte, Craig, Dickenson, Floyd, Franklin, Giles, Grayson, Wise, Wythe, Halifax, Henry, Bedford, Highland, Lee, Montgomery, Nelson, Patrick, Pitsylvania, Pulaski, Doanoke, Rockbridge, Russell, Scott, Bristol, Smyth, Tazewell, Washington, Alleghany Counties, Va.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Mercer, McDowell, Greenbrier, Wayne, Cabell, Lincoln, Putnam, Logan, Mingo, Boone Counties, W. Va.; (4) from points in Strafford, Belknap, Merrimack, Rockingham Counties, New Hampshire to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Gaston, Cleveland, Catawba, Iredell, Burke, Caldwell, Alleghany, Alexander, Avery, Ashe, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, McDowell, Macon, Madison, Haywood, Henderson, Jackson, Clay, Buncombe, Graham, Cherokee, Counties, N.C.; Keeshaw, Fairfield, Lancaster, Lee, Lexington, Marlboro, Sumter, Richland, Chesterfield, Calhoun, Darlington, Aiken, Newberry, Saluda, Spartanburg, Union, York, Lamens, McCormick, Greenwood, Chester, Cherokee, Edgefield, Pickens, Greenville, Anderson, Abbeville, Ocomee Counties, S.C.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Mercer, McDowell, Greenbrier, Wayne, Mingo, Pulaski, Rockcastle, Casey, Green, Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E88), 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 appliances, uncrated (1) from points in Bergen, Essex, Hudson, and Passaic Counties, N.J. to points in Georgia; Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Catawba, Cleveland, Gaston, Iredell, Burke, Caldwell, Alexander, Alleghany, Avery, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Jackson, McDowell, Macon, Madison, Haywood, Henderson, Buncombe, Clay, Graham, Cherokee Counties, N.C.; Lexington, Marlboro, Lee, Keeshaw, Fairfield, Lancaster, Sumter, Richland, Aiken, Chesterfield, Darlington, Calhoun, Newberry, Saluda, Spartanburg, Union, York, Lamens, McCormick, Edgefield, Greenwood, Cherokee, Chester, Pickens, Greenville, Ocomee, Abberille, Anderson Counties, S.C.; Wayne, Putnam, Mingo, Cabell, Lincoln, Logan, Boone Counties, W. Va.; (2) from points in Morris, Sussex and Warren Counties, N.J., to points in Georgia; Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Avery, Gaston, Iredell, Cleveland, Catawba, Burke, Caldwell, Ashe, Alexander, Alleghany, Mitchell, Polk, Rutherford, Swain, Macon, Madison, Transylvania, Yancey, McDowell, Jackson, Graham, Haywood, Henderson, Clay, Buncombe, Cherokee Counties, N.C.; Keeshaw, Lancaster, Lee, Fairfield, Darlington, Sumter, Lexington, Richland, Marlboro, Calhoun, Aiken, Chesterfield, Lamens, McCormick, Newberry, Union, Saluda, Spartanburg, Greenwood, York, Edgefield, Cherokee, Chester, Pickens, Ocomee, Anderson, Greenville, Abbeville Counties, S.C.; Wayne, Putnam, Logan, Mingo, Boone, Lincoln, Cabell Counties, W. Va.

(3) From points in Camden, Cumberland, Gloucester, and Salem Counties, N.J. to points in Paulding, Heard, Gordon, Dade, Polk, Murray, Whitfield, Douglas, Floyd, Walker, Haralson, Bartow, Chattooga, Carroll, Catoosa, Lumpkin, Madison, Morgan, Newton, Clarke, Oconee, Clayton, Cobb, Coweta, Dawson, Pickens, DeKalb, Elbert, Fannin, Fayette, Forsyth, Rabun, Rockdale, Franklin, Spalding, Fulton, Gilmer, Stephens, Towns, Gwinnett, Union, Habersham, Walton, White, Hall, Hart, Henry, Jackson, Jasper, Banks, Barrow, Butts, Cherokee, Wilkinson, Wilkes, Washington, Warren, Treutlen, Taliaferro, Richmond, Putnam, Oglethorpe, McDuffie, Lincoln, Laurens, Johnson, Jenkins, Jefferson, Hancock, Green, Glascock, Burke, Columbia, Emanuel, Baldwin, Glynn, Pierce, Montgomery, Long, Wheeler, Wayne, Jeff Davis, Tattnall, Toombs, Charlton, To Ware, Ware, McIntosh, Brantley, Camden, Dodge, Decatur, Crisp, Crawford, Cook, Colquitt, Coffee, Clinch, Clay, Chattahoo, Calhoun, Brooks, Bleckley, Bibb, Worth, Wilcox, Webster, Upson, Twiggs, Turner, Troup, Tift, Thomas, Terrell, Telfair, Taylor, Talbot, Sumter, Stewart, Seminole, Schley, Randolph, Quitman, Pulaski, Pike, Peach, Muscogee, Monroe, Mitchell, Miller, Meriwether, Marion, Macon, Lowndes, Lee, Lanier, Lamar, Jones, Irwin, Houston, Harris, Grady, Echols, Early, Dooly, Dougherty, Berrien, Atkinson, Baker, Ben Hill Counties, Ga.; Mitchell, Polk, Rutherford, Swain, Madison, Transylvania, Yancey, Haywood, Henderson, Jackson, McDowell, Macon, Clay, Buncombe, Cherokee, Graham Counties, N.C.; Lamens, Newberry, Spartanburg, Saluda, Union, York, McCormick, Greenwood, Cherokee, Chester, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; Putnam, Mingo, Wayne, Boone, Cabell, Lincoln, Logan Counties, W. Va.; (4) from points in Atlantic, Burlington, Cape May, Monmouth, Ocean Counties, N.J. to points in Georgia; Lincoln, Mecklenburg, Iredell, Surry, Watauga, Wilkes, Yadkin, Caldwell, Catawba, Cleveland, Gaston, Ashe, Burke, Alexander, Alleghany, Avery, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Madison, Jackson, McDowell, Henderson, Macon, Graham, Buncombe, Cherokee, Clay, Haywood Counties, N.C.; Newberry, Saluda, Spartanburg, McCormick, Union, York, Cherokee, Edgefield, Greenwood, Lamens, Chester, Greenville, Ocomee, Pickens, Abbeville, Anderson Counties, S.C.; Wayne, Putnam, Cabell, Logan, Boone, Lincoln, Mingo Counties, W. Va.

(5) From points in Hunterdon, Mercer, Middlesex, Somerset, Union Counties, N.J. to points in Georgia; Lincoln, Mecklenburg, Surry, Iredell, Watauga, Wilkes, Gaston, Cleveland, Yadkin, Catawba, Caldwell, Ashe, Burke, Alexander, Alleghany, Avery, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Macon, McDowell, Jackson, Madison, Henderson, Graham, Buncombe, Cherokee, Clay, Haywood Counties, N.C.; Newberry, Saluda, Spartanburg, Union, York, McCormick, Lamens, Chester, Edgefield, Greenwood, Cherokee, Greenville, Ocomee, Pickens, Abbeville, Anderson Counties, S.C.; Wayne, Putnam, Mingo, Boone, Cabell, Lincoln, Logan Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E89), 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 appliances, uncrated*, (1) from points in Albany, Bronx, Columbia, Dutchess, Greene, Kings, Nassau, New York, Orange, Putnam, Queens, Rensselar, Richmond, Rockland, Sullivan, Ulster, Westchester Counties, N.Y. to points in Yadkin, Alleghany, Ashe, Catawba, Gaston, Wilkes, Lincoln, Mecklenburg, Surry, Alexander, Cleveland, Watauga, Avery, Burke, Caldwell, Iredell, Buncombe, Henderson, Macon, Swain, Yancey, Clay, Polk, Rutherford, Transylvania, Graham, Jackson, McDowell, Cherokee, Haywood, Madison, Mitchell Counties, N.C.; Aiken, Chesterfield, Darlington, Lancaster, Calhoun, Fairfield, Keeshaw, Lee, Lexington, Marlboro, Richland, Sumter, Union, York, McCormick, Newberry, Edgefield, Greenwood, Saluda, Spartanburg, Cherokee, Chester, Lamens, Greenville, Ocomee, Pickens, Anderson, Abbeville Counties, S.C.; Putnam, Mingo, Logan, Lincoln, Cabell, Wayne, Boone Counties, W. Va.; (2) from points in Suffolk County, N.Y. to points in Iredell, Lincoln, Mecklenburg, Gaston, Surry, Cleveland, Watauga, Wilkes, Alleghany, Ashe, Avery, Burke, Caldwell, Yadkin, Catawba, Alexander, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, McDowell, Jackson, Cherokee, Clay, Graham, Haywood, Henderson, Macon, Buncombe Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Calhoun, Chesterfield, Aiken, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, York, Union, Saluda, Spartanburg, Cherokee, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.; Mingo, Lincoln, Cabell, Putnam, Wayne, Logan, Boone Counties, W.Va.

(3) From points in Hamilton, Clinton, Essex, Franklin, Fulton, Montgomery, Saratoga, Schenectady, Washington Counties, N.Y. to points in Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Alexander, Burke, Iredell, Gaston, Cleveland, Catawba, Caldwell, Avery, Alleghany, Ashe, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Cherokee, Buncombe, McDowell, Madison, Macon, Jackson, Henderson, Haywood, Clay, Graham Counties, N.C.; Sumter, Richland, Marlboro, Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Chesterfield, York, Chester, Spartanburg, Union, Saluda, Newberry, McCormick, Lamens, Greenwood, Cherokee, Edgefield, Orangeburg, Bamberg, Allendale, Jasper, Hampton, Dorchester, Colleton, Charleston, Berkeley, Beaufort, Barnwell, Anderson, Abbeville, Greenville, Ocomee, Pickens Counties, S.C.; Pocahontas, Monroe, Wyoming, Summers, Raleigh, Mercer, McDowell, Greenbrier, Bonne, Wayne, Putnam, Mingo, Logan, Cabell, Lincoln Counties, W. Va.; (4) from points in Broome, Cayuga, Chenango, Chemung, Courtland, Delaware, Madison, Ontario, Onondaga, Otsego, Schuyler, Schoharie, Seneca, Tioga, Tompkins, Wayne, Yates Counties, N.Y. to points in Yadkin, Wilkes, Surry, Watauga, Mecklenburg, Lincoln, Gaston, Catawba, Cleveland, Caldwell, Avery, Burke, Ashe, Alleghany, Alexander, Henderson, Haywood, Clay, Graham, Cherokee, Buncombe, Transylvania, Yancey, Swain, Polk, Rutherford, Mitchell, Madison, Macon, McDowell, Jackson, Fairfield, Richland, Marlboro, Lexington, Lancaster, Keeshaw, Darlington, Chesterfield, Calhoun, Aiken, Saluda, York, Union, Spartanburg, Newberry, Edgefield Greenwood, McCormick, Lamens, Chester, Cherokee, Orangeburg, Colleton, Dorchester, Charleston, Berkeley, Beaufort, Barnwell, Bamberg, Allendale, Jasper, Hampton, Pickens, Ocomee, Anderson, Greenville, Abbeville.

(5) From points in Herkimer, Jefferson, Lewis, Oneida, Oswego, St. Lawrence Counties, N.Y. to point in Gaston, Iredell, Lincoln, Mecklenburg, Surry, Watauga, Cleveland, Catawba, Wilkes, Yadkin, Caldwell, Burke, Avery, Ashe, Alleghany, Alexander, Macon, Madison, Mitchell, Polk, Rutherford, Swain, Tran-

sylvania, Yancey, McDowell, Jackson, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; Lee, Lancaster, Sumter, Richland, Marlboro, Lexington, Aiken, Keeshaw, Fairfield, Darlington, Chesterfield, Calhoun, Newberry, Saluda, Spartanburg, Union, York, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Colleton, Dorchester, Hampton, Jasper, Orangeburg, Allendale, Bamberg, Barnwell, Beaufort, Berkeley, Charleston, Abbeville, Anderson, Greenville, Ocomee, Pickens Counties, S.C.; (6) from points in Allegany, Cataraugus, Chatauqua, Erie, Genesee, Livingston, Monroe, Niagara, Orleans, Steuben Counties, N.Y.; to points in Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Cleveland, Gaston, Iredell, Lincoln, Alexander, Alleghany, Ashe, Avery, Burke, Caldwell, Catwba, Polk, Rutherford, Swain Transylvania, Yancey, Haywood, Henderson, Jackson, McDowell, Macon, Buncombe, Cherokee, Clay, Graham, Madison, Mitchell Counties, N.C.; Sumter, Lancaster, Lee, Lexington, Marlboro, Richland, Aiken, Calhoun, Chesterfield, Darlington, Fairfield, Keeshaw, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, Berkeley, Charleston, Colleton, Allendale, Bamberg, Dorchester, Hampton, Jasper, Orangeburg, Barnwell, Beaufort, Abbeville, Anderson, Greenville, Ocomee, Pickens Counties, S.C. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E90), 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 appliances, uncrated*, (1) from points in Allegheny, Armstrong, Bearer, Butler, Fayette, Greene, Indiana, Lawrence, Somerset, Washington, Westmoreland Counties, Pa. to points in Polk, Rutherford, Swain, Transylvania, Yancey, Mitchell, Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison Counties, N.C.; Sumter, Richland, Aiken, Calhoun, Chesterfield, Darlington, Fairfield, Keeshaw, Lancaster, Lee, Lexington, Marlboro, York, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, Orangeburg, Allendale, Bamberg, Barnwell, Beaufort, Berkeley, Charleston, Colleton, Dorchester, Hampton, Jasper, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; (2) from points in Clarion, Crawford, Elk, Erie, Cameron, Forest, Jefferson, McKean, Mercer, Potter, Venango, Warren Counties, Pa., to points in Surry, Watauga, Wilkes, Yadkin, Ashe, Burke, Caldwell, Catawba, Cleveland, Gaston, Iredell, Lincoln, Mecklenburg, Alexander, Alleghany, Avery, Rutherford, Swain, Transylvania, Yancey, Cherokee, Clay, Haywood, McDowell, Macon, Madison, Mitchell, Polk, Buncombe, Graham, Henderson, Jackson Counties, N.C., and points in South Carolina.

(3) From points in Adams, Bedford, Blair, Cambria, Centre, Clearfield, Clinton, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Numberland, Perry, Snyder, Tioga, Union Counties, Pa. to points in Jackson, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Buncombe, Cherokee, Clay, Graham, Haywood, Henderson, McDowell, Macon Counties, N.C.; Chesterfield, Calhoun, Fairfield, Keeshaw, Aiken, Richland, Sumter, Darlington, Lancaster, Lee, Lexington, Marlboro, Edgefield, Greenwood, Saluda, Spartanburg, Union, Lamens, McCormick, Newberry, York, Cherokee, Chester, Abbeville, Anderson, Greenville, Ocomee, Pickens Counties, S.C.; (4) from points in Bradford, Carbon, Columbia, Lackawanna, Luzerne, Monroe, Pike, Sullivan, Susquehana, Wayne, Wyoming Counties, Pa. to points in Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Lincoln, Iredell, Gaston, Cleveland, Catawba, Caldwell, Burke, Avery, Ashe, Alleghany, Alexander, Polk, Rutherford, Swain, Transylvania, Yancey, Clay, Cherokee, Buncombe, Mitchell, Madison, Macon, McDowell, Henderson, Jackson, Haywood, Graham Counties, N.C.; Sumter, Darlington, Chesterfield, Calhoun, Aiken, Richland, Marlboro, Lexington, Lancaster, Lee, Keeshaw, Fairfield, Edgefield, Chester, Cherokee, York, Union, Spartanburg, Saluda, Newberry, McCormick, Lamens, Greenwood, Ocomee, Greenville, Anderson, Abbeville, Pickens Counties, S.C.; (5) from points in Bucks, Chester, Delaware, Lancaster, Berks, Lehigh, Lebanon, Montgomery, North Hampton, Philadelphia, Schuyukill, York Counties, Pa. to points in Swain, Transylvania, Yancey, Rutherford, Clay, Cherokee, Buncombe, Polk, Mitchell, Macon, Madison, McDowell, Jackson, Henderson, Haywood, Graham Counties, N.C.; Chester, Cherokee, York, Union, Saluda, Spartanburg, Newberry, McCormick, Lamens, Greenwood, Edgefield, Pickens, Ocomee, Greenville, Anderson, Abbeville, Counties, S.C.; Logan, Mingo, Lincoln, Wayne, Cabell, Putnam, Boone Counties, W. Va. The purpose of this filing is to eliminate the gateways of points in Tennessee.

No. MC 107012 (Sub-E91), 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 appliances, uncrated*, (1) from points in Bristol, Newport, and Washington Counties, Rhode Island to points in Wilkes, Yadkin, Caldwell, Watuga, Gaston, Mecklenburg, Surry, Catawba, Avery, Iredell, Lincoln, Cleveland, Burke, Ashe, Alleghany, Alexander, Transylvania, Yancey, Swain, Polk, Rutherford, Graham, Mitchell, Madison, Macon, Haywood, Jackson, McDowell, Henderson, Buncombe, Clay, Cherokee Counties, N.C.; Fairfield, Darlington, Lee, Keeshaw, Lexington, Marlboro, Sumter, Lancaster, Richland, Chesterfield, Calhoun, Aiken, McCormick, Newberry, Saluda, Greenwood, Lamens, Spartanburg, Union, York, Edgefield, Chester, Cherokee, Pickens, Ocomee, Abbeville, Anderson, Greenville Counties, S.C.; Logan, Mingo, Putnam, Wayne, Lincoln, Cabell, Boone Counties, W.Va.; (2) from points in Kent and Providence Counties, Rhode Island to points in Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Burke, Gaston, Avery, Ashe, Caldwell, Catawba, Cleveland, Alleghany, Alexander, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Rutherford, Haywood, Swain, Clay, Yancey, Transylvania, Graham, Cherokee, Buncombe Counties, N.C.; Lexington, Lee, Lancaster, Keeshaw, Fairfield, Richland, Sumter, Marlboro, Darlington, Chesterfield, Calhoun, Aiken, McCormick, Newberry, Saluda, Edgefield, Spartanburg, York, Lamens, Greenwood, Union, Chester, Cherokee, Greenville, Pickens, Oconee, Abbeville, Anderson Counties, S.C.; Logan, Mingo, Wayne, Lincoln, Putnam, Boone, Cabell Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E92), 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 Appliances, uncrated*, (1) from points in Bennington, Rutland, Windham, and Windsor Counties, Vermont, to points in Iredell, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Gaston, Burke, Caldwell, Catawba, Yadkin, Cleveland, Alexander, Alleghany, Ashe, Avery, Transylvania, Henderson, Jackson, Yancey, McDowell, Macon, Haywood, Rutherford, Madison, Swain, Polk, Mitchell, Buncombe, Cherokee, Graham, Clay Counties, N.C.; Lexington, Lee, Lancaster, Richland, Keeshaw, Fiarfield, Sumter, Marlboro, Aiken, Calhoun, Darlington, Chesterfield, York, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, Cherokee, Chester, Edgefield, Greenwood, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; Mingo, Putnam, Wayne, Boone, Cabell, Logan, Lincoln Counties, W. Va.; (2) from points in Chittenden, Franklin, Grand Isle, and Lamoille Counties, Vt. to points in Wilkes, Watauga, Mecklenburg, Surry, Lincoln, Iredell, Burke, Cleveland, Gaston, Yadkin, Catawba, Caldwell, Alexander, Alleghany, Ashe, Avery, Haywood, Mitchell, Henderson, Jackson, McDowell, Macon, Yancey, Polk, Rutherford, Swain, Madison, Transylvania, Buncombe, Cherokee, Clay, Graham Counties, N.C.; Lexington, Lee, Lancaster, Keeshaw, Vairfield, Marlboro, Sumter, Richland, Aiken, Calhoun, Chesterfield, Darlington, Union, York, Spartanburg, Lamens, Saluda, Newberry, McCormick, Cherokee, Chester, Edgefield, Greenwood, Jasper, Orangeburg, Berkeley, Charleston, Colleton, Dorchester, Hampton, Allendale,

Bamberg, Barnwell, Beaufort, Pickens, Abbeville, Anderson, Greenville, Ocomee Counties, S.C.; Wyoming, Summers, Raleigh, Pocahontas, Greenbrier, McDowell, Mercer, Monroe, Mingo, Putnam, Wayne, Boone, Cabell, Lincoln, Logan Counties, W. Va.

(3) From points in Addison, Orange, and Washington Counties, Vermont, to points in Cleveland, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Yadkin, Iredell, Gaston, Caldwell, Avery, Burke, Catawba, Ashe, Alexander, Alleghany, Swain, Transylvania, Yancey, Graham, Henderson, Haywood, Jackson, McDowell, Polk, Macon, Rutherford, Madison, Mitchell, Clay, Buncombe, Cherokee Counties, N.C.; Lexington, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Sumter, Richland, Marlboro, Calhoun, Chesterfield, Aiken, York, Saluda, Spartanburg, Union, Greenwood, Newberry, McCormick, Lamens, Cherokee, Chester, Edgefield, Beaufort, Hampton, Dorchester, Berkeley, Jasper, Colleton, Orangeburg, Charleston, Allendale, Bamberg, Barnwell, Pickens, Ocomee, Abbeville, Anderson, Greenville Counties, S.C.; Wyoming, Summers, Raleigh, Pocahontas, Monroe, Greenbriar, McDowell, Mercer, Logan, Mingo, Putnam, Wayne, Cabell, Lincoln, Boone Counties, W. Va.; (4) from points in Calidinia, Essex, and Orleans Counties, Vermont, to points in Lincoln, Mecklenburg, Surry, Burke, Caldwell, Watauga, Avery, Yadkin, Wilkes, Iredell, Gaston, Cleveland, Catawba, Alexander, Alleghany, Ashe, Rutherford, Swain, Madison, Transylvania, Mitchell, Henderson, Jackson, Graham, Polk, Yancey, Haywood, Macon, McDowell, Clay, Buncombe, Cherokee Counties, N.C.; Lexington, Richland, Lee, Lancaster, Keeshaw, Marlboro, Fairfield, Darlington, Sumter, Chesterfield, Aiken, Calhoun, McCormick, Newberry, Saluda, Lamens, Spartanburg, Union, Greenwood, York, Cherokee, Chester, Edgefield, Jasper, Hampton, Beaufort, Orangeburg, Berkeley, Charleston, Colleton, Dorchester, Barnwell, Allendale, Bamberg, Ocomee, Pickens, Anderson, Greenville, Abbeville Counties, S.C.; Monroe, Wyoming, Summers, Raleigh, Pocahontas, Greenbrier, McDowell, Mercer, Logan, Mingo, Putnam, Wayne, Boone, Cabell, Lincoln Counties, W. Va. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-E93), 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 appliances, uncrated*, (1) from points in Mercer, Monroe, Greenbrier, McDowell, Pocahontas, Raleigh, Summers, Wyoming Counties, W. Va. to points in Yancey, Mitchell, Polk, Rutherford, Swain, Madison, Macon, Transylvania, McDowell, Jackson, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; Lexington, Sumter, Richland, Marlboro, Lee, Lancaster, Keeshaw, Fairfield, Darlington, Chesterfield, Calhoun, Aiken, York, Spartanburg, Union, Saluda, Newberry, McCormick, Lamens, Greenwood, Edgefield, Chester, Cherokee, Jasper, Orangeburg, Hampton, Dorchester, Colleton, Charleston, Berkeley, Beaufort, Barnwell, Bamberg, Allendale, Greenville, Anderson, Abbeville, Pickens, Ocomee Counties, S.C.; (2) from points in Braxton, Clay, Fayette, Kanawha, Nicholas, Webster Counties, W. Va., to points in Madison, Mitchell, Macon, Jackson, McDowell, Polk, Rutherford, Swain, Yancey, Transylvania, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; Lancaster, Lee, Richland, Marlboro, Sumter, Lexington, Calhoun, Aiken, Keeshaw, Fairfield, Darlington, Chesterfield, Spartanburg, Union, York, Newberry, Saluda, McCormick, Lamens, Greenwood, Edgefield, Chester, Cherokee, Hampton, Jasper, Orangeburg, Dorchester, Colleton, Beaufort, Barnwell, Bamberg, Allendale, Charleston, Berkeley, Pickens, Ocomee, Greenville, Anderson, Abbeville Counties, S.C.

(3) From points in Cabell, Lincoln, Logan, Mingo, Boone, Putnam, Wayne Counties, W. Va. to points in Nash, Northampton, Pamlico, Pasquotank, Per Quiman, Pitt, Tyrrell, Washington, Wilson, Gates, Halifax, Hertford, Hyde, Matin, Edgecombe, Dare, Currituck, Chowan, Camden, Bertie, Beaufort, Johnston, Hoke, Harnett, Greene, Onslow, Jones, Pender, North Hanover, Wayne, Scotland, Sampson, Lenoir, Robeson, Duplin, Cumberland, Craven, Columbus, Carteret, Brunswick, Bladen, Lincoln, Mecklenburg, Surry, Cleveland, Gaston, Iredell, Wilkes, Yadkin, Watauga, Catawba, Caldwell, Burke, Avery, Ashe, Alleghany, Alexander, Macon, McDowell, Mitchell, Polk, Rutherford, Swain, Madison, Transylvania, Yancey, Jackson, Henderson, Haywood, Graham, Clay, Cherokee, Buncombe Counties, N.C.; points in South Carolina; Suffolk, Virginia B, Williamsburg, Sussex, York, Chesapeake, Emporia, Franklin, Northampton, Hampton, Nansemond, Newport News, Numberland, Norfolk, Richmond, Surry, Southampton, Portmouth, Middlesex, Mathews, Lancaster, Wight Isle, Greenville, Gloucester, Accomack Counties, Va.; (4) from points in Brooke, Hancock, Marshall, and Ohio Counties, W. Va., to points in Yadkin, Lincoln, Mecklenburg, Surry, Watauga, Wilkes, Burke, Caldwell, Catawba, Cleveland, Gaston, Iredell, Alexander, Avery, Ashe, Alleghany, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Macon, Madison, McDowell, Haywood, Henderson, Jackson, Caly, Cherokee, Buncombe, Graham Counties, N.C.; and points in South Carolina.

(5) From points in Mason, Calhoun, Gilmer, Jackson, Pleasants, Ritchie, Roane, Wirt, Wood Counties, W. Va. to points in Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Yancey, Cherokee, Clay, Buncombe, Graham, Haywood, Henderson, Jackson, McDowell, Macon Counties, N.C.; Marlboro, Sumter, Richland, Chesterfield, Darlington, Fairfield, Keeshaw, Lancaster, Lee, Lexington, Aiken, Calhoun, Union, York, Lamens, McCormick, Newberry, Saluda, Spartanburg, Cherokee, Chester, Edgefield, Greenwood, Jasper, Orangeburg, Berkeley, Charleston, Allendale, Bamberg, Barnwell, Beaufort, Colleton, Dorchester, Hampton, Anderson, Greenville, Ocomee, Abbeville, Pickens Counties, S.C.; (6) from points in Barbour, Berkeley, Doddridge, Grant, Hampshire, Hardy, Harrison, Jefferson, Lewis, Marion, Mineral, Monongalia, Morgan, Pendleton, Preston, Randolph, Taylor, Tucker, Tyler, Upshur, Wetzel Counties, W. Va. to points in Madison, Mitchell, Polk, Swain, Transylvania, Buncombe, Cherokee, Henderson, Yancey, Graham, Haywood, Jackson, McDowell, Macon, Rutherford Counties, N.C.; Darlington, Lexington, Marlboro, Aiken, Calhoun, Chesterfield, Fairfield, Keeshaw, Lancaster, Lee, Richland, Sumter, Cherokee, Chester, Edgefield, Greenwood, Lamens, McCormick, Newberry, Saluda, Spartanburg, Union, York, Barnwell, Beaufort, Berkeley, Bamberg, Hampton, Jasper, Orangeburg, Allendale, Charleston, Colleton, Dorchester, Ocomee, Anderson, Greenville, Pickens Counties, S.C. The purpose of this filing is to eliminate the gateway of points in Tennessee.

No. MC 107012 (Sub-No. E94), 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 points in Autauga, Bibb, Blount, Calhoun, Chilton, Chambers, Cherokee, Cleburne, Clay, Coosa, Cullman, Elmore, Etowah, Jefferson, Lee, Randolph, Shelby, St. Clair, Talladega, and Tallapoosa Counties, Ala., to points in Woodbury, Pocahontas, Osceola, Ida, Clay, Cherokee, Sioux, O'Brien, Humboldt, Carroll, Sac, Monona, Dickinson, Calhoun, Palo Alto, Lyon, Emmet, Buena Vista, Plymouth, Kossuth, Crawford, Wright, Hancock, Clayton, Bremer, Worth, Franklin, Cerro Gordo, Black Hawk, Winnebago, Floyd, Chickasaw, Allamakee, Mitchell, Fayette, Buchanan, Winneshiek, Howard, Delaware, Butler Counties, Iowa; Wayne, Thurston, Platte, Dodge, Colfax, Butler, Vance, Pierce, Dixon, Burt, Washington, Merrick, Cuming, Boone, Stanton, Madison, Dakota, Antelope, Polk, Knox, Cedar, Sioux, Sheridan, Dawes, and Box Butte Counties, Nebr.; Lyon, Humboldt, Douglas, Churchill, Washoe, Pershing, Storey, Mineral, Ormsby, Whitepine, and Elko Counties, Nev.; and points in Wyoming; (2) from points in Colbert, Fayette, Franklin, Lamar, Lauderdale, Lawrence, Marion, Pickens, Tuscaloosa, Walker, and Winston Counties, Ala., to points in Lyon, Plymouth, Emmet, Clay, Kossuth, Monona, Pocahontas, Buena Vista, Crawford, O'Brien, Sac, Calhoun, Dickinson, Osceola, Sioux, Carroll, Humboldt, Palo Alto, Woodbury, Cherokee,

Ida, Worth, Howard, Black Hawk, Chickasaw, Wright, Hancock, Butler, Clayton, Winneshiek, Franklin, Bremer, Delaware, Winnebago, Floyd, Buchanan, Fayette, Mitchell, Allamakee, and Cerro Gordo Counties, Iowa; Madison, Thurston, Knox, Burt, Dodge, Wayne, Vance, Antelope, Colfax, Washington, Stanton, Boone, Cuming, Pierce, Polk, Cedar, Dakota, Platte, Merrick, Butler, Dixon, Sheridan, Box Butte, Dawes, and Sioux Counties, Nebr.; Churchill, Douglas, Mineral, Lyon, Humboldt, Ormsby, Pershing, Storey, Washoe, Elko, and Whitepine Counties, Nev.; Park, Teton, Yellowstone National Park, Natrona, Fremont, Hot Spring, Sheridan, Big Horn, Washakie, Campbell, Weston, Johnson, Crook, Uinta, Lincoln, Sublette, and Sweetwater Counties, Wyo.

(3) From points in DeKalb, Jackson, Limestone, Marshall, Madison, and Morgan Counties, Ala., to points in Warren, Grundy, Jasper, Marion, Boone, Wayne, Lucas, Storey, Mahaska, Clarke, Webster, Poweshiek, Polk, Greene, Appanoose, Hardin, Tama, Madison, Decatur, Hamilton, Monroe, Marshall, Dallas, Woodbury, Monona, Pocahontas, Crawford, Buena Vista, Sioux, O'Brien, Osceda, Clay, Sac, Emmet, Palo Alto, Cherokee, Lyon, Humboldt, Plymouth, Calhoun, Dickinson, Ida, Kossuth, Carroll, Clayton, Wright, Chickasaw, Buchanan, Worth, Mitchell, Delaware, Bremer, Winneshiek, Floyd, Hancock, Black Hawk, Winnebago, Franklin, Cerro Gordo, Allamakee, Fayette, Howard, and Butler Counties, Iowa; Vance, Platte, Cuming Colfax, Antelope, Pierce, Dixon, Wayne, Cedar, Merrick, Knox, Madison, Butler, Thurston, Dakota, Dodge, Burt, Washington, Stanton, Polk, Boone, Valley, Garfield, Lawson, Holt, Brown, Greeley, McPherson, Keyapana, Hall, Boyd, Thomas, Custer, Hooker, Cherry, Arthur, Rock, Logan, Wheeler, Buffalo, Box Butte, Sioux, Sheridan, Dawes, Scot Bluff, Deuel, Morrill, Banner, Kimball, Garden, and Cheyenne Counties, Nebr.; Esmeralda, Eureka, Lander, Nye, Washoe, Humboldt, Pershing, Mineral, Storey, Lyon, Churchill, Ormsby, Douglas, Elko, and Whitepine Counties, Nev.; and points in Wyoming; (4) from points in Barbour, Dale, Montgomery, Bullock, Geneva, Pike, Covington, Henry, Russell, Coffee, Houston, Crenshaw, and Macon Counties, Ala., to points in Marion, Monroe, Appanoose, Hardin, Dallas, Tama, Polk, Mahaska, Hamilton, Clarke, Warren, Webster, Lucas, Grundy, Boone, Marshall, Poweshiek, Madison, Greene, Wayne, Storey, Jasper, Decatur, Woodbury, Pocahontas, Lyon, Dickinson, Calhoun, Sioux, Osceola, Kossuth, Crawford, Sac, O'Brien, Ida, Clay, Palo Alto, Buena Vista, Humboldt, Cherokee, Plymouth, Monona, Emmet, Carroll, Worth, Howard, Fayette, Butler, Winneshiek, Allamakee, Delaware, Buchanan, Winnebago, Hancock, Clayton, Bremer, Mitchell, Floyd, Chickasaw, Black Hawk, Wright, Franklin, and Cerro Gordo Counties, Iowa; Vance, Washington, Knox, Cuming, Boone, Wayne, Stanton, Madison, Colfax, Polk, Thurston, Dodge, Cedar, Platte, Antelope, Dixon, Butler, Pierce, Merrick, Dakota, Burt, Keyapana, Howard, Valley, Lawson, McPherson, Loup, Thomas, Greeley, Buffalo, Logan, Arthur, Grant, Brown, Wheeler, Hooker, Garfield, Boyd, Rock, Holt, Custer, Blaine, Sherman, Hall, Cherry, Dawes, Sioux, Sheridan, Box Butte, Banner, Garden, Deuel, Scott Bluffs, Cheyenne, Morrill, and Kimball Counties, Nebr.; Churchill, Washoe, Lyon, Storey, Humboldt, Pershing, Douglas, Ormsby, Mineral, Elko, and Whitepine Counties, Nev., and points in Wyoming.

(5) From points in Baldwin, Butler, Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lowndes, Marengo, Monroe, Mobile, Perry, Sumter, Washington, and Wilcox Counties, Ala., to points in Poweshiek, Webster, Marion, Boone, Grundy, Storey, Jasper, Marshall, Clarke, Hamilton, Tama, Lucas, Monroe, Decatur, Hardin, Warren, Madison, Polk, Dallas, Wayne, Mahaska, Appanoose, Greene, Pocahontas, Kossuth, Palo Alto, Cherokee, Humboldt, Sac, Lyon, Plymouth, Clay, Woodbury, Monona, Buena Vista, Crawford, Sioux, O'Brien, Calhoun, Dickinson, Ida, Osceola, Carroll, Emmet, Wright, Hancock, Allamakee, Cerro Gordo, Worth, Howard, Black Hawk, Chickasaw, Fayette, Mitchell, Bremer, Clayton, Floyd, Winnebago, Butler, Delaware, Franklin, Winneshiek, and Buchanan Counties, Iowa; Wayne, Knox, Polk, Cedar, Dixon, Washington, Madison, Stanton, Butler, Vance, Merrick, Antelope, Colfax, Thurston, Pierce, Boone, Cuming, Dodge, Platte, Burt, Dakota, Sheridan, Sioux, Box Butte, and Dawes Counties, Nebr.; Humboldt, Storey, Mineral, Washoe, Lyon, Churchill, Ormsby, Douglas, and Pershing Counties, Nev., Yellowstone National Park, Natrona, Park, Teton, Fremont, Hot Springs, Crook, Sheridan, Johnson, Big Horn, Washakie, Campbell, Weston, Sweetwater, Uinta, Lincoln, and Sublette Counties, Wyo. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E95), 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 points in Maricopa, Pinal, Pima, and Santa Cruz Counties, Ariz., to points in Washington, Marion, Taylor, Russell, Anderson, Clinton, Cumberland, Wayne, Greene, Adair, Lincoln, Monroe, Jessamine, Pulaski, Boyle, Madison, Rockcastle, Gerrard, Metcalfe, Mercer, Woodford, Fayette, Casey, Letcher, Knott, Owsley, Bell, Leslie, Knox, Perry, Breathitt, Floyd, Laurel, Pike, Clay, Harlan, Lee, Whitley, Jackson, McCreary, Estill, Bracken, Lewis, Carter, Menifee, Grant, Scott, Boone, Campbell, Magoffin, Clark, Fleming, Nicholas, Powell, Bourbon, Gallatin, Carroll, Martin, Montgomery, Greenup, Robertson, Boyd, Kenton, Harrison, Elliott, Franklin, Owen, Wolfe, Bath, Lawrence, Johnson, Mason, Morgan, Pendleton, and Rowan Counties, Ky.; Tasca, Carlton, St. Louis, Cook, Lake, Aitkin, Hennepin, LeSueur, Nicollet, Dodge, Faribault, Washington, Blue Earth, Houston, McLeod, Fillmore, Dakota, Sibley, Winona, Chisago, Good Hue, Freeborn, Olmstead, Rice, Steele, Wright, Isanti, Mille Lacs, Pine, Scott, Wabasha, Anoka, Kanabec, Mower, Ramsey, Sherburne, Wasela, Carver, Marshall, Mahnomen, Clearwater, Polk, Roseau, Kittson, Pennington, Lake Woods, Red Lake, Koochichin, Norman, Beltrami, Granville, Wake, Randolph, Forsyth, Lee, Anson, Union, Warren, Davie, Franklin, Chatham, Caswell, Orange, Rowan, Richmond, Stanly, Davidson, Vance, Stokes, Rockingham, Montgomery, Cabarrus, Person, Durham, Guilford, Moore, Alamance, Hertford, Wilson, Edgecombe, Pasquotank, Bertie, Hyde, Washington, Gates, Pamlico, Northampton, Tyrrell, Nash, Chowan, Martin, Currituck, Pitt, Beaufort, Halifax, Dare, Per Quiman, Camden, Greene, Robeson, Jones, Harnett, Cleveland, Yadkin, Lincoln, Alexander, Duplin, Pender, Johnston, Carteret, Gaston, Wilkes, Iredell, Craven, Onslow, Hoke, Bladen, Catawba, Watauga, Avery, Cumberland, North Hancock, Scotland, Brunswick, Burke, Mecklenburg, Alleghany, Sampson, Lenoir, Wayne, Columbus, Caldwell, Surry, and Ashe Counties, N.C.

(2) From points in Yuma County, Ariz., to points in Monroe, Madison, Boyle, Jessamine, Green, Mercer, Anderson, Casey, Taylor, Fayette, Pulaski, Woodford, Rockcastle, Washington, Adair, Metcalfe, Lincoln, Gerrard, Clinton, Marion, Cumberland, Russell, Wayne, Lee, Leslie, Knott, Floyd, Owsley, Letcher, Knox, Breathitt, Perry, McCreary, Laurel, Bell, Pike, Harlan, Clay, Whitley, Jackson, Estill, Johnson, Franklin, Fleming, Carter, Robertson, Montgomery, Bourbon, Greenup, Kenton, Scott, Wolfe, Pendleton, Menifee, Boyd, Grant, Lawrence, Clark, Campbell, Owen, Mason, Bracken, Powell, Lewis, Elliott, Harrison, Morgan, Martin, Bath, Gallatin, Magoffin, Carroll, Rowan, Nicholas, and Boone Counties, Ky.; Lake, Aitkin, Tasca, Cook, St. Louis, Carlton, Dodge, Isanti, Carver, Mower, Faribault, Rice, Sibley, Wright, Kanabec, Chisago, Nicollet, Olmstead, Scott, Anoka, Hennepin, LeSueur, Dakota, Good Hue, Pine, Winona, Steele, Wabasha, Washington, Wasela, Ramsey, Fillmore, Houston, McLeod, Mille Lacs, Freeborn, Blue Earth, Sherburne, Marshall, Roseau, Kittson, Norman, Mahnomen, Beltrami, Red Lake, Lake Woods, Polk, Koochichin, Pennington, and Clearwater Counties, Minn.; Union, Anson, Davie, Guilford, Person, Stokes, Vance, Cabarrus, Durham, Lee, Randolph, Allamance, Rowan, Caswell, Forsyth, Montgomery, Richmond, Wake, Chatham, Franklin, Moore, Rockingham, Warren, Davidson, Granville, Orange, Stanly, Wilson, Pasquotank, Dare, Hyde, Beaufort, Washington, Chowan, Edgecombe, Martin, Tyrrell, Bertie, Gates, Nash, Pitt, Currituck, Halifax, Northampton, Per Quiman, Camden, Hertford, Pamlico, Sampson, North Hanover, Harnett, Craven, Robeson, Lenoir, Wayne, Columbus, Scotland, Jones, Greene, Carteret, Pender, Johnston, Duplin, Brunswick, Onslow, Hoke, Cumber-

land, Bladen, Burke, Avery, Gaston, Alexander, Caldwell, Alleghany, Watauga, Catawba, Lincoln, Surry, Cleveland, Yadkin, Wilkes, Iredell, Mecklenburg, and Ashe Counties, N.C.

(3) From points in Graham, Greenlee, Cochise, and Gila Counties, Ariz., to points in Montgomery, Lewis, Menifee, Nicholas, Owen, Grant, Bath, Martin, Fleming, Harrison, Greenup, Pendleton, Carroll, Boyd, Lawrence, Kenton, Wolfe, Bracken, Clark, Powell, Boone, Franklin, Johnson, Elliott, Campbell, Carter, Robertson, Bourbon, Magoffin, Morgan, Scott, Mason, Gallatin, and Rowan Counties, Ky., St. Louis, Cook, Tasca, Carlton, Lake, Aitkin, Faribault, Good Hue, McLeod, Pine, Sherburne, Washington, Blue Earth, Wright, Dakota, Mille Lacs, Ramsey, Sibley, Freeborn, Carver, Hennepin, Isanti, Mower, Rice, Steele, Winona, Fillmore, Kanabec, Nicollet, Dodge, Wabasha, Chisago, Houston, LeSueur, Olmstead, Scott, Wasela, Anoka, Mahnomen, Marshall, Beltrami, Lake Woods, Norman, Koochichin, Polk, Pennington, Red Lake, Kittson, Roseau, and Clearwater Counties, Minn.; Rockingham, Warren, Durham, Lee, Stanley, Allamance, Union, Stokes, Forsyth, Montgomery, Randolph, Anson, Vance, Chatham, Franklin, Moore, Richmond, Rowan, Davidson, Granville, Orange, Caswell, Wake, Davie, Guilford, Person, Cabarrus, Gates, Washington, Pamlico, Hertford, Beaufort, Edgecombe, Pitt, Northampton, Halifax, Currituck, Tyrrell, Nash, Chowan, Dare, Pasquotank, Martin, Camden, Wilson, Per Quiman, Hyde, and Bertie Counties, N.C.

(4) From points in Apache, Coconino, Mohave, Navajo, and Yavapai Counties, Ariz., to points in Monroe, Russell, Marion, Madison, Clinton, Pulaski, Taylor, Wayne, Cumberland, Casey, Lincoln, Metcalfe, Woodford, Fayette, Anderson, Jessamine, Washington, Green, Boyle, Rockcastle, Gerrard, Mercer, Adair, Morgan, Campbell, Martin, Grant, Montgomery, Fleming, Bracken, Nicholas, Kenton, Magoffin, Carroll, Carter, Franklin, Boyd, Owen, Robertson, Mason, Scott, Clark, Greenup, Bourbon, Penuleton, Lawrence, Johnson, Rowan, Wolfe, Gallatin; Boone, Powell, Lewis, Harrison, Menifee, Elliott, and Bath Counties, Ky.; Tasca, Aitkin, St. Louis, Lake, Cook, and Carlton Counties, Minn.; Stanley, Orange, Wake, Durham, Lee, Allamance, Rockingham, Rowan, Vance, Forsyth, Stokes, Cabarrus, Richmond, Moore, Union, Franklin, Chatham, Randolph, Montgomery, Davidson, Granville, Caswell, Person, Warren, Davie, Guilford, Anson, Hyde, Dare, Pasquotank, Washington, Chowan, Hertford, Martin, Northampton, Currituck, Halifax, Pamlico, Pitt, Camden, Gates, Per Quiman, Tyrrell, Bertie, Edgecombe, Nash, Wilson, Beaufort, Duplin, North Hanover, Sampson, Brunswick, Greene, Hoke, Jones, Bladen, Pender, Lenoir, Robeson, Craven, Onslow, Wayne, Cumberland, Columbus, Harnett, Scotland, Johnston, and Carteret Counties, N.C. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E96), 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 points in Chicot, Drew, Cleveland, Lincoln, Ashley, Columbia, Quachita, Bradley, Dallas, Union Calhoun, and Desha Counties, Ark., to points in Bonner, Boundry, Benewah, Clearwater, Idaho, Lewis, Kootenai, Latah Counties, Idaho, Nez Perce, Shoshone, Winneshiek, Wright, Fayette, Bremer, Winnebago, Worth, Floyd, Buchanan, Mitchell, Chickasaw, Franklin, Butler, Howard, Clayton, Alamakee, Cerro Gordo, Hancock, Delaware, Black Hawk Counties, Iowa, St. Louis, Aitkin, Tasca, Carlton, Cook, Lake, Wright, Mille Lacs, Ramsey, Sibley, Chisago, Houston, Faribault, Isanti, Mower, Rice, Wasela, Dakota Anoke, Fillmore, Kanabec, Nicollet, Winona, Steele, Freeborn, Blue Earth, Le Sueur, Olmstead, Scott, Wabasha, Good Hue, Carver, McLeod, Pine, Cherburne, Washington Hennepin, Dodge, Mahnomen, Roseau, Lake Woods, Norman, Beltrami, Marshall, Pennington, Clearwater, Polk, Kittson, Red Lake, and Michigan Counties, Minn.; McCone, Valley, Dawson, Phillips, Garfield, Richland, Roosevelt, Sheridan, Daniels, Wheatland, Pondera, Golden Valley, Teton, Blaine, Lewis Clark, Tooele, Cascade, Liberty, Hill, Chouteau, Meagher, Judi Basin, Fergus, Petroleum, Flathead, Missoula, Sanders, Glacier, Lake, Lincoln, Mineral, and Powell Counties, Mont.; points in North Dakota, Jefferson, Kitsap, Mason, Clallam, San Juan, Grays Harbor, Chelan, Kittitas, Douglas, Skagit, Grant, Snohomish, Island, Whatcom, King, Ferry, Okanogan, Spokane, Pend Oreille, Stevens, and Lincoln Counties, Wash.; (2) from points in Clark, Miller, Scott, Hempstead, Montgomery, Sevier, Howard, Hevada, Yell, Lafayette Pike, Little River, and Polk Counties, Ark., to points in Lake, St. Louis, Aitkin, Tasca, Carlton, Cook, Norman, Lake Woods, Pennington, Beltrami, Mahnomen, Polk, Clearwater, Marshall, Red Lake, Kittson, Roseau, and Koochichin Counties, Minn.

(3) From points in Faulkner, Lee, Prairie, Garland, Lonoke, Pulaski, Arkansas, Grant, Monroe, Saline, Cleburne, Hot Springs, Perry, White, Conway, Jefferson and Phillips Counties, McCone, Valley, Lewis Clark, Chouteau, Wheatland, Meagher, Judi Basin, Cascade, Tooele, Liberty, Hill, Blaine, Teton, Golden Valley, Fergus, Pondera, Petroleum, Sanders, Lake, Powell, Glacier, Missoula, Flathead, Mineral, and Lincoln Counties, Mont.; points in North Dakota; Marion, Clatsop, Linn, Clackamas, Lincoln, Benton, Yamhill, Lane, Washington, Columbia, Tillamook, Polk, and Multnomah Counties, Oreg.; and points in Washington; (4) from points in Baxter, Clay, Cross, Crittenden, Craighead, Fulton, Greene, Independence, Izard, Jackson, Lawrence, Mississippi, St. Francis, Cross, Independence, Pointsetta, Woodruff, Crittendon, Izard, Randolph, Craighead, Jackson, and Sharp Counties, Ark., to points in Humboldt, Mendicino, Trinity, Glenn, Tehama, Lake, Siskiyou, Nevada, Sierra, Lassen, Shasta, Butte, Plumas, Yuba, and Modoc Counties, Calif.; Lewis, Clearwater, Latah, Bonner, Kootenai, Benewah, Shoshone, Idaho, Nez Perce, and Boundary Counties, Idaho; Wright, Hancock, Delaware, Bremer, Worth, Franklin, Clayton, Black Hawk, Winneshiek, Mitchell, Chickasaw, Buchanan, Winnebago, Floyd, Cerro Gordo, Allamakee, Howard, Fayette, and Butler Counties, Iowa; Lake, Carlton, Tasca, Aitkin, St. Louis, Cook, Nicollet, Scott, Wasela, Mille Lacs, LeSueur, Faribault, Chisago, Olmstead, Sherburne, Washington, Isanti, Hennepin, Dodge, Anoka, Pine, Sibley, Winona, Kanabec, Good Hue, Dakota, Ramsey, Steele, Wright, McLeod, Freeborn, Carver, Rice, Wabasha, Mower, Houston, Fillmore, Blue Earth, Yellow Medicine, Swift, Morrison, Hubbard, Chippewa, Wilkin, Stevens, Meeker, Grant, Big Stone, Wadena, Stearns, Lac qui Parle, Douglas, Cass, Traverse, Renville, Otter Tail, Crow Wing, Benton, Todd, Pope, Kandiyohi, Clay, Becker, Roseau, Norman, Clearwater, Marshall, Koochichin, Red Lake, Mahnomen, Beltrami, Polk, Lake Woods, Pennington, and Kittson Counties, Minn.; Perkins, Corson, McPherson, Edmunda, Harding, Campbell, Walworth, Faulk, Potter, and Dewey Counties, S. Dak.; and points in Montana, North Dakota, Oregon, and Washington. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E97), 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 points in Orange, San Luis Obispo, Santa Barbara, Kern, Ventura, and Los Angeles Counties, Calif., to points in Wright, Fayette, Clayton, Buchanan, Worth, Howard, Chickasaw, Bremer, Winneshiek, Hancock, Floyd, Black Hawk, Winnebago, Franklin, Cerro Gordo, Allamakee, Mitchell, Delaware, and Butler Counties, Iowa; Metcalfe, Washington, Russell, Green, Woodford, Marion, Lincoln, Gerrard, Fayette, Pulaski, Wayne, Cumberland, Taylor, Madison, Rockcastle, Clinton, Mercer, Monroe, Jessamine, Casey, Boyle, Anderson, Adair, Letcher, Leslie, Knox, Clay, Owsley, Laurel, Whitley, Breathitt, Perry, Jackson, Harlan, Bell, Pike, McCreary, Floyd, Lee, Knott, Estill, Wolfe, Elliott, Greenup, Lewis, Montgomery, Powell, Boyd, Scott, Fleming, Harrison, Magoffin, Morgan, Robertson, Bourbon, Carroll, Franklin, Johnson, Martin, Nicholas, Rowan, Boone, Carter, Gallatin, Kenton, Mason, Owen, Campbell, Bath, Clark, Grant Lawrence, Menifee, Pendleton, and Bracken Counties, Ky.; Hennepin,

McLeod, Freeborn, Scott, Wasela, Faribault, Blue Earth, Houston, Fillmore, Olmstead, Sherburne, Washington, Dodge, Anoka, Isanti, Mille Lacs, Pine, Sibley, Winona, Dakota, Kanabec, Mower, Ramsey, Steele, Wright, Chisago, LeSueur, Nicollet, Rice, Wabasha, Good Hue, and Carver Counties, Minn.; Union, Chester, Cherokee, Newberry, McCormick, Spartinsburg, Lames, Saluda, Greenwood, York, Edgefield, Williamsburg, Georgetown, Clarendon, Florence, Horry, Dillon, and Marion Counties, S.C.; Sevier, Hawkins, Washington, Claiborne, Greene, Jefferson, Union, Carter, Hamblen, Johnson, Unicoi, Campbell, Grainger, Scott, Sullivan, Blount, Hancock, Knox, Cocke, and Anderson Counties, Tenn.; and points in North Carolina.

(2) From points in Imperial, Riverside, and San Diego Counties, Calif., to points in Worth, Fayette, Clayton, Wright, Franklin, Delaware, Chickasaw, Black Hawk, Winnebago, Cerro Gordo, Winneshiek, Allamakee, Floyd, Mitchell, Hancock, Bremer, Buchanan, Howard, and Butler Counties, Iowa; Clinton, Rockcastle, Pulaski, Metcalfe, Boyle, Taylor, Jessamine, Marion, Wayne, Anderson, Cumberland, Russell, Mercer, Woodford, Adair, Gerrard, Lincoln, Casey, Monroe, Green, Madison, Fayette, Washington, Floyd, McCreary, Perry, Breathitt, Estill, Knott, Pike, Bell, Letcher, Owsley, Whitley, Clay, Harlan, Knox, Leslie, Jackson, Laurel, Lee, Boyd, Clark, Grant, Lawrence, Menifee, Pendleton, Wolfe, Bracken, Elliott, Greenup, Lewis, Montgomery, Powell, Bath, Campbell, Fleming, Harrison, Magoffin, Morgan, Robertson, Bourbon, Carroll, Franklin, Johnson, Martin, Nicholas, Rowan, Boone, Carter, Gallatin, Kenton, Mason, Owen, and Scott Counties, Ky.; Lake, Cook, Tasca, St. Louis, Carlton, Aitkin, Hennepin, McLeod, Pine, Dakota, Wasela, Wright, Carver, Houston, Mille Lacs, Ramsey, Sherbourne, Washington, Fillmore, Blue Earth, Isanti, Mower, Rice, Sibley, Dodge, Freeborn, Kanabec, Nicollet, Scott, Steele, Faribault, Good Hue, LeSueur, Olmstead, Chisago, Wabasha, Winona, and Anoka Counties, Minn.; points in North Carolina; and Knox, Sullivan, Hamblen, Grainger, Union, Johnson, Hancock, Carter, Scott, Unicoi, Greene, Campbell, Sevier, Jefferson, Claiborne, Blount, Washington, Hawkes, Cocke, and Anderson Counties, Tenn.

