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Title 1—General Provisions

CHAPTER IV—PRESIDENT'S COMMISSION ON WHITE HOUSE FELLOWSHIPS

PART 425—PRIVACY ACT REGULATIONS

Miscellaneous Amendment

The Privacy Act rules as published in the FEDERAL REGISTER on November 10, 1975 (Vol. 40, No. 217, page 52416) are amended as follows and will be effective on December 22, 1975.

1. Section 425.2 is amended by adding paragraph (d).

§ 425.2 Procedures for notification of existence of records pertaining to individuals.

* * * * *

(d) No special identity verification is required for individuals who wish to know whether a specific system of records pertains to them.

2. Section 425.2(c) is revised.

§ 425.2 Procedures for notification of existence of records pertaining to individuals.

* * * * *

(c) The Commission will acknowledge requests for the existence of records within 10 working days from the time it receives the request and will normally notify the requester of the existence or non-existence of records within 30 working days from receipt of request.

3. Section 425.3(d) is added as follows:

§ 425.3 Procedure for requests for access to or disclosure of records pertaining to individuals.

* * * * *

(d) Individuals will not be denied access to records pertaining to them.

4. Section 425.4 is revised as follows:

§ 425.4 Correction of records.

(a) An individual may request that a record or records pertaining to him or her be amended or corrected. Such requests shall be submitted in writing to the Administrative Officer at the Commission's business address.

(b) The signature of the requester will be sufficient identification for requesting correction of records.

(c) A request for amendment shall contain an exact description of the item or items sought to be amended and specific reasons for the requested amendment, as well as the individual's birthdate for purposes of verification of records.

(d) Within 10 working days after receipt of a request to amend a record, the Administrative Officer shall transmit to the requester a written acknowledgement of receipt of request. No acknowledgement is required if the request can be reviewed and processed with notification to the individual of compliance or denial within the ten-day period. Requester will be notified within 30 days whether or not his or her request has been granted.

(e) If the Administrative Officer determines that the requested amendment is appropriate to insure that the record is:

(1) Relevant and necessary to accomplish the purposes for which the records were collected; and

(2) As accurate, timely, and complete as are reasonably necessary to assure fairness to the requester, the Administrative Officer shall:

(i) Change the record accordingly;

(ii) Advise the requester that the change has been made, thirty days from receipt of written request;

(iii) After an accounting of disclosures has been kept pursuant to 5 U.S.C. 552a(c), advise all previous recipients of the record, who, the Commission believes, still retain a copy thereof, of the fact that the amendment was made and the substance of the amendment.

(f) If, after review of the record, the Administrative Officer determines that the requested amendment is not in conformity with the requirements of the Act, he shall:

(1) Advise the requester in writing within thirty days of written request of such determination together with specific reasons therefor; and

(2) Inform the requester that further review of the request by the Director of the Commission is available if a written request therefor is made within 30 days after date of denial.

(g) Within 30 working days of receipt of a written request for review pursuant to § 425.4(f)(2) the Director shall make an independent review of the record, using the criteria of § 425.4(e) (1) and (2).

(1) If the Director determines that the record should be amended in accordance with the request, the Administrative Officer shall take the actions listed in § 425.4(e)(2) (i), (ii), and (iii).

(2) If the Director, after independent review, determines that the record should not be amended in accordance with the request, the Administrative Officer shall advise the requester:

(i) Of the determination and the reasons therefor;

(ii) Of his or her right to file with the Administrative Officer a concise statement of his or her reasons for disagreeing with the refusal to amend the record;

(iii) That the record will be annotated to indicate to anyone subsequently having access to it that a statement of disagreement has been filed, and that the statement will be made available to anyone to whom the record is disclosed;

(iv) That the Director and the Administrative Officer may, in their discretion, include a brief summary of their reasons for refusing to amend the record whenever such disclosure is made;

(v) That any prior recipients of this disputed record, who, the Commission believes, still retain a copy thereof, will be sent a copy of the statement of disagreement, after an accounting of disclosures has been kept pursuant to 5 U.S.C. 552a(c);

(vi) Of his or her right to seek judicial review of the refusal to amend the record, pursuant to 5 U.S.C. 552a(g)(1)(A).

5. Section 425.5 is amended by adding new paragraph (b):

§ 425.5 Disclosure of records to agencies or persons other than the individual to whom the record pertains.

* * * * *

(b) An accounting of the date, nature, and purpose of each disclosure of a record as well as the name and address of the person and agency to whom the disclosure was made will be indicated on the record. This accounting is available to the individual to whom the records pertain on written request to the Commission.

For President's Commission on White House Fellowships.

BRUCE H. HASENKAMP,
Director.

[FR Doc.75-34466 Filed 12-19-75;8:45 am]

Title 6—Economic Stabilization

CHAPTER VII—COUNCIL ON WAGE AND PRICE STABILITY

PART 703—RECORDS MAINTAINED ABOUT AN INDIVIDUAL

Privacy Act of 1974

On August 27, 1975, the Council issued for public comments its proposed rules to implement the Privacy Act of 1974 with respect to documents maintained by the Council about individuals. The Council has since reviewed these proposed rules and also comments submitted by the Office of Management and Budget. A few minor amendments have been made in response to these comments. Therefore, the following rules are published to become effective immediately as Part 703 of 6 CFR.

Issued in Washington, D.C., on December 17, 1975 and to become effective immediately.

MICHAEL H. MOSKOW,
Director.

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AUTHORITY: 5 U.S.C. 552a.

Subpart A—General

§ 703.1 Purpose.

This part contains the regulations of the Council implementing the Privacy Act of 1974, 5 U.S.C. 552a. The regulations apply to all records maintained by the Council that are contained in a system of records, as defined herein, and that contain information about an individual. The regulations in this part set forth procedures that (a) authorize an individual's access to records maintained about him (or her), (b) limit the access of other persons to those records, and (c) permit an individual to request the amendment or correction of records about him (or her).

§ 703.2 Definitions.

For purposes of this part:

(a) "Council" shall mean the Council on Wage and Price Stability;

(b) "Individual" shall mean a citizen of the United States or an alien lawfully admitted for permanent residence;

(c) "Record" shall mean any item, collection or grouping of information about an individual that is maintained by the Council, 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 particulars assigned to the individual, such as a finger or voice print or photograph: *Provided*, That such record is maintained in a system of records as defined herein;

(d) "System of records" shall mean a group of any records under the control of the Council 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.

§ 703.3 Fees.

The fee schedule set forth in § 702.17 of Part 702 of this chapter shall apply to the reproduction of documents for any request made pursuant to this part.

Subpart B—Annual Notice of Systems of Records Maintained by the Council

§ 703.4 Publication of notice.

The Council will publish in the FEDERAL REGISTER an annual notice describing the systems of records that the Council maintains. Those notices shall include (a) the system name, (b) the system location, (c) the categories of individuals covered by the system, (d) the categories of records in the system, (e) the Council's authority to maintain the system, (f) the routine uses of the system, (g) the Council's policies and practice for maintenance of the system, (h) the system manager, (i) the procedures for notification, access to and correction of records in the system, and (j) the sources of information for the system. Notices shall also be published, as required by the Privacy Act of 1974, of significant changes in or additions to the Council's systems of records.

Subpart C—An Individual's Access to Records Maintained About Him (or Her)

§ 703.5 Request for records.

Any individual may request that the Council provide him (or her) access to review and/or obtain a copy of any record pertaining to him (or her) which is contained in any system of records maintained by the Council. Such a request shall be made pursuant to the procedures set forth in §§ 703.6 and 703.7.

§ 703.6 Contents of request.

(a) Any request for access to records must (1) identify the individual making the request by him (or her) full name, birth date and current address and (2) reasonably describe the systems of records from which an individual's records are requested. Descriptions of the systems of records maintained by the Council will be available pursuant to § 703.4 in a volume, listing the systems of records maintained by the various agencies of the federal government, to be published by the Office of the Federal Register.

(b) Any request for access to records may also notify the Administrative Officer of the individual's intent to be accompanied by another person of his choice, when reviewing records. Such a statement shall be deemed the individual's consent that records about him (or her) be disclosed in the presence of that other person.

§ 703.7 Procedure for request.

Any individual's request for access to records pertaining to him (or her) shall be made in writing or in person to the Administrative Office of the Council at Room 3235 of the New Executive Office Building, 726 Jackson Place, NW., Washington, D.C. 20503. Any individual making such a request in person shall provide acceptable identification (for example, a driver's license, employee identification card or medicare card) to verify his identity and shall complete and sign any reasonable form that the Administrative Officer might provide as a record of the request. Any individual making such a request in writing shall mail or otherwise submit to the Administrative Officer a written request that is accompanied by a statement verifying the identification of the requestor.

§ 703.8 Initial decision.

(a) Within 10 working days of the receipt of a request pursuant to § 703.4, the Administrative Officer shall make an Initial Decision whether the requested records exist and whether they will be made available to the person requesting them. That initial decision shall immediately be communicated, in writing or other appropriate form, to the person who has made the request.

(b) Where the initial decision is to provide access to the requested records, the above writing or other appropriate communication shall (1) briefly describe the records to be made available, (2) state whether any records maintained, in the system of records in question, about the individual making the request are not being made available, (3) state that the requested records will be available during the Council's ordinary office hours at Room 4026, New Executive Office Building, 726 Jackson Place, NW., Washington, D.C. 20503 or alternatively state the procedure for delivery of copies of the records by mail to the individual making the request, and (4) state whether any further verification of the identity of the requesting indivdual is necessary.

(c) Where the initial decision is not to provide access to requested records, the Administrative Officer shall by writing or other appropriate communication explain the reason for that decision. The Administrative Officer shall

only refuse to provide an individual access to records about himself (or herself) where (1) there is inadequate verification that the requesting individual is in fact the person about whom records are maintained, (2) in fact no such records are maintained, or (3) the requested records have been compiled in reasonable anticipation of civil or criminal action or proceedings.

Subpart D—Access of Others to Records About an Individual

§ 703.9 Limitations on disclosure.

Requests for records about an individual made by persons other than that individual shall also be directed to the Administrative Officer. Such records shall only be made available to persons other than that individual in the following circumstances:

(a) To any person with the prior written consent of the individual about whom the records are maintained;

(b) To officers, employees or contractors of the Council who need the records in the performance of their duties for the Council;

(c) For a routine use compatible with the purpose for which it was collected;

(d) To any person to whom disclosure is required by the Freedom of Information Act, 5 U.S.C. 552;

(e) To the Bureau of the Census for uses pursuant to Title 13, of the United States Code;

(f) In a form not individually identifiable, to a recipient who has provided the Council with adequate assurance that the record will be used solely as a statistical research or reporting record; or

(g) To the National Archives of the United States or other appropriate entity as a record which has historical or other value warranting its preservation;

(h) In response to a written request from the head of that federal agency, to an agency for a civil or criminal law enforcement activity that is authorized by law;

(i) To a person showing compelling circumstances, affecting the health or safety of the individual about whom records are maintained, that require the disclosure of such records: *Provided*, That notification of such a disclosure is immediately mailed to the last known address of the individual;

(j) To either House of Congress or to any committee thereof with appropriate jurisdiction;

(k) To the Comptroller General in the performance of the official duties of the General Accounting Office ; or

(l) Pursuant to the order of a court of competent jurisdiction.

Subpart E—Accounting of the Disclosure of Records About an Individual

§ 703.10 Maintenance of an Accounting.

The Administrative Officer of the Council shall maintain a record ("Accounting") of every instance in which records about an individual are made available, pursuant to this part, to any person other than (a) an officer, employee or contractor of the Council in the performance of his duties or (b) any person pursuant to the Freedom of Information Act, 5 U.S.C. 552.

§ 703.11 Contents of an Accounting.

The above Accounting shall contain the following information:

(a) A brief description of records disclosed;

(b) The date, nature and, where known, the purpose of the disclosure; and

(c) The name and address of the person or agency to whom the disclosure is made.

§ 703.12 Access to accounting.

Any individual may request and shall be provided access, pursuant to the procedures set forth in Subpart C of this part, to any Accounting pertaining to records maintained about that individual.

Subpart F—Amendment or Correction of Records About an Individual

§ 703.13 Request for amendment or correction.

After inspection of any records about an individual, that individual may request, in person or by mail, that the Administrative Officer correct or otherwise amend the records maintained about him (or her). Such request shall specify the particular portions of the record to be amended or corrected, the desired amendment or correction, and the reasons therefor.

§ 703.14 Initial decision.

Within 10 working days of receipt of such a request, the Administrative Officer shall give the requesting individual notice, by mail or other appropriate means, of his decision regarding the request. That notice shall include:

(a) A statement whether the request has been granted or denied, in whole or in part;

(b) A quotation or description of any amendment or correction made to any records; and

(c) Where a request is denied in whole or in part, an explanation of the reason for that denial, of the requesting individual's right to appeal the decision to the Council's Director pursuant to Subpart G of this part, and of the individual's right, pursuant to § 703.15, to file a written statement to accompany the records in question, setting forth the individual's reasons why those records should have been amended or corrected.

§ 703.15 Written statement of disagreement.

Any individual whose request for the correction or amendment of a record about him (or her) has been denied, in whole or part, may file a Written Statement of Disagreement, setting forth the reasons why the record should have been amended or corrected as requested. That Written Statement shall be made a part of the record and shall accompany that record in any use of disclosure of the record.

§ 703.16 Amendment or correction of previously disclosed records.

Whenever a record is amended or corrected pursuant to § 703.13 or a Written Statement filed pursuant to § 703.15, the Administrative Officer shall give notice of that correction, amendment or Written Statement to all persons to whom the records or copies thereof have been disclosed, as recorded in the Accounting kept pursuant to Subpart E of this part.

Subpart G—Appeals

§ 703.17 General.

Any individual whose request for access to records or request for the amendment or correction of records has been denied, in whole or in part, by the Administrative Officer may appeal that Initial Decision to the Director of the Council. Such an appeal shall be made in accordance with the procedures of this subpart.

§ 703.18 Appeal.

An individual whose request has been denied in whole or in part by an Initial Decision of the Administrative Officer may appeal that decision by filing an appeal, in writing or in person, with the Council Director, Room 4026, New Executive Office Building, 726 Jackson Place, NW., Washington, D.C. That appeal shall describe (a) the request initially made by the individual for access to or the amendment or correction of records, (b) the Administrative Officer's Initial Decision thereupon and (c) the reasons why that Initial Decision should be Modified by the Director.

§ 703.19 Director's decision.

Within 30 working days of the receipt of any appeal, the Director shall make a decision, and give notice thereof to the appealing individual, whether to modify the Administrative Officer's Initial Decision in any way. The Director shall also notify the appealing individual of (a) his right to judicial review of the Director's decision pursuant to 5 U.S.C. 552a(g)(1)(A), and (b) of his right, after the denial of any request to amend or correct records, to file a written statement to accompany those records, explaining the individual's reasons why, in his view, the records should have been amended or corrected.

[FR Doc.75-34517 Filed 12-19-75;8:45 am]

Title 7—Agriculture

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

[Navel Orange Reg. 357, Amdt. 1]

PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

This regulation increases the quantity of California-Arizona Navel oranges that may be shipped to fresh market during the weekly regulation period Decem-

ber 12–18, 1975. The quantity that may be shipped is increased due to improved market conditions for Navel oranges. The regulation and this amendment are issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 907.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel 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 Navel 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 Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for an increase in the quantity of oranges available for handling during the current week results from changes that have taken place in the marketing situation since the issuance of Navel Orange Regulation 357 (40 F.R. 57641). The marketing picture now indicates that there is a greater demand for Navel oranges than existed when the regulation was made effective. Therefore, in order to provide an opportunity for handlers to handle a sufficient volume of Navel oranges to fill the current market demand thereby making a greater quantity of Navel oranges available to meet such increased demand, the regulation should be amended, as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of Navel oranges grown in Arizona and designated part of California.

(b) *Order, as amended.* The provisions in paragraph (b)(1) (i) and (iii) of § 907.657 (Navel Orange Regulation 357) (40 FR 57641) are hereby amended to read as follows:

§ 907.657 Navel Orange Regulation 357.

* * * * *

(b) * * *

(1) * * *

(i) District 1: 1,567,000 cartons;

(ii) * * *

(iii) District 3: 83,000 cartons.

* * * * *

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

Dated: December 16, 1975.

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

[FR Doc.75-34349 Filed 12-19-75;8:45 am]

CHAPTER XI—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; MISCELLANEOUS COMMODITIES), DEPARTMENT OF AGRICULTURE

PART 1250—EGG RESEARCH AND PROMOTION

In FR Doc. 75–7720, 40 FR 13198–13201, Tuesday, March 25, 1975, and its correction, 40 FR 15065, Friday, April 4, 1975, the title should be changed from "Egg Research and Consumer Information Order" to "Egg Research and Promotion Order;" and

In FR Doc. 75–7690, 40 FR 13513–13517, Thursday, March 27, 1975; Docket No. ERPA–1, Correction, 40 FR 15906, Tuesday, April 8, 1975; FR Doc. 75–21121, 40 FR 33982–33995, Wednesday, August 13, 1975; and FR Doc. 75–26170, 40 FR 45176–45190, Wednesday, October 1, 1975; all references to part number "1251" should be changed to part number "1250." In addition, in FR Doc. 75–27865, 40 FR 48496–48498, Thursday, October 16, 1975, the reference on page 48497 in § 1250.202(a) reading "§ 1251.347" should read "§ 1250.347."

The heading for Part 1250 is revised to read as set forth above, and Subpart—Egg Research and Promotion Order is added as follows:

Subpart—Egg Research and Promotion Order

DEFINITIONS

EGG BOARD

RESEARCH, EDUCATION, AND PROMOTION

EXPENSES AND ASSESSMENTS

REPORTS, BOOKS, AND RECORDS

CERTIFICATION OF ORGANIZATIONS

MISCELLANEOUS

AUTHORITY: Egg Research and Consumer Information Act (7 U.S.C. 2701 et seq.).

FINDINGS AND DETERMINATIONS

(a) *Findings on the basis of the hearing record.* Pursuant to the provisions of the Egg Research and Consumer Information Act (7 U.S.C. 2701 et seq.) and the applicable rules of practice and procedure governing proceedings to formulate an order (7 CFR Part 1250, 40 FR 13198–13201), a public hearing was held on a proposal to formulate an Egg Research and Promotion Order in Atlanta, Georgia, May 6 and 7; in Philadelphia, Pennsylvania, May 12; in Des Moines, Iowa, May 15; in Dallas, Texas, May 19; and in South San Francisco, California, May 22, 1975. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act; and

(2) All handling of eggs produced in the 48 contiguous States of the United States, as defined in the said order, is in the current of interstate commerce, or directly burdens, obstructs, or affects interstate commerce in eggs, egg products, spent fowl, or products of spent fowl.

(b) *Additional findings.* It is necessary in the public interest to make this order effective upon publication in the FEDERAL REGISTER of December 22, 1975, so that the Egg Board, the administrative agency provided for in the order, may be nominated and selected, and to start to function as soon as possible. In order for the Board to be ready to start the collection of assessments, it will be necessary to issue rules and regulations to govern the collection system. These proceedings are expected to take at least 3 months, and no collections will be required prior thereto.

The provisions of this order are known to producers and handlers by reason of the public hearing and other procedures conducted with respect to this order, and by the publication of the notice of hearing on March 27, 1975, 40 FR 13198–13201; the recommended decision and order on August 13, 1975, 40 FR 33982–33995; and the final decision and order on October 1, 1975, 40 FR 45176–45190.

All known egg producers, as defined in the act and order, eligible to vote in the referendum, were each mailed a Registration, Ballot, and Certification form and a summary of major provisions of the order. Also, Registration, Ballot, and Certification forms and copies of the entire order were readily available to producers on request. Compliance with the provisions of this order will not require advance preparation by persons subject thereto which cannot be completed prior to the effective date of regulations to be issued thereunder. No useful purpose would be served by postponing the effective date of said order beyond the date of its publication in the FEDERAL REGISTER.

(c) *Determinations.* It is hereby determined that: (1) The issuance of this order is approved or favored by not less than two-thirds of the egg producers who voted in the referendum of egg producers held during the period November 3–28, 1975; and

(2) The issuance of this order is the only practical means pursuant to the declared policy of the act of advancing the interests of producers as defined in the act and order and of carrying out the provisions of the act.

It is therefore ordered:

DEFINITIONS

§ 1250.301 Secretary.

"Secretary" means the Secretary of Agriculture or any other officer or employee of the Department of Agriculture to whom there has heretofore been delegated, or to whom there may hereafter be delegated, the authority to act in his stead.

§ 1250.302 Act.

"Act" means the Egg Research and Consumer Information Act and as it may be amended (Pub. L. 93–428).

§ 1250.303 Fiscal period.

"Fiscal period" means the calendar year unless the Egg Board, with the approval of the Secretary, selects some other budgetary period.

§ 1250.304 Egg Board or Board.

"Egg Board" or "Board" or other designatory term adopted by such Board, with the approval of the Secretary, means the administrative body established pursuant to § 1250.326.

§ 1250.305 Egg producer or producer.

"Egg producer" or "producer" means any person who either:

(1) Is an egg farmer who acquires and owns laying hens, chicks, and/or started pullets for the purpose of and is engaged in the production of commercial eggs; or

(2) Is a person who supplied or supplies laying hens, chicks, and/or started pullets to an egg farmer for the purpose of producing commercial eggs pursuant to an oral or written contractual agreement for the production of commercial eggs. Such person is deemed to be the owner of such laying hens unless it is established in writing, to the satisfaction of the Secretary or the Egg Board, that actual ownership of the laying hens is in some other party to the contract. In the event the party to an oral contract who supplied or supplies the laying hens cannot be readily identified by the Secretary or the Egg Board, the person who has immediate possession and control over the laying hens at the egg production facility shall be deemed to be the owner of such hens unless written notice is provided to the Secretary or the Egg Board, signed by the parties to said oral contract, clearly stating that the eggs are being produced under a contractual agreement and identifying the party (or parties) under said contract who is the owner of the hens.

§ 1250.306 Commercial eggs or eggs.

"Commercial eggs" or "eggs" means eggs from domesticated chickens which are sold for human consumption either in shell egg form or for further processing into egg products.

§ 1250.307 Person.

"Person" means any individual, group of individuals, partnership, corporation, association, cooperative, or any other entity.

§ 1250.308 United States.

"United States" means the 48 contiguous States of the United States of America and the District of Columbia.

§ 1250.309 Handler.

"Handler" means any person who receives or otherwise acquires eggs from an egg producer, and processes, prepares for marketing, or markets, such eggs, including eggs of his own production.

§ 1250.310 Promotion.

"Promotion" means any action, including paid advertising, to advance the image or desirability of eggs, egg products, spent fowl, or products of spent fowl.

§ 1250.311 Research.

"Research" means any type of research to advance the image, desirability, marketability, production, or quality of eggs, egg products, spent fowl, or products of spent fowl, or the evaluation of such research.

§ 1250.312 Marketing.

"Marketing" means the sale or other disposition of commercial eggs, egg products, spent fowl, or products of spent fowl in any channel of commerce.

§ 1250.313 Eligible organization.

"Eligible organization" means any organization, association, or cooperative which represents egg producers of any egg producing area of the United States certified by the Secretary pursuant to § 1250.356.

§ 1250.314 Plans and projects.

"Plans" and "projects" mean those research, consumer and producer education, advertising, marketing, product development, and promotion plans, studies, or projects pursuant to § 1250.341.

§ 1250.315 Part and subpart.

"Part" means the Egg Research and Promotion Order and all rules, regulations, and supplemental order issued pursuant to the act and the order. "Subpart" refers to the aforesaid order or any other portion or segment of this part.

§ 1250.316 Representative of a producer.

"Representative of a producer" means the owner, officer, or an employee of a producer who has been duly authorized to act in the place and stead of the producer.

EGG BOARD

§ 1250.326 Establishment and membership.

There is hereby established an Egg Board, hereinafter called the "Board," composed of 18 egg producers or representatives of egg producers, and 18 specific alternates, all appointed by the Secretary from nominations submitted by eligible organizations, associations, or cooperatives, or by other producers pursuant to § 1250.328.

§ 1250.327 Term of office.

The members of the Board, and their alternates, shall serve for terms of 2 years, except initial appointments shall be, proportionately, for terms of 2 and 3 years. Each member and alternate member shall continue to serve until his successor is appointed by the Secretary and has qualified. No member shall serve for more than three consecutive terms.

§ 1250.328 Nominations.