(3) From points in San Bernard County, Calif., to points in Hancock, Clayton, Buchanan, Winnebago, Franklin, Chickasaw, Bremer, Winneshiek, Floyd, Cerro Gordo, Howard, Worth, Fayette, Butler, Black Hawk, Allamakee, Delaware, Mitchell, and Wright Counties, Iowa; Anderson, Taylor, Washington, Russell, Boyle, Jessamine, Gerrard, Pulaski, Clinton, Woodford, Marion, Monroe, Madison, Lincoln, Adair, Green, Fayette, Rockcastle, Wayne, Metcalf, Cumberland, Casey, Mercer, Harlan, Whitley, Perry, Floyd, Letcher, Owsley, Clay, Jackson, Estill, Pike, Laurel, Bell, Breathitt, Lee, Knox, Leslie, McCreary, Knott, Bourbon, Carter, Gallatin, Kenton, Mason, Nicholas, Robertson, Boyd, Clark, Grant, Lawrence, Menifee, Owen, Rowan, Bracken, Elliott, Greenup, Lewis, Scott, Pendleton, Boone, Campbell, Fleming, Harrison, Magoffin, Montgomery, Wolfe, Bath, Carroll, Franklin, Johnson, Martin, Morgan, and Powell Counties, Ky.; Cook, Aitkin, St. Louis, Tasca, Lake, and Carlton Counties, Minn.; Warren, Rowan, Richmond, Moore, Forsyth, Chatham, Wake, Stanley, Person, Montgomery, Franklin, Allamance, Vance, Caswell, Anson, Lee, Durham, Union, Cabarrus, Randolph, Guilford, Davie, Stokes, Rockingham, Orange, Granville, Davidson, Edgecombe, Chowan, Martin, Hyde, Beaufort, Dare, Pasquotank, Wilson, Hertford, Currituck, Pamlico, Tyrrell, Per Quiman, Gates, Northampton, Nash, Halifax, Camden, Washington, Pitt, Bertie, Sampson, Craven, Johnston, Greene, Robeson, Columbia, Brunswick, Duplin, Pender, Lenoir, Scotland, Wayne, Onslow, Carteret, Hoke, Cumberland, North Hanover, Jones, Harnett, Bladen, Lincoln, Yadkin, Avery, Alexander, Mecklenburg, Catawba, Ashe, Surry, Cleveland, Alleghany, Watauga, Caldwell, Gaston, Wilkes, Burke, Iredell, Johnson, Washington, Campbell, Sevier, Jefferson, Blount, Unicoi, Knox, Hancock, Hamblen, Carter, Scott, Hawkins, Greene, Sullivan, Cocke, Union, Grainger, Claiborne, Anderson.

(4) From points in Fresno, Inyo, Kings, and Tulare Counties, Calif., to points in Marshall, Madison, Morgan, DeKalb, Limestone, and Jackson Counties, Ala.; Union, Levy, Clay, St. Johns, Marion, Beauford, Nassau, Flagler, Duval, Baker, Putnam, Alachua, Seminole, Orange, Hillsboro, Volusia, Pinellas, Hernando, Pasco, Sumter, Citrus, Indian River, Polk, Brevard, Osceola, Lake, Palm Beach, Martin, St. Lucie, Dade, Monroe, Broward, Collier, Hendry, Lee, Highlands, Charlotte, Sarasota, Glades, Okeechobee, Haruee, Manatee, and DeSoto Counties, Fla.; Dade, Heard, Walker, Douglas, Murray, Carroll, Floyd, Paulding, Bartow, Gordon, Polk, Catoosa, Haralson, Whitfield, Chattooga, Lumpkin, Pickens, Towns, Henry, Madison, Rabun, Union, Jackson, Morgan, Rockdale, Walton, Jasper, Newton, Spaulding, White, Clarke, Oconee, Stephens, Hart, Clayton, Cobb, Fannin, Gilmer, Banks, Coweta, Fayette, Gwinnett, Cherokee, Dawson, Forsyth, Habersham, Butts, DeKalb, Franklin, Hall, Elbert, Fulton, Barrow, Treutlen, McDuffie, Wilkes, Glascock, Emanuel, Putnam, Jenkins, Washington, Taliaferro, Columbia, Johnson, Jefferson, Lincoln, Warren, Laurens, Hancock, Greene, Baldwin, Oglethorpe, Wilkinson, Richmond, Burke, Screven, Bryan, Liberty, Candler, Effingham, Bullock, Evans, Chatham, Charlton, Montgomery, Ware, Brantley, Glynn, Pierce, Wayne, Bacon, Jeff Davis, Tattnall, Wheeler, Long, Toombs, Camden, McIntosh, Toware, and Appling Counties, Ga.; Wright, Fayette, Howard, Bremer, Franklin, Delaware, Winneshiek, Buchanan, Floyd, Clayton, Hancock, Allamakee, Winnebago, Chickasaw, Cerro Gordo, Black Hawk, Mitchell, Worth, and Butler Counties, Iowa; Wilson, Montgomery, Overton, Cannon, Trousdale, Rutherford, Pickett, Clay, Williamson, Macon, Robertson, Davidson, Sumner, Jackson, DeKalb, Cheatham, Smith, Putnam, Dickson, Marshall, Morgan, Grundy, Rhea, White, Meigs, Cumberland, Hamilton, Roane, Coffee, Monroe, Fentress, Lincoln, Sequatchie, Bradley, Moore, Polk, Loudon, Van Buren, Bledsoe, McMinn, Franklin, Marion, Warren, Bedford, Union, Greene, Jefferson, Scott, Washington, Sevier, Johnson, Carter, Claiborne, Hamblen, Hancock, Anderson, Cocke, Sullivan, Knox, Campbell, Grainger, Unicoi, Hawkins, Blount, Hickman, Hardin, Stewart, Giles, Houston, Maury, Wayne, Decatur, Humphreys, Henderson, Weakley, Lawrence, Henry, Carroll, Lewis, Perry, and Benton Counties, Tenn.; and points in Kentucky, North Carolina, and South Carolina.

(5) From points in Alameda, Colusa, Merced, San Francisco, San Joaquin, Sutter, Alpin, Eldorado, Monterey, Santa Cruz, Santa Clara, Tuolumne, Amador, Mariposa, Mono, San Mateo, Solano, Yolo, Calavaeras, Marin, Napa, Sacramento, Sonoma, Contra Costa, Madera, Placer, San Benito, and Stanislaus Counties, Calif., to points in Calhoun, Blount, Bibb, Autauga, Lee, Jefferson, Chilton, Tallapoosa, Cullman, Elmore, Cherokee, Etowah, Coosa, Chambers, Talladega, Randolph, Cleburne, Shelby, St. Clair, Clay, Franklin, Lamar, Fayette, Colbert, Marion, Lawrence, Winston, Tuscaloosa, Lauderdale, Walker, Pickens, Madison, Limestone, Jackson, DeKalb, Morgan, and Marshall Counties, Ala.; Bradford, Clay, Baker, Alachua, Union, Levy, Flagler, Nassau, Duval, St. Johns, Putnam, Hernando, Hillsboro, Citrus, Brevard, Seminole, Orange, Polk, Volusia, Lake, Sumter, Pasco, Indian River, Pinellas, Osceola, Martin, Dade, Collier, Broward, St. Lucie, Palm Beach, Monroe, Glades, Hardee, De Soto, Charlotte, Lee, Highlands, Sarasota, Hendry, Okeechobee, and Manatee Counties, Fla.; Bremer, Mitchell, Howard, Chickasaw, Buchanan, Hancock, Franklin, Cerro Gordo, Black Hawk, Floyd, Delaware, Butler, Wright, Winneshiek, Fayette, Worth, Winnebago, Clayton, Davis, Clinton, Cedar, Benton, Linn, Jones, Henry, Wapello, Muscatine, Lee, Dubuque, Washington, Johnson, Jackson, Des Moines, Van Buren, Keokuk, Jefferson, Scott, Louisa, and Iowa Counties, Iowa; Wright, Chisago, Sibley, Winona, Blue Earth, Rice, Wasela, Anoka, Scott, Washington, Steele, Sherbourne, Carver, Wabasha, Ramsey, Olmstead, Hennepin, Kanabec, Dodge, Pine, Isanti, Freeborn, Dakota, Nicollet, McLeod, Good Hue, Mower, Mille Lacs, Fillmore, LeSueur, Houston, and Faribault Counties, Minn.; Davidson, Clay, Cheatham, Cannon, Smith, Rutherford, Jackson, Robertson, Putnam, Dickson, Sumner, Montgomery, DeKalb, Wilson, Trousdale, Overton, Williamson, Pickett, Macon, Bradley, Sequatchie, Meigs, Marshall, Franklin, Coffee, Rhea, Monroe, McMinn, Fentress, Bledsoe, Van Buren, Roane, Moore, Hamilton, Cumberland, Bedford, Warren, Polk, Loudon, Lincoln,

White, Morgan, Marion, Grundy, Campbell, Carter, Blount, Anderson, Scott, Jefferson, Grainger, Washington, Sullivan, Knox, Cocke, Sevier, Hamblen, Claiborne, Union, Hawkins, Hancock, Unicoi, Johnson, Greene, Decatur, Giles, Carroll, Benton, Stewart, Lewis, Henry, Weakley, Perry, Henderson, Lawrence, Houston, Hardin, Maury, Humphreys, Wayne, and Hickman Counties, Tenn.; points in Georgia, Kentucky, North Carolina and South Carolina.

(6) From points in Glenn, Humboldt, Lake, Mendicino, Tehama, and Trinity Counties, Calif., to points in Woodruff, Izard, Independence, Greene, Stone, St. Francis, Pointsetta, Crittendon, Sharp, Jackson, Baxter, Cross, Randolph, Fulton, Clay, Lawrence, Mississippi, and Craighead Counties, Ark.; Chickasaw, Mitchell, Fayette, Wright, Howard, Delaware, Worth, Hancock, Clayton, Winneshiek, Franklin, Allamakee, Winnebago, Floyd, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Louisa, Scott, Lee, Benton, Dubuque, Washington, Muscatine, Linn, Cedar, Jones, Wapello, Jackson, Clinton, Henry, Johnson, Clinton, Henry, Johnson, Iowa, Davis, Van Buren, Jefferson, Keokuk, and Des Moines Counties, Iowa; Wright, Wasela, Houston, McLeod, Olmstead, Scott, Dakota, Washington, Faribault, Fillmore, Mille Lacs, Good Hue, Anoka, Dodge, Steele, Sibley, Isanti, Mower, Pine, Blue Earth, Wabasha, Sherburne, Kanabec, Freeborn, Ramsey, Carver, Winona, Hennepin, LeSueur, Nicollet, Rice, and Chisago Counties, Minn.; Warren, Washington, Bollvar, Humphreys, Talahatchi, Yazoo, Carroll, Leflore, Sharkey, Coahoma, Montgomery, Sunflower, Grenada, Quitman, Issaquena, Holmes, Desoto, Marshall, Panola, Pontotoc, Calhoun, Itawamba, Monroe, Tunila, Prentiss, Chickasaw, Lafayette, Tippah, Union, Tate, Choctaw, Lee, Tishomingo, Webster, Alcorn, Clay, Lowndes, Oktibbeha, Yalobusha, and Benton Counties, Miss.; and points in Kentucky, Georgia, Florida, North Carolina, South Carolina, and Tennessee; (7) from points in Butte, Shasta, Lassen, Sierra, Modoc, Siskiyou, Nevada, Yuba, and Plumas Counties, Calif., to points in Lawrence, Jackson, Clay, Fulton, Woodruff, Sharp, Craighead, Independence, Stone, St. Francis, Greene, Izard, Randolph, Mississippi, Craighead, Poinsett, Baxter, and Cross Counties, Ark.; Floyd, Mitchell, Allamakee, Worth, Winnebago, Black Hawk, Wright, Franklin, Bremer, Fayette, Hancock, Buchanan, Winneshiek, Howard, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Washington, Linn, Lee, Davis, Jackson, Muscatine, Jones, Louisa, Des Moines, Scott, Wapello, Benton, Dubuque, Van Buren, Keokuk, Cedar, Iowa, Jefferson, Johnson, Clinton, and Henry Counties, Iowa; Warren, Sunflower, Grenada, Montgomery, Washington, Talahatchi, Holmes, Yazoo, Bolivar, Humphreys, Quitman, Carrol, Leflore, Sharkey, Coahoma, Issaquena, Tippah, Yalobusha, Pontotoc, Alcorn, Clay, Tishomingo, Marshall, Prentiss, Benton, Desota, Tunila, Monroe, Tate, Calhoun, Itawamba, Union, Oktibbeha, Lowndes, Chickasaw, Lafayette, Webster, Panola, Lee, and Choctaw Counties, Miss.; points in Alabama, Florida, Georgia, Kentucky, Tennessee, North Carolina, and South Carolina. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E98), 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 points in Adams, Denver, Fremont, Larimer, Teller, Arapahoe, Douglas, Gilpin, Lake, Boulder, Eagle, Grand, Park, Cedar Creek, Elbert, Jackson, Pitkin, Chaffee, El Paso, Jefferson, and Summit Counties, Colo., to points in Marion, Baker, Union, Levy, Bradford, St. Johns, Flagler, Alachua, Putnam, Duval, Nassau, Clay, Sumter, Osceola, Citrus, Seminole, Orange, Hernando, Polk, Lake, Brevard, Pinellas, Indian River, Volusia, Pasco, Hillsboro, Dade, St. Lucie, Collier, Palm Beach, Broward, Monroe, Martin, Manatee, Glades, Lee, DeSoto, Highlands, Charlotte, Sarasota, Hendry, Okeechobee, and Hardee Counties, Fla.; Wilkinson, Oglethorpe, Johnson, Emanuel, Washington, Treutlen, McDuffie, Jefferson, Columbia, Warren, Taliaferro, Lincoln, Hancock, Burke, Richmond, Laurens, Greene, Baldwin, Putnam, Jenkins, Glascock, Wilkes, Screven, Candler, Liberty, Bullock, Evans, Bryan, Effingham, Chatham, Toombs, Long, Bacon, Wheeler, Tattnall, Jeff David, Brantley, Wayne, Pierce, Glynn, Appling, Ware, McIntosh, Charlton, ToWare, Montgomery, and Camden Counties, Ga.; Woodford, Metcalfe, Green, Clinton, Washington, Wayne, Mercer, Jessamine, Casey, Taylor, Rockcastle, Marion, Gerrard, Anderson, Russell, Pulaski, Madison, Fayette, Boyle, Monroe, Lincoln, Cumberland, Adair, Whitley, Letcher, Knott, Clay, Pike, Leslie, Jackson, Breathitt, Perry, Lee, Harlan, Bell, Owsley, Knox, Floyd, McCreary, Laurel, Estill, Wolfe, Menifee, Pendleton, Harrison, Fleming, Campbell, Bath, Rowan, Montgomery-Powell, Greenup, Clark, Bracken, Magoffin, Scott, Morgan, Robertson, Grant, Elliott, Boyd, Lewis, Martin, Nicholas, Kenton, Gallatin, Carter, Bourbon, Lawrence, Mason, Owen, Johnson, Franklin, Carroll, and Boone Counties, Ky.; Unicoi, Johnson, Greene, Blount, Union, Sullivan, Jefferson, Grainger, Campbell, Sevier, Hawkins, Cocke, Anderson, Scott, Hamblen, Claiborne, Knox, Hancock, Carter, and Washington Counties, Tenn.; and points in North Carolina and South Carolina.

(2) From points in Logan, Weld, Morgan, Yuma, Phillips, Sedgwick, Kit Carson, and Washington Counties, Colo., to points in Union, Levy, Baker, Nassau, Flagler, Alachua, Putnam, Duval, St. Johns, Clay, Marion, Bradford, Pasco, Volusia, Hillsboro, Pinellas, Osceola, Hernando, Polk, Orange, Citrus, Seminole, Lake, Brevard, Sumter, Indian River, Broward, Palm Beach, Collier, St. Lucie, Dade, Martin, Monroe, Sarasota, Hardee, Okeechobee, Hendry, Charlotte, Highlands, DeSoto, Lee, Glades, and Manatee Counties, Fla.; Green, Mercer, Russell, Adair, Cumberland, McCreary, Owsley, Bell, Harlan, Wolfe, Elliott, Greenup, Lewis, Montgomery, Powell, Bracken, Jessamine, Metcalfe, Taylor, Anderson, Fayette, Knox, Leslie, Breathitt, Jackson, Scott, Fleming, Harrison, Magoffin, Morgan, Bath, Campbell, Lincoln, Monroe, Washington, Boyle, Gerrard, Whitley, Perry, Clay, Knott, Rowan, Franklin, Johnson, Martin, Nicholas, Boone, Carroll, Madison, Pulaski, Woodford, Casey, Letcher, Laurel, Estill, Robertson, Gallatin, Kenton, Mason, Owen, Bourbon, Carter, Marion, Rockcastle, Wayne, Clinton, Pike, Lee Floyd, Clark, Grant, Lawrence, Menifee, Pendleton, Boyd, Knox, Union, Campbell, and Greene Counties, Tenn.; points in Georgia, North Carolina, and South Carolina; (3) from points in Baca, Bent, Cheyenne, Costilla, Crowley, Custer, Huerfano, Kiowa, Las Animas, Lincoln, Otero, Prowers, and Pueblo Counties, Colo., to points in Wolfe, Kenton, Mason, Owen, Scott, Boone, Franklin, Grant, Lawrence, Menifee, Pendleton, Carter, Bourbon, Gallatin, Greenup, Lewis, Montgomery, Powell, Clark, Campbell, Boyd, Harrison, Magoffin, Morgan, Robertson, Elliott, Carroll, Bracken, Johnson, Martin, Nicholas, Rowan, Bath, and Fleming Counties, Ky.; Montgomery, Richmond, Stokes, Anson, Granville, Durham, Northampton, Tyrrell, Hyde, Currituck, Hertford, Wayne, Onslow, Columbus, Harnett, Moore, Rockingham, Union, Cabarrus, Guilford, Lee, Pamlico, Washington, Martin, Dare, Scotland, North Hanover, Craven, Hoke, Orange, Rowan, Vance, Caswell, Chatham, Pasquotank, Wilson, Nash, Edgecombe, Sampson, Bladen, Cumberland, Johnston, Person, Warren, Wake, Forsyth, Davidson, Per Quiman, Bertie, Beaufort, Gates, Robeson, Brunswick, Duplin, Jones, Randolph, Staniy, Allamance, Franklin, Davie, Pitt, Camden, Chowan, Halifax, Pender, Carteret, Greene, and Lenoir Counties, N.C.

(4) From points in Alamosa, Archuleta, Conejos, Delta, Dolores, Gunnison, Hinsdale, LaPlata, Mineral, Montezuma, Montrose, Quray, Rio Grande, Saguache, San Juan, and San Miguel Counties, Colo., to points in Pike, Estill, Knox, McCreary, Whitley, Floyd, Laurel, Owsley, Bell, Harlan, Lee, Perry, Breathitt, Jackson, Leslie, Clay, Knott, Letcher, Johnson, Martin, Nicholas, Rowan, Bourbon, Carter, Gallatin, Kenton, Mason, Owen, Scott, Boyd, Clark, Grant, Lawrence, Menifee, Pendleton, Wolfe, Bracken, Elliott, Greenup, Lewis, Montgomery, Powell, Bath, Campbell, Fleming, Harrison, Magoffin, Morgan, Robertson, Boone, Carroll, and Franklin Counties, Ky.; Aiken, Kershaw, Richland, Cherokee, McCormick, York, Clarendon, Marion, Abbeville, Calhoun, Lancaster, Sumter, Chester, Newberry, Dillon, Williamsburg, Anderson, Chesterfield, Lee, Edgefield, Saluda, Florence, Greenville, Darlington, Lexington, Greenwood, Spartansburg, Georgetown, Ocomee, Fairfield, Marlboro, Lamens, Union, Horry, and Pickens Counties, S.C.; Sullivan, Blount, Granger, Jefferson, Unicoi, Campbell, Greene, Johnson, Union, Carter, Ham-

blen, Knox, Washington, Claiborne, Hancock, Scott, Anderson, Cocke, Hawkins, and Sevier Counties, Tenn., and points in North Carolina.

(5) From points in Rio Blanco, Routt, Garfield, Mesa, and Moffat Counties, Colo., to points in Union, Nassau, Clay, Hamilton, Leon, Gadsden, Sumter, Volusia, Brevard, St. Lucie, Martin, Highlands, Hendry, St. Johns, Putnam, Bradford, Liberty, Lafayette, Franklin, Lake, Pinellas, Indian River, Palm Beach, Dade, Lee, Hardee, Flagler, Baker, Jefferson, Wakulla, Dixie, Orange, Polk, Hillsboro, Collier, Sarasota, Glades, Levy, Alachua, Taylor, Suwannee, Columbia, Osceola, Seminole, Citrus, Broward, Manatee, DeSoto, Marion, Duval, Madison, Gilchrist, Pasco, Hernando, Monroe, Okeechobee, and Charlotte Counties, Fla., points in Georgia; Cumberland, Jessamine, Fayette, Lincoln, Taylor, Madison, Gerrard, Marion, Green, Wayne, Russell, Washington, Adair, Mercer, Pulaski, Boyle, Metcalfe, Rockcastle, Clinton, Woodford, Anderson, Monroe, Casey, Laurel, Owsley, Pike, Bell, Robertson, Morgan, Magoffin, Harrison, Carroll, Franklin, Boone, Lee, Jackson, Whitley, Breathitt, Powell, Menifee, Lewis, Wolfe, Carter, Gallatin, Bourbon, Leslie, Knott, Knox, Clay, Pendleton, Montgomery, Lawrence, Scott, Clark, Grant, Boyd, Letcher, Perry, Estill, Owen, Mason, Kenton, Rowan, Elliott, Greenup, Bracken, McCreary, Harlan, Floyd, Nicholas, Martin, Johnson, Campbell, Fleming, and Bath Counties, Ky.; Smith Overton, Wilson, DeKalb, Loudon, Fentress, Monroe, Roane, Bedford, Grainger, Knox, Union, Claiborne, Rutherford, Montgomery, Dickson, Davidson, McMinn, Franklin, Moore, Sequatchie, Cumberland, Hancock, Scott, Washington, Anderson, Roberton, Sumner, Jackson, Clay, Marion, Grundy, Morgan, Van Buren, Coffee, Hawkins, Sevier, Hamblen, Blount, Putnam, Trousdale, Macon, Cheatham, Marshall, Hamilton, Polk, Warren, Brauley, Jefferson, Sullivan, Greene, Campbell, Pickett, Williamson, Cannon, Meigs, Lincoln, Rhea, White, Bledsoe, Johnson, Unicoi, Cocke, and Carter Counties, Tenn., and points in North Carolina and South Carolina. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E99), 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 and organs*, uncrated; (1) from points in Hartford County, Conn., to points in Lamar, Walker, Colbert, Lauderdale, Pickens, Lawrence, Marion, Winston, Franklin, Tuscaloosa, Fayette, Choctaw, Escambia, Sumter, Monroe, Clarke, Greene, Hale, Baldwin, Conecuh, Butler, Lawndes, Marengo, Mobile, Perry, Dallas, Washington, and Wilcox Counties, Ala.; Holmes, Santa Rosa, Calhoun, Okaloosa, Escambia, Jackson, Gulf, Washington, Walton, and Bay Counties, Fla.; (2) from points in Tolland and Windham Counties, Conn., to points in Pickens, Lawrence, Fayette, Franklin, Lauderdale, Winston, Lamar, Marion, Walker, Tuscaloosa, Colbert, Choctaw, Greene, Monroe, Baldwin, Clarke, Hale, Perry, Butler, Conecuh, Lawndes, Sumter, Dallas, Marengo, Washington, Escambia, Mobile, and Wilcox Counties, Ala.; Escambia, Santa Rosa, Okaloosa, Washington, Holmes, Walton, Gulf, Calhoun, Jackson, and Bay Counties, Fla.; (3) from points in New London County, Conn., to points in Walker, Lauderdale, Colbert, Fayette, Lawrence, Franklin, Marion, Lamar, Pickens, Winston, Tuscaloosa, Butler, Monroe, Wilcox, Washington, Greene, Clarke, Dallas, Baldwin, Marengo, Lawndes, Perry, Choctaw, Conecuh, Escambia, Mobile, Hale, and Sumter Counties, Ala.; Okaloosa, Calhoun, Jackson, Santa Rosa, Holmes, Washington, Gulf, Walton, Escambia, and Bay Counties, Fla.; (4) from points in Litchfield County, Conn., to points in Walker, Pickens, Colbert, Fayette, Marion Tuscaloosa, Lawrence, Winston, Lamar, Franklin, Lauderdale, Perry, Clarke, Escambia, Sumber, Hale, Marengo, Wilcox, Baldwin, Monroe, Lawndes, Washington, Mobile, Conecuh, Greene, Choctaw, Dallas, and Butler Counties, Ala.; Okaloosa, Santa Rosa, Jackson, Gulf, Holmes, Escambia, Washington, Calhoun, Walton, and Bay Counties, Fla.; (5) from points in Fairfield, Middlesex, and New Haven Counties, Conn., to points in Tuscaloosa, Marion, Fayette, Walker, Pickens, Winston, Lamar, Lauderdale, Franklin, Lawrence, Colbert, Clarke, Hale, Perry, Baldwin, Conecuh, Wilcox, Marengo, Butler, Dallas, Sumter, Mobile, Escambia, Lawndes, Monroe, Greene, Washington, and Choctaw Counties, Ala.; Okaloosa, Santa Rosa, Jackson, Walton, Holmes, Escambia, Gulf, Bay, Washington, and Calhoun Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E100), 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 and organs*, uncrated; (1) from points in New Castle County, Del., to points in Winston, Fayette, Colbert, Marion, Franklin, Pickens, Lamar, Tuscaloosa, Lauderdale, Walker, Lawrence, Choctaw, Sumter, Wilcox, Mobile, Clarke, Dallas, Butler, Baldwin, Monroe, Escambia, Hale, Perry, Washington, Lawndes, Conecuh, Greene, and Marengo Counties, Ala.; Okaloosa, Calhoun, Jackson, Washington, Holmes, Walton, Gulf, Santa Rosa, Escambia, and Bay Counties, Fla.; (2) from points in Kent County, Del., to points in Choctaw, Clarke, Conecuh, Perry, Dallas, Escambia, Sumter, Washington, Wilcox, Greene, Hale, Lawndes, Marengo, Mobile, Butler, Monroe, and Baldwin Counties, Ala. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E101), 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 and organs*, uncrated, from the District of Columbia, to points in Choctaw, Clarke, Conecuh, Dallas, Escambia, Greene, Hale, Lowndes, Marengo, Mobile, Monroe, Perry, Sumter, Butler, Washington, Wilcox, and Baldwin Counties, Ala. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E102), 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 points in Alachua, Flagler, St. Johns, Baker, Levy, Union, Bradford, Clay, Marion, Nassau, Duval, and Putnam Counties, Fla., to points in Inyo, Fresno, Kings, Tulare, Santa Clara, Placer, Sacramento, Monterey, Colusa, Mariposa, Solano, Tuolumne, San Benito, Alameda, Contra Costa, Merced, San Joaquin, San Francisco, San Mateo, Alpin, Eldorado, Mono, Stanislaus, Sonoma, Yolo, Amador, Madera, Napa, Santa Cruz, Sutter, Calaveras Marin, Glenn, Trinity, Humboldt, Lake, Mendicino, Tehama, Butte, Shasta, Lassen, Sierra, Modo, Siskiyou, Nevada, Yuba, and Plumas Counties, Calif.; Jefferson, Park, Arapahoe, Douglas, Gilpin, Kit Carson, Washington, Jackson, Pitkin, Boulder, Eagle, Logan, Weld, Grand, Summit, Cedar Creek, Elbert, Morgan, Yuman, Lake, Teller, Chaffee, El Paso, Phillips, Larimer, Adams, Denver, Fremont, Sedgwick, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; Story, Mahaska, Polk, Hamilton, Clarke, Wayne, Warren, Madison, Grundy, Boone, Monroe, Poweshiek, Lucas, Greene, Appanoose, Marshall, Webster, Jasper, Decatur, Marion, Tama, Hardin, Dallas, Woodbury, O'Brien, Kossuth, Crawford, Buena Vista, Sioux, Osceola, Ida, Clay, Sac, Palo Alto, Humboldt, Cherokee, Pocahontas, Plymouth, Emmet, Carroll, Monona, Lyon, Dickinson, Calhoun, Taylor, Page, Fremont, Union, Montgomery, Cass, Shelby, Mills, Audubon, Ringgold, Harrison, Adams, Pottawatta, Guthrie, Adair, Howard, Hancock, Delaware, Buchanan, Winnebago, Mitchell, Clayton, Bremer, Winneshiek, Franklin, Chicasaw, Black Hawk, Worth, Floyd, Cerro Gordo, Allamakee, Wright, Fayette, and Butler Counties, Iowa; Pierce, Polk, Knox, Colfax, Antelope, Stanton, Vance, Dodge, Cedar, Platte, Wayne, Dixon, Butler, Thurston, Washington, Dakota, Burt, Merrick, Madison, Cuming, Boone, Rock, Hooker, Thomas, Grant, Brown, McPherson, Wheeler, Lawson, Garfield, Boyd, Loup, Keyapana, Holt, Custer, Blaine, Logan, Valley, Hall, Cherry, Arthur, Howard, Sherman, Greeley, Buffalo, Perkins, Kearney,

Furnas, Phelps, Hitchcock, Frontier, Redwillow, Hayes, Franklin, Lincoln, Harlan, Dundy, Keith, Gosper, Chase, Dawes, Box Butte, Sioux, Sheridan, Scotts Bluff, Cheyenne, Morrill, Banner, Kimball, Garden, and Deuel Counties, Nebr.; Esmeralda, Eureka, Lander, Nye, Churchill, Ormsby, Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, Mineral, Elko, and Whitepine Counties, Nev., and points in Utah and Wyoming;

(2) From points in Columbia, Hamilton, Madison, Dixie, Jefferson, Suwanee, Franklin, Lafayette, Taylor, Gadsden, Leon, Wakulla, Gilchrist, and Liberty Counties, Fla., to points in Mendicino, Lake, Humboldt, Glenn, Trinity, Tehama, Siskiyou, Sierra, Shasta, Plumas, Nevada, Modoc, Lassen, Butte, and Yuba Counties, Calif.; Rio Blanco, Moffat, Mesa, Garfield, and Routt Counties, Colo.; Poweshiek, Tama, Clarke, Madison, Grundy, Polk, Wayne, Boone, Lucas, Greene, Marshall, Warren, Appanoose, Jasper, Decatur, Monroe, Webster, Marion, Hardin, Storey, Dallas, Mahaska, Hamilton, Palo Alto, Woodbury, Buena Vista, Osceola, Plymouth, O'Brien, Pocahontas, Cherokee, Monona, Sac, Carroll, Lyon, Sioux, Kossuth, Ida, Clay, Humboldt, Emmet, Dickinson, Crawford, Mitchell, Buchanan, Hancock, Clayton, Winnebago, Bremer, Franklin, Chickasaw, Winneshiek, Black Hawk, Floyd, Cerro Gordo, Worth, Allamakee, Fayette, Butler, Wright, Howard, and Delaware Counties, Iowa; Vance, Washington, Knox, Colfax, Antelope, Wayne, Thurston, Dodge, Cedar, Polk, Pierce, Dixon, Butler, Platte, Marrick, Dakota, Burt, Stanton, Madison, Cuming, Boone, Thomas, Logan, Howard, Grant, Brown, Sherman, Lawson, Hooker, Garfield, Boyd, Rock, Keyapana, Holt, Custer, Blaine, McPherson, Valley, Hall, Cherry, Arthur, Loup, Wheeler, Greeley, Buffalo, Sioux, Sheridan, Dawes, Box Butte, Garden, Deuel, Cheyenne, Banner, Scotts Bluff, Morrill, and Kimball Counties, Nebr.; Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, Mineral, Churchill, Ormsby, Elk, and Whitepine Counties, Nev.; Weber, Cache, Summit, Davis, Tooele, Morgan, Utah, Rich, Wasatch, Box Elder, Salt Lake, Juab, Sevier, Kane, Wayne, Millard, Piute, Garfield, and Sanpete Counties, Utah, and points in Wyoming;

(3) From points in Bay, Jackson, Calhoun, Okaloosa, Escambia, Santa Rosa, Gulf, Washington, Holmes, and Walton Counties, Fla., to points in Mendicino, Lake, Humboldt, Glenn, Tehama, Trinity, Nevada, Yuba, Modoc, Siskiyou, Lassen, Sierra, Butte, Shasta, and Plumas Counties, Calif.; Lucas, Polk, Storey, Boone, Grundy, Madison, Monroe, Wayne, Appanoose, Decatur, Mahaska, Marshall, Webster, Jasper, Greene, Marion, Warren, Dallas, Hardin, Poweshiek, Tama, Clarke, Hamilton, Kossuth, Plymouth, Lyon, Ida, Clay, Monona, Pocahontas, Cherokee, Humboldt, O'Brien, Sac, Carroll, Emmet, Osceola, Sioux, Calhoun, Dickinson, Palo Alto, Woodbury, Buena Vista, Crawford, Mitchell, Wright, Bremer, Clayton, Winnebago, Hancock, Black Hawk, Chicasaw, Franklin, Howard, Allamakee, Butler, Winneshiek, Floyd, Fayette, Cerro Gordo, Worth, Buchanan, and Delaware Counties, Iowa; Polk, Platte, Stanton, Dodge, Burt, Pierce, Wayne, Colfax, Dixon, Madison, Merrick, Cedar, Dakota, Washington, Thurston, Boone, Cuming, Knox, Vance, Antelope, Butler, Sioux, Sheridan, Dawes, and Box Butte Counties, Nebr.; Pershings, Douglas, Storey, Humboldt, Washoe, Lyon, Ormsby, Churchill, Mineral, and Whitepine Counties, Nev.; Weber, Utah, Morgan, Wasatch, Tooele, Davis, Summit, Cache, Salt Lake, Box Elder, and Rich Counties, Utah; Yellowstone National Park, Teton, Park, Natrona, Hot Spring, Fremont, Johnson, Crook, Campbell, Big Horn, Weston, Washakie, Sheridan, Uinta, Sweetwater, Sublette, and Lincoln Counties, Wyo.;

(3) From points in Brevard, Lake, Polk, Citrus, Orange, Seminole, Hernando, Osceola, Sumter, Hillsboro, Pasco, Volusia, Indian River, and Pinellas Counties, Fla., to points in Fresno, Kings, Tulare, Inyo, Tuolumne, Sonoma, Santa Clara, Mono, Amador, Madera, Yolo, Sutter, San Mateo, Monterey, Calaveras, Marin, Solano, San Joaquin, Stanislaus, Napa, Colusa, Mariposa, San Francisco, Santa Cruz, Placer, Alameda, Contra Costa, San Benito, Sacramento, Merced, Alpine, Eldorado, Glenn, Lake, Mendicino, Tehama, Trinity, Humboldt, Lassen, Sierra, Modoc, Siskiyou, Nevada, Yuba, Plumas, Butte, and Shasta Counties, Calif., Teller, Pitkin, Jackson, Chaffee, El Paso, Jefferson, Summit, Adams, Denver, Lake, Fremont, Arapahoe, Douglas, Larimer, Gilpin, Boulder, Eagle, Park, Grand, Cedar Creek, Elbert, Phillips, Morgan, Logan, Kit Carson, Yuma, Weld, Washington, Sedgwick, Rio Blanco, Moffat, Mesa, Garfield, and Routt Counties, Colo.; Warren, Storey, Clarke Madison, Grundy, Wayne, Marshall, Boone, Lucas, Greene, Tama, Monroe, Appanoose, Jasper, Decatur, Webster, Polk, Marion, Hardin, Poweshiek, Dallas, Mahaska, Hamilton, Osceola, Sioux, Buena Vista, Ida, Clay, Palo Alto, Woodbury, O'Brien, Humboldt, Plymouth, Cherokee, Monona, Emmet, Pocahontas, Carroll, Lyon, Dickinson, Sac, Calhoun, Kossuth, Crawford, Union, Taylor, Montgomery, Cass, Shelby, Mills, Audubon, Ringgold, Harrison, Adams, Pottawatta, Guthrie, Adair, Page, Fremont, Mitchell, Floyd, Black Hawk, Chickasaw, Worth, Franklin, Bremer, Clayton, Winnebago, Hancock, Buchanan, Delaware, Winneshiek, Howard, Butler, Fayette, Wright, Allamakee, and Cerro Gordo Counties, Iowa; Platte, Washington, Pierce, Cedar, Dodge, Polk, Wayne, Antelope, Colfax, Thurston, Madison, Burt, Dakota, Stanton, Merrick, Butler, Dixon, Thomas, Logan, Hall, Blaine, Custer, Sherman, Lawson, Holt, Boyd, Garfield, Rock, Keyapana, Hooker, Brown, Grant, McPherson, Wheeler, Howard, Buffalo, Greeley, Loup, Valley, Arthur, Cherry, Redwillow, Chase, Gosper, Keith, Dundy, Harlan, Lincoln, Franklin, Hayes, Perkins, Frontier, Hitchcock, Phelps, Furnas, Kearney, Sioux, Sheridan, Dawes, Box Butte, Garden, Deuel, Cheyenne, Banner, Scott Bluff, Morrill, and Kimball Counties, Nebr.; Eureka, Lander, Nye, Esmeralda, Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, Mineral, Churchill, Ormsby, and Whitepine Counties, Nev.; Box Elder, David, Tooele, Morgan, Utah, Rich, Wasatch, Salt Lake, Weber, Cache, Summit, Daggett, Uimtah, Duchesme, Emery, Grand, Carbon, San Juan, Juab, Sevier, Kane, Wayne, Millard, Piute, Garfield, and Sanpete Counties, Utah, and points in Wyoming;

(4) From points in Broward, Palm Beach, Collier, St. Lucie, Dade, Martin, and Monroe Counties, Fla.; Tulare, Kings, Fresno, Inyo, Sonoma, San Francisco, Santa Clara, Mariposa, Monterey, Eldorado, San Mateo, Stanislaus, Santa Cruz, Merced, Calaveras, Contra Costa, Tuolumne, Sutter, San Benito, Placer, Amador, Colusa, Yolo, Napa, Madera, Sacramento, Alpine, Solano, San Joaquin, Marin, Mono, Alameda, Mendicino, Trinity, Lake Tehama, Humboldt, Glenn, Yuba, Butte, Siskyou, Sierra, Nevada, Shasta, Modoc, Plumas, and Lassen Counties, Calif.; Fremont, Pitkin, Elbert, Boulder, Chaffee, Jefferson, Park, El Paso, Arapahoe, Grand, Lake, Eagle, Adams, Jackson, Gilpin, Teller, Gouglas, Larimer, Summit, Cedar Creek, Denver, Yuma, Weld, Phillips, Washington, Morgan, Sedgwick, Logan, Kit Carson, Rio Blanco, Moffatt, Routt, Mesa, and Garfield Counties, Colo.; Nye Lander, Eureka, Esmeralda, Storey, Churchill, Washoe, Pershing, Lyon, Ormsby, Humboldt, Mineral, Douglas, Whitepine, and Elko Counties, Nev.; points in Iowa, Nebraska, Utah, and Wyoming;

(5) From points in Charlotte, DeSoto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Sarasota, Fresno, Kings, Tulare, San Mateo, Santa Cruz, San Joaquin, Napa, Marin, Calaveras, Sacramento, Yolo, Merced, Solano, Mariposas, Colusa, Santa Clara, San Benito, Placer, Mono, Alameda, Contra Costa, Sonoma, Monterey, Sutter, El Dorado, Alpine, Tuolumne, Stanislaus, San Francisco, Mader, Amador, Humboldt, Lake, Mendicino, Tehama, Glenn, Trinity, Nevada, Lassen, Siskiyou, Modoc, Yuba, Plumas, Shasta, Butte, and Sierra Counties, Calif.; Fremont, Summit, Park, Arapahoe, Douglas, Gilpin, Larimer, Adams, Boulder, Pitkin, Grand, Eagle, Cedar Creek, Jefferson, Teller, Elbert, Chaffee, Lake, Jackson, El Paso, Denver, Phillips, Logan, Sedgwick, Morgan, Washington, Weld, Yuma, Kit Carson, Mesa, Moffat, Rio Blanco, Routt, and Garfield Counties, Colo.; Lucas, Poweshiek, Marion, Hardin, Dallas, Webster, Polk, Madison, Jasper, Greene, Wayne, Monroe, Tama, Appanoose, Grundy, Warren, Marshall, Decatur, Boone, Storey, Mahaska, Hamilton, Clarke, Monona, Pocahontas, Kossuth, Buena Vista, Crawford, O'Brien, Woodbury, Dickinson, Calhoun, Osceola, Sac, Emmet, Carroll, Palo Alto, Sioux, Humboldt, Cherokee, Plymouth, Lyon, Ida, Clay, Pottawatta, Harrison, Adams, Ringgold, Mills, Audubon, Shelby, Montgomery, Cass, Taylor, Page, Fremont, Union, Adair, Guthrie, Winneshiek, Howard,

Clayton, Bremer, Worth, Franklin, Delaware, Buchanan, Hancock, Wright, Fayette, Butler, Winnebago, Floyd, Allamakee, Cerro, Gordo, Mitchell, Chickasaw, and Black Hawk Counties, Iowa; points in Nebraska; Eureka, Lander, Nye, Esmeralda, Pershing, Douglas, Storey, Humboldt, Washoe, Lyon, Mineral, Churchill, Ormsby, Whitepine, and Elko Counties, Nev.; Weber, Box Elder, Salt Lake, Summit, Cache, Tooele, Davis, Utah, Morgan, Wasatch, Rich, Uimtah, Daggett, Duchesme, Emery, Grand, Carbon, San Juan, Garfield, Kane, Wayne, Millard, Piute, Sanpete, Juab, and Sevier Counties, Utah; and points in Wyoming. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E103), 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 points in Bartow, Douglas, Murray, Catoosa, Floyd, Paulding, Carroll, Gordon, Polk, Chattanooga, Haralson, Walker, Dade, Heard, and Whitfield Counties, Ga., to points in Fresno, Kings, Tulare, Inyo, San Joaquin, San Francisco, Stanislaus, Mariposa, Napa, Calaveras, Sutter, Sonoma, Santa Cruz, Madera, Placer, Colusa, Tuolumne, Sacramento, Solano, Merced, Alameda, Contra Costa, Yolo, Santa Clara, Eldorado, Mono, Alpine, San Mateo, San Benito, Marin, Monterey, Amador, Humboldt, Lake, Mendicino, Tehama, Glenn, Trinity, Sierra, Lassen, Yuba, Modoc, Nevada, Siskiyou, Plumas, Butte, and Shasta Counties, Calif.; Washington, Logan, Morgan, Phillips, Yuma, Sedgwick, Kit Carson, Weld, Rio Blanco, Moffat, Mesa, Garfield, and Routt Counties, Colo.; points in Idaho; Tama, Poweshiek, Greene, Boone, Madison, Warren, Storey, Hamilton, Appanoose, Lucas, Wayne, Monroe, Decatur, Marshall, Jasper, Webster, Hardin, Dallas, Marion, Polk, Grundy, Clarke, Mahaska, Sioux, Plymouth, Clay, Osceola, Ida, Woodbury, Humboldt, Cherokee, O'Brien, Pocahontas, Crawford, Carroll, Monona, Sac, Dickinson, Calhoun, Lyon, Palo Alto, Emmet, Buena Vista, Kossuth, Winnebago, Cerro Gordo, Bremer, Hancock, Wright, Chickasaw, Black Hawk, Franklin, Worth, Clayton, Allamakee, Floyd, Winneshiek, Butler, Mitchell, Fayette, Delaware, Buchanan, and Howard Counties, Iowa; Polk, Stanton, Knox, Boone, Cuming, Wayne, Antelope, Madison, Burt, Washington, Dodge, Merrick, Butler, Vance, Dixon, Pierce, Cedar, Thurston, Dakota, Platte, Colfax, Thomas, Logan, Garfield, Hooker, Boyd, Sherman, Lawson, Custer, Howard, Buffalo, Rock, Wheeler, Cherry, Keyapana, Grant, McPherson, Valley, Hall, Arthur, Greeley, Loup, Brown, Holt, Blaine, Dawes, Sheridan, Sioux, Box Butte, Scott Bluff, Cheyenne, Deuel, Garden, Kimball, Banner, and Morrill Counties, Nebr.; Eureka, Lander, Nye, Esmeralda, Pershing, Washoe, Storey, Churchill, Douglas, Humboldt, Lyon, Mineral, Ormsby, Whitepine, and Elko Counties, Nev.; points in Minnesota, Montana, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming;

(2) From points in Banks, Barrow, Butts, Cherokee, Clarke, Clayton, Cobb, Coweta, Dawson, DeKalb, Elbert, Fannin, Fayette, Forsyth, Franklin, Fulton, Gilmer, Gwinnett, Habersham, Hart, Hall, Henry, Jackson, Jasper, Lumpkin, Madison, Morgan, Newton, Oconee, Pickens, Rabun, Rockdale, Spaulding, Stephens, Towns, Union, Walton, and White Counties, Ga., to points in Kit Carson, Washington, Logan, Weld, Morgan, Phillips, Yuma, Sedgwick, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; Clark Jerome, Franklin, Madison, Fremont, Minidoka, Jefferson, Oneida, Lincoln, Power, Bannock, Butte, Bear Lake, Caribou, Bingham, Cassia, Blaine, and Bonneville Counties, Idaho; Appanoose, Marion, Storey, Jasper, Marshall, Warren, Lucas, Monroe, Tama, Madison, Polk, Wayne, Mahaska, Poweshiek, Webster, Boone, Grundy, Clarke, Hamilton, Dallas, Hardin, Decator, Greene, Humboldt, O'Brien, Sac, Ida, Osceloa, Sioux, Kossuth, Palo Alto, Woodbury, Lyon, Plymouth, Monona, Pocahontas, Buena Vista, Crawford, Calhoun, Dickinson, Carroll, Emmet, Cherokee, Clay, Delaware, Howard, Wright, Fayette, Winnebago, Floyd, Mitchell, Franklin, Winneshiek, Hancock, Worth, Allamakee, Cerro Gordo, Black Hawk, Chickasaw, Bremer, Clayton, Buchanan, and Butler Counties, Iowa; Dodge, Merrick, Vance, Dixon, Polk, Wayne, Knox, Platte, Washington, Madison, Stanton, Pierce, Thurston, Antelope, Colfax, Boone, Cuming, Burt, Dakota, Butler, Cedar, Greeley, Hooker, McPherson, Wheeler, Grant, Keyapana, Sherman, Hall, Lawson, Rock, Holt, Logan, Thomas, Howard, Loup, Valley, Arthur, Cherry, Blaine, Custer, Boyd, Garfield, Brown, Buffalo, Box Butte, Dawes, Sheridan, Sioux, Kimball, Garden, Deuel, Scot Bluff, Cheyenne, Morrill, and Banner Counties, Nebr.; and points in Minnesota, Montana, North Dakota, South Dakota, and Wyoming; (3) from points in Baldwin, Greene, Laurens, Richmond, Wilkes, Burke, Hancock, Lincoln, Taliaferro, Wilkinson, Columbia, Jefferson, McDuffie, Treutlen, Emanuel, Jenkins, Oglethorpe, Warren, Glascock, Johnson, Putnam, and Washington Counties, Ga., to points in Hood River, Jefferson, Crook, Sherman, DeSchutes, Wasco, Gilliam, Wheeler, Malheur, Harney, Klamath, Lake, Umatilla, Union, Baker, Wallowa, Grant, and Morrow Counties, Oreg., and points in Washington;

(4) From points in Bryan, Evans, Bullock, Liberty, Candler, Screven, Chatham and Effingham Counties, Ga., to points in Tulare, Inyo, Fresno, Kings, San Mateo, Sutter, Marin, Sacramento Alameda Centra Costa, Tuolumne, San Joaquin, Mariposa, Solano, Alpine, Eldorado, Yolo, Placer, Merced, Sonoma, Amador, Madera, Santa Clara, San Benito, Mono, Napa, Calavaras, Stanislaus, San Francisco, Monterey, Santa Cruz, Colusa, Glenn, Trinity, Humboldt, Lake, Mendicino, Tehama, Yuba, Plumas, Butte, Shasta, Lassen, Sierra, Modoc, Siskiyou, and Nevada Counties, Calif.; El Paso, Jefferson, Park, Boulder, Eagle, Fremont, Teller, Pitkin, Cedar Creek, Gilpin, Lake, Summit, Chaffee, Grand, Larimer, Adams, Denver, Jackson, Elbert, Arapahoe, Douglas, Kit Carson, Washington, Logan, Weld, Morgan, Yuma, Phillips, Sedgwick, Garfield, Mesa, Moffat, Rio Blanco, and Routt Counties, Colo.; points in Idaho; Hardin, Wayne, Polk, Appanoose, Greene, Jasper, Mahaska, Poweshiek, Boone, Grundy, Lucas, Marion, Storey, Clarke, Hamilton, Madison, Marshall, Tama, Dallas, Webster, Monroe, Warren, Decatur, O'Brien, Sioux, Kossuth, Carroll, Emmet, Plymouth, Woodbury, Ida, Cherokee, Pocahontas, Osceola, Humboldt, Clay, Sac, Monona, Buena Vista, Crawford, Palo Alto, Lyon, Calhoun, Dickinson, Pottawatta, Union, Ringgold, Shelby, Page, Taylor, Cass, Montgomery, Fremont, Adair, Guthrie, Admas, Harrison, Audubon, Mills, Winnebago, Howard, Worth, Butler, Mitchell, Hancock, Allamakee, Cerro Gordo, Winneshiek, Franklin, Black Hawk, Chickasaw, Delaware, Floyd, Bremer, Clayton, Fayette, Wright, and Buchanan Counties, Iowa; points in Minnesota and Montana; Polk, Merrick, Dodge, Burt, Dakota, Platte, Madison, Dixon, Butler, Vance, Knox, Stanton, Cedar, Thurston, Wayne, Antelope, Colfax, Pierce Washington, Boone, Cuming, Logan, Loup, Keyapana, Holt, Buffalo, Howard, Hooker, Greeley, Arthur, Cherry, Thomas, McPherson, Sherman, Blaine, Custer, Valley, Grant, Lawson, Boyd, Garfield, Wheeler, Rock, Hall, Brown, Perkins, Redwillow, Frontier, Hitchcock, Kearney, Furnas, Lincoln, Chase, Gosper, Keith, Dundy, Harlan, Phelps, Franklin, Hayes, Box Butte, Dawes, Sheridan, Sioux, Banner, Morrill, Cheyenne, Scott Bluffs, Deuel, Garden, and Kimball Counties, Nebr.; Esmeralda, Eureka, Lander, Nye, Washoe, Mineral, Churchill, Ormsby, Douglas, Pershing, Humboldt, Storey, Lyon, Elko, and Whitepine Counties, Nev.; and points in North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming;

(5) From points in Appling, Glynn, Pierce, Ware, Bacon, Jeff Davis, Tattnall, Wheeler, Brantley, Long, ToWare, Camden, McIntosh, Toombs, Charlton, Montgomery, and Wayne Counties, Ga., to points in Kings, Fresno, Inyo, Tulare, Santa Clara, Stanislaus, San Francisco, Colusa, San Benito, Contra Costa, Tuolumne, San Joaquin, Merced, Calaveras, Placer, Eldorado, Yolo, San Mateo, Mariposa, Amador, Napa, Alameda, Santa Cruz, Solano, Marin, Alpine, Monterey, Sonoma, Sutter, Madera, Sacramento, Mono, Lake, Humboldt, Trinity, Glenn, Tehama, Mendicino, Siskiyou, Modoc, Sierra, Lassen, Shasta, Butte, Plumas, Nevah, and Yuba Counties, Calif.; Summit, Douglas, Arapahoe, Jackson, Elbert, Pitkin, Denver, Adams, Grand, Park, Chaffee, Larimer, Gilpin, Teller, Cedar Creek, Lake, El Paso, Eagle Boulder, Jefferson, Fremont, Morgan, Yuma,

Logan, Weld, Washington, Kit Carson, Sedgwick, Phillips, Moffat, Mesa, Garfield, Routt, and Rio Blanco Counties, Colo.; points in Idaho; Warren, Wayne, Dallas, Monroe, Jasper, Tama, Hamilton, Clarke, Marshall, Lucas, Storey, Grundy, Boone, Marion, Hardin, Poweshiek, Greene, Appanoose, Madison, Webster, Decatur, Polk, Mahaska, Pocahontas, Dickinson, Sac, Crawford, Sioux, Clay, Woodbury, Cherokee, Emmet, Carroll, Calhoun, O'Brien, Humboldt, Buena Vista, Lyon, Plymouth, Monona, Palo Alto, Kossuth, Osceola, Ida, Mills, Audubon, Union, Pottawatta, Harrison, Adams, Taylor, Montgomery, Guthrie, Adair, Shelby, Fremont, Ringgold, Cass, Page, Worth, Butler, Winneshiek, Hancock, Wright, Buchanan, Winnebago, Fayette, Clayton, Bremer, Mitchell, Floyd, Chickasaw, Black Hawk, Howard, Delaware, Cerro Gordo, Allamakee, and Franklin Counties; points in Minnesota and Montana; Vance, Dakota, Boone, Pierce, Colfax, Wayne, Cuming, Antelope, Merrick, Thurston, Cedar, Stanton, Madison, Washington, Butler, Polk, Dodge, Knox, Burt, Platte, Dixon, McPherson, Sherman, Thomas, Valley, Wheeler, Rock, Buffalo, Logan, Holt, Loup, Brown, Lawson, Greeley, Garfield, Boyd, Keyapana, Hall, Custer, Blaine, Howard, Grant, Cherry, Arthur, Hooker, Hayes, Franklin, Redwillow, Kearney, Harlan, Dundy, Phelps, Hitchcock, Gosper, Chase, Perkins, Furnas, Lincoln, Frontier, Keith, Sheridan, Dawes, Box Butte, Sioux, Deuel, Scott Bluffs, Cheyenne, Morrill, Banner, Kimball, and Garden Counties, Nebr.; Lander, Eureka, Esmeralda, Nye, Storey, Humboldt, Pershing, Douglas, Ormsby, Churchill, Mineral, Lyon, Whitepine, and Elko Counties, Nev.; and points in North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming;

(6) From points in Atkinson, Bleckley, Clinch, Crisp, Early, Irwin, Lowndes, Mitchell, Pulaski, Stewart, Terrell, Twiggs, Baker, Brooks, Coffee, Decatur, Echols, Jones, Macon, Monroe, Quitman, Sumter, Thomas, Upson, Ben Hill, Calhoun, Colquitt, Dodge, Grady, Lamar, Marion, Muscogee, Randolph, Taylor, Tift, Webster, Berrien, Chattahoo, Cook, Dooly, Harris, Lanier, Meriwether, Peach, Schley, Talbot, Troup, Wilcox, Bibb, Clay, Crawford, Doughtery, Houston, Lee, Miller, Pike, Seminole, Telfair, Turner, and Worth Counties, Ga., to points in Amador, Madera, Monterey, San Francisco, Solano, Yolo, Calaveras, Marin, Napa, San Joaquin, Sonoma, Colusa, Mariposa, Placer, San Mateo, Sutter, Contra Costa, Merced, San Benito, Santa Clara, Stanislaus, Alpine, Eldorado, Mono, Sacramento, Santa Cruz, Tuolumne, Glenn, Lake, Humboldt, Mendicino, Tehama, Trinity, Plumas, Butte, Shasta, Modoc, Sierra, Nevada, Siskiyou, Lassen, and Yuba Counties, Calif.; Weld, Phillips, Sedgwick, Morgan, Yuma, Washington, Logan, Kit Carson, Rio Blanco, Moffat, Routt, Mesa, and Garfield Counties, Colo.; Storey, Marshall, Jasper, Dallas, Webster, Poweshiek, Lucas, Hamilton, Clark, Warren, Polk, Madison, Grundy, Boone, Wayne, Monroe, Mahaska, Greene, Appanoose, Tama, Marion, Hardin, Decatur, Sac, O'Brien, Humboldt, Cherokee, Pocahontas, Kossuth, Emmet, Carroll, Woodbury, Plymouth, Monona, Clay, Calhoun, Palo Alto, Lyon, Dickinson, Buena Vista, Sioux, Osceola, Ida, Crawford, Wright, Mitchell, Fayette, Buchanan, Worth, Franklin, Clayton, Bremer, Winneshiek, Hancock, Cerro Gordo, Black Hawk, Winnebago, Floyd, Chickasaw, Allamakee, Howard, Delaware, Butler, Union, Page, Cass, Pottawatta, Mills, Audubon, Ringgold, Fremont, Adams, Shelby, Guthrie, Adair, Taylor, Montgomery, and Harrison Counties, Iowa; Vance, Thurston, Wayne, Stanton, Polk, Washington, Platte, Pierce, Dixon, Butler, Knox, Dakota, Burt, Madison, Cedar, Boone, Merrick, Cuming, Antelope, Dodge, Colfax, Wheeler, McPherson, Keyapana, Greeley, Brown, Valley, Loup, Hooker, Garfield, Boyd, Sherman, Logan, Hall, Buffalo, Elaine, Thomas, Lawson, Holt, Cherry, Arthur, Rock, Howard, Grant, Custer, Sioux, Sheridan, Dawes, Box Butte, Banner, Cheyenne, Deuel, Garden, Kimball, Morrill, and Scott Bluff Counties, Nebr.; Douglas, Pershing, Humboldt, Washoe, Mineral, Storey, Lyon, Churchill, Ormsby, and Whitepine Counties, Nev.; Box Elder, Davis, Tooele, Morgan, Utah, Salt Lake, Wasatch, Rich, Weber, Cache, Summit, Daggett, Uimtah, Duchesne, Emery, Grand, Carbon, San Juan, Juab, Sevier, Kane, Wayne, Millard, Piute, Garfield, and Sanpete Countries, Utah; and points in Washington, Wyoming, North Dakota, Oregon, South Dakota, Minnesota, Montana, and Idaho. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E104), 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 points in Bonneville, Bannock, Bear Lake, Bingham, Blaine, Butte, Caribou, Cassia, Clark, Franklin, Fremont, Jefferson, Jerome, Lincoln, Madison, Minidoka, Oneida, and Power Counties, Idaho, to points in Tippah, Yalobusha, Choctaw, Lee, Panola, Tishoningo, Alcorn, Clay, Lowndes, Pontotoc, Tunila, Benton, Desoto, Marshall, Prentiss, Union, Calhoun, Itawamba, Monroe, Tate, Webster, Chickasaw, Lafayette, Oktibbeha, George, Jones, Stone, Forrest, Greene, Lamar, Wayne, Hancock, Pearl River, Harrison, Perry, Jackson, and Covington Counties, Miss.; Wilson, Putnam, Trousdale, Cannon, Jackson, Robertson, Clay, Cheatham, Montgomery, Rutherford, Davidson, DeKalb, Overton, Smith, Dickson, Macon, Pickett, Sumner, Williamson, Polk, Warren, Marshall, Meigs, Cumberland, Rhea, White, Moore, Monroe, Fentress, Roane, Loudon, Morgan, Bledsoe, Franklin, Sequatchie, McMinn, Lincoln, Bradley, Grundy, Van Buren, Marion, Bedford, Coffee, Hamilton, Union, Knox, Campbell, Hamblen, Washington, Scott, Carter, Hancock, Jefferson, Unicoi, Claiborne, Hawkins, Sullivan, Anderson, Cocke, Johnson, Greene, Blount, Grainger, Sevier, Decatur, Stewart, Houston, Perry, Giles, Weakley, Benton, Humphreys, Hardin, Wayne, Lawrence, Maury, Henderson, Henry, Carroll, Lewis, and Hickman Counties, Tenn.; (2) from points in Canyon, Lemhi, Washington, Ada, Custer, Owyhee, Adams, Elmore, Fayette, Boise, Gem, Twin Falls, Camas, Gooding, and Valley Counties, Idaho, to points in Yazoo, Sharkey, Bolivar, Humphreys, Issaquena, Sunflower, Carroll, Leflore, Talahatchi, Coahoma, Montgomery, Warren, Grenada, Quitman, Washington, Holmes, Tippah, Pontotoc, Oktibbeha, Chickasaw, Lafayette, Tishomingo, Yalobusha, Panola, Choctaw, Lee, Tunila, Prentiss, Alcorn, Clay, Lowndes, Union, Tate, Benton, DeSoto, Marshall, Webster, Monroe, Calhoun, Itawamba, Simpson, Clarke, Lauderdale, Noxubee, Smith, Copiah, Leake, Rankin, Winston, Hinds, Madison, Scott, Attala, Jasper, Neshoba, Clairborne, Kemper, Newton, Covington, Harrison, Perry, Forrest, Jackson, Stone, George, Jones, Wayne, Greene, Lamar, Hancock, and Pearl River Counties, Miss.; and points in Tennessee;

(3) From points in Clearwater, Nez Perce, Idaho, Shoshone, Benewah, Kootenai, Boundary, Latah, Booner, and Lewis Counties, Idaho, to points in Quachita, Dallas, Ashley, Union, Columbia, Cleveland, Lincoln, Chicot, Desha, Calhoun, Drew, Bradley, White, Pulaski, Grant, Arkansas, Perry, Prairie, Garland, Lonoke, Monroe, Lee, Faulkner, Saline, Jefferson, Conway, Phillips, Hot Springs, Cleburne, Poinsett, Sharp, Fulton, Clay, Randolph, Stone, Cross, Baxter, Lawrence, Woodruff, Crittendon, Jackson, St. Francis, Izard, Greene, Mississippi, Independence, and Craighead Counties, Ark.; Muscatine, Jones, Louisa, Des Moines, Jackson, Van Buren, Wapello, Jefferson, Davis, Scott, Keokuk, Henry, Clinton, Washington, Lee, Iowa, Cedar, Johnson, Linn, Dubuque, and Benton Counties, Iowa; St. Charles, St. Mary, Washington, Orleans, E. Felician, St. Helena, St. Tammany, West Baton Rouge, Lafourche, East Baton Rouge, St. James, Tangipahoa, W. Felician, Jefferson, Assumption, St. John The Baptist, St. Bernard, Pointe Coupee, Iberville, Ascension, St. Martin, Terrebonne, Plaquemine, Iberia, Livingston, W. Carroll, Morehouse, E. Carroll, Winn, Madison, Caldwell, Union, Lincoln, Richland, Tensas, Jackson, Ouachita, Franklin, Evangeline, Rapids, Concordia, St. Landry, Catahoula, LaSalle, Avoyelles, Grant, and Vernon Counties, La.; and points in Mississippi and Tennessee. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E105), 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*, crated; (1) from points in Appanoose, Grundy, Lucas, Monroe, War-

ren, Boone, Greene, Madison, Poweshiek, Wayne, Clarke, Hardin, Mahaska, Polk, Webster, Dallas, Hamilton, Marion, Storey, Decatur, Jasper, Marshall, and Tama Counties, Iowa to points in DeKalb, Madison, Limestone, Jackson, Morgan, Marshall, Dale, Crenshaw, Barbour, Covington, Coffee, Bullock, Houston, Pike, Henry, Russell, Geneva, Montgomery, Macon, Baldwin, Butler, Dallas, Marengo, Washington, Rockcastle, Adair, Clinton, Jessamine, Metcalfe, Escambia, Mobile, Wilcox, Russell, Woodford, Cumberland, Lincoln, Monroe, Choctaw, Greene, Monroe, Taylor, Anderson, Fayette, Madison, Pulaski, Clarke, Hale, Perry, Washington, Boyle, Gerrard, Marion, Conecuh, Lawndes, Sumter, Wayne, Casey, Green, and Mercer Counties, Ala.; Perry, Floyd, Laurel, Owsley, Pike, Bell, Harlan, Lee, Whitley, Breathitt, Jackson, Leslie, Clay, Knott, Letcher, Estill, Knox, McCreary, Robertson, Pendleton, Owen, Boone, Lewis, Kenton, Elliott, Rowan, Menifee, Campbell, Bath, Lawrence, Grant, Carter, Scott, Montgomery, Bracken, Mason, Greenup, Franklin, Clark, Wolfe, Morgan, Boyd, Magoffin, Harrison, Gallatin, Carroll, Powell, Nicholas, Bourbon, Martin, Johnson, and Fleming Counties, Ky.; Warren, Bradley, Sequatchie, Moore, Loudon, White, Bledsoe, Rhea, Morgan, Lincoln, Fentress, Bedford, Polk, Marshall, Hamilton, Cumberland, Van Buren, Meigs, McMinn, Grundy, Coffee, Roane, Monroe, Marion, Franklin, Cocke, Union, Knox, Hamblen, Claiborne, Anderson, Sullivan, Johnson, Greene, Carter, Unicoi, Jefferson, Grainger, Campbell, Sevier, Hawkins, Blount, Washington, Scott, and Hancock Counties, Tenn.; and points in Virginia, North Carolina, South Carolina, Florida, and Georgia;

(2) from points in Buena Vista, Crawford, Kossuth, Palo Alto, Woodbury, Carroll, Dickinson, Lyon, Plymouth, Calhoun, Emmet, Monona, Pocahontas, Cherokee, Humboldt, O'Brien, Sac, Clay, Ida, Osecola, and Sioux Counties, Iowa, to points in Union, Clay, Lowndes, Pontotoc, Tunila, Webster, DeSoto, Marshall, Prentiss, Alcorn, Yalobusha, Itawamba, Monroe, Tate, Benton, Chickasaw, Lafayette, Oktibbeha, Tippah, Calhoun, Choctaw, Lee, Panola, Tishomingo, Greene, Lamar, Hancock, Pearl River, Harrison, Perry, Jackson, Stone, Jones, Wayne, Covington, Forrest, and George Counties, Miss.; Williamson, Robertson, Macon, Clay, Wilson, Sumner, Putnam, Jackson, Cheatham, Trousdale, Pickett, Dickson, Cannon, Smith, Overton, DeKalb, Rutherford, Montgomery, Davidson, Sequatchie, Morgan, McMinn Franklin, Bledsoe, Van Buren, Polk, Loudon, Fentress, Bedford, Warren, Meigs, Lincoln, Cumberland, Roane, White, Marshall, Hamilton, Coffee, Moore, Rhea, Marion, Grundy, Bradley, Monroe, Unicoi, Johnson, Greene, Campbell, Union, Sullivan, Jefferson, Grainger, Blount, Sevier, Hawkins, Cocke, Anderson, Scott, Hancock, Claiborne, Knox, Hamblen, Carter, Washington, Maury, Wayne, Lewis, Weakely, Lawrence, Stewart, Humphreys, Perry, Houston, Hickman, Decatur, Henry, Carroll, Henderson, Benton, Hardin, and Giles Counties, Tenn.; points in Virginia, North Carolina, South Carolina, Alabama, Florida, Georgia, and Kentucky;

(3) From points in Adair, Guthrie, Pottawatta, Adams, Harrison, Ringgold, Audubon, Mills, Shelby, Cass, Montgomery, Taylor, Fremont, Page, and Union Counties, Iowa, to points in Clay, Union, Baker, Marion, Bradford, Nassau, Duval, Putnam, Flagler, St. Johns, Alachua, Levy, Orange, Seminole, Citrus, Osceola, Sumter, Hernando, Paso, Volusia, Hillsboro, Pinellas, Indian River, Polk, Brevard, Lake, Collier, St. Lucie, Dade, Martin, Monroe, Broward, Palm Beach, Manatee, DeSoto, Lee, Glades, Okeechobee, Hardee, Sarasota, Hendry, Charlotte, and Highlands Counties, Fla.; Treutlen, Washington, Johnson, Putnam, Glascock, Wilkinson, Warren, Laurens, Baldwin, Greene, Wilkes, Hancock, Lincoln, Burke, Richmond, Jefferson, McDuffie, Columbia, Taliaferro, Jenkins, Oglethorpe, Emanuel, Screven, Bullock, Liberty, Candler, Chatham, Effingham, Bryan, Evans, Wayne, Montgomery, Ware, Charlton, Wheeler, Pierce, Appling, Glynn, Jeff Davis, Tattnall, Bacon, Long, Toombs, Brantley, McIntosh, Toware, Camden, Dooly, Harris, Lanier, Meriwether, Peach, Schley, Taylor, Troup, Wilcox, Breckley, Clinch, Baker, Dougherty, Houston, Lee, Miller, Pike, Seminole, Telfair, Turner, Worth, Brooks, Colquitt, Ben Hill, Early, Irwin, Lowndes, Mitchell, Pulaski, Stewart, Terrell, Twiggs, Crisp, Calhoun, Cook, Berrien, Echols, Jones, Macon, Monroe, Quitman, Sumter, Thomas, Upson, Decatur, Chattahoo, Crawford, Bibb, Grady, Lamar, Marion, Muscogee, Randolph, Talbot, Tift, Webster, Dodge, Clay, Atkinson, and Coffee Counties, Ga.; Washington, Rockcastle, Green, Mercer, Casey, Wayne, Russell, Jessamine, Metcalfe, Clinton, Woodford, Taylor, Lincoln, Adair, Cumberland, Monroe, Fayette, Madison, Anderson, Pulaski, Gerrard, Marion, Boyle, Perry, Knox, McCreary, Floyd, Pike, Laurel, Owsley, Harlan, Whitley, Lee, Breathitt, Jackson, Knott, Leslie, Clay, Bell, Letcher, Estill, Pendleton, Powell, Robertson, Menifee, Montgomery, Morgan, Johnson, Nicholas, Carter, Gallatin, Bourbon, Rowan, Kenton, Magoffin, Clark, Grant, Boyd, Scott, Lawrence, Martin, Elliott, Greenup, Bracken, Wolfe, Lewis, Mason, Fleming, Bath, Campbell, Harrison, Owen, Carroll, Franklin, and Boone Counties, Ky.; Sevier, Greene, Jefferson, Blount, Sullivan, Grainger, Johnson, Campbell, Unicoi, Hamblen, Knox, Carter, Union, Hancock, Scott, Claiborne, Washington, Hawkins, Anderson, and Cocke Counties, Tenn.; and points in Virginia, North Carolina, and South Carolina;

(4) From points in Allamakee, Cerro, Godo, Floyd, Winnebago, Black Hawk, Chickasaw, Franklin, Winneshiek, Bremer, Clayton, Hancock, Worth, Butler, Delaware, Howard, Wright, Buchanan, Fayette, and Mitchell Counties, Iowa, to points in Quachita, Columbia, Ashley, Lincoln, Cleveland, Drew, Chicot, Dallas, Calhoun, Union, Desha, Bradley, Monroe, Grant, Arkansas, Pulaski, Lonoke, Garland, Prairie, Lee, Faulkner, Phillips, Hot Springs, Conway, White, Perry, Jefferson, Cleburne, Saline, Lawrence, Cross, Baxter, Randolph, Jackson, Crittendon, St. Francis, Izard, Greene, Woodruff, Pointsett, Independence, Craighead, Stone, Mississippi, Fulton, Clay, and Sharp Counties, Ark.; Esmeralda, Nye, Lander, Eureka, Clark, and Lincoln Counties, Nev.; Ormsby, Churchhill, Mineral, Washoe, Lyon, Storey, Humboldt, Pershings, Douglas, Catron, Socorro, Otero, Hidalgo, Sierra, Grant, Luna, and Dona Ana Counties, N. Mex.; Coos, Josephine, Jackson, Douglas, Curry, Sherman, Crook, Jefferson, Hood River, Wasco, Gilliam, Wheeler, DeSchutes, Harney, Lake, Malheur, and Klamath Counties, Oreg.; Wood, San Augustine, Red River, Morris, Delta, Camp, Hopkins, Freestone, Kaufman, Sabine, Lamar, Upshur, Collin, Bowie, Henderson, Franklin, Smith, Rusk, Rains, Marion, Dallas, Angeline, Harrison, Titus, Rockwall, Panola, Fannin, Cherokee, Anderson, Gregg, Shelby, Van Zandt, Nacogbochs, Ellis, Cass, Hunt, Grayson, Williamson, Victoria, Robertson, Milam, Leon, Jasper, Comal, Burleson, Austin, Fort Bend, Wharton, Tyler, Polk, Matagorda, Lee, Jackson, Colorado, Brazos, Guadalupe, Fayette, Washington, Trinity, Orange, Madison, Lavaca, Houston, Chambers, Brazoria, Grimes, Falls, Waller, Travis, Newton, Limestone, Jefferson, Harris, Calhoun, Bell, Gonzales, DeWitt, Walker, San Jacinto, Montgomery, Liberty, Hardin, Hayes, Caldwell, Bastrop, Galveston, McMullen, Refugio, Willacy, Kaines, Brooks, Arkansas, Hidalgo, Maverick, San Patrico, Wilson, Jim Wells, Bexar, LaSalle, Jim Hogg, Medina, Starr, Zapata, Duval, Bee, Kleberg, Goliad, Nueces, Uvalde, Live Oak, Cameron, Bandera, Kinney, Frio, Real, Webb, Zavala, Dimmit, Atascosa, Kenedy, Ward, Loving, Brewster, Terrell, Jeff Davis, Reeves, Hudspeth, Presidio, El Paso, Pecos, Culberson, and Winkler Counties, Tex.; and points in Virginia, South Carolina, Tennessee, North Carolina, Alabama, Arizona, California, Florida, Georgia, Kentucky, Louisiana, and Mississippi;

(5) From points in Davis, Jackson, Lee, Van Buren, Des Moines, Jefferson, Linn, Wapello, Benton, Dubuque, Jones, Louisa, Washington, Cedar, Henry, Johnson, Muscatine, Clinton, Iowa, Keokuk, and Scott Counties, Iowa, to points in Solano, Yolo, Eldorado, Mono, Sacramento, Alameda, Sonoma, Santa Cruz, Madera, Monterey, San Francisco, Alpine, Stanislaus, Calaveras, Marin, Placer, San Joaquin, Amador, Sutter, Colusa, Mariposa, Napa, San Mateo, Tuolumne, Contra Costa, Merced, San Benito, Santa Clara, Mendicino, Tehama, Trinity, Glenn, Humboldt, Lake, Lassen, Butte, Modoc, Nevada, Yuba, Plumas, Shasta, Sierra, and Siskiyou Counties, Calif.; Collier, Dade, Martin, Palm Beach, St. Lucie, Broward, and Monroe Counties, Fla.; Clearwater, Nez Perce, Idaho, Shoshone, Kootenai, Latah, Lewis, Boundary, Benewah, and Bonner Counties, Idaho; Lake, St. Louis, Tasca, Carlton, Airkin, Cook, Koochichin, Pennington, Kittson, Lake Woods, Polk, Mahnomen, Red Lake, Marshall, Roseau, Beltrami, Norman, and Clearwater Counties, Minn.; McCone, Valley, Phillips, Richland, Roosevelt, Daniels, Sheridan, Garfield, Fergus, Liberty, Wheatland, Chouteau, Golden Valley, Meagher, Tooele, Hill, Petroleum, Judi Basin, Pondera, Blaine, Lewis & Clark, Teton, Cascade, Beaverhead, Granite, Jefferson, Madison, Park, Ravalli-Gallatin, Silver Bow, Stillwater, Sweet Grass, Broadwater, Deerlodge, Lincoln, Mineral, Missoula, Powell, Sanders, Lake, Flathead, and Glacier Counties, Mont.; Warren, Wake, Durham, Lee, Randolph, Cabarrus, Stanly, Caswell, Forsyth, Montgomery, Richmond, Anson, Stokes, Chatham, Franklin, Moore, Rockingham, Union, Davidson, Granville, Orange, Rowan, Vance, Davie, Guilford, Person, Allamance, Beaufort, Halifax, Northampton, Tyrrell, Currituck, Bertie, Hertford, Pamlico, Washington, Dare, Hyde, Pasquotank, Wilson, Edgecombe, Martin, Per Quiman, Camden, Gates, Nash, Pitt, Chowan, Brunswick, Duplin, Lenoir, Robeson, Bladen, Carteret, Greene, Jones, Sampson, Columbus, Harnett, North Hanover, Scotland, Craven, Hoke, Onslow, Wayne, Cumberland, Johnston, and Pender Counties, N.C.; Adams, Golden Valley, Oliver, Bowman, Billings, Grant, Sioux, Burleigh, Hettinger, Slope, Dunn, Mercer, Stark, Emmons, Morton, Burke, Ward, Bottineau, McHenry, McLean, Mountrail, Renville, Divide, McKenzie, and Williams Counties, N. Dak.; points in Oregon; Florence, Georgetown, Horry, Clarendon, Marion, Dillion, Williamsburg Counties, S.C., Fauquier, Fairfax, Prince William, Caroline, Fairfax, Alexandria, Orange, Essex, Westmoreland, King George, Fredericksburg, Stafford, Culpeper, Falls Church, Spotsylvania, Arlington, Harrisonburg, Loudoun, Greene, Frederick, Clarke, Winchester, Warren, Page, Shenandoah, Rockingham, Rappahannock, Madison, Charlottesville, Waynesboro, Goochland, Powhatan, Louisa, Dinwiddie, Colonial Heights, Prince George, Buckingham, Nottoway, King William, Cumberland, Hopewell, Prince Edward, Brunswick, New Kent, King & Queen, Charles City, Petersburg, James Pity, Amelia, Mecklenberg, Henrico, Chesterfield, Richmond, Hanover, Albemarle, Lunenburg, Fluvanna, Suffolk, Nansemond, Greensville, Newport News, Sussex, Virginia B, Middlesex, Gloucester, Franklin, Surry, Williamsburg, Mathews, Accomack, Emporia, Southampton, Portsmouth, Lancaster, Norfolk, Chesapeake, Richmond, Northampton, Isle of Wight, Hampton, York, and Northumberland Counties, Va.; and points in Washington. The purpose of this filing is to eliminate the gateway of De Kalb, Ill.

No. MC 107012 (Sub-No. E106), 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 points in Brown, Jefferson, Nemaha, Wyandotte, Douglas, Johnson, Osage, Doniphan, Leavenworth, Pottawatom, Franklin, Marshall, Shawnee, Atchison, Jackson, Miami, and Wabaunsee Counties, Kans., to points in Pitt, Hertford, Gates, Bertie, Nash, Tyrrell, Beaufort, Edgecombe, Perquimans, Washington, Chowan, Dare, Pasquotank, Wilson, Hyde, Currituck, Pamlico, Martin, Halifax, Camden, Northampton, Sampson, Craven, Onslow, Bladen, Wayne, Columbus, North Hanover, Lenoir, Scotland, Carteret, Johnston, Jones, Harnett, Robeson, Hoke, Duplin, Greene, Pender, Brunswick, and Cumberland Counties, N.C.; Prince William, Arlington, Stafford, Westmoreland, Orange, Essex, Spotsylvania, King George, Fredericksburg, Culpeper, Fauquier, Falls Church, Caroline, Fairfax, Alexandria, Fairfax, Harrisonburg, Clarke, Page, Warren, Rappahannock, Madison, Shenandoah, Loudoun, Greene, Winchester, Frederick, Rockingham, Waynesboro, Nottoway, Mecklenburg, Brunswick, Dinwiddie, King William, Petersburg, Richmond, Colonial Heights, Lunenburg, Charles City, King & Queen, Prince George, Hopewell, Cumberland, Henrico, Buckingham, James City, Prince Edward, Charlottesville, Chesterfield, Hanover, Amelia, Goochland, Powhatan, New Kent, Albemarle, Fluvanna, Louisa, Hampton, Suffolk, Accomack, Middlesex, Southampton, Franklin, Virginia Beach, Chesapeake, Lancaster, Richmond, Portsmouth, Williamsburg, York, Wight of Isle, Northumberland, Norfolk, Nansemond, Sussex, Greensville, Northampton, Newport News, Gloucester, Surry, Emporia, and Mathews Counties, Va.;

(2) From points in Barber, Dickinson, Jewell, Mitchell, Reno, Saline, Washington, Barton, Ellsworth, Kingman, Morris, Republic, Sedgwick, Chase, Geary, Lincoln, Osborne, Rice, Smith, Clay, Harper, Marion, Ottawa, Riley, Stafford, Cloud, Harvey, McPherson Pratt, Russell, and Sumner Counties, Kans., to points in Chowan, Halifax, Northampton, Tyrrell, Currituck, Hertford, Pamlico, Washington, Beaufort, Dare, Hyde, Pasquotank, Wilson, Bertie, Edgecombe, Martin, Per Quiman, Camden, Gates, Nash, Pitt, Columbus, Harnett, Bladen, Lenoir, Carteret, Sampson, Brunswick, Jones, Craven, Scotland, Duplin, Onslow, Greene, Hoke, North Hanover, Cumberland, Wayne, Robeson, Johnston, and Pender Counties, N.C.; Arlington, Caroline, Orange, Westmoreland, Culpeper, King George, Alexandria, Essex, Spotsylvania, Fairfax, Prince William, Falls, Church, Fauquier, Stafford, Fredericksburg, Clarke, Shenandoah, Frederick, Warren, Page, Harrisonburg, Rappahannock, Winchester, Rockingham, Madison, Greene, Loudoun, Richmond, Albermarle, Cumberland, New Kent, Colonial Heights, Goochland, King William, Petersburg, Amelia, Dinwiddie, Nottoway, Charlottesville, Hanover, Waynesboro, Brunswick, Louisa, Powhatan, Chesterfield, Henrico, Charles City, Lunenburg, Prince Edward, Hopewell, James City, Buckingham, Mecklenburg, Prince George, Fluvanna, King & Queen, Mathews, Southampton, Portsmouth, Lancaster, York, Wight of Isle, Chesapeake, Middlesex, Hampton, Virginia Beach, Northumberland, Emporia, Richmond, Norfolk, Accomack, Nansemond, Franklin, Northampton, Newport News, Gloucester, Surry, and Williamsburg Counties, Va.; (3) from points in Cheyenne, Graham, Phillips, Serman, Wichita, Decatur, Lane, Rawlins, Sheridan, Ellis, Logan, Rooks, Thomas, Gove, Ness, Rush, Trego, Greeley, Norton, Scott, and Wallace Counties, Kans., to points in Warren, Wake, Stanly, Stokes, Union, Vance, Moore, Franklin, Chatham, Rowan, Richmond, Orange, Forsyth, Caswell, Rockingham, Randolph, Lee, Dur-

ham, Cabarrus, Person, Guilford, Davie, Anson, Montgomery, Granville, Davidson, Allamance, Washington, Perquimans, Halifax, Camden, Northampton, Tyrrell, Nash, Gates, Chowan, Pitt, Martin, Edgecombe, Bertie, Pamlico, Hyde, Dare, Beaufort, Pasquotank, Hertford, Currituck, Wilson, Harnett, Craven, Wayne, Onslow, Hoke, Greene, Carteret, Scotland, North Hanover, Duplin, Brunswick, Sampson, Lenoir, Columbus, Bladen, Robeson, Jones, Cumberland, Pender, and Johnston Counties, N.C.; Horry, Clarendon, Marion, Georgetown, Florence, Williamsburg, and Dillon Counties, S.C., and points in Virginia;

(4) From points in Clark, Gray, Kearney, Seward, Comanche, Grant, Kiowa, Stanton, Edwards, Hamilton, Meade, Stevens, Finney, Haskell, Morton, Ford, Hodge, and Pawnee Counties, Kans., to points in Tyrrell, Martin, Perquimans, Chowan, Halifax, Washington, Nash, Pitt, Currituck, Wilson, Northamton, Beaufort, Dare, Hertford, Pamlico, Bertie, Edgecombe, Hyde, Pasquotank, Camden, and Gates Counties, N.C.; Prince William, Arlington, Fairfax, Alexandria, Spotsylvania, Faquier, Fairfax, Stafford, Caroline, King George, Falls Church, Fredericksburg, Culpeper, Orange, Essex, Westmoreland, Greene, Rockingham, Loudoun, Shenandoah, Page, Warren, Clarke, Madison, Harrisonburg, Frederick, Rappahannock, Winchester, Charlottesville, New Kent, Prince George, Charles City, Goochland, King William, Hopewell, Notoway, Albemarle, Cumberland, Hanover, Louisa, Petersburg, Powhatan, Amelia, Chesterfield, Henrico, Lunenburg, Richmond, Prince Edward, Brunswick, Fluvanna, James City, Mecklenburg, Waynesboro, Colonial Heights, Buckingham, Dinwiddie, King & Queen, Hampton, Virginia Beach, Isle of Wight, Northampton, Sussex, Newport News, Williamsburg, Lancaster, Northumberland, York, Norfolk, Accomack, Mathews, Richmond, Chesapeake, Portsmouth, Gloucester, Middlesex, Southampton, Emporia, Suffolk, Greensville, Nansemond, Surry, and Franklin Counties, Va. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E107), 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 points in Adair, Cumberland, Lincoln, Monroe, Wayne, Anderson, Fayette, Madison, Pulaski, Washington, Boyle, Gerrard, Marion, Rockcastle, Woodford, Casey, Green, Metcalfe, Russell, Clinton, Jessamine, Mercer, and Taylor Counties, Ky., to points in Maricopa, Pima, Pinal, Santa Cruz, Yuma, Yavapai, Apache, Coconino, Mohave, and Navajo Counties, Ariz.; Park, Chaffee, El Paso, Jefferson, Pitkin, Adams, Douglas, Fremont, Lake, Summit, Arapahoe, Denver, Gilpin, Larimer, Teller, Boulder, Eagle, Grand, Cedar Creek, Elbert, Jackson, Kit Carson, Washington, Logan, Weld, Morgan, Yuma, Phillips, Sedgwick, Routt, Garfield, Mesa, Moffat, and Rio Blanco Counties, Colo.; Greene, Webster, Decatur, Mahaska, Tama, Grundy, Appanoose, Jasper, Marion, Storey, Hardin, Boone, Hamilton, Marshall, Warren, Monroe, Clarke, Lucas, Polk, Wayne, Dallas, Madison, Poweshiek, Monona, Clay, Ida, Plymouth, O'Brien, Buena Vista, Crawford, Kossuth, Pocahontas, Sioux, Calhoun, Dickinson, Lyon, Sac, Woodbury, Carroll, Emmet, Osceola, Cherokee, Humboldt, Palo Alto, Fremont, Page, Adair, Harrison, Pottawatta, Union, Adams, Guthrie, Ringgold, Audubon, Mills, Shelby, Cass, Montgomery, Taylor, Howard, Butler, Fayette, Wright, Winneshiek, Allamakee, Cerro Gordo, Floyd, Winnebago, Worth, Black Hawk, Chickasaw, Franklin, Bremer, Delaware, Hancock, Buchanan, Clayton, and Mitchell Counties, Iowa; Cuming, Polk, Butler, Washington, Madison, Dakota, Colfax, Wayne, Knox, Dixon, Antelope, Stanton, Pierce, Boone, Vance, Cedar, Platte, Burt, Thurston, Dodge, Wheeler, Holt, Blaine, Keyapana, Brown, Custer, Sherman, Boyd, Logan, Cherry, Garfield, Thomas, Greeley, Loup, Buffalo, Grant, Valley, Howard, McPherson, Hooker, Hall, Arthur, Lawson, Rock, Hayes, Furnas, Lincoln, Chase, Keith, Harlan, Perkins, Franklin, Red Willow, Gosper, Phelps, Frontier, Hitchcock, Dundy, Kearney, Box Butte, Dawes, Sioux, Sheridan, Deuel, Banner, Morrill, Cheyenne, Scot Bluff, Garden, and Kimball Counties, Nebr.; and points in California, Nevada, Utah, and Wyoming.

(2) From points in Bell, Harlan, Letcher, Perry, Breathitt, Jackson, Leslie, Pike, Clay, Knott, Lee, Whitley, Estill, Knox, McCreary, Floyd, Laurel, and Owsley Counties, Ky., to points in Pinal, Pima, Maricopa, Santa Cruz, and Yuma Counties, Ariz.; Teller, Denver, Adams, Lake, Elbert, Summit, Chaffee, Park, Grand, Pitkin, Cedar Creek, Larimer, Gilpin, Eagle, Boulder, Jackson, Fremont, Douglas, Arapahoe, Jefferson, El Paso, Morgan, Logan, Yuma, Washington, Kit Carson, Weld, Sedgwick, Phillips, LaPlata, Hinsdale, Gunnison, Dolores, Delta, Conejos, San Juan, Montrose, Archuleta, San Miguel, Montezuma, Alamosa, Saguache, Mineral, Rio Grand, Quray, Moffat, Mesa, Routt, Garfield, and Rio Blanco Counties, Colo.; Storey, Clark, Monroe, Jasper, Greene, Tama, Boone, Marshall, Lucas, Decatur, Warren, Appanoose, Mahaska, Hardin, Dallas, Wayne, Poweshiek, Marion, Hamilton, Webster, Polk, Madison, Grundy, Sac, Palo Alto, Ida, Emmet, Buena Vista, Sioux, Osceola, Kossuth, Clay, Woodbury, O'Brien, Humboldt, Cherokee, Pocahontas, Monona, Crawford, Carroll, Plymouth, Lyon, Dickinson, Calhoun, Pottawatta, Guthrie, Adair, Union, Page, Cass, Taylor, Mills, Fremont, Shelby, Montgomery, Audubon, Ringgold, Harrison, Adams, Wright, Franklin, Chickasaw, Black Hawk, Winnebago, Floyd, Cerro Gordo, Allamakee, Mitchell, Fayette, Butler, Worth, Howard, Clayton, Buchanan, Winneshiek, Hancock, Delaware, and Bremer Counties, Iowa; Wayne, Pierce, Vance, Merrick, Washington, Madison, Polk, Knox, Platte, Dodge, Dixon, Cedar, Stanton, Dakota, Burt, Cuming, Boone, Colfax, Antelope, Butler, Thurston, McPherson, Valley, Holt, Custer, Blaine, Sherman, Lawson, Hall, Buffalo, Arthur, Wheeler, Keyapana, Greeley, Cherry, Loup, Rock, Howard, Garfield, Brown, Logan, Thomas, Hooker, Grant, Boyd, Keith, Gosper, Chase, Phelps, Kearney, Furnas, Perkins, Hitchcock, Franklin, Lincoln, Hayes, Frontier, Harlan, Dundy, Red Willow, Sheridan, Dawes, Box Butte, Sioux, Morrill, Deuel, Scot Bluff, Cheyenne, Banner, Kimball, and Garden Counties, Nebr.; San Juan, Rio Arriba, and McKinley Counties, N. Mex.; points in California; Utah, Wyoming, and Nevada.

(3) From points in Bath, Carroll, Fleming, Harrison, Mason, Morgan, Robertson, Bourbon, Campbell, Franklin, Johnson, Magoffin, Nicholas, Rowan, Boone, Carter, Gallatin, Kenton, Martin, Owen, Scott, Boyd, Clark, Greenup, Lawrence, Menifee, Pendleton, Wolfe, Bracken, Elliott, Grant, Lewis, Montgomery, and Powell Counties, Ky., to points in Arizona, California, Colorado; Appanoose, Hamilton, Lucas, Polk, Marshall, Clarke, Grundy, Madison, Poweshiek, Tama, Boone, Greene, Mahaska, Warren, Dallas, Hardin, Monroe, Wayne, Decatur, Jasper, Marion, Storey, Webster, Woodbury, Calhoun, Lyon, Sioux, Carroll, Humboldt, Cherokee, Palo Alto, Clay, Monona, Plymouth, Crawford, O'Brien, Ida, Sac, Dickinson, Osceola, Kossuth, Pocahontas, Buena Vista,

Emmet, Harrison, Ringgold, Mills, Shelby, Fremont, Taylor, Page, Union, Adair, Pottawatta, Cass, Montgomery, Adams, Audubon, Guthrie, Black Hawk, Chickasaw, Franklin, Winneshiek, Bremer, Clayton, Hancock, Worth, Buchanan, Delaware, Howard, Wright, Butler, Fayette, Mitchell, Allamakee, Cerro Gordo, Floyd, and Winnebago Counties, Iowa; Cheyenne, Graham, Logan, Rooks, Trego, Ellis, Ness, Rush, Thomas, Greeley, Norton, Scott, Wallace, Gove, Rawlins, Sheridan, Mitchell, Decatur, Lane, Phillips, and Sherman Counties, Kans.; points in Nebraska, Nevada; Bernalillo, Sandoval, San Miguel, Santa Fe, Guadalupe, Valencia, Los Alamos, Torrance, San Juan, McKinley, Rio Arriba, Mora, Taos, Union, Colfax, Harding, Grant, Socorro, Hidalgo, Luna, Catron, Sierra, Dona Ana, and Otero Counties, N. Mex.; El Paso, Presidio, Hudspeth, Reeves, Jeff Davis, Terrell, Brewster, Loving, Ward, Culberson, Pecos, and Winkler Counties, Tex.; and points in Utah and Wyoming.

(4) From points in Ballard, Daviess, Hickman, McCracken, Carlisle, Fulton, Hopkins, McLean, Caldwell, Graves, Livingston, Trigg, Calloway, Hancock, Lyon, Union, Crittenden, Henderson, Marshall, and Webster Counties, Ky., to points in Tulare, Inyo, Kings, Fresno, Solano, Yolo, Alpine, Sacramento, Mono, Eldorado, Sonoma, Santa Clara, Amador, San Benito, Merced, Contra Costa, Stanislaus, Santa Cruz, San Mateo, Placer, Mariposa, Colusa, Sutter, Calaveras, San Joaquin, Napa, Madera, Tuolumne, Alameda, San Francisco, Monterey, Marin, Mendicino, Tehama, Lake, Humboldt, Trinity, Glenn, Plumas, Yuba, Nevada, Sierra, Modoc, Siskiyou, Lassen, Shasta, and Butte Counties, Calif.; Woodbury, Palo Alto, Kossuth, Sioux, Osceola, Ida, Pocahontas, O'Brien, Humboldt, Plymouth, Monona, Emmet, Sac, Lyon, Dickinson, Crawford, Buena Vista, Clay, Cherokee, Carroll, Calhoun, Winnebago, Floyd, Cerro Gordo, Howard, Fayette, Butler, Allamakee, Mitchell, Delaware, Buchanan, Wright, Hancock, Clayton, Bremer, Worth, Franklin, Chickasaw, Black Hawk, and Winneshiek Counties, Iowa; Wayne, Madison, Cuming, Boone, Polk, Washington, Knox, Colfax, Antelope, Merrick, Dodge, Cedar, Vance, Platte, Dixon, Butler, Thurston, Pierce, Dakota, Burt, Stanton, Box Butte, Sioux, Sheridan, and Dawes Counties, Nebr.; Esmeralda, Nye, Lander, Eureka, Douglas, Ormsby, Churchill, Pershing, Mineral, Washoe, Lyon, Storey, Humboldt, Whitepoine, and Elko Counties, Nev.; Cache, Summit, Weber, Salt Lake, Box Elder, Wasatch, Rich, Utah, Morgan, Tooele, Davis, Washington, Iron, and Beaver Counties, Utah; Yellowstone National Park, Teton, Park, Fremont, Hot Spring, Natrona, Johnson, Big Horn, Campbell, Crook, Weston, Washakie, Sheridan, Unita, Sweetwater, Sublette, and Lincoln Counties, Wyo.

(5) From points in Breckridge, Grayson, LaRue, Ohio, Todd, Butler, Hardin, Logan, Oldham, Trimble, Bullitt, Hart, Meade, Sheleby, Warren, Allen, Christian, Henry, Muhlenberg, Simpson, Barren, Edmonson, Jefferson, Nelson, and Spencer Counties, Ky., to points in Tulare, Kings, Fresno, Inyo, Sutter, Sacramento, Mono, Eldorado, Alpine, Santa Cruz, Tuolumne, Placer, Merced, Contra Costa, Alameda, Santa Clara, Yolo, San Benito, Mariposa, Colusa, Stanislaus, San Mateo, San Joaquin, Napa, Marin, Calaveras, Sonoma, San Francisco, Monterey, Madera, Amador, Solano, Mendicino, Lake, Humboldt, Trinity, Glenn, Tehama, Yuba, Nevada, Siskiyou, Modoc, Sierra, Lassen, Shasta, Butte, and Plumas Counties, Calif.; Sac, O'Brien, Cherokee, Monona, Pocahontas, Lyon, Carroll, Kossuth, Plymouth, Humboldt, Calhoun, Ida, Sioux, Palo Alto, Crawford, Buena Vista, Emmet, Woodbury, Osceola, Clay, Dickinson, Mitchell, Delaware, Buchanan, Wright, Howard, Clayton, Bremer, Worth, Franklin, Chickasaw, Black Hawk, Winneshiek, Floyd, Cerro Gordo, Allamakee, Winnebago, Fayette, Butler, and Hancock Counties, Iowa; Vance, Pierce, Dixon, Butler, Thurston, Merrick, Dakota, Burt, Stanton, Madison, Cuming, Boone, Wayne, Platte, Knox, Colfax, Antelope, Washington, Polk, Dodge, Cedar, Sioux, Sheridan, Dawes, Box Butte, Garden, Deuel, Scot Bluff, Cheyenne, Morrill, Banner, and Kimball Counties, Nebr.; Lander, Esmeralda, Nye, Eureka, Lyon, Humboldt, Washoe, Douglas, Pershing, Churchill, Ormsby, Storey, Mineral, Whitepine, and Elko Counties, Nev.; and points in Utah and Wyoming. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E108), filed June 3, 1974. Applicant: 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 points in Assumption, Iberia, Orleans, St. Tammany, Tangipahoa, Ascension, Jefferson, Plaquemine, St. Charles, Terrebonne, East Baton Rouge, St. John The Baptist, Pointe Coupee, St. James, West Baton Rouge, E. Feliciana, Lafourche, St. Mary, St. Martin, W. Feliciana, Iberville, Livingston, St. Helena, St. Bernard, and Washington Counties, La., to points in Lewis, Latah, Nez Perce, Shoshone, Bennewah, Bonner, Boundary, Idaho, Kootenai, and Clearwater Counties, Idaho; Allamakee, Floyd, Winnebago, Bremer, Clayton, Hancock, Winneshiek, Buchanan, Fayette, Worth, Black Hawk, Chickasaw, Delaware, Howard, Cerro Gordo, Franklin, Mitchell, Wright, and Butler Counties, Iowa; Multnomah, Tillamook, Linn, Yamhill, Marion, Polk, Washington, Clackamas, Clatsop, Lincoln, Benton, Lane, Columbia, Baker, Morrow, Grant, Umatilla, Wallowa, and Union Counties, Oreg.; Brookings, Marshall, Beadle, Roberts, Brown, Hamlin, Clark, Kingsbury, Codington, Day, Spink, Grant, Deuel, Buffalo, Hand, Tripp, Hughes, Todd, Sully, Lyman, Brule, Mellette, Jones, Stanley, Hyde, Harding, Walworth, McPherson, Potter, Perkins, Faulk, Dewey, Corson, Campbell, and Edmunda Counties, S. Dak.; Weston, Campbell, Big Horn, Crook, Washakie, Sheridan, and Johnson Counties, Wyo.; and points in Washington, Minnesota, Montana, and North Dakota.

(2) From points in Cameron, Acadia, Jefferson Davis, Allen, Lafayette, Beauregard, Vermillion, Calcastieu, Winnebago, Mitchell, Delaware, Black Hawk, Worth, Wright, Cerro Gordo, Bremer, Winneshiek, Floyd, Chickasaw, Buchanan, Fayette, Howard, Clayton, Butler, Hancock, Franklin, and Allamakee Counties, Iowa; Aitkin, Tasca, Carlton, Cook, Lake, St. Louis, Hennepin, McLeod, Pine, Good Hue, Washington, Blue Earth, Faribault, Houston, Mille Lacs, Ramsey, Sibley, Winona, Carver, Fillmore, Isanti, Mower, Rice, Steele, Wright, Dakota, Kanabec, Nicollet, Scott, Wabasha, Freeborn, Chicago, LeSueur, Olmstead, Sherburne, Wasela, Anoka, Dodge, Wadena, Otter Tail, Hubbard, Yellow Medicin, Becker, Swift, Morrison, Stearns, Wilkin, Douglas, Todd, Meeker, Stevens, Chippewa, Benton, Renville, Lac Qui Parle, Grant, Clay, Big Stone, Pope, Kandiyohi, Traverse, Crow Wing, Cass, Pennington, Clearwater, Marshall, Polk, Kittson, Norman, Red Lake, Koochichin, Roseau, Lake Woods, Beltrami, and Mahnomen Counties, Minn.; Valley, Phillips, Daniels, Richland, Dawson, Roosevelt, Garfield, Sheridan, McCone, Lincoln, Flathead, Mineral, Glacier, Missoula, Lake, Powell, and Sanders Coun-

ties, Mont.; Stutsman, Logan, Kidder, Sargent, Ransom, Richland, McIntosh, Barnes, Cass, LaMoure, Dickey, Eddy, Steele, Foster, Traill, Grand Forks, Griggs, Nelson, Walsh, Pierce, Wells, Ramsey, Benson, Rolette, Cavalier, Sheridan, Pembina, Towner, McHenry, McLean, Bottineau, Mountrail, Burke, Renville, Ward, Williams, Divide, and McKenzie Counties, N. Dak.; (3) from points in Bienville, Natchitoch, Bossier, Red River, Caddo, Sabine, Claiborne, Webster, and DeSoto Counties, La., to points in Howard, Hancock, Clayton, Bremer, Mitchell, Fayette, Chickasaw, Black Hawk, Winneshiek, Franklin, Cerro Gordo, Allamakee, Worth, Floyd, Butler, Delaware, Wright, Winnebago, and Buchanan Counties, Iowa; St. Louis, Lake, Cook, Carlton, Tasca, Aitkin, Hennepin, McLeod, Pine, Sibley, Washington, Blue Earth, Dodge, Houston, Mille Lacs, Ramsey, Steele, Winona, Anoka, Dakota, Isanti, Mower, Rice, Wabasha, Wright, Freeborn, Kanabac, Nicollet, Scott, Good Hue, Chisago, Fillmore, LeSueur, Olmstead, Sherburne, Wasela, Carver, Faribault, Polk, Mahnomen, Pennington, Roseau, Lake Woods, Koochichin, Red Lake, Kittson, Norman, Clearwater, Marshall, Beltrami Counties, Minn.; Wells, Pierce, Ramsey, Rolette, Sheridan, Towner, Walsh, Benson, Cavalier, and Pembina Counties, N. Dak.

(4) From points in Caldwell, Madison, Union, E. Carroll, Morehouse, W. Carroll, Franklin, Ouachita, Winn, Jackson, Richland, Lincoln, and Tensas Counties, La., to points in Bonner, Lewis, Benewah, Latah, Kootenai, Boundary, Shoshone, Idaho, Nez Perce, and Clearwater Counties, Idaho; Mitchell, Howard, Black Hawk, Fayette, Winnebago, Chickasaw, Allamakee, Delaware, Winneshiek, Cerro Gordo, Hancock, Clayton, Worth, Butler, Franklin, Buchanan, Wright, Bremer, and Floyd Counties, Iowa; St. Louis, Cook, Carlton, Aitkin, Tasca, Lake, Winona, Sibley, Scott, McLeod, Anoka, Freeborn, Dakota, Wright, Steele, Mower, Nicollet, Isanti, Fillmore, Chisago, Washington, Sherburne, Mille Lacs, Olmstead, Houston, Faribault, Wasela, Ramsey, Pine, Kanabec, Hennepin, Carver, Wabasha, Rice, LeSueur, Blue Earth, Good Hue, Dodge, Stearns, Todd, Swift, Big Stone, Kandiyohi, Renville, Wadena, Stevens, Benton, Hubbard, Pope, Wilkin, Clay, Becker, Grant, Otter Tail, Traverse, Chippewa, Meeker, Douglas, Morrison, Yellow Medicine, Cass, Lac Qui, Parle, Crow Wing, Clearwater, Polk, Norman, Beltrami, Pennington, Marshall, Mahnomen, Kittson, Roseau, Lake Woods, Red Lake, and Koochichin Counties, Minn.; Carson, Perkins, Dewey, Campbell, McPherson, Harding, Walworth, Faulk, Potter, and Edmunda Counties, S. Dak.; Grays Harbor, Clallam, Mason, San Juan, Kitsap, Jefferson, Kittitas, Chelan, Whatcom, King, Island, Snohomish, Grant, Skagit, Douglas, Lincoln, Stevens, Spokane, Ferry, Pend Oreille, and Okanogan Counties, Wash.; and points in Montana and North Dakota.