All nominations authorized under § 1250.326 shall be made in the following manner:

(a) Within 30 days of the approval of this order by referendum, nominations shall be submitted to the Secretary for each geographic area as specified in paragraph (d) of this section by eligible organizations, associations, or cooperatives certified pursuant to § 1250.356, or, if the Secretary determines that a substantial number of egg producers are not members of, or their interests are not represented by, any such eligible organization, association, or cooperative, then from nominations made by such egg producers in the manner authorized by the Secretary;

(b) After the establishment of the initial Board, the nominations for subsequent Board members and alternates shall be submitted to the Secretary not less than 60 days prior to the expiration of the terms of the members and alternates previously appointed to the Board;

(c) Where there is more than one eligible organization, association, or cooperative within each geographic area, as defined by the Secretary, they may caucus for the purpose of jointly nominating two qualified persons for each member and for each alternate member to be appointed. If joint agreement is not reached with respect to any such nominations, or if no caucus is held within a defined geographic area, each eligible organization, association, or cooperative

may submit to the Secretary two nominations for each appointment to be made;

(d) For purposes of nominating members, and their alternates, to the Board, the 48 contiguous States of the United States shall be grouped into 6 geographic areas, as follows: Area 1 (North Atlantic States) consisting of Vermont, New Hampshire, Maine, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Delaware, Maryland, and the District of Columbia; Area 2 (South Atlantic States) consisting of Virginia, West Virginia, North Carolina, South Carolina, Georgia, and Florida; Area 3 (East North Central States) Ohio, Indiana, Illinois, Michigan, and Wisconsin; Area 4 (West North Central States) Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, and Kansas; Area 5 (South Central States) Kentucky, Tennessee, Alabama, Mississippi, Arkansas, Louisiana, Oklahoma, and Texas; and Area 6 (Western States) Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Nevada, Idaho, Washington, Oregon, and California. The number of members of the initial Board, and their alternates, who shall be appointed from each area are: Area 1–3, Area 2–4, Area 3–2, Area 4–2, Area 5–4, and Area 6–3, for a total of 18 members from all areas. Changes to the Board as provided in paragraph (e) of this section shall be accomplished by determining the percentage of United States egg production in each area times 18 (total Board membership) and rounding to the nearest whole number; and

(e) After the establishment of the initial Board, the area grouping of the 48 contiguous States of the United States provided for in paragraph (d) of this section, including the area distribution of the 18 members of the Board and their alternates, shall be reviewed at any time not to exceed 5 years by the Board, or by a person or agency designated by the Board to perform such review, and the results shall be reported to the Secretary along with any recommendations by the Board regarding whether the delineation of the areas and the area distribution of the Board should continue without any change, or whether changes should be made in either the areas or the number of Board members to be appointed from each area, providing that each area shall be represented by not less than one Board member and any action recommended shall be subject to the approval of the Secretary.

§ 1250.329 Selection.

From the nominations made pursuant to § 1250.328, the Secretary shall appoint the members of the Board, and an alternate for each such member, on the basis of representations provided for in § 1250.326, § 1250.327, and § 1250.328.

§ 1250.330 Acceptance.

Any person appointed by the Secretary as a member, or as an alternate member, of the Board shall qualify by filing a written acceptance with the Secretary within a period of time prescribed by the Secretary.

§ 1250.331 Vacancies.

To fill any vacancy occasioned by the failure to qualify of any person appointed as a member, or as an alternate member, of the Board, or in the event of the death, removal, resignation, or disqualification of any member or alternate member of the Board, a successor for the unexpired term of such member or alternate member of the Board shall be nominated, qualified, and appointed in the manner specified in § 1250.326, § 1250.328(b), § 1250.329, and § 1250.330, except that replacement of a Board member, or alternate, with an unexpired term of less than 6 months is not necessary.

§ 1250.332 Alternate members.

An alternate member of the Board, during the absence of the member for whom he is the alternate, shall act in the place and stead of such member and perform such other duties as assigned. In the event of the death, removal, resignation, or disqualification of a member, his alternate shall act for him until a successor for such member is appointed and qualified.

§ 1250.333 Procedure.

(a) A majority of the members, including alternates acting for members of the Board, shall constitute a quorum, and any action of the Board shall require the concurring votes of at least a majority of those present and voting. At assembled meetings, all votes shall be cast in person.

(b) For routine and noncontroversial matters which do not require deliberation and exchange of views, and in matters of an emergency nature when there is not enough time to call an assembled meeting of the Board, the Board may also take action upon the concurring votes of a majority of its members by mail, telephone, or telegraph, but any such action by telephone shall be confirmed promptly in writing.

§ 1250.334 Compensation and reimbursement.

The members of the Board, and alternates when acting as members, shall serve without compensation but shall be reimbursed for necessary and reasonable expenses, as approved by the Board, incurred by them in the performance of their duties under this subpart.

§ 1250.335 Powers of the Board.

The Board shall have the following powers:

(a) To administer the provisions of this subpart in accordance with its terms and provisions;

(b) To make rules and regulations to effectuate the terms and provisions of this subpart;

(c) To receive, investigate, and report to the Secretary complaints of violations of the provisions of this subpart; and

(d) To recommend to the Secretary amendments to this subpart.

§ 1250.336 Duties.

The Board shall have the following duties:

(a) To meet and organize and to select from among its members a chairman and such other officers as may be necessary, to select committees and subcommittees of Board members, to adopt such rules for the conduct of its business as it may deem advisable, and it may establish advisory committees of persons other than Board members;

(b) To appoint or employ such persons as it may deem necessary and to define the duties and determine the compensation of each;

(c) To prepare and submit to the Secretary for his approval budgets on a fiscal-period basis of its anticipated expenses and disbursements in the administration of this subpart, including probable cost of plans and projects as estimated in the budget or budgets submitted to it by prospective contractors, with the Board's recommendations with respect thereto;

(d) With the approval of the Secretary, to enter into contracts or agreements with persons, including, but not limited to, State, regional, or national agencies or State, regional, or national egg organizations which administer research, education, or promotion programs, advertising agencies, public relations firms, public or private research organizations, advertising and promotion media, and egg producer organizations, for the development and submission to it of plans and projects authorized by § 1250.341 and for the carrying out of such plans or projects when approved by the Secretary, and for the payment of the cost thereof with funds collected pursuant to § 1250.347. Any such contracts or agreements shall provide that such contractors shall develop and submit to the Board a plan or project together with a budget or budgets which shall show estimated costs to be incurred for such plan or project, and that any such plan or project shall become effective upon approval by the Secretary. Any such contract or agreement shall also provide that the contractor shall keep accurate records of all of its transactions and make periodic reports to the Board of activities carried out and an accounting for funds received and expended, and such other reports as the Secretary may require;

(e) To review and submit to the Secretary any plans or projects which have been developed and submitted to it by the prospective contractor, together with its recommendations with respect to the approval thereof by the Secretary;

(f) To maintain such books and records and prepare and submit such reports from time to time to the Secretary as he may prescribe, and to make appropriate accounting with respect to the receipt and disbursement of all funds entrusted to it;

(g) To prepare and make public, at least annually, a report of activities car-

ried out and an accounting for funds received and expended;

(h) To cause its books to be audited by a certified public accountant at least once each fiscal period and at such other times as the Secretary may request, and submit a copy of each such audit to the Secretary;

(i) To give the Secretary the same notice of meetings of the Board as is given to members in order that he or his representative may attend such meetings;

(j) To act as an intermediary between the Secretary and any producer or handler; and

(k) To submit to the Secretary such information pursuant to this subpart as he may request.

RESEARCH, EDUCATION, AND PROMOTION

§ 1250.341 Research, education, and promotion.

The Board shall develop and submit to the Secretary for approval any programs or projects authorized in this section. Such programs or projects shall provide for:

(a) The establishment, issuance, effectuation, and administration of appropriate programs or projects for advertising, sales promotion, and consumer education with respect to the use of eggs, egg products, spent fowl, and products of spent fowl: *Provided, however,* That any such program or project shall be directed towards increasing the general demand for eggs, egg products, spent fowl, or products of spent fowl;

(b) The establishment and carrying on of research, marketing, and development projects and studies with respect to sale, distribution, marketing, utilization, or production of eggs, egg products, spent fowl, and products of spent fowl, and the creation of new products thereof in accordance with section 7(b) of the act, to the end that the marketing and utilization of eggs, egg products, spent fowl, and products of spent fowl may be encouraged, expanded, improved, or made more acceptable, and the data collected by such activities may be disseminated;

(c) The development and expansion of foreign markets and uses for eggs, egg products, spent fowl, and products of spent fowl;

(d) Each program or project authorized under paragraph (a), (b), and (c) of this section shall be periodically reviewed or evaluated by the Board to insure that each such program or project contributes to a coordinated national program of research, education, and promotion contributing to the maintenance of markets and for the development of new markets for and of new products from eggs, eg products, spent fowl, and products of spent fowl. If it is found by the Board that any such program or project does not further the national purpose of the act, then the Board shall terminate such program or project; and

(e) No advertising or promotion programs shall use false or unwarranted claims or make any reference to private brand names of eggs, egg products, spent fowl, and products of spent fowl or use unfair or deceptive acts or practices with respect to quality, value, or use of any competing product.

EXPENSES AND ASSESSMENTS

§ 1250.346 Expenses.

The Board is authorized to incur such expenses as the Secretary finds are reasonable and likely to be incurred by the Board for its maintenance and functioning and to enable it to exercise its powers and perform its duties in accordance with the provisions of this subpart. The funds to cover such expenses shall be paid from assessments received pursuant to § 1250.347.

§ 1250.347 Assessments.

Each handler designated in § 1250.348 and pursuant to regulations issued by the Board shall collect from each producer; except that the following shall be exempt from the provisions of this section: (a) any egg producer whose aggregate number of laying hens at any time during a 3-consecutive-month period immediately prior to the date assessments are due and payable has not exceeded 3,000 laying hens, and (b) any producer owning a flock of breeding hens whose production of eggs is primarily utilized for the hatching of baby chicks; and shall pay to the Board at such times and in such manner as prescribed by regulations issued by the Board, an assessment at the rate of 5 cents per 30-dozen case of eggs, or the equivalent thereof, or such lesser amount set by the Board and approved by the Secretary for such expenses and expenditures, including provisions for a reasonable reserve and those administrative costs incurred by the Department of Agriculture after this subpart is effective, as the Secretary finds are reasonable and likely to be incurred by the Board and the Secretary under this subpart, except that no more than one such assessment shall be made on any case of eggs.

§ 1250.348 Collecting handlers and collection.

(a) Handlers responsible for collecting the assessment specified in § 1250.347 shall be any one of the following:

(1) The first person to whom eggs are sold, consigned, or delivered by producers and who grades, cartons, breaks, or otherwise performs a function of a handler under § 1250.309, (2) a producer who grades, cartons, breaks, or otherwise performs a function of a handler under § 1250.309 for eggs of his own production, or (3) such other persons as designated by the Board under rules and regulations issued pursuant to this subpart.

(b) Handlers shall collect and remit to the Egg Board all assessments collected in the manner and in the time specified by the Board pursuant to rules and regulations issued by the Board.

(c) Handlers shall maintain such records as the Egg Board may prescribe pursuant to rules and regulations issued by the Board.

(d) The Board with the approval of the Secretary may authorize other organizations or agencies to collect assessments in its behalf.

§ 1250.349 Producer refunds.

Any egg producer against whose eggs any assessment is made under the authority of the act and collected from him and who is not in favor of supporting the programs as provided for in this subpart shall have the right to demand and receive from the Board a refund of such assessment upon submission of proof satisfactory to the Board that the producer paid the assessment for which refund is sought. Any such demand shall be made personally by such producer in accordance with regulations and on a form and within a time period prescribed by the Board and approved by the Secretary. However, in no event should such period be more than 90 days after the end of the month in which the assessments are due and collectable. Any such refund shall be made within 60 days after demand is received therefor.

§ 1250.350 Influencing governmental action.

No funds collected by the Board under this subpart shall in any manner be used for the purpose of influencing governmental policy or action except to recommend to the Secretary amendments to this subpart.

REPORTS, BOOKS, AND RECORDS

§ 1250.351 Reports.

Each handler subject to this subpart and other persons subject to section 7(c) of the act may be required to report to the Board periodically such information as is required by regulations and will effectuate the purposes of the act, which information may include but not be limited to the following:

(a) Number of cases of eggs handled;

(b) Number of cases of eggs on which an assessment was collected;

(c) Name and address of person from whom any assessment was collected; and

(d) Date collection of assessment was made on each case of eggs handled.

§ 1250.352 Books and records.

Each handler subject to this subpart and persons subject to section 7(c) of the act shall maintain and make available for inspection by the Board or the Secretary such books and records as are necessary to carry out the provisions of the subpart and the regulations issued hereunder, including such records as are necessary to verify any reports required. Such records shall be retained for at least 2 years beyond the fiscal period of their applicability.

§ 1250.353 Confidential treatment.

(a) All information obtained from such books, records, or reports shall be kept confidential by all officers and employees of the Department of Agriculture and the Board, and only such information so furnished or acquired as the Secretary deems relevant shall be disclosed by them, and then only in a suit or administrative hearing brought at the direction, or upon the request of the Secretary, or to which the Secretary or any officer of the United States is a party and involving this subpart. Nothing in

this subsection shall be deemed to prohibit (1) the issuance of general statements based upon the reports of the number of persons subject to this subpart or statistical data collected therefrom, which statements do not identify the information furnished by any person, (2) the publication, by direction of the Secretary, of general statements relating to refunds made by the Egg Board during any specific period of time, or (3) the publication, by direction of the Secretary, of the name of any person violating this subpart together with a statement of the particular provisions of this subpart violated by such person.

(b) All information with respect to refunds, except as provided in paragraph (a)(2) of this section, made to individual producers shall be kept confidential by all officers and employees of the Department of Agriculture and the Board.

CERTIFICATION OF ORGANIZATIONS

§ 1250.356 Certification of organizations.

Any organization may request the Secretary for certification of eligibility to participate in nominating members and alternate members on the Board to represent the geographic area in which the organization represents egg producers. Such eligibility shall be based in addition to other available information upon a factual report submitted by the organization which shall contain information deemed relevant and specified by the Secretary for the making of such determination, including, but not limited to, the following:

(a) Geographic territory covered by the organization's active membership;

(b) Nature and size of the organization's active membership, proportion of total of such active membership accounted for by producers of commercial eggs, a chart showing the egg production by State in which the organization has members, and the volume of commercial eggs produced by the organization's active membership in such State(s);

(c) The extent to which the commercial egg producer membership of such organization is represented in setting the organization's policies;

(d) Evidence of stability and permanency of the organization;

(e) Sources from which the organization's operating funds are derived;

(f) Functions of the organization; and

(g) The organization's ability and willingness to further the aims and objectives of the act.

The primary consideration in determining the eligibility of an organization shall be whether its egg producer membership consists of a substantial number of egg producers who produce a substantial volume of the applicable geographic area's commercial eggs to reasonably warrant its participation in the nomination of members for the Board or to request the issuance of an order. The Secretary shall certify any organization which he finds to be eligible under this section and his determination as to eligibility shall be final.

MISCELLANEOUS

§ 1250.357 Suspension and termination.

(a) The Secretary shall, whenever he finds that this subpart or any provision thereof obstructs or does not tend to effectuate the declared policy of the act, terminate or suspend the operation of this subpart or such provision.

(b) The Secretary may conduct a referendum at any time, and shall hold a referendum on request of 10 percent or more of the number of egg producers voting in the referendum approving this subpart, to determine whether egg producers favor the termination or suspension of this subpart, and the Secretary shall suspend or terminate such subpart at the end of 6 months after he determines that suspension or termination of the subpart is approved or favored by a majority of the egg producers voting in such referendum who, during a representative period determined by the Secretary, have been engaged in the production of commercial eggs, and who produced more than 50 percent of the volume of eggs produced by the egg producers voting in the referendum.

§ 1250.358 Proceedings after termination.

(a) Upon the termination of this subpart the Board shall recommend not more than six of its members to the Secretary to serve as trustees for the purpose of liquidating the affairs of the Board. Such persons, upon designation by the Secretary, shall become trustees of all the funds and property then in the possession or under control of the Board, including claims for any funds unpaid or property not delivered or any other claim existing at the time of such termination.

(b) The said trustees shall: (1) continue in such capacity until discharged by the Secretary, (2) carry out the obligations of the Board under any contracts or agreements entered into by it pursuant to § 1250.336, (3) from time to time account for all receipts and disbursements and deliver all property on hand, together with all books and records of the Board and of the trustees, to such person as the Secretary may direct, and (4) upon the request of the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person full title and right to all of the funds, property, and claims vested in the Board or the trustees pursuant to this subpart.

(c) Any person to whom funds, property, or claims have been transferred or delivered pursuant to this subpart shall be subject to the same obligation imposed upon the Board and upon the trustees.

(d) Any residual funds not required to defray the necessary expenses of liquidation shall be turned over to the Secretary to be disposed of, to the extent practicable, in the interest of continuing one or more of the research or promotion programs hitherto authorized.

§ 1250.359 Effect of termination or amendment.

Unless otherwise expressly provided by the Secretary, the termination of this subpart or of any regulation issued pursuant hereto, or the issuance of any amendment to either thereof, shall not:

(a) Affect or waive any right, duty, obligation, or liability which shall have risen or which may hereafter arise in connection with any provision of this subpart or any regulation issued thereunder;

(b) Release or extinguish any violation of this subpart or any regulation issued hereunder; or

(c) Affect or impair any rights or remedies of the United States, or of the Secretary, or of any person, with respect to any such violation.

§ 1250.360 Personal liability.

No member or alternate member of the Board shall be held personally responsible either individually or jointly with others, in any way whatsoever, to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as such member or alternate, except for acts of dishonesty, or willful misconduct.

§ 1250.361 Right of the Secretary.

All fiscal matters, programs or projects, rules or regulations, reports, or other substantive action proposed and prepared by the Board shall be submitted to the Secretary for his approval.

§ 1250.362 Amendments.

Amendments to this subpart may be proposed, from time to time, by the Board, or by an organization certified pursuant to section 16 of the act, or by any interested person affected by the provisions of the act, including the Secretary.

§ 1250.363 Separability.

If any provision of this subpart is declared invalid or the applicability thereof to any person or circumstances is held invalid, the validity of the remainder of this subpart or the applicability thereof to other persons or circumstances shall not be affected thereby.

Signed at Washington, D.C., on December 17, 1975.

RICHARD L. FELTNER,
Assistant Secretary.

[FR Doc.75-34350 Filed 12-19-75;8:45 am]

CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

REORGANIZATION, CONSOLIDATION AND REPUBLICATION

Notice is hereby given that the Farmers Home Administration (FmHA) in the administration of its rules and regulations as authorized by law and first published as former Chapter III (Parts 300–391) of Title 6 and transferred to Title 7, Chapter XVIII with parts redesignated respectively as Parts 1800–1891 at 31 FR14109, dated November 4, 1966, is reorganizing and consolidating related regulations under these Parts. The intent of FmHA is to transfer and redesignate those Parts and Subparts (that are not retained in Part 1800) that

are revised and/or consolidated into new Parts 1900–1999 and 2000–2999 established with publication of this notice. FmHA will publish the transfers and redesignations of its programs and administrative regulations in the FEDERAL REGISTER from time to time under its new procedural reorganization and consolidation plan.

Dated: December 15, 1975.

JOSEPH R. HANSON,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-34353 Filed 12-19-75;8:45 am]

Title 10—Energy

CHAPTER II—FEDERAL ENERGY ADMINISTRATION

PART 213—OIL IMPORT REGULATIONS

Sale of Oil Import Licenses

On August 5, 1975, the Federal Energy Administration (FEA) issued proposed technical amendments to the Oil Import Regulations (40 FR 33474, August 8, 1975). One of these proposed amendments, intended to permit prior tariff payments to be deducted from fee payments, was implemented (40 FR 40143, September 2, 1975). FEA has now determined that another of the proposed amendments, dealing with the sale of oil import licenses subject to FEA approval, should be implemented with certain modifications.

Background. When the Mandatory Oil Import Program was implemented in 1959, one of its objectives was to provide equity of feedstock cost for the inland refiner relative to the coastal refiner. Since imported oil was much cheaper than domestic oil, this equity was provided by giving the inland refiner import rights under the program. However, if the inland refiner was not in a position to import and process foreign crude, a mechanism was needed whereby the inland refiner could realize the benefits of the import rights earned under the program.

Accordingly, the regulations permitted exchange of foreign oil for domestic, but only on the condition that the domestic oil received in the exchange would be processed in the licensee's refinery. This restriction was designed, in part, to discourage participation in the program by speculators who might attempt to manipulate the value of the import rights.

However, such exchanges proved difficult because many inland refiners did not have the resources to import foreign oil, and not all coastal refiners controlled domestic crude which could be delivered in exchange for foreign feedstock. In order to facilitate the exchanges, the "ticket" exchange evolved. In this transaction, an inland refiner sold oil to a coastal refiner, and purchased imported oil from him. The inland refiner then imported the oil purchased. After importation, he swapped the imported oil back to the coastal refiner for the oil which he originally sold.

Although there is no longer any opportunity to obtain inexpensive foreign oil, the ticket exchange has benefitted the allocation holder by allowing him to obtain oil for his refinery and to realize the value of his fee-exempt allocation, without making other import arrangements which would not be economically or physically practicable. Thus, such transfers have enabled the benefits of the program to be utilized by the persons for whom they were intended, and have contributed to the viability of small, inland refiners. In all cases, the exchanges have been required to be reported in advance to the Director of Oil Imports. The regulations issued today are intended to continue such benefits, but, by permitting the direct sale of licenses, to eliminate much of the cumbersome paperwork that has heretofore charcterized transfers of this sort.

The regulations providing for sale of licenses. In accordance with the foregoing, § 213.22 is amended to provide that persons holding fee-exempt allocations under §§ 213.9, 213.10, 213.11, 213.12, 213.13, 213.29, or 213.30, or persons who own or operate independent refineries, a petrochemical plant or petrochemical capacity, to whom allocations are made under Section 5 of Proclamation No. 3279, as amended, may sell their licenses upon approval by the Director of Oil Imports of an application for that purpose. FEA is presently preparing the appropriate application forms, which shall be required to be certified by both parties. It should be noted that in accordance with the policy of the Mandatory Oil Import Program against license speculation, the licenses may only be sold to persons who own or operate a refinery, petrochemical plant, or petrochemical capacity for their use. Furthermore, each license sold shall be subject to § 213.22 (a), which requires that "each person who imports crude oil or unfinished oil under a license issued pursuant to [the affected sections] must process the oils so imported in his own refinery, petrochemical plant, or petrochemical capacity."

This amendment differs from the proposal, in that § 213.22 would have been amended by eliminating the current procedures for the exchange of imported and domestic oil, and by substituting therefor a procedure facilitating the sale of licenses. After evaluating the proposal in the light of public comments, FEA has determined to adopt the procedure for sale of licenses but also retain current exchange procedures. This has been done in order to provide maximum flexibility for the affected importers, some of whom have long-standing exchange relationships. In addition, the sale procedure itself has been modified by eliminating its application to licenses issued under § 213.15 (Allocations of residual fuel oil—District I). Upon further consideration, FEA has determined that the initial purpose of issuing fee-exempt licenses to importers of residual fuel oil, was to provide economic benefits to the actual importer. If an importer is unable to utilize his license in the full amount of his fee-exempt allocation, its sale would be incompatible with this purpose. There is no analogous group to the inland refiners in the case of residual fuel oil imports.

The inability to sell a license for residual fuel oil also does not cause the license holder significant inconvenience. This is because a District I residual fuel oil importer can sell the oil itself for use in District I, while imported crude oil must be refined in the importer's own refinery or exchanged for domestic crude that must be so refined. The holder of such a license wishing to refine the oil or exchange it, can be saved considerable inconvenience where his license is salable. Furthermore, and in accordance with this rationale, the proposal was modified by eliminating its application to allocations issued by the Office of Exceptions and Appeals, except in the case of allocations made to persons who own or operate independent refineries, a petrochemical plant or petrochemical capacity. Those sections of the regulations which are affected by the amended § 213.22, and which restrict the sale or exchange of licenses issued thereunder, have been amended to permit such transactions when carried out in accordance with the procedures of § 213.22.

The remaining proposed amendment, which would authorize exporters to receive applicable refunds irrespective of whether such exporters were also the importers of the record is still being evaluated.

(Federal Energy Administration Act of 1974, Pub. L. 93275; E.O. 11790, 39 FR 23185, Trade Expansion Act of 1962, Pub. L. 87-794, as amended; Proclamation No. 3279, 24 FR 1781, as amended by Proclamation No. 4210, 38 FR 9645, Proclamation No. 4227, 38 FR 16195, Proclamation No. 4317, 38 FR 35103, Proclamation No. 4341, 40 FR 3956, Proclamation No. 4355, 40 FR 10437, Proclamation No. 4370, 40 FR 19421, and Proclamation No. 4377, 40 FR 23491).

In consideration of the foregoing, Part 213 of Chapter II, Title 10 of the Code of Federal Regulations is amended as set forth below effective immediately.

Issued in Washington, D.C., December 17, 1975.

MICHAEL F. BUTLER,
General Counsel,
Federal Energy Administration.

§§ 213.9, 213.10, 213.11, 213.13, 213.29, and 213.30 [Amended]

1. Section 213.9 is amended in paragraph (d), Section 213.10 is amended in paragraph (i), Section 213.11 is amended in paragraph (j), Section 213.13 is amended in paragraph (d), Section 213.29 is amended in paragraph (f), and Section 213.30 is amended in paragraph (h), by replacing the period [.] with a comma [,], and by adding the words "except in accordance with § 213.22."

2. Section 213.12 is amended in paragraph (d) to read as follows:

§ 213.12 Allocations; Refiners; Districts I–IV and the Virgin Islands.

* * * * *

(d) No allocation made pursuant to this section may be sold, assigned, or otherwise transferred, except in accordance with § 213.22, and no license issued

under such allocation shall permit the importation of Canadian imports as defined in section 11(j) of Proclamation No. 3279, as amended, except as may be authorized by this section.

* * * * *

3. Section 213.22 is amended in paragraph (b)(2) and by adding paragraph (d) to read as follows:

§ 213.22 Use of imported crude oil and unfinished oils.

* * * * *

(b) * * *

(2) A proposed agreement for each exchange must be reported to the Director before any action involved in the exchange is taken, and all such exchanges shall be reported in accordance with § 213.23(b).

* * * * *

(d) Subject to paragraph (a), persons to whom allocations are made under §§ 213.9, 213.10, 213.11, 213.12, 213.13, 213.29, or 213.30, or persons who own or operate an independent refinery, a petrochemical plant or petrochemical capacity, to whom allocations are made under Section 5 of Proclamation No. 3279, as amended, may, upon approval by the Director of an application for this purpose, sell the licenses issued pursuant thereto to a person who owns or operates a refinery, petrochemical plant, or petrochemical capacity for his use. Application for sale may be made before or after issuance of a license. Where an application is made for the sale of a license which has previously been issued, such license shall be returned to the Director with the application. Applications for sale shall be signed by both parties to the transaction and shall be subject to the provisions of Section 1001 of Title 18 of the United States Code. Each party shall certify through an appropriate person that the application was duly signed for and in behalf of said party, and by a person within whose scope of authority it is to transact such a sale. The purchaser of the license shall, in accordance with § 213.35, make payment or post bond in the amount of the outstanding supplemental fee liability of the license prior to the completion of the sale. These parties to the sale shall be solely responsible for determining the sale price of the licenses in question and for settling the costs thereof.

[FR Doc.75-34534 Filed 12-18-75;10:13 am]

Title 12—Banks and Banking

CHAPTER V—FEDERAL HOME LOAN BANK BOARD

[No. 75-1145]

PART 545—OPERATIONS

Satellite Offices

DECEMBER 15, 1975.

The following summary of the amendments adopted by this Resolution is included for the reader's convenience and is subject to the full explanation in the preamble and to the specific provisions in the regulations.

I. *Proposed Regulations.* The regulations concerning satellite offices in effect prior to the effective date of this Resolution would have been changed by:

A. Deleting the limitations concerning the following:

(1) the number of applications which the same association may file in any 12-month period (the limitation was 2);

(2) the number of satellite offices which the same association may operate at any one time (the limitation was 5); and

(3) the maximum operating period which will be approved as to an initial application (the limitation was 5 years as to an initial application; a renewal application was approvable without a time limit). The Board proposed also to delete any limitation on the maximum operating period as to all applications approved by the Board prior to the date of this final regulation and to provide that such approvals shall be deemed to have been made without a time limit on the future operation of such satellite offices. However, a future approval of a particular application could specify a time limit.

B. Increasing the permissible maximum floor space per office from 500 to 1000 square feet as to any satellite office.

C. Clarifying that the "primary service area" of an applicant would be determined as of the time of the filing of the application for permission to establish the new facility.

II. *Final Regulations.* The same as the proposal, plus clarifying § 545.14-5(c)(6) and conforming this section to present practice.

III. *Reason for these Amendments.* Remove restrictions which are not needed at this time.

The Federal Home Loan Bank Board, by Resolution No. 75-738, dated August 6, 1975, proposed to amend § 545.14-5 of the Rules and Regulations for the Federal Savings and Loan System (12 CFR 545.14-5) relating to satellite offices for the purpose of removing certain restrictions. Notice of such proposed rulemaking was duly published in the FEDERAL REGISTER on August 14, 1975 (40 FR 34162) with an invitation for interested persons to submit written comments by September 16, 1975.

On the basis of its consideration of all relevant material presented by interested persons and otherwise available, the Board hereby amends § 545.14-5 by (1) rescinding subdivisions (c)(5) and (g)(5) thereof and (2) revising subdivisions (a), (c)(1)(i), (c)(4), (c)(6), (g)(2), and the last three sentences of subdivision (g) of said section to read as set forth below, effective December 22, 1975.

Since these amendments relieve restrictions, clarify provisions or conform requirements to present practice, and, in the opinion of the Board, it is in the public interest that these amendments become effective without delay, the Board hereby finds that further notice and public procedure are unnecessary under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and since publication of said amendments for the 30-day period specified in 12 CFR 508.14 and 553(d) prior to the effective date of said amendments would, in the opinion of the Board, likewise be unnecessary for the same reasons, the Board hereby provides that said amendments shall become effective as hereinbefore set forth.

The regulations adopted by this Resolution are the same as the proposed regulations published in the FEDERAL REGISTER on August 14, 1975, except that (1) the first sentence of § 545.14-5(c)(6) has been revised to make it clear that a satellite office must be both within the primary service area and 5 miles of the office of which it is a satellite and (2) the last sentence of § 541.14-5(c)(6) has been changed by substituting the word "established" for the word "located" and by deleting the phrase "unless such office is to be a satellite of a branch office located outside of such State." It is the practice of the Board not to approve establishment by a Federal association of a satellite outside the State where its home office is located.

As to this Resolution's increase from 500 to 1,000 square feet in the floor space limitation regarding satellite offices, the new 1,000 square foot limitation is retroactive, i.e., the square footage of an existing satellite office may be increased to 1,000 square feet without further Board approval, even though there was a regulatory 500-square foot limitation at the time that the Board approved the establishment of such satellite office.

Section 545.14-5 is amended as set forth below.

§ 545.14-5 Satellite office.

(a) *Nature of a satellite office.* An office of a Federal association which is not its home office or a branch office approved pursuant to § 545.14 shall be deemed to be a satellite office if it meets the requirements of a satellite office as described in this section and if it is a satellite of the association's home office or a branch office in that it is located in the primary service area of such home office or branch office, as determined by the Board or its Supervisory Agent as of the time of the filing of the application for permission to establish a satellite office. Any business of a Federal association, as authorized by the association's board of directors, may be transacted at a satellite office.

* * * * *

(c) *Specific provisions.* Each application for permission to establish a satellite office will be considered or processed pursuant to the provisions of this section. Approval of such an application pursuant to this section will be subject to the following provisions and any other conditions, requirements, and limitations the Board may specify in a particular case:

(1) A satellite office may be, but is not required to be, located within premises principally occupied by a retail sales establishment or any other business organization. A satellite office shall be operated in conformity with the following physical requirements:

(i) The satellite office shall not occupy more than 1,000 square feet of floor space; and

* * * * *

(4) Except as may be otherwise prescribed by the Board at the time of approval, an approved satellite office may operate without limitation as to time. Any satellite office approved prior to December 22, 1975, shall be deemed to have been approved without a time limit on its operation and may operate or continue to operate without limitation as to time.

(5) [Rescinded, eff. 12-22-75.]

(6) A satellite office must be located within (i) the primary service area and (ii) five miles of the Federal association's home or branch office of which it is a satellite. No satellite office may be established outside of the State in which the Federal association's home office is located.

* * * * *

(g) *Approval by Supervisory Agent.* The Supervisory Agent is authorized to approve, on behalf of the Board, an application for permission to establish a satellite office if the following conditions have been met:

* * * * *

(2) The Supervisory Agent is of the opinion that the satellite office will be located both within five miles of, and within the primary service area of, an existing branch office or the home office of the applicant association;

* * * * *

(5) [Rescinded, eff. 12-22-75] and

* * * * *

The Supervisory Agent shall forward to the Board for its consideration, together with his recommendation, any application which does not meet the requirements of this paragraph. In addition, the Supervisory Agent shall forward to the Board an application, which, in his opinion, should be approved with a time limit on the future operation of the satellite office, together with his recommendation as to the period for which the application should be approved. The Supervisory Agent is not required, in approving an application under this section, to obtain assurance that the applicable requirements of paragraphs (c) (1) (i) and (ii) of this section will be met, since such requirements are continuing requirements to be observed by the Federal association.

* * * * *

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464. Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR, 1943-48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] J. J. FINN,
Secretary.

[FR Doc.75-34364 Filed 12-19-75;8:45 am]

Title 13—Business Credit and Assistance

CHAPTER I—SMALL BUSINESS ADMINISTRATION

PART 107—SMALL BUSINESS INVESTMENT COMPANIES

Overline Limitation; Correction

In the FEDERAL REGISTER published on November 7, 1973, (38 F.R. 30836) Revision 5 to Part 107, Small Business Investment Companies, appeared as Part III of that issue. Section 107.301(d) contained a typographical error; instead of "for" in the third line thereof, the word "or" appeared.

As corrected, § 107.301(d) should read:

§ 107.301 General.

* * * * *

(d) *Overline limitation.* Without written SBA approval, the aggregate amount of funds disbursed for securities acquired (exclusive of write-down), and of commitments and guaranties issued for a Small Concern (including affiliated concerns as defined in § 121.3-2(a) of this chapter) shall not exceed twenty percent of Licensee's Private Capital: *Provided, however,* That for section 301(d) Licensees the limitation shall be thirty percent.

* * * * *

(Catalog of Federal Domestic Assistance Program 59.011)

Dated: December 11, 1975.

LOUIS F. LAUN,
Acting Administrator.

[FR Doc.75-34358 Filed 12-19-75;8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Docket No. 75-GL-25; Amdt. 39-2472]

PART 39—AIRWORTHINESS DIRECTIVES

Enstrom Models F-28, F-28A and 280

Pursuant to the authority delegated to me by the Administrator (31 FR 13697 and 14 CFR 11.89), an Airworthiness Directive was adopted November 28, 1975, and made effective immediately as to all known operators of Enstrom Helicopters. That directive requires a visual inspection with an 8X (eight power) or greater magnifying glass at the shaft section just below the main rotor hub prior to next flight after receipt of letter, and within every ten hours in service thereafter. That Airworthiness Directive was considered to constitute an initial action pending further investigation.

A review of the Airworthiness Directive issued November 28, 1975, indicated that a more detailed inspection of the main rotor shaft is necessary. Consequently, it was determined that this Airworthiness Directive should also require that a further detailed inspection of the shaft be made. If any part is found to be cracked or contain defects, it must be removed from service.

Since it was found that immediate action was required, notice and public procedure thereon was impractical and contrary to public interest and good cause existed for making that Airworthiness Directive effective immediately as to all known operators of the affected Enstrom Model Helicopters by individual airmail letters November 28, 1975. These conditions still exist and the Airworthiness Directive, amended as noted above, is hereby published in the FEDERAL REGISTER as an amendment to § 39.13 of Part 39 of the Federal Aviation Regulations to make it effective as to all persons.

ENSTROM. Applies to Models F-28, F-28A and 280 Helicopters certificated in all categories.

Compliance required as indicated:

To detect cracks which may develop into failure of the Main Rotor Shafts (Enstrom Part No. 28-13104) accomplish the following:

A. Before further flight, unless previously accomplished and within each 50 hours time in service thereafter, inspect the main rotor gearbox shaft for cracks in the area of the radius beneath the rotor hub shoulder using a 3-step dye-penetrant method.

B. Within 10 hours time in service after the initial dye-penetrant inspection and thereafter at intervals not to exceed 10 hours time in service visually check the main rotor gearbox shaft for cracks in the area of the radius beneath the rotor hub shoulder using an eight power or greater magnifying glass. Particular attention should be given to the junction between said radius and the upper tapered outside diameter of the shaft, and to the possible presence of tool marks circumferentially disposed around the shaft which may serve as stress raisers for the initiation of metal fatigue. Evidence of damage must be confirmed by the 3-step dye-penetrant method used in A.

C. Any helicopter which develops unusual once-per-rotor-revolution vibration, which cannot be ascribed to blade misadjustment or other tangible causes, must be immediately checked in accordance with Paragraph B above. Such vibrations serve as warning of imminent failure.

D. Any shaft found to contain cracks or other evidence of damage must be removed from service immediately and replaced with an airworthy shaft of the same part number or later FAA approved part number.

E. A service record (log) shall be maintained for the affected helicopters delineating Main Rotor Shafts which are inspected, removed from service, and replaced in accordance with this Airworthiness Directive.

F. Only those checks which do not require the dye-penetrant inspection constitute preventative maintenance and may be performed by persons authorized to perform preventive maintenance under FAR 43.

G. Upon request of the operator, a Federal Aviation Administration Maintenance Inspector, subject to prior approval of the Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Great Lakes Region, may adjust the repetitive inspection intervals specified in this Airworthiness Directive, if the request contains satisfactory substantiating data to justify the adjustment for the operator.

Enstrom Service Note No. 0031 also pertains to this subject.

This amendment is effective December 26, 1975, and portions of it were effective November 28, 1975 for all recipients of the airmail letter dated November 28, 1975.

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

Issued in Des Plaines, Illinois on December 12, 1975.

R. O. ZIEGLER,
Acting Director,
Great Lakes Region.

[FR Doc.75-34337 Filed 12-19-75;8:45 am]

[Docket No. 75-EA-61; Amdt. 39-2470]

PART 39—AIRWORTHINESS DIRECTIVE

Lycoming Aircraft Engines

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to revise and amend AD 75-08-09.

Since the promulgation of the airworthiness directive it has been determined that there is no justification for distinguishing between non-helicopter installed engines, which distinction had permitted higher inspection intervals. This amendment deletes such distinction and revises the airworthiness directive with minor editorial changes. The same air safety considerations exist for this amendment as for AD 75-08-09.

In view of the foregoing and because the deficiency is one which affects air safety, notice and public procedure hereon are impractical and good cause exists for making the amendment effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.89 (31 FR 13697) § 39.13 of Part 39 of the Federal Aviation Regulations is amended by revising and amending AD 75-08-09 as follows:

LYCOMING—Applies to all the following models and series Lycoming engines listed below:

Applicable models	Applicable serial Nos.	Excepted serial Nos.
O-235 series	L-11268-15 through L-12008-15 and L-12100-15.	L-12099-15, L-12101-15 and up.
O-290 series	Any engine modified in accordance with Lycoming service instruction No. 1272.	Any engine not modified in accordance with Lycoming service instruction No. 1272.
O-320 series	L-33329-27A through L-41054-27A.	L-41055-27A and up; O-321-E2D series: L-41029-27A and up; O-320-E3D series: L-41017-27A, L-41021-27A and up.
O-320-B and O-320-D	L-6809-39A through L-6971-39A.	L-6972-39A and up.
IO-320-B1A	L-4953-55A through 5270-55A	L-5271-55A and up.
LIO-320 series	L-292-66A through L-296-66A	L-297-66A and up.
O-360, HO-360-B1A, HO-360-B1B series.	L-17440-36A through L-19846-36A and L-17427.	L-19817-36A, L-19818-36A, L-19847-36A and up.
VO-360, IVO-360 series	Any engine modified in accordance with Lycoming service instruction 1272.	Any engine not modified in accordance with Lycoming service instruction 1272.
HIO-360-A1A, HIO-360-B1A; HIO-360-D1A	L-10179-51A through L-13351-51A. L-10179-51A through L-13512-51A.	L-12557-51A, L-12727-51A, L-12853-51A, L-12890-51A, L-13513-51A and up. L-12892-51A through L-12894-51A, L-12919-51A, L-12966-51A through L-12968-51A, L-12979-51A, L-13034-51A through L-13040-51A, L-13124-51A through L-13128-51A, L-13170-51A through L-13174-51A, L-13257-51A through L-13262-51A, L-13280-51A through L-13283-51A, L-13513-51A and up.
HIO-360-C1A	L-10179-51A through L-13372-51A.	L-11578-51A, L-12193-51A, L-12445-51A, L-12768-51A, L-12845-51A, L-12847-51A through L-12849-51A, L-12895-51A, L-12897-51A, L-12898-51A, L-12911-51A, L-12912-51A, L-12914-51A through L-12916-51A, L-12918-51A, L-12969-51A through L-12972-51A, L-13041-51A, L-13042-51A, L-13119-51A through L-13123-51A, L-13142-51A through L-13148-51A, L-13271-51A through L-13275-51A, L-13373-51A and up.
HIO-360-C1B	L-10179-51A through L-13551-51A.	L-13552-51A and up.
AEIO-360 series	L-10179-51A through L-13616-51A.	L-13617-51A and up.
IO-360 series	L-10146-51A through L-13540-51A.	L-13541-51A and up.
IO-360-A1B6D	L-10115-51A through L-13529-51A.	L-13530-51A and up.
AIO-360 series	L-171-63A through L-208-63A.	L-209-63A and up.
LIO-360 series	L-634-67A through L-1059-67A.	L-1060-67A and up.
TIO-360 series	L-116-64A through L-145-64A.	L-146-64A and up.
O-540 series except O-540-H1A5D, O-540-H1B5D, O-540-H2A5D, O-540-H2B5D series.	L-15327-40A through L-17105-40A.	L-17098-40A, L-17103-40A, L-17106-40A and up.
IO-540 series except IO-540-K1A5D, IO-540-K1B5D, IO-540-K1E5D, IO-540-K1F5D, IO-540-M2A5D, IO-540-P1A5, IO-540-S1A5, IO-540-T4A5D series.	L-10536-48 through L-12806-48.	L-10623-48, L-10624-48, L-10813-48, L-10814-48, L-11246-48, L-11247-48, L-11295-48, L-11267-48, L-12144-48 through L-12147-48, L-12231-48, L-12287-48 through L-12298-48, L-12371-48 through L-12378-48, L-12403-48, L-12464-48, L-12636-48, L-12637-48, L-12664-48, L-12685-48, L-12711-48 through L-12713-48, L-12726-48 through L-12729-48, L-17234-48 through L-12739-48, L-12744-48 through L-12753-48, L-12806-48, L-12821-48 through L-12823-48, L-12840-48 through L-12844-48, L-12859-48 through L-12868-48, L-12888-48, L-12897-48 and up.

Also applies to the same models and series engines overhauled/remanufactured by Lycoming between December 18, 1972 and December 10, 1974 and to any other engine in which the provisions of Lycoming Service Instruction No. 1272 have been incorporated.

Compliance required as indicated.

1. For the Lycoming O-360-C2D, HO-360, HIO-360, VO-360 and IVO-360 series engines, compliance is required within the next 10 hours in service after the effective date of this AD or before the engines have accumulated 400 hours in service, whichever occurs later, unless already accomplished.

2. For the O-235, O-290, O-320, IO-320-B1A, LIO-320, O-360, IO-360, AEIO-360, AIO-360, LIO-360, TIO-360, O-540 and IO-540 series engines compliance is required within the next 50 hours in service after the effective date of this AD or before the engines have accumulated 400 hours in service, whichever occurs later, unless already accomplished.

To prevent oil pump failures, inspect, replace and assemble the oil pump drive shaft and drive impeller in accordance with the inspection and procedure paragraphs of Lycoming Service Bulletin No. 381B or No. 385C or later revision approved by Chief, Engineering and Manufacturing Branch, FAA, Eastern Region.

The manufacturer's inspections and replacement procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer, may obtain copies upon request to Avco Lycoming Division Service Department, Williamsport, Pennsylvania 17701. These documents may also be examined at the Engineering and Manufacturing Branch, Federal Aviation Administration, Eastern Region, Federal Building, John F. Kennedy International Airport, Jamaica, New York 11430. A historical file on this AD which includes the incorporated material in full is maintained by the FAA at its Eastern Region Headquarters.

This amendment is effective December 24, 1975.

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

Issued in Jamaica, N.Y., on December 11, 1975.

L. J. CARDINALI,
Acting Director,
Eastern Region.

[FR Doc.75-34338 Filed 12-19-75;8:45 am]

[Docket No. 14869; Amdt. 39-2479]

PART 39—AIRWORTHINESS DIRECTIVE

Pilatus Aircraft Ltd. and Fairchild Hiller Model PC-6 Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring repetitive inspections, interim repair and replacement of the rudder bar, as necessary, in Pilatus Model PC-6 airplanes manufactured by Pilatus Aircraft Ltd. and Fairchild Hiller was published in the Federal Register on August 5, 1975, (40 FR 32838).

Interested persons have been afforded the opportunity to participate in the making of the amendment. No objections were received. However, an editorial change of a non-substantive nature has been made in paragraph (a) of the compliance section to clarify the reference to part numbers.

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)).

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.80), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

PILATUS AIRCRAFT LTD. AND FAIRCHILD HILLER. Applies to Pilatus Model PC-6 airplanes (all variants), serial numbers 338 through 623, manufactured by Pilatus Aircraft Ltd. and serial numbers 2001 through 2067, manufactured by Fairchild Hiller.

Compliance is required as indicated.

To prevent a fatigue failure of the pilot and copilot rudder bar junction welded seam, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this AD, unless

already accomplished, visually inspect the junction fillet welds of the pilot and copilot rudder bars (P/Ns 6232.145, 6232.241, and 116.35.06.004) and determine whether the weld covers the full 360° of the rudder bar tube circumference or only 250° of the rudder bar tube circumference. If the weld is determined to be of the improved 360° design, no further action is required by this AD.

(b) If the fillet weld is found to be of the non-continuous (250°) weld design, visually inspect the rudder bar junction weld for cracks by applying magnaflux or by the dye check method in accordance with paragraph 2.1 of Pilatus Aircraft Ltd. Service Bulletin No. 120, dated January 1973, or an FAA-approved equivalent.

(c) If no cracks are found during the inspection required by paragraph (b) of this AD, within the next 100 hours' time in service and thereafter at intervals not to exceed 100 hours' time in service, visually inspect the rudder bar junction weld for cracks using a 10 power magnifying glass in accordance with paragraph 2.2 of Pilatus Aircraft Ltd. Service Bulletin No. 120, dated January 1973, or an FAA-approved equivalent.

(d) If cracks are found during an inspection required by paragraphs (b) or (c) of this AD, either repair the rudder bar junction weld in accordance with paragraph 2.3 of Pilatus Aircraft Ltd. Service Bulletin No. 120, dated January 1973, or an FAA-approved equivalent, or replace the rudder bars with new rudder bars of the same part number but with improved 360° weld design.

(e) Within the next 100 hours' time in service after accomplishing the repair described in paragraph (d) of this AD, or, if no cracks were found during the inspections required by paragraphs (b) or (c) of this AD, within the next 300 hours' time in service after complying with the inspection requirements of paragraph (b) of this AD, replace the rudder bars, P/N 6232.145, 6232.241, or 116.35.06.004, with new rudder bars of the same part number incorporating the continuous full 360° fillet weld around the rudder bar circumference.

This amendment becomes effective on January 21, 1976.

Issued in Washington, D.C., on December 12, 1975.

J. A. FERRARESE,
Acting Director,
Flight Standards Service.

[FR Doc.75-34335 Filed 12-19-75;8:45 am]

[Docket No. 75-EA-81; Amdt. 39-2471]

PART 39—AIRWORTHINESS DIRECTIVES

Piper Aircraft

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to issue an airworthiness directive applicable to Piper PA-31 type airplanes.

There has been a report that the landing gear selector cable attachment pin assembly on a PA-31 type aircraft had become disengaged, resulting in a wheels-up landing. Since this deficiency can exist or develop in airplanes of similar type design, an airworthiness directive is being issued which will require the safetying of the assembly with wire.

In view of the foregoing and because the deficiency is one which affects air safety, notice and public procedure hereon are impractical and good cause exists for making the amendment effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.89 (31 FR 13697) § 39.13 of Part 39 of the Federal Aviation Regulations is amended by issuing a new airworthiness directive as follows:

PIPER AIRCRAFT CORPORATION. Applies to PA-31-310 and PA-31-325 airplanes, S/Ns 31-7300950 to 31-7612017 inclusive; PA-31-350 airplanes, S/Ns 31-7305048, 31-7305049, and 31-7305052 to 31-7650005 inclusive, certificated in all categories. Compliance required within the next 50 hours' time in service after the effective date of this AD, unless already accomplished. To prevent inadvertent disengagement of the landing gear selector cable attachment pin assembly, accomplish the alteration described in Piper Aircraft Corporation Service Bulletin No. 488, dated October 24, 1975, or an equivalent alteration approved by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region.

This amendment is effective December 24, 1975.

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

Issued in Jamaica, N.Y., on December 11, 1975.

L. J. CARDINALI,
Acting Director,
Eastern Region.

[FR Doc.75-34339 Filed 12-19-75;8:45 am]

[Airspace Docket No. 75-GL-62]

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

Designation of Transition Area

On page 47141 of the FEDERAL REGISTER dated October 8, 1975, the Federal Aviation Administration published a Notice of Proposed Rule Making which would amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a transition area at Olivia, Minnesota.

Interested persons were given 30 days to submit written comments, suggestions or objections regarding the proposed amendment.

No objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

This amendment shall be effective 0901 G.m.t., February 26, 1976.

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

Issued in Des Plaines, Illinois on December 3, 1975.

R. O. ZIEGLER,
Acting Director,
Great Lakes Region.

In § 71.181 (40 FR 441), the following transition area is added:

OLIVIA, MINNESOTA

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Olivia Municipal Airport (latitude 44°46'44" N., longitude 95°01'58" W.); and within 2 miles each side of the 193° bearing from the airport extending from the 5-mile radius area to 6.5 miles south of the airport.

[FR Doc.75-34340 Filed 12-19-75;8:45 am]

Title 24—Housing and Urban Development

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

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-352]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Melbourne, Florida

On September 12, 1974, in 39 FR 32886, 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 Melbourne, Florida, as an eligible community and included Map Nos. H 120025 07 & 09, which indicate that Sugar Mill, Melbourne, Florida, as recorded in Deed Book 1457, Pages 362 and 363, in the office of the Clerk of the Circuit Court, Brevard County, Florida, is in its entirely 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 August 30, 1974, Map Nos. H 120025 07 & 09 are 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal
Insurance Administrator.