(5) From points in Grant, Avoyelles, LaSalle, Catahoula, Rapids, Concordia, St. Landry, Evangeline, and Vernon Counties, La., to points in Shoshone, Kootenai, Bonner, Latah, Boundary, Lewis, Clearwater, Nez Perce, Idaho, and Benewah Counties, Idaho; Winnebago, Floyd, Clayton, Bremer, Hancock, Winneshiek, Chickasaw, Black Hawk, Fayette, Worth, Cerro Gordo, Allamakee, Howard, Wright, Butler, Deleware, Mitchell, Franklin, and Buchanan Counties, Iowa; Lake, Cook, Carlton, Tasca, Aitkin, St. Louis, Hennepin, McLeod, Pine, Sibley, Winona, Anoka, Dakota, Houston, Mill Lacs, Ramsey, Steele, Wright, Freeborn, Chisago, Isanti, Mower, Rice, Wabasha, Good Hue, Fillmore, Kanabec, Nicollet, Scott, Wesela, Carver, Faribault, LeSueur, Olmstead, Sherburne, Washington, Blue Earth, Dodge, Stearns, Todd, Wilkin, Hubbard, Big Stone, Renville, Swift, Traverse, Douglas, Benton, Pope, Stevens, Meeker, Crow Wing, Becker, Otter Tail, Morrison, Lac Qui Parle, Clay, Grant, Wadena, Yellow Medicine, Kandiyohi, Chippewa, Cass, Polk, Marshall, Clearwater, Red Lake, Mahnomen, Beltrami, Roseau, Lake Woods, Pennington, Koochichin, Norman, and Kittson Counties, Minn.; Sheridan, McCone, Valley, Phillips, Daniels, Richland, Dawson, Roosevelt, Garfield, Wheatland, Petroleum, Hill, Pondera, Blaine, Golden Valley, Meagher, Liberty, Fergus, Teton, Lewis and Clark, Chouteau, Tooele, Judi Basin, Cascade, Powell, Sanders, Missoula, Mineral, Lincoln, Glacier, Lake, and Flathead Counties, Mont.; points in North Dakota; Clallam, San Juan, Grays Harbor, Jefferson, Kitsap, Mason, Grant, Douglas, Island, King, Snohomish, Kittitas, Whatcom, Skagit, Chelan, Spokane, Lincoln, Stevens, Okanogan, Pend Oreille, and Ferry Counties, Wash. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E109), 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 and organs*, uncrated; (1) from points in Kennebec, Lincoln, Androscpggom, Oxford, Cumberland, Sagadahoc, Franklin, and York Counties, Maine, to points in Cleburne, Jefferson, Talladega, Chambers, Coosa, Lee, Tallapoosa, Calhoun, Culman, Randolph, Bibb, Blount, Elmore, St. Claire, Clay, Autauga, Etowah, Shelby, Chilton, Cherokee, Winston, Marion, Lauderdale, Tuscaloosa, Lamar, Walker, Franklin, Fayette, Colbert, Pickens, Lawrence, Perry, Hale, Greene, Sumter, Lawndes, Escambia, Washington, Marengo, Dallas, Wilcox, Mobile, Conecuh, Monroe, Clarke, Choctaw, Butler, and Baldwin Counties, Ala.; Walton, Jackson, Washington, Escambia, Holmes, Santa Rosa, Gulf, Calhoun, Okaloosa, and Bay Counties, Fla.; (2) from points in Hancock, Knox, Waldo, and Washington Counties, Maine, to points in Cullman, Clay, St. Clair, Cherokee, Elmore, Cleburne, Shelby, Autauga, Etowah, Coosa, Talladega, Bibb, Jefferson, Lee, Tallapoosa, Blount, Chilton, Randolph, Chambers, Calhoun, Walker, Lawrence, Lamar, Winston, Marion, Tuscaloosa, Colbert, Pickens, Fayette, Lauderdale, Franklin, Morgan, Limestone, Marshall, DeKalb, Jackson, Madison, Perry, Dallas, Marengo, Baldwin, Sumter, Escambia, Monroe, Clarke, Washington, Greene, Mobile, Wilcox, Hale, Butler, Conecuh, Lawndes, and Choctaw Counties, Ala.; Santa Rosa, Okaloosa, Walton, Bay, Washington, Calhoun, Holmes, Escambia, Jackson, and Gulf Counties, Fla.; (3) from points in Somerset, Aroostook, Penobscot, and Piscataqui Counties, Maine, to points in Coosa, Lee, Tallapoosa, Clay, Cullman, Randolph, Cleburne, Autauga, Elmore, St. Clair, Chambers, Bibb, Etowah, Shelby, Cherokee, Blount, Jefferson, Talladega, Chilton, Calhoun, Winston, Pickens, Lamar, Tuscaloosa, Marion, Lauderdale, Colbert, Lawrence, Fayette, Walker, Franklin, Marshall, Madison, Morgan, DeKalb, Jackson, Limestone, Perry, Conecuh, Lawndes, Choctaw, Sumter, Dallas, Monroe, Clarke, Marengo, Escambia, Mobile, Washington, Greene, Baldwin, Wilcox, Hale, and Butler Counties, Ala.; and Santa Rosa, Okaloosa, Walton, Bay, Washington, Calhoun, Holmes, Escambia, Jackson, and Gulf Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E110), 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 and organs*, uncrated; (1) from points in Baltimore City, Howard, Carroll, Kent, Cecil, Frederick, Baltimore, Hartford, Caroline, St. Marys, Charles, Talbot, Montgomery, Anne Arundel, Prince George, Calvert, Queen Anne, Garrett, Allegany, and Washington Counties, Md., to points in Perry, Hale, Clarke, Butler, Sumter, Lawndes, Conecuh, Baldwin, Washington, Marengo, Dallas, Wilcox, Mobile, Escambia, Monroe, Choctaw, and Greene Counties, Ala.; (2) from points in Worcester, Dorchester, Somerset, and Wicomico Counties, Md., to points in Winston, Lawrence, Lamar, Pickens, Lauderdale, Marion, Colbert, Tuscaloosa, Fayette, Walker, and Franklin Counties, Ala. The purpose of this filing is to eliminate the gateway of Corinth, Mass.

No. MC 107012 (Sub-No. E111), 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 and organs*, uncrated; (1) from points in Berkshire, Franklin, Hampshire, Hampden, Worcester, Essex, Middlesex, Norfolk, Suffolk, Barnstable, Bristol, Dukes, and Plymouth Counties, Mass., to points in Washington, Okaloosa, Santa Rosa, Gulf, Walton, Escambia, Holmes, Bay, Jackson, and Calhoun Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E112), 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 points in Aitkin, Tasca, Carlton, Cook, Lake, and St. Louis Counties, Minn., to points in Quachita, Lincoln, Cleveland, Union, Ashley, Columbia, Drew, Bradley, Dallas, Calhoun, Desha, Chicot, Scott, Sevier, Lafayette, Polk, Pike, Little River, Nevada, Clark, Miller, Montgomery, Hempstead, Yell, Howard, Prairie, Pulaski, Jefferson, Garland, Hot Springs, Phillips, Arkansas, Grant, White, Lonoke, Cleburne, Saline, Monroe, Conway, Lee, Perry, Faulkner, Jackson, St. Francis, Independence, Greene, Mississippi, Sharp, Fulton, Crittendon, Poinsett, Stone, Baxter, Cross, Randolph, Woodruff, Clay, Lawrence, Izard, and Craighead Counties, Ark.; San Diego, Imperial, Riverside, and San Bernard Counties, Calif.; Van Buren, Washington, Keokuk, Davis, Clinton, Scott, Jackson, Lee, Des Moines, Henry, Jefferson, Linn, Dubuque, Wapello, Johnson, Louisa, Benton, Iowa, Jones, Muscatine, and Cedar Counties, Iowa; Socorro, Hidalgo, Sierra, Luna, Catron, Otero, Dona Ana, and Grant Counties, N. Mex.; Hopkins, Dallas, Henderson, Rusk, Nacogdochs, Fannin, Smith, Angelina, Morris, Rockwall, Kaufman, Panola, Red River, Shelby, Camp, Bowie, Marion, Upshur, Rains, Grayson, Collin, Hunt, Cass, Lamar, Titus, Delta, Wood, San Augstine, Franklin, Cherokee, Sabine, Gregg, Ellis, Harrison, Van Zandt, Freestone, Anderson, Caldwell, Colorado, Washington, Falls, Tyler, Polk, Matagorda, Lee, Chambers, Bell, Hays, Williamson, Galveston, Walker, Trinity, Orange, Madison, Lavaca, Houston, Brazoria, Harris, Grimes, Waller, Comal, Travis, Newton, Limestone, Jefferson, Calhoun, Brazos, Hardin, Gonzales, Fort Bend, Victoria, San Jacinto, Montgomery, Liberty, Jasper, Austin, Burleson, Guadalupe, Wharton, Fayette, DeWitt, Robertson, Milam, Leon, Jackson, Bastrop, LaSalle, McMullen, Jim Wells, Cameron, Webb, Real, Brooks, Live Oak, Frio, Kaines, Dimmit, Uvalde, Refugio, Aransas, Starr, Goliad, Kenedy, Duval, Maverick, San Patrico, Atascosa, Zapata, Hidalgo, Kinney, Zavala, Medine, Bee, Bandera, Wilson, Jim Hogg, Kleberg, Willacy, Nueces, Bexar, Sutton, Tom Green, Young, Bordon, Clay, Cooke, Lynn, Erath, Schleicher, San Saba, Mills, McLennan, Reagan, Howard, Tarrant, Upton, Andrews, Bosque, Coke, Coryell, Lubbock, Fisher, Glasscock, Runnels, Midland, Llamo, Palo Pinto, Irion, Taylor, Van Verde, Archer, Brown, Coleman, Crane, Stonewall, Gaines, Hamilton, Mitchell, Minard, Sterling, Nolan, Jack, Terry, Wise, Baylor, Burnet, Comanche, Mason, Ector, Carza, Haskell, Parker, Stephens Somervell, Hill, Johnson, Throckmorton, Yoakum, Blanco, Callahan, Concho, McCulloch, Edwards, Gillespie, Scurry, Montague, Martin, Shackiford, Hood, Jones, Kendall, Knox, Denton, Kent, Lampasas, Dickens, Kerr, Crockett, Eastland, Kimble, Crosby, King, Dawson, Terrell, Pecos, Jeff Davis, Ward, Brewster, Loving, Winkler, Culberson, Reeves, El Paso, Presidio, and Hudspeth Counties, Tex., and points in Louisiana.

(2) From points in Anoka, Dodge, Hennepin, McLeod, Pine, Sibley, Winona, Blue Earth, Faribault, Houston, Mille Lacs, Ramsey, Steele, Wright, Carver, Fillmore, Isanti, Mower, Rice, Washington, Chisago, Freeborn, Kanabec, Nicollet, Scott, Wasela, Dakota, Good Hue, LeSueur, Olmstead, Sherburne, and Wabasha Counties, Minn., to points in Maricopa, Pima, Pinal, Santa Cruz, Yuma, Chocise, Gila, Graham, and Greenlee Counties, Ariz.; Ashley, Bradley, Calhoun, Chicot, Cleveland, Lincoln, Columbia, Quachita, Dallas, Desha, Union, Drew, Stone, Woodruff, Crittendon, Jackson, St. Francis, Baxter, Cross, Lawrence, Sharp, Clay, Fulton, Mississippi, Craighead, Independence, Poinsett, Green, Izard, and Randolph Counties, Ark.; Santa Barbara, Kern, Ventura, Los Angeles, Orange, San Luis Obispo, Imperial, Riverside, San Diego, Placer, Santa Cruz, Tuolumne, Colusa, Mariposa, San Francisco, Tehama, San Benito, Solano, Yolo, Alameda, Contra Costa, Merced, San Joaquin, Glenn, Trinity, Sacramento, Sonoma, Alpine, Eldorado, Mono, Humboldt, San Mateo, Stanislaus, Amador, Madera, Monterey, Lake, Santa Clara, Sutter, Calaveras, Marin, Napa, and Mendicino Counties, Calif.; San Jacinto, Montgomery, Wharton, Tyler, Falls, Calhoun, Bell, Liberty, Jasper, Harris, Robertson, Milam, Washington, Trinity, DeWitt, Caldwell, Bastrop, Leon, Jackson, Hardin, Polk, Matagorda, Waller, Grimes, Comal, Burleson, Austin, Lee, Houston, Galveston, Orange, Travis, Walker, Gonzales, Colorado, Brazos, Madison, Lavaca, Hays, Fort Bend, Newton, Wiliamson, Victoria, Fayette, Chambers, Brazoria, Limestone, Jefferson, Guadalupe, Zavala, Kaines, Dimmit, Bandera, Webb, Real, Live Oak, Zapata, Hidalgo, Cameron, Atascosa, Uvalde, Nueces, McMullen, Kleberg, Coliad, Brooks, Aransas, Starr, Medina, Jim Wells, Kinney, Frio, Bexar, Wilson, San Patrico, Maverick, Jim Hogg, Kenedy, Duval, Bee, Willacy, Refugio, and LaSalle Counties, Tex., and Point, in Louisiana; (3) from Point in Brown, Cottonwood, Jackson, Nobles, Lincoln, Pipestone, Lyon, Redwood, Martin, Rock, Murray, and Watonwan Counties, Minn., to points in St. Charles, St. Mary, W. Baton Rouge, St. Helena, St. Tammany, W. Felician, St. James, Tangipahoa, St. Bernard, St. John The Baptist, Terrebonne, Pointe Coupee, St. Martin, Washington, Plaquemine, Orleans, Iberia, Livingston, E. Felician, Lafourche, E. Baton Rouge, Jefferson, Assumption, Iberville, and Ascension Counties, La.

(4) From points in Becker, Clay, Kandiyohi, Pope, Todd, Benton, Crow Wing, Lac Qui Parle, Renville, Traverse, Big Stone, Douglas, Meeker, Stearns, Wadena, Cass, Grant, Morrison, Stevens, Wilkin, Chippewa, Hubbard, Otter Tail, Swift, and Yellow Medicine Counties, Minn., to points in Baxter, Cross, Lawrence, Poinsett, Clay, Fulton, Sharp, Randolph, Craighead, Independence, Stone, St. Francis, Greene, Izard, Woodruff, Crittendon, Jackson, and Mississippi Counties, Ark.; Ascension, Pointe Coupee, St. John The Baptist, Terrebonne, E. Baton Rougge, Lafourche, St. Bernard, St. Martin, Washington, E. Felician, Livingston, St. Charles, St. Mary, W. Baton Rouge, Iberia, Orleans, St. Helena, St. Tammany, W. Felician, Iberville, Plaquemine, St. James, Tangipahoa, Assumption, Jefferson, Vermilion, Lafayette, Allen, Beauregard, Calcasiau, Cameron, Acadia, Jefferson Davis, Morehouse, W. Carroll, E. Carroll, Ouachita, Winn, Franklin, Richland, Jackson, Tensas, Lincoln, Union, Caldwell, Madison, Rapids, Catahoula, St. Landry, Concordia, Vernon, Evangeline, Grant Avoyelles, and LaSalle Counties, La.

(5) From points in Beltrami, Mahnomen, Red Lake, Clearwater, Marshall, Roseau, Kittson, Norman, Koochichin, Pennington, Lake of the Woods, and Polk Counties, Minn., to points in Santa Cruz, Pima, Pinal, Maricopa, Yuma, Graham, Chocise, Greenlee, and Gila Counties, Ariz.; Ashley, Columbia, Quachita, Bradley, Dallas, Union, Calhoun, Desha, Chicot, Drew, Cleveland, Lincoln, Yell, Miller, Scott, Hempstead, Montgomery, Sevier, Howard, Nevada, Clark, Lafayette, Pike, Little River, Polk, Phillips, Cleburne, Jefferson, Perry, Saline, Conway, Hot Springs, Arkansas, White, Faulkner, Lee, Pulaski, Garland, Lonoke, Prairie, Grant, Monroe, Poinsett, Stone, Cross, Lawrence, Randolph, Clay, Independence, Mississippi, Woodruff, Craighead, Fulton, Baxter, St. Francis, Greene, Izard, Sharp, Crittendon, and Jackson Counties, Ark.; Wapello, Keokuk, Jefferson, Dubuque, Jones, Van Buren, Lee, Jackson, Davis, Muscatine, Linn, Iowa, Clinton, Scott, Washington, Henry, Cedar, Louisa, Johnson, Des Moines, and Benton Counties, Iowa; points in Louisiana; Wood, Rockwall, Morris, Panola, Lamar, Angelina, Dallas, Franklin, Sabine, San Augstine, Van Zandt, Nacogdochs, Titus, Bowie, Collin, Anderson, Rusk, Shelby, Freestone, Hunt, Kaufman, Camp, Delta, Harrison, Grayson, Red River, Marion, Smith, Cass, Ellis, Gregg, Hopkins, Rains, Henderson, Upshur, Cherokee, Fannin, San Jacinto, Montgomery, Liberty, Jasper, Hardin, Fort Bend, Victoria, Williamson, Brazos, Colorado, Robertson, Milam, Leon, Jackson, Guadalupe, Fayette, Walker, Travis, Burleson, Comal, Polk, Matagorda, Lee, Houston, Grimes, Falls, Washington, Bastrop, Calhoun, DeWitt, Orange, Madison, Lavaca, Hays, Gonzales, Trinity, Waller, Bell, Caldwell, Austin, Newton, Limestone, Jefferson, Harris, Galveston, Tyler, Wharton, Brazoria, Chambers, Nueces, Wilson, Kenedy, McMullen, San Patrico, Bexar, Frio, Kleberg, Willacy, Kaines, Zavala, Live Oak, Brooks, Goliad, Kinney, Real, Starr, Zapata, Atascosa, Dimmit, Hidalgo, Jim Hogg, Medina, Jim Wells, Webb, Bandera, Cameron, Aransas, Maverick, LaSalle, Refugio, Uvalde, Bee, and Duval

Counties, Tex. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E113), 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 points in Bolivar, Humphreys, Sharkey, Yazoo, Carrol, Issaquena, Sunflower, Coahoma, Leflore, Talahatchi, Grenada, Montgomery, Warren, Holmes, Quitman, and Washington Counties, Miss., to points in Humboldt, Lake, Mendicino, Tehama, Trinity, Glenn, Nevada, Plumas, Butte, Siskiyou, Sierra, Lassen, Yuba, Shasta, and Modoc Counties, Calif.; Canyon, Payette, Ada, Elmore, Gem, Twin Falls, Adams, Gooding, Valley, Boise, Lemhi, Washington, Custer, Owyhee, Camas, Lewis, Bonner, Latah, Nez Perce, Boundry, Shoshone, Clearwater, Idaho, Benewah, and Kootenai Counties, Idaho; Wright, Floyd, Winnebago, Butler, Winneshiek, Franklin, Allamakee, Chickasaw, Worth, Hancock, Black Hawk, Cerro Gordo, Delaware, Howard, Bremer, Canyon, Fayette, Mitchell, and Buchanan Counties, Iowa; Beaule, Deuel, Roberts, Brookings, Brown, Grant, Spink, Clark, Hamlin, Codington, Kingsbury, Day, Marshall, Brule, Mellette, Jones, Buffalo, Stanley, Hand, Sully, Hyde, Todd, Lyman, Tripp, Hughes, Dewey, Perkins, Corson, Edmunda, Potter, Faulk, Walworth, Harding, McPherson, Campbell, Fall River, Pennington, Custer, Haakon, Shannon, Jackson, Washabaugh, Lawrence, Ziebach, Bennett, Meade, and Butte Counties, S. Dak.; Park, Teton, Yellowstone National Park, Sheridan, Washakie, Weston, Johnson, Big Horn, Crook, and Campbell Counties, Wyo.; and points in Oregon.

(2) From points in Alcorn, Clay, Lowndes, Pontotoc, Tunila, Benton, DeSoto, Marshall, Prentiss, Union, Calhoun, Itawamba, Monroe, Tate, Webster, Choctaw, Lafayette, Oktibbeha, Tippah, Yalobusha, Chickasaw, Lee, Panola, and Tishomingo Counties, Miss., to points in Mendicino, Lake, Humboldt, Trinity, Glenn, Tehama, Yuba, Nevada, Siskiyou, Modoc, Sierra, Lassen, Shasta, Butte, and Plumas Counties, Calif., points in Idaho; Sac, O'Brien, Humboldt, Cherokee, Pocahontas, Monona, Emmet, Carroll, Plymouth, Lyon, Dickinson, Calhoun, Sioux, Palo Alto, Kossuth, Crawford, Buena Vista, Woodbury, Osceola, Ida, Clay, Wright, Howard, Delaware, Buchanan, Worth, Hancock, Clayton, Bremer, Winneshiek, Franklin, Chickasaw, Black Hawk, Winnebago, Floyd, Butler, Allamakee, Mitchell, Fayette, and Cerro Gordo Counties, Iowa; Sioux, Sheridan, Dawes, and Box Butte Counties, Nebr.; Pershing, Churchill, Ormsby, Mineral, Washoe, Humboldt, Lyon, Storey, Douglas, Whitepine, and Elko Counties, Nev.; Utah, Morgan, Tooele, Davis, Summit, Cache, Weber, Rich, Box Elder, Wasatch, and Salt Lake Counties, Utah; Yellowstone National Park, Teton, Natrona, Hot Spring, Fremont, Washakie, Big Horn, Sheridan, Johnson, Crook, Weston, Campbell, Uinta, Sublette, Lincoln, and Sweetwater Counties, Wyo., and points in Oregon and South Dakota; (3) from points in Attala, Jasper, Neshoba, Simpson, Clarke, Kemper, Newton, Smith, Clairborne, Lauderdale, Noxubee, Winston, Copiah, Leake, Rankin, Hinds, Madison, and Scott Counties, Miss., to points in Elmore, Payette, Camas, Gooding, Twin Falls, Canyon, Gem, Valley, Ada, Custer, Lemhi, Washington, Adams, Owyhee, Boise, Nez Perce, Latah, Clearwater, Idaho, Lewis, Benewah, Kootenai, Shoshone, Bonner, and Boundry Counties, Idaho; Wright, Floyd, Winnebago, Chickasaw, Franklin, Winneshiek, Clayton, Hancock, Worth, Delaware, Howard, Allamakee, Fayette, Mitchell, Black Hawk, Bremer, Buchanan, Butler, and Cerro Gordo Counties, Iowa; Benton, Lincoln, Washington, Clackamas, Linn, Tillamook, Clatsop, Multnomah, Yamhill, Columbia, Marion, Lane, Polk, Crook, Sherman, Gilliam, Wasco, DeShutes, Wheeler, Hood River, Jefferson, Harney, Klamath, Lake, Malheur, Wallowa, Baker, Union, Grant, Morrow, and Umatilla Counties, Oreg.; Beadle, Day, Marshall, Brookings, Deuel, Roberts, Brown, Grant, Spink, Clark, Hamlin, Codington, Kingsbury, Tripp, Lyman, Buffalo, Todd, Jones, Brule, Sully, Hyde, Stanley, Hughes, Mellette, Hand, Campbell, Harding, Corson, McPherson, Dewey, Perkins, Edmunda, Potter, Faulk, Walworth, Haakon, Shannon, Bennett, Jackson, Washabaugh, Butte, Lawrence, Ziebach, Custer, Meade, Fall River, and Pennington Counties, S. Dak.; Park, Teton, Yellowstone National Park, Weston, Johnson, Sheridan, Big Horn Washakie, Campbell, and Crook Counties, Wyo.

(4) From points in Covington, Hancock, Perry, Forrest, Jackson, Stone, George, Jones, Wayne, Greene, Lamar, Harrison, and Pearl River Counties, Miss., to points in Idaho; Woodbury, O'Brien, Carroll, Kossuth, Crawford, Sioux, Osceola, Calhoun, Ida, Sac, Palo Alto, Buena Vista, Humboldt, Pocahontas, Clay, Manona, Emmet, Plymouth, Cherokee, Lyon, Dickinson, Mitchell, Howard, Butler, Allamakee, Winnebago, Fayette, Cerro Gordo, Hancock, Winneshiek, Delaware, Buchanan, Franklin, Worth, Clayton, Bremer, Floyd, Wright, Chickasaw, Black Hawk Counties, Iowa; Sioux, Dawes, Sheridan, and Box Butte Counties, Nebr.; points in Oregon and South Dakota; Teton, Park, Yellowstone National Park, Hot Springs, Fremont, Natrona, Johnson, Weston, Crook, Washakie, Campbell, Sheridan and Big Horn Counties, Wyo.; (5) from points in Adams, Lawrence, Wilkinson, Amite, Lincoln, Franklin, Marion, Jefferson Davis, Pike, Jefferson, and Walthall Counties, Miss., to points in Benewah, Latah, Boundry, Bonner, Lewis, Clearwater, Nez Perce, Kootenai, Shoshone, and Idaho Counties, Idaho; Mitchell, Hancock, Buchanan, Delaware, Wright, Winneshiek, Butler, Fayette, Winnebago, Franklin, Cerro Gordo, Floyd, Worth, Black Hawk, Chickasaw, Allamakee, Howard, Bremer, and Clayton Counties, Iowa; Yamhill, Tillamook, Lane, Washington, Benton, Lincoln, Linn, Clackamas, Multnomah, Marion, Clatstop, Polk, Columbia, Sherman, Jefferson, Wasco, Crook, Wheeler, DeSchutes, Gilliam, Hood River, Umatilla, Morrow, Union, Wallowa, Baker, and Grant Counties, Oreg.; Spink, Deuel, Brookings, Roberts, Grant, Brown, Beadle, Hamlin, Codington, Clark, Kingsbury, Day, Marshall, Tripp, Lyman, Hughes, Buffalo, Stanley, Hyde, Hand, Sully, Jones, Todd, Mellette, Brule, Edmunda, Faulk, Harding, Perkins, McPherson, Potter, Dewey, Walworth, Campbell, Corson, Ziebach, Lawrence, Custer, Bennett, Pennington, Haakon, Fall River, Shannon, Jackson, Washbaugh, Meade, and Butte Counties, S. Dak.; and Campbell, Weston, Big Horn, Crook, Johnson, Washakie, and Sheridan Counties, Wyo. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E114), 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 points in Garfield, Sheridan, McConne, Valley, Phillips, Dawson, Richland, Daniels, and Roosevelt Counties, Mont., to points in Quachita, Cleveland, Bradley, Lincoln, Columbia, Drew, Union, Dallas, Chicot, Desha, Calhoun, Ashley, Phillips, Saline, Conway, Jefferson, Lonoke, Pulaski, Faulkner, Lee, Perry, Prairie, Garland, White, Arkansas, Grant, Monroe, Cleburne, Hot Springs, Jackson, St. Francis, Izard, Fulton, Lawrence, Sharp, Clay, Independence, Mississippi, Woodruff, Craighead, Crittendon, Poinsett, Stone, Green, Randolph, Baxter, and Cross Counties, Ark.; Keokuk, Louisa, Washington, Iowa, Clinton, Lee, Muscatine, Jefferson, Henry, Jones, Scott, Benton, Dubuque, Johnson, Van Buren, Cedar, Des Moines, Linn, Wapello, Jackson, and Davis Counties, Iowa; St. Charles, St. Mary, W. Baton Rouge, Plaquemine, Ascension, St. Helena, St. Tammany, St. Bernard, E. Felician, Lefourche, St. James, Tangipahoa, W. Felician, Pointe Coupee, E. Baton Rouge, Iverville, St. Martin, Washington, Orleans, Assumption, Livingston, Lafayette, Calcasieu, Jefferson Davis, Beauregard, Cameron, Allen, Acadia, Vermilion, W. Carroll, Ouachita, Franklin, Winn, Morehouse, E. Carroll, Tensas, Madison, Caldwell, Union, Lincoln, Richland, Jackson, Vernon, Catahoula, LaSalle, Concordia, Rapids, Evangeline, St. Landry, Grant, and Avoyelle Counties, La.; (2) from points in Fallon, Treasure, Bighorn, Musselshell, Wibaux, Carbon, Powder River, Yellowstone, Carter, Prairie, Custer, and Rosebud Counties, Mont., to points in Woodruff, Poinsett, Independence, Baxter, Stone, Greene, Izard, Clay, Sharp, Crittendon, Jackson, Craighead, St. Francis, Cross, Lawrence, Randolph, Fulton, and Mississippi Counties, Ark.; St. Charles, St. Mary,

Washington, Iberville, Plaquemine, St. Helena, St. Bernard, W. Baton Rouge, Jefferson, Pointe Coupee, St. James, St. Tammany, W. Felician, Lafourche, Ascension, St. John The Baptist, Tangipahoa, E. Felician, Livingston, Assumption, St. Martin, Terrebonne, Iberia, Orleans, E. Baton Rouge, Winn, Ouachita, Caldwell, Jackson, Richland, E. Carroll, Madison, Tensas, Franklin, Lincoln, Union, Morehouse, and W. Carroll Counties, La.

(3) From points in Blaine, Hill, Petroleum, Cascade, Judi Basin, Pondera, Chouteau, Lewis & Clark, Teton, Fergus, Liberty, Tooele, Golden Valley, Meagher, and Wheatland Counties, Mont., to points in Ashley, Union, Dallas, Bradley, Desha, Calhoun, Drew, Cleveland, Lincoln, Columbia, Chicot, Quachita, White, Arkansas, Hot Springs, Jefferson, Saline, Cleburne, Monroe, Lee, Lonoke, Conway, Prairie, Perry, Faulkner, Pulaski, Phillips, Grant, and Garland Counties, Ark.; Sharp, Cross, Lawrence, Baxter, Stone, Fulton, Mississippi, Clay, Woodruff, Independence, Poinsett, Craighead, Greene, Izard, Randolph, Crittendon, Jackson, and St. Francis Counties, Ark.; Louisa, Washington, Iowa, Jefferson, Linn, Muscatine, Cedar, Jackson, Johnson, Scott, Clinton, Benton, Jones, Van Buren, Des Moines, Davis, Keokuk, Wapello, Dubuque, Henry, and Lee Counties, Iowa; St. James, Tangipahoa, Ascension, Iberville, Plaquemine, St. John the Baptist, Terrebonne, Assumption, Jefferson, Pointe Coupee, St. Martin, Washington, E. Baton Rouge, Lafourche, St. Bernard, St. Mary, W. Baton Rouge, E. Felician, Livinston, St. Charles, St. Tammany, W. Felician, Iberia, Orleans, St. Helena, Caldwell, Madison, Richland, E. Carroll, Morehouse, Tensas, Franklin, Winn, Union, Jackson, W. Carroll, Lincoln, Ouachita, Avoyelles, Concordia, St. Landry, Evangeline, Vernon, Grant, LaSalle, Catahoula, and Rapids Counties, La.; (4) from points in Granite, Silver Bow, Beaverhead, Jefferson, Stillwater, Broadwater, Madison, Sweet Grass, Deerlodge, Park, Gallatin, and Ravalli Counties, Mont., to points in Stone, Woodruff, Crittendon, Jackson, Poinsett, Baxter, Cross, Lawrence, Randolph, Clay, Fulton, Mississippi, St. Francis, Craighead, Independence, Sharp, Greene, and Izard Counties, Ark.; Keokuk, Scott, Cedar, Henry, Jones, Lee, Van Buren, Clinton, Iowa, Linn, Wapello, Davis, Jackson, Louisa, Washington, Des Moines, Jefferson, Muscatine, Benton, Dubuque, and Johnson Counties, Iowa; St. Charles, St. Mary, W. Baton Rouge, Pointe Coupee, Iberia, St. Helena, St. Tammany, W. Felician, Ascension, Iberville, St. James, Tangipahoa, St. Bernard, Assumption, Jefferson, St. John The Baptist, Terrebonne, Orleans, E. Baton Rouge, Lafourche, St. Martin, Washington, Plaquemine, E. Felician, Livinston, Winn, Union, Jackson, Morehouse, W. Carroll, Lincoln, Ouachita, Caldwell, Madison, Richland, E. Carroll, Tensas, and Franklin Counties, La.

(5) From points in Glacier, Powell, Lake, Sanders, Lincoln, Mineral, Flathead, and Missoula Counties, Mont., to points in Lincoln, Bradley, Dallas, Quachita, Calhoun, Desha, Union, Chicot, Drew, Cleveland, Ashley, Columbia, Saline, Prairie, Cleburne, Hot Springs, White, Perry, Conway, Jefferson, Monroe, Lonoke, Faulkner, Pulaski, Phillips, Grant, Lee, Arkansas, Garland, Randolph, Poinsett, Crittendon, Baxter, Lawrence, Stone, Cross, Craighead, St. Francis, Woodruff, Fulton, Greene, Mississippi, Izard, Independence, Jackson, Sharp, and Clay Counties, Ark.; Keokuk, Louisa, Van Buren, Clinton, Iowa, Johnson, Muscatine, Wapello, Davis, Lee, Scott, Washington, Dubuque, Jefferson, Jones, Benton, Des Moines, Linn, Jackson, Cedar, and Henry Counties, Iowa; Tangipahoa, W. Felician, Pointe Coupee, St. Helena, E. Felician, Terrebonne, St. Charles, Plaquemine, St. Martin, Iberville, St. James, St. Tammany, St. Mary, Ascension, Iberia, Washington, St. Bernard, Orleans, Assumption, Jefferson, W. Baton Rouge, St. John The Baptist, Livingston, E. Baton Rouge, Lafourche, Acadia, Cameron, Allen, Lafayette, Beauregard, Vermilion, Calcasieu, Jefferson Davis, Richland, Jackson, Caldwell, Tensas, Madison, Franklin, Union, Morehouse, Lincoln, W. Carroll, Ouachita, Winn, E. Carroll, Vernon, Grant, Avoyelles, LaSalle, Catahoula, Rapids, Concordia, St. Landry, and Evangeline Counties, La. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E115), 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 points in Adams, Gage, Nemaha, Sarpy, Webster, Cass, Hamilton, Nuckolls, Saunders, York, Clay, Jefferson, Otoe, Saline Douglas, Johnson, Pawnee, Seward, Fillmore, Lancaster, Richardson, and Thayer Counties, Nebr., to points in Monroe, Palm Beach, St. Lucie, Dade, Martin, Broward, Collier, Hardee, DeSoto, Hendry, Glades, Highlands, Okeechobee, Sarasota, Lee, Charlotte, and Manatee Counties, Fla.; Mason, Owen, Scott, Harrison, Magoffin, Boyd, Clark, Menifee, Pendleton, Wolfe, Johnson, Martin, Bracken, Elliott, Montgomery, Powell, Gallatin, Kenton, Bath, Campbell, Fleming, Morgan, Robertson, Grant, Lawrence, Boone, Carroll, Franklin, Nicholas, Rowan, Greenup, Lewis, Bourbon, and Carter Counties, Ky.; Hancock, Scott, Claiborne, Sevier, Hawkins, Anderson, Cocke, Sullivan, Jefferson, Blount, Grainger, Unicoi, Johnson, Campbell, Greene, Union, Knox, Carter, Hamblen, and Washington Counties, Tenn.; (2) from points in Antelope, Colfax, Knox, Polk, Washington, Boone, Cuming, Madison, Stanton, Burt, Dakota, Merrick, Thurston, Butler, Dixon, Pierce, Vance, Cedar, Dodge, Platte, and Wayne Counties, Nebr., to points in Alabama, Florida, Georgia, Kentucky, and points in Dickson, Putnam, Trousdale, Cannon, DeKalb, Jackson, Robertson, Williamson, Cheatham, Macon, Rutherford, Wilson, Clay, Overton, Smith, Davidson, Pickett, Sumner, Montgomery, White, Fentress, Marion, Morgan, Bledsoe, Warren, Lincoln, Marshall, Polk, Bradley, Sequatchie, Hamilton, Meigs, Rhea, Coffee, Van Buren, Louson, Monroe, Roane, Franklin, Cumberland, McMinn, Moore, Bedford, Grundy, Cocke, Hawkins, Sevier, Carter, Grainger, Jefferson, Sullivan, Anderson, Greene, Johnson, Unicoi, Blount, Hamblen, Knox, Union, Campbell, Hancock, Scott, Washington, Claiborne, Henderson, Lawrence, Wayne, Giles, Henry, Lewis, Weakley, Benton, Houston, Maury, Carroll, Hickman, Jerry, Decatur, Humphreys, Stewart, and Hardin Counties, Tenn.

(3) From points in Arthur, Cherry, Hall, Lawson, Sherman, Blaine, Custer, Holt, Logan, Thomas, Boyd, Garfield, Hooker, Loup, Valley, Brown, Greeley, Howard, McPherson, Wheeler, Buffalo, Grant, Keyapana, and Rock Counties, Nebr., to points in Limestone, Jackson, Morgan, DeKalb, Marshall, Madison, Crenshaw, Covington, Coffee, Bullock, Barbour, Houston, Pike, Henry, Russell, Geneva, Montgomery, Dale, and Macon Counties, Ala.; Bradford, Baker, Alachua, Union, Levy, Putnam, Flagler, St. Johns, Duval, Nassau, Clay, Marion, Leon, Gadsden, Lafayette, Franklin, Madison, Jefferson, Dixie, Wakulla, Taylor, Suwannee, Hamilton, Columbia, Liberty, Gilchrist, Volusia, Pasco, Hillsboro, Sumter, Orange, Hernando, Seminole, Osceola, Citrus, Polk, Lake, Brevard, Pinellas, Indian River, Martin, Dade, St. Lucie, Collier, Palm Beach, Broward, Monroe, Okeechobee, Hardee, Manatee, Glades, Lee, De Soto, Highlands, Charlotte, Sarasota, and Hendry Counties, Fla.; Russell, Mercer, Green, Casey, Woodford, Rockcastle, Lincoln, Fayette, Boyle, Wayne, Pulaski, Madison, Gerrard, Anderson, Washington, Metcalfe, Marion, Cumberland, Adair, Taylor, Monroe, Jessamine, Clinton, McCreary, Knox, Estill, Whitley, Lee, Jackson, Clay, Pike, Leslie, Knott, Breathitt, Owsley, Letcher, Harlan, Bell, Perry, Laurel, Floyd, Wolfe, Pendleton, Bracken, Elliott, Lawrence, Menifee, Grant, Montgomery, Rowan, Campbell, Fleming, Lewis, Bath, Harrison, Morgan, Powell, Carroll, Franklin, Magoffin, Boone, Johnson, Nicholas, Robertson, Carter, Gallatin, Martin, Bourbon, Kenton, Owen, Scott, Clark, Greenup, Mason, and Boyd Counties, Ky.; Rutherford, Macon, Clay, Robertson, Jackson, Sumner, Putnam, Dickson, Cannon, Smith, Pickett, DeKalb, Cheatham, Wilson, Montgomery, Overton, Davidson, and Williamson, White, Grundy, Bradley, Roane, Monroe, McMinn, Franklin, Bedford, Rhea, Meigs, Loudon, Cumberland, Sequatchie, Morgan, Marshall, Lincoln, Coffee, Van Buren, Polk, Marion, Hamilton, Bledsoe, Warren, Moore, Fentress, Anderson,

Carter, Hamblen, Knox, Unicoi, Grainger, Hancock, Scott, Union, Claiborne, Hawkins, Sevier, Washington, Blount, Cocke, Jefferson, Sullivan, Campbell, Greene, and Johnson Counties, Tenn., and points in Georgia.

(4) From points in Chase, Gosper, Kearney, Dundy, Hayes, Lincoln, Franklin, Harlan, Perkins, Frontier, Hitchcock, Phelps, Furnas, Keith, and Redwillow Counties, Nebr., to points in Putnam, Flagler, Marion, Clay, Nassau, Bradford, Union, Levy, Baker, St. Johns, Duval, Alachua, Pasco, Hillsboro, Osceola, Citrus, Sumter, Lake, Harnando, Seminole, Orange, Brevard, Polk, Indian River, Volusia, Pinellas, Palm Beach, Martin, Dade, St. Luce, Collier, Monroe, Broward, Glades, Manatee, DeSoto, Lee, Highlands, Charlotte, Sarasota, Hendry, Okeechobee, and Hardee Counties, Fla.; Richmond, Wilkinson, Putnam, Johnson, Glascock, Warren, Taliaferro, Oglethorpe, Jenkins, Emanuel, Washington, Columbia, McDuffie, Jefferson, Wilkes, Burke, Laurens, Hancock, Treutlen, Baldwin, Lincoln, Greene, Liberty, Candler, Evans, Bryan, Effingham, Chatham, Screven, Bullock, Wayne, McIntosh, Camden, ToWare, Wheeler, Long, Bacon, Toombs, Tattnall, Jefferson Davis, Brantley, Pierce, Glynn, Appling, Montgomery, Charlton, and Ware Counties, Ga.; Russell, Woodford, Marion, Gerrard, Boyle, Pulaski, Taylor, Madison, Fayette, Anderson, Washington, Wayne, Lincoln, Cumberland, Adair, Rockcastle, Metcalfe, Jessmine, Clinton, Monroe, Mercer, Green, Casey, Pike, Clay, Owsley, Knox, Perry, Estill, Letcher, Knott, Whitley, Breathitt, Lee, Jackson, Harlan, Bell, Leslie, Floyd, McCreary, Laurel, Johnson, Scott, Montgomery, Harrison, Rowan, Morgan, Kenton, Powell, Nicholas, Lawrence, Robertson, Owen, Wolfe, Pendleton, Menifee, Mason, Bracken, Grant, Clark, Magoffin, Bourbon, Gallatin, Carter, Martin, Boyd, Franklin, Carroll, Lewis, Boone, Elliott, Campbell, Greenup, Bath, and Fleming Counties, Ky.; Sevier, Cocke, Anderson, Hawkins, Sullivan, Claiborne, Scott, Hancock, Union, Campbell, Knox, Hamblen, Washington, Carter, Johnson, Greene, Unicoi, Blount, Jefferson, and Grainger Counties, Tenn.

(5) From points in Box Butte, Dawes, Sheridan, and Sioux Counties, Nebr., to points in Alabama, Florida, Georgia, Kentucky, and points in Jackson, Robertson, Dickson, Davidson, Macon, Pickett, Trousdale, Clay, Montgomery, Putnam, Smith, Cheatham, Overton, Williamson, DeKalb, Cannon, Rutherford, Wilson, Sumner, Roane, White, Moore, Sequatchie, Marshall, Morgan, Loudon, Meigs, Polk, Van Buren, Lincoln, Rhea, Warren, Monroe, Cumberland, Fentress, McMinn, Franklin, Coffee, Grundy, Bradley, Hamilton, Bledsoe, Marion, Bedford, Hancock, Johnson, Sevier, Knox, Greene, Claiborne, Sullivan, Carter, Hamblen, Grainger, Unicoi, Campbell, Hawkins, Cocke, Washington, Blount, Jefferson, Scott, Union, Anderson, Houston, Maury, Stewart, Giles, Weekley, Perry, Lawrence, Decatur, Humphreys, Henry, Wayne, Hickman, Henderson, Carroll, Lewis, Hardin, and Benton Counties, Tenn.

(6) From points in Banner, Morrill, Cheyenne, Scott Bluffs, Deuel, Garden, and Kimball Counties, Nebr., to points in Limestone, Marshall, Jackson, Madison, DeKalb, Morgan, Macon, Henry, Coffee, Russell, Geneva, Bullock, Montgomery, Dale, Barbour, Pike, Crenshaw, Houston, and Covington Counties, Ala.; St. Johns, Duval, Flagler, Putnam, Bradford, Clay, Union, Baker, Nassau, Alachua, Marion, Levy, Taylor, Liberty, Gadsden, Suwannee, Madison, Franklin, Lafayette, Jefferson, Dixie, Wakulla, Hamilton, Columbia, Leon, Gilchrist, Volusia, Pasco, Seminole, Sumter, Polk, Hillsboro, Pinellas, Hernando, Osceola, Citrus, Brevard, Orange, Lake, Indian River, St. Lucie, Collier, Palm Beach, Broward, Monroe, Martin, Dade, Sarasota, Highlands, Okeechobee, Hendry, Manatee, Hardee, Charlotte, Glades, Lee, and DeSoto Counties, Fla.; points in Georgia; Metcalfe, Russell, Greene, Mercer, Clinton, Woodford, Taylor, Jessamine, Boyle, Casey, Monroe, Washington, Lincoln, Anderson, Adair, Pulaski, Wayne, Madison, Fayette, Rockcastle, Gerrard, Marion, Cumberland, Whitley, Pike, Lee, Clay, Leslie, Letcher, Jackson, Breathitt, McCreary, Knott, Harlan, Bell, Perry, Knox, Floyd, Owsley, Laurel, Estill, Carter, Wolfe, Menifee, Pendleton, Greenup, Lewis, Boyd, Clark, Robertson, Montgomery, Powell, Harrison, Magoffin, Bourbon, Elliott, Rowan, Morgan, Franklin, Johnson, Carroll, Boone, Fleming, Martin, Nicholas, Gallatin, Kenton, Campbell, Bath, Scott, Mason, Owen, Grant, Lawrence, Bracken, Meade, Trimble, Grayson, Hardin, Christian, Logan, Jefferson, Sheleby, Muhlenberg, Butler, Simpson, LaRue, Nelson, Hart, Breckridge, Spencer, Henry, Ohio, Bullitt, Barren, Todd, Warren, Oldham, Allen, and Edmonson Counties, Ky.; Sumner, Macon, Pickett, Clay, Trousdale, Rutherford, Montgomery, Cheatham, Williamson, Robertson, Dickson, Cannon, Smith, Putnam, DeKalb, Jackson, Wilson, Overton, Davidson, Grundy, Marion, Polk, Monroe, Cumberland, Hamilton, Roane, Warren, Marshall, Coffee, Lincoln, White, Sequatchie, Meigs, Bradley, Loudon, Rhea, Morgan, Franklin, Bledsoe, McMinn, Van Buren, Moore, Fentress, Bedford, Hamblen, Knox, Washington, Carter, Hancock, Scott, Sullivan, Campbell, Jefferson, Sevier, Unicoi, Blount, Hawkins, Greene, Cocke, Anderson, Johnson, Union, Claiborne, and Grainger Counties, Tenn. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E116), 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 points in Nye, Esmerald, Eureka, and Lander Counties, Nev., to points in Morgan, Madison, Marshall, DeKalb, Jackson, and Limestone Counties, Ala.; St. Johns, Marion, Bradford, Duval, Nassau, Clay, Union, Flagler, Putnam, Alachua, Levy, Baker, Pinellas, Seminole, Brevard, Volusia, Sumter, Citrus, Polk, Osceola, Hernando, Indian River, Orange, Hillsboro, Pasco, Lake, Monroe, Dade, Palm Beach, Martin, St. Lucie, Broward, Collier, Sarasota, Okeechobee, Lee, Charlotte, Hendry, DeSoto, Highlands, Glades, Manatee, and Hardee Counties, Fla.; Dade, Heard, Whitfield, Douglas, Murray, Bartlow, Floyd, Paulding, Chattooga, Gordon, Polk, Carroll, Haralson, Walker, Catoosa, Lumpkin, Pickens, Towns, Clarke, DeKalb, Franklin, Jackson, Barrow, Madison, Rabun, Union, Clayton, Elbert, Fulton, Jasper, Butts, Morgan, Rockdale, Walton, Cobb, Fannin, Gilmer, Habersham, Cherokee, Newton, Spalding, White, Coweta, Fayette, Gwinnett, Hall, Oconee, Stephens, Hart, Dawson, Forsyth, Henry, Banks, Hancock, Lincoln, Richmond, Wilkes, Columbia, Jefferson, McDuffie, Taliaferro, Wilkinson, Emanuel, Jenkins, Oglethorpe, Treutlen, Greene, Johnson, Glascock, Warren, Baldwin, Laurens, Putnam, Washington, Burke, Liberty, Bullock, Screven, Candler, Effingham, Chatham, Evans, Bryan, Montgomery, Wayne, Glynn, Long, Ware, Jefferson Davis, Tattnall, McIntosh, Pierce, Toombs, Wheeler, Appling, ToWare, Charlton, Bacon, Brantley, and Camden Counties, Ga.; Winnebago, Delaware, Mitchell, Allamakee, Franklin, Clayton, Worth, Black Hawk, Floyd, Chickasaw, Winneshiek, Bremer, Fayette, Hancock, Butler, Buchanan, Wright, Howard, and Cerro Gordo Counties, Iowa; points in Kentucky and South Carolina; Sumner, Jackson, Robertson, Cannon, DeKalb, Pickett, Putnam, Cheatham, Wilson, Smith, Macon, Clay, Williamson, Rutherford, Montgomery, Davidson, Dickson, Trousdale, Overton, Loudon, Roane, Morgan, Moore, Marion, White, Lincoln, Marshall, Franklin, Bedford, Warren, McMinn, Meigs, Grundy, Bledsoe, Van Buren, Polk, Monroe, Fentress, Bradley, Sequatchie, Rhea, Hamilton, Cumberland, Coffee, Cocke, Union, Johnson, Hancock, Knox, Washington, Greene, Anderson, Claiborne, Sevier, Jefferson, Blount, Sullivan, Hamblen, Hawkins, Campbell, Unicoi, Grainger, Scott, Carter, Weakley, Perry, Stewart, Humphreys, Lawrence, Lewis, Henry, Decatur, Maury, Hickman, Giles, Wayne, Houston, Hardin, Benton, Henderson, and Carroll Counties, Tenn.

(2) From points in Clark and Lincoln Counties, Nev., to points in Winneshiek, Buchanan, Delaware, Fayette, Winnebago, Butler, Mitchell, Wright, Worth, Cerro Gordo, Howard, Allamakee, Floyd, Chickasaw, Hancock, Black Hawk, Bremer, Clayton, and Franklin Counties, Iowa; Taylor, Boyle, Gerrard, Madison, Pulaski, Rockcastle, Casey, Green, Marion, Adair, Washington, Clinton, Jessamine, Mercer, Anderson, Russell, Cumberland, Lincoln, Metcalfe, Wayne, Fayette, Woodford, Monroe, Letcher, Jackson, Whitley, Knox, Lee, Harlan, Clay, Bell, Knott, Owsley, Floyd, Breathitt, McCreary, Perry, Laurel, Leslie, Pike, Estill, Mason, Montgomery, Fleming, Nicholas, Rowan, Harrison, Magoffin, Bourbon, Carroll, Franklin,

Owen, Scott, Johnson, Martin, Boyd, Carter, Morgan, Pendleton, Wolfe, Kenton, Bath, Bracken, Clark, Gallatin, Powell, Menifee, Lawrence, Boone, Campbell, Elliott, Grant, Robertson, Greenup, and Lewis Counties, Ky.; Edgefield, Saluda, Chester, Greenwood, Spartansburg, Lamens, Union, McCormick, York, Newberry, Cherokee, Georgetown, Horry, Marion, Florence, Williamsburg, Clarendon, and Dillon Counties, S.C.; Knox, Union, Hamblen, Hawkins, Scott, Johnson, Cocke, Jefferson, Sevier, Washington, Campbell, Claiborne, Sullivan, Grainger, Carter, Anderson, Unicoi, Greene, Hancock, and Blount Counties, Tenn.

(3) From points in Churchill, Ormsby, Douglas, Pershing, Humboldt, Storey, Lyon, Washoe, and Mineral Counties, Nev., to points in Alabama, Florida, Georgia, Kentucky, South Carolina, and points in Wright, Hancock, Bremer, Clayton, Fayette, Mitchell, Buchanan, Delaware, Winneshiek, Howard, Butler, Allamakee, Floyd, Winnebago, Cerro Gordo, Black Hawk, Franklin, Worth, and Chickasaw Counties, Iowa; Tate, Panola, Prentiss, Lee, Tippah, Lowndes, Pontotoc, Tunila, Tishomingo, Marshall, Union, Clay, Chickasaw, Webster, Lafayette, Choctaw, Monroe, Alcorn, Desoto, Yalobusha, Benton, Itawamba, Oktibbeha, and Calhoun Counties, Miss.; Pickett, Williamson, Montgomery, Cannon, Smith, Rutherford, DeKalb, Cheatham, Trousdale, Overton, Dickson, Clay, Putnam, Sumner, Jackson, Davidson, Robertson, Wilson, Macon, Marion, Roane, Monroe, Lincoln, Hamilton, McMinn, Sequatchie, Moore, Bledsoe, Bedford, Loudon, Van Buren, Morgan, Fentress, Bradley, Warren, Marshall, Polk, Franklin, Coffee, Rhea, Meigs, White, Grundy, Cumberland, Scott, Unicoi, Hawkins, Campbell, Hancock, Union, Greene, Carter, Johnson, Washington, Hamblen, Claiborne, Knox, Sevier, Anderson, Cocke, Jefferson, Sullivan, Blount, Grainger, Perry, Humphreys, Hardin, Decatur, Maury, Lawrence, Henderson, Benton, Wayne, Lewis, Henry, Stewart, Giles, Houston, Weakley, Hickman, and Carroll Counties, Tenn.