[FR Doc.75-34445 Filed 12-19-75;8:45 am]

[Docket No. FI-250]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Village of Arthur, Illinois

On April 25, 1974, in 39 FR 14602, the Federal Insurance Administrator pub-

lished 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 Village of Arthur, Illinois, as an eligible community and included Map No. H 170520 01 which indicates that the property known as the Willoughby Implement Company, located in Section 24, Township 15 North, Range 6 East, Moultrie County, Illinois, as recorded in Book 1 of Plats, Page 301 in the office of the Recorder of Moultrie 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. Accordingly, effective May 3, 1974, Map No. H 170520 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal
Insurance Administrator.

[FR Doc.75-34446 Filed 12-19-75;8:45 am]

[Docket No. FI-823]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Arvada, Colorado

On July 13, 1972, in 37 FR 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 04, which indicates that Lot 476, Alta Vista Addition, Arvada, Colorado, as recorded in Plat Book 14, Pages 18 and 19, 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. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective May 1, 1971, Map No. H 085072 04 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal
Insurance Administrator.

[FR Doc.75-34444 Filed 12-19-75;8:45 am]

[Docket No. FI-822]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Arvada, Colorado

On July 13, 1972, in 37 FR 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 05, which indicates that Lots 3 through 7, Arvada Park Subdivision, Arvada, Colorado, as recorded in Book 36, Page 51, 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 Lot 5 is within Zone C, and is not within the Special Flood Hazard Area. Lots 3, 4, 6, and 7, are within Zone B, and are not within the Special Flood Hazard Area. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective May 1, 1971, Map No. H 085072 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 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: December 10, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-34443 Filed 12-19-75;8:45 am]

[Docket No. FI-201]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Sweetwater, Tennessee

On February 19, 1974, in 39 F.R. 6054, 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 Sweetwater, Tennessee as an eligible community and included Map No. H 470135 04 which indicates that a portion of the property at New Tennessee Highway 68 and Old Athens Road, Sweetwater, Tennessee, as recorded in Warranty Deed Book 128, Page 396 in the office of the Register of Monroe County, Tennessee, which can be described as follows:

Beginning at a point on the northerly side of New Tennessee Highway No. 68, said beginning point being 110 feet in a northeasterly direction from the center line of the new highway, and being at the southeasterly corner of what is known as the business building property, and running thence, parallel with the highway, North 57°-35' West 833.4 feet to an iron pin near the intersection of the old Athens Road; thence, running North 5°17' West 111.2 feet to a corner on the easterly side of the old Athens Road; thence running, with the old Athens Road, North 34°42' East 112.2 feet to a corner; thence running South 57°35' East 595.1 feet to a corner; thence running North 32°-25' East 20 feet to a corner; thence running South 45°3' East 337.1 feet to a corner; thence running South 40°4' West approximately 130 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 February 15, 1974, Map No. H 470135 04 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: December 10, 1975.

FRANCIS REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-34453 Filed 12-19-75;8:45 am]

[Docket No. FI-229]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the Town of Winslow, Maine

On March 27, 1974, in 39 FR 11262, 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 Winslow, Maine, as an eligible community and included Map No. H 230071 04 which indicates that the property located on the southerly side of Albion Road at Eames Road, Winslow, Maine, as recorded in Plan Book 38A, Page 17 in

the office of the Registrar of Deeds of Kennebec County, Maine, 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 house and barn on the above property are not within the Special Flood Hazard Area. Accordingly, effective March 22, 1974, Map No. H 230071 04 is hereby corrected to reflect that the existing house and barn 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal Insurance Administrator.

[FR Doc.75-34448 Filed 12-19-75;8:45 am]

[Docket No. FI-239]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Bensalem Township, Pennsylvania

On April 11, 1974, in 39 FR 13152, 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 Bensalem Township, Pennsylvania, as an eligible community and included Map Nos. H 420181 01 and 02 which indicate that a portion of Ben Salem Village of Franklin Park Limited, Bensalem Township, Bucks County, Pennsylvania, as recorded in Deed Book 2012, Page 469 in the office of the Recorder of Deeds of Bucks County, Pennsylvania, which can be described as follows:

Beginning at the intersection of the centerlines of Byberry Road and Newportville Road, situated in Bensalem Township, Bucks County, Pennsylvania, thence S 26°39' W, 383.59 feet to a point; thence S 63°21' E, 100.00 feet to a point; thence R=1069.69 feet, A=80.90 feet to a point; thence N 25°02'50" E, 143.83 feet to a point; thence S 74°49'70" E, 1583.49 feet to a point; thence S 63° E, approximately 42 feet to a point; thence S 3° W, approximately 126 feet to a point; thence S 70° E, approximately 64 feet to a point; thence S 17°30' E, approximately 107 feet to a point; thence S 45°30' W, approximately 22 feet to a point; thence S 88°30' W, approximately 130 feet to a point; thence S 76°30' W, approximately 75 feet to a point; thence S 17° E, approximately 48 feet to a point; thence S 84° E, approximately 84.5 feet to a point; thence S 67°30' E, approximately 54.5 feet to a point; thence S 82° E, approximately 44 feet to a point; thence S 9°33' E, 503.00 feet to a point; thence S 80°27' W, 200.00 feet to a point; thence S 61° W, 53.03 feet to a point; thence S 80°27' W, 400.00 feet to a point; thence N 9°33' W, 260.00 feet to a point; thence S 80°27' W, 400.00 feet to a point; thence N 83°10' W, 287.95 feet to a point; thence S 26°39' W, 150.00 feet to a point; thence N 63°21' W, 450.00 feet to a point; thence N 26°39' E, 670.00 feet to a point; thence N 63°21' W, 580.00 feet to a point; thence N 26°39' E, 176.60 feet to a point; thence N 63°21' W, 306.05 feet to a point; thence S 16°46' W, 200.67 feet to a point; thence N 62°52' W, 407.43 feet to a point; thence N 16°46' E, 309.35 feet to a point; thence S 72°51' E, 125.00 feet to a point; thence N 16°46' E, 225.00 feet to a point; thence S 72°51' E, 275.78 feet to a point; thence S 16°46' W, 201.43 feet to a point; thence S 63°21' E, 130.45 feet to a point; thence N 17°09' E, 222.85 feet to a point; thence S 72°51' E, 250.66 feet to the point of beginning,

is partially located within the Special Floor 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 Floor Hazard Area. Accordingly, effective April 5, 1974, Map Nos. H 420181 01 and 02 are 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal Insurance Administrator.

[FR Doc.75-34452 Filed 12-19-75;8:45 am]

[Docket No. FI-340]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Lawton, Oklahoma

On August 21, 1974, in 39 FR 30122, 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 Lawton, Oklahoma, as an eligible community and included Map No. H 400049 01, as amended, H 400049 A 01, by 40 FR 8817, which indicates that Lots 20, 21, 27, and 43 through 45, Block 2; and Lots 1 through 3, Block 4; and Lots 4, 5, and 33 through 35, Block 5, Sherwood Addition Part Three, Lawton, Oklahoma, as recorded in Book 6, Page 33, in the office of the Clerk of Comanche County, Oklahoma, 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 February 21, 1975, Map No. H 400049 A 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 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: December 10, 1975.

FRANCIS REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-34451 Filed 12-19-75;8:45 am]

[Docket No. FI-356]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Gardner, Massachusetts

On September 12, 1974, in 39 FR 32894, 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 Gardner, Massachusetts, as an eligible community and included Map Nos. H 250305 07 and 08, which indicate that land in Gardner, Massachusetts, as recorded in Book 4266, Page 407; Parcel 1 of Book 4375, Page 55; Parcel 1 of Book 4726, Page 127; Book 4982, Page 228; Book 4998, Page 347; Parcel 1 of Book 5320, Page 127; and Book 5360, Page 176, in the Worcester District Registry of Deeds, Massachusetts, 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 maps in light of additional, recently acquired flood information, that the property as recorded in Parcel 1 of Book 4726, Page 127; Book 4982, Page 228; Book 4998, Page 347; and Parcel 1 of Book 5320, Page 127 is not within the Special Flood Hazard Area. The existing structures on the property as recorded in Book 4266, Page 407; Parcel 1 of Book 4375, Page 55; and Book 5360, Page 176, are not within the Special Flood Hazard Area. Accordingly, effective September 6, 1974, Map Nos. H 250305 07 and 08 are hereby corrected to reflect that the above property and structures 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal Insurance Administrator.

[FR Doc.75-34450 Filed 12-19-75;8:45 am]

[Docket No. FI-410]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Anne Arundel County, Maryland

On November 29, 1974, in 39 FR 41504, 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 Anne Arundel County, Maryland, as an eligible community and included Map No. H 240008 44 which indicates that Lots 34 and 35, Belvedere Beach on the Magothy, being 810 Riverview Avenue, Arnold, Anne Arundel County, Maryland, recorded as Plat No. 489 in Book No. 9, Folio 21 in the office of the Clerk of the Circuit Court of Anne Arundel County, Maryland, 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 structure on the above property is not within the Special Flood Hazard Area. Accordingly, effective November 15, 1974, Map No. H 240008 44 is hereby corrected to reflect that the structure on 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: December 10, 1975.

FRANCIS REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-34449 Filed 12-19-75;8:45 am]

[Docket No. FI-454]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Dallas, Texas

On January 28, 1975, in 40 FR 4133, 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 2, Block U/8122, White Rock North Fifth Installment, being 9473 Spring Branch Drive, Dallas, Texas, as recorded in Volume 74117, Page 0896 in the office of the Clerk 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 January 10, 1975, 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal
Insurance Administrator.

[FR Doc.75-34454 Filed 12-19-75;8:45 am]

[Docket No. FI-294]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Duncanville, Texas

On February 13, 1974, in 39 FR 5500, 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 Duncanville, Texas, as an eligible community and included Map No. H 480173 05 which indicates that Lot 19, Block O; Lot 16, Block P; Lots 1 through 4 and 19 through 22, Block Q; and Lots 1 through 9, Block R, Silver Creek Estates First Installment, Duncanville, Texas, as recorded in Volume 71094, Pages 2229 through 2236 in the office of the Clerk of Dallas County, Texas, and Lots 5 through 18, Block Q, and Lots 10 through 22, Block R, Silver Creek Estates Second Installment, as recorded in Volume 72049, Pages 2351 through 2358, 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 February 8, 1974, Map No. H 480173 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal
Insurance Administrator.

[FR Doc.75-34455 Filed 12-19-75;8:45 am]

[Docket No. FI-817]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the Village of Palatine, Illinois

On February 20, 1973, in 38 FR 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 Lot 5, Block 2, Winston Park Northwest Unit No. 1, being 511 North Winston Drive, Palatine, Illinois, recorded as Document No. 23240662 in the office of the Recorder 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 structure on the above property is within Zone C, and not within the Special Flood Hazard Area. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective February 16, 1973, Map No. H 175170 02 is hereby corrected to reflect that the structure on 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: December 10, 1975.

FRANCIS V. REILLY,
Acting Federal
Insurance Administrator.

[FR Doc.75-34447 Filed 12-19-75;8:45 am]

[Docket No. FI-818]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Fairfax County, Virginia

On January 8, 1972, in 39 FR 281, 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 Fairfax County, Virginia, as an eligible community and included Map No. H 515525 18 which indicates that Lot 218, Rolling Valley West Section 2, Fairfax County, Virginia, as recorded in Deed Book 3614, Page 234 in the office of the Clerk of the Court of Fairfax County, Virginia, 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 within Zone C, and not within the Special Flood Hazard Area. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective June 17, 1970, Map No. H 515525 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 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal Insurance Administrator.

[FR Doc.75-34456 Filed 12-19-75;8:45 am]

[Docket No. FI-819]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Fairfax County, Virginia

On January 8, 1972, in 39 FR 281, 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 Fairfax County, Virginia, as an eligible community and included Map No. H 515525 19 which indicates that Lot 596, Rolling Valley Subdivision Section 7, being 7221 Hadlow Drive, Springfield, Fairfax County, Virginia, as recorded in Deed Book 3187, Page 369 in the office of the Clerk of the Court of Fairfax County, Virginia, 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 within Zone C, and not within the Special Flood Hazard Area. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective June 17, 1970, Map No. H 515525 19 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal Insurance Administrator.

[FR Doc.75-34457 Filed 12-19-75;8:45 am]

[Docket No. FI-820]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Fairfax County, Virginia

On January 8, 1972, in 39 FR 281, 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 Fairfax County, Virginia, as an eligible community and included Map No. H 515525 07 which indicates that Lot 20, Clark's Crossing Subdivision, being 9808 Peppermill Place, Centreville District, Fairfax County, Virginia, as recorded in Map Book 4051, Page 146 in the office of the Clerk of the Court of Fairfax County, Virginia, 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 within Zone C, and not within the Special Flood Hazard Area. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective June 17, 1970, Map No. H 515525 07 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: December 8, 1975.

HOWARD B. CLARK,
Acting Federal Insurance Administrator.

[FR Doc.75-34458 Filed 12-19-75;8:45 am]

[Docket No. FI-821]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Virginia Beach, Virginia

On October 3, 1970, in 35 FR 15442, 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 Virginia Beach, Virginia, as an eligible community and included Map No. H 515531A 31 which indicates that Lot W of the Subdivision of Property of David L. Levine, Virginia Beach, Virginia, as recorded in Book 89, Page 30 in the office of the Clerk of the Circuit Court of Virginia Beach, Virginia, 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 Wings A, B, and C, and Townhouse Units 1 through 5 of the above property, as shown on the Condominium Plat of Seagate Colony Phase I, Virginia Beach, Virginia, prepared by Mayne, Oseroff, Van Besien, Inc., of Arlington, Virginia, in October, 1973, are within Zone B, and not within the Special Flood Hazard Area. The map amendment is not based on the placement of fill on the above named property after the effective date of the Flood Insurance Rate Map of the community. Accordingly, effective September 8, 1970, Map No. H 515531A 31 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: December 10, 1975.

FRANCIS V. REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-34459 Filed 12-19-75;8:45 am]

[Docket No. FI-259]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the Village of Fremont, Wisconsin

On November 29, 1973, in 38 FR 32928, 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 Village of Fremont, Wisconsin, as an eligible community and included Map No. H 550496 01, which indicates that land in Fremont, Wisconsin, as recorded in Volume 478, Pages 368 and 369, in the office of the Register of Deeds of Waupaca County, Wisconsin, 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 November 30, 1973, Map No. H 550496 01 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 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: December 10, 1975.

FRANCIS REILLY,
Acting Federal Insurance Administrator.

[FR Doc.75-34460 Filed 12-19-75;8:45 am]

Title 28—Judicial Administration

CHAPTER I—LAW ENFORCEMENT ASSISTANCE ADMINISTRATION, DEPARTMENT OF JUSTICE

PART 20—CRIMINAL JUSTICE INFORMATION RECORDS

Criminal History Records; Collection, Storage, and Dissemination of Information

This amends the regulations pertaining to the collection, storage and dissemination of criminal history record information by extending the date on which the State plan must be submitted. Further changes as proposed in 40 FR 49789 dated October 24, 1975, will be forthcoming at a later date.

Pursuant to the authority vested in the Law Enforcement Assistance Administration by sections 501 and 524 of the Omnibus Crime Control and Safe Streets Act of 1968, as amended by the Crime Control Act of 1973, Pub. L. 93–83, 87 Stat. 197 (42 U.S.C. 3701 *et seq.*) (Aug. 6, 1973), this amends Chapter I of Title 28 of the Code of Federal Regulations.

In § 20.21 the first sentence of the introductory text is amended as follows:

§ 20.21 Preparation and submission of a Criminal History Record Information Plan.

A plan shall be submitted to LEAA by each State on March 16, 1976, to set forth all operational procedures, except those contained in paragraph (f) of this section. * * *

JAMES MEGG,
Acting Administrator.

DECEMBER 16, 1975.

[FR Doc 75-34465 Filed 12-19-75;8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

[FRL 471-2]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Revision to the Virgin Islands Implementation Plan

On May 31, 1972 (37 FR 10905), pursuant to section 110 of the Clean Air Act, (42 U.S.C. 1857c-5(a)), and 40 CFR Part 51, the Administrator approved as part of the Virgin Islands implementation plan the control strategy for particulate matter. This control strategy was designed to provide for the attainment and maintenance of National Ambient Air Quality Standards for particulate matter by January 1975.

Included as part of the control strategy for particulate matter was section 204–23 of Chapter 9 of Title 12 of the Virgin Islands Code entitled, "Regulations Governing Emission of Particulate Matter." Paragraph (c)(2) of this section prohibits the use of any incinerator which is not a multiple chamber incinerator. After reviewing the adequacy of this paragraph as it pertains to the single chamber St. John Municipal Incinerator, it was determined that this unit should be exempted from compliance with this paragraph. Consequently, the Governor of the Virgin Islands, on July 9, 1975, submitted to EPA a proposed revision to the Virgin Islands Air Quality Control Implementation Plan. This proposed revision exempts the St. John Municipal Incinerator from the requirements of section 204–23, paragraph (c)(2) of the Virgin Islands Air Pollution Control Code.

The material submitted in support of the proposed plan revision includes the following:

(1) A notice of a public hearing which was held on April 23, 1975.

(2) A copy of the variance granted to the St. John Municipal Incinerator.

(3) A certification from the Assistant Director, Natural Resources Management, that a public hearing was held on the variance request on April 23, 1975.

(4) A summary of sulfur dioxide and particulate matter concentrations predicted to occur under varying atmospheric stabilities as a result of the variance granted to the St. John Municipal Incinerator.

It is the intention of the Virgin Islands to allow the operation of the incinerator until such time that land is obtained from the National Park Service for a sanitary landfill.

The control strategy analysis performed by the Virgin Islands shows that the maximum 24-hour sulfur dioxide and particulate matter concentrations are predicted to be 21 ug/m³ and 172 ug/m³, respectively. The Administrator's review of the proposed revision request determined that the control strategy analysis submitted by the Virgin Islands was erroneous in that it overpredicted the maximum 24-hour concentration for particulate matter. Analysis performed by the Administrator predicts a maximum 24-hour particulate matter concentration below the national secondary standard of 150 ug/m³. It was found that the assumptions used in the Virgin Islands calculations were unrealistically conservative and tended to overpredict ambient air concentrations.

Effective date. Due to the minor nature of this action and the insignificant effect on air quality on St. John, these revisions shall become effective December 22, 1975.

(42 U.S.C. 1857c-5 and 9)

Dated: December 15, 1975.

RUSSELL E. TRAIN,
Administrator,
Environmental Protection Agency.

Part 52 of Chapter 1, Title 40 Code of Federal Regulations is amended as follows:

1. Section 52.2720 is revised by amending paragraph (c)(3) as follows:

§ 52.2770 Identification of plans.

* * * * *

(c) * * *

(3) February 12, 1974, April 10, 1975, July 9, 1975.

[FR Doc.75-34303 Filed 12-19-75;8:45 am]

[FRL 471-6]

PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

Emission Monitoring Requirements and Revisions to Performance Testing Methods; Correction

In FR Doc. 75-26565 appearing at page 46250 in the FEDERAL REGISTER of October 6, 1975, the following changes should be made in Appendix B:

1. On page 46260, paragraph 4.3, line 24 is corrected to read as follows:

$\log (1-0_s) = (1_s/1_o) \log (1-0_o)$

2. On page 46263, paragraph 4.1, line 8 is corrected to read as follows:

of an air preheater in a steam generating

3. On page 46269, paragraph 7.2.1, the definition of $C.I._{95}$ is corrected to read as follows:

$C.I._{95}$=95 percent confidence interval estimates of the average mean value.

Dated: December 16, 1975.

ROGER STRELOW,
Assistant Administrator for Air and Waste Management.

[FR Doc.75-34514 Filed 12-19-75;8:45 am]

[FRL 423-7]

PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

Emission Monitoring Requirements and Revisions to Performance Testing Methods

Correction

In FR Doc. 75-26565, appearing at page 46250 in the issue for Monday, October 6, 1975, the following changes should be made:

1. In the first paragraph on page 46250, the words "reduction, and reporting requirements" should be inserted immediately following the eighth line.

2. In the seventh from last line of the first full paragraph on page 46254, the parenthetical phrase should read, "October 6, 1975".

3. In the second line of the second full paragraph on page 46254, the next to

last word, now reading "capacity", should read "opacity".

4. In paragraph (c)(2)(iii) of § 60.13 on page 46255, the parenthetical phrase "(date of promulgation" should read, "October 6, 1975".

5. In § 60.13, the paragraphs designated (g)(1) and (g)(1)(i) through (ix) on page 46256 should be designated paragraph (i) and (i) 1 through (9).

6. In the second line of the formula in paragraph (f)(4) of § 60.45 on page 46257, the figure now reading "6.34" should read "3.64".

7. The last line of the first paragraph in Appendix B on page 46259 should be changed to read "tinuous measurement of the opacity of stack emissions".

8. The paragraph now numbered "22" in Appendix B on page 46259 should be numbered "2.2".

9. In the next to last line of paragraphs 9.1.1 and 7.1.1 on pages 46261 and 46264 respectively "x" should read "x".

10. The first column in the table in paragraph 7.1.2 on page 46264, the first column should be headed by the letter "n" and figures 1 through 10 should read 2 through 11.

Title 43—Public Lands: Interior

CHAPTER II—BUREAU OF LAND MANAGEMENT, DEPARTMENT OF THE INTERIOR

APPENDIX—PUBLIC LAND ORDERS

[PUBLIC LAND ORDER 5558]

[A-031764]

ALASKA

Partial Revocation of Executive Order No. 8877, as Amended; Transfer of Lands From the Department of the Air Force to the U.S. Coast Guard; Withdrawal of Lands for Native Selection

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 FR 4831), and by virtue of the authority vested in the Secretary of the Interior by section 11(b)(3) of the Alaska Native Claims Settlement Act of December 18, 1971, 85 Stat. 688 (hereinafter referred to as the Act), it is ordered as follows:

1. Subject to valid existing rights, the following described lands, which were withdrawn for the War Department for military purposes by Executive Order No. 8877 of August 29, 1941, as amended by Public Land Order No. 1404 of April 3, 1957, and Public Land Order No. 5001 of January 26, 1971, are hereby transferred from the Department of the Air Force to the U.S. Coast Guard, Department of Transportation:

CHINIAK TRACKING STATION

KODIAK ISLAND

A parcel of land lying in T. 30 S., R. 18 W., Seward Meridian, section 9, encompassing the Air/Ground Building (Bldg. 130) at the former Chiniak (Kodiak) Air Force Station. Starting at a point of beginning which is 3,400 feet due South and 200 feet due East of U.S. Engineers' Monument "Curley" (1943). T. 30 S., R. 18 W., Seward Meridian, section 4: thence, 250 feet due South; thence, 200 feet due East; thence 250 feet due North; thence, 200 feet due West to the point of beginning. Containing approximately 1 acre.

2. Executive Order No. 8877 of August 29, 1941, as amended, is hereby revoked as to the following described lands (excluding the lands described in paragraph 1 of this order):

KODIAK ISLAND

Beginning at a point on line of mean high tide on the east shore of Kodiak Island in latitude 57°34'08" N., longitude 152°11'-54" W., thence north 8,000 feet; thence west 7,000 feet approximately to longitude 152°13' W., thence north 7,800 feet approximately on longitude 152°13' W., to a point on mean high tide on Kalsin Bay; thence easterly and southerly along line of mean high tide around Cape Chiniak and Cape Greville to point of beginning. Containing approximately 3,723 acres.

3. The lands described in paragraph 2 (excluding the lands described in paragraph 1) are hereby withdrawn pursuant to section 11(b)(3) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688), for selection by the Koniag Regional Corporation and appropriate village corporation within that Region.

4. Prior to any conveyance of the lands described in paragraph 2, the lands shall be subject to administration by the Secretary of the Interior under the applicable laws and regulations, and his authority to make contracts and to grant leases, permits, rights-of-way, or easements shall not be impaired by this order.

Applications for leases under the Mineral Leasing Act, as amended, 30 U.S.C. 181–287 (1970), will be rejected until this order is modified or the lands are appropriately classified to permit mineral leasing.

JACK O. HORTON,
Assistant Secretary of the Interior.

DECEMBER 10, 1975.

[FR Doc.75-34200 Filed 12-19-75;8:45 am]

Title 50—Wildlife and Fisheries

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

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Rachel Carson National Wildlife Refuge; Maine

The following special regulations are issued and are effective during the period January 1, 1976 through December 31, 1976.

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

MAINE

RACHEL CARSON NATIONAL WILDLIFE REFUGE

Entry by foot is permitted only during daylight hours for the purpose of nature study, hiking, wildlife observation, photography, and clamming.

No motor vehicles of any kind are permitted on the refuge. Open fires and camping are prohibited. Pets are permitted if on a leash not over 10 feet in length.

The possession of any drugs or substances, or immediate precursors, identified in Schedules I, II, III, IV or V of the Controlled Substances Act, 21 U.S.C. 812, or any drugs or substances added to these schedules pursuant to the terms of the Act, is prohibited on the refuge, unless such drugs or substances were obtained in accordance with law. Presence in the refuge when under the influence of a controlled substance to a degree that may endanger oneself, or another person, or property, or may cause unreasonable interference with another person's enjoyment of the refuge, is prohibited.

Information about the refuge is available from the Refuge Manager, Parker River National Wildlife Refuge, Newburyport, Massachusetts 01950, or from the Regional Director, U.S. Fish and Wildlife Service, Post Office and Courthouse Building, Boston, Massachusetts 02109.

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

Dated: December 15, 1975.

WILLIAM C. ASHE,
Acting Regional Director, U.S. Fish and Wildlife Service.

[FR Doc.75-34310 Filed 12-19-75;8:45 am]

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Wapack National Wildlife Refuge; New Hampshire

The following special regulations are issued and are effective during the period January 1, 1976 through December 31, 1976.

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

NEW HAMPSHIRE

WAPACK NATIONAL WILDLIFE REFUGE

Entry by foot is permitted only during daylight hours for the purpose of hiking, nature and geology study, photography, and blueberry picking.

No motor vehicle of any kind is permitted on the refuge. Open fires and camping are prohibited. Pets are permitted if on a leash not over 10 feet in length.

The possession of any drugs or substances, or immediate precursors identified in Schedule I, II, III, IV or V of the Controlled Substances Act, 21 U.S.C. 812, or any drugs or substances added to these schedules pursuant to the terms of the Act, is prohibited on the refuge, unless such drugs or substances were obtained in accordance with the law. Presence in the refuge when under the influ-

ence of a controlled substance to a degree that may endanger oneself or another person, or property, or may cause unreasonable interference with another person's enjoyment of the refuge, is prohibited.

Information about the refuge is available from the Refuge Manager, Parker River National Wildlife Refuge, Newburyport, Mass. 01950, or from the Regional Director, U.S. Fish and Wildlife Service, Post Office and Courthouse Building, Boston, Massachusetts 02109.

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

Dated: December 15, 1975.

WILLIAM C. ASHE,
Acting Regional Director,
U.S. Fish and Wildlife Service.

[FR Doc.75-34311 Filed 12-19-75;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 TREASURY

Bureau of Alcohol, Tobacco and Firearms

[27 CFR Parts 178 and 181]

[Notice No. 287; Reference No. 277]

COMMERCE IN FIREARMS AND AMMUNITION AND IN EXPLOSIVES

Black Powder

In the May 20, 1975, issue of the FEDERAL REGISTER (40 FR 21961), the Bureau of Alcohol, Tobacco and Firearms published a notice of proposed rulemaking to amend 27 CFR Part 178 (Commerce in Firearms and Ammunition) and Part 181 (Commerce in Explosives). The proposed regulations were drafted to implement Public Law 93-639, effective January 4, 1975, by exempting from regulatory provisions commercially manufactured black powder in quantities not to exceed fifty pounds, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices.

A 15-day-comment period was originally allowed in order that regulations be put into effect as soon as possible, since the amended legislation became effective on January 4, 1975. In view of the considerable interest in the proposals that the Bureau had not initially anticipated, notice of an extension of the comment period to July 7, 1975, was published June 12, 1975 (40 FR 25026).

The purpose of this notice is to announce that the Bureau is amending the original proposals as a result of the numerous comments and suggestions received from sporting organizations, antique firearms enthusiasts, and interested persons.

BACKGROUND

Public Law 93-639 removed the exemption in 18 U.S.C. 845 (a)(5) on all black powder in quantities not exceeding five pounds. In lieu of the five pound exemption, the amended law permits anyone to purchase and use commercially manufactured black powder in quantities of fifty pounds or less, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, solely for sporting, recreational, or cultural purposes in antique firearms, as defined in 18 U.S.C. 921(a)(16), or in antique devices, as exempted from the term "destructive device" in 18 U.S.C. 921(a)(4). 18 U.S.C. 921(a)(4) was also amended to add language exempting antiques such as muzzle-loading cannons used for sporting, recreational, or cultural purposes, from the definition of "destructive device".

In commenting on the legislation, the House of Representatives, Committee on the Judiciary, which amended the original Senate bill, specifically addressed itself to the Treasury Department regulations that would be drafted to implement S. 1033:

"The Committee also wishes to stress that the bill will not unduly disrupt the regulatory scheme established under regulations by ATF. The regulations need only to be modified so that retailers will be required to keep records of their sales of black powder under the new exemption. Moreover, it is the expectation of the Committee that ATF will promulgate regulations and establish forms to require sporting users to identify themselves on purchase of black powder. Moreover, such ATF regulations could require that a purchaser-sportsman certify by affidavit that he intends to use the black powder for sporting, recreational, or cultural purposes. Such a regulatory scheme would identify the purchasers of black powder and would aid in the enforcement of the law and prosecution of violators." [House Report (Judiciary Committee) No. 93-1570, December 11, 1974]

Based on the foregoing, the Bureau originally proposed the following regulatory amendments in the original notice published May 20, 1975:

(1) *Definition of "destructive device".* The definition of "destructive device", found in Part 178, was proposed to be amended by the addition of language exempting antiques, such as muzzle-loading cannons used for sporting, recreational, or cultural purposes, from the term "destructive device". This proposal is not changed by this notice.

(§ 178.11 amended.)

(2) *Licenses.* Under the previous law, black powder in amounts of five pounds or less, for any purpose, was exempt from the licensing provisions of Part 181. Since Public Law 93-639 requires a determination as to whether commercially manufactured black powder in quantities of fifty pounds or less is going to be used solely for sporting, recreational, or cultural purposes, the original notice proposed that a retailer would be required to keep records certifying that the purchaser intended to use black powder in accordance with the provisions of the law. Further, the original notice also proposed a requirement that all persons selling black powder, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, be licensed to permit ATF officers to maintain such a check on distributions of these materials. The Bureau's proposal on this issue has been changed to eliminate the requirement for licensing persons selling percussion caps, safety and pyrotechnic fuses, quills, and quick and slow matches, and friction primers. The new proposal is discussed more fully under "Amendments to the original notice".

(3) *User permits.* Under current regulations, a user permit is required in order to acquire explosive materials (except black powder in quantities of five pounds or less) in interstate or foreign commerce. As stated in the original notice, this requirement was proposed to be modified so that it would not be necessary for a person to obtain a user permit, if he intends to receive in interstate or foreign commerce, commercially manufactured black powder in quantities not to exceed fifty pounds, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. In this notice we are still proposing that it would not be necessary to obtain a user permit in order to receive in interstate or foreign commerce fifty pounds or less of commercially manufactured black powder, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices; however, as discussed under "Amendments to the original notice", we are eliminating reference to percussion caps and certain igniters from regulatory requirements.

(§§ 181.26 and 181.41 amended.)

(4) *Transaction record for black powder and certain igniters to be used in antique firearms and antique devices.* The original notice of proposed regulations provided that a licensee or permittee could sell to a nonlicensee or nonpermittee commercially manufactured black powder in quantities not to exceed fifty pounds, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, to be used in antique firearms and in antique devices. However, the seller would be required to record the transaction on new ATF Form 5400.3. Further, the original notice proposed a requirement that purchasers of black powder and igniters would certify (by executing the transaction form) that the materials purchased were intended for sporting, recreational, or cultural purposes. In addition, the original notice proposed a requirement that sellers of such materials forward a second copy of executed Form 5400.3 to the appropriate ATF office within a specified time period.

The requirements concerning the preparation and disposition of Form 5400.3, as well as the information to be shown on the form, are being changed somewhat by this notice. These changes are more fully discussed under "Amendments to the original notice".

Along with the preceding proposed regulatory amendments to implement Public Law 93-639, two additional proposals were included in the original notice. The first involved an administrative change which proposed to provide alternate methods or procedures, in lieu of methods or procedures prescribed in Part 181.

Under the proposed amendments, subject to certain conditions, the Director could approve an alternate method or procedure if (a) good cause is shown, (b) the requested method or procedure is substantially equivalent to that prescribed, and (c) no increased cost to the Government or hindrance to the effective administration of the regulations will result. This proposal remains unchanged by this notice.

(§ 181.22 amended.)

The second, which involves Form 4710, Explosive Transaction Record, would (a) provide for the disposition of the copy of Form 4710 to be made in accordance with the instructions on the form—that is to the nearest Special Agent in Charge—rather than forwarding the copy to the regional director, and (b) inform licensees and permittees that supplies of Form 4710 may be obtained, upon request, from the Director. This proposal remains unchanged by this notice.

(§ 181.126 amended.)

OBJECTIONS TO THE ORIGINAL NOTICE

Approximately 250 comments were received on the proposals, all of which were either totally opposed to our interpretation of the law and our implementing regulations or opposed to particular portions of the proposed regulations. A large volume of the comments received mentioned three principal objections to the proposed regulations. Briefly, these objections were:

(1) The proposed regulations exempted black powder, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, only if used for sporting, recreational, or cultural purposes in antique firearms, but not in replicas thereof. Those persons commenting pointed out that virtually all of the "antique" sporting firearms are actually replicas of expensive and fragile models. This objection apparently resulted because of a misunderstanding of the law. Public Law 93–839 provided for the use of black powder "in antique firearms as defined in section 921(a)(16) of title 18 of the United States Code". It should be noted that the definition of "antique firearms" in 18 U.S.C. 921(a)(16) encompasses replicas of antique firearms. Thus, black powder intended for sporting, recreational, or cultural purposes, may be used in replicas of antique firearms.

(2) The proposed regulations placed unnecessary controls on the sale of percussion caps and other igniters intended for lawful uses in sporting weapons. Those persons commenting on this matter asked that dealers in, and purchasers of, such igniters not be regulated and that the transaction record be eliminated for sales of such igniters. We have proposed changes as a result of this objection that are more fully discussed under "Amendments to the original notice".

(3) The proposed regulations greatly exceeded the intent of Congress in its passage of Public Law 93–639. Those persons commenting on this issue felt that the Congressional intent was to facilitate the purchase of black powder and igniters by sporting users, but that the proposed regulations had the effect of making purchases of these materails more difficult. Specifically, these persons objected to the proposed requirement that purchasers of black powder sign a form certifying that the powder was intended to be used for sporting, recreational, or cultural purposes. Also, objections were raised concerning the proposal that a second copy of the transaction form be executed and forwarded to ATF. We have further explained our essentially unchanged interpretation of Public Law 93–639, concerning a certification record to be maintained by licensees, and have discussed proposed liberalizing changes we are making regarding the preparation and disposition of the certification form under "Amendments to the original notice".

AMENDMENTS TO THE ORIGIONAL NOTICE

Full and careful consideration was given to all the comments received and, as a result, several changes are being made to the original proposals. These are discussed below.

(1) *Controls on the sale of percussion caps and other igniters.* As summarized above, many individuals objected to the proposed requirements regarding certain igniters used in antique weapons. After thorough consideration of these comments and of our existing regulations, the Bureau has modified its original proposal. The Bureau has traditionally considered percussion caps and other igniters used in antique firearms as small arms ammunition and, as such, these are exempt from regulatory provisions under 18 U.S.C. 845(a)(4) and 27 CFR 181.141. The House Judiciary Committee only discussed black powder when addressing the expected Treasury regulations, and did not refer to igniters. In light of these facts, we now feel that our originally proposed restrictions on the sale, purchase, and use of percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers in antique firearms, are unnecessary and we are, therefore, eliminating these proposed requirements. Essentially, this would mean:

(a) An explosives license would not be required for those persons engaged in the business of selling these igniters.

(b) A person selling such igniters would not be required to maintain records of disposition of these items.

(c) A purchaser of these igniters would not be required to execute a transaction record on proposed Form 5400.3.

(§§ 181.26, 181.41, 181.105, 181.106, 181.108, 181.122, 181.123, 181.124, 181.125, 181.130 and 181.141 amended.)

(2) *Preparation and disposition of transaction records.* As discussed above, many persons commenting on the original proposal felt that the Bureau had exceeded the intent of Congress by requiring that purchasers of black powder provide identification and certification on a transaction form that black powder being purchased was intended for lawful purposes. We are still proposing that purchasers of black powder certify on Form 5400.3 that the black powder is intended for sporting, recreational, or cultural purposes in antique firearms or in antique devices. The report of the Judiciary Committee of the House of Representatives (Report No. 93–1570), stated that the Committee intended that "retailers will be required to keep records of their sales of black powder under the new exemption". The Committee further expected that ATF "establish forms to require sporting users to identify themselves on purchase of black powder". In addition to the above conditions, the Committee suggested that ATF could also "require that a purchaser-sportsman certify by affidavit that he intends to use the black powder for sporting, recreational or cultural purposes." We adopted this recommendation as it is a logical and simple solution to the problem of determining whether the black powder will be used for the purposes specified in the statutory exemption. The Bureau feels that because of these expectations, the intent of Congress in passing Public Law 93–639 was clearly to place certain requirements on sales of black powder so as to facilitate enforcement of the law and prosecution of violators. Thus, the Bureau cannot change its basic position concerning the requirements for licensing black power dealers, certification by purchasers of black powder, or maintenance of records of transactions in black powder, as proposed in the original notice.

The Bureau has, however, modified somewhat the information required to be shown on the transaction form and the disposition of the form. Under the modified proposal, the transaction form would reflect the following changes:

(a) A licensee would be required to prepare only one copy of the Form 5400.3 to be maintained on his business premises. The original proposal, which would have required a duplicate copy to be forwarded to ATF, on or before the close of business of the next business day, has been eliminated.

(b) A physical description of the purchaser that originally had been proposed for identification purposes has been eliminated. In lieu thereof, we are now proposing that only a positive identification, such as a driver's license, be presented as proof of identity at the time of sale.

(c) As mentioned in item (1) above, reference to percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers, is being deleted from the form.

In summation, under the current proposal, Form 5400.3 requires a licensee to obtain from a purchaser of commercially manufactured black powder under the new exemption, the purchaser's name and address and his certification that the black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, as well as proof of identity

that he is in fact the person certifying the form.

(§§ 181.105, 181.108, 181.122, 181.123, 181.124 and 18.125 amended and § 181.130 added.)

PUBLIC PARTICIPATION

Prior to final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in duplicate, to the Director, Bureau of Alcohol, Tobacco and Firearms, Washington, D.C. 20226 (Attn: Chief, Regulations and Procedures Division), on or before January 21, 1976. Written comments or suggestions which are not exempt from disclosure by the Bureau of Alcohol, Tobacco and Firearms, may be inspected by any person upon compliance with 27 CFR 71.22(d)(7). The provisions of 27 CFR 71.31(b) shall apply with respect to designation of portions of comments or suggestions as exempt from disclosure. Any interested person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these amended proposed regulations should submit his request, in writing, to the Director, Bureau of Alcohol, Tobacco and Firearms, within the 30-day period.

The proposed regulations are to be issued under the authority contained in 18 U.S.C. 847 (84 Stat. 959) and 18 U.S.C. 926 (82 Stat. 1226).

SPECIFIC CHANGES TO THE REGULATIONS

In consideration of the foregoing, the following specific changes to the regulations are proposed. The proposals which follow include those published in the original notice that remain unchanged, as well as the modifications discussed above.

PARAGRAPH 1. Section 178.11 is changed by amending the definition of "destructive device." As changed, § 178.11 reads as follows:

§ 178.11 Meaning of terms.

* * * * *

Destructive device. (a) Any explosive, incendiary, or poison gas (1) bomb, (2) grenade, (3) rocket having a propellant charge of more than 4 ounces, (4) missile having an explosive or incendiary charge of more than one-quarter ounce, (5) mine, or (6) device similar to any of the devices described in the preceding subparagraphs of this definition; (b) any type of weapon (other than a shotgun or a shotgun shell which the Director finds is generally recognized as particularly suitable for sporting purposes) by whatever name known which will, or which may be readily converted to, expel a projectile by the action of an explosive or other propellant, and which has any barrel with a bore of more than one-half inch in diameter; and (c) any combination of parts either designed or intended for use in converting any device into any destructive device described in paragraph (a) or (b) of this definition and from which a destructive device may be readily assembled. The term shall not include any device which is neither designed nor redesigned for use as a weapon; any device, although originally designed for use as a weapon, which is redesigned for use as a signalling, pyrotechnic, line throwing, safety, or similar device; surplus ordnance sold, loaned, or given by the Secretary of the Army pursuant to the provisions of section 4684 (2), 4685, or 4686 of title 10, United States Code; or any other device which the Director finds is not likely to be used as a weapon, is an antique, or is a rifle which the owner intends to use solely for sporting, recreational, or cultural purposes.

* * * * *

PAR. 2. Section 181.11 is amended to (1) change the definition of "Assistant Regional Commissioner", and (2) add a definition for "regional director" immediately following the definition of "Regional Commissioner". As amended § 181.11 reads as follows:

§ 181.11 Meaning of terms.

* * * * *

Assistant Regional Commissioner. Whenever used in this part shall mean a regional director as defined in this section.

* * * * *

Regional director. A regional director who is responsible to, and functions under the direction and supervision of, the Director, Bureau of Alcohol, Tobacco, and Firearms.

* * * * *

PAR. 3. Section 181.22 is revised to provide for alternate methods or procedures, in lieu of methods or procedures prescribed in Part 181. As revised, § 181.22 reads as follows:

§ 181.22 Alternate methods or procedures; and emergency variations from requirements.

(a) *Alternate methods or procedures.* The permittee or licensee, on specific approval by the Director as provided by this paragraph, may use an alternate method or procedure in lieu of a method or procedure specifically prescribed in this part. The Director may approve an alternate method or procedure, subject to stated conditions, when he finds that—

(1) Good cause has been shown for the use of the alternate method or procedure;

(2) The alternate method or procedure is within the purpose of, and consistent with the effect intended by, the specifically prescribed method or procedure and that such alternate method or procedure is substantially equivalent to that specifically prescribed method or procedure; and

(3) The alternate method or procedure, he shall submit a written application of law and will not result in an increase in cost to the Government or hinder the effective administration of this part.

Where the permittee or licensee desires to employ an alternate method or procedure, he shall sumit a written application, in triplicate, to the regional director, for transmittal to the Director. The application shall specifically describe the proposed alternate method or procedure and shall set forth the reasons therefor. Alternate methods or procedures shall not be employed until the application has been approved by the Director. The permittee or licensee shall, during the period of authorization of an alternate method or procedure, comply with the terms of the approved application. Authorization of any alternate method or procedure may be withdrawn whenever, in the judgment of the Director, the effective administration of this part is hindered by the continuation of such authorization. As used in this paragraph, alternate methods or procedures shall include alternate construction or equipment.

(b) *Emergency variations from requirements.* The Director may approve construction, equipment, and methods of operation other than as specified in this part, where he finds that an emergency exists and the proposed variations from the specified requirements are necessary and the proposed variations—

(1) Will afford security and protection that are substantially equivalent to those prescribed in this part;

(2) Will not hinder the effective administration of this part; and

(3) Will not be contrary to any provisions of law. Variations from requirements granted under this paragraph are conditioned on compliance with the procedures, conditions, and limitations set forth in the approval of the application. Failure to comply in good faith with such procedures, conditions, and limitations shall automatically terminate the authority for such variations and the licensee or permittee thereupon shall fully comply with the prescribed requirements of regulations from which the variations were authorized. Authority for any variation may be withdrawn whenever, in the judgment of the Director, the effective administration of this part is hindered by the continuation of such variation. Where the licensee or permittee desires to employ such variation, he shall submit a written application, in triplicate, to the regional director, for transmittal to the Director. The application shall describe the proposed variation and set forth the reasons therefor. Variations shall not be employed until the application has been approved, except when the emergency requires immediate action to correct a situation that is threatening to life or property. Such corrective action may then be taken concurrent with the filing of the application and notification of the Director via telephone.

(c) *Retention of approved variations.* The licensee or permittee shall retain, as part of his records available for examination by alcohol, tobacco and firearms officers, any application approved by the Director under the provisions of this section.

PAR. 4. Section 181.26 is amended to provide that a nonlicensee or nonpermittee is not prohibited from shipping, transporting, or receiving in interstate or foreign commerce, commercially

manufactured black powder in qualtities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As amended, § 181.26 reads as follows:

§ 181.26 Prohibited shipment, transportation, or receipt of explosive materials.

(a) No person, other than a licensed importer, licensed manufacturer, licensed manufacturer-limited, licensed dealer, or permittee, shall transport, ship, cause to be transported, or receive in interstate or foreign commerce any explosive materials: *Provided*, That the provisions of this paragraph shall not apply to—

(1) The transportation, shipment, or receipt of explosive materials by a nonlicensed person or nonpermittee who lawfully purchases explosive materials from a licensee in a State contiguous to the purchaser's State of residence if, (i) the purchaser's State of residence has enacted legislation, currently in force, specifically authorizing a resident of that State to purchase explosive materials in a contiguous State, (ii) the provisions of § 181.105(c) are fully complied with, and (iii) the purchaser is not otherwise prohibited under paragraph (b) of this section from shipping or transporting explosive materials in interestate or foreign commerce or receiving explosive materials which have been shipped or transported in interstate or foreign commerce; or

(2) The lawful purchase by a nonlicensee or nonpermittee of commercially manufactured black powder in quantities not to exceed fifty pounds, if (i) the black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, and (ii) the provisions of § 181.105(g) are fully complied with.

(b) No person may ship or transport any explosive material in interstate or foreign commerce or receive any explosive materials which have been shipped or transported in interstate or foreign commerce who (1) is under indictment for, or who has been convicted in any court of, a crime punishable by imprisonment for a term exceeding 1 year, (2) is a fugitive from justice, (3) is an unlawful user of or addicted to marihuana (as defined in section 4761 of the Internal Revenue Code of 1954; 26 U.S.C. 4761) or any depressant or stimulant drug (as defined in section 201(v) of the Federal Food, Drug, and Cosmetic Act; 21 U.S.C. 321 (v)), or narcotic drug (as defined in section 4731(a) of the Internal Revenue Code of 1954; 26 U.S.C. 4731(a)), or (4) has been adjudicated as a mental defective or has been committed to a mental institution.

PAR. 5. Paragraph (a) of § 181.41 is amended to exclude users of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, from the permit requirements of Part 181. As amended, § 181.41(a) reads as follows:

§ 181.41 General.

(a) Each person intending to engage in business as an importer or manufacturer of, or a dealer in, explosive materials, including black powder, shall, before commencing such business, obtain the license required by this subpart for the business to be operated. Each person who intends to acquire for use explosive materials from a licensee in a State other than the State in which he resides, or from a foreign country, or who intends to transport explosive materials in interstate or foreign commerce, shall obtain a permit under the provisions of this subpart: *Provided*, That it is not necessary to obtain such permit if the user intends to lawfully purchase—

(1) Explosive materials from a license in a State contiguous to the user's State of residence and the user's State of residence has enacted legislation, currently in force, specifically authorizing a resident of that State to purchase explosive materials in a contiguous State, or

(2) Commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices.

* * * * *

PAR. 6. A new paragraph (g) is added to §181.105, permitting a licensee to distribute commercially manufactured black powder in quantities not to exceed fifty pounds to a nonlicensee or nonpermittee, if (1) it is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, and (2) a transaction records is executed. As added, new §181.105(g) reads as follows:

§ 181.105 Distributions to nonlicensees and nonpermittees.

* * * * *

(g) Notwithstanding any other provision of this section, a licensed importer, licensed manufacturer, or licensed dealer, or a licensed manufacturer-limited or permittee disposing of surplus stocks, may sell or distribute commercially manufactured black powder in quantities of fifty pounds or less to a nonlicensee or nonpermittee if:

(1) The black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, and

(2) The nonlicensee or nonpermittee furnishes to the licensee the transaction record, Form 5400.3, required by § 181.130.

PAR. 7. Paragraph (a) of § 181.106 is amended to provide that a licensee is not prohibited from distributing to an out-of-State nonlicensee or nonpermittee, commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As amended, § 181.106(a) reads as follows:

§ 181.106 Certain prohibited distributions.

(a) A licensed importer, licensed manufacturer, licensed manufacturer-limited, or licensed dealer shall not distribute explosive materials to any person not licensed or holding a permit under this part, who the licensee knows or has reason to believe does not reside in the State in which the licensee's place of business is located: *Provided*, That the foregoing provisions of this paragraph shall not apply to:

(1) The distribution of explosive material to a resident of a State contiguous to the State in which the licensee's place of business is located, if the requirements of § 181.105(c) are fully met, or

(2) The purchase of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, if the requirements of § 181.105(g) are fully met.

* * * * *

PAR. 8. Section 181.108 is revised to provide procedures for the release from customs custody to a nonlicensee or nonpermittee, of imported commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As revised, § 181.108 reads as follows:

§ 181.108 Importation.

(a) Explosive materials imported or brought into the United States by a licensed importer or permittee may be released from customs custody to the licensed importer or permittee upon proof of his status as a licensed importer or permittee. Such status shall be established by the licensed imported or permittee furnishing to the customs officer a certified copy of his license or permit (see § 181.104).

(b) A nonlicensee or nonpermittee may import or bring into the United States commercially manufactured black powder in quantities not to exceed fifty pounds. Upon submitting to the customs officer completed Form 5400.3, certifying that the black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, black powder may be released from customs custody. The disposition of the executed Form 5400.3 shall be in accordance with the instructions on the form.