(4) From points in Elko and Whitepine, Nev., to points in Florida, Georgia, Kentucky, South Carolina, and points in Cullman, Lee, Coosa, Cherokee, Elmore, Randolph, Blount, Talladega, Etowah, Clay, Calhoun, Chilton, Jefferson, Tallapoosa, Shelby, Autauga, Cleburne, St. Clair, Chambers, Bibb, Winston, Walker, Fayette, Pickens, Marion, Lawrence, Lauderdale, Franklin, Lamar, Tuscaloosa, Colbert, Madison, Jackson, Limestone, Morgan, Marshall, DeKalb, Montgomery, Macon, Pike, Crenshaw, Houston, Barbour, Henry, Geneva, Bullock, Dale, Coffee, Covington, and Russell Counties, Ala.; Tippah, Yalobusha, Prentiss, Clay, Lowndes, Tishomingo, Monroe, Tate, DeSoto, Marshall, Tunila, Oktibbeha, Calhoun, Itawamba, Benton, Union, Panola, Chickasaw, Lafayette, Alcorn, Webster, Pontotoc, Choctaw, and Lee Counties, Miss.; Williams, Pickett, Dickson, Smith, Wilson, Overton, DeKalb, Clay, Rutherford, Montgomery, Davidson, Cheatham, Robertson, Macon, Trousdale, Cannon, Putnam, Jackson, Sumner, McMinn, Polk, Sequatchie, Meigs, Cumberland, White, Morgan, Rhea, Franklin, Fentress, Monroe, Marshall, Roane, Lincoln, Bradley, Van Buren, Warren, Grundy, Coffee, Bledsoe, Moore, Marion, Hamilton, Loudon, Bedford, Union, Hamblen, Johnson, Grainger, Washington, Hancock, Knox, Greene, Campbell, Hawkins, Jefferson, Sullivan, Carter, Unicoi, Cocke, Blount, Scott, Sevier, Claiborne, Anderson, Wayne, Giles, Humphreys, Benton, Henry, Hardin, Hickman, Carroll, Henderson, Lawrence, Houston, Perry, Lewis, Weakley, Maury, Decatur, and Stewart Counties, Tenn. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E117), 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 and organs*, uncrated; (1) from points in Carroll and Grafton Counties, N.H., to points in Calhoun, Etowah, Cleburne, Tallapoosa, Cullman, Jefferson, Shelby, Chambers, Elmore, Lee, Talladega, Cherokee, Chilton, Randolph, Blount, Bibb, Clay, St. Clair, Coosa, Autauga, Lawrence, Tuscaloosa, Colbert, Lamar, Lauderdale, Marion, Winston, Pickens, Franklin, Walker, Fayette, Washington, Sumter, Escambia, Baldwin, Wilcox, Choctaw, Greene, Butler, Perry, Clarke, Hale, Mobile, Conecuh, Lawndes, Monroe, Dallas, and Marengo Counties, Ala.; Washington, Holmes, Gulf, Jackson, Walton, Okaloosa, Escambia, Calhoun, Santa Rosa, and Bay Counties, Fla.; (2) from points in Cheshire, Hillsboro, and Sullivan Counties, N.H., to points in Marion, Lawrence, Colbert, Pickens, Lauderdale, Tuscaloosa, Lamar, Walker, Franklin, Winston, Fayette, Washington, Sumter, Greene, Baldwin, Wilcox, Clarke, Hale, Butler, Mobile, Conecuh, Lawndes, Monroe, Dallas, Marengo, Perry, Escambia, and Choctow Counties, Ala.; Walton, Gulf, Washington, Holmes, Jackson, Calhoun, Santa Rosa, Bay, Okaloosa, and Escambia Counties, Fla.; (3) from points in Coos County, N.H., to points in Cullman, Lee, Cleburne, Talladega, Elmore, Bibb, Chambers, Clay, Etowah, Blount, Cherokee, Tallapoosa, Jefferson, St. Clair, Shelby, Chilton, Randolph, Calhoun, Coosa, Autauga, Marion, Walker, Colbert, Pickens, Lamar, Fayette, Winston, Franklin, Lauderdale, Tuscaloosa, Lawrence, Washington, Greene, Choctow, Escambia, Wilcox, Hale, Monroe, Baldwin, Butler, Lawndes, Clarke, Sumter, Marengo, Conecuh, Perry, Mobile, and Dallas Counties, Ala.; Escambia, Walton, Calhoun, Santa Rosa, Washington, Jackson, Gulf, Okaloosa, Holmes, and Bay Counties, Fla.; (4) from points in Belknap, Merrimack, Rockingham, and Strafford Counties, N.H., to points in Shelby, Tallapoosa, Chambers, Jefferson, Chilton, Cherokee, Randolph, Calhoun, Clay, Cleburne, Etowah, Blount, Cullman, Coosa, St. Clair, Bibb, Talladega, Elmore, Lee, Autauga, Marion, Lawrence, Fayette, Pickens, Lauderdale, Tuscaloosa, Colbert, Walker, Lamar, Winston, Franklin, Washington, Lawndes, Sumter, Choctaw, Wilcox, Marengo, Conecuh, Butler, Escambia, Mobile, Dallas, Greene, Monroe, Baldwin, Hale, Perry, and Clarke Counties, Ala.; Holmes, Santa Rosa, Jackson, Gulf, Okaloosa, Escambia, Walton, Bay, Washington, and Calhoun Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E118), 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 and organs*, uncrated; (1) from points in Passaic, Bergen, Essex, and Hudson Counties, N.J., to points in Lawrence, Walker, Lamar, Lauderdale, Winston, Marion, Colbert, Pickens, Fayette, Tuscaloosa, Franklin, Wilcox, Monroe, Perry, Sumter, Conecuh, Dallas, Lawndes, Choctaw, Washington, Marengo, Clarke, Escambia, Mobile, Greene, Baldwin, Hale, and Butler Counties, Ala.; Washington, Santa Rosa, Walton, Gulf, Holmes, Escambia, Jackson, Bay, Okaloosa, and Calhoun Counties, Fla.; (2) from points in Morris, Sussex, and Warren Counties, N.J., to points in Marion, Winston, Colbert, Pickens, Lamar, Lawrence, Lauderdale, Tuscaloosa, Fayette, Walker, Franklin, Sumter, Conecuh, Lawndes, Choctaw, Washington, Dallas, Marengo, Baldwin, Clarke, Escambia, Monroe, Wilcox, Greene, Mobile, Perry, Hale, and Butler Counties, Ala.; Santa Rosa, Okaloosa, Gulf, Holmes, Washington, Calhoun, Walton, Escambia, Jackson, and Bay Counties, Fla.; (3) from points in Salem, Camden, Cumberland, and Gloucester Counties, N.J., to points in Marion, Lauderdale, Franklin, Pickens, Lawrence, Tuscaloosa, Fayette, Walker, Lamar, Winston, Colbert, Conecuh, Greene, Monroe, Butler, Wilcox, Hale, Perry, Baldwin, Washington, Lawndes, Sumter, Dallas, Marengo, Choctaw, Escambia, Mobile, and Clarke Counties, Ala.; Holmes, Santa Rosa, Walton, Escambia, Washington, Gulf, Jackson, Bay, Okaloosa, and Calhoun Counties, Fla.; (4) from points in Ocean, Atlantic, Burlington, Cape May, and Monmouth Counties, N.J., to points in Marion, Winston, Lamar, Pickens, Lauderdale, Tuscaloosa, Colbert, Walker, Fayette, Lawrence, Franklin, Marengo, Wilcox, Sumter, Conecuh, Mobile, Greene, Washington, Baldwin, Monroe, Hale, Butler, Dallas, Lawndes, Choctaw, Escambia, Perry, and Clarke Counties, Ala.; Walton, Gulf, Santa Rosa, Holmes, Washington, Bay, Okaloosa, and Calhoun Counties, Fla.

(4) From points in Ocean, Atlantic, Burlington, Cape May, and Monmouth Counties, N.J., to points in Marion, Winston, Lamar, Pickens, Lauderdale, Tuscaloosa, Colbert, Walker, Fayette, Lawrence, Franklin, Marengo, Wilcox, Sumter, Conecuh, Mobile, Greene, Washington, Baldwin, Monroe, Hale, Butler,

Dallas, Lawndes, Choctaw, Escambia, Perry, and Clarke Counties, Ala.; Walton, Gulf, Santa Rosa, Holmes, Washington, Bay, Okaloosa, Calhoun, Jackson, and Escambia Counties, Fla.; (5) from points in Union, Hunterdon, Mercer, Middlesex, and Somerset Counties, N.J., to points in Marion, Lawrence, Lauderdale, Pickens, Colbert, Tuscaloosa, Fayette, Walker, Franklin, Winston, Lamar, Dallas, Marengo, Washington, Clarke, Escambia, Mobile, Wilcox, Conecuh, Greene, Monroe, Baldwin, Hale, Perry, Butler, Lawndes, Sumter, and Choctaw Counties, Ala.; and Walton, Bay, Jackson, Calhoun, Washington, Escambia, Oklaoosa, Gulf, Santa Rosa, and Holmes Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E119), 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 points in Los Alamos, Valencia, San Miguel, Sandoval, Bernalillo, Santa Fe, Guadalupe, and Torrance Counties, N. Mex., to points in Robertson, Harrison, Lawrence, Wolfe, Nicholas, Rowan, Johnson, Lewis, Mason, Owen, Gallatin, Pendleton, Magoffin, Menifee, Clark, Grant, Kenton, Scott, Montgomery, Elliott, Greenup, Powell, Martin, Morgan, Fleming, Franklin, Bracken, Carter, Campbell, Carroll, Bourbon, Boyd, Boone, and Bath Counties, Ky.; Washington, Pasquotank, Pitt, Edgecombe, Currituck, Wilson, Halifax, Per Quiman, Camden, Pamlico, Hertford, Northampton, Chowan, Martin, Nash, Bertie, Beaufort, Hyde, Tyrrell, Gates, and Dare Counties, N.C.; Prince William, Westmoreland, Caroline, Arlington, Stafford, Spotsylvania, Fauquier, Alexandria, Falls Church, King George, Fairfax, Orange, Fredericksburg, Essex, Culpeper, Winchester, Page, Madison, Harrisonburg, Greene, Loudoun, Shenandoah, Frederick, Warren, Clarke, Rockingham, Rappahannock, Henrico, King William, Charlottesville, Mecklenburg, Fluvanna, Amelia, James Pity, Louisa, Colonial Heights, New Kent, Cumberland, Brunswick, Goochland, Lunenburg, Hopewell, Nottoway, Chas Pity, Dinwiddie, King & Queen, Prince Edward, Petersburg, Hanover, Buckingham, Chesterfield, Powhatan, Prince George, Richmond, Waynesboro, Albemarle, Southampton, Richmond, Suffolk, Hampton, Nansemond, Northampton, Portsmouth, York, Newport News, Mathews, Northumberland, Emporia, Surry, Wight of Isle, Middlesex, Chesapeake, Virginia Beach, Sussex, Greensville, Lancaster, Norfolk, Franklin, Williamsburg, Gloucester, and Accomack Counties, Va.

(2) From points in McKinley, Rio Arriba, and San Juan Counties, N. Mex., to points in Estill, Knox, McCreary, Bell, Floyd, Laurel, Pike, Clay, Harlan, Lee, Whitley, Breathitt, Jackson, Leslie, Owsley, Knott, Letcher, Perry, Boyd, Owen, Carter, Franklin, Johnson, Magoffin, Pendleton, Menifee, Mason, Wolfe, Gallatin, Kenton, Scott, Bourbon, Nicholas, Bracken, Clark, Grant, Lawrence, Robertson, Bath, Montgomery, Campbell, Elliott, Greenup, Morgan, Rowan, Boone, Martin, Carroll, Fleming, Harrison, Lewis, and Powell Counties, Ky.; points in North Carolina and Virginia; Jefferson, Grainger, Carter, Scott, Hancock, Claiborne, Unicoi, Sevier, Union, Sullivan, Hawkins, Campbell, Washington, Hamblen, Johnson, Blount, Cocke, Greene, Knox, and Anderson Counties, Tenn.; (3) from points in Taos, Union, Colfax, Harding, and Mora Counties, N. Mex., to points in Wolfe, Campbell, Fleming, Harrison, Magoffin, Morgan, Boone, Scott, Carroll, Franklin, Johnson, Martin, Nicholas, Bourbon, Rowan, Carter, Gallatin, Kenton, Mason, Owen, Boyd, Robertson, Clark, Grant, Lawrence, Menifee, Pendleton, Bracken, Powell, Elliott, Greenup, Lewis, Montgomery, and Bath Counties, Ky.; Davidson, Granville, Orange, Davie, Guilford, Person, Durham, Lee, Randolph, Forsyth, Montgomery, Richmond, Franklin, Moore, Rockingham, Rowan, Wake, Cabarrus, Stanly, Warren, Anson, Stokes, Allamance, Union, Chatham, Vance, Caswell, Edgecombe, Halifax, Gates, Wilson, Currituck, Dare, Nash, Per Quiman, Chowan, Martin, Northampton, Pitt, Camden, Hyde, Pamlico, Tyrrell, Bertie, Hertford, Pasquotank, Washington, and Beaufort Counties, N.C., and points in Virginia.

(4) From points in Grant, Socorro, Hidalog, Luna, Catron, Otero, Dona Ana, and Sierra Counties, N. Mex., to points in Clark, Elliott, Fleming, Franklin, Gallatin, Grant, Greenup, Harrison, Johnson, Kenton, Lawrence, Lewis, Magoffin, Martin, Mason, Menifee, Montgomery, Morgan, Nicholas, Owen, Pendleton, Powell, Robertson, Rowan, Scott, Wolfe, Bath, Boone, Bourbon, Boyd, Bracken, Campbell, Carroll, and Carter Counties, Ky.; Martin, Pitt, Northampton, Camden, Gates, Wilson, Per Quiman, Hyde, Chowan, Washington, Hertford, Nash, Currituck, Tyrrell, Pasquotank, Beaufort, Dare, Halifax, Pamlico, Bertie, and Edgecombe Counties, N.C.; Spotsylvania, Westmoreland, Stafford, Alexandria, Prince William, King George, Essex, Shenandoah, Warren, Harrisonburg, Winchester, Clarke, Frederick, Rappahannock, Greene, Rockingham, Loudoun, Madison, Page, Powhatan, Hopewell, Nottoway, Hanover, Louisa, Chas Pity, Prince Edward, Petersburg, Mecklenburg, Henrico, Albemarle, Chesterfield, Prince George, New Kent, Lunenburg, James Pity, Amelia, Cumberland, Charlottesville, Richmond, Fluvanna, King & Queen, Brunswick, Dinwiddie, Colonial Heights, Waynesboro, Goochland, King William, Buckingham, Newport News, Norfolk, Portsmouth, Williamsburg, Wight of Isle, Hampton, Chesapeake, Suffolk, Richmond, Lancaster, Franklin, Northampton, Southampton, Accomack, Mathews, Emporia, Northumberland, Sussex, Gloucester, Middlesex, Virginia Beach, York, Surry, Greensville, and Nansemond Counties, Va.; (5) from points in Curry, Quay, DeBaca, Roosevelt, Eddy, Lea, Chaves, and Lincoln Counties, N. Mex., to points in Warren, Page, Madison, Winchester, Rappahannock, Rockingham, Harrisonburg, Clarke, Shenandoah, Frederick, Greene, and Loudoun Counties, Va. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E120), filed June 4, 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 and organs*, uncrated; (1) from points in Albany, Kings, Queens, Ulster, Bronx, Nassau, Rensselar, Westchester, Columbia, New York, Richmond, Dutchess, Orange, Rockland, Greene, Putnam, and Sullivan Counties, N.Y., to points in Marion, Fayette, Lamar, Colbert, Pickens Franklin, Lawrence, Walker, Lauderdale, Tuscaloosa, Winston, Butler, Escambia, Mobile, Wilcox, Choctaw, Greene, Monroe, Baldwin, Clarke, Hale, Perry, Conecuh, Lawndes, Sumter, Dallas, Marengo, and Washington Counties, Ala.; Okaloosa, Holmes, Escambia, Washington, Jackson, Gulf, Santa Rosa, Walton, Calhoun, and Bay Counties, Fla.; (2) from points in Suffolk County, N.J., to points in Fayette, Walker, Colbert, Franklin, Marion, Lamar, Tuscaloosa, Lauderdale, Pickens, Lawrence, Winston, Choctaw, Escambia, Mobile, Wilcox, Clarke, Greene, Monroe, Baldwin, Butler, Hale, Perry, Conecuh, Lawndes, Sumter, Dallas, Marengo, and Washington Counties, Ala.; Calhoun, Okaloosa, Escambia, Mobile, Wilcox, Clarke, Greene, Monroe, Baldwin, Butler, Hale, Perry, Conecuh, Lawndes, Sumter, Dallas, Marengo, and Washington Counties, Ala.; Calhoun, Okaloosa, Santa Rosa, Gulf, Walton, Holmes, Washington, Jackson, and Bay Counties, Fla.; (3) from points in Clinton, Montgomery, Essex, Saratoga, Franklin, Schenectdy, Fulton, Washington, Hamilton, and Warren Counties, N.Y., to points in Talladega, Shelby, Clay, Blount, Elmore, Cullman, Chilton, Bibb, Tallapoosa, Randolph, Cherokee, Autauga, Etowah, Lee, Chambers, Cleburne, St. Clair, Jefferson, Calhoun, Coosa, Winston, Lauderdale, Walker, Tuscaloosa, Lamar, Pickens, Franklin, Marion, Fayette, Lawrence, Colbert, Washington, Perry, Escambia, Dallas, Marengo, Sumter, Conecuh, Baldwin, Mobile, Lawndes, Clarke, Monroe, Hale, Choctaw, Wilcox, Green, and Butler Counties, Fla.; Okaloosa, Holmes, Washington, Gulf, Walton, Escambia, Santa Rosa, Bay, Jackson, and Calhoun Counties, Fla.

(4) From points in Broome, Delaware, Schuyler, Wayne, Cayuga, Madison, Schoharie, Yates, Chenango, Ontario, Seneca, Chemung, Onondaga, Tioga, Courtland, Otsego, and Tompkins Counties, N.Y., to points in Pickens, Marion, Lawrence, Fayette, Tuscaloosa, Colbert, Winster, Lauderdale, Lamar, Walker, Franklin, Butler, Hale, Choctaw, Perry, Baldwin, Greene, Clarke, Mobile, Marengo, Dallas, Wilcox, Monroe, Escambia, Washington, Lawndes, Conecuh, and Sumter Counties, Ala.; Okaloosa, Cal-

houn, Jackson, Bay, Walton, Gulf, Washington, Holmes, Santa Rosa, and Escambia Counties, Fla.; (5) from points in Jefferson, Lewis, Oneida, Oswego, Herkimer, and St. Lawrence Counties, N.Y., to points in Talladega, Lee, St. Clair, Bibb, Tallapoosa, Coosa, Shelby, Blount, Chilton, Cullman, Etowah, Calhoun, Clay, Elmore, Jefferson, Chambers, Cleburne, Randolph, Autauga, Cherokee, Marion, Fayette, Colbert, Pickens, Franklin, Tuscaloosa, Lamar, Walker, Lauderdale, Winston, Lawrence, Houston, Russell, Crenshaw, Macon, Pike, Dale, Henry, Bullock, Barbour, Geneva, Coffee, Montgomery, Covington, Wilcox, Escambia, Greene, Hale, Lawndes, Marengo, Washington, Conecuh, Mobile, Baldwin, Dallas, Monroe, Butler, Perry, Choctaw, Sumter, and Clarke Counties, Ala.; Okaloosa, Calhoun, Santa Rosa, Escambia, Walton, Gulf, Washington, Holmes, Bay, and Jackson Counties, Fla.; (6) from points in Cataraugus, Monroe, Chatauqua, Niagara, Erie, Orleans, Genesee, Steuben, Allegany, Livingston, and Wyoming Counties, N.Y., to points in Talladega, Shelby, Bibb, Chilton, Tallapoosa, Elmore, Blount, Clay, Lee, Etowah, Calhoun, Cleburne, Randolph, Jefferson, Chambers, Coosa, St. Clair, Autauga, Cherokee, Cullman, Russell, Houston, Coffee, Pike, Macon, Covington, Crenshaw, Montgomery, Dale, Geneva, Barbour, Henry, Bullock, Washington, Sumter, Hale, Choctaw, Wilcox, Dallas, Lawndes, Clarke, Mobile, Conecuh, Marengo, Monroe, Escambia, Baldwin, Perry, Greene, and Butler Counties, Ala.; and Washington, Gulf, Walton, Holmes, Bay, Jackson, Calhoun, Okaloosa, Escambia, and Santa Rosa Counties, Fla. The purpose of this filing is to eliminate the gateway of Corinth, Miss.

No. MC 107012 (Sub-No. E121), filed June 4, 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 points in Allamance, Anson, Caswell, Cabarrus, Chatham, Davie, Davidson, Durham, Forsyth, Franklin, Granville, Guilford, Lee, Montgomery, Moore, Orange, Person, Randolph, Richmond, Rockingham, Rowan, Stokes, Stanly, Union, Vance, and Warren Counties, N.C., to points in Ness, Rush, Trego, Cheyenne, Greeley, Norton, Scott, Wallace, Decatur, Lane, Phillips, Sheridan, Wichita, Ellis Logan, Rawlins, Sherman, Graham, Rooks, Thomas, and Gove Counties, Kans., Rio Arriba, San Juan, McKinley, Colfax, Union, Harding, Mora, and Taos Counties, N. Mex., and points in Auzena, California, Colorado, and Iowa; (2) from points in Beaufort, Dare, Hyde, Pamlico, Wilson, Bertie, Edgecombe, Martin, Perquimans, Camden, Gates, Nash, Pitt, Chowan, Halifax, Northampton, Tyrrell, Currituck, Hertford, Pasquotank, and Washington Counties, N.C., to points in Osage, Johnson, Douglas, Wyandotte, Nemaha, Jefferson, Brown, Wabaunsee, Miami, Jackson, Atchison, Shawnee, Marshall, Franklin, Pottawatomie, Leavenworth, Doniphan, Sumner, Russell, Pratt, Lincoln, Geary, Chase, Morris, Stafford, Riley, Reno, Kingman, Ellsworth, Barton, Sedgwick, Rice, Mitchell, Jewell, Dickinson, Barber, Saline, Republic, McPherson, Harvey, Cloud, Ottawa, Washington, Smith, Marion, Harper, Clay, Osborne, Wallace, Rush, Logan, Graham, Rooks, Wichita, Rawlins, Lane, Decatur, Trego, Phillips, Gove, Cheyenne, Thomas, Norton, Greeley, Sherman, Scott, Ness, Ellis, Sheridan, Stevens, Meade, Hamilton, Finney, Stanton, Kiowa, Gray, Comanche, Seward, Kearny Grant, Clark, Pawnee, Hodgeman, Ford, Morton, Haskell, and Edwards Counties, Kans.; Valencia, Sandoval, Torrance, Guadalupe, Santa Fe, Bernalillo, San Miguel, Los Alamos, Rio Arriba, McKinley, San Juan, Mora, Harding, Colfax, Union, Taos, Socorro, Grant, Sierra, Dona Ana, Otero, Catron, Luna, and Hidalgo Counties, N. Mex.; Texas, Cimarron, and Beaver Counties, Okla.; Presidio, Hudspeth, Winkler, Pecos, Culberson, Ward, Loving, Brewster, Terrell, Jefferson Davis, Reeves, and El Paso Counties, Tex.; points in Arizona, California, Colorado, and Iowa.

(3) From points in Bladen, Cumberland, Jones, Pender, Brunswick, Duplin, Johnston, Robeson, Carteret, Greene, Lenoir, Sampson, Columbus, Harnett, N. Hanover, Scotland, Craven, Hoke, Onslow, and Wayne Counties, N.C., to points in Pima, Pinal, Santa Cruz, Maricopa, Yuma, Coconino, Mohave, Navajo, Yavapai, and Apache Counties, Ariz.; Wyandotte, Brown, Jefferson, Nemaha, Doniphan, Johnson, Osage, Douglas, Leavenworth, Pottawatom, Franklin, Marshall, Shawnee, Atchison, Jackson, Miami, Wabaunsee, Reno, Saline, Sumneer, Barber, Dickinson, Jewell, Pratt, Republic, Sedgwick, Mitchell, Barton, Geary, Kingman, Rice, Smith, Morris, Chase, Ellsworth, Lincoln, Riley, Stafford, Osborne, Clay, Harper, Marion, Russell, Washington, Ottawa, Cloud, Harvey, McPherson, Wichita, Cheyenne, Gove, Phillips, Sheridan, Sherman, Decatur, Logan, Rawlins, Thomas, Ellis, Lane, Rooks, Trego, Graham, Ness, Rush, Wallace, Greeley, Norton, and Scott Counties, Kans.; Rio Arriba, San Juan and McKinley Counties, N. Mex.; and points in California, Colorado, and Iowa; (4) from points in Alexander, Catawba, Lincoln, Yadkin, Alleghany, Caldwell, Mecklenburg, Ashe, Cleveland, Surry, Avery, Gaston, Watauga, Burke, Iredell, and Wilkes Counties, N.C., to points in Maricopa, Santa Cruz, Pinal, and Pima Counties, Ariz.; Larimer, Jefferson, Fremont, Denver, Adams, Park, Lake, El Paso, Chaffee, Pitkin, Jackson, Elbert, Cedar Creek, Summit, Grand, Eagle, Boulder, Teller, Gilpin, Douglas, Arapahoe, Washington, Kit Carson, Sedgwick, Phillips, Yuma, Morgan, Weld, Logan, San Juan, Montezuma, Gunnison, Alamosa, San Miguel, Montrose, Dolores, Saguache, Mineral, Delta, Rio Grande, LaPlata, Conejos, Quray, Hinsdale, Archuleta, Garfield, Routt, Rio Blanco, Moffat, and Mesa Counties, Colo.; Webster, Warren, Mahaska, Hamilton, Clarke, Polk, Wayne, Madison, Grundy, Boone, Poweshiek, Marshall, Jasper, Greene, Appanoose, Storey, Monroe, Lucas, Decatur, Tama, Marion, Hardin, Dallas, Pocahontas, Osceola, Kossuth, Crawford, Buena Vista, Plymouth, Palo Alto, Ida, Clay, Sac, O'Brien, Humboldt, Cherokee, Sioux, Monona, Emmet, Carroll, Woodbury, Lyon, Dickinson, Calhoun, Ringgold, Guthrie, Adams, Shelby, Pottawatta, Harrison, Adair, Page, Fremont, Montgomery, Cass, Union, Mills, Audubon, Taylor, Winneshiek, Howard, Delaware, Buchanan, Wright, Hancock, Clayton, Bremer, Worth, Franklin, Chickasaw, Black Hawk, Mitchell, Fayette, Cerro, Gordo, Allamakee, Winnebago, Floyd, and Butler Counties, Iowa; McKinley, Rio Arriba, and San Juan Counties, N. Mex.; and points in California.

(5) From points in Buncombe, Henderson, Mitchell, Yancey, Cherokee, Jackson, Polk, Clay, Macon, Rutherford, Graham, Madison, Swain, Haywood, McDowell, and Transylvania Counties, N.C., to points in Ventura, Kern, Santa Barbara, San Luis Obispo, Orange, Los Angeles, Imperial, San Diego, Riverside, Inyo, Tulare, Kings, Fresno, Solano, Sonoma, Stanislaus, Sutter, Sacramento, Tuolumne, Santa Clara, Monterey, Eldorado, Amador, Yolo, Santa Cruz, Mono, Marin, Alpine, San Francisco, San Benito, Merced, Contra Costa, Alameda, San Joaquin, Placer, Mariposa, Colusa, San Mateo, Napa, Madera, Calaveras, Trinity, Glenn, Tehama, Mendicino, Lake, Humboldt, Shasta, Butte, Plumas, Siskiyou, Nevada, Sierra, Modoc, Yuba, and Lassen Counties, Calif.; Larimer, Lake, Fremont, Denver, Adams, Park, Jefferson, El Paso, Chaffee, Pitkin, Jackson, Douglas, Cedar Creek, Summit, Grand, Eagle, Boulder, Teller, Gilpin, Elbert, Arapahoe, Washington, Kit Carson, Sedgwick, Yuma, Phillips, Weld, Morgan, Logan, San Miguel, Montrose, Gunnison, Alamosa, San Juan, Montezuma, Dolores, Saguache, LaPlata, Delta, Rio Grande, Hinsdale, Conejos, Quray, Mineral, Archuleta, Garfield, Routt, Rio Blanco, Moffat, and Mesa Counties, Colo.; Storey, Poweshiek, Mahaska, Hamilton, Clarke, Webster, Warren, Madison, Hardin, Boone, Polk, Monroe, Lucas, Greene, Appanoose, Wayne, Marshall, Jasper, Decatur, Tama, Marion, Grundy, Dallas, Plymouth, Palo Alto, Kossuth, Crawford, Buena Vista, Pocahontas, Osceola, Ida, Clay, Sac, O'Brien, Emmet, Cherokee, Sioux, Monoma, Dickinson, Carroll, Woodbury, Lyon, Humboldt, Calhoun, Pattawatta, Guthrie, Adair, Union, Page, Fremont, Taylor, Mills, Cass, Shelby, Harrison, Audubon, Ringgold, Montgomery, Adams, Wright, Howard, Clayton, Buchanan, Winneshiek, Hancock, Chickasaw, Bremer, Worth, Franklin, Delaware, Black Hawk, Winnebago, Floyd, Cerro Gordo, Allamakee, Mitchell, Fayette, and Butler Counties, Iowa; McKinley, San Juan, and Rio Arriba Counties, N. Mex. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

No. MC 107012 (Sub-No. E122), filed June 3, 1974. Applicant: NORTH AMER-

ICAN 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 points in LaMoure, Sargent, Barnes, Logan, Stutsman, Cass, McIntosh, Dickey, Ransom, Kidder, and Richland Counties, N. Dak., to points in Union, Drew, Cleveland, Lincoln, Columbia, Quachita, Dallas, Ashley, Desha, Bradley, Calhoun, Chicot, Perry, White, Lee, Conway, Phillips, Garland, Lonoke, Faulkner, Prairie, Grant, Monroe, Pulaski, Hot Springs, Arkansas, Saline, Jefferson, Cleburne, Stone, Randolph, Greene, Izard, Woodruff, Mississippi, Crittendon, Jackson, Poinsett, Baxter, Cross, Lawrence, Charp, Clay, Fulton, St. Francis, Craighead, and Independence Counties, Ark.; St. Charles, St. Mary, W. Baton Rouge, Iberia, Orleans, St. Helena, St. Tammany, W. Felician, Iberville, Plaquemine, St. James, Tangipahoa, Pointe Coupee, Jefferson, Ascension, St. John The Baptist, Terrebonne, St. Bernard, Lafourche, Assumption, St. Martin, Washington, E. Felician, Livingston, E. Baton Rouge, Beauregard, Vermilion, Allen, Calcasieu, Cameron, Jefferson Davis, Lafayette, Acadia, W. Carroll, Madison, Union, Winn, Morehouse, Caldwell, Franklin, Ouachita, E. Carroll, Jackson, Richland, Lincoln, Tensas, Catahoula, Rapids, Avoyelles, Concordia, St. Landry, Evangeline, Vernon, Grant, and LaSalle Counties, La.; (2) from points in Eddy, Steele, Foster, Traill, Griggs, Grand Forks, and Nelson Counties, N. Dak., to points in Desha, Cleveland, Calhoun, Drew, Columbia, Chicot, Union, Dallas, Lincoln, Ashley, Quachita, Bradley, Phillips, Perry, Arkansas, Grant, Lee, Pulaski, Cleburne, Hot Springs, Prairie, Saline, Faulkner, Monroe, Jefferson, Conway, Lonoke, White, Garland, Lawrence, Sharp, Woodruff, Crittendon, Poinsett, Izard, Baxter, Cross, Mississippi, Independence, Clay, Fulton, Randolph, Stone, Craighead, St. Francis, Jackson, and Greene Counties, Ark.; St. Charles, St. James, Tangipahoa, W. Felician, Jefferson, St. Helena, St. John The Baptist, Terrebonne, Lafourche, Iberville, Orleans, St. Martin, Livingston, Pointe Coupee, Ascension, St. Bernard, St. Mary, Washington, E. Felician, Assumption, Plaquemine, St. Tammany, W. Baton Rouge, Iberia, E. Baton Rouge, Vermilion, Cameron, Acadia, Jeff Davis, Allen, Lafayette, Beauregard, Calcasieu, Ouachita, Winn, Jackson, Richland, Morehouse, Lincoln, Tensas, Caldwell, Madison, Union, Franklin, W. Carroll, E. Carroll, St. Landry, Catahoula, Vernon, Evangeline, Rapids, Grant, Avoyelles, LaSalle, and Concordia Counties, La.

(3) From points in Pierce, Walsh, Ramsey, Wells, Benson, Rolette, Cavalier, Sheridan, Pembina, and Towner Counties, N.Dak., to points in Union, Bradley, Dallas, Quachita, Calhoun, Desha, Drew, Chicot, Lincoln, Cleveland, Ashley, Columbia, Monroe, Saline, Jefferson, Conway, Perry, White, Lee, Faulkner, Phillips, Garland, Lonoke, Prairie, Grant, Arkansas, Pulaski, Hot Springs, Cleburne, Poinsett, Woodruff, Cross, Craighead, Randolph, Lawrence, Fulton, Crittendon, St. Francis, Mississippi, Independence, Jackson, Sharp, Clay, Izard, Stone, Greene, and Baxter Counties, Ark.; and points in Louisiana; (4) from points in Adams, Emmons, Morton, Billings, Golden Valley, Oliver, Bowman, Grant, Sioux, Burleigh, Hettinger, Slope, Dunn, Mercer, and Stark Counties, N.Dak., to points in Drew, Dallas, Desha, Columbia, Bradley, Union, Cleveland, Ashel, Quachita, Chitcot, Lincoln, Calhoun, White, Cleburne, Lonoke, Arkansas, Saline, Prairie, Lee, Pulaski, Grant, Phillips, Jefferson, Garland, Perry, Hot Springs, Conway, Monroe, Faulkner, Sharp, Mississippi, Fulton, Clay, Stone, Lawrence, Cross, Baxter, Woodruff, Jackson, Crittendon, St. Francis, Randolph, Izard, Greene, Poinsett, Independence, and Craighead Counties, Ark.; Washington, Louisa, Jefferson, Des Moines, Lee, Muscatine, Linn, Jackson, Davis, Van Buren, Keokuk, Iowa, Clinton, Wapello, Jones, Henry, Cedar, Scott, Johnson, Dubuque, and Benton Counties, Iowa; St. James, Tangipahoa, St. Charles, Livingston, E. Felician, St. John The Baptist, Terrebonne, St. Bernard, Lafourche, E. Baton Rouge, St. Martin, Washington, Pointe Coupee, Jefferson, Assumption, St. Mary, W. Baton Rouge, Plaquemine, Iberville, Ascension, St. Tammany, W. Felician, Orleans, Iberia, St. Helena, Richland, Jackson, Winn, Ouachita, Franklin, W. Carroll, Morehouse, E. Carroll, Union, Madison, Caldwell, Tensas, Lincoln, Vernon, Evangeline, St. Landry, Concordia, Rapids, Catahoula, LaSalle, Avoyelles, and Grant Counties, La.

(5) From points in Bottineau, Renville, Burke, Ward, McLean, McHenry, and Mountrail Counties, N. Dak.; Drew, Chicot, Columbia, Desha, Calhoun, Cleveland, Union, Ashley, Lincoln, Bradley, Quachita, Dallas, Perry, Saline, Faulkner, Grant, Phillips, Lonoke, Conway, Garland, Jefferson, White, Cleburne, Prairie, Monroe, Arkansas, Pulaski, Lee, Hot Springs, Independence, Stone, Poinsett, Randolph, Izard, St. Francis, Woodruff, Jackson, Lawrence, Sharp, Mississippi, Craighead, Fulton, Clay, Cross, Baxter, Greene, and Crittendon Counties, Ark.; Wapello, Washington, Louisa, Cedar, Davis, Iowa, Jones, Muscatine, Henry, Jackson, Keokuk, Van Buren, Benton, Jefferson, Lee, Scott, Dubuque, Johnson, Linn, Clinton, and Des Moines Counties, Iowa; Pointe Coupee, St. John The Baptist, Terrebonne, Lafourche, Iberia, St. Charles, St. Martin, Washington, Livingston, E. Felician, St. Helena, St. Mary, W. Baton Rouge, Orleans, E. Baton Rouge, St. Bernard, St. Tammany, W. Felician, Jefferson, Assumption, St. James, Tangipahoa, Plaquemine, Iberville, Ascension, Vermilion, Lafayette, Calcasieu, Jefferson Davis, Beauregard, Cameron, Allen, Acadia, Winn, Union, Caldwell, W. Carroll, Lincoln, Morehouse, Ouachita, Jackson, Madison, Richland, E. Carroll, Tensas, Franklin, St. Landry, Evangeline, Vernon, Concordia, Rapids, Catahoula, La Salle, Avoyelles, and Grant Counties, La.

(6) From points in Divide, McKenzie, and Williams Counties, N. Dak., to points in Columbia, Quachita, Ashley, Drew, Union, Calhoun, Desha, Cleveland, Lincoln, Dallas, Chicot, Bradley, Jefferson, Hot Springs, Lee, Grant, Garland, Lonoke, Faulkner, Cleburne, Monroe, Pulaski, Arkansas, Perry, Saline, Phillips, White, Prairie, Conway, Greene, Jackson, Sharp, Craighead, Crittendon, Independence, Stone, Clay, Poinsett, Izard, Mississippi, Baxter, Cross, Randolph, Lawrence, Fulton, St. Francis, and Woodruff Counties, Ark.; Henry, Dubuque, Lee, Washington, Benton, Iowa, Des Moines, Linn, Scott, Jackson, Johnson, Louisa, Van Buren, Jefferson, Jones, Wapello, Clinton, Davis, Keokuk, Muscatine, and Cedar Counties, Iowa; St. Bernard, St. John The Baptist, St. Tammany, Washington, E. Felician, St. Charles, Iberia, Livingston, W. Baton Rouge, Pointe Coupee, St. Helena, St. Martin, Tangipahoa, Orleans, E. Baton Rouge, St. James, St. Mary, Terrebonne, Jefferson, Assumption, Plaquemine, Lafourche, Iberville, W. Felician, Ascension, Calcasieu, Beauregard, Cameron, Allen, Jefferson Davis, Acadia, Lafayette, Vermilion, Tensas, Richland, Franklin, W. Carroll, Winn, E. Carroll, Union, Ouachita, Caldwell, Madison, Lincoln, Morehouse, Jackson, Evangeline, LaSalle, Vernon, Avoyelles, Rapids, Concordia, Grant, Catahoula, and St. Landry Counties, La. The purpose of this filing is to eliminate the gateway of DeKalb, Ill.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-20788 Filed 8-6-75;8:45 am]

[Notice 62]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

AUGUST 1, 1975.

The following applications are governed by Special Rule 1100.247[1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the 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

[1] Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

to be in conflict with that sought in the application, and describing in detail 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 shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant 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) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by the Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

Evidence respecting how equipment is expected to be returned to an origin point, as well as other data relating to operational feasibility (including the need for dead-head operations), must be presented as part of an applicant's initial evidentiary presentation (either at oral hearing or in its opening verified statement under the modified procedure) with respect to all applications filed on or after December 1, 1973.

If an applicant states in its initial evidentiary presentation that empty or partially empty vehicle movements will result upon a grant of its application, applicant will be expected (1) to specify the extent of such empty operations, by mileages and the number of vehicles, that would be incurred, and (2) to designate where such empty vehicle operations will be conducted.

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.

No. MC 931 (Sub-No. 11), filed July 8, 1975. Applicant: FALLS CITIES TRANSFER, INC., 1415 S. Clark Blvd., Jeffersonville, Ind. 47130. Applicant's representative: J. G. Dail, Jr., 1111 E St. NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, household goods as defined by the Commission, Classes A and B explosives, and articles requiring special equipment), between Louisville, Ky., on the one hand, and, on the other, points in Anderson, Breckenridge, Boyle, Bullitt, Carroll, Franklin, Grayson, Hancock, Hardin, Henry Jefferson, LaRue, Marion, Meade, Mercer, Nelson, Oldham, Shelby, Spencer, Trimble, and Washington Counties, Ky., and points in Clark, Crawford, Dubois, Floyd, Harrison, Jackson, Jefferson, Jennings, Orange, Perry, Scott, Spencer, and Washington Counties, Ind., restricted to the transportation of traffic moving in trailers provided by shippers, consignees, or railroads and having a prior or subsequent movement by rail in trailer-on-flatcar service to or from Louisville, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky.

No. MC 2990 (Sub-No. 23), filed July 1, 1975. Applicant: BLUE ARROW-DOUGLAS, INC., 525 Burton Street NW., Grand Rapids, Mich. 48180. Applicant's representative: Robert A. Sullivan, P.O. Box 400, 22375 Haggerty Road, Northville, Mich. 48167. 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 or facilities of Hendrickson Mfg. Co. located at or near Burr Ridge, Ill., as an off route point in connection with carriers regular route operations from and to Chicago, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Detroit, Mich., or Chicago, Ill.

No. MC 5888 (Sub-No. 40), filed July 14, 1975. Applicant: MID-AMERICAN LINES, INC., 127 W. 10th Street, 11th Floor, Kansas City, Mo. 64105. Applicant's representative: Louis A. Hoger (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 and other facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either St. Paul, Minn., or Des Moines, Iowa.

No. MC 16831 (Sub-No. 19), filed July 14, 1975. Applicant: MID SEVEN TRANSPORTATION COMPANY, a Corporation, 2323 Delaware Street, Des Moines, Iowa 50317. Applicant's representative: William L. Fairbank, 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from the plantsite and facilities of Penn-Dixie Steel Corporation, at or near Centerville, Iowa, to points in Illinois, Indiana, Kansas, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin; and (2) *materials and supplies* used in the manufacture and distribution of iron and steel articles, from points in the states named in Part (1) above, to the plantsite and facilities of Penn-Dixie Steel Corporation at or near Centerville, Iowa. Restriction: The above authority is restricted against the transportation of commodities in bulk, and is restricted to shipments either originating at, or destined to, the plantsite and facilities of Penn-Dixie Steel Corporation at or near Centerville, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 21455 (Sub-No. 38), filed June 26, 1975. Applicant: GENE MITCHELL CO., West Liberty, Iowa 52776. Applicant's representative: Kenneth F. Dudley, 611 Church Street, P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wheat products*, from ports of entry on the International Boundary line between the United States and Canada located at Grand Portage, Minn., and Champlain, N.Y., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 22254 (Sub-No. 82), filed July 14, 1975. Applicant: TRANS-AMERICAN VAN SERVICE, INC., P.O. Box 12608, 12301 West Freeway, Fort Worth, Tex. 76116. Applicant's representative: John C. Bradley, 618 Perpetual Building, 1111 E. Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fuel cells, and fuel cell parts and accessories*, from Magnolia, Ark., to McConnell Air Force Base, at or near Wichita, Kans., and Tinker Air Force Base, at or near Oklahoma City, Okla.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Fort Worth, Tex., or Washington, D.C.

No. MC 22278 (Sub-No. 50), filed July 7, 1975. Applicant: TAKIN BROS. FREIGHT LINE, INC., 2125 Commercial Street, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (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 ex-

plosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), Serving the plantsite and other facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 27500 (Sub-No. 11), filed July 7, 1975. Applicant: MISHAK TRUCK LINE, INC., 320 7th Avenue North, Clear Lake, Iowa 50428. Applicant's representative: Larry D. Knox, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1)(a) *Self-propelled vehicles*, (b) *equipment, materials, and supplies*, designed for use in conjunction with self-propelled vehicles, (c) *parts and attachments*, for the commodities in (a) and (b) above, and (d) *aluminum extrusions;* and (2) equipment, materials, and supplies, used in the manufacture or distribution of the abovementioned products (except commodities in bulk), between points in Winnebago County, Iowa, on the one hand, and, on the other points in Nebraska, Wisconsin, Illinois, Indiana, Michigan, and points in Ohio, on and west of a line commencing at Toledo, Ohio, thence south over U.S. Highway 23 to Columbus, Ohio, and thence southwest over Interstate Highway 70, to Cincinnati, Ohio, restricted to traffic originating at or destined to, the plant and warehouse facilities of Winnebago Industries, Inc., located in Winnebago County, Iowa.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at St. Paul, Minn.

No. MC 27817 (Sub-No. 116), filed July 8, 1975. Applicant: H. C. GABLER, INC., R.D. #3, Chambersburg, Pa. 17201. Applicant's representative: Christian V. Graf, 407 North Front St., Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses (except commodities in bulk, frozen commodities, and canned and preserved foodstuffs), (1) between the plant site of Musselman Fruit Products, Division of Pet, Inc., located at Inwood, W. Va., on the one hand, and, on the other, points in Connecticut, Massachusetts, Rhode Island, New York, New Jersey, Delaware, Maryland, Pennsylvania, Virginia, West Virginia, North Carolina, South Carolina, Ohio, and the District of Columbia; and (2) between the plant site of Musselman Fruit Products, Division of Pet, Inc., located at Biglerville and Gardners, Pa., on the one hand, and, on the other, points in Connecticut, Massachusetts, Rhode Island, New York, New Jersey, Delaware, Maryland, Pennsylvania, Virginia, West Virginia, North Carolina, South Carolina, and the District of Columbia, restricted to the transportation of shipments originating at the above origins and destined to the abovenamed states.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Harrisburg, Pa., or Washington, D.C.

No. MC 28478 (Sub-No. 44), filed July 8, 1975. Applicant: GREAT LAKES EXPRESS CO., a Corporation, 1150 North Niagara Street, Saginaw, Mich. 48602. Applicant's representative: Robert A. Sullivan, P.O. Box 400, Northville, Mich. 48167. 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 or the facilities of Hendrickson Manufacturing Company located at or near Burr Ridge, Ill., as an off-route point in connection with carrier's regular route operations from and to Chicago, Ill.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Detroit, Mich., or Chicago, Ill.

No. MC 29130 (Sub-No. 106), filed July 10, 1975. Applicant: THE ROCK ISLAND MOTOR TRANSIT COMPANY, a Corporation, 2744 SE. Market Street, P.O. Box 1355, Des Moines, Iowa 50305. Applicant's representative: Bruce C. Spitzer, LaSalle Street Station, 139 West Van Buren Street, Chicago, Ill. 60605. 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 and other facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's regular-route operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa; Minneapolis or St. Paul, Minn.

No. MC 30280 (Sub-No. 67) (Amendment), filed June 2, 1975, published in the FEDERAL REGISTER issue of July 3, 1975, and republished as amended this issue. Applicant: WATKINS CAROLINA EXPRESS, INC., 1940 Monroe Drive NE., Atlanta, Ga. 30306. Applicant's represenative: Paul M. Daniell, P.O. Box 872, Atlanta, Ga. 30301.

NOTE.—The sole purpose of this partial republication is to amend the restrictions in part (2) and (3) to read as follows: (2) Service at points in North Carolina west of U.S. Highway 25 restricted to traffic moving from, to or through South Carolina or Georgia other than those points within 15 miles of Atlanta. (3) Service at points in North Carolina east of a line formed by U.S. Highway 1 extending from the North Carolina-Virginia State Line to its junction with U.S. Highway 158, thence along U.S. Highway 158 to Warrenton, N.C., thence along North Carolina Highway 58 to Wilson, N.C., thence along U.S. Highway 301 to its junction with U.S. Highway 117, thence along U.S. Highway 117 to Wilmington, N.C., thence along U.S. Highway 421 to Fort Fisher, N.C., and the Atlantic Ocean restricted to the transportation of traffic moving from, to or through points in South Carolina or those in Georgia other than those within 15 miles of Atlanta. The rest of the application remains the same. If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 30844 (Sub-No. 546), filed July 7, 1975. Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, P.O. Box 5000, Waterloo, Iowa 50702. Applicant's representative: Paul Rhodes (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned and preserved foodstuffs*, from Bowling Green, Fremont, and Toledo, Ohio, to points in Minnesota, North Dakota, and South Dakota, restricted to shipments originating at the facilities of H. J. Heinz located at the above named origins and destinations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant does not specify location.

No. MC 35469 (Sub-No. 45), filed June 16, 1975. Applicant: MODERN TRANSFER CO., INC., P.O. Box 2008, Allentown, Pa. 18105. Applicant's representative: Christian V. Graf, 407 North Front St., Harrisburg, Pa. 17101. 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, commodities requiring special equipment), (1) Between Youngstown, Ohio; and Baltimore, Md., serving no intermediate points: From Youngstown, Ohio, over Ohio State Highway 7 to junction Interstate Highway 80S, thence over Interstate Highway 80S to junction Interstate Highway 76, thence over Interstate Highway 76 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70N, thence over Interstate Highway 70N to Baltimore, Md., and return over the same route; and (2) between Pittsburgh, Pa., and Baltimore, Md., serving intermediate and off-route points in Pennsylvania within 30 miles of the City-County Building in Pittsburgh, Pa.: (a) From Pittsburgh, Pa., over Interstate Highway 76 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70N, thence over Interstate Highway 70N to Baltimore, Md., and return over the same route; and (b) From Pittsburgh, Pa., over U.S. Highway 30 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 70N, thence over Interstate Highway 70N to Baltimore, Md., and return over the same route.

NOTE.—The purpose of this filing is to eliminate the gateway Allentown, Pa. If a hearing is deemed necessary, the applicant requests it be held at either Harrisburg, Pa., or Washington, D.C.

No. MC 51146 (Sub-No. 439), filed July 14, 1975. Applicant: SCHNEIDER

TRANSPORT, INC., 2661 South Broadway, Green Bay, Wis. 54304. Applicant's representative: Neil A. DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise as is dealt in by discount and variety 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 the facilities of U.S. Packing and Shipping Co., Inc. located at Jersey City, N.J., to points in North Carolina, South Carolina, Georgia, Alabama, and Florida, restricted to traffic originating at the facilities of U.S. Packing and Shipping Co. located at Jersey City, N.J. and destined to the above-named destination points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 52473 (Sub-No. 10), filed July 8, 1975. Applicant: BEHNKE, INC., 77 South Monroe St., Battle Creek, Mich. 49014. Applicant's representative: Karl L. Gotting, 1200 Bank of Lansing Bldg., Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic articles*, from Battle Creek, Mich., to points in Ohio, Illinois and Minnesota and to Lafayette and Connersville, Ind., and Chicago, Ill., under a continuing contract or contracts with United Steel & Wire Company, located at or near Battle Creek, Mich.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Lansing or Detroit, Mich.

No. MC 52657 (Sub-No. 729), filed June 30, 1975. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th Street, Chicago, Ill. 60620. Applicant's representative: S. J. Zangri (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers and trailer chassis* (except those designed to be drawn by passenger automobiles), in initial movements, in truckaway service, and *materials supplies and parts* (except commodities in bulk) used in the manufacture, assembly or servicing of commodities described above, when moving in mixed shipments and on the same load with such commodities, from Northumberland, Pa., to points in the United States, including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Washington, D.C., or Harrisburg, Pa.

No. MC 52752 (Sub-No. 25), filed July 7, 1975. Applicant: WESTERN TRANSPORTATION COMPANY, 1300 West 35th St., Chicago, Ill. 60609. Applicant's representative: Allan C. Zukerman, 39 South LaSalle St., Chicago, Ill. 60603. 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 plant site and facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 55896 (Sub-No. 47), filed July 17, 1975. Applicant: R-W SERVICE SYSTEM, INC., 20225 Goddard Road, Taylor, Mich. 48180. Applicant's representative: Martin J. Leavitt, 22375 Haggerty Road, P.O. Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt roofing, cement and siding*, from the plantsite of Globe Industries, Inc., located at or near Whiting, Ind., to points in Illinois and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 57880 (Sub-No. 15), filed July 7, 1975. Applicant: ASHTON TRUCKING CO., P.O. Box 472, 1201 North Broadway, Monte Vista, Colo. 81144. Applicant's representative: Leslie R. Kehl, 1660 Lincoln St., Lincoln Center Bldg., Suite 1600, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal feed*, between Fort Lupton, Colo., on the one hand, and, on the other, points in Texas and Wyoming.

NOTE.—Applicant holds motor contract carrier authority in MC 62538 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 60271 (Sub-No. 8), filed July 9, 1975. Applicant: HARPER TRUCK LINE, INC., P.O. Box 288, Monroe, La. 71201. Applicant's representative: W. C. Littleton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood sawdust, chips and shavings* (wood residuals), from Winnfield, La., to Crossett, Ark.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Monroe, Shreveport, Baton Rouge, or New Orleans, La.

No. MC 61440 (Sub-No. 151), filed July 3, 1975. Applicant: LEE WAY MOTOR FREIGHT, INC., 3000 West Reno, Oklahoma City, Okla. 73108. Applicant's representative: Richard H. Champlin (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 Interstate Commerce Commission, commodities in bulk and those requiring special equipment), serving the plant site and other facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa as an off-route point in connection with applicant's otherwise authorized regular route operations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Minneapolis, Minn. or Washington, D.C.

No. MC 65781 (Sub-No. 5), filed July 9, 1975. Applicant: DAWN MOVING & STORAGE COMPANY, INC., 6009 Wayzata Blvd., Minneapolis, Minn. 55416. Applicant's representative: Andrew R. Clark, 1000 First Nat'l Bank Bldg., Minneapolis, Minn. 55402. 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 Minnesota, Wisconsin, and points in Illinois on and north of Interstate Highway 80, on the one hand, and, on the other, points in North Carolina, South Carolina, Arkansas, Mississippi, Texas, and Louisiana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 69224 (Sub-No. 43), filed July 9, 1975. Applicant: H & W MOTOR EXPRESS COMPANY, 3000 Elm St., P.O. Box 837, Dubuque, Iowa 52001. Applicant's representative: James E. Ballenthin, 630 Osborn Bldg., St. Paul, Minn. 55102. 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 plant site and other facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa as an off-route point, in connection with otherwise authorized operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Des Moines, Iowa, or St. Paul, Minn.

No. MC 75320 (Sub-No. 181), filed July 7, 1975. Applicant: CAMPBELL SIXTY-SIX EXPRESS, INC., P.O. Box 807, Springfield, Mo. 65801. Applicant's representative: John A. Crawford, P.O. Box 22567, Jackson, Miss. 39205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fibrous glass products and materials; mineral wool, mineral wool products and materials; insulated air ducts and insulating products and materials, including products necessary in the installation of all of said products* (except commodities in bulk), from the plantsite and other facilities of Certainteed Products Corp., at or near Kansas City, Kans., to points in Arkansas, Louisiana, Mississippi, Oklahoma, Tennessee, and Texas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Kans.

No. MC 76266 (Sub-No. 127), filed July 3, 1975. Applicant: ADMIRAL-MERCHANTS MOTOR FREIGHT, INC., 215 South 11th Street, Minneapolis, Minn. 55403. Applicant's representative: Cecil

L. Goettsch, 11th Floor, Des Moines Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from the plant site and storage facilities of North Star Steel Company, located at or near Wilton, Iowa, to points in the United States (except Hawaii); and (2) *materials, equipment, and supplies* used in the manufacture and distribution of iron and steel articles, from points in the states named in Part (1) above, to the plant site and storage facilities of North Star Steel Company, located at or near Wilton, Iowa, restricted to traffic originating at and destined to the above named points.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at St. Paul, Minn.

No. MC 80430 (Sub-No. 156), filed July 7, 1975. Applicant: GATEWAY TRANSPORTATION CO., INC., 455 Park Plaza Drive, La Crosse, Wis. 54601. Applicant's representative: F. Neil Aschemeyer (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 and other facilities of Minnesota Mining & Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's authorized regular route operations between Mt. Pleasant, Iowa, and Des Moines, Iowa.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa; Chicago, Ill.; or Washington, D.C.

No. MC 82063 (Sub-No. 62), filed July 16, 1975. Applicant: KLIPSCH HAULING CO., a Corporation, 119 E. Loughborough, St. Louis, Mo. 63111. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, (1) from Obion County, Tenn., to points in Arkansas, Missouri, Alabama, Kentucky, and Illinois; (2) from Mississippi County, Ark., to points in Missouri, Tennessee, Alabama, Kentucky, Illinois, and Arkansas; (3) from Pontotoc County, Miss., to points in Arkansas, Missouri, Tennessee, Alabama, and Kentucky; and (4) from Nashville, Tenn., to points in Mississippi County, Ark.; Pontotoc County, Miss., and Chilton County, Ala.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either St. Louis, Mo., or Memphis, Tenn.

No. MC 82841 (Sub-No. 160), filed July 7, 1975. Applicant: HUNT TRANSPORTATION, INC., 10770 I Street, Omaha, Nebr. 68127. 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: *Lumber*, from Arlington and Centralia, Wash., to points in Douglas County, Nebr., and Pottawattamie County, Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 87379 (Sub-No. 17), filed July 17, 1975. Applicant: C. H. HOOKER TRUCKING CO., 1475 Roanoke Avenue, P.O. Box 150, Unrichsville, Ohio 44683. Applicant's representative: Boyd B. Ferris, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay products* (except earthenware, pottery, stoneware, and chinaware), from Junction City, Ohio, to points in Alabama, Arkansas, Louisiana, Mississippi, Oklahoma, and Texas.

NOTE.—The purpose of this instant application is to eliminate the gateway of Junction City, Ohio. Applicant holds contract carrier authority in MC 126851 Subs 2 and 3, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Columbus, Ohio, or Washington, D.C.