(c) The provisions of this section are in addition to, and are not in lieu of, any applicable requirement under 27 CFR Part 47.

PAR. 9. Section 181.122 is amended to add a new paragraph (f) instructing licensed importers to maintain separate records of distributions of commercially manufactured black powder in quantities

not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As amended, § 181.122 reads as follows:

§ 181.122 Records maintained by importers.

* * * * *

(f) Each licensed importer shall maintain separate records of sales or other distribution made to nonlicensees or nonpermittees of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. Such records shall be maintained in the form and manner prescribed by § 181.130.

PAR. 10. Section 181.123 is amended to add a new paragraph (f) instructing licensed manufacturers to maintain separate records of distributions of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As amended, § 181.123 reads as follows:

* * * * *

§ 181.123 Records maintained by licensed manufacturers.

(f) Each licensed manufacturer shall maintain separate records of sales or other distributions made to nonlicensees or nonpermittees of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. Such records shall be maintained in the form and manner prescribed by § 181.130.

PAR. 11. Section 181.124 is amended to add a new paragraph (g) instructing licensed dealers to maintain separate records of distributions of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As amended, § 181.124 reads as follows:

§ 181.124 Records maintained by dealers.

* * * * *

(g) Each licensed dealer shall maintain separate records of the sales or other distributions made to nonlicensees or nonpermittees of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. Such records shall be maintained in the form and manner prescribed by § 181.130.

PAR. 12. Section 181.125 is amended to instruct licensed manufacturers-limited and permittees to maintain separate records of dispositions of surplus stocks of commercially manufactured black power in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As amended, § 181.125 (b) and (c) reads as follows:

§ 181.125 Records maintained by licensed manufacturers-limited and permittees.

* * * * *

(b) A licensed manufacturer-limited disposing of surplus stocks of explosive materials to other licensees or to permittees shall record in the permanent record not later than the close of the next business day following the date of the disposition, the information prescribed in § 181.123(c)(1). Each licensed manufacturer-limited shall maintain separate records of dispositions of surplus stocks of explosive materials to nonlicensees or nonpermittees. Such records shall be maintained in the form and manner as prescribed by § 181.126. Each licensed manufacturer-limited shall maintain separate records of dispositions of surplus stocks of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. Such records shall be maintained in the form and manner prescribed by § 181.130.

(c) Each permittee shall record in a permanent record the manufacturers' marks of identification (if any), the quantity and class of explosive materials, as prescribed in the Explosives List, he daily acquires, the date of such acquisition, and the name, address and license number of the person from whom explosive materials were obtained. The information required by this paragraph shall be recorded not later than the close of the next business day following the date of such acquisition. A permittee disposing of surplus stocks of explosive materials to other permittees or to licensees shall record in the permanent record not later than the close of the next business day following the date of the disposition, the information prescribed in § 181.124(d). Each permittee shall maintain separate records of dispositions of surplus stocks of explosive materials to nonlicensees or nonpermittees. Such records shall be maintained in the form and manner as prescribed by § 181.126. Each permittee shall maintain separate records of dispositions of surplus stocks of commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. Such records shall be maintained in the form and manner as prescribed by § 181.130.

* * * * *

PAR. 13. Section 181.126 is amended to (1) provide for the disposition of the copy of Form 4710 to be made in accordance with the instructions on the form, and (2) inform licensees and permittees that supplies of Form 4710 may now be obtained, upon request, from the Director. As amended, § 181.126 (c) and (f) reads as follows:

§ 181.126 Explosives transaction record.

* * * * *

(c) Form 4710 shall be completed in duplicate, the original of which shall be retained by the licensee or permittee as part of his permanent records in accordance with the requirements in paragraph (d) of this section, and the copy shall be forwarded in accordance with the instructions on the form, on or before the close of business on the business day next succeeding that on which the transaction occurs.

* * * * *

(f) A licensee or permittee may obtain, upon request, a supply of Form 4710 from the Director.

PAR. 14. A new section, § 181.130, is added immediately following § 181.129, providing instructions for the use of the new transaction record for commercially manufactured black powder in quantities not to exceed fifty pounds, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices. As added, new § 181.130 reads as follows:

§ 181.130 Transaction record for black powder to be used in antique firearms or in antique devices.

(a) A licensee or permittee shall not sell or otherwise distribute to a nonlicensee or nonpermittee commercially manufactured black powder in quantities of fifty pounds or less, intended to be used solely for sporting, recreational, or cultural purposes in antique firearms or in antique devices, unless he records the transaction on Form 5400.3.

(b) Prior to the sale or other distribution of the black powder in paragraph (a) of this section to a nonlicensee or nonpermittee who is acquiring it under the provisions contained in § 181.105(g), the licensee or permittee so distributing the black powder shall obtain an executed Form 5400.3 from the distributee. The Form 5400.3 shall contain all the information as indicated by the headings on the form and the instructions thereon or issued in respect thereto, and as required by this part.

(c) Form 5400.3 shall be retained by the licensee or permittee as part of his permanent records in accordance with the requirements of paragraph (d) of this section.

(d) Each Form 5400.3 shall be retained in numerical (by transaction serial number) order commencing with "1" and continuing in regular sequence. When the numbering of any series reaches "1,000,000," the licensee or permittee may recommence the series. The recommenced series shall be given an alphabetical prefix or suffix. Where there is a change in proprietorship, or in the individual, firm, corporate name, or trade name, the series in use at the time of such change may be continued.

(e) The requirements of this section shall be in addition to any other record-keeping requirement contained in this part.

(f) A licensee or permittee may obtain, upon request, a supply of Form 5400.3 from the Director.

PAR. 15. Section 181.141 is revised to (1) delete the current general exemption from the regulations with respect to black powder in quantities not to exceed five pounds, and (2) insert a new paragraph (b) specifically addressing the exemption from the regulations of black powder as provided by Public Law 93-639. As revised, § 181.141 reads as follows:

§ 181.141 Exemptions.

(a) *General.* The provisions of this part shall not apply with respect to:

(1) Any aspect of the transportation of explosive materials via railroad, water, highway, or air which are regulated by the U.S. Department of Transportation, and agencies thereof.

(2) The use of explosive materials in medicines and medicinal agents in the forms prescribed by the official United States Pharmacopoeia, or the National Formulary.

(3) The transportation, shipment, receipt, or importation of explosive materials for delivery to any agency of the United States or to any State or political subdivision thereof.

(4) Small arms ammunition and components thereof.

(5) The manufacture under the regulation of the military department of the United States of explosive materials for, or their distribution to or storage or possession by, the military or naval services or other agencies of the United States.

(6) Arsenals, navy yards, depots, or other establishments owned by, or operated by or on behalf of, the United States.

(7) The importation and distribution of fireworks in a finished state, commonly sold at retail for personal use in compliance with State laws or local ordinances.

(8) Gasoline, fertilizers, propellant actuated devices, or propellant actuated industrial tools manufactured, imported, or distributed for their intended purposes.

(b) *Black powder.* The provisions of this part shall not apply with respect to commercially manufactured black powder in quantities not to exceed fifty pounds, percussion caps, safety and pyrotechnic fuses, quills, quick and slow matches, and friction primers: *Provided*, That such black powder is intended to be used solely for sporting, recreational, or cultural purposes in antique firearms, as defined in 18 U.S.C. 921(a)(16), or in antique devices, as exempted from the term "destructive device" in 18 U.S.C. 921(a)(4), and the provisions of §§ 181.105(g) and 181.130 are fully complied with.

Signed: October 20, 1975.

Approved: December 11, 1975.

REX D. DAVIS,
Director.

DAVID R. MACDONALD,
Assistant Secretary of the Treasury.

[FR Doc.75-34344 Filed 12-19-75;8:45 am]

Customs Service

[19 CFR Part 1]

CUSTOMS FIELD ORGANIZATION

Proposed Change in Customs Region I

In order to increase administrative flexibility and improve overall management and efficiency in the Ogdensburg, New York, Customs district (Region I), it is proposed to revoke the designations of Fort Covington, New York, and Chateaugay, New York, as Customs ports of entry in the Ogdensburg, New York, Customs district (Region I), and to establish Fort Covington and Chateaugay as Customs stations under the supervision of the Trout River, New York, Customs port of entry in the same Customs district. The Customs station at Churubusco, New York, which is presently under the supervision of the Chateaugay, New York, port of entry, would also be placed under the supervision of the Trout River, New York, port of entry.

Therefore, notice is hereby given that by virtue of the authority vested in the President by section 1 of the Act of August 1, 1914, 38 Stat. 623, as amended (19 U.S.C. 2), and delegated to the Secretary of the Treasury by Executive Order No. 10289, September 17, 1951 (3 CFR Ch. II), and pursuant to authority provided by Treasury Department Order No. 190, Rev. 10 (40 FR 2216), it is proposed to revoke the designations of Fort Covington, New York, and Chateaugay, New York, as Customs ports of entry in the Ogdensburg, New York, Customs district (Region I), and to designate Fort Covington, New York, and Chateaugay, New York, as Customs stations under the supervision of the port of Trout River, New York, in the Ogdensburg, New York, Customs district. It is also proposed to place the Customs station of Churubusco, New York, presently under the supervision of the port of Chateaugay, New York, under the supervision of the port of Trout River, New York. §§ 1.2(c) and 1.3(d) of the Customs Regulations (19 CFR 1.2(c), 1.3(d)) would be amended accordingly.

A similar notice of proposed rulemaking was published in the FEDERAL REGISTER on March 9, 1971 (36 FR 4547). However, no action was taken on that proposal.

Data, views, or arguments with respect to the foregoing proposal may be addressed to the Commissioner of Customs, Attention: Regulations Division, Washington, D.C. 20229. To ensure consideration, communications must be received on or before January 21, 1976.

Written material and suggestions submitted will be available for public inspection in accordance with § 103.8(b) of the Customs Regulations (19 CFR 103.8(b)), at the Regulations Division, Headquarters, United States Customs Service, Washington, D.C., during regular business hours.

Dated: December 10, 1975.

DAVID R. MACDONALD,
Assistant Secretary of of the Treasury.

[FR Doc.75-34471 Filed 12-19-75;8:45 am]

DEPARTMENT OF DEFENSE

Corps of Engineers

[33 CFR Part 214]

[ER 500-2-2]

EMERGENCY SUPPLIES OF DRINKING WATER

Emergency Employment of Army and Other Resources

Notice is hereby given that the regulation set forth in tentative form below is proposed by the Secretary of the Army, acting through the Chief of Engineers, to prescribe policies and provide guidance implementing an amendment of Public Law 84-99, Emergency Flood Control Work (33 USC 701n). The proposed regulation established procedures to be taken by the Corps of Engineers to initiate furnishing emergency supplies of clean drinking water pursuant to Public Law 84-99, as amended.

Prior to issuing the final regulation, consideration will be given to any comments, suggestions, or objections thereto which are submitted in writing 45 days from the date of this FEDERAL REGISTER to: Chief of Engineers, ATTN: (DAEN-CWO-E), Department of the Army, Washington, D.C. 20314.

Until the final regulation is issued, these proposed rules will provide interim guidance to all Corps of Engineers field operating agencies.

Dated: December 12, 1975.

RUSSELL J. LAMP,
Colonel, Corps of Engineers Executive.

It proposed to amend Title 33 of the Code of Federal Regulations by adding Part 214 as follows:

See.

AUTHORITY: Pub. L. 84-99, as amended, Emergency Flood Control Work 33 U.S.C. 701n; (69 Statute 186), dated June 28, 1955.

§ 214.1 Purpose.

This provides information, guidance, and policy for execution of the Chief of Engineers' authority to furnish supplies of clean drinking water pursuant to Pub. L. 84-99, as amended by Section 82(2), Pub. L. 93-251 (88 Stat. 34).

§ 214.2 Applicability.

This regulation is applicable to Corps of Engineers field operating agencies as-

signed Civil Works activities, including the USAED Alaska, and the Pacific Ocean Division. Its provisions are applicable within the 50 states, and the District of Columbia, Puerto Rico, Virgin Islands, American Samoa, and Guam.

§ 214.3 Reference.

(a) Pub. L. 84–99, as amended (33 U.S.C. 701n).

(b) Pub. L. 93–251, Section 82(2).

(c) ER 500–1–1.

§ 214.4 Additional authority.

Section 82(2), Pub. L. 93–251, dated 7 March 1974, revised Pub. L. 84–99, as amended, by adding the following new sentence. "The Chief of Engineers, in the exercise of his discretion, is further authorized to provide emergency supplies of clean drinking water, on such terms as he determines to be advisable, to any locality which he finds is confronted with a source of contaminated drinking water causing or likely to cause a substantial threat to the public health and welfare of the inhabitants of the locality." This authority expands the measures the Chief of Engineers may employ in providing emergency relief pursuant to Pub. L. 84–9.

§ 214.5 Policy.

Emergency work under this authority will be applied to situations in which the source of water has become contaminated. The contamination may be accidental, deliberate, or caused by natural events. However, loss of the water source or supply due to any cause is not included in the language of Section 82(2), Pub. L. 93–251, and furnishing emergency supplies by the Corps of Engineers under those situations was not intended by this legislation. Approval of measures to furnish clean drinking water will be pursuant to this regulation, and in accordance with procedures outlined in ER 500–1–1 by HQDA (DAEN–CWO–E) WASH DC 20314. DAEN–CWO–E will be notified by telephone when the emergency water situation becomes known.

§ 214.6 Discussion.

(a) The amendment provides for furnishing emergency supplies of drinking water. The method of furnishing those supplies is not provided for in the amendment, and is left to the discretion of the Chief of Engineers. Any feasible method, including restoration of service from an alternate source when the main source has been contaminated, is authorized where most feasible (however, see paragraphs (d) and (e) of this section).

(b) The scope of work is limited solely to providing emergency supplies of clean drinking water. Sewage treatment and disposal, and other sanitary requirements, are not included. In addition, the Corps of Engineers role in providing emergency supplies is a temporary measure until the locality is able to assume their responsibility. The locality is ultimately responsible for providing supplies of drinking water.

(c) The cause of the contamination may be due to any situation, not necessarily flood related. It encompasses all situations involving contaminated source of drinking water, whether caused by flooding or otherwise.

(d) To be eligible, a locality must be confronted with a source of water that is contaminated. The loss of clean drinking water must not be solely the result of a failure in the distribution system. For example, the emergency could be due to a failure of a reservoir purification system, and the locality might thus be faced with a contaminated source. Furnishing of emergency supplies of clean drinking water may not be undertaken in these cases since the distribution system is not considered to be a source.

(e) Employment of the authority under the amendment requires a finding by the Chief of Engineers, or his delegate, that there is, in fact, a contaminated source of drinking water. A loss of supply or distribution is not in itself a justification for furnishing supplies of water by the Corps of Engineers under this authority.

(f) The contamination must cause or be likely to cause a substantial threat to the public health and welfare. An identifiable and defined threat of impairment to the public health and welfare is considered necessary. There is no requirement, however, that actual sickness exist from contaminated water to invoke the authority. But a clear threat must be established. Lack of palatability, in itself, may not constitute a serious health threat (see § 214.9(d)).

(g) Inhabitants of the locality, rather than commercial enterprises, are identified as the group threatened. A business firm faced with contamination of water used in its process is not eligible. The drinking water used by the people in the area must be affected.

§ 214.7 Delegation of Authority.

The authority to approve measures for furnishing emergency supplies of clean drinking water pursuant to the Section 82(2), Pub. L. 93–251 amendment of Pub. L. 84–99, is delegated to division engineers, up to a $50,000 expenditure for the incident. Additional obligational authority of Code 400 funds will be obtained from DAEN–CWO–E prior to authorizing the proposed added work.

§ 214.8 Exclusions.

The authority does not require correcting the contamination, or repair of water systems so that clean drinking water supplies become available again. Reestablishing community water supplies remains the responsibility of local government and other Federal programs. These methods may be employed under the authority, if they are the most feasible ways to provide emergency supplies of clean drinking water, but there is no mandate to do so. To the extent state or local governments can provide water with their own resources, the locality will be excluded from the provision of emergency supplies under Pub. L. 84–99. In general, the following situations are not considered to be appropriate for Corps action under this authority:

(a) Contamination which causes a loss of palatability, but poses no material threat to public health and welfare.

(b) Contamination, such as by bacteria, which can be reduced to a safe level by the users boiling the water.

(c) Confrontation with normal levels of impurities or contaminants in a drinking water source that does not pose substantial threat to the public health.

(d) Contamination by natural intrusions over a period of time, which are known to be occurring and which may accumulate in sufficient concentrations to pose a future health threat, but which have not yet reached the level of a present hazard.

(e) Loss or diminishing of a water source, due to such things as an earthquake or drought.

(f) Contamination of a drinking water source as a regular occurrence due to recurring events such as drought or flooding, when no corrective community action has yet been initiated.

(g) Contamination which, while posing a substantial threat to health and welfare, can be corrected by local authorities, other Federal authorities, or other appropriate means before emergency supplies are deemed necessary.

§ 214.9 Requirements.

Providing emergency supplies of clean drinking water pursuant to the emergency functions of the Corps of Engineers is supplemental to the efforts of the community. Such actions must be in accordance with both Federal and municipal authorities. Corps response must be restricted to requests for assistance received from an appropriate state official. Each request must be considered on its own merits. The factors in each case may vary, but the following should be included in the evaluation.

(a) Whether the criteria required by the law and outlined in § 214.6 have been met.

(b) The extent of state and local efforts to provide clean drinking water and their capability to do so. Corps efforts to provide temporary supplies of drinking water must be limited to measures clearly beyond the resources reasonably available to the state and locality.

(c) The adequacy of the state or local community agreement to mutually participate with the Federal government, on terms determined advisable by the Chief of Engineers, or his delegate, which must include the following:

(1) To provide, without cost to the United States, all lands, easements, and rights-of-way necessary for the authorized work.

(2) To hold and save the United States free from damages in connection with the authorized work other than negligence attributable to the United States or its contractor.

(3) To maintain and operate in a manner satisfactory to the Chief of Engineers all installed work during the emergency.

(4) To remove when determined feasible by the district engineer, at no cost to the Federal government, the installed equipment at the end of the emergency and return it to the Corps of Engineers.

(5) As soon as possible to actively initiate measures required to resolve the emergency situation.

(d) The provision of water quality statements with the request, and the identification of the threat to public health and welfare as determined by recognized authorities such as the State Health Department, Environmental Protection Agency, or recognized commercial laboratory.

(e) The identification of the affected area as a legally recognized governmental body or public entity that exercises a measure of control in the common interest of the inhabitants.

§ 214.10 Types of Assistance.

The temporary emergency supplies of clean drinking water may be provided through such actions as:

(a) The use of water tank trucks to haul clean drinking water from a nearby known safe source to water points established for local distribution.

(b) Procurement and distribution of bottled water.

(c) Laying of temporary above ground water lines from a nearby safe source of water to the affected community where water points for local distribution can be established.

(d) Installation of temporary filtration.

§ 214.11 Costs.

Costs incurred by the Corps of Engineers in furnishing emergency supplies of clean drinking water are chargeable to PL 84–99 funds, 96X3125, Code 910–400 and repayment by the community generally will not be required. Costs of necessary measures for the decontamination of the water supply source are the responsibility of local governments and are not authorized under Pub. L. 84–99.

For the Chief of Engineers.

[FR Doc.75-34362 Filed 12-19-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Farmers Home Administration

[7 CFR Parts 1824, 1901]

PROGRAM-RELATED INSTRUCTIONS

Environmental Impact Statements Proposed Redesignation-Revision

Notice is hereby given that the Farmers Home Administration (FmHA) has under consideration the establishment under Chapter XVIII, Title7, a new subchapter H—"General,—Part 1901, Program-Related Instructions," in the Code of Federal Regulations. Subpart G, "Environmental Impact Statements," of this new Part 1901 is transferred and redesignated from Part 1824 of this Chapter XVIII, and has been revised including a change in title. This revision covers all Agency programs and provides for companies with the National Environmental Policy Act and related guidelines issued by the Council on Environmental Quality.

Interested persons are invited to submit written comments, suggestions, data or arguments to the Office of the Chief, Directives Management Branch, Farmers Home Administration, United States Department of Agriculture, Room 6316, South Building, Washington, D.C. 20250, on or before January 21, 1976. All written submissions made pursuant to this notice will be made available from public inspection at the Office of the Chief, Directives Management Branch, during regular business hours (8:15 a.m.–4:45 p.m.).

Part 1824 is redesignated as Part 1901.

As proposed, Subpart G of Part 1901 as revised and redesignated, reads as follows:

Subpart G—Environmental Impact Statement

AUTHORITY: 7 U.S.C. 1989; 42 U.S.C. 1480; 5 U.S.C. 301; Sec. 10 Pub. L 93–357, 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.

Subpart G—Environmental Impact Statements

§ 1901.301 Purpose.

This subpart provides agency policies, procedures, and guidelines for compliance with section 102(2)(C) of the National Environmental Policy Act (NEPA) of 1969, the Council on Environmental Quality (CEQ) Guidelines for Environmental Impact Statements, August 1, 1973, and the Secretary of Agriculture's Memorandum 1695, Supplement 4 (revised). Such compliance includes the preparation of environmental assessments and when needed, the preparation, circulation, and review of Environmental Impact Statements (EIS).

§ 1901.302 Policy.

(a) The Farmers Home Administration (FmHA) will consult with appropriate Federal, State, and local agencies and other organizations and individuals to assess environmental impact of any proposed FmHA actions that the State Director determines will significantly affect the environment. The agency will act to avoid or minimize adverse environmental effects, including secondary effects, and restore or enhance environmental quality.

(b) The requirements of this subpart will be complied with before any agency decision is made about legislation or agency action is completed on making, modifying or establishing regulations, procedures and policy, approving loans or grants, and before funds are made available to a borrower or grantee.

(c) FmHA will assess experience in implementing section 102(2)(C) of NEPA to assure compliance with NEPA requirements and that environmental safeguards are executed according to plan. As appropriate, the Department of Agriculture and CEQ will be informed of problems encountered, and suggestions will be made for additional criteria and guidance needed for full compliance with the NEPA process.

§ 1901.303 Scope.

This subpart covers the following types of actions: new and continuing program activities; recommendations or favorable reports on legislation including requests for appropriations; and making, modifying or establishing regulations, procedures, and policy.

(a) *Program actions requiring an environmental assessment.* Specifically, the following agency actions are presumed to possibly be significant actions under NEPA and, therefore, will require an environmental assessment. If it is determined that the action will have a significant environmental impact, an EIS will be prepared before any funds are committed to the action.

(1) Loans and grants for the development of business and industry.

(2) Loans for multiple housing projects of more than 50 units.

(3) Loans for more than 25 one- to four-family-dwelling units in a subdivision.

(4) Loans in rural areas to construct, enlarge, extend, or otherwise improve:

(i) Community water, sanitary sewage, solid waste disposal, and storm waste water disposal systems.

(ii) Other essential community facilities such as fire and rescue, health, safety, public buildings, schools, transportation, traffic, and law enforcement.

(b) *Legislation.* The CEQ and the Office of Management and Budget (OMB) will provide guidance as needed to assist in identifying the need for EIS and for recommendations or favorable reports on legislation including requests for appropriations. When needed, EIS will be prepared before submitting legislative proposals to OMB. The final EIS, along with comments received on the draft statement, will be made available to the Congress and to the public for consideration in connection with the proposed legislation or report. When the scheduling of Congressional hearings on legislation does not allow adequate time, a draft environmental statement may be provided pending transmittal of comments received and a final statement.

(c) *Program regulations, procedures, and policies.* Environmental assessments and impact statements, when needed, will be prepared when making, modifying or establishing regulations, procedures and policy and for ongoing proj-

ects and programs to avoid or minimize adverse environmental effects. Attention should be given to significant environmental considerations not fully evaluated at the time prior loans were made including those prior to enactment of NEPA. Before any additional or subsequent financial assistance is extended in such cases, appropriate action will be taken when needed to mitigate to the extent possible any adverse environmental effects.

(d) *Program actions not requiring an environmental assessment.* The following agency actions are generally presumed not to be significant actions under NEPA and will therefore not usually require an environmental assessment. However, when the unusual circumstances of a specific case indicate a possible significant environmental effect, or that the action might become a controversial issue, and an environmental assessment results in a determination of significant effect, an EIS will be made.

(1) Loans to individual farmers in rural areas for the purchase, development, and operation of family farms.

(2) Loans to individual families in rural areas for the purchase, construction, or improvement of single residences.

(3) Loans in multiple housing facilities of not more than 50 dwelling units.

(4) Loans in housing subdivisions of not more than 25 one- to four-family-dwelling units.

(5) Loans to family farmers and other rural residents to develop land, water, and other related resources for increased production of food and fiber crops, improved pastures, feed crops and water facilities for livestock, and improved habitats for fish and wildlife.

(6) Emergency loans to farmers in declared or designated areas as a result of a major or natural disaster.

§ 1901.304 Identifying actions that may significantly affect the environment.

(a) In assessing significant environmental impact of a proposed action, all aspects of environmental impact will be considered, including those listed in Exhibit A of this subpart. A Federal action significantly affecting the quality of the human environment must be viewed as to the overall, cumulative impact of the proposed action, related Federal actions in the area, and further actions contemplated. Significant impacts may include both beneficial and detrimental effects, even if on balance, the effect will be beneficial. Secondary effects such as associated investments and changed patterns of social and economic activities may, through their impact on existing community facilities and activities, be more significant than the primary action.

(b) An action which significantly affects the quality of the human environment may directly or indirectly affect human beings through effects on the natural environment. Significant environmental effects, however, may sometimes be difficult to define precisely and uniformly due to variation of social, economic, political and ecological conditions. Therefore, sound judgment must be used in determining when environmental statements are required.

(c) Controversy also is a factor to consider in determining if a proposed action is significant. For example, is the action likely to involve the public in an active controversy based upon environmental issues? Will the action have a significant effect on normal economic, social and political processes?

§ 1901.305 Environmental impact assessments.

(a) The FmHA official who receives a preapplication or application for a loan or grant that might have a significant impact on the environment will:

(1) Request the applicant to complete Form FmHA 449–10, "Applicant's Environmental Impact Evaluation."

(2) Complete Form FmHA 440–46, "Environmental Impact Assessment," based upon Form FmHA 449–10 and other information.

(3) Submit both forms and other related information, as a part or the preapplication or application to the State Director.

(b) Applicants may be requested to provide analyses and information for use in making environmental impact assessments and statements. However, in all cases, evaluation of the environmental issues, completion of an environmental assessment and, if needed, preparation of draft and final environmental impact statements will be the responsibility of agency officials.

(c) The State Director will determine the need for an EIS in connection with the loan or grant applied for based upon the material received and any additional information needed for a proper assessment. Appropriate officials of other Federal agencies from which funds also may be obtained should assist in making the assessment.

(d) If the State Director determines that an EIS is not needed, then the clearinghouse and Federal, State, and local agencies (having jurisdiction by law or special expertise or authority to develop and enforce environmental standards), and the applicant will be advised that the loan or grant requested will have no significant impact on the environment. A draft EIS will not be prepared unless additional information or subsequent action indicates the need for one. The State Office will keep a record of "determinations of no significant effect."

§ 1901.306 Coordination with other agencies.

(a) When other agencies are directly involved in an FmHA action that requires an EIS, the State Director will contact the agencies concerned to determine if a joint statement will be prepared and if a single lead agency will assume primary responsibility for preparing a statement. As necessary, the Office of the Coordinator of Environmental Quality Activities, USDA, will be consulted and, if appropriate, assistance will be obtained from CEQ. Factors relevant in determining an appropriate lead agency include the time sequence in which the agencies become involved, the magnitude of their involvement, and their expertise with respect to the proposed activity and related impacts.

(b) When a lead agency is ageed upon other than FmHA, FmHA will provide that agency with information about its respective areas of jurisdiction and expertise. The lead agency will discuss the development of statements with FmHA and other agencies and submit working drafts to them for comments and suggestions. Statements will indicate agency participation and concurrence. Such statements should contain an environmental assessment of the full range of Federal actions involved, reflect the views of all participating agencies, and be prepared before major or irreversible actions have been taken by any of the participating agencies.

§ 1901.307 Draft and final Environmental Impact Statements.

(a) *Explanation of EIS format.* A draft EIS is the first formal statement for filing with CEQ and for review and comment by other agencies and the public. It must fulfill and satisfy, to the fullest extent possible, the requirements established for a final EIS by section 102(2)(C) and other responsibilities set out in section 2 and Title I of NEPA. A final EIS reflects the results of the draft review process. It also is filed with CEQ.

(1) Exhibit B shows the format of the cover page for an EIS, Exhibit C is a guide for preparing a summary sheet that must accompany each EIS, and Exhibit D indicates the information needed in an EIS.

(2) No action that requires an EIS will be taken by FmHA before 90 days has elapsed after the date CEQ publishes the notice of public availability of such statements in the FEDERAL REGISTER or 30 days has elapsed after publishing the notice for final statement. These periods may run concurrently to the extent that they overlap.

(b) *Preparation of EIS by another agency.* If an EIS is needed for a project involving another Federal agency, the State Director will contact that agency to determine agency relationships and responsibilities in the preparation of the statement in accordance with § 1901.306. If the EIS will be prepared by a lead agency other than FmHA, the State Director will so notify the clearinghouse and the County Supervisor.

(c) *Preparation of EIS by FmHA.* If no other agency is involved or FmHA is the lead agency for the preparation of the EIS, the State Director will notify the clearinghouse that, based upon an environmental assessment of the loan or grant requested, a determination has been made that an EIS will be prepared by FmHA.

(1) The State Director will request the District Director and County Supervisor to provide information needed for the preparation of the statement.

(2) The County Supervisor will notify the applicant in writing that an EIS will be prepared, and that final action will not be taken on the application until

such statement has been prepared in accordance with this subpart.

(3) On receiving the needed information, the State Director will prepare and process the draft EIS. The State Director will send 25 copies to the National Office, 2 copies to the clearinghouse, and a copy to regional, State, or other field offices of the Environmental Protection Agency (EPA) as well as to other appropriate Federal agencies and interested organizations and individuals. Comments on the draft will be requested within 45 days.

(4) The State Director will prepare and process the final EIS taking into consideration comments received on the final statement and any other pertinent information. Any comments received on the final statement that warrant further consideration before loan or grant closing should be referred to the Administrator for instructions on actions to be taken.

(5) The State Director will send 5 copies of draft and final impact statements to CEQ. Two copies of the summary sheet will be sent to the Office of Management and Finance (OMF) of USDA for referal to OMB.

(6) If the proposed action to be financed with loan or grant funds is highly controversial and there is strong indication that a public hearing might be appropriate for providing the public with relevant information, the State Director will consider:

(i) The magnitude of the proposal in terms of economic costs, the geographic area, and uniqueness or size of commitment of resources;

(ii) The degree of interest in the proposal, as evidenced by requests from the public and from Federal, State, and local authorities that a hearing be held;

(iii) The complexity of the issue and the likelihood that information will be presented at the hearing that will be of assistance to the agency in fulfilling its responsibilities under the Act; and

(iv) The extent to which public involvement already has been achieved through other means, such as earlier public hearings, meetings with citizen representatives, and written comments on the proposed action.

(7) If a determination is made that a public hearing is appropriate, then the applicant will be advised that an EIS is required and that a public hearing is requested regarding the environmental aspects of the proposed action. A draft EIS will be prepared and made available to the public at least 15 days before such hearings.

(8) Necessary attention will be given to appropriate consultation and coordination in accordance with the requirements of the Fish and Wildlife Coordination Act or the Wildlife requirement of the Watershed Protection and Flood Prevention Act, National Historic Preservation Act and section 4(f) of the Department of Transportation Act 49 U.S.C. 1653(f). To the extent possible statements or findings required by these statutes concerning environmental impact should be combined with the EIS requirements of section 102(2)(C) of NEPA to yield a single document which meets all applicable requirements.

§ 1901.308 State and local agency review of Environmental Impact Statements.

(a) The system of clearinghouses described in OMB Circular A-95 provides for obtaining the views of State and local environmental agencies on proposed FmHA projects to which the Circular applies. Under Part I of A-95, review of the proposed project in the case of Federally assisted projects generally takes place before preparing the impact statement. Therefore, comments obtained on the environmental effects of the proposed project represent inputs to the EIS.

(b) Comments made on environmental effects of proposed Federal or Federally assisted projects by clearinghouses, or by State and local environmental agencies through clearinghouses, in the course of the A-95 review, should be attached to the draft EIS when it is circulated for review.

(c) Copies of the draft statement should be sent to the agencies making such comments, so that they may comment again if they wish.

(d) The clearinghouses also may be used, by mutual agreement, for obtaining reviews of the draft EIS. However, FmHA may wish to deal directly with appropriate State or local agencies in the review of statements. In some cases, the Governor may have designated a specific agency other than the clearinghouse for such reviews. In any case, the clearinghouses should be sent both draft and final copies of the statements.

(e) To aid clearinghouses in coordinating State and local comments, draft statements should include copies of State and local agency comments made earlier under the A-95 process and should indicate on the summary sheet those other agencies from which comments have been requested.

§ 1901.309 Emergency circumstances.

(a) If any emergency makes it necessary to take an action with significant environmental impact without observing the minimum periods for agency review and advance availability of EIS, the State Director will submit to the Administrator:

(1) Complete documentation of the emergency circumstances, and

(2) Recommendations for consulting with CEQ about alternative arrangements.

(b) When there are overriding considerations of expense to the Government or impaired program effectiveness, the Administrator will consult with CEQ about appropriate modifications of minimum periods for review of draft and final EIS.

EXHIBIT A—ASSESSING ENVIRONMENTAL IMPACT

In assessing the environmental impact of a proposed action, the following environmental aspects including social and economic effects as well as physical, will be considered:

A. *Air.* How and to what extent will the action affect the air quality? Will it contribute to a degradation of air quality? Will it cause changes in chemical and physical composition?

B. *Water.* How and to what extent will the action affect the availability, supply, use and quality of water?

1. Will the action cause marine pollution or affect commercial fishery and shellfish sanitation?

2. Will it affect waterway regulation and stream modification activities?

3. Will the action divert water from one basin to another and have a significant effect on the quality or quantity of water in either basin?

4. Will the action contribute to a significant depletion or degredation of ground or surface water?

C. *Fish and wildlife.* How and to what extent will the action affect biological and economic considerations related to effective management of fish and wildlife.

D. *Solid Waste.* How will the proposed action affect activities related to the creation, management, and disposal of solid waste materials? What type of solid waste will be generated as a result of the action?

E. *Noise.* Will the proposed action result in kinds of noises and noise levels that will be disturbing or a nuisance in the immediate and overlying areas?

F. *Radiation.* Will the proposed action create heat, noise, energy waves, electrical or radioactive effects, physical vibrations, or other thermal, electrical or microwave activity that will be disturbing or a nuisance or create interference in the immediate and outlying areas?

G. *Hazardous substances.* Will the proposed action create or generate any substances, materials, or activities that are dangerous because of toxicity, flammability, combustible or explosive tendancies or characteristics. Will it create or generate substances that might result in contamination of food, clothing, or other materials?

H. *Energy supply and natural resources development.* 1. Electric energy development, generation, transmission and use.

2. Petroleum development, extraction, refining, transport and use.

3. Natural gas development, production, transmission and use.

4. Coal and minerals development, mining, conversion, processing, transport and use.

5. Renewable resource development, production, management, harvest, transport and use.

6. Energy and natural resources conservation.

7. Allocation and utilization of energy.

I. *Land use and management.* 1. Land use changes, planning, and regulation of land development.

2. Public land management.

J. *Protection of environmentally critical areas.* Floodplains, wetlands, beaches and dunes, unstable soils, steep slopes, aquifer recharge areas.

K. *Land use in coastal areas.*

L. *Redevelopment and construction in builtup areas.*

M. *Density and congestion mitigation.*

N. *Neighborhood character and continuity.*

O. *Impacts on low-income populations.*

P. *Historic, architectural, and archeological preservation.* Will the action have a significant effect on areas of recognized archelogical value or properties listed on, or being considered for nomination to, the National Register of Historical Places?

Q. *Soil and plant conservation and hydrology.*

R. *Community recreation facilities—indoor—outdoor.* Will the action have a significant effect on public parks or other areas

of recognized scenic or recreational value?

S. *Settlement patterns.*

T. *Changes in utility requirements and delivery systems.*

U. *Changes in social service demands.*

V. *Population movements—immigration—emigration.*

W. *Commercial and industrial complexities.*

X. *Educational facilities and delivery systems.*

Y. *Health and medical facilities and delivery systems.*

Z. *Transportation and communication systems and networks.* Highways, roads, streets, railroads, airports, TV, radio, telephone, telegraph, microwave, signals.

EXHIBIT B—COVER PAGE FOR ENVIRONMENTAL IMPACT STATEMENTS

Each environmental impact statement will have a cover page with information similar to that shown in the box. (Headings in the left column are for guidance only and should not be listed.)

COVER PAGE

Report number	USDA-FmHA-EIS-ADM-ALA-75-1 [1]
Title of project	Beaver Creek Community, Ford, Alabama, Water and Sewer System.
Subtitle	(Draft) or (Final) Environmental Statement.
Name, title, address, and telephone number of FmHA official who prepared statement.	John A. Garrett, State Director, 474 South Court Street, Montgomery, Alabama 36104, FTS: 205-263-7302, Com: 205-265-5611 Ext. 302.
Applicant's name and address	Beaver Creek Community, Ford, Alabama 36104.
Date prepared	February 29, 1975.
Sponsoring agency (name and address).	Prepared by USDA—Farmers Home Administration, U.S. Department of Agriculture, Farmers Home Administration, 474 South Court Street, Montgomery, Alabama 36104.

[1] U.S. Department of Agriculture, Farmers Home Administration, Environmental Impact Statement (Administrative), State Fiscal Year 1975, sequential number 1 within the year. Draft (D) and final (F) statements for the same project should be designated as "D" or "F" and assigned identical report numbers even though the final statement may be prepared in a subsequent fiscal year.

EXHIBIT C—SUMMARY TO ACCOMPANY ENVIRONMENTAL IMPACT STATEMENTS

Each environmental impact statement will include a summary sheet with information in the following format:

SUMMARY SHEET

Environmental Impact Statement, prepared in Accordance With Section 102(2)(C) of P.L. 91-190. United States Department of Agriculture, Farmers Home Administration.

Prepared by name-title-address-telephone, title of Statement, (name of proposed action and applicant), draft statement ☐, final statement ☐, administrative action ☐, legislative action ☐.

Brief description of action and its purpose; location of activity; State and county, kind and amount of assistance requested from FmHa and other sources, if any; estimated total cost of activity; kind of facility or activity to be developed; estimated dates for starting and completing development. Indicate any other proposed Federal actions in the area that are related to and discussed in the statement, if any.

Summary of environmental impacts and adverse environmental effects.

Summary of major alternatives considered.

For draft statements list all Federal, State, and local agencies and other parties from which comments were requested.

For draft statements list all Federal, State, and local agencies and other parties from which comments were received.

This statement sent to CEQ on

_____
(Date)

Draft stateemnt sent to CEQ on

_____
(Date)

_____
(Enter only on final EIS)

EXHIBIT D—CONTENT OF ENVIRONMENTAL IMPACT STATEMENTS

Information should be presented in a form easily understood, giving attention to the substance of the information rather than to the particular form, length, or details of the statement. A systematic, interdisciplinary approach integrating the natural and social sciences and environmental design arts will be used. Information need not always occupy a distinct section of the statement if it is otherwise adequately covered in discussing the impact of the proposed action and its alternatives. Environmental impact statements will include the following headings in the order listed:

ENVIRONMENTAL IMPACT STATEMENT

United States Department of Agriculture, Farmers Home Administration, prepared by name-title-address-telephone, title of statement, (name of proposed action and applicant), draft statement ☐ final statement ☐ administrative action ☐ legislative action ☐.

Description. Describe the proposed action clearly including enough information and technical data to give readers a clear understanding of the nature of the proposed action. Highly technical and specialized analyses and data should, if needed, be attached to this statement. Where appropriate, describe the present environment, location, size, land ownership and status, physiograph, ecosystems, climate, and other special features. Where relevant, provide maps or other graphic material. Give the objectives and purposes of the proposal, along with other relevant background information.

The interrelationships of the proposed action with other projects and possible cumulative effects should be presented. Identify growth characteristics of the affected area and any population and growth assumptions used. Use OBERS Projections (compiled by the Bureau of Economic Analysis of the Department of Commerce and the Economic Research Service of the Department of Agriculture for the Water Resources Council) if available.

Describe the relationship of the proposal to land use plans, policies, and controls for the affected area. If conflicts exist, the proposed resolution of these conflicts or the reasons why they cannot be resolved must be thoroughly addressed.

Environmental impacts. Analyze and describe both the anticipated favorable and adverse impacts of the proposed action as it affects the environment. Where appropriate, assess international environmental impacts. Include the natural, social, and economic aspects of the environment in the assessment. Air, water, land use, wildlife, civil rights, minority groups, and persons with low incomes, for example, may be affected by a proposed action. (See Exhibit A for examples of other physical, social, and economic aspects of the environment to be considered in assessing environmental impact.)

Consider primary, secondary, and cumulative effects in the analysis. Measures to minimize the adverse environmental impacts of the proposal should be discussed. Include summaries of the probable adverse effects that cannot be avoided such as water or air pollution, undesirable land use patterns, damage to life systems, urban congestion, and health hazards. Interests and considerations of Federal policy that might offset the adverse environmental effects should be indicated.

Relationship between local short-term uses of the environment and the maintenance and enhancement of long-term productivity. Assess the action for cumulative and long-term effects from the perspective that each generation is trustee of the environment for succeeding generations.

Irreversible and irretrievable commitment of natural, cultural, and other resources. Identify the extent to which the action curtails the range of beneficial use of the environment.

Alternatives to the proposed action. Alternatives to accomplish an objective should be identified and effects evaluated as part of the planning process. Evaluation must be sufficient to determine benefits, costs, and risks. The "best" alternative is selected as the proposed action or several alternatives are presented, pending selection of the best alternative, and presented to others for review and criticism. The impacts and consequences of each alternative should be presented so that others may form an independent view of the worth of the proposed action and possible alternative courses of action. In reviewing the draft statement, additional viable alternatives may be identified. Alternatives may include those not within the existing authority of the agency. A "no action" alternative will generally have to be evaluated, along with other alternatives such as different designs, locations, or new approaches to accomplishing the objectives.

Available benefit/cost information for the proposed action and each alternative should be either appended to the EIS or made available to the public.

Consultation with appropriate Federal agencies and review by State and local agencies and public involvement. The draft EIS should describe consultation and involvement and a summary of the results of this action, including a list of those consulted.

Attach all substantive comments received on the draft EIS (or summaries of the draft where response has been exceptionally heavy) to the final EIS, whether or not each such comment is thought to merit individual discussion by the agency in the text of the EIS.

Cover sheet and summary sheet for environmental impact statements. Include for all EIS a cover page and a summary sheet as shown in Exhibits B and C of this subpart.

All comments should be submitted in writing to (name and address of the FmHA official who prepared the EIS) within (45 days for draft statements) and (30 days for final statements). Comments on the draft statement (will be) (were) considered in the development of the final statement.

No final action will be taken by the Farmers Home Administration before (90 days for draft statements) and (30 days for final statements) from the date CEQ pub-

lished the notice of public availability of this statement in the FEDERAL REGISTER.

Copies of this EIS are being made available to the Council on Environmental Quality, The Environmental Protection Agency, interested Federal and State agencies, and other organizations and parties known to have a direct interest in the action.

Copies of the statement are available from the agency official who prepared it or from the Administrator, Farmers Home Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

Date statement prepared.....

Copies of this EIS are being made available to the Council on Environmental Quality, The Environmental Protection Agency, interested Federal and State agencies, and other organizations and parties known to have a direct interest in the action.

Copies of the statement are available from the agency official who prepared it or from the Administrator, Farmers Home Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

Date statement prepared.....

Effective date. This document shall be effective on December 22, 1975.

Dated: December 15, 1975.

JOSEPH R. HANSON,
Acting Administrator,
Farmers Home Administration.

[FR Doc.75-34352 Filed 12-19-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education

[45 CFR Part 154]

EDUCATIONAL OPPORTUNITY CENTERS PROGRAM

Proposed Criteria for Funding for Fiscal Year 1976

Pursuant to the authority contained in Title IV, Part A, Subpart 4 of the Higher Education Act of 1965, as amended (20 U.S.C. 1070d–1070d–1), notice is hereby given that the Commissioner of Education, with the approval of the Secretary of Health, Education, and Welfare proposes to issue the regulations set forth below which contain funding criteria which he will utilize in evaluating applications to carry out Educational Opportunity Centers.

Educational Opportunity Centers serve areas with major concentrations of low-income persons by providing, in coordination with other applicable programs and services, information with respect to financial and academic assistance available for persons in such areas desiring to pursue a program of postsecondary education; assistance to such persons in applying for admission to institutions of higher education, including the preparation of applications for use by admissions and financial aid officers; and counseling and tutorial services and other necessary assistance to such persons while attending such institutions.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed criteria to the Division of Student Support and Special Programs, Bureau of Postsecondary Education, U.S. Office of Education, Seventh and D Streets SW., Room 4010, Washington, D.C. 20202. Comments received in response to this Notice will be available for public inspection at the above office Mondays through Fridays between 8:30 a.m. and 4:30 p.m. All relevant material must be received on or before January 21, 1975, unless January 21, 1975, is a Saturday, Sunday, or Federal holiday, in which case such material must be received by the next following business day.

(Catalog of Federal Domestic Assistance Program Number: 13.543 Educational Opportunity Centers)

Dated: October 10, 1975.

T. H. BELL,
U.S. Commissioner of Education.

Approved: November 21, 1975.

MARJORIE LYNCH,
Acting Secretary of Health, Education, and Welfare.

EDUCATIONAL OPPORTUNITY CENTERS

Section 154.6 of Part 154 of Title 45 of the Code of Federal Regulations is revised to read as follows:

§ 154.6 **Funding criteria.**

(a) *Continuation awards.* Priority will be given to a request for funds to continue the operation of a Center that (1) received funds in a prior fiscal year and (2) was approved for a multi-year work period that has not expired. (continuation award)

(b) *Conditions for approval.* Requests for continuation awards will be approved only if (1) the need continues to exist for the services provided by the Center;

(2) Satisfactory progress has been made in implementing the approved work plan and in achieving the Center's goals and objectives, as indicated by site visits, progress reports, and other relevant data;

(3) The Center continues to offer promise of success in providing information to residents of the target area on the variety of postsecondary options available, increasing the rate at which persons from the target area enroll in postsecondary educational institutions, and improving the rate at which enrolled students from the target area remain in and complete programs of postsecondary education;

(4) All required reports, including data collections reports and quarterly performance and fiscal reports, have been received and accepted by the Commissioner; and

(5) Funds are available to continue the Center.

(c) *New awards.* Except as provided in paragraphs (a) and (b) of this section, the Commissioner will select applicants to be funded under this part on the basis of the criteria set forth in § 100a.26(b) of this chapter, as well as the following additional criteria:

(1) The degree to which services are needed to enhance access to postsecondary education, as indicated by (i) the number of secondary and postsecondary students and other persons residing in the area; (ii) the number of low-income families in the target area; (iii) the historical rate of participation in postsecondary education by residents in the area; and (iv) the number of persons to be served by the Center;

(2) The extent to which the applicant has successfully operated a Center comparable or identical to those authorized under this part. If that Center was not funded under the Educational Opportunity Centers Program, the applicant shall provide a description of that Center, including the number of low-income persons served and the kinds of services offered, the number of persons enrolled in and graduated from postsecondary institutions as the result of services offered, and the percentage of increase in postsecondary enrollment and graduation by residents of the area served,

(3) The comprehensiveness of the applicant's plan for carrying out the activities under § 154.7 and the extent to which these activities will result in increased enrollment and retention in and graduation of low-income, educationally disadvantaged persons from postsecondary institutions;

(4) The qualifications of the proposed staff and the extent to which the staff has experience in dealing with low-income and physically handicapped persons;

(5) The extent to which representatives from the community, secondary schools, and postsecondary schools have participated in the formulation of the proposal and will participate in the operation of the Center;

(6) The extent to which all members of a consortia will make resources available and participate in the activities of the Center to reach the goals and objectives of the proposed work program;

(7) The extent of the Center's relationship to Talent Search, Upward Bound, and Special Services for Disadvantaged Students projects in the area and to such other similar programs and services, including those for the physically handicapped, in terms of (i) coordinating services to individuals who participate in more than one such program; (ii) providing services not otherwise available from Talent Search, Upward Bound, and Special Services projects and other similar programs; and (ii) avoiding duplication of services;

(8) The degree to which the Center will draw upon and coordinate the resources and staff efforts of institutions of higher education and postsecondary education in admitting low-income, educationally disadvantaged persons.

(9) The reasonableness of the allocation of resources among the Center's required activities; and

(10) The reasonableness of the cost for operating the Center.

(d) *Geographic consideration.* The Commissioner will award grants or contracts to insure that major concentra-

tions of low-income persons, in both urban and rural areas, will be represented among the areas served by Centers.

(20 U.S.C. 1970d–1)

[FR Doc.75–34434 Filed 12–19–75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Coast Guard

[33 CFR Part 117]

[CGD 75–231]

DUTCH KILLS, N.Y.

Proposed Drawbridge Operation Regulations

At the request of the City of New York, the Coast Guard is considering revising the regulations for the Hunterspoint Avenue drawbridge across Dutch Kills, Queens, New York, to require at least 6 hours notice at all times. The draw is presently required to open on signal. This change is being considered because of limited requests for draw openings.

Interested persons may participate in this proposed rulemaking by submitting written data, views, or arguments to the Commander (oan), Third Coast Guard District, Governors Island, New York, New York 10004. Each person submitting comments should include his name and address, identify the bridge, and give reasons for any recommended change in the proposal. Copies of all written communications received will be available for examination by interested persons at the office of the Commander, Third Coast Guard District.

The Commander, Third Coast Guard District, will forward any comments received before February 5, 1976, with his recommendations to the Chief, Office of Marine Environment and Systems, who will evaluate all communications received and take final action on this proposal. The proposed regulations may be changed in the light of comments received.