No. MC 94265 (Sub-No. 244), filed July 11, 1975. Applicant: BONNEY MOTOR EXPRESS, INC., P.O. Box 305, Route 460, Windsor, Va. 23487. Applicant's representative: Harry G. Buckwalter (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, fresh or frozen, and *meats, meat products, meat byproducts, 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 commodities in bulk, in tank vehicles), from the plantsite and storage facilities of or utilized by Stewart Foods at or near Norfolk, Va., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Norfolk, Va.

No. MC 100449 (Sub-No. 58), filed July 18, 1975. Applicant: MALLINGER TRUCK LINE, INC., R.F.D. 4, Fort Dodge, Iowa 50501. Applicant's representative: Thomas E. Leahy, Jr., 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* (except hides and commodities in bulk), from Roswell, N. Mex., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Louisiana, Michigan, Minnesota, Missouri, Mississippi, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., Oklahoma City, Okla., or Dallas, Tex.

No. MC 100517 (Sub-No. 2), filed June 16, 1975. Applicant: REDDING TRANS., INC., 133 Elm Street, North Uxbridge, Mass. 01538. Applicant's representative: Arthur A. Wentzell, P.O. Box 764, Worcester, Mass. 01613. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cotton piece goods; yarn, mohair, Orlon, rayon and wool; bobbins; thread, cotton, rayon, and wool; printed matter; and knitting needles*, between Uxbridge, Mass., on the one hand, and, on the other, Boston, Mass., including Logan International Airport located at or near East Boston, Mass., and Worcester, Mass., restricted to traffic moving in interstate commerce from the plantsite of Emile Bernat & Sons Co.

NOTE.—Applicant holds contract carrier authority in MC 93257 therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Boston or Worcester, Mass.

No. MC 100666 (Sub-No. 302), filed July 9, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 3535 NW. 58th, 280 National Foundation Life Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe and fittings*, from High Springs and Miami, Fla., to points in Alabama, Arkansas, Georgia, Kentucky, Louisiana, Mississippi, and Tennessee.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Memphis, Tenn.

No. MC 100666 (Sub-No. 303), filed July 11, 1975. Applicant: MELTON TRUCK LINES, INC., 1129 Grimmett Drive, P.O. Box 7666, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 3535 NW. 58th, 280 National Foundation Life Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper mill products, pulp mill products and materials, equipment, and supplies* used in the manufacture and/or distribution thereof (except commodities in bulk), between the plantsite and storage facilities of Potlatch Corporation in Desha County, Ark., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC 103051 (Sub-No. 347), filed July 17, 1975. Applicant: FLEET TRANSPORT COMPANY, INC., 934 44th Avenue, North, P.O. Box 90408, Nashville, Tenn. 37209. Applicant's representative: Russell E. Stone (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 and hopper-type vehicles, from points in North Carolina to points in Georgia, South Carolina, Tennessee, and Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Nashville, Tenn., or Atlanta, Ga.

No. MC 106150 (Sub-No. 2), filed July 7, 1975. Applicant: OLIVER OIL

COMPANY, Box 127, Huntsville, Mo. 65259. Applicant's representative: Floyd Riley (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Gasolines, kerosene*, in bulk, in tank vehicles, and *distillates and tractor fuel*, in bulk, in tank vehicles, from The Phillips Petroleum Company facilities located in Kansas City, Kans., to points in Linn, Macon, Livingston, and Grundy Counties, Mo., under a continuing contract or contracts with Phillips Petroleum Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Moberly, Jefferson City, or Kansas City, Mo.

No. MC 107496 (Sub-No. 1003), filed July 7, 1975. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50304. Applicant's representative: E. Check (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sulphuric acid*, in bulk, (a) from Tulsa, Okla., to points in Tennessee, Nebraska, Colorado, and Iowa; and (b) from Bartlesville, Okla., to points in Texas, Tennessee, Nebraska, Colorado, and Iowa; and (2) *chemicals*, in bulk, from the facilities of Economics Laboratory, Inc., located at or near Joliet, Ill., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Kansas City, Mo.

No. MC 107496 (Sub-No. 1004), filed July 7, 1975. Applicant: RUAN TRANSPORT CORPORATION, P.O. Box 855, Des Moines, Iowa 50304. Applicant's representative: E. Check (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 vehicles, (1) from Gary, Ind., to points in Michigan; (2) from Rochester, Minn., to points in Wisconsin, Iowa, and Minnesota; (3) from LaCrosse, Wis., to points in Wisconsin, Minnesota, and Iowa; (4) from Oak Creek, Wis., to points in Wisconsin, Minnesota, Illinois, Iowa, and Indiana; (5) from Portage, Wis., to points in Michigan, Illinois, Iowa, and Minnesota; (6) from Ottertail County, Minn., to points in North Dakota and South Dakota; and (7) from Big Stone City, S. Dak., to points in Minnesota, North Dakota, Iowa, Nebraska, Wisconsin, and South Dakota.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Kansas City, Mo.

No. MC 107678 (Sub-No. 57), filed July 14, 1975. Applicant: HILL & HILL TRUCK LINE, INC., 14942 Talcott, P.O. Box 9698, Houston, Tex. 77015. Applicant's representative: Jay W. Elston, 800 Bank of the Southwest Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ground water control systems and ground water control system equipment, parts, materials, and supplies*, between the plantsite of Moretrench American Corporation located near Tomball, Tex., on the one hand, and, on the other, points in Florida, Georgia, Alabama, Mississippi, Arkansas, Louisiana, and points in that portion of the United States in and west of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and New Mexico, including Alaska, but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Houston, Tex., or Denver, Colo.

No. MC 108449 (Sub-No. 387), filed July 8, 1975. Applicant: INDIANHEAD TRUCK LINE, INC., 1947 West County Road C, St. Paul, Minn. 55113. Applicant's representative: Robert A. Sullivan, Box 400, Northville, Mich. 48167. 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 or the facilities of Hendrickson Manufacturing Co., located at or near Burr Ridge, Ill., as an off-route point in connection with carrier's authorized regular route operations to and from Chicago, Ill.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Detroit, Mich., or Chicago, Ill.

No. MC 108631 (Sub-No. 5), filed June 13, 1975. Applicant: BOB YOUNG TRUCKING, INC., Schoenersville Road at Industrial Drive, Bethlehem, Pa. 18017. Applicant's representative: Alan Kahn,, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated panels*, from the facilities of Gremar, Inc., t/a Masonry Systems, of Pennsylvania, in the Lower Nazareth township (Northampton County), Pa., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, North Carolina, Ohio, Rhode Island, Virginia, and West Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Philadelphia, Pa., or Washington, D.C.

No. MC 108649 (Sub-No. 8), filed July 7, 1975. Applicant: STURM FREIGHTWAYS, INC., 8919 North University Street, Peoria, Ill. 61614. Applicant's representative: Leonard R. Lofkin, 39 South La Salle Street, Chicago, Ill. 60603. 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 and facilities of Minnesota Mining and Manufacturing Company at or near Knoxville, Iowa, as an off-route point in connection with applicant's otherwise authorized operations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa.

No. MC 109638 (Sub-No. 30), filed July 14, 1975. Applicant: EVERETTE TRUCK LINE, INC., P.O. Box 145, Hodges Avenue, Washington, N.C. 27889. Applicant's representative: Cecil W. Bradley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, scrap and waste*, NOI, from points in Delaware, Maryland, New Jersey, New York, Pennsylvania, and the District of Columbia, to points in Martin and Washington Counties, N.C., and the plantsite and storage facilities of Weyerhaeuser Company bordering said counties at or near Plymouth, N.C.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 111320 (Sub-No. 64, filed July 14, 1975. Applicant: KEEN TRANSPORT, INC., 2001 Barlow Road, P.O. Box 668, Hudson, Ohio 44236. Applicant's representative: L. E. Gresh (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Self-propelled articles, weighing 15,000 pounds or more;* and (2) *parts, attachments, and accessories*, for the commodities named in (1) above, between the plantsites of FMC Corporation, at or near Bowling Green, Ky., on the one hand, and, on the other, points in the United States (including Alaska, but excluding Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky., or Columbus, Ohio.

No. MC 111729 (Sub-No. 557), filed July 3, 1975. Applicant: PUROLATOR COURIER CORP., a Corporation, 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* moving in courier service (except household goods, commodities in bulk, explosives, articles of unusual value, and commodities which because of their size and weight require special equipment; and commercial papers, documents, and written instruments as are used in the business of banks and banking institutions), (a) between points in Kentucky, Ohio, and West Virginia; (b) between points in Kentucky, Missouri, and Tennessee; and (c) between points in Ohio, on the one hand, and, on the other, points in New and Pennsylvania. Restrictions: (1) No service shall be provided for the transportation of packages weighing more than 50 pounds and each package or article shall be considered a separate and distinct shipment; and (2) no service shall be provided for the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor at one location to one consignee at one location, in any one day.

NOTE.—Common control may be involved. Applicant holds contract carrier authority in MC 112750 and subs thereunder, therefore dual operations may also be involved. If a hearing is deemed necessary, the applicant requests it be held at Nashville, Tenn.; Lexington, Ky.; or Washington, D.C.

No. MC 111729 (Sub-No. 560), filed July 8, 1975. Applicant: PUROLATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: Russell S. Bernhard, 1625 K Street, N.W., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drugs, toiletries, chemicals, medicines, cosmetics, and compressed gas:* (1) Between points in Washington; and (2) between points in Benton, Clackamas, Clatsop, Columbia, Douglas, Lane, Lincoln, Linn, Marion, Multnomah, Tillamook, Washington, and Yamhill Counties, Oreg., restricted in (1) and (2) above: (a) To the transportation of traffic having an immediately prior or subsequent movement by air, rail, or motor vehicle; (b) against the transportation of shipments weighing in excess of 150 pounds; and (c) to the transportation of traffic moving to and from the facilities of Avon Products, Inc., and/or The Fuller Brush Company.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 112713 (Sub-No. 184), filed July 10, 1975. Applicant: YELLOW FREIGHT SYSTEM, INC., 10990 Roe Avenue, P.O. Box 7270, Shawnee Mission, Kans. 66207. Applicant's representative: John M. Records (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 the use of special equipment), serving the plant site and facilities of Minnesota Mining and Manufacturing Company located at or near Knoxville, Iowa, as an off-route point in connection with applicant's authorized operations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Des Moines, Iowa, or Kansas City, Mo.

No. MC 112822 (Sub-No. 383), filed July 14, 1975. Applicant: BRAY LINES INCORPORATED, 1401 N. Little Street, P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Charles D. Midkiff (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Products dealt in by wholesale and retail grocers* (except foodstuffs), from the facilities of Hunt-Wesson Foods, Inc. located at or near Fullerton, Hayward, Davis, and Oakdale, Calif., to points in Colorado, Kansas, Nebraska, South Dakota, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Los Angeles or San Francisco, Calif.

No. MC 113271 (Sub-No. 36), filed July 7, 1975. Applicant: CHEMICAL TRANSPORT, 1627 Third Street N.W., Great Falls, Mont. 59404. Applicant's representative: Ray F. Koby, 314 Montana Bldg., Great Falls, Mont. 59403. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, between points in Montana.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Montana.

No. MC 113362 (Sub-No. 289), filed July 14, 1975. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, Iowa 50533. Applicant's representative: James R. Ellsworth, 4500 North State Line Road, Texarkana, Ark. 75501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum, or petroleum products, including compounded oils or greases, having a petroleum base in packages*, from Houston, Tex., to points in Indiana, Michigan, Ohio, Illinois (except Rock Island), and Wisconsin (except Fall River).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 113495 (Sub-No. 72), filed June 20, 1975. Applicant: GREGORY HEAVY HAULERS, INC., 51 Oldham Street, P.O. Box 60628, Nashville, Tenn. 37206. Applicant's representative: Wilmer B. Hill, 805 McLachlen Bank Building, 666 Eleventh Street, N.W., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dredges, dredge modules, workboats, machinery, attachments, accessories, parts, and equipment*, incidental to machinery, equipment, materials, used in the development, production, and manufacture of the above (except commodities in bulk), between points in Davidson and Sumner Counties, Tenn., on the one hand, and, on the other, points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Nashville, Tenn., or Washington, D.C.

No. MC 113666 (Sub-No. 95), filed July 14, 1975. Applicant: FREEPORT TRANSPORT, INC., 1200 Butler Road, Federal Register of August 8, 1973 (38 sentative: William H. Shawn, 1730 M Street, N.W., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Laminated modular panels*, from Frankfort, Ind., and Tarboro, N.C., to points in Arizona, California, Colorado, Idaho, Montana, New Mexico, Nevada, Oregon, Utah, Washington, and Wyoming; (2) *laminated plastic sheets*, (a) from Sunset/Whitney Ranch, Calif., to Phoenix, Ariz.; Salt Lake City, Utah; Denver, Colo.; Albuquerque, N. Mex.; Dallas and Houston, Tex.; Tulsa and Oklahoma City, Okla.; Omaha, Nebr.; Kansas City, Mo.; Cincinnati, Ohio; Doraville, Ga.; and Piscataway, N.J.; and (b) from Cincinnati, Ohio, to Piscataway, N.J., Doraville, Ga., and ports of entry on the International Boundary line between the United States and Canada located in New York; and (3) *absorbent base paper* for making laminated plastics, from Cincinnati, Ohio, to ports of entry on the International Boundary line between the United States and Canada located in New York.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Cincinnati, Ohio, Pittsburgh, Pa., or Chicago, Ill.

No. MC 114052 (Sub-No. 6), filed June 26, 1975. Applicant: CATENCAMP TRANSFER & STORAGE, INC., 218 East Richmond Street, Shawano, Wis. 54166. Applicant's representative: Joseph E. Ludden, 309 State Bank Building, La Crosse, Wis. 54601. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Window screens, wooden frames, native wood doors, doors, sash-native and glazed with common window glass, door hangers, hanger parts, tracks or parts, doors, door sections, fiber glass or wooden, and weather strips or stripping*, from Shawano, Wis., to points in North Dakota, South Dakota, Nebraska, Kansas, Missouri, Iowa, Minnesota, Illinois, Indiana, Ohio, Kentucky, and Michigan; and (2) *materials and supplies*, used in the manufacture of the commodities described in (1) above, from the destination points in (1) above, to Shawano, Wis., under a continuing contract or contract with Phoenix Manufacturing Co., Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.; Minneapolis, Minn.; or Milwaukee, Wis.

No. MC 114284 (Sub-No. 69), filed July 8, 1975. Applicant: FOX-SMYTHE TRANSPORTATION CO., a Corporation, 1700 S. Portland Street, Box 82307, Oklahoma City, Okla. 73108. Applicant's representative: Max G. Morgan, 223 Ciudad Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* and *such commodities* as are used by meat packers in the conduct of their business, when destined to and for use by meat packers, as described in Sections A, B, C, and D of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and storage facilities of Glover Packing Company located at or near Roswell, N. Mex., to points in Arizona, Arkansas, California, Colorado, Iowa, Kansas, Louisiana, Missouri, Nebraska, Nevada, Oklahoma, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Albuquerque, N. Mex.; Amarillo or Dallas, Tex.; or Kansas City, Mo.

No. MC 114533 (Sub-No. 325), filed July 7, 1975. Applicant: BANKERS DISPATCH CORPORATION, 1106 West 35th St., Chicago, Ill. 60609. Applicant's representative: Warren W. Wallin (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Surgical and medical equipment and supplies*, between Jackson and St. Louis Counties, Mo., on the one hand, and, on the other, points in Kansas and Illinois, restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day.

NOTE.—Applicant holds contract carrier authority in MC 128616 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Kansas City or St. Louis, Mo.

No. MC 114848 (Sub-No. 57), filed July 10, 1975. Applicant: WHARTON TRANSPORT CORPORATION, 1498 Channel Avenue, Memphis, Tenn. 38113. Applicant's representative: James N. Clay III, 2700 Sterick Bldg., Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry grain products*, in bulk, from loading facilities, at or near Memphis, Tenn., to points in Arkansas, Alabama, Georgia, Kentucky, Mississippi, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 115353 (Sub-No. 21), filed July 14, 1975. Applicant: LOUIS J. KENNEDY TRUCKING CO., 342 Schuyler Avenue, Kearny, N.J. 07032. Applicant's representative: Bert Collins, Suite 6193–5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Steel pipe, piling, railway track accessories, bridge and highway railing, pile drivers, pile extractors, and earth drilling equipment;* and (2) *parts and accessories* for the commodities described in (1) above, between the plantsite and other facilities of L. B. Foster Company located at East Windsor, N.J., on the one hand, and, on the other, points in the United States in and east of Wisconsin, Illinois, Kentucky, Tennessee, and Mississippi, under a continuing contract or contracts with L. B. Foster Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC 115840 (Sub-No. 105), filed July 7, 1975. Applicant: COLONIAL FAST FREIGHT LINES, INC., Suite 200, 105 Vulcan Road, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, household goods as defined by the Commission, and Classes A and B explosives), between the Yellow Creek Port Terminal and Industrial Park located in Tishomingo County, Miss., on the one hand, and, on the other, points in Alabama, Arkansas, Georgia, Kentucky, Louisiana, Mississippi, and Tennessee.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Memphis, Tenn., or Birmingham, Ala.

No. MC 116645 (Sub-No. 20), filed July 16, 1975. Applicant: DAVIS TRANSPORT CO., a Corporation, P.O. Box 56, Gilcrest, Colo. 80623. Applicant's representative: Marion F. Jones, 1600 Lincoln Center, 1660 Lincoln Street, Denver, Colo. 80623. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Distillery solubes*, in bulk, in tank vehicles, from Atchison, Kans., to points in Colorado.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 117344 (Sub-No. 246), filed July 18, 1975. Applicant: THE MAXWELL CO., a Corporation, 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: James R. Stiverson, 1396 West Fifth Avenue, Columbus, Ohio 43212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, in bulk, in tank vehicles, from Owensboro, Ky., to points in Illinois, Indiana, Kentucky, Missouri, Tennessee, Ohio, Virginia and West Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 117344 (Sub-No. 247), filed July 18, 1975. Applicant: THE MAXWELL CO., a Corporation, 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: James R. Stiverson, 1396 West Fifth Avenue, Columbus, Ohio 43212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from points in New Jersey, Pennsylvania, Texas, and West Virginia, to the facilities of Polymers and Chemicals Division of W. R. Grace & Co. at Owensboro, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Louisville, Ky., or Washington, D.C.

No. MC 117644 (Sub-No. 42), filed July 9, 1975. Applicant: D & T TRUCKING CO., INC., 498 First St. N.W., P.O. Box 2611, New Brighton, Minn. 55122. Applicant's representative: William J. Boyd, 600 Enterprise Drive, Suite 222, Oak Brook, Ill. 60521. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from Trenton, N.J., to points in Illinois, Indiana, Kentucky, Michigan, Ohio, Iowa, Missouri, Nebraska, North Dakota, South Dakota, Colorado, Wisconsin, and Minnesota; and (2) *glass containers* from points in North Carolina to Trenton, N.J., under a continuing contract or contracts with Champale, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either New York, N.Y., or Washington, D.C.

No. MC 119774 (Sub-No. 85), filed July 8, 1975. Applicant: EAGLE TRUCKING COMPANY, a Corporation, 301 E. Main St., P.O. Box 471, Kilgore, Tex. 75662. Applicant's representative: Bernard H. English, 6270 Firth Road, Fort Worth, Tex. 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies*, used in, or in connection with, the construction, operation, repair, servicing, maintenance, or dismantling of chemical plants and petrochemical plants; (1) between points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana Mississippi, Nevada, New Mexico, Oklahoma, Texas, and Wyoming; (2) between points in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Nevada, New Mexico, Oklahoma, Texas, and Wyoming, on the one hand, and, on the other, points in Illinois, Indiana, Kentucky, and Tennessee; (3) between points in Tennessee; (4) between points in Alabama, Arkansas, Florida, Georgia, Mississippi, Louisiana, Texas, Oklahoma, Kansas, and Nevada, on the one hand, and, on the other, points in Montana and Utah; and (5) between points in Tennessee, on the one hand, and, on the other, points in Illinois and Indiana.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Houston or Dallas, Tex.

No. MC 119864 (Sub-No. 60), filed July 10, 1975. Applicant: CRAIG TRANSPORTATION CO., a Corporation, 26699 Eckel Road, Perrysburg, Ohio 43551. Applicant's representative: Dale K. Craig (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from Wauseon, Ohio, to points in Illinois, Wisconsin, and Michigan.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 119875 (Sub-No. 6), filed July 10, 1975. Applicant: WAR-HUNT TRUCKING CO., INC., R.D. No. 2, Wescoesville, Pa. 18106. Applicant's representative: John W. Frame, Box 626, 2207 Old Gettysburg Road, Camp Hill, Pa. 17011. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Poles*, and *accessories, fittings, fixtures, and other articles*, used in connection with poles when moving in mixed shipments therewith: (1) From the plantsite and facilities of Meyer Industries, Inc. at Hazleton, Pa., to points in Georgia, North Carolina, Maine, New Hampshire, Vermont, New Jersey, and Delaware, restricted to the transportation of traffic originating at the above named plantsite and facilities and destined to points in the above named destination states; and (2) between Hazleton, Pa., on the one hand, and, on the other, points in Minnesota and Wisconsin, restricted to

the transportation of traffic originating at or destined to the above named plantsite and facilities.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Harrisburg, Pa.

No. MC 119934 (Sub-No. 204), filed June 30, 1975. Applicant: ECOFF TRUCKING, INC., 625 East Broadway, Fortville, Ind. 46040. Applicant's representative: Robert W. Loser II, 1009 Chamber of Commerce Bldg., Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ink and ink materials*, in bulk, in tank vehicles, from New Albany, Ind., to points in Illinois, Kentucky, Mississippi, New York, Ohio, Tennessee, and Texas.

NOTE.—Applicant holds contract carrier authority in MC 128161 and Sub-No. 1 thereunder, therefore dual operations may be involved. Common control may also be involved. If a hearing is deemed necessary, the applicant requests it be held at either Indianapolis, Ind., or Detroit, Mich.

No. MC 119988 (Sub-No. 84), filed July 11, 1975. Applicant: GREAT WESTERN TRUCKING CO., INC., Highway 103 East, P.O. Box 1384, Lufkin, Tex. 75901. Applicant's representative: Hugh T. Matthews, 630 Fidelity Union Tower, Dallas, Tex. 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, and wood pulp*, and *materials, equipment, and supplies*, utilized in the manufacture and distribution thereof (except commodities in bulk), between the plantsites and storage facilities of Southland Paper Mills, Inc. at Sheldon and Herty, Tex., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—Applicant holds pending motor contract carrier authority in MC 140271 and Sub-No. 2 thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 121420 (Sub-No. 7), filed June 26, 1975. Applicant: DART TRUCKING COMPANY, INC., 61 Railroad Street, Canfield, Ohio 44406. Applicant's representative: Richard L. Goodman, Ninth Floor, 8 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, in dump vehicles, between points in Illinois, Indiana, Kentucky, Michigan, Ohio, Pennsylvania, New York, and West Virginia; (1) restricted against the transportation of coal, in bulk, between points in Barbour, Randolph, Preston, Lewis, Marion, Taylor, Upshur, Harrison, Jackson, Pleasants, Wetzel, Wood, Mason, Roane, Ritchie, Calhoun, Tyler, Marshall, Doddridge, Wirt, and Gilmer Counties, W. Va., and Elliott, Boyd, and Carter Counties, Ky., on the one hand, and, on the other, points in Washington, Athens, Morgan, and Noble Counties, Ohio; (2) restricted against the transportation of coal, in bulk, between points in Kanawha County, W. Va., on the one hand, and, on the other, points in Athens, Morgan, and Noble Counties, Ohio; and (3) restricted against the transportation of coal, in bulk, between points in Hancock, Brooke, Ohio, Marshall, Wetzel, and Pleasants County, W. Va., on the one hand, and, on the other, points in Jefferson, Belmont, Guernsey, Monroe, Harrison, and Noble Counties, Ohio.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Columbus, Ohio.

No. MC 123065 (Sub-No. 6), filed July 7, 1975. Applicant: IRGO TRUCKING CORP., 550 East Chester Street, Long Beach, N.Y. 11561. Applicant's representative: Thomas F. X. Foley, Suite 2005, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bottles and closures*, between Carle Place, N.Y., and points in the New York, N.Y., Commercial Zone, as defined by the Commission.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 123115 (Sub-No. 15), filed July 10, 1975. Applicant: BEN PACKER, doing business as, PACKER TRANSPORTATION CO., 465 South Rock Blvd., Sparks, Nev. 89431. Applicant's representative: Ben Packer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and wood products*, from points in Carson City, Churchill, Clark, Douglas, Lyon and Washoe Counties, Nev., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, North Dakota, South Carolina, South Dakota, Tennessee, Virginia, West Virginia, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Carson City or Reno, Nev.

No. MC 123407 (Sub-No. 256), filed July 14, 1975. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Stephen H. Loeb (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Zinc and zinc products*, from the plantsite and storage facilities of American Smelting and Refining Co., Inc., at Corpus Christi, Tex., to points in the United States (except Alaska, Hawaii, and Texas); and (2) *materials and supplies*, used in the manufacture and distribution of the commodities described in (1) above (except commodities in bulk, in tank vehicles), from points in the United States (except Alaska, Hawaii, and Texas), to the plantsite and storage facilities of American Smelting and Refining Co., Inc., at Corpus Christi, Tex.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Corpus Christi or Dallas, Tex.

No. MC 124070 (Sub-No. 31), filed July 9, 1975. Applicant: CHEMICAL HAULERS, INC., 7300 College Drive, Palos Heights, Ill. 60463. Applicant's representative: Chester A. Zyblut, 1522 K St. NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, between the plantsite of the Southern California Chemical Company, located at or near Union, Ill., on the one hand, and, on the other, points in Indiana, Iowa, Michigan, Minnesota, Missouri, New York, Ohio, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 124070 (Sub-No. 32), filed July 9, 1975. Applicant: CHEMICAL HAULERS, INC., 7300 College Drive, Palos Heights, Ill. 60463. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from Schaumburg, Ill., to points in Alabama, Arkansas, Florida, Georgia, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 124078 (Sub-No. 657), filed July 14, 1975. Applicant: SCHWERMAN TRUCKING CO., 611 South 28th Street, P.O. Box 1601, Milwaukee, Wis. 53215. Applicant's representative: James R. Ziperski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from the plantsite and warehouse facilities of Economics Laboratory, Inc., located at or near Joliet, Ill., to points in the United States (except Alaska and Hawaii).

NOTE.—Applicant holds contract carrier authority in MC 113832 Sub 68, therefore dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 124783 (Sub-No. 16), filed July 9, 1975. Applicant: KATO EXPRESS, INCORPORATED, P.O. BOX 291, Elizabethtown, Ky. 42701. Applicant's representative: Fred F. Bradley, P.O. Box 773, Frankfort, Ky. 40601. 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, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Standiford Field Airport (Jefferson County), Ky., on the one hand, and, on the other, points in Green, Adair, Grayson, Ohio, and Meade Counties, Ky., restricted to the transportation of traffic having an immediately prior or subsequent movement by air.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Elizabethtown or Louisville, Ky.

No. MC 126276 (Sub-No. 125), filed July 7, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle St., Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, plastic products*, and *products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk), from Fort Worth, Tex., to points in Mississippi, Tennessee, Kentucky, Alabama, Georgia, Florida, North Carolina, South Carolina, and Illinois, under a continuing contract or contracts with Continental Can Co., Inc., located at or near Three Rivers, Mich.

NOTE.—Applicant holds common carrier authority in MC 134612 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 126), filed July 10, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: Albert A. Andrin, 127 North Dearborn Street, Chicago, Ill. 60513. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Containers, container ends*, and *materials and supplies* used in connection with the manufacture and distribution of containers and container ends, from the plant and warehouse sites of American Can Company located at Le Moyne, Pa., Baltimore, Md., and Morrisville (Bucks County), Pa., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with American Can Company.

NOTE.—Applicant holds pending motor common carrier authority in MC 134612 (Sub-No. 2), therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 127), filed July 14, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60513. Applicant's representative: James C. Hardman, 33 North LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers, container ends, container accessories and materials and supplies* used in the manufacture and distribution of metal containers, container ends and container accessories (except commodities in bulk or those which because of size or weight require the use of special equipment), from Racine, Wis., and Chicago and Danville, Ill., to points in Illinois, Indiana, Ohio, Michigan, Wisconsin, Kentucky, New York, New Jersey, Pennsylvania, West Virginia, Virginia, North Carolina, Delaware, Maryland, Massachusetts, Connecticut, Rhode Island, Georgia, Minnesota, Kansas, Missouri, and Tennessee, under a continuing contract or contracts with Continental Can Company.

NOTE.—Dual operations and common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 130), filed July 16, 1975. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Ill. 60518. Applicant's representative: James C. Hardman, 33 North LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fibre drums, cores, tubes, and parts thereof*, from Van Wert, Ohio, to points in Illinois and Indiana, under a continuing contract or contracts with Continental Can Company, Inc.

NOTE.—Applicant has motor common carrier authority pending in MC 134612, and Sub 2, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Washington, D.C.

No. MC 127539 (Sub-No. 44), filed June 12, 1975. Applicant: PARKER REFRIGERATED SERVICE, INC., 1108 54th Avenue East, Tacoma, Wash. 98424. Applicant's representative: George R. LaBissioniere, 1100 Norton Bldg., Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from points in the Los Angeles Harbor, California Commercial Zone to points in Washington and Oregon.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 127951 (Sub-No. 11), filed July 7, 1975. Applicant: SOUTHEASTERN CARRIERS, INC., 6945 Willow Lane, Miami Lakes, Fla. 33014. Applicant's representative: John P. Bond, 2766 Douglas Road, Miami, Fla. 33133. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Laminated sheet plastic materials and adhesives*, from Lowell, Mass., to points in Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, and Florida; and (2) *adhesives*, from Cochocton, Ohio, to points in Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, and Florida, under contract with General Electric Company, at Cochocton, Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Miami, Fla., or Atlanta, Ga.

No. MC 128007 (Sub-No. 79), filed June 30, 1975. Applicant: HOFER, INC., P.O. Box 583, Pittsburg, Kans. 66762. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials handling and storage equipment, and parts and accessories* thereof, when moving with materials handling and storage equipment, from points in Labette County, Kans., to points in Arkansas, Arizona, Colorado, Illinois, Iowa, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Mexico, Oklahoma, South Dakota, Tennessee, Texas, Wisconsin, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 128273 (Sub-No. 193), filed July 8, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from points in Maine, Massachusetts, Connecticut, New Hampshire, Vermont, Rhode Islands, New York, New Jersey, and Pennsylvania, to points in Illinois, Iowa, Minnesota, North Dakota, South Dakota, and Wisconsin, restricted against movement of traffic: (1) from the plantsites and warehouse facilities of Hammermill Paper Company in Erie County, Pa.; (2) from facilities of The Strathmore Paper Company division of Hammermill Paper Company at Westfield, West Springfield, and Woronoco, Mass.; (3) from Riegelsville, Milford, Hughesville, and Warren Glen, N.J.; and (4) from Lock Haven, Pa., to points in Illinois, Iowa, Minnesota, North Dakota, and South Dakota.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 128273 (Sub-No. 194), filed July 7, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., 121 Humboldt St., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 South Horton St., Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum and aluminum articles, including extrusions* (except commodities which because of size or weight require use of special equipment), from points in Grayson County, Tex., to points in the United States (except Alaska, Hawaii, and Texas).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Dallas, Tex.

No. MC 128638 (Sub-No. 10), filed June 30, 1975. Applicant: CENTRAL GRAIN HAULERS, INC., Route No. 1, Van Meter Road, Winchester, Ky. 40391. Applicant's representative: George M. Catlett, 703–706 McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, from points in Jackson and Knox Counties, Ky., to points in Kentucky, Ohio, Indiana, West Virginia, and Tennessee.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Lexington, Ky.

No. MC 128798 (Sub-No. 4), filed July 2, 1975. Applicant: GALASSO TRUCKING, INC., 8 Kilmer Road, Larchmont, N.Y. 10538. Applicant's rep-

resentative: Larsh B. Mewhinney, 235 Mamaroneck Avenue, White Plains, N.Y. 10605. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such commodities* as are dealt in by department stores, and in connection therewith; and (2) *materials, supplies, and equipment* used in the conduct of such business, between New York, N.Y., on the one hand, and on the other, points in the District of Columbia, Fairfax, Arlington, Prince William, and Loudoun Counties, Va., and Montgomery, Frederick, Howard, Carroll, Prince Georges, Charles, and Anne Arundel Counties, Md., restricted against the transportation of commodities in bulk and alcoholic liquors and wines, and further restricted to service to be performed under a continuing contract or contracts with Bloomingdale Bros., a division of Federated Department Stores, Inc., located at or near New York, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 129633 (Sub-No. 2), filed July 14, 1975. Applicant: KARL B. HERTZ, doing business as KARL B. HERTZ TRANSPORTATION, 2460 North Garey Avenue, Pomona, Calif. 91767. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Blvd., Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sewer sludge*, in bulk, in dump type vehicles, from points in Arizona, to points in California; (2) *shredded or cut up metal*, in bulk, in dump type vehicles, from points in California, to points in Arizona, Montana, Nevada, New Mexico, and Utah; (3) *waste metal containers, or scrap metals*, in bulk, in dump type vehicles, from points in Arizona, Montana, Nevada, New Mexico, and Utah, to points in California; and (4) *dried blood*, in bulk, in dump type vehicles, from Tolleson, Ariz., to points in California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Pomona, Calif., or Los Angeles, Calif.

No. MC 133119 (Sub-No. 70), filed July 7, 1975. Applicant: HEYL TRUCK LINES, INC., 235 Mill St., P.O. Box 206, Akron, Iowa 51001. Applicant's representative: A. J. Swanson, 521 South 14th St., P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass beads, glass spheres and thermo plastic marking material;* and (2) *equipment, materials, and supplies* used in the application of the commodities named in (1) above (except commodities in bulk), from Jackson, Miss., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Oklahoma, South Dakota, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Omaha, Nebr., or Jackson, Miss.

No. MC 133703 (Sub-No. 6), filed July 17, 1975. Applicant: WISCONSIN CHEESE SERVICE, INC., 770 Springdale Road, P.O. Box 337, Waukesha, Wis. 53187. Applicant's representative: Frank M. Coyne, 25 West Main Street, Madison, Wis. 53703. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, from Rochester, Minn., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Milwaukee Cheese Company located at Waukesha, Wis.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Madison, Wis.

No. MC 134323 (Sub-No. 76), filed July 7, 1975. Applicant: JAY LINES, INC., P.O. Box 4146, 720 North Grand, Amarillo, Tex. 79105. Applicant's representative: Gailyn Larsen, 521 South 14th, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Household appliances*, furnaces, and attachments and materials, parts, and supplies used in the manufacture, production, and distribution of household appliances, furnaces, and attachments, between the plant site and facilities of Fedders Corporation, its divisions, and subsidiaries, at or near Edison, N.J., and points in Tennessee, Kentucky, South Carolina, North Carolina, and Ohio, under a continuing contract or contracts with Fedders Corporation.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Edison, N.J., or Amarillo, Tex.

No. MC 134755 (Sub-No. 54) (Amendment), filed May 1, 1975, published in the FEDERAL REGISTER issue of June 5, 1975, and republished as amended this issue. Applicant: CHARTER EXPRESS, INC., 1959 E. Turner Street, P.O. Box 3772, Springfield, Mo. 65804. Applicant's representative: Larry D. Knox, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime juice, bloody mary mixes, and grenadine syrups* (except in bulk), from Warwick, R.I., to points in Texas, Oklahoma, Nebraska, Colorado, Illinois, Missouri, Kansas, Iowa, Indiana, Arkansas, Mississippi, North Carolina, Georgia, Alabama, Ohio, Wisconsin, California, Washington, Oregon, New Mexico, and Arizona.

NOTE.—The purpose of this republication is to indicate Warwick, R.I. as the origin point in lieu of Jefferson, R.I. Applicant holds contract carrier authority in MC 138398 and subs thereunder pending, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Hartford, Conn., or Boston, Mass.

No. MC 135217 (Sub-No. 2), filed July 1, 1975. Applicant: ELBERT STAGGS, Route 1, Unionville, Mo. 63565. Applicant's representative: N. William Phillips, 103 North Market, Milan, Mo. 63556. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand, lime, rock, and coal* in bulk, between points in Putnam, Mercer, Schuyler, Adair, and Sullivan Counties, Mo., on the one hand, and, on the other, points in Davis, Appanoose, and Wayne Counties, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Des Moines, Iowa.

No. MC 135396 (Sub-No. 2), filed June 30, 1975. Applicant: WESTERN TANK LINES, INC., 19059 15th NW., P.O. Box 55, Richmond Beach, Wash. 98160. Applicant's representative: Robert G. Gleason, 15 South Grady Way, Evergreen Bldg., Suite 216, Renton, Wash. 98055. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bulk liquid commodities*, from Wilma, Wash., to Lewiston, Idaho, and its commercial zone and points in Asotin, Garfield, Grant, Columbia, and Whitman Counties, Wash.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 135750 (Sub-No. 6), filed July 7, 1975. Applicant: COALE TRUCK TRANSPORT, INC., Darlington Road, U.S. Route 161, P.O. Box 135, Darlington, Md. 21034. Applicant's representative: Robert J. Carson, 1700 One Charles Center, Baltimore, Md. 21201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Butter* (either alone or in conjunction with exempt agricultural commodities), (1) from Flushing, Ohio, including the commercial zones thereof, to points in New York (except Buffalo and New York City) and points in New Jersey (except Port Newark), and (2) from points in Illinois, Indiana, Iowa, Maryland, Michigan, New Jersey, New York, Pennsylvania, and Wisconsin, to Flushing, Ohio, and its commercial zones, under a continuing contract or contracts with Cloverdale Dairy, Inc., located at or near Flushing, Ohio.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Baltimore, Md.

No. MC 136220 (Sub-No. 22), filed June 20, 1975. Applicant: ROY SULLIVAN, doing business as SULLIVAN TRUCKING CO., 1705 NE. Woodland, Ponca City, Okla. 74601. Applicant's representative: G. Timothy Armstrong, Suite 200, 6161 N. May Avenue, 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), (1) from Texas City, Port Arthur, and Houston, Tex., to points in Calcasieu Parish, La.; and (2) from Houston, Tex., to Port Arthur, Tex., restricted in (2) above to traffic having a subsequent interstate movement.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Oklahoma City, Okla., or Houston, Tex.

No. MC 136330 (Sub-No. 1), filed July 14, 1975. Applicant: JERRY L. NIEDENS, doing business as NIEDENS CUSTOM SERVICE, Route 2, Wakeeney, Kans. 67672. Applicant's representative: C. Zimmerman, 413 Brown Bldg., Wichita, Kans. 67202. Authority sought to op-

erate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal buildings, unassembled or knocked down, or in sections*, from Houston, Tex., to points in Idaho, under contract with Idaho Building Systems, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Wichita, Kans.; Denver, Colo.; or Topeka, Kans.

No. MC 136408 (Sub-No. 29), filed July 8, 1975. Applicant: CARGO CONTRACT CARRIER CORP., P.O. Box 206, U.S. Highway 20, Sioux City, Iowa 51102. Applicant's representative: William J. Hanlon, 60 Park Place, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except in bulk, in tank vehicles), from Springfield, Bircham Bend, Ludlow, and Everett, Mass., to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, and Wisconsin, restricted to a transportation service to be performed under a continuing contract or contracts with Monsanto Company of St. Louis, Mo.

NOTE.—Applicant holds common carrier authority in MC 140829 and Subs 1 and 2 pending, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 138018 (Sub-No. 23), filed July 10, 1975. Applicant: REFRIGERATED FOODS, INC., 1420 33d Street, Denver, Colo. 80205. Applicant's representative: Joseph W. Harvey (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Filters, and cleaning, polishing, and scouring compounds*, from Denver, Colo., to points in Arizona, California, Idaho, Montana, Nevada, Oregon, Utah, and Washington.

NOTE.—Applicant holds contract carrier authority in MC 124377 (Sub-No. 3), and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 138157 (Sub-No. 20), filed July 9, 1975. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., doing business as SOUTHWEST MOTOR FREIGHT, 4284 Mission Blvd., Pomona, Calif. 91769. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lighting fixtures*, (a) from Cochran, Ga., to points in Alabama, Connecticut, Delaware, District of Columbia, Florida, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin; and (b) from Conyers, Ga., to points in Alabama, Connecticut, Delaware, District of Columbia, Florida, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin; and (2) *materials, equipment, and supplies* used in the manufacture and distribution of the commodities named in (1) above, from the destination states named in (1) above to the plantsite of the Lithonia Lighting Division of National Service Industries, Inc., located at or near Cochran and Conyers, Ga., restricted to traffic originating at or destined to the plantsites of Lithonia Lighting Division of National Service Industries, Inc., located at or near Cochran and Conyers, Ga., and further restricted against the transportation of commodities in bulk.

NOTE.—Applicant holds contract carrier authority in MC 134150 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Atlanta, Ga., or Washington, D.C.

No. MC 138157 (Sub-No. 21), filed July 9, 1975. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., doing business as SOUTHWEST MOTOR FREIGHT, 4284 Mission Blvd., Pomona, Calif. 91769. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lighting fixtures*, from Crawfordsville, Ind., to points in the United States (except Alaska and Hawaii); and (2) *materials, equipment, and supplies* used in the manufacture and distribution of lighting fixtures, from points in the United States (except Alaska and Hawaii), to Crawfordsville, Ind., restricted to traffic originating at or destined to the plantsite of Lithonia Division of National Service Industries, Inc., located at or near Crawfordsville, Ind., and further restricted against the transportation of commodities in bulk.

NOTE.—Applicant holds contract carrier authority in MC 134150 and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill., or Atlanta, Ga.

No. MC 139117 (Sub-No. 3), filed July 10, 1975. Applicant: STANLEY AMSDEN TRUCKING, doing business as GENERAL DELIVERY, Centerville, Mo. 63633. Applicant's representative: Stanley Amsden (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips* in bulk, from points in Dent and Reynolds Counties, Mo., to the plant site of West Virginia Pulp Paper Company located at or near Wickliffe, Ky.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, or Jefferson City, Mo.

No. MC 139246 (Sub-No. 2), filed July 14, 1975. Applicant: LEON JONES FEED & GRAIN, INC., Route 3, Cumming, Ga. 30130. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed*, in bags, from Chamblee, Ga., to Jacksonville and Riviera Beach, Fla.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 139495 (Sub-No. 80), filed July 8, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Batteries*, from the facilities utilized by Eltra Corporation located at or near Reading and Temple, Pa., to Sidney, Nebr., Oklahoma City, Okla., El Segundo, Calif., and points in Iowa; (2) *materials and supplies* used in the manufacture or distribution of batteries, from the facilities utilized by Eltra Corporation located at or near Hughesville, N.J., to the facilities utilized by Eltra Corporation located at or near Reading and Temple, Pa., Sidney, Nebr., Oklahoma City, Okla., El Segundo, Calif., and Manchester, Iowa; and (3) *copper wire*, from Hazleton, Pa., to points in Iowa, Nebraska, and California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 139935 (Sub-No. 3), filed July 3, 1975. Applicant: WOLF TRUCKING, INC., Ault, Colo. 80610. Applicant's representative: Robert G. Burroughs, 115 Second Avenue, Ault, Colo. 80610. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hides, green and slated, sheep and cattle skins only*, from Torrington, Wyo., to Houston, Amarillo, Dallas, Abernathy, and Laredo, Tex.; Oakland and Long Beach, Calif.; Solomon, Kans.; Portland, Oreg.; Denver, Colo.; and Boise, Idaho, under a continuing contract or contracts with John Rueb Associates.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Denver, Colo.

No. MC 139973 (Sub-No. 2) (Amendment), filed May 2, 1975, published in the FEDERAL REGISTER issue of June 5, 1975, and republished as amended this issue. Applicant: J. H. WARE TRUCKING, INC., 909 Brown Street, P.O. Box 398, Fulton, Mo. 65251. Applicant's representative: Larry D. Knex, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime juice, Bloody Mary mixes, and grenadine syrups* (except in bulk), from Warwick, R.I., to points in Nebraska, Colorado, Missouri, Kansas, Texas, Oklahoma, New Mexico, Arizona, California, Oregon, Illinois, Arkansas, Indiana, and Virginia.

NOTE.—The purpose of this republication is to indicate Warwick, R.I., as the origin point in lieu of Jefferson, R.I. Applicant holds contract carrier authority in MC 138375 and subs thereunder, therefore dual operations

may be involved. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., and Boston, Mass.

No. MC 139998 (Sub-No. 1), filed July 14, 1975. Applicant: J. S. SHAFER, JR., 5140 Rivergrade Road, Baldwin Park, Calif. 91706. Applicant's representative: Milton W. Flack, 4311 Wilshire Boulevard, Suite 300, Los Angeles, Calif. 90010. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copper slag*, in bulk, in dump vehicles, from McGill, Nev., to Irwindale, Calif., under a continuing contract or contracts with Valley Abrasive Shot Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 140033 (Sub-No. 9), filed July 14, 1975. Applicant: COX REFRIGERATED EXPRESS, INC., 10606 Goodnight Lane, Dallas, Tex. 75220. Applicant's representative: E. Larry Wells, 4645 N. Central Expressway, Dallas, Tex. 75205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods:* (1) From Wilson, N.C., to Cade, La., and points in Arizona, California, Colorado, Idaho, Nevada, Oregon, Utah, Texas, and Washington; and (2) from Cade, La., to Wilson, N.C., and points in Arizona, California, Colorado, Arkansas, Oklahoma, New Mexico, Texas, and Nevada.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New Orleans, La., or Dallas, Tex.

No. MC 140389 (Sub-No. 2), filed July 14, 1975. Applicant: OSBORN TRANSPORTATION, INC., P.O. Box 1830, Gadsden, Ala. 35902. Applicant's representative: John P. Carlton, 903 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Textile products and floor coverings*, from points in Georgia and Chattanooga, Tenn., to points in Louisiana, Mississippi, Alabama, and points in Tennessee on and west of U.S. Highway 31.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Atlanta, Ga.

No. MC 140474 (Sub-No. 4), filed July 10, 1975. Applicant: C. E. JOHNSON, 704 North First, Osborne, Kans. 67473. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery and parts*, from the plantsite and/or storage facilities of Sunflower Mfg. Co., Inc., located at or near Beloit, Kans., to points in the United States (except Alaska and Hawaii), under a continuing contract with Sunflower Mfg. Co., Inc.

NOTE.—Applicant holds common carrier authority in MC 105774, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 140676 (Sub-No. 1), filed July 7, 1975. Applicant: D. G. ARMSTRONG, doing business as MID-WAY TRANSPORTATION CO., 8800 Oakdale, Waco, Tex. 76710. Applicant's representative: Thomas F. Sedberry, 1102 Perry-Brooks Bldg., Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Face brick, glazed tile, glazed brick, patio tile, unglazed tile, fire brick and refractory tile*, on pallets or in bundles, from points in that part of Texas on and east of U.S. Highway 283, from the Texas-Oklahoma Boundary, to Coleman, Tex., thence over U.S. Highway 67 to San Angelo, Tex., thence over U.S. Highway 277 to Del Rio, Tex., on the Texas-Mexico International Boundary, to points in Louisiana, Mississippi, Alabama, and Florida.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Dallas or Houston, Tex.

No. MC 140728 (Sub-No. 2), filed June 30, 1975. Applicant: LAWRENCE BRUNS, Lennox, S. Dak. 57039. Applicant's representative: M. Mark Menard, 307 West Fourteenth Street, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and supplies*, as described in Group B of Appendix I to the Description case 61 M.C.C. 209, between Sioux Falls, S. Dak., and points in Iowa, Nebraska, Minnesota, and South Dakota, under a continuing contract or contracts with Terrace Park Dairy.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Sioux Falls, S. Dak., or Sioux City, Iowa.

No. MC 140729 (Sub-No. 2), filed June 30, 1975. Applicant: RUSS EDIGER TRUCKING, INC., 5001 West 40th Street, Sioux Falls, S. Dak. 57105. Applicant's representative: M. Mark Menard, 307 West Fourteenth Street, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and supplies*, as described in Group B of Appendix I to the Description Case 61 M.C.C. 209, between Sioux Falls, S. Dak., and points in Iowa, Nebraska, Minnesota, and South Dakota, under a continuing contract or contracts with Terrace Park Dairy.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Seaside, Falls, S. Dak. or Sioux City, Iowa.

No. MC 140788 (Sub-No. 1), filed July 14, 1975. Applicant: CONTINENTAL VAN & STORAGE, a corporation, 425 Orange Avenue, Seaside, Calif. 93955. Applicant's representative: Alan F. Wohlstetter, 1700 K St., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Monterey, Santa Cruz, San Benito, Santa Clara, Alameda, San Francisco, San Luis Obispo, and Los Angeles Counties, Calif., restricted to the transportation of traffic having a prior or subsequent movement, in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Seaside, Calif.

No. MC 140805 (Sub-No. 1), filed July 11, 1975. Applicant: BLAINE JANZ, doing business as JANZ TRUCKING, Rural Route 3, Minot, N. Dak. 58701. Applicant's representative: Harris P. Kenner, 615 South Broadway, P.O. Box 36, Minot, N. Dak. 58701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Groceries* and *related articles* handled by wholesale grocery houses; and (2) *sugar*, in bags: (a) from the warehouses of Nash-Finch Company in Hennepin and Ramsey Counties, Minn., to Minot, N. Dak.; and (b) from Sidney, Mont., to Minot, N. Dak., under a continuing contract or contracts with Nash-Finch Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minot, N. Dak., or Minneapolis or St. Paul, Minn.

No. MC 141021 (Correction), filed May 2, 1975, published in the FEDERAL REGISTER issue of July 3, 1975, and republished as corrected in this issue. Applicant: PETROLEUM TRANSPORT COMPANY, INCORPORATED, P.O. Drawer 1080, Kenner, La. 70062. Applicant's representative: Rene Jacomine (Same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum* products, in bulk, in tank vehicles, between points in Louisiana and Mississippi, and points in Orange, Jefferson, Chambers, Galveston, Harris, and Liberty Counties, Tex.

NOTE.—The purpose of this republication is to correct the territorial description in this proceeding. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either New Orleans, La. or Houston, Tex.

No. MC 141033 (Sub-No. 2), filed July 7, 1975. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Ave., P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: James I. Mendenhall (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Rolls carpet or rug cushions, cushioning or lining*, made of reclaimed polyurethane and reclaimed rubber, celluar expanded or foamed, from Shelbyville, Tenn., to points in the United States (except Alaska and Hawaii); and (2) *returned shipments* of rolls carpet or rug cushions, cushioning or lining, made of reclaimed polyurethane and reclaimed rubber, celluar expanded, or foamed, and materials, equipment, and supplies used in the manufacture and distribution of these commodities from the above-described destinations to the above described origin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Memphis, Tenn., or Washington, D.C.

No. MC 141033 (Sub-No. 3), filed July 7, 1975. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Ave., P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: James I. Mendenhall (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Rolls carpet or rug cushions, cushioning or lining*, made of reclaimed polyurethane and reclaimed rubber, celluar expanded or foamed, from Dallas, Tex., to points in the United States (except Alaska and Hawaii); and (2) *returned shipments* of rolls carpet or rug cushions, cushioning or lining, made of reclaimed polyurethane and reclaimed rubber, celluar expanded, or foamed, and materials, equipment, and supplies used in the manufacture and distribution of these commodities from the above-described destination to the above described origin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Memphis, Tenn., or Washington, D.C.

No. MC 141092, filed June 26, 1975. Applicant: ELMER R. HOPKINS AND NORMA K. HOPKINS, doing business as HOPKINS TRUCK LINE, R.R. No. 1, Garden City, Mo. 64747. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grain feed, salt, seed and feed ingredients*, in bulk, between points in Missouri, Iowa, Oklahoma, Kansas, Nebraska, and Arkansas.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 141127, filed June 27, 1975. Applicant: WARREN D. FLETCHER, Box 209, Midland, Va. 22728. Applicant's representative: Daniel B. Johnson, 1123 Munsey Building, 1329 E Street NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crushed stone*, from points in Fauquier, Loudoun, Prince William, and Fairfax Counties, Va., to points in Montgomery and Prince Georges Counties, Md. and the District of Columbia.

NOTE.—Applicant holds motor contract authority in MC 136866 (Sub-No. 1), which partially duplicates the authority sought herein. If the above authority is granted, applicant states that it will request cancellation of said permit. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141131, filed July 7, 1975. Applicant: THE BIRGE COMPANY, INC., 421 East 16th St., Paterson, N.J. 07547. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wall coverings, and equipment, materials, and supplies*, used in the manufacture and sale of wall coverings (except commodities in bulk), (1) between Buffalo, N.Y., and Eatontown, N.J., on the one hand, and, on the other, points in New York, New Jersey, and Massachusetts; and (2) between Brooklyn, N.Y., on the one hand, and, on the other, points in Massachusetts, under continuing contract or contracts with The Birge Company, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 141132, filed July 10, 1975. Applicant: MARINE EXPLORATION COMPANY, INCORPORATED, 2995 Northwest South River Drive, Miami, Fla. 33125. Applicant's representative: Bernard C. Pestcoe, 511 Biscayne Building, 19 West Flagler St., Miami, Fla. 33130. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, and household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, and those commodities injurious or contaminating to other lading), between points in Dade, Broward, and Palm Beach Counties, Fla., on shipments having a prior or subsequent movement by water, under contract with Universal Alco, Ltd.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Miami, Fla. or Washington, D.C.

No. MC 141136, filed June 30, 1975. Applicant: TRIANGLE EXPRESS, LTD., 5051 Still Creek Avenue, Burnaby, British Columbia V5C 4H6. Applicant's representative: George H. Hart, 1100 IBM Bldg., Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Structural steel and iron and steel articles*, between the Province of British Columbia, Canada, on the one hand, and on the other, points in Washington, Oregon, and California, through ports of entry on the International boundary line between the United States and Canada located in British Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Seattle, Wash. or Vancouver, British Columbia.

No. MC 141145 (Sub-No. 1), filed July 14, 1975. Applicant: REYNOLDS & COMPANY, INC., No. 1 Railroad Avenue, P.O. Box 227, Waynesboro, Ga. 30830. Applicant's representative: Archie B. Culbreth, Suite 246, 1252 West Peachtree St., NW., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fuel material for power plants, consisting of sawmill waste* (bark, wood chips, wood shavings, wood particles and sawdust mixed), from points in Georgia, to points in Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 141150, filed July 10, 1975. Applicant: ATLAS WAREHOUSING COMPANY, a corporation, 510 West Kearsley St., P.O. Box 3551, Flint, Mich. 48506. Applicant's representative: Karl L. Gotting, 1200 Bank of Lansing Building, Lansing, Mich. 48933. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise* as is dealt in by retail department stores: (a) from Saginaw and Flint, Mich., to stores of S. S. Kresge Company located in Owosso, Corunna, Midland, and Mt. Pleasant, Mich. and points in their respective commercial zones; and (b) from Flint, Mich., to stores of S. S. Kresge Company in Saginaw, Mich. and points in its commercial zone; and (2) *rejected or damaged merchandise*, on return in (1) and (2) above, under a continuing contract or contracts with S. S. Kresge Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Lansing or Detroit, Mich.

No. MC 141152, filed July 11, 1975. Applicant: JAMES H. FUNCH, doing business as JAMES FUNCH TRUCKING, 2750 North Polk Avenue, Fresno, Calif. 93705. Applicant's representative: Eldon M. Johnson, 650 California Street, Suite 2808, San Francisco, Calif. 94108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shingles, shakes, and ridge*, from points in Washington, to points in Arizona, California, and New Mexico.

NOTE.—Applicant states that the purpose of the instant application is to convert its contract carrier authority held in MC 133291 (Sub-Nos. 1, 2TA, and pending Sub-No. 3) to common carrier authority. If a hearing is deemed necessary, the applicant requests it be held at Seattle Wash., or San Francisco, Calif.

No. MC 141158, filed July 14, 1975. Applicant: RONALD DEAN CLINKENBEARD, 680 South Burlington Ave., Apt. No. 116, Los Angeles, Calif. 90057. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Blvd., Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plastic or cloth material*, used on and in the upholstery or interior covering of motor vehicles; and (2) *materials, accessories, or supplies*, necessary for the manufacture, fabrication, and installation thereof, from points in Massachusetts, Michigan, New Jersey, and New York, to points in Los Angeles County, Calif.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 141160, filed July 14, 1975. Applicant: NEWTON TRANSPORTATION, INC., R.D. No. 1, Orwigsburg, Pa. 17961. Applicant's representative: Kenneth R. Davis, 121 South Main Street, Taylor, Pa. 18517. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Wire and cable*, from Pottsville, Pa., to points in the United States (except

Alaska and Hawaii); and (b) *materials and supplies*, used in the manufacture and distribution of wire and cable, from the destination points named in (1) (a) above to Pottsville, Pa. under a continuing contract with Cadillac Cable Corp.; (2) (a) *plastic manufacturing compounds*, from Frackville, Pa., to points in the United States on and east of a line beginning at the mouth of the Mississippi River and extending along the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the international Boundary line between the United States and Canada; and (b) *materials and supplies*, used in the manufacture and distribution of plastic manufacturing compounds from the destination points in (2) (a) above, to Frackville, Pa., under a continuing contract with Gerwain Chemical Corp.; and (3) *discarded photographic and X-ray film*, for the account of Ag-Met, Inc., from points in Minnesota, Wisconsin, Iowa, Illinois, Missouri, Indiana, Kentucky, Tennessee, Arkansas, Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, Virginia, West Virginia, Delaware, Connecticut, Maryland, Ohio, Michigan, New York, New Hampshire, Massachusetts, Rhode Island, California, and Colorado, to Delano, Pa., under a continuing contract with Ag-Met, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 141169, filed July 17, 1975. Applicant: GULF COAST HEAVY HAULERS, INC., 7350 Breen, P.O. Box 90562, Houston, Tex. 77002. Applicant's representative: Clarence F. Kendall II, 2148 Tenneco Building, Houston, Tex. 77002. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Steel and iron articles as defined in 61 M.C.C. 209, scrap iron and steel, including scrap automobile bodies*, (1) from the plantsite and storage facilities of Chaparral Steel Company, Inc. located in Ellis County, Tex., to points in Arkansas, Colorado, Louisiana, Mississippi, New Mexico, Oklahoma, and Tennessee; and (2) from points in Arkansas, Colorado, Louisiana, Mississippi, New Mexico, Oklahoma, and Tennessee, to the plantsite and storage facilities of Chaparral Steel Company, Inc. located in Ellis County, Tex., under a continuing contract or contracts with Chaparral Steel Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Houston, Tex.; Fort Worth, Tex. or Washington, D.C.

PASSENGER APPLICATIONS

No. MC 102623 (Sub-No. 2), filed July 14, 1975. Applicant: LEE LINE, INC., 709 Bench Street, Red Wing, Minn. 55066. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round trip charter operations, beginning and ending at points in LeSeuer, Rice, Waseca, Steele, Dodge, Olmsted, Goodhue, Wabasha, Dakota, and Washington Counties, Minn.; Pepin, Dunn, and Pierce Counties, Wisc., and extending to points in the United States (except North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, New York, Pennsylvania, Maryland, Delaware, New Jersey, Connecticut, Rhode Island, Massachusetts, and the District of Columbia).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 124370 (Sub-No. 5), filed July 14, 1975. Applicant: ACE TRANSPORTATION CO., INC., P.O. Box 328, 1407 St. John Avenue, Albert Lea, Minn. 56007. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, and *baggage* of passengers in a separate vehicle, in charter operations, beginning and ending at points in Worth, Mitchell, and Winnebago Counties, Iowa, and points in Faribault, Freeborn, Mower, Waseca, Steele, Dodge, and Rice Counties, Minn., and extending to points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 135288 (Sub-No. 4) (Correction), filed June 6, 1975, published in the FEDERAL REGISTER issue of July 10, 1975, and republished as corrected this issue. Applicant: MCGILL'S TAXI AND BUS LINES, INC., doing business as ASHEBORO COACH CO., a corporation, 151 Sunset Avenue, P.O. Box 626, Asheboro, N.C. 27203. Applicant's representative: Wilmer B. Hill, 805 Mclachlen Bank Building, 666 Eleventh Street, NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: (1) Regular route, *Passengers and their baggage, and express, newspapers, and mail*, in the same vehicle with passengers, Between Asheboro, N.C., and Greensboro, N.C., serving all intermediate points and points in the commercial zones of Asheboro, N.C., and Greensboro, N.C.: From Asheboro over U.S. Highway 220 to Greensboro, and return over the same route; (2) Irregular routes, *passengers and their baggage*, in the same vehicle with passengers, in round-trip charter operations, beginning and ending at points on the regular route described in (1) above, and extending to points in the United States (except those in Alaska and Hawaii); and (3) Irregular routes, *passengers and their baggage*, in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, beginning and ending at points on the regular route described in (1) above, and extending to points in the United States (except those in Alaska and Hawaii).

NOTE.—The purpose of this republication is to provide sufficient notice to the Public of this filing by publishing it with the "Passenger" section of the application notices. If a hearing is deemed necessary, the applicant requests it be held at Greensboro or Asheboro, N.C.

No. MC 140336 (Sub-No. 1), filed July 1, 1975. Applicant: HOWARD J. BURKHOLDER, doing business as BURKHOLDER BUS LINE, Route No. 1, Box 95-4 Winchester, Va. 22601. Applicant's representative: Howard J. Burkholder (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers*, Between Paw Paw, W. Va., and Winchester, Va.: From Paw Paw over West Virginia Highways 9 and 29 to junction Virginia Highway 45, thence over Virginia Highway 45 to junction U.S. Highway 522, thence over junction U.S. Highway 522 to Winchester and return over the same route, serving all intermediate points.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Winchester or Front Royal, Va.

No. MC 141144, filed July 14, 1975. Applicant: WENDELL L. OWENS, doing business as LAKE CRYSTAL BUS SERVICE, Box 127, Lake Crystal, Minn. 56055. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in the same vehicles with passengers, and baggage of passengers in a separate vehicle, in charter operations, beginning and ending at points in Blue Earth, Martin, Nicollet, and Watonwan Counties, Minn. and extending to points in the United States (including Alaska, but excluding Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Min.

BROKER APPLICATIONS

No. MC 130327, filed June 30, 1975. Applicant: DON R. DIXON AND ALAN J. DIXON, doing business as DIXON TRAVEL BUREAU, a partnership, 103 West Main Street, Belleville, Ill. 62220. Applicant's representative: Don R. Dixon (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Belleville and Columbia, Ill., to sell or offer to sell the transportation of *Individual passengers and groups of passengers and their baggage*, in special and charter operations, in all expense round-trip tours, by motor carriers, beginning and ending at points in St. Clair, Madison, Monroe, Clinton, Washington, Randolph, and Perry Counties, Ill., and extending to points in the United States, including Alaska and Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Springfield, Ill. or St. Louis, Mo.

No. MC 130328, filed July 1, 1975. Applicant: BETTY C. CLAUSON, doing business as BETTY C. CLAUSON TOURS, 34837 Shasta Avenue, P.O. Box 398, Yucaipa, Calif. 92399. Applicant's representative: Betty C. Clauson (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Yucaipa, Calif., to sell or offer to sell the transportation of *Passengers and their baggage*, in special and charter operations, by motor carriers, between Yucaipa, Calif., on the one hand, and, on the other, points in the United States including Alaska and Hawaii.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Los Angeles or San Bernardino, Calif.

No. MC 130329, filed July 7, 1975. Applicant: VICTOR F. GAMBOA, doing business as VIC'S TOURS, 2135 El Camino Real Street, Santa Clara, Calif. 95051. Applicant's representative: James Stewart, 111 West St. John Street, San Jose, Calif. 95110. Authority sought to engage in operation, in interstate or foreign commerce, as a *broker* at Santa Clara, Calif., to sell or offer to sell the transportation of *Individual passengers and groups of passengers, and their baggage*, in special and charter operations, by motor carriers, from points in Alameda, Merced, Monterey, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, and Stanislaus Counties, Calif., to points in Nevada.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-20479 Filed 8-6-75;8:45 am]

federal register

THURSDAY, AUGUST 7, 1975



PART II:

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Low Income Housing

■

LEASE AND GRIEVANCE PROCEDURES

TITLE 24—HOUSING AND URBAN DEVELOPMENT

CHAPTER VIII—LOW INCOME HOUSING, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-75-344]

PART 866—LEASE AND GRIEVANCE PROCEDURES

Dwelling Leases, Procedures and Requirements

On June 19, 1973, a Notice was published in the FEDERAL REGISTER (38 F.R. 15988-9) stating that a review and evaluation was being made of Circular RHM 7465.8, dated February 22, 1971, titled "Requirements and Recommendations to be Reflected in Tenant Dwelling Leases for Low-Rent Public Housing Projects", soliciting comments from interested organizations and persons, and advising that at the conclusion of the study proposed regulations with proposed changes would be published in the FEDERAL REGISTER for written comment prior to final adoption by the Department. On November 6, 1974, a Notice of Proposed Dwelling Leases, Procedures and Requirements was published in the FEDERAL REGISTER (39 F.R. 39285) in accordance with the June 19, 1973 Notice. More than sixty comments were received in joint response to this November 6, 1974 Notice and to its companion Notice, Grievance Procedures, which was published at the same time.

All comments have received full and careful consideration. In each of the many sections of the regulation where tenant advocates and Public Housing Agencies (PHAs) submitted comments reflecting diametrically opposed views, the Department has adopted a provision which, in its opinion, is equitable to both tenants and the PHAs.

Certain changes were made in the proposed regulation in response to comments received. Other comments suggesting changes were considered but were not adopted by the Department. All significant changes and all significant suggested changes which were considered but not adopted are discussed below. The references to the new section numbers which have been adopted are followed by a parenthetical notation of the section number of the provision as published November 6, 1974 for the convenience of the reader.

1. § 866.2 (no prior section number). In response to comment suggesting that the time for implementation of the new lease requirements be specifically spelled out, the Department has included this new section.

2. § 866.3 (no prior section number). Some comments from tenant representatives urged that provisions of the lease be worked out jointly by the PHA and their tenants. The suggestion has not been adopted by the Department, but the new § 866.3 grants the tenants the right to written comment on the PHA's proposed lease which the PHA is required to consider prior to formal adoption of the new lease by the PHA. PHAs are expected to consider all comments submitted to them pursuant to § 866.3 with care and with due concern for the Congressional admonition in the USHAct requiring sound management practices.

3. § 866.4(a) (§ 410.53(a)). This section, which sets forth the requirements for identification of the parties and the premises, has been expanded to provide for the term of the lease and to require specific identification of the members of the household who will reside in the dwelling. Comments received indicated that some state laws require that the lease contain a specific term. Other comments pointed out the necessity for identifying the members of the family expected to reside in the dwelling in order, among other things, to enable the PHA to ascertain family composition for purposes of determining the appropriate rent and size of dwelling.

4. § 866.4(b) (410.53 (b), and (c)). The section provides for rent, amenities to be supplied without charge by the PHA, special charges to be made for excess utility consumption, repairs and similar matters, and for incorporation of the provisions of the section into the lease.

In response to comments taking opposing views, the Department has determined to recast the subparagraphs of the regulation as published and to consolidate the provision into a single subparagraph. The regulation as adopted separates defintively rent from other charges. Comment from certain PHAs endorsed the proposal in the rule as published to consolidate special charges and rent because in the qurisdictions in which these PHAs operate collection of the special charges and delinquent rent can be accomplished in a single action in court. Moreover, these PHAs recited difficulties in collection of the special charges from tenants, whether large or small, unless the charges are specifically made part of the rent. Even though the regulation separates special charges from the rent, the Department intends that PHAs continue to make vigorous efforts to collect the special charges utilizing the lease and grievance procedures and the courts. Additionally, the regulation is not intended to prevent PHAs from collecting both the special charges and the rent in the same court action where the jurisdiction permits. The Department believes that this policy consistent with the Congressional concern about increasing operating costs.

In response to comments received from tenant advocates, the Department wishes to point out that failure of PHAs to assess and collect charges for tenant-caused damage can lead to uncontrolled disrespect for the property and ultimately to serious deterioration of the living environment.

Comment from some tenant advocates asserted that any amount or any charge, regardless of its equity, which raises the total payment to an amount above 25% of family income constitutes a violation of the 25% statutory ceiling rent provision. The Department's view is that assessment of the special charges, regardless of whether the assessment results in a payment exceeding the 25% ceiling limitation, does not violate the statute. The charges for excess consumption of utilities are consistent with the concern of Congress, the Executive Branch and the country as a whole with the conservation of energy.

The Department has moved the two optional provisions contained in § 410.59 from that section to this. Although some comments sought to prohibit PHAs from including these two provisions, which permit late payment penalties and security deposits at the option of the PHA, the Department has determined to retain them. In PHA formulation of their leases pursuant to this regulation, it is expected that PHAs will consider tenant comment pursuant to § 866.3 concerning these provisions.

5. § 866.4(c) (§ 410.53(e)). The paragraph provides for rental redeterminations. Many comments were received concerning this provision, nearly all directed to expansion of its provisions and taking diametrically opposite positions. The Department has determined to adopt the version published in November 1974 with some editorial revision, because it believes the flexible provision appearing in the November 1974 publication is desirable.

6. § 866.4(e)(3) (§ 410.53(g)(3)). The paragraph provides for the obligations of the PHA and the particular clause relates to the PHA's responsibility for repair of the premises. As published in November 1974 the sentence read "to make necessary repairs, alterations and improvements to the premises necessitated by normal wear and tear". The regulation now reads: "to make necessary repairs to the premises." After consideration of all comments the Department decided upon the new language because it believes that while the responsibility of the PHAs is to maintain the projects in good repair, "alterations and improvements" will not ordinarily be required. The limitation as to "normal wear and tear" was deleted because it was recognized that the responsibility of the PHA would extend to other types of damage, e.g., caused by tenants or storm damage. Other provisions of the regulation, (§§ 866.4(b), 866.4(f) (9) and (10) 866.4(h)(2)), permit PHAs to collect from the tenants the amount of the repair charge, including overhead costs, when the damage or disrepair is tenant-caused.

7. § 866.4(f)(9) (§ 410.53(h)(10)) and § 866.4(f)(10) (§ 410.53(h)(11)). The first subsection provides for the tenant's obligation to refrain from and cause his household and guests to refrain from destroying, defacing, damaging or removing any part of the premises or project. The second and companion section provides for the tenant's obligation to pay reasonable charges for the repair of the project buildings, facilities or common areas caused by the tenant, his household or guests. The regulation published in November 1974 required the tenant to refrain from "deliberately or negligently" destroying, defacing, etc. the project and

to pay reasonable charges for damages "intentionally or negligently caused" by the tenant, household or guests. Comments received pointed out the difficulty PHAs face in establishing the facts concerning the deliberate, intentional or negligent nature of the acts proscribed. The Department recognized that part of the premises, the dwelling unit, is under the dominion of the tenant, the consequences of which must be taken into consideration by hearing officers, hearing panels or a court, in fixing responsibility. The Department believes that the latter consideration should alleviate some of the concern expressed by PHA comment concerning the difficulty of proof of the cause of the disrepair. The regulation as adopted omits reference to the deliberate, intentional or negligent nature of the act because it is intended that the obligation not be restricted solely to such instances, but is intended to apply to all tenant caused damage other than ordinary wear and tear.

8. Section 866.4(f)(12) (no prior section). The section provides for the tenant's obligation to refrain from illegal or other activity which impairs the physical or social environment of the project. The Department has added this new provision in response to comments received from PHAs and a tenant organization. The provision is intended principally to prohibit trafficking in narcotics and prostitution, but is intended also to include other illegal activity such as manufacture of explosives or illegal possession of firearms (mentioned in comments received) and similar matters, as well as other activities which impair the social environment of housing projects.

9. Section 866.4(h) (§ 410.53(j)). The section requires that the lease provide for the rights of the PHA and the tenant in the event of defects which are hazardous to life, health or safety. The proposed rule published in November 1974 described the condition of the dwelling as "damage rendering the premises uninhabitable." The regulation as adopted describes the condition of the dwelling as one containing "defects hazardous to life, health or safety." The Department believes that the latter language more precisely expresses the original intent of the subsection as published. In response to comment the regulation as adopted also clarifies the Department's original intent that the alternative accommodations offered by the PHA must be standard accommodations.

10. § 866.4(i) (§ 453.(k)). The provision provides for preoccupancy and pretermination inspections. In the regulation as adopted the Department has added a provision requiring the tenant or his representative to inspect the premises prior to occupancy and requiring that the inspection report by the PHA be signed by both the PHA and the tenant or the tenant's representative. The Department has also added a provision to make clear that the PHA is not required to make provision for tenant participation in pretermination inspections where the tenant vacates without notice to the PHA.

11. § 866.4(j) (§ 410.53(l)). The subsection provides for entry of the premises during occupancy. The Department has added a provision defining reasonable advance notification to the tenant and has provided for written notice to the tenant for necessary entry while the tenant and all adult members of the household are absent. Comments received indicated doubt that entry for the purpose of performing extermination services was included among the reasons for entry. Extermination services are intended to be included within the term "routine inspection and maintenance." Other changes in the subsection are editorial.

12. § 866.4(l) (§ 410.53(n)). The subsection provides for termination of the lease. In the regulation as adopted the Department has determined to require that the lease may not be terminated other than for serious or repeated violations of material terms of the lease or for other good cause. The Department's determination was made in full consideration of some comments which recommended expansion of the grounds for lease termination contained in the November 1974 Notice and other comments which recommended that the grounds contained in the November 1974 Notice be defined more narrowly. In the Department's view the adopted regulation reflects an equitable resolution of the opposing views of tenants and PHAs. In response to the Congressional concern for prompt eviction procedures and a similar PHA concern expressed in the comments, the regulation provides for a 14 day notice in the case of failure to pay rent. In response to both PHA and tenant comment expressing concern that tenants who create or maintain a threat to the health or safety of other tenants or PHA employees be promptly evicted, the regulation provides for a reasonable-time notice in such instances. The thirty day notice has been retained in all other cases.

The regulation also omits the requirement that the PHA advise the tenant in a private conference of the reason for the termination. The Department believes that the provision requiring the PHA to advise the tenant of his right to make reply to the termination notice is sufficient to permit the tenant to request a private conference.

13. § 866.5 § (410.55). The section provides for posting of PHA policies rules and regulations. The regulation as adopted provides for more extensive distribution of the PHA's policies rules and regulations. The Department believes PHAs should provide thorough, effective distribution of PHA policies, rules and regulations so that all tenants may have knowledge of their content.

14. § 866.4(d) (§ 410.53(f)). The section provides for the tenant's right to use and occupancy of the dwelling. Comments from tenant advocates criticized the requirement that tenants obtain the consent of the PHA before including foster children as members of the household and providing live-in care of a member of the tenant family not otherwise originally included in the lease. The Department has determined to make no change in the regulation as published. The provision is included not to restrict the care of foster children and live-in care arrangements per se, but rather to assure that PHAs are kept notified of changes in family size in order to provide for relocating tenants where practicable and avoid overcrowding in violation of Federal and local laws and regulations.

15. §§ 866.4(e) (3), (4), (5), (6) and 866.4(g) (§§ 410.53(g) and (410.53(i)). The provisions relate respectively to the PHA's obligations concerning maintenance and a permissive provision permitting the PHA and the tenant to agree to maintenance by the tenant. Some tenant advocates objected to the inclusion of any provision which would permit the PHA to require the tenant to perform any service or provide any amenity. The Department has determined to retain these provisions. Since the beginning of the public housing program in the later 1930's it has been traditional to permit tenants and PHAs to agree that certain services and amenities, mainly in single family residences, be undertaken by the tenants and the tradition has worked to the satisfaction of both parties. For example, tenants have been pleased to be able to treat lawns, shrubs and gardens as their own, and PHAs have encouraged this kind of individual responsibility. The provision is not intended to shift maintenance burdens properly the PHA's concern to the tenants. Inclusion of the provision must be made by them in good faith and in accord with local practice.

Other changes that have been made are of an editorial or minor technical nature.

The Secretary has determined that this amendment does not have a substantial environmental impact and a finding of inapplicability is available for public inspection in the office of the Rules Docket Clerk, Room 10245, 451 7th Street SW., Washington, D.C. 20410, during regular business hours.

Accordingly, Title 24 is amended by adding a new Part 866—Lease and Grievance Procedures, Subpart A—Dwelling Leases, Procedures and Requirements, to read as follows:

Subpart A—Dwelling Leases, Procedures and Requirements

866.1 Purpose and Scope.
866.2 Time of Implementation of Lease Provisions.
866.3 Tenants' Opportunity for Comment.
866.4 Lease Requirements.
866.5 Posting of Policies, Rules and Regulations.
866.6 Prohibited Lease Provisions.

Authority: Section 8 of the United States Housing Act of 1937, 42 U.S.C. 1408; Secs. 5(b) and 6(c) of the United States Housing Act of 1937, as amended 42 U.S.C. 1437c and 1437d; Sec. 201(b) of the Housing and Community Development Act of 1974, 42 U.S.C. 1437 note; Section 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Subpart A—Dwelling Leases, Procedures and Requirements

§ 866.1 Purpose and scope.

The purpose of this Subpart is to prescribe the provisions that shall be incorporated in leases by public housing agencies (PHAs) for dwelling units assisted under the United States Housing Act of 1937 in projects owned by or leased to PHAs and leased or subleased by PHAs to the tenants. This Subpart is applicable to all such dwelling leases entered into directly by PHAs with tenants, and is not applicable to section 23 and section 10(c) leased housing projects, the section 23 Housing Assistance Payments Program, and the section 8 Housing Assistance Payments Program, where the owners enter into leases directly with the tenants. This Subpart is not applicable to the Low-Rent Housing Homeownership Opportunities Program (Turnkey III), to the Mutual Help Homeownership Opportunities Program, or to Indian Tribal Housing Authorities.

§ 866.2 Time of implementation of lease provisions.

The provisions of this Subpart shall be adopted by each PHA within six months from the effective date of these regulations. After it is adopted the lease shall be implemented for each tenant as follows:

(a) At admission for new tenants;

(b) At the next regularly scheduled reexamination of income for present tenants;

(c) Immediately for any tenant so requesting whose next regularly scheduled reexamination of income is later than six months after the date of adoption;

(d) At the time of transfer for any tenant moving from one dwelling unit in a project to any other dwelling unit in a project.

§ 866.3 Tenants' opportunity for comment.

Each PHA shall provide at least 30 days' written notice to tenants setting forth the proposed changes in the lease and providing the tenants an opportunity to present written comments which, subject to the requirements of this regulation, shall be taken into consideration by the PHA prior to the formal adoption of any new lease by the PHA.

§ 866.4 Lease requirements.

A lease shall be entered into between the PHA and each tenant of a dwelling unit which shall contain the provisions described hereinafter.

(a) *Identification of parties and premises.* The names of the parties to the leases and the identification of the premises leased shall be set forth, including:

(1) The term of the lease and provisions for renewal, if any;

(2) The members of the household who will reside in the unit.

(b) *Payments due under the lease.* (1) The lease shall state the amount fixed as rent, specifying the utilities and quantities thereof and the services and equipment furnished by the PHA without additional cost.

(2) The lease shall provide for charges to tenants for maintenance and repair beyond normal wear and tear and for consumption of excess utilities. The lease shall state the basis for the determination of such charges (e.g., by a posted schedule of charges for repair, amounts charged for utility consumption in excess of the allowance stated in the lease, etc.). The imposition of charges for consumption of excess utilities is permissible only if such charges are determined by an individual check meter servicing the leased unit or result from the use of major tenant-supplied appliances.

(3) At the option of the PHA, the lease may provide for:

(i) Payment of penalties for late payments.

(ii) Security deposits which shall not exceed one month's rent or such reasonable fixed amount as may be required by the PHA. Provision may be made for gradual accumulation of the security deposit by the tenant. Subject to applicable laws, interest earned on security deposits may be refunded to the tenant on vacation of the premises or used for tenant services or activities.

(4) The lease shall provide that charges assessed under paragraph (b) (2) and (3) of this section shall not become due and collectible prior to the first day of the second month following the month in which the charge is made.

(c) *Rent redeterminations.* The lease shall provide for redetermination of rentals which shall include:

(1) The frequency of regular rental redetermination and the basis for interim redetermination;

(2) An agreement by the tenant to furnish such information and certifications regarding family composition and income as may be necessary for the PHA to make determinations with respect to rent, eligibility, and the appropriateness of dwelling size;

(3) An agreement by the tenant to transfer to an appropriate size dwelling unit based on family composition, upon appropriate notice by the PHA that such a dwelling unit is available.

(d) *Tenant's right to use and occupy.* The lease shall provide that the tenant shall have the right to exclusive use and occupancy of the leased premises which shall include reasonable accommodation of the tenant's guests or visitors and, with the consent of the PHA, may include care of foster children and live-in care of a member of the tenant's family.

(e) *The PHA's obligations:* The lease shall set forth the PHA's obligations under the lease which shall include the following:

(1) To maintain the premises and the project in decent, safe and sanitary condition;

(2) To comply with requirements of applicable building codes, housing codes, and HUD regulations materially affecting health and safety;

(3) To make necessary repairs to the premises;

(4) To keep project buildings, facilities and common areas, not otherwise assigned to the tenant for maintenance and upkeep, in a clean and safe condition;

(5) To maintain in good and safe working order and condition electrical, plumbing, sanitary, heating, ventilating, and other facilities and appliances, including elevators, supplied or required to be supplied by the PHA;

(6) To provide and maintain appropriate receptacles and facilities (except containers for the exclusive use of an individual tenant family) for the deposit of ashes, garbage, rubbish and other waste removed from the premises by the tenant in accordance with paragraph (f)(7) of this section; and

(7) To supply running water and reasonable amounts of hot water and reasonable amounts of heat at appropriate times of the year (according to local custom and usage) except where the building that includes the dwelling unit is not required by law to be equipped for that purpose, or where heat or hot water is generated by an installation within the exclusive control of the tenant and supplied by a direct utility connection.

(f) *Tenant's obligations.* The lease shall provide that the tenant shall be obligated:

(1) Not to assign the lease or to sublease the premises;

(2) Not to provide accommodations for boarders or lodgers;

(3) To use the premises solely as a private dwelling for the tenant and the tenant's household as identified in the lease, and not to use or permit its use for any other purpose;

(4) To abide by necessary and reasonable regulations promulgated by the PHA for the benefit and well-being of the housing project and the tenants which shall be posted in the project office and incorporated by reference in the lease;

(5) To comply with all obligations imposed upon tenants by applicable provisions of building and housing codes materially affecting health and safety;

(6) To keep the premises and such other areas as may be assigned to him for his exclusive use in a clean and safe condition;

(7) To dispose of all ashes, garbage, rubbish, and other waste from the premises in a sanitary and safe manner;

(8) To use only in a reasonable manner all electrical, plumbing, sanitary, heating, ventilating, air-conditioning and other facilities and appurtenances including elevators;

(9) To refrain from, and to cause his household and guests to refrain from destroying, defacing, damaging, or removing any part of the premises or project;

(10) To pay reasonable charges (other than for wear and tear) for the repair of damages to the premises, project buildings, facilities or common areas caused by the tenant, his household or guests;

(11) To conduct himself and cause other persons who are on the premises with his consent to conduct themselves in a manner which will not disturb his

neighbors' peaceful enjoyment of their accommodations and will be conducive to maintaining the project in a decent, safe and sanitary condition;

(12) To refrain from illegal or other activity which impairs the physical or social environment of the project.

(g) *Tenant maintenance.* The lease may provide that the tenant may agree that the tenant shall perform seasonal maintenance or other maintenance tasks, as permitted by the nature of the design and construction of the dwelling (e.g. single family, duplex, row house) and according to local custom, provided that the agreement is made in good faith and not for the purpose of evading the obligations of the PHA. If such agreement is reached, the lease shall specify the tasks to be performed by the tenant.

(h) *Defects hazardous to life, health, or safety.* The lease shall set forth the rights and obligations of the tenant and the PHA in the event that the premises are damaged to the extent that conditions are created which are hazardous to life, health, or safety of the occupants and shall provide that:

(1) The tenant shall immediately notify project management of the damage;

(2) The PHA shall be responsible for repair of the unit within a reasonable time, *Provided*, that if the damage was caused by the tenant, tenant's household or guests, the reasonable cost of the repairs shall be charged to the tenant;

(3) The PHA shall offer standard alternative accommodations, if available, in circumstances where necessary repairs cannot be made within a reasonable time; and

(4) Provisions shall be made for abatement of rent in proportion to the seriousness of the damage and loss in value as a dwelling in the event repairs are not made in accordance with subparagraph (2) of this paragraph or alternative accommodations not provided in accordance with subparagraph (3) of this paragraph, except that no abatement of rent shall occur if the tenant rejects the alternative accommodation or if the damage was caused by the tenant, tenant's household or guests.

(i) *Pre-occupancy and pre-termination inspections.* The lease shall provide that the PHA and the tenant or his representative shall be obligated to inspect the premises prior to commencement of occupancy by the tenant. The PHA will furnish the tenant with a written statement of the condition of the premises, the dwelling unit, and the equipment provided with the unit. The statement shall be signed by the PHA and the tenant, and a copy of the statement shall be retained by the PHA in the tenant's folder. The PHA shall be further obligated to inspect the unit at the time the tenant vacates the unit and to furnish the tenant a statement of any charges to be made in accordance with subparagraph (b) of this paragraph. Provision shall be made for the tenant's participation in the latter inspection, unless the tenant vacates without notice to the PHA.

(j) *Entry of premises during tenancy.* The lease shall set forth the circumstances under which the PHA may enter the premises during the tenant's possession thereof, which shall include that:

(1) The PHA shall, upon reasonable advance notification to the tenant, be permitted to enter the dwelling unit during reasonable hours for the purpose of performing routine inspections and maintenance, for making improvements or repairs, or to show the premises for re-leasing. A written statement specifying the purpose of the PHA entry delivered to the premises at least two days before such entry shall be considered reasonable advance notification;

(2) The PHA may enter the premises at any time without advance notification when there is reasonable cause to believe that an emergency exists; and

(3) In the event that the tenant and all adult members of his household are absent from the premises at the time of entry, the PHA shall leave on the premises a written statement specifying the date, time and purpose of entry prior to leaving the premises.

(k) *Notice procedures.* The lease shall provide procedures to be followed by the PHA and tenants in giving notice one to the other which shall require that:

(1) Except as provided in paragraph (j) of this section notice to the tenant shall be in writing and delivered to the tenant or to an adult member of the tenant's household residing in the dwelling or sent by prepaid first-class mail properly addressed to the tenant; and

(2) Notice to the PHA shall be in writing, delivered to the project office or the PHA central office or sent by prepaid first-class mail, properly addressed.

(l) *Termination of the lease.* The lease shall set forth the procedures to be followed by the PHA and by the tenant in terminating the lease which shall provide:

(1) That the PHA shall not terminate or refuse to renew the lease other than for serious or repeated violation of material terms of the lease such as failure to make payments due under the lease or to fulfill the tenant obligations set forth in § 866.4(f) or for other good cause.

(2) That the PHA shall give written notice of termination of the lease of:

(i) 14 days in the case of failure to pay rent;

(ii) a reasonable time commensurate with the exigencies of the situation in the case of creation or maintenance of a threat to the health or safety of other tenants or PHA employees; and

(iii) 30 days in all other cases.

(3) That the notice of termination to the tenant shall state reasons for the termination, shall inform the tenant of his right to make such reply as he may wish and of his right to request a hearing in accordance with the PHA's grievance procedure.

(m) *Grievance procedures:* The lease shall provide that all disputes concerning the obligations of the tenant or the PHA shall be resolved in accordance with the PHA grievance procedures which shall comply with Subpart B of this Part.

(n) *Provision for modifications:* The lease shall provide that modification of the lease must be accomplished by a written rider to the lease executed by both parties, except for paragraph (c) of this section and § 866.5.

(o) *Signature clause.* The lease shall provide a signature clause attesting that the lease has been executed by the parties.

§ 866.5 Posting of policies, rules and regulations.

Schedules of special charges for services, repairs and utilities and rules and regulations which are required to be incorporated in the lease by reference shall be publicly posted in a conspicuous manner in the Project Office and shall be furnished to applicants and tenants on request. Such schedules, rules and regulations may be modified from time to time by the PHA provided that the PHA shall give at least 30-day written notice to each affected tenant setting forth the proposed modification, the reasons therefor, and providing the tenant an opportunity to present written comments which shall be taken into consideration by the PHA prior to the proposed modification's becoming effective. A copy of such notice shall be:

(a) Delivered directly or mailed to each tenant; or

(b) Posted in at least three (3) conspicuous places within each structure or building in which the affected dwelling units are located, as well as in a conspicuous place at the project office, if any, of if none, a similar central business location within the project.

§ 866.6 Prohibited lease provisions.

Lease clauses of the nature described below shall not be incuded in new leases between a PHA and a tenant and shall be deleted from existing leases either by amendment thereof or execution of a new lease:

(a) *Confession of judgment.* Prior consent by the tenant to any lawsuit the landlord may bring against him in connection with the lease and to a judgment in favor of the landlord.

(b) *Distraint for rent or other charges.* Agreement by the tenant that landlord is authorized to take property of the tenant and hold it as a pledge until the tenant performs the obligation which the landlord has determined the tenant has failed to perform.

(c) *Exculpatory clauses.* Agreement by the tenant not to hold the landlord or landlord's agent liable for any acts or omissions whether intentional or negligent on the part of the landlord or the landlord's authorized representatives or agents.

(d) *Waiver of legal notice by tenant prior to actions for eviction or money judgments.* Agreements by the tenant that the landlord may institute suit without any notice to the tenant that the suit has been filed, thus preventing the tenant from defending against the lawsuit.

(e) *Waiver of legal proceedings.* Authorization to the landlord to evict the tenant or hold or sell the tenant's possessions whenever the landlord determines that a breach or default has occurred without notice to the tenant or any determination by a court of the rights and liabilities of the parties.

(f) *Waiver of jury trial.* Authorization of the landlord's lawyer to appear in court for the tenant and waive the right to a trial by jury.

(g) *Waiver of right to appeal judicial error in legal proceeding.* Authorization to the landlord's lawyer to waive the right to appeal for judicial error in any suit or to waive the right to file a suit in equity to prevent the execution of a judgment.

(h) *Tenant chargeable with cost of legal actions regardless of outcome.* Provision that the tenant agrees to pay attorney's fees or other legal costs whenever the landlord decides to take action against the tenant even though the court determines that the tenant prevails in the action. Prohibition of this type of provision does not mean that the tenant as a party to the lawsuit may not be obligated to pay attorney's fees or other costs if he loses the suit.

Effective date. This Part is effective on August 7, 1975.

H. R. CRAWFORD,
Assistant Secretary for Housing Management.

[FR Doc.75-20789 Filed 8-6-75;8:45 am]

[Docket No. R-75-344]

PART 866—LEASE AND GRIEVANCE PROCEDURES

Grievance Procedures and Requirements

On June 19, 1973 a notice was published in the FEDERAL REGISTER (38 F.R. 15988-9) that a review and evaluation was being made of Circular RHM 7465.9, dated February 22, 1971 entitled "Grievance Procedures in Low-Rent Public Housing Projects," soliciting comments from interested organizations and persons, and advising that at the conclusion of the study proposed regulations with proposed changes would be published in the FEDERAL REGISTER for written comment prior to final adoption by the Department. On November 6, 1974, a Notice of Proposed Grievance Procedures and Requirements was published in the FEDERAL REGISTER (39 F.R. 39287-89) in accordance with the June 19, 1973 Notice. More than sixty comments were received in joint response to the Grievance Procedures and Dwelling Lease Procedures which were published at the same time. All comments have received full and careful consideration.

Certain changes have been made in the proposed regulation in response to comments received. Other comments suggesting changes have been considered but were not adopted by the Department. All important changes and all important suggested changes which were considered but not adopted are discussed below. The references to the new section numbers which have been adopted are followed by a parenthetical notation of the section number of the provision as published November 6, 1974, for the convenience of the reader.

1. § 866.50 (§ 410.61) The section defines the purpose and scope of the regulation. As adopted the regulation omits reference to grievances involving policy and procedure in accordance with the determination that the grievance procedure is not intended as a forum for initiation or negotiation of policy changes between tenants and the PHA.

2. § 866.51 (§ 410.62) The section provides the applicability of the procedures prescribed. The regulation as revised permits PHAs, in jurisdictions which require that a tenant be given a hearing in court containing the elements of due process, to exclude terminations of tenancy or evictions based upon the tenant's creation or maintenance of a threat to the health or safety of other tenants or PHA employees. Comments received from PHAs and tenant organizations urged that in such cases eviction shall be promptly accomplished. The previous exclusion of terminations or evictions based on nonpayment of rent has been deleted on the grounds that PHAs are adequately protected by the provision requiring tenants to pay rent into an escrow account in order to utilize the grievance procedures (Sec. 866.55). Additionally, reference to summary eviction proceedings has been omitted. Comments received pointed out that in some jurisdictions eviction actions termed as summary in fact contain those procedural due process protections deemed to be required. The required elements of due process are defined in Sec. 866.53.

3. Sec. 866.52 (No prior provision) This new section requires that each PHA adopt a regulation in accordance with the Subpart within 90 days. Another new section, Sec. 866.59, provides for a waiver of the requirement for adoption of the requirements of this Subpart to permit PHAs to retain their present grievance procedure under prescribed circumstances.

4. Sec. 866.55 (Secs. 410.64, 410.65). The section provides for the procedures to be followed to obtain a hearing and for the appointment of hearing officers and hearing panels. The regulation as adopted requires that complainants submit grievances to informal settlement in accordance with § 866.54 as a condition precedent to a hearing. Comments received from PHAs and some tenant advocates stated that the majority of grievances can be settled by informal conference without the necessity of resorting to a hearing procedure. The Department has therefore determined to require that all complaints be first submitted in the informal procedure. The hearing officer or hearing panel may waive this requirement for good cause shown. Many conflicting suggestions were received concerning the method of selection of hearing officers and hearing panels. The Department has determined that the procedure for selection contained in the regulation as adopted presents an equitable selection method for both the tenant and the PHA and will permit maximum flexibility to PHAs and their tenants.

6. § 866.57 (§§ 410.67, 410.68) The section relates to the decision of the hearing officer or the hearing panel. The regulation as adopted authorizes an additional basis for PHA reversal of the decision of the hearing officer or hearing panel, i.e., that the grievance does not concern a PHA action or failure to act in accordance with or involving the complainant's lease. The additional ground for reversal implements the determination that the grievance procedure is not intended as a forum for negotiation of policy changes.

The regulation as adopted deletes the provision contained in the proposed regulation as published in November 1974 which required the PHA, in the event of an appeal from a decision of the hearing officer or hearing panel to agree by stipulation or otherwise, to limit its defense to grounds originally relied upon in its proposed disposition of the complaint. Comments received protested the inequity of confining the PHA to grounds relied upon in the grievance procedure in *de novo* proceedings in court. There the tenant is free to raise any issue permitted by the court, and PHAs in fairness, should be free to counter any new matter. The Department has determined that the requirement is inequitable and has deleted it.

Other changes made are for clarity, or are editorial.

The Secretary has determined that this amendment does not have a substantial environmental impact and a finding of inapplicability is available for public inspection in the office of the Rules Docket Clerk, Room 10245, 451 7th Street, S.W., Washington, D.C. 20410, during regular business hours.

Accordingly, 24 CFR Part 866 is amended by adding a new Subpart B—Grievance Procedures and Requirements, to read as follows:

Subpart B—Grievance Procedures and Requirements

Sec.
866.50 Purpose and Scope.
866.51 Applicability.
866.52 Requirements.
866.53 Definitions.
866.54 Informal Settlement of Grievances.
866.55 Procedures to Obtain a Hearing.
866.56 Procedures Governing the Hearing.
866.57 Decision of the Hearing Officer or Hearing Panel.
866.58 PHA Eviction Actions.
866.59 Use of Existing Grievance Procedures.

AUTHORITY: Section 8 of the United States Housing Act of 1937, 42 U.S.C. 1408; Secs. 5 (b) and 6(c) of the United States Housing Act of 1937, as amended, 42 U.S.C. 1437c and 1437d, Sec. 201(b) of the Housing and Community Development Act of 1974, 42 U.S.C. 1437 note; Section 7(d) of the Department of Housing and Urban Development Act, 42 U.S.C. 3535(d).

Subpart B—Grievance Procedures and Requirements

§ 866.50 Purpose and scope.

The purpose of this Subpart is to set forth the requirements, standards and criteria for a grievance procedure to be

established and implemented by public housing agencies (PHAs) to assure that PHA tenants are afforded an opportunity for a hearing if the tenant disputes within a reasonable time any PHA action or failure to act involving the tenant's lease with the PHA or PHA regulations which adversely affect the individual tenant's rights, duties, welfare or status. The grievance procedure provided by this Subpart shall be incorporated in the dwelling leases identified as subject to the provisions of Section 866.1 of Subpart A.

§ 866.51 Applicability.

(a) The PHA grievance procedure shall be applicable to all individual grievances as defined in § 866.53 of this Subpart between the tenant and the PHA, *Provided*, that in those jurisdictions which require that, prior to eviction, a tenant be given a hearing in court containing the elements of due process, as defined in § 866.53(d), the PHA may exclude from its procedure any grievance concerning an eviction or termination of tenancy based upon a tenant's creation or maintenance of a threat to the health or safety of other tenants or PHA employees.

(b) The PHA grievance procedure shall not be applicable to disputes between tenants not involving the PHA or to class grievances. The grievance procedure is not intended as a forum for initiating or negotiating policy changes between a group or groups of tenants and the PHA's Board of Commissioners.

§ 866.52 Requirements.

Within ninety days of the effective date of this Subpart each PHA shall adopt a regulation affording each tenant an opportunity for a hearing on a grievance as defined in § 866.53 in accordance with the requirements, standards, and criteria contained in this Subpart with such modifications as are required by State law. The regulations shall be made a part of all tenant dwelling leases.

§ 866.53 Definitions.

For the purpose of this Subpart, the following definitions are applicable:

(a) "Grievance" shall mean any dispute which a tenant may have with respect to PHA action or failure to act in accordance with the individual tenant's lease or PHA regulations which adversely affect the individual tenant's rights, duties, welfare or status.

(b) "Complainant" shall mean any tenant whose grievance is presented to the PHA or at the project management office in accordance with § 866.54 and § 866.55(a).

(c) "Elements of due process" shall mean an eviction action or a termination of tenancy in a State or local court in which the following procedural safeguards are required:

(1) Adequate notice to the tenant of the grounds for terminating the tenancy and for eviction;

(2) Opportunity for the tenant to examine all relevant documents, records and regulations of the PHA prior to the trial for the purpose of preparing a defense;

(3) Right of the tenant to be represented by counsel;

(4) Opportunity for the tenant to refute the evidence presented by the PHA including the right to confront and cross-examine witnesses and to present any affirmative legal or equitable defense which the tenant may have;

(5) A decision on the merits.

(d) "Hearing officer" shall mean a person selected in accordance with § 866.55 of this Subpart to hear grievances and render a decision with respect thereto.

(e) "Hearing panel" shall mean a panel selected in accordance with § 866.55 of this Subpart to hear grievances and render a decision with respect thereto.

(f) "Tenant" shall mean any lessee or the remaining head of the household of any tenant family residing in housing accommodations covered by this Part.

§ 866.54 Informal settlement of grievance.

Any grievance shall be personally presented, either orally or in writing, to the PHA office or to the office of the project in which the complainant resides so that the grievance may be discussed informally and settled without a hearing. A summary of such discussion shall be prepared within a reasonable time and one copy shall be given to the tenant and one retained in the PHA's tenant file. The summary shall specify the names of the participants, dates of meeting, the nature of the proposed disposition of the complaint and the specific reasons therefor, and shall specify the procedures by which a hearing under § 866.55 may be obtained if the complainant is not satisfied.

§ 866.55 Procedure to obtain a hearing.

(a) *Request for hearing.* The complainant shall submit a written request for a hearing to the PHA or to the project office within a reasonable time after receipt of the summary of discussion pursuant to § 866.54. The written request shall specify:

(1) The reasons for the grievance; and

(2) The action or relief sought.

(b) *Selection of Hearing Officer or Hearing Panel.* Grievances shall be presented before a hearing officer or hearing panel. A hearing officer or hearing panel shall be selected as follows:

(1) The hearing officer shall be an impartial, disinterested person selected jointly by the PHA and the complainant. If the PHA and the complainant cannot agree on a hearing officer, they shall each appoint a member of a hearing panel and the member so appointed shall select a third member. If the members appointed by the PHA and the complainant cannot agree on a third member, such member shall be appointed by an independent arbitration organization such as the Center for Disputes Settlement of the American Arbitration Association, or by any other third party agreed upon by the PHA and the complainant.

(2) In lieu of the procedure set forth in paragraph (a) of this section a PHA may provide for the appointment of hearing officer or hearing panels by any method which is approved by the majority of tenants (in any building, group of buildings, or project, or group of projects to which the methods is applicable) voting in an election or meeting of tenants held for the purpose.

(c) *Failure to request a hearing.* If the complainant does not request a hearing in accordance with this paragraph, then the PHA's disposition of the grievance under § 866.54 shall become final, *Provided*, that failure to request a hearing shall not constitute a waiver by the complainant of his right thereafter to contest the PHA's action in disposing of the complaint in an appropriate judicial proceeding.

(d) *Hearing Prerequisite.* All grievances shall be personally presented either orally or in writing pursuant to the informal procedure prescribed in § 866.54 as a condition precedent to a hearing under this section, *Provided*, that if the complainant shall show good cause why he failed toproceed in accordance with § 866.54 to the hearing officer or hearing panel, the provisions of this subsection may be waived by the hearing officer or hearing panel.

(e) *Escrow deposit.* Before a hearing is scheduled in any grievance involving the amount of rent as defined in § 866.4 (b) of Subpart A of this Part which the PHA claims is due, the complainant shall pay to the PHA an amount equal to the amount of the rent due and payable as of the first of the month preceding the month in which the act or failure to act took place. The complainant shall thereafter deposit the same amount of the monthly rent in an escrow account monthly until the complaint is resolved by decision of the hearing officer or hearing panel. These requirements may be waived by the PHA in extenuating circumstances. Unless so waived, the failure to make such payments shall result in a termination of the grievance procedure, *Provided*, that failure to make payment shall not constitute a waiver of any right the complainant may have to contest the PHA's disposition of his grievance in any appropriate judicial proceeding.

(f) *Scheduling of hearings.* Upon complainant's compliance with paragraphs (a), (d) and (e) of this section, a hearing shall be scheduled by the hearing officer or hearing panel promptly for a time and place reasonably convenient to both the complainant and the PHA. A written notification specifying the time, place and the procedures governing the hearing shall be delivered to the complainant and the appropriate PHA official.

§ 866.56 Procedures governing the hearing.

(a) The hearing shall be held before a hearing officer or hearing panel, as appropriate.

(b) The complainant shall be afforded a fair hearing providing the basic safeguards of due process which shall include:

(1) The opportunity to examine before the hearing and, at the expense of the complainant, to copy all documents, records and regulations of the PHA that are relevant to the hearing. Any document not so made available after request therefor by the complainant may not be relied on by the PHA at the hearing;

(2) The right to be represented by counsel or other person chosen as his or her representative;

(3) The right to a private hearing unless the complainant requests a public hearing;

(4) The right to present evidence and arguments in support of his or her complaint, to controvert evidence relied on by the PHA or project management, and to confront and cross-examine all witnesses on whose testimony or information the PHA or project management relies; and

(5) A decision based solely and exclusively upon the facts presented at the hearing.

(c) The hearing officer or hearing panel may render a decision without proceeding with the hearing if the hearing officer or hearing panel determines that the issue has been previously decided in another proceeding.

(d) If the complainant or the PHA fails to appear at a scheduled hearing, the hearing officer or hearing panel may make a determination to postpone the hearing for not to exceed five business days or may make a determination that the party has waived his right to a hearing. Both the complainant and the PHA shall be notified of the determination by the hearing officer or hearing panel, *Provided*, that a determination that the complainant has waived his right to a hearing shall not constitute a waiver of any right the complainant may have to contest the PHA's disposition of the grievance in an appropriate judicial proceeding.

(e) At the hearing, the complainant must first make a showing of an entitlement to the relief sought and thereafter the PHA must sustain the burden of justifying the PHA action or failure to act against which the complaint is directed.

(f) The hearing shall be conducted informally by the hearing officer or hearing panel and oral or documentary evidence pertinent to the facts and issues raised by the complaint may be received without regard to admissibility under the rules of evidence applicable to judicial proceedings. The hearing officer or hearing panel shall require the PHA, the complainant, counsel and other participants or spectators to conduct themselves in an orderly fashion. Failure to comply with the directions of the hearing officer or hearing panel to obtain order may result in exclusion from the proceedings or in a decision adverse to the interests of the disorderly party and granting or denial of the relief sought, as appropriate.

(g) The complainant or the PHA may arrange, in advance and at the expense of the party making the arrangement, for a transcript of the hearing. Any interested party may purchase a copy of such transcript.

§ 866.57 Decision of the hearing officer or hearing panel.

(a) The hearing officer or hearing panel shall prepare a written decision, together with the reasons therefor, within a reasonable time after the hearing. A copy of the decision shall be sent to the complainant and the PHA. The PHA shall retain a copy of the decision in the tenant's folder. A copy of such decision, with all names and identifying references deleted, shall also be maintained on file by the PHA and made available for inspection by a prospective complainant, his representative, or the hearing panel or hearing officer.

(b) The decision of the hearing officer or hearing panel shall be binding on the PHA which shall take all actions, or refrain from any actions, necessary to carry out the decision unless the PHA Board of Commissioners determines within a reasonable time, and promptly notifies the complainant of its determination, that

(1) The grievance does not concern PHA action or failure to act in accordance with or involving the complainant's lease on PHA regulations, which adversely affect the complainant's rights, duties, welfare or status;

(2) The decision of the hearing officer or hearing panel is contrary to applicable Federal, State or local law, HUD regulations or requirements of the annual contributions contract between HUD and the PHA.

(c) A decision by the hearing officer, hearing panel, or Board of Commissioners in favor of the PHA or which denies the relief requested by the complainant in whole or in part shall not constitute a waiver of, nor affect in any manner whatever, any rights the complainant may have to a trial *de novo* or judicial review in any judicial proceedings, which may thereafter be brought in the matter.

§ 866.58 PHA eviction actions.

If a tenant has requested a hearing in accordance with § 866.55 on a complaint involving a PHA notice of termination of the tenancy and the hearing officer or hearing panel upholds the PHA's action to terminate the tenancy, the PHA shall not commence an eviction action in a State or local court until it has served a notice to vacate on the tenant, and in no event shall the notice to vacate be issued prior to the decision of the hearing officer or the hearing panel having been mailed or delivered to the complainant. Such notice to vacate must be in writing and specify that if the tenant fails to quit the premises within the applicable statutory period, or on the termination date stated in the notice of termination, whichever is later, appropriate action will be brought against him and he may be required to pay court costs and attorney fees.

§ 866.59 Use of existing grievance procedures.

If a PHA has adopted a grievance procedure in accordance with the requirements of Circular RHM 7465.9, dated February 22, 1971 entitled "Grievance Procedure in Low-Rent Public Housing Projects" prior to the effective date of this Subpart and desires to retain such procedure, the Secretary or his designee may waive adoption of a grievance regulation in accordance with this Subpart, Provided, that the PHA requests such waiver within six months of the effective date of this Subpart, and *Provided further*, that the PHA provides evidence satisfactory to the Secretary or his designee that the affected tenants were adequately represented in the development of the prior procedure and that the affected tenants concur in the PHA's request to retain the existing procedures. After the effective date of this Subpart as stated below no amendment to existing grievance procedures adopted in accordance with the requirements of Circular RHM 7465.9 shall be permitted.

Effective date. This part is effective on August 7, 1975.

H. R. CRAWFORD,
Assistant Secretary for Housing Management.

[FR Doc.75-20790 Filed 8-6-75;8:45 am]

federal register

THURSDAY, AUGUST 7, 1975



PART III:

NATIONAL CREDIT UNION ADMINISTRATION

■

PRIVACY ACT OF 1974

Proposed Rules and Notices of Systems of Records

PRIVACY ACT OF 1974

On December 31, 1974, President Ford signed Public Law 93–579, (88 Stat. 1896) which added section 552a to title 5 of the United States Code. This new section is known as the Privacy Act of 1974. The act reasserts the fundamental right to privacy as derived from the Constitution of the United States and provides a series of basic safeguards for the individual to prevent the misuse of personal information by the Federal Government.

The Privacy Act provides for making known to the public the existence and characteristics of all personal information systems kept by every Federal agency. The act permits an individual to have access to records containing personal information on that individual and allows the individual to control the transfer of that information to other Federal agencies for nonroutine uses. The act also requires all Federal agencies to keep accurate accountings of transfers of personal records to other agencies and outsiders, and to make the accountings available to the individual. The act further provides for civil remedies for the individual whose records are kept or used in contravention of the requirements of the act.

The Privacy Act also requires the agencies to adopt regulations that list and describe routine transfers of their personal records and to establish procedures for access to and amendment of such records.

Compilation

The Office of the Federal Register is required to publish an annual compilation of all Privacy Act rules and notices. Although the compilation will not be available until some time after September 27, 1975, readers may assemble their own compilation by cummulating Privacy Act material as it is published. To facilitate this, all Privacy Act notices and final rules will be published in separate Parts of the FEDERAL REGISTER which may easily be detached and combined.

NATIONAL CREDIT UNION ADMINISTRATION

[12 CFR Part 720]

DISCLOSURE OF OFFICIAL RECORDS AND INFORMATION

Proposed Rulemaking

Notice is hereby given that the Administrator of the National Credit Union Administration, pursuant to the authority conferred by section 120, 73 Stat. 635, 12 U.S.C. 1766, and section 209, 84 Stat. 1014, 12 U.S.C. 1789, is proposing to revise Part 720 (12 CFR 720) by designating existing sections as comprising Subpart A—Production or Disclosure Under 5 U.S.C. 552 and by adding a new Subpart B—Protection of Privacy of Individual Records Under 5 U.S.C. 552a.

The purpose of adding a new Subpart B is to implement the provisions of the Privacy Act of 1974, Pub. L. 93–579, which adds a new section 552a to Title 5, United States Code, intended to provide certain safeguards for individuals against invasions of personal privacy.

Interested persons are invited to submit written comments, suggestions, or objections regarding the revisions to the Administrator, National Credit Union Administration, 2025 M Street, NW., Washington, DC 20456. Comments received prior to September 5, 1975, will be considered before final action is taken on this proposal. Copies of all written comments received will be available for public inspection during normal business hours at the foregoing address.

HERMAN NICKERSON, Jr.,
Administrator.

JULY 28, 1975.

1. Present §§ 720.1 through 720.8 are hereby designated as comprising Subpart A—Production or Disclosure Under 5 U.S.C. 552.

2. Sections 720.9 through 720.19 are reserved for possible future use as part of Subpart A.

3. Part 720 is amended by adding a new Subpart B—Protection of Privacy of Individual Records Under 5 U.S.C. 552a, to read as follows:

Subpart A—Production or Disclosure Under 5 U.S.C. 552

Subpart B—Protection of Privacy of Individual Records Under 5 U.S.C. 552a

Sec.

720.20 Purpose and Scope.
720.21 Definitions.
720.22 Procedures for Requests Pertaining to Individual Records in a System of Records.
720.23 Time, Place, and Requirements for Identification of Individuals Making Requests.
720.24 Notice of Existence of Records, Access Decisions and Provision of Access; Time Limits.
720.25 Special Procedures; Medical Records.
720.26 Requests for Correction or Amendment to a Record; Administration Review of Requests.
720.27 Appeal of Initial Adverse Determination on Correction or Amendment.
720.28 Disclosure of Record to Person Other than the Individual to Whom it Pertains.
720.29 Accounting for Disclosures.
720.30 Requests for Accounting of Disclosures.
720.31 Emergency Disclosures.
720.32 Collection of Information from Individuals; Information Forms.
720.33 Contracting for the Operation of a System of Records.
720.34 Fees.
720.35 Exemptions.
720.36 Security of Systems of Records.
720.37 Use and Collection of Social Security Numbers.
720.38 Employee Standards of Conduct With Regard to Privacy.

AUTHORITY: Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1014 (12 U.S.C. 1789).

§ 720.20 Purpose and scope.

(a) This subpart contains the regulations of the National Credit Union Administration implementing the Privacy Act of 1974, Pub. L. 93–579. The regulations apply to all records which are maintained by the Administration, contain information about an individual including some means of identifying the individual and are contained in a system of such records, from which information is retrieved by use of an identifying particular. The regulations set forth procedures whereby individuals may seek and gain access to records concerning themselves and request amendments of those records. The regulations also set forth requirements applicable to Administration employees maintaining, collecting, using or disseminating such records.

(b) The Assistant Administrator for Administration, with advice from the General Counsel, shall be responsible for training employees of the Administration in the obligations imposed by the Privacy Act of 1974 and these regulations.

§ 720.21 Definitions.

For purposes of this Subpart:

"Administration" means the National Credit Union Administration;

"Administrator" means the Administrator of the National Credit Union Administration;

"Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence;

"Maintain" includes maintain, collect, use, or disseminate;

"Record" means any item, collection, or grouping of information about an individual that is maintained by the Administration, and that contains his name, or an identifying number, symbol, or other identifying particular assigned to the individual;

"System of records" means a group of any records under the control of the Administration from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual; and

"Routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

§ 720.22 Procedures for requests pertaining to individual records in a system of records.

(a) An individual seeking notification of whether a system of records contains a record pertaining to him or an individual seeking access to information or records pertaining to him which is available under the Privacy Act of 1974 shall present his request in person or in writing to the Administration official identified in the access procedure section of the "Notice of Records System" published by the National Archives and Records System, General Services Administration, which describes the system of records to which the individual's request relates.

(b) In addition to meeting the identification requirements set forth in § 720.23, individuals seeking notification or access, either in person or by mail, shall describe the nature of the records sought, the approximate dates covered by the record, and the system in which it is thought to be included, as described in the "Notices of Records Systems" published by the General Services Administration.

§ 720.23 Times, places, and requirements for identification of individuals making requests and identification of records requested.

(a) The following minimum standards are applicable to any individual who submits a request under § 720.22:

(1) An individual seeking access to records about himself in person may establish his identity by the presentation of a single document bearing a photograph (such as a passport or identification badge) or by the presentation of two items of identification which do not bear a photograph but do bear both a name and address (such as a driver's license or credit card);

(2) An individual seeking access to records about himself by mail shall establish his identity by a signature, address, date of birth, employee identification number if any, and on other identifier such as a photocopy of driver's license or other document; and

(3) An individual seeking access to records about himself by mail or in person who cannot provide the required documentation of identification may provide a notarized statement; swearing or affirming to his identity and to the fact that he understands the penalties for false statements pursuant to 18 U.S.C. 1001.

(b) The parent or guardian of a minor or a person judicially determined to be incompetent shall, in addition to establishing the identity of the minor or other person he represents as required in paragraph (a) of this section, establish his own parentage or guardianship by furnishing a copy of a birth certificate showing parentage or a court order establishing the guardianship.

(c) An individual seeking to review records about himself may be accompanied by another person of his own choosing. In such cases, the individual seeking access shall be required to furnish a written statement authorizing the discussion of that individual's record in the accompanying person's presence.

(d) In addition to the requirements set forth in paragraph (a) and (b) of this section, the published "Notice of System of Records" for individual systems may include further requirements of identification where necessary to retrieve the individual record from the system.

§ 720.24 Notice of existence of records, access decisions and disclosure of requested information; time limits.

(a) The Administration official identified in the record access procedure section of the "Notice of Records System" and identified in accordance with § 720.23(d), by an individual seeking notification of, or access to, a record, shall be responsible to (1) determine whether such a record exists, (2) determine whether excess is available under the Privacy Act, (3) notify the requesting individual of those determinations, and (4) provide access to information determined to be available. In cases where the Administration Official identified in the above sentence is the Assistant Administrator for Administration (or Security Officer) he shall designate one or more of his assistants as being responsible for carrying out the requirements of this section. In the case of an individual access request made in person, information determined to be available shall be provided by allowing a personal review of the record or portion of a record containing the information requested and determined to be available, and the individual shall be allowed to have a copy of all or any portion of available information made in a form comprehensible to him. In the case of an individual access request made by mail, information determined to be available shall be provided by mail, unless the individual has requested otherwise. If access is denied because of an exemption, the individual shall be notified that he may appeal that determination to the Assistant Administrator for Administration within thirty days after receipt of the determination. Such appeals shall be determined within thirty days.

(b) The following time limits shall be applicable to the required determinations, notification and provision of access set forth in paragraph (a) of this section:

(1) Requests concerning a single system of records which do not require consultation with or requisition of records from another agency shall be responded to within 20 working days after receipt of the request;

(2) Requests requiring requisition of records from or consultation with another agency shall be responded to within 10 working days after such requisition or resolution of the required consultation; and

(3) If a request under paragraph (b) (2) or (3) of this section presents unusual difficulties in determining whether the records involved are exempt from disclosure, the Assistant Administrator for Administration may, upon written request of the official responsible for action upon the record request, extend the time period established by these regulations for an additional 15 working days.

(c) Nothing in this section shall be construed to allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding or any information exempted from the provisions of 5 U.S.C. 552a(d) pursuant to 5 U.S.C. 552a (j) or (k).

§ 720.25 Special procedures: information furnished by other agencies; medical records.

(a) When records or information sought from the Administration include information furnished by other Federal agencies, the Administration official responsible for action on the request shall consult with the appropriate agency prior to making a decision to disclose or refuse the record but the decision whether to disclose the record shall be made in the first instance by the Administration official.

(b) When an individual requests medical records concerning himself, the Administration official responsible for action on the request may advise the individual that the records will be provided only to a physician designated in writing by the individual. Upon receipt of the designation and upon proper verification of identity, the Administration official shall permit the physician to review the records or to receive copies of the records by mail. The determination of which records should be made available directly to the individual and which records should not be disclosed directly because of possible harm to the individual shall be made by the Administration official responsible for action on the request.

§ 720.26 Requests for correction or amendment to record; administration review of requests.

(a) An individual may request amendment of a record concerning himself by addressing his request, either in person or by mail, to the Administration official identified in the record contest procedure section of the "Notice of Records System" published by the General Services Administration and describing the system of records which contains the record which the individual wishes to request amendment of. The request must indicate the particular record involved, the nature of the correction sought, and the justification for the correction or amendment. In cases where the Administration official described in the above sentence is the Assistant Administrator for Administration (or Security Officer), he shall designate one of his assistants, such as the Deputy Assistant Administrator, as the official responsible for carrying out the requirements of this section. Requests made by mail should be addressed to the responsible Administration official at the address specified in the "Notice of Records System" describing the system of records which contains the contested record.

(b) Within ten working days of receipt of the request, the appropriate Administration official shall advise the individual that his request has been received. The appropriate Administration official shall then promptly, and under normal circumstances, not later than thirty working days after receipt of the request, either advise the individual that the record is to be amended or corrected or inform the individual of his refusal to amend the record, the reason for the refusal, and the procedures established by § 720.27 for the individual to request a review of that refusal.

§ 720.27 Appeal of initial adverse determination on correction or amendment.

(a) A refusal, in whole or in part, to amend or correct a record may be appealed to the Assistant Administrator for Administration within 30 days of receipt of notice of the refusal. Appeals shall be in writing, shall set forth the specific item of information sought to be corrected and the documentation justifying the correction. Appeals shall be addressed to the Assistant Administrator, Office of Administration, National Credit Union Administration, 2025 M Street, NW.,

Washington, DC 20456. Appeals shall be decided within thirty working days of their receipt unless the Administrator shall, for good cause, shown, extend such period for an additional thirty working days.

(b) Within the time limits set forth in paragraph (a) of this section, the Assistant Administrator for Administration shall either advise the individual of his decision to amend or correct the record or advise the individual of his determination that an amendment or correction is not warranted on the facts, in which case he shall advise the individual of his right to provide for the record of "Statement of Disagreement" and of his right to judicial review pursuant to the Privacy Act of 1974.

(c) Statements of Disagreement may be furnished by the individual within 30 days of the date of receipt of the notice of refusal of the Assistant Administrator for Administration to authorize correction. They shall be addressed to Assistant Administrator, Office of Administration, National Credit Union Administration, 2025 M Street, NW., Washington, D.C. 20456. Upon receipt of a statement of disagreement in accordance with this section, the Assistant Administrator for Administration shall take steps to insure that the statement is included in the system or systems of records which contain the disputed item and that the original item is so marked to indicate that there is a statement of dispute and where, within the system of records, that statement may be found.

(d) When a record has been amended or corrected or a statement of disagreement has been furnished, the system manager for the system of records which contains the record shall, within thirty days thereof, advise all prior recipients of information to which the amendment or statement of disagreement relates whose identity can be determined by an accounting made as required by the Privacy Act of 1974 or any other accounting previously made, of the amendment or statement of disagreement. When a statement of disagreement has been furnished, the system manager shall also provide any subsequent recipient of a disclosure containing information to which the statement relates with a copy of the statement and note the disputed portion of the information disclosed. A concise statement of the reasons for not making the requested amendments may also be provided if deemed appropriate.

(e) In the case of any appeal made under this section and related to personnel records which the Administration maintains pursuant to specific requirements or authorization by the Civil Service Commission or pursuant to a recordkeeping requirement of the Federal Personnel Manual, the appeal shall be forwarded, after consideration by the Assistant Administrator for Administration, to the Civil Service Commission for a final determination, in accordance with Civil Service Commission regulations.

§ 720.28 Disclosure of record to person other than the individual to whom it pertains.

No record or item of information concerning an individual which is contained in a system of records maintained by the Administration shall be disclosed by any means of communication to any person, or to another agency, without the prior written consent of the individual to whom the record or item of information pertains, unless the disclosure would be—

(a) To an employee of the Administration who has a need for the record in the performance of his duties;

(b) Required by the Freedom of Information Act;

(c) For a routine use as described in the "Notice of Records System," published by the National Archives and Records Service, which describes the system of records in which the record or item of information is contained;

(d) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of Title 13 of the United States Code;

(e) To a recipient who has provided the Administration with advance adequate written assurance that the record or item will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(f) To the National Archives of the United States as a record or item which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of the General Services or his designee to determine whether the record has such value;

(g) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the Administration specifying the particular portion desired and the law enforcement activity for which the record or item is sought;

(h) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(i) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(j) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(k) Pursuant to the order of a court of competent jurisdiction.

§ 720.20 Accounting for disclosures.

(a) Each system manager identified in the "Notice of Records System" as published by the National Archives and Records Service for each system of records maintained by the Administration, shall establish a system of accounting for all disclosures of information or records concerning individuals and contained in the system of records, made outside the Administration. Accounting procedures may be established in the least expensive and most convenient form that will permit the system manager to advise individuals, promptly upon request, of the persons or agencies to which records concerning them have been disclosed.

(b) Accounting records, at a minimum, shall include the identification of the particular record or information disclosed, the name and address of the person or agency to whom disclosure was made, and the date of disclosure. When records are transferred to the National Archives and Records Service for storage in records centers, the accounting pertaining to those records shall be transferred with the records themselves.

(c) Any accounting made under this section shall be retained for at least five years or the life of the record, whichever is longer, after the disclosure for which the accounting is made.

§ 720.30 Requests for accounting for disclosures.

At the time of his request for access or correction or at any other time, an individual may request an accounting of disclosures made of his record outside the Administration. Requests for accounting shall be directed to the system manager. Any available accounting, whether kept in accordance with the requirements of the Privacy Act or under procedures established prior to September 27, 1975, shall be made available to the individual except that an accounting need not be made available if it relates to: (a) A disclosure made pursuant to the Freedom of Information Act, 5 U.S.C. 552; (b) a disclosure made within the Administration; (c) a disclosure made to a law enforcement agency pursuant to 5 U.S.C. 552a(b)(7); (d) a disclosure which has been exempted from the provisions of 5 U.S.C. 552a(c)(3) pursuant to 5 U.S.C. 552a (j) or (k).

§ 720.31 Emergency disclosures.

If the information concerning an individual and contained in a system of records has been disclosed to any person under compelling circumstances affecting health or safety, the individual shall be notified at his last known address within 5 days of the disclosure. Notification shall include the following information: the nature of the information disclosed, the person or agency to whom it was disclosed, the date of the disclosure, and the compelling circumstances justifying the disclosure. Notification shall be given by the officer who made or authorized the disclosure.

§ 720.32 Collection of information from individuals; information forms.

(a) The system manager, as identified in the "Notice of Records System" pub-

lished in the FEDERAL REGISTER for each system of records maintained by the Administration, shall be responsible for reviewing all forms developed and used to collect information from or about individuals for incorporation into the system of records.

(b) The purpose of the review shall be to eliminate any requirement for information that is not relevant and necessary to carry out an Administration function and to accomplish the following objectives:

(1) To insure that no information concerning religion, political beliefs or activities, association memberships (other than those required for a professional license), or the exercise of other First Amendment rights is required to be disclosed unless such requirement of disclosure is expressly authorized by statute or is pertinent to and within the scope of any authorized law enforcement activity;

(2) To insure that the form or accompanying statement makes clear to the individual which information he is required by law to disclose and the authority for that requirement and which information is voluntary;

(3) To insure that the form or accompanying statement states clearly the principal purpose or purposes for which the information is being collected, and states concisely the routine uses that will be made of the information;

(4) To insure that the form or accompanying statement clearly indicates to the individual the effect in terms of rights, benefits or privileges of not providing all or part of the requested information; and

(5) To insure that any form requesting disclosure of a Social Security Number, or an accompanying statement, clearly advises the individual of the statute or regulation requiring disclosure of the number or clearly advises the individual that disclosure is voluntary and that no consequence will flow from his refusal to disclose it, and the uses that will be made of the number whether disclosed mandatorily or voluntarily.

(c) Any form which does not meet the objectives specified in the Privacy Act and this section, shall be revised to conform thereto. If revision, printing and distribution cannot be accomplished prior to September 27, 1975, a separate statement shall be prepared to accompany each form advising the individual that the form is not in compliance with the Privacy Act and specifying the portions thereof which are not in compliance. The statement shall include all the information necessary to accomplish the objectives specified in the Privacy Act and this section.

§ 720.33 Contracting for the operating of a system of records.

(a) No component of the Administration shall contract for the operation of a record system by or on behalf of the agency without the express approval of the Administrator.

(b) Any contract which is approved shall contain the standard contract requirements promulgated by the General Services Administration to insure compliance with the requirements imposed by the Privacy Act of 1974. The contracting component shall have the responsibility for insuring that the contractor complies with the contract requirements relating to privacy.

§ 720.34 Fees.

(a) Fees pursuant to 5 U.S.C. 552 a(f)(5) shall be assessed for actual copies of records provided to individuals on the following basis, unless the Administration official determining access waives the fee because of the inability of the individual to pay:

(1) For actual copies of documents, $0.25 per page; and

(2) For copying information, if any, maintained in uncommon or nondocument form, the direct cost to the Administration may be assessed, but only if the individual has been notified of the cost before it is incurred.

(b) Where it is anticipated that access fees chargeable under this section will amount to more than $25, and the individual has not indicated in advance his willingness to pay fees as high as are anticipated, the individual shall be notified of the amount of the anticipated fees before copies are made, and the individual's access request shall not be considered to have been received until receipt by the Administration of his written agreement to pay.

§ 720.35 Exemptions.

(a) When an individual requests records about himself which have been exempted from individual access pursuant to 5 U.S.C. 552a(k)(2), by publication of notice of and reasons for the exemption in the "Notice of Records System" for the system of records as published by the National Archives and Records Service, the Administration shall neither confirm nor deny the existence of the record but shall advise the individual only that no record available to him pursuant to the Privacy Act of 1974 has been identified, unless a review of the information indicates that the information has been used or is being used to deny the individual any right, privilege or benefit for which he is eligible or to which he would otherwise be entitled under Federal law. In that event, the individual shall be advised of the existence of the information and shall be provided the information except to the extent it would identify a confidential source. Information which would identify a confidential source shall, if possible, be extracted or summarized in a manner which protects the source and the summary or extract shall be provided to the requesting individual.

(b) Information compiled as part of an employee background investigation which has been exempted pursuant to 5 U.S.C. 552a(k)(5), by publication in the manner described in subsection (a), shall be made available to an individual upon request except to the extent that it identifies a confidential source. Material identifying a confidential source shall, if possible, be extracted or summarized in a manner which protects the source and the summary or extract shall be provided to the requesting individual.

(c) For purposes of the section, a "confidential source" means a source who furnished information to the Government under an express promise that the identity of the source would remain confidential, or, prior to September 27, 1975, under an implied promise that the identity of the source would be held in confidence.

§ 720.36 Security of systems of records.

(a) Each system manager, with the approval of the head of his Office, shall establish administrative and physical controls, consistent with Administration regulations, to insure the protection of records systems from unauthorized access or disclosure and from physical damage or destruction. The controls instituted shall be proportional to the degree of sensitivity of the records but at a minimum must insure that records are enclosed in a manner to protect them from public view, that the area in which the records are stored is supervised during all business hours to prevent unauthorized personnel from entering the area or obtaining access to the records, and that the records are inaccessible outside of business hours. Automated systems shall comply with the security standards promulgated by the National Bureau of Standards.

(b) Each system manager, with the approval of the head of his Office, shall adopt access restrictions to insure that only those individuals within the agency who have a need to have access to the records for the performance of their duties have access to them. Procedures shall also be adopted to prevent accidental access to or dissemination of records.

§ 720.37 Use and collection of social security numbers.

The head of each office of the Administration (e.g., Assistant Administrator, Regional Director) shall take such measures as are necessary to insure that employees authorized to collect information from individuals are advised that individuals may not be required to furnish Social Security Numbers without statutory or regulatory authorization and that individuals who are requested to provide Social Security Numbers voluntarily must be advised that furnishing the number is not required and that no penalty or denial of benefits will flow from the refusal to provide it.

§ 720.38 Employee standards of conduct with regard to privacy.

(a) The head of each office of the Administration shall be responsible for assuring that employees subject to his supervision are advised of the provisions of the Privacy Act, including the criminal penalties and civil liabilities provided therein, and that such employees are made aware of their responsibilities to protect the security of personal information, to assure its accuracy, relevance, timeliness and completeness, to avoid unauthorized disclosure either

orally or in writing, and to insure that no information system concerning individuals, no matter how small or specialized, is maintained without public notice.

(b) With respect to each system of records maintained by the Administration, employees of the Administration shall:

(1) Collect no information of a personal nature from individuals unless authorized to collect it to achieve a function or carry out a responsibility of the Administration;

(2) Collect from individuals only that information which is necessary to Administration functions or responsibilities;

(3) Collect information, wherever possible, directly from the individual to whom it relates;

(4) Inform individuals from whom information is collected of the authority for collection, the purposes thereof, the routine uses that will be made of the information, and the effects, both legal and practical of not furnishing the information;

(5) Neither collect, maintain, use or disseminate information concerning an individual's religious or political beliefs or activities or his membership in associations or organizations, unless (i) the individual has volunteered such information for his own benefit; (ii) the information is expressly authorized by statute to be collected, maintained, used or disseminated; or (iii) the activities involved are pertinent to and with the scope of an authorized investigation or adjudication;

(6) Advise their supervisors of the existence or contemplated development of any record system which retrieves information about individuals by individual identifier;

(7) Maintain an accounting, in the prescribed form, of all dissemination of personal information outside the Administration, whether made orally or in writing;

(8) Disseminate no information concerning individuals outside the Administration except when authorized by 5 U.S.C. 552a or pursuant to a routine use as set forth in the routine use section of the "Notice of Records System" published by the National Archives and Records Service;

(9) Maintain and process information concerning individuals with care in order to insure that no inadvertent disclosure of the information is made either within or without the Administration; and

(10) Call to the attention of the proper Administration authorities any information in a system maintained by the Administration which is not authorized to be maintained under the provisions of the Privacy Act of 1974, including information on First Amendment activities, information that is inaccurate, irrelevant or so incomplete as to risk unfairness to the individual concerned.

(c) Heads of offices within the Administration shall, at least annually, review the record systems subject to their supervision to insure compliance with the provisions of the Privacy Act of 1974.

[FR Doc.75-20147; Filed 8-6-75;8:45 am]

NATIONAL CREDIT UNION ADMINISTRATION

PRIVACY ACT OF 1974

Notice of Existence and Character of Systems of Records

The Privacy Act of 1974, Pub. L. 93-579, an Act to provide certain safeguards for an individual against invasion of personal privacy, amends Title 5, United States Code, by adding after section 552 a new section 552a, effective September 27, 1975. 5 U.S.C. 552a(e)(4) requires that each agency publish at least annually a notice of the existence and character of each 'system of records,' as that term is defined in 5 U.S.C. 552a(a)(5), which it maintains, such notice to contain, inter alia, a description of each routine use of the records contained in the system. 5 U.S.C. 552a(e)(11) requires that each agency, at least 30 days prior to publication of a routine use description, publish notice of any new use or intended use of information in the system.

Pursuant to these provisions, the Administrator of the National Credit Union Administration submits the following notices of the existence and character of systems of records maintained by the National Credit Union Administration. Interested persons are invited to submit written comments on the notices in general and written data, views or arguments concerning the routine use portions of the notices. Comments, data, views and arguments received on or before September 5, 1975, will be considered prior to final publication of the notices.

HERMAN NICKERSON, Jr.,
Administrator.

JULY 28, 1975.

AUTHORITY: Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1014 (12 U.S.C. 1789).

ALPHABETICAL LIST OF SYSTEM NAMES

(1) Equal Employment Opportunity Grievance and Discrimination Complaint Records, NCUA.

(2) Executive Manpower Development Program Records, NCUA.

(3) Federal Employee Security Investigations Containing Adverse Information, NCUA. (This system is subject to Subsection (K)(5) to the extent it contains information provided by confidential sources.)

(4) In-Service Counseling Program, Upward Mobility, NCUA.

(5) Intergovernmental Personnel Act Records, NCUA.

(6) Investigative Reports involving Possible Felonies and/or Violations of Federal Credit Union Act. (This system is subjected to a specific exemption pursuant to subsection 552(K)(2) as it consists of investigatory material compiled for law enforcement purposes.)

(7) Loan Management Records System, NCUA.

(8) Member Account Records of Federally Insured Credit Unions Closed for Involuntary Liquidation, NCUA.

(9) Middle Management Development Program, NCUA.

(10) Minority Group Designator System (MGD), NCUA.

(11) New Examiner Training Files, NCUA.

(12) Payroll Records System, NCUA.

(13) Region I Regional Office Staff Development/Correspondence Records, NCUA.

(14) Region II Regional Office Staff Development/Correspondence Records, NCUA.

(15) Region III Regional Office Staff Development/Correspondence Records, NCUA.

(16) Region IV Regional Office Staff Development/Correspondence Records, NCUA.

(17) Region V Regional Office Staff Development/Correspondence Records, NCUA.

(18) Region VI Regional Office Staff Development/Correspondence Records, NCUA.

(19) Requests for Approval of Training, NCUA.

(20) Security Clearance Records Concerning NCUA Personnel Who Occupy Critical-Sensitive Positions. (This system is subject to a specific exemption pursuant to subsection (k)(5) to the extent it contains information provided by confidential sources.)

(21) Supervisory Training Plans Records, NCUA.

(22) Trusteed Account Records System, NCUA.

(23) Verified Employee Mailing List, NCUA.

NCUA—1

System name: Equal Employment Opportunity Grievance and Discrimination

Complaint Records, NCUA.

System location:

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Categories of individuals covered by the system: NCUA personnel who have filed a grievance or formal complaint of discrimination under the Equal Employment Opportunity Act.

Categories of records in the system: Reports made by supervisors, EEO counselors; formal letters advising of receipt of discrimination complaint/greviance; notices of final agency decision; formal requests to and responses from CSC for complaints examiner.

Authority for maintenance of the system: Executive Order N. 11478, Aug. 8, 1969, 34 F.R. 12985.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Formal or informal settlement of discrimination complaints/grievances. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained in the form of paper hard copy. Retrievability—system is indexed by name. Safeguards—records are maintained in separate, locked room accessible only to the Security Officer and his designated assitants. Retention and disposal—In accordance with GSA regulations, the complaint file is retained seven years, duplicates or copies are retained one year and background information not needed in the complaint file is disposed of or returned to the originator after three years.

System manager(s) and address: Security Officer

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual who has filed grievance/complaint, supervisors of individual, EEO counselors.

NCUA—2

System name: Executive Manpower Development Program Records, NCUA.

System location:

National Credit Union Administration
Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C.

Categories of individuals covered by the system: NCUA employees at the level of GS-13 and above.

Categories of records in the system: Approved Individual Staff Development Plans, Supervisor's Appraisal, Employee's Development Plan.

Authority for maintenance of the system: 5 U.S.C. Section 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Reporting on individual development to the Civil Service Commission and for promotional purposes within NCUA. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law, rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets in secured offices of Division of Training. Retention and Disposal—Records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director, Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C.

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, supervisors, Civil Service Commission.

NCUA—3

System name: Federal Employee Security Investigations Containing Adverse Information, NCUA.

System location:

National Credit Union Administration
2025 M Street, NW.
Room 4306
Washington, D.C. 20456

Categories of individuals covered by the system: NCUA employees on whom a routine CSC security investigation has been conducted, the results of which contain adverse information.

Categories of records in the system: May consist of police records and/or information on moral character, integrity or loyalty to the United States.

Authority for maintenance of the system: Records maintained pursuant to Civil Service Commission requirements. Separate notice is published due to separate maintenance of these records which has been effected to provide extraordinary safeguards against unwarranted access and disclosures.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Records are reviewed by the NCUA Security Officer, and if determined to be of substantive nature, they are forwarded to the Administrator, NCUA, for whatever action, if any, is deemed necessary. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course or an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law, rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—paper hard copy. Retrievability—system is indexed by name. Safeguards—records maintained in a separate, locked room accessible only to the Security Officer and his designated assistants. Records are further secured in a locked safe accessible only to the Security Officer and his designated assistants. Retention and disposal—once disposition, if any, has been made, a record is maintained until the individual whom it concerns has left the employ of NCUA, whereupon it is either returned to the originating agency or destroyed.

System manager(s) and address:

Security Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Bureau of Personnel Investigations
Civil Service Commission
Federal Bureau of Investigation

Systems exempted from certain provisions of the act: In addition to any exemption to wich this system is subjected by Notices published by or regulations promulgated by the Civil Service Commission, the system is subjected to a specific exemption pursuant to 5 U.S.C. 552a(k)(5) to the extent that disclosures would reveal a source who furnished information under an express promise of confidentiality, or, prior to September 27, 1975, under an express or implied promise of confidentiality.

NCUA—4

System name: In-Service Counseling Program, Upward Mobility, NCUA.

System location:

National Credit Union Administration
Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Categories of individuals covered by the system: Approved NCUA Upward-Mobility Candidate.

Categories of records in the system: Approved training plans for upward-mobility candidates.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To monitor effectiveness of upward-mobility program and make required Civil Service Commission reportings. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—indexed by name. Safeguards—records are stored in file cabinets located in secured offices within the Division of Training. Retention and Disposal—records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director
Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, supervisors of the individual, Civil Service Commission.

NCUA—5

System name: Intergovernmental Personnel Act Records, NCUA

System location:

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Categories of individuals covered by the system: Participants in Intergovernmental Personnel Act Conferences and Mobility Assignments.

Categories of records in the system: Required Civil Service Commission Report.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To carry out joint Federal-State programs, and make reporting internally and to the Civil Service Commission. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—indexed by name. Safeguards—records are stored in file cabinets in secured offices of the Division of Training. Retention and disposal—records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, supervisors of the individual and Civil Service Commission.

NCUA—6

System name: Investigative Reports Involving Possible Felonies and/or Violations of Federal Credit Union Act.

System location:

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Categories of individuals covered by the system: Credit union employees who have misused or are suspected of having misused their trust in the credit union, with subsequent investigation and/or prosecution. Also, any member of a Federal credit union involved or suspected of having been involved in a felony or an infraction under the Federal Credit Union Act.

Categories of records in the system: Investigative reports relating to possible felonies and violations of the Federal Credit Union Act (embezzlements, improper allocation of credit union funds, etc.).

Authority for maintenance of the system: 12 U.S.C. 1766, 1789.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To determine disposition to be made, if any, of information contained in investigative reports. Referral of information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, to any appropriate agency or official in the course of collection of an outstanding claim, to to any appropriate agency, official, court, magistrate, or administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—records are maintained on hard paper copy. Retrievability—system is indexed by name. Safeguards—records are maintained in a separate locked room accessible only to the Security Officer and his designated assistants. The records are further secured in a locked safe accessible only to the Security Officer and his designated assistants. Retention and disposal—after records have served the operational needs of NCUA and after disposition of the subject matter of the records, they are returned to the originating agency or destroyed.

System manager(s) and address:

Security Officer
National Credit Union Administration
2025 M Street, NW.
Room 4306
Washington, D.C. 20456

Notification procedure: Same as above, subject to exemption discussed below.

Record access procedures: Same as above, subject to exemption discussed below.

Contesting record procedures: Same as above, subject to exemption discussed below.

Record source categories: Federal Bureau of Investigation, investigative branches of the three armed services of the Department of Defense.

Systems exempted from certain provisions of the act: This system is subjected to a specific exemption pursuant to 5 U.S.C. 552a(k)(2), as the system of records is investigatory material compiled for law enforcement purposes.

NCUA—7

System name: Loan Management Records System, NCUA

System location:

Division of Financial Management
Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Categories of individuals covered by the system: Members of liquidating federallyINSURED CREDIT UNIONS)

Categories of records in the system: Share and account balances, personal data regarding income and debts, payment history.

Authority for maintenance of the system: 12 U.S.C. 1787

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Data used for payment of insurance claims to shareholders in liquidating federally-insured credit unions, for use in collection of outstanding loan balances, which may include, inter alia, referral of information to the General Accounting Office or the Department of Justice, and generally for all purposes necessary to wind up the affairs of the closed credit union, including referral of necessary information to facilitate a purchase of its assets by NCUA or sale to a third party, referral of non-credit information to outside address locaters, and referral of information to a surety company in pursuit of a fidelity bond claim. Referral of information in this system may also be made, as a routine use, to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—information is initially compiled on data conversion sheets prepared by NCUA examiners acting as on-site liquidators. That data is stored on computer tape, from which loan registers may be prepared and furnished to NCUA regional offices or prospective purchasers of the assets of closed credit unions. In addition to data stored on computer tape, data conversion sheets, loan registers, essential share and loan documents and members filed claim forms are maintained on hard paper copy. Retrievability—indexed by name of member and closed insured credit union. Safeguards—records are maintained in secured offices of the National Credit Union Administration's Division of Financial Management. Retention and disposal—information is disposed of after ten years retention.

System manager(s) and address:

Loan Management Specialist
Division of Financial Management
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above. Written inquiries should include name of inquirer, name of closed insured credit union of which inquirer was a member, and share and loan account numbers, if known, in addition to any requirements set by 12 CFR Part 720, Subpart B.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, outside address locaters and share and loan account files of the liquidating credit union of which the individual was a member.

NCUA—8

System name: Member Account Records of Federally Insured Credit Unions Closed for Involuntary Liquidation, NCUA.

System location: Records within this system of records are located at one of the National Credit Union Administration Regional Offices as indicated below for a period of time necessary to answer inquiries of credit union members and transfer share and loan information to NCUA's Division of Financial Management, Washington, D.C. After such time, the records are transferred for storage to one of twelve General Services Administration records storage centers.

I. NCUA Region I Regional Office
State Street South Building, Room 3E
1766 Heritage Drive
Boston, Massachusetts 02171
Phone: (617) 223-6807

Records of a federally-insured credit union which has been closed for liquidation, and for which the Administrator, NCUA, serves as liquidating agent, are located at the above address prior to transfer to a GSA storage center, if the main office of such credit union was located within one of the following states or territories: Connecticut, Maine, Massachusetts, New Hampshire, New York, Puerto Rico, Rhode Island, Virgin Islands, Vermont.

II. NCUA Region II Regional Office
Federal Building
228 Walnut St., Box 926
Harrisburg, Pennsylvania 17108
Phone: (717) 782-4597

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located within one of the following states: District of Columbia, Delaware, Maryland, New Jersey, Pennsylvania.

III. NCUA Region III Regional Office
800 Peachtree Street, NE.
Room 500
Atlanta, Georgia 30308
Phone: (404) 526-3127

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as a liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located within one of the following states or territories: Alabama, Panama Canal Zone, Florida, Georgia, Kentucky, Mississippi, North Carolina, Tennessee, Virginia.

IV. NCUA Region IV Regional Office
New Federal Building
234 N. Summit St., Room 1003
Toledo, Ohio 43604
Phone: (419) 259-7511

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of such credit union was located within one of the following states: Illinois, Indiana, Iowa, Michigan, Minnesota, North Dakota, Ohio, South Dakota, Wisconsin.

V. NCUA Region V Regional Office
205 W. Ninth St., 7th Floor
Austin, Texas 78701
Phone: (512) 397-5131

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located in one of the following states: Arkansas, Colorado, Kansas, Louisiana, Missouri, Nebraska, New Mexico, Oklahoma, Texas, Utah, Wyoming.

VI. NCUA, Region VI Regional Office
760 Market St., Room 809
San Francisco, California 94102
Phone: (415) 556-6277

Records of a liquidating, federally-insured credit union for which the Administrator, NCUA, serves as liquidating agent are located at the above address prior to transfer to a GSA storage center if the main office of the credit union was located within one of the following states or territories: Alaska, California, Guam, Hawaii, Idaho, Montana, Nevada, Oregon, Washington, Arizona.

Categories of individuals covered by the system: Records in this system of records are maintained only on those individuals who were members of a federally-insured credit union closed for liquidation and for which the Administrator, NCUA, serves as liquidating agent pursuant to 12 U.S.C. 1787.

Categories of records in the system: Records on individuals within this system of records contain information concerning an individual's membership in and share and loan transactions with the credit union which has been closed for liquidation. Such information is maintained in the following forms: membership card, individual share and loan ledgers, and promissory notes and extension agreements, if any.

Authority for maintenance of the system: Sections 120(b) and 207 of the Federal Credit Union Act (12 U.S.C. 1766(b), 1787)

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information and records in this system of records are used to close out the affairs of liquidating federally-insured credit unions, including (i) referral of information to credit union members, the NCUA Loan Management System, and any purchasers of the closed credit union.s assets, in the interest of payment of insured share accounts and sale of assets of the credit union, or collection on loans purchased by the National Credit Union Share Insurance Fund, (ii) referral of information to the credit union's surety in pursuit of fidelity bond claims, (iii) referral of relevant information to any appropriate agency or official in the course of collection of a claim of the United States, and (iv) referral of relevant information to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of enforcement of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—records on individual credit union member in this system of records are maintained on member account documents as compiled by individual credit unions prior to entering liquidation. These documents may include, but are not necessarily limited to, membership cards, individual share and loan ledgers, notes, security documents and extension agreements. Retrievability—member records are generally ordered or indexed by member name or account number. Safeguards—records within this system of records are maintained under the control of a designated agent for the liquidating agent who makes only such disclosures from the records as are necessary or requisite to enable the Administrator, NCUA to carry out his responsibilities under the Federal Credit Union Act, 12 U.S.C. 1751, et seq. Retention and disposal—the records are maintained in a National Credit Union Administration Regional Office as indicated under the Location section of this notice, for a period necessary to answer inquiries of credit union members and transfer appropriate share and loan information to the NCUA Loan Management System, Washington, D.C. After such time the records are transferred for permanent storage to one of twelve General Services Administration records storage centers.

System manager(s) and address: The system managers for this system of records are the six National Credit Union Administration Regional Directors located at the business addresses set forth in the Location section of this notice.

Notification procedure: An individual may determine whether the records of a closed credit union within this system include records pertaining to him (her) by addressing an inquiry to the appropriate Regional Director at the address set forth in the Location section of this notice, i.e., an individual inquiry should be addressed to the Regional Director whose Regional Office has jurisdiction over federally-insured credit unions operating in the state of location of the main office of the closed credit union which the inquirer was a member of. A jurisdictional breakdown of states is provided in the Location section of this notice. Inquiries should contain the name of the inquirer, the name of the credit union closed for liquidation pursuant to 12 U.S.C. 1787 which the inquirer was a member of, and the credit union account number of the inquirer, if known, in addition to any requirements set by 12 CFR Part 720, Subpart B.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: The sole sources of the information in this system of records are the member-related files and accounting records of federally-insured credit unions which have been closed for liquidation and for which the Administrator, NCUA, or his designee, serves as liquidating agent.

NCUA—9

System name: Middle Management Development Program, NCUA.

System location:

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Categories of individuals covered by the system: NCUA employees at the level of GS-14.

Categories of records in the system: Individual self-development plans.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is used to evaluate employee performance for promotion purposes and to make required Civil Service Commission reporting. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets located in secured offices. Retention and disposal—records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, supervisors, Civil Service Commission.

NCUA—10

System name: Minority Group Designator System (MGD), NCUA.

System location:

Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Categories of individuals covered by the system: Employees of NCUA who are members of a minority group.

Categories of records in the system: Statistical Employment Information by race, national origin and gender based on visual identification.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq., 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Minority identification is used for statistical purposes only. Reports are produced for use of NCUA (Affirmative Action Plan, Internal Evaluations) or Civil Service Commission.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—records are in the form of computer printouts (Mag tapes). Retrievability—information from computer runs can be obtained in various forms, e.g., in alpha order by name, or by employee number or type. Safeguards—data processing facility is located in the data management division of the Office of Systems Planning and Research. The data for the MGD system is coded, and access to the code is limited to a small number of people: regional office managers, EEO Director, and the Division of Personnel (one DOP staff member). Retention and disposal—minority identification information is immediately erased from the computer once the individual leaves the employ of NCUA.

System manager(s) and address:

Director, Equal Employment Opportunity
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Visual identification is made by Division of Personnel official in the central office and by office managers in the regions.

NCUA—11

System name: New Examiner Training Files, NCUA

System location:

National Credit Union Administration
Division of Training
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Categories of individuals covered by the system: NCUA examiners—entry level to one year on staff.

Categories of records in the system: Biweekly training reports, training progress reports, on-job trainers evaluation of classroom training, trainees evaluation of training program.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To determine retention or termination after 23 weeks on job. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets in secured offices of Division of Training. Retention and disposal—records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, on-job trainers, supervisors, Civil Service Commission.

NCUA—12

System name: Payroll Records System, NCUA.

System location:

Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456
General Services Administration
Region VI
Kansas City, Missouri

Categories of individuals covered by the system: Employees of NCUA

Categories of records in the system: Salary and related payroll data.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To make all necessary and appropriate financial reporting analysis and planning involving disclosures both intra-agency and to the General Services Administration. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or in the course of collection of a claim of the United States, or to an appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—computer tape. Retrievability—by name or social security number. Safeguards—maintained in secured offices, access by written authorization only. Retention and disposal—in accordance with GSA policy.

System manager(s) and address:

Payroll Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual whom the record concerns, Civil Service Commission, General Services Administration.

NCUA—13

System name: Region I Regional Office Staff Development/Correspondence Records, NCUA.

System location:

Region I Regional Office
National Credit Union Administration
State Street South Building
Room 3E
1776 Heritage Drive
Boston, Massachusetts 02171

Categories of individuals covered by the system: NCUA Region I Employees

Categories of records in the system: Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluations by superiors, personnel records and information concerning pay and leave activity.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation, or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintaining records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of at least one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

System manager(s) and address:

Office Manager
Region I Regional Office
National Credit Union Administration
State Street South Building
Room 3E
1776 Heritage Drive
Boston, Massachusetts 02171

Notification procedure: Regional Director. Same address as above.

Record access procedures: Regional Director. Same address as above.

Contesting record procedures: Regional Director. Same address as above.

Record source categories: Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual may encounter in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA—14

System name: Region II Regional Office Staff Development/Correspondence Records, NCUA.

System location:

Region II Regional Office
National Credit Union Administration
Federal Building
228 Walnut Street, Box 926
Harrisburg, Pennsylvania 17108

Categories of individuals covered by the system: NCUA Region II Employees.

Categories of records in the system: Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order or in the course of the implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

System manager(s) and address:

Office Manager
Region II Regional Office
National Credit Union Administration
Federal Building
228 Walnut Street, Box 926
Harrisburg, Pennsylvania 17108

Notification procedure: Regional Director. Same address as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA—15

System name: Region III Regional Office Staff Development/Correspondence Records, NCUA.

System location:

Region III Regional Office
National Credit Union Administration
800 Peachtree Street, NE.
Room 500
Atlanta, Georgia 30308

Categories of individuals covered by the system: NCUA Region III Employees

Categories of records in the system: Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

System manager(s) and address:

Office Manager
Region III Regional Office
National Credit Union Administration
800 Peachtree Street, NE.
Room 500
Atlanta, Georgia 30308

Notification procedure: Regional Director. Same address as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA—16

System name: Region IV Regional Office Staff Development/Correspondence Records, NCUA.

System location:

Region IV Regional Office
National Credit Union Administration
New Federal Building
234 North Summit Street
Room 1003
Toledo, Ohio 43604

Categories of individuals covered by the system: NCUA Region IV Employees.

Categories of records in the system: Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work pervormance and general administrative matters. Referral of relevant information in this system may be made, as a routing use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

System manager(s) and address:

Office Manager
Region IV Regional Office
National Credit Union Administration

New Federal Building
234 North Summit Street
Room 1003
Toledo, Ohio 43604

Notification procedure: Regional Director. Same address as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA—17

System name: Region V Regional Office Staff Development/Correspondence Records, NCUA.

System location:

Region V Regional Office
National Credit Union Administration
205 West Ninth Street
7th Floor
Austin, Texas 78701

Categories of individuals covered by the system: NCUA Region V Employees.

Categories of records in the system: Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

System manager(s) and address:

Office Manager
Region V Regional Office
National Credit Union Administration
205 West Ninth Street
7th Floor
Austin, Texas 78701

Notification procedure: Regional Director. Same address as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA—18

System name: Region VI Regional Office Staff Development/Correspondence Records, NCUA.

System location:

Region VI Regional Office
National Credit Union Administration
760 Market Street
Room 809
San Francisco, California 94102

Categories of individuals covered by the system: NCUA Region VI Employees.

Categories of records in the system: Contains information on NCUA examiners and professional staff related to some or all of the following areas: work performance appraisals, district management, chartering efforts, reactions from FCU officials, personal development plans, copies of personnel records, supply and equipment information and information concerning leave and pay activities. Contains information on NCUA clerical staff related to work performance and development activities, which may include work product samples, memos or notations from professional staff, development plans, evaluation of superiors, personnel records and information concerning pay and leave activity.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in this system is used for recording time and attendance, controlling equipment inventories, training of staff, evaluation of employees work performance and general administrative matters. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to an appropriate agency, official, court, magistrate, administrative tribunal, or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of the implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on paper hard copy. Retrievability—indexed by name. Safeguards—physical security consists of maintenance of records in metal file cabinets within secured offices. Cabinets may be locked depending on the nature of the information which they contain. Retention and disposal—current and relevant information is maintained generally for a period of one to two years. Obsolete material is maintained in the same file cabinets and periodically destroyed or returned to the originator.

System manager(s) and address:

Office Manager
Region VI Regional Office
National Credit Union Administration
760 Market Street
Room 809
San Francisco, California 94102.

Notification procedure: Regional Director. Same address as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Sources may include the individual whom the record concerns, supervisors of the individual, fellow employees, credit union officials and other persons whom the individual encounters in the course of work performance. Ultimate sources of payroll and personnel related information may include the General Services Administration and the Civil Service Commission.

NCUA0

System name: Request for Approval of Training, NCUA.

System location:

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Categories of individuals covered by the system: All NCUA Staff whose approved training has been subsidized by NCUA.

Categories of records in the system: Requests for Approval of Training Report, Evaluation of Training Report.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To make required or necessary Civil Service Commission and NCUA monitoring reports. Referral of information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—indexed by name. Safeguards—records are stored in file cabinets located in secured offices within the Division of Training. Retention and disposal—records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record is maintained, supervisors of the individual, Civil Service Commission.

NCUA—20

System name: Security Clearance Records concerning NCUA personnel who occupy critical sensitive positions.

System location:

Office of Administration
National Credit Union Administration
2025 M Street, NW.
Room 4306
Washington, D.C. 20456

Categories of individuals covered by the system: NCUA personnel who occupy critical sensitive positions in the Agency, including the Security Officer and his designated assistants.

Categories of records in the system: Background investigations on individuals to determine appropriateness for security clearance. Information consists chiefly of records of interviews conducted by Civil Service Commission and Federal Bureau of Investigation officials with parties acquainted with the individual under investigation. Questions are geared to character, integrity and loyalty to the United States.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To facilitate a determination as to appropriateness for security clearance. Referral of relevant information in this system may be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—records are in the form of paper hard copy. Retrievability—system is indexed by name. Safeguards—records are maintained in a separate, locked room accessible only to the Security Officer and his designated assistants. The records are further secured in a locked safe accessible only to the Security Officer and his designated assistants. Retention and disposal—records are maintained until the individual leaves the employ of NCUA, whereupon they are returned to the originating agency.

System manager(s) and address:

Security Officer
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Federal Bureau of Investigation , Bureau of Personnel Investigation (Civil Service Commission), Central Intelligence Agency.

Systems exempted from certain provisions of the act: This system is subjected to a specific exemption pursuant to 5 U.S.C. 552a(k)(5) to the extent that disclosure would reveal a source who furnished information under an express promise of confidentiality, or, prior to September 27, 1975, under an express or implied promise of confidentiality.

NCUA—21

System name: Supervisory Training Plans Records, NCUA.

System location:

Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Categories of individuals covered by the system: Employees whose position descriptions reflect significant supervisory responsibilities.

Categories of records in the system: Supervisory training plans.

Authority for maintenance of the system: 5 U.S.C. 4101, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is used to meet Civil Service Commission and internal NCUA reporting requirements. Referral of relevant information in this system may also be made, as a routine use, to any appropriate agency or official in the course of an employment or security clearance investigation, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—maintained on hard paper copy. Retrievability—by employee name. Safeguards—maintained in metal file cabinets in secured offices of Division of Training. Retention and disposal—Records are purged annually for those employees no longer participating in the program.

System manager(s) and address:

Director, Division of Training
National Credit Union Administration
1111 18th Street, NW.
Room 400
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual on whom the record in maintained, supervisors, Civil Service Commission.

NCUA—22

System name: Trusteed Account Records System, NCUA.

System location:

Division of Financial Management
Office of Administration
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Categories of individuals covered by the system: Members of liquidating federally insured credit unions.

Categories of records in the system: Share balances and last known address of individuals by whom or on whose behalf insured share account payout claims have not been filed.

Authority for maintenance of the system: 12 U.S.C. 1787.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information is used for processing claims subsequently received. Referral of information in this system may also be made, as a routine use, to a surety company in pursuit of a fidelity bond claim, to any appropriate agency or official in the course of collection of a claim of the United States, or to any appropriate agency, official, court, magistrate, administrative tribunal or opposing party in the course of investigation or prosecution of a violation or alleged or potential violation of any civil or criminal law or rule, regulation or order, or in the course of implementation of the law, rule, regulation or order.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—records are maintained on computer printout forms. Information in the system is also stored on computer tape by a private contractor pursuant to an agreement which provides that the information will remain confidential. Retrievability—by individual name, credit union name or a combination thereof. Safeguards—records are stored in secured offices. Retention and disposal—records are maintained until processing of claims is completed.

System manager(s) and address:

Operating Accountant, Trusteed Accounts
National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Files of federally-insured credit unions closed for liquidation.

NCUA—23

System name: Verified Employee Mailing List, NCUA.

System location:

National Credit Union Administration
2025 M Street, NW.
Washington, D.C. 20456

Categories of individuals covered by the system: NCUA Employees.

Categories of records in the system: Name, address, telephone number, birthday, ethnic and sex codes, GS grade, employee type, employee identification number.

Authority for maintenance of the system: 5 U.S.C. 301, 44 U.S.C. 3301.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To produce mailing labels and make reportings to the program analyst for the Assistant Administrator for Administration.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: Storage—computer disc 3330. Retrievability—by employee identification number. Safeguards—SCL decks available only to three persons in Division of Data Management, and terminal is maintained in a room which is secured by padlock after hours. Retention and Disposal—information is maintained on active, retired and deceased employees for an indefinite period.

System manager(s) and address:

Program Analyst for Assistant Administrator for Administration
National Credit Union Administration
2025 M Street, NW.
Washington, DC 20456

Notification procedure: Same as above.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: NCUA form 1042 completed for each new employee by employee, personnel staff and supervisors. Form 1051 completed by same to report changes.

[FR Doc.75-20146, Filed 8-6-75;8:45 a.m.]

Just Released

CODE OF FEDERAL REGULATIONS

(Revised as of April 1, 1975)

Title 19—Customs Duties $5.40

Title 21—Food and Drugs (Parts 300–499) 5.80

[A Cumulative checklist of CFR issuances for 1975 appears in the first issue of the Federal Register each month under Title 1]

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