In consideration of the foregoing, it is proposed that Part 117 of Title 33 of the Code of Federal Regulations, be amended by adding a new § 1117.162 immediately after § 117.161 to read as follows:

§ 117.162 Dutch Kills; City of New York highway bridge at Hunterspoint Avenue, Queens.

The draw shall open on signal if at least 6 hours notice is given.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; (33 U.S.C. 499, 49 U.S.C. 1655(g)(2)); 49 CFR 1.46(c)(5), 33 CFR 1.05–1(c)(4)).

Dated: December 12, 1975.

D. J. RILEY,
Captain, U.S. Coast Guard, Acting Chief, Office of Marine Environment and Systems.

[FR Doc.75–34436 Filed 12–19–75;8:45 am]

[46 CFR Parts 32, 92, 190]

[CGD 75–032]

STRUCTURAL FIRE PROTECTION

"B" Class Bulkheads

The Coast Guard is considering amending the requirements for "B" class bulkheads in Parts 32, 92, and 190 of Title 46 of the Code of Federal Regulations by deleting the provisions that the bulkheads be capable of preventing the passage of smoke when subjected to the standard fire test described in those requirements.

Interested persons are invited to participate in this proposed rulemaking by submitting written views, data, or arguments to the Executive Secretary, Marine Safety Council (G–CMC/81), U.S. Coast Guard, Washington, D.C. 20590. Each person submitting a comment should include his name and address, identify this notice (CGD 75–032) and the specific section of the proposal to which his comment applies, and give reasons for his comments. The proposal may be changed in light of the comments received.

All comments received before February 5, 1976, will be considered before final action is taken on the proposal. Copies of all written comments received will be available for examination by interested persons in Room 8117, Nassif Building, 400 Seventh Street, S.W., Washington, D.C.

No public hearing is planned but one may be held at a time and place to be set in a later notice in the FEDERAL REGISTER if requested in writing by an interested person raising a genuine issue and desiring to comment orally at a public hearing.

Parts 32, 92, and 190 of Title 46 presently require that a "B" class bulkhead used in construction of a tank vessel, cargo or miscellaneous vessel, or oceanographic vessel be capable of preventing the passage of flame and smoke for at least one half hour when subjected to the standard fire test described in those Parts. These requirements are not consistent with Regulation 35 of Chapter II of the International Convention for the Safety of Life at Sea (1960), with the approval requirements in Subpart 164.008 of Title 46, or with the "B" class bulkhead requirements for passenger vessels in Part 72 of Title 46. "B" class bulkheads are described in Regulation 35 and § 72.05–10(c)(2) of those capable of preventing the passage of flame when subjected to the standard fire test; these regulations do not contain additional provisions concerning a capability to prevent passage of smoke. Subpart 164.008 provides in part that a bulkhead panel used in class B–15 construction on merchant vessels is approved for use in vessel construction if the panel can prevent the passage of flame for at least one half hour when subjected to the standard fire test and if the bulkhead meets certain thermal insulation requirements.

When the "B" class bulkhead requirements were originally published in Parts 32, 92, and 190, inclusion of the reference to smoke was an error. Since their publication the Coast Guard has continued to approve "B" class bulkheads for use in merchant vessel construction using the procedures described in Subpart 164.008 and, therefore, without considering whether the bulkheads can prevent the passage of smoke. The Coast Guard has continued to use the approval procedures in Subpart 164.008 in order to implement Regulation 35, which is the international standard for "B" class bulkhead construction on vessels. Accordingly, this notice proposes to delete the passage of smoke requirements in Parts 32, 92, and 190.

These amendments are proposed under the authority of 46 U.S.C. 375, 391a, and 416; 49 U.S.C. 1655(b); and 49 CFR 1.4(b) and 1.46.

In consideration of the foregoing, the Coast Guard proposes to amend Parts 32, 92, and 190 of Chapter I of Title 46 of the Code of Federal Regulations as follows:

PART 32—SPECIAL EQUIPMENT, MACHINERY, AND HULL REQUIREMENTS

§ 32.57–5 [Amended]

1. In § 32.57–5(c), delete the words "and smoke" from the second sentence.

PART 92—CONSTRUCTION AND ARRANGEMENT

§ 92.07–5(c) [Amended]

2. In § 92.07–5(c), delete the words "and smoke" from the second sentence.

PART 190—CONSTRUCTION AND ARRANGEMENT

§ 190.07–5(c) [Amended]

3. In § 190.07–5(c), delete the words "and smoke" from the second sentence.

Dated: December 17, 1975.

W. M. BENKERT,
Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.

[FR Doc.75–34437 Filed 12–19–75;8:45 am]

[46 CFR Part 105]

[CGD 75–105]

VESSELS OF NOT MORE THAN 5000 GROSS TONS, USED IN PROCESSING AND ASSEMBLING OF FISHERY PRODUCTS HAVING ON BOARD INFLAMMABLE OR COMBUSTIBLE CARGOES IN BULK

Proposed Application

The Coast Guard is considering amending the regulations for commercial fishing vessels dispensing petroleum products, contained in 46 CFR Part 105, to include vessels of not more than 5000 gross tons, used in the processing and assembling of fishery products in the fisheries of the States of Oregon, Washington, and Alaska, if they have on board inflammable or combustible cargo in bulk.

Pub. L. 93–430 permanently exempted these vessels from the requirements of

46 U.S.C. 391a (Vessels carrying certain cargoes in bulk), but authorized the Secretary of the department in which the Coast Guard is operating to promulgate separate regulations concerning the extent to which and the conditions under which these vessels may be allowed to have on board inflammable or combustible cargoes in bulk.

Accordingly, the Coast Guard proposes to make the existing regulations in Part 105 applicable to these vessels. Part 105 was originally promulgated to regulate the transporting and handling of inflammable or combustible cargo in bulk on board cannery tenders, fishing tenders, and fishing vessels of not more than 500 gross tons used in the salmon or crab fisheries of the States of Oregon, Washington, and Alaska, when engaged exclusively in the fishing industry.

The regulations in Part 105 are appropriate for this new class of exempted vessels, since this new class is essentially similar to the class of exempted vessels already regulated under Part 105, with the exception of the increase in size from 500 to 5000 gross tons.

Interested persons or organizations may participate in this proposed rulemaking by submitting written data, views, or arguments to the Commandant (G-CMC/82), U.S. Coast Guard, Washington, D.C. 20590. Each person or organization submitting a comment should include their name and address, identify this notice (CGD 75-105), and give reasons for any recommendations made. Comments received before February 5, 1976, will be considered before final action is taken on this proposal. Copies of all written comments received will be available for examination in room 8117, Department of Transportation, Nassif Building, 400 Seventh Street, SW., Washington, D.C. This proposal may be changed in light of comments received.

No hearing is contemplated, but one may be held at a time and place set in a later notice in the FEDERAL REGISTER, if requested by a person or organization desiring to comment orally at a public hearing and raising a genuine issue.

In consideration of the foregoing, it is proposed to amend 46 CFR Part 105 as follows:

1. Section 105.01-1 is revised to read as follows:

§ 105.01-1 Purpose.

The purpose of the regulations in this part is to provide adequate safety in the transporting and handling of inflammable or combustible cargo in bulk on board certain commercial fishing vessels and tenders, as authorized by 46 U.S.C. 391a (Tanker Act; R.S. 4417a), as amended by section 4 of Pub. L. 90-397 (approved July 11, 1968, 82 Stat. 341) and section 6(3) of Pub. L. 93-430 (approved October 1, 1974, 88 Stat. 1183). The regulations in this part set forth minimum requirements for two categories of commercial fishing vessels and tenders which have on board inflammable or combustible cargo in bulk.

2. Section 105.01-5 is revised to read as follows:

§ 105.01-5 Intent of Pub. L. 90-397 (approved July 11, 1968, 82 Stat. 341) and Pub. L. 93-430 (approved October 1, 1974, 88 Stat. 1180).

(a) Pub. L. 90-397 allowed cannery tenders, fishing tenders, and fishing vessels of not more than 500 gross tons used in the salmon or crab fisheries of the States of Oregon, Washington, and Alaska when engaged exclusively in the fishing industry, to have on board inflammable or combustible cargo in bulk to the extent and upon conditions as might be required by regulations promulgated by the Secretary of the department in which the Coast Guard is operating.

(b) Pub. L. 93-430 allowed vessels of not more than 5000 gross tons used in the processing and assembling of fishery products in the fisheries of the States of Oregon, Washington, and Alaska to have on board inflammable or combustible cargo in bulk to the extent and upon conditions as might be required by regulations promulgated by the Secretary of the department in which the Coast Guard is operating.

3. Section 105.01-10 is amended by revising paragraph (a) to read as follows:

§ 105.01-10 Effective date of regulations.

(a) Amendments, revisions, or additions to the regulations in this part will become effective 90 days after the date of publication in the FEDERAL REGISTER, unless the Commandant directs otherwise.

* * * * *

§ 105.05-1 [Amended]

4. Section 105.05-1 is amended by:

a. In paragraph (a), inserting the words "and all vessels of not more than 5000 gross tons used in the processing and assembling of fishery products in the fisheries of the States of Oregon, Washington, and Alaska, the construction of which is contracted for on or after _____" (date of final rule publication) between the numerals "1969" and the word "which."

b. In paragraph (b), inserting the words "and all vessels of not more than 5000 gross tons used in the processing and assembling of fishery products in the fisheries of the States of Oregon, Washington, and Alaska, the construction of which is contracted for prior to _____" (date of final rule publication) between the numerals "1969" and the word "which."

5. Section 105.05-3 is amended by revising it to read as follows:

§ 105.05-3 New vessels and existing vessels for the purpose of application of regulations in this part.

(a) *New vessels.* In the application of the regulations in this part, the term "new vessels" means any commercial fishing vessel of not more than 500 gross tons used in the salmon or crab fisheries of Oregon, Washington, or Alaska, the construction of which is contracted for on or after December 1, 1969, and vessels of not more than 5000 gross tons used in the processing and assembling of fishery products in the fisheries of the States of Oregon, Washington, and Alaska, the construction of which is contracted for on or after "_____" (date of final rule publication).

(b) *Existing vessels.* In the application of the regulations in this part, the term "existing vessels" means any commercial fishing vessel of not more than 500 gross tons used in the salmon or crab fisheries of Oregon, Washington, or Alaska, the construction of which is contracted for prior to December 1, 1969, and vessels of not more than 5000 gross tons used in the processing and assembling of fishery products in the fisheries of the States of Oregon, Washington, and Alaska, the construction of which is contracted for prior to "_____" (date of final rule publication).

6. Section 105.05-5 is revised to read as follows:

§ 105.05-5 Types of vessels.

(a) The only types of commercial fishing vessels to which the provisions of this part apply are self-propelled manned vessels with one of the following:

(1) Permanently installed dispensing tanks or containers on open decks.

(2) Permanently installed dispensing tanks or containers located below deck or in closed compartments.

(3) Temporary dispensing tanks or containers installed on open decks.

7. Section 105.10-25 is amended by revising it to read as follows:

§ 105.10-25 Commercial fishing vessel.

(a) The term "commercial fishing vessel" includes fishing vessels, cannery tenders, fishing tender vessels, and vessels processing or assembling fishery products.

8. Section 105.90-1 is amended by: revising the section heading and revising the introductory portion of paragraph (b) to read as follows:

§ 105.90-1 Existing commercial fishing vessels dispensing petroleum products.

* * * * *

(b) Existing vessels must meet the following requirements:

(1) * * *

* * * * * *

(88 Stat. 1183 (46 U.S.C. 391a); 49 CFR 1.46(o)(4))

Dated: December 16, 1975.

W. M. BENKERT,
Rear Admiral, U.S. Coast Guard, Chief, Office of Merchant Marine Safety.

[FR Doc.75-34376 Filed 12-19-75;8:45 am]

Federal Aviation Administration

[14 CFR Part 39]

[Airworthiness Docket No. 74-SW-26]

BELL MODEL 206B HELICOPTERS

Proposed Airworthiness Directives

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Bell Model 206B helicopters, serial numbers 914 through 1414. Amendment 39-1954 (39 FR 32549), AD 74-19-03, required modification of all inboard ribs in the horizontal stabilizers of Bell Models 206A and 206B helicopters, serial numbers 1 through 913, in accordance with Bell Helicopter Company Service Bulletin No. 206-01-73-7, Revision A, to prevent possible failure of the inboard ribs. The agency has received reports of inboard ribs cracking on helicopters having serial numbers above 913. The Helicopter Association of America and Bell Helicopter Company suggested that horizontal stabilizers on Model 206B helicopters, serial numbers 914 through 1413, be modified to comply with Bell Helicopter Company Service Bulletin No. 206-01-73-7, Revision D, also. In the interest of safety, the agency proposes to issue an airworthiness directive, applicable to Model 206B helicopters, serial numbers 914 through 1413, requiring the modification of the inboard rib on the right and left stabilizers.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or comments as they may desire. Communications should identify the docket number and be submitted in triplicate to the Regional Counsel, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before January 23, 1976 will be considered by the Director before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Office of Regional Counsel for examination by interested persons.

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

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BELL. Applies to Bell Model 206B helicopters, serial numbers 914 through 1413, certificated in all categories.

Compliance required within 200 hours' time in service after the effective date of this AD, unless already accomplished.

To prevent possible failure of the inboard ribs on the horizontal stabilizers, P/N 206-020-119 and 206-020-123, replace any cracked inboard ribs and modify all inboard ribs by installing a doubler specified in and using the applicable procedures described in Items 3 through 24, Bell Helicopter Company Service Bulletin No. 206-01-73-7, Revision D, dated August 5, 1974, or later FAA approved revision.

Equivalent methods of compliance with this airworthiness directive may be approved by the Chief, Engineering and Manufacturing Branch, Flight Standards Division, Southwest Region, Federal Aviation Administration.

The manufacturer's specifications and procedures identified and described in this directive are incorporated herein and made a part hereof pursuant to 5 U.S.C. 552(a)(1). All persons affected by this directive who have not already received these documents from the manufacturer may obtain copies upon request to the Service Manager, Bell Helicopter Company, P.O. Box 482, Fort Worth, Texas 76101. These documents may also be examined at the Office of the Regional Counsel, Southwest Region, FAA, 4400 Blue Mound Road, Fort Worth, Texas, and at FAA Headquarters, 800 Independent Avenue, S.W., Washington, D.C. A historical file on this AD which includes the incorporated material in full is maintained by the FAA at its headquarters in Washington, D.C., and at the Southwest Regional Office in Fort Worth, Texas.

Issued in Fort Worth, Texas, on December 10, 1975.

A. H. THURBURN,
Acting Director,
Southwest Region.

NOTE: The incorporation by reference provisions in this document was approved by the Director of the FEDERAL REGISTER on June 19, 1967.

[FR Doc.75-34333 Filed 12-19-75;8:45 am]

[14 CFR Part 39]

[Docket No. 75-NW-22-AD]

BOEING 707-300/400/300B/300C SERIES AIRPLANES

Proposed Airworthiness Directives

Amendment 39-1897, AD 74-15-03, requires a one time inspection of the wing skin at the four critical fasteners under the external rib chord at WBL 59.24 on Boeing Model 707-300/400/300B/300C series airplanes. After issuing Amendment 39-1897 the agency has determined from fatigue studies that repetitive inspections are necessary. Therefore, the agency is considering amending Amendment 39-1897 to require eddy current inspections of the wing skin at the four critical fasteners, 4,000 flights after the initial inspection and/or oversizing, and each 2,000 flights thereafter.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Department of Transportation, Federal Aviation Administration, Northwest Region, Office of Regional Counsel, Attention: Airworthiness Rules Docket, 9010 East Marginal Way South, Seattle, Washington 98108. All communications received on or before February 1, 1976, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

In consideration of the foregoing, it is proposed to amend § 39.13 of the Federal Aviation Regulations, Amendment 39-1897, AD 74-15-03, as follows:

1. Add the following to the end of the paragraph preceding paragraph (1): "Repetitive inspections are noted in paragraph (3) and terminating action is noted in paragraph (4)."

2. Delete the last sentence of paragraph (1)(a).

3. Add paragraphs (3) and (4) as follows:

(3) Repetitive inspections are to be accomplished at the times specified in (a) or (b) below, in accordance with the eddy current inspection procedures of Boeing Service Bulletin No. 3168, or in a manner approved by the Chief, Engineering and Manufacturing Branch, FAA Northwest Region. Wing skins found cracked are to be repaired prior to further flight in accordance with Boeing Service Bulletin No. 3168 or in a manner approved by the Chief, Engineering and Manufacturing Branch, FAA Northwest Region. Thereafter reinspect at intervals not to exceed those specified in (a) below.

(a) For airplanes which have been modified in accordance with Boeing Service Bulletin No. 2626, following the inspection required by paragraph (1)(a), reinspect at intervals not to exceed 2,000 flights.

(b) For airplanes which have not been modified in accordance with Boeing Service Bulletin No. 2626, inspect within 4,000 flights after accomplishment of the eddy current inspections required by paragraph (1)(a) and at intervals thereafter not to exceed 2,000 flights.

(4) Replacement of the upper wing skin in accordance with Boeing Service Bulletin No. 2607, or in a manner approved by the Chief, Engineering and Manufacturing Branch, FAA Northwest Region constitutes terminating action for this AD.

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

Issued in Seattle, Washington December 12, 1975.

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

[FR Doc.75-34331 Filed 12-19-75;8:45 am]

[14 CFR Part 39]

[Airworthiness Docket No. 75-SW-79]

MODELS 206A, 206B, 206A-1 AND 206B-1 HELICOPTERS

Proposed Airworthiness Directives

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to certain Bell Models 206A, 206B, and all

Models 206A–1 and 206B–1 helicopters. There have been two cases of alleged cracks occurring in certain main rotor hub yokes installed on Models 206A and 206B helicopters.

Since this condition is likely to exist or develop in other main rotor hub yokes installed on certain Bell Models 206A and 206B helicopters and on all Models 206A–1 and 206B–1 helicopters, the proposed airworthiness directive would require a one-time inspection and possible rework of the main rotor hub yoke.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or comments as they may desire. Communicatons should identify the docket number and be submitted in triplicate to the Regional Counsel, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101. All communications received on or before January 23, 1976, will be considered by the Director before taking action upon the proposed rule. The proposals contained in this notice may be chnaged in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Office of the Regional Counsel for examination by interested persons.

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

In consideration of the foregoing, it is proposed to amend Section 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BELL. Applies to Bell Models 206A, 206B, 206A–1, and 206B–1 helicopters certificated in all categories, except those having installed main rotor hub yokes delivered as replacement spar parts from Bell Helicopter Company after August 11, 1974, and Models 206A and 206B bearing serial numbers 1174, 1192, 1252, 1355, 1381, 1382, 1390, 1398, 1399, 1400, 1408 through 1411, 1444, 1464, 1466, and subsequent.

Compliance required within 200 hours' time in service after the effective date of this AD unless already accomplished.

To detect and prevent possible cracks in the main rotor hub yokes, accomplish the following:

(a) Remove the main rotor hub assembly from the helicopter and remove the pillow blocks and trunnion from the hub assembly in accordance with the pertinent model maintenance manual.

(b) Inspect the yoke for cracks in each trunnion bore and in each tooling hole in the yoke web section using a 10-power or higher magnifying glass or using an equivalent inspection method.

(c) If a crack is found, remove and replace the discrepant yoke before further flight.

(d) Inspect each yoke trunnion bore edge for nicks, scratches, or tool marks using a 10-power or higher magnifying glass or using an equivalent inspection method.

(e) If nicks, scratches, or tool marks are found on these edges, they must be removed, before further flight, as prescribed in Bell Helicopter Company Service Bulletin No. 206–04–1–741, Revision A, dated August 22, 1974, or later approved revision or in accordance with an equivalent FAA approved procedure.

(f) Assemble and install the main rotor hub on the helicopter in accordance with the pertinent model maintenance manual.

Issued in Fort Worth, Texas, on December 10, 1975.

A. H. THURBURN,
Acting Director,
Southwest Region.

[FR Doc.75–34332 Filed 12–19–75;8:45 am]

[14 CFR Part 71]

[Airspace Docket No. 75–GL–69]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations so as to designate a transition area at Kewanee, Illinois.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Director, Great Lakes Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018. All communications received on or before January 21, 1976 will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Administration, 2300 East Devon, Des Plaines, Illinois 60018.

An instrument approach procedure has been developed for the Kewanee Municipal Airport, Kewanee, Illinois. Controlled airspace is required to protect this procedure.

In consideration of the foregoing, the Federal Aviation Administration proposes to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

In § 71.181 (40 FR 441), the following transition area is added:

KEWANEE, ILLINOIS

That airspace extending upward from 700 feet above the surface within a five-mile radius of the Kewanee Airport (latitude 41°13'06" N., longitude 89°57'42" W.); and within three miles each side of the 218° bearing from the airport, extending from the five-mile radius area to eight miles southwest.

This amendement is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C 1348), and of Section 6(c) of the Department of Transportation Act [49 U.S.C. 1655(c)].

Issued in Des Plaines, Illinois, on December 8, 1975.

R. O. ZIEGLER,
Acting Director,
Great Lakes Region.

[FR Doc.75–34334 Filed 12–19–75;8:45 am]

National Highway Traffic Safety Administration

[49 CFR Part 571]

[Docket No. 75–16; Notice 05]

AIR BRAKE SYSTEMS; TRUCKS AND TRAILERS

Stopping Distance Requirements

This notice proposes amendment of Standard No. 121, *Air Brake Systems*, 49 CFR 571.121, to establish stopping distance requirements that are less stringent than existing requirements, and to revise dynamometer requirements to permit more flexibility in vehicle design. The existing interim retardation force requirements for trailers would be replaced by less stringent values. In addition, the recovery, actuation timing, and parking brake requirements for towing vehicles would be modified, and full applicability of the standard to some categories of specialized air-braked trucks would be delayed.

This proposed modification of the standard is responsive to information developed at a public meeting held in Washington, D.C., on October 29, 30, and 31, 1975, as well as other information collected by the NHTSA on field experience since the standard's implementation. Additionally, the notice responds to requests from Freightliner Corporation, PACCAR Corporation, White Motor Corporation, and the American Trucking Associations (ATA). This agency has responded separately to the issues raised at the public meeting concerning air-braked buses (40 FR 52856, November 13, 1975).

Standard No. 121 specifies minimum performance requirements for air-braked trucks, buses, and trailers. The standard was issued in February 1971 and went into effect for trailers on January 1, 1975, and for trucks and buses on March 1, 1975. Many aspects of air brake performance are regulated, including limitations on vehicle stopping distances (except for trailers) and the amount of wheel slip that occurs during braking (S 5.3). These two requirements are intended to improve the stopping ability and directional control of air-braked vehicles to reduce the number and severity of crashes in which they are involved. Manufacturers modified their brake systems in two fundamental respects to meet these requirements: an increase in brake torque, particularly on the front axles of some trucks, and introduction of antilock systems that limit wheel slip as specified by the standard.

Thousands of trucks, buses, and trailers have been manufactured to comply with Standard No. 121 since its effective dates, and have been certified by their manufacturers as complying with the standard. Many of these vehicles are in service and reports on their peformance have been made to the NHTSA. The agency has undertaken testing of 121-equipped vehicles at its Safety Research laboratory to evaluate performance of vehicles manufactured to comply with the standard. The agency has also contracted for a large-scale statistical evaluation of in-use vehicles to measure the effect of the standard on accident rates and severity, as well as factors such as maintenance, reliability, and operating costs. To evaluate the first-hand experience with 121 implementation, the NHTSA held discussions during September 1975 with all manufacturers of antilock systems, several large manufacturers of air-braked vehicles, and the major manufacturer of air-braked axles for buses, heavy trucks, and specialized air-braked vehicles. As noted, a public meeting to hear views of interested persons on the standard was held in October 1975.

The public meeting was held, in large measure, because of strong expressions of dissatisfaction by numerous representatives of the air-braked vehicle industry with the performance of vehicles that meet the standard. The American Trucking Associations, Consolidated Freightways Corporation (and its truck-building subsidiary), and PACCAR Corporation have most sharply disagreed with the continued implementation of the standard in its present form. Their major objections appear to be that the new systems are overly expensive (both in purchase and maintenance costs) for the safety benefit achieved, and that malfunctions in the antilock systems can increase the chance of loss of vehicle control under panic stop conditions. Manufacturers and users of trucks, buses, and trailers, as well as component suppliers, a test equipment manufacturer, and the California Department of Highway Patrol (CHP) addressed the public meeting.

Although some of the truck operators that addressed the meeting had little or no 121 equipment in their own fleets from which to gain first-hand experience, most commenters felt that improvements already underway would lead to reductions in the cost of acquiring and servicing the new brake systems. Kelsey-Hayes Corporation stated that the price of its antilock componentry would be reduced substantially in the future. General Motors agreed that some cost reduction might result from increased familiarity with the new braking systems. Other antilock manufacturers expressed confidence that "start-up" problems were under control and that improved procedures would make their systems less expensive to maintain in the future. These views were expressed in early September meetings with antilock and vehicle manufacturers, as well as at the public meeting. The NHTSA concludes that additional time is needed for equipment "debugging," personnel training, and the development of competitive market pressures before equilibrium costs of the standard may be firmly established and, therefore that a broad-scale modification of the standard for cost reasons at this time would be inappropriate.

Manufacturer and user concern over the safety aspects of trucks manufactured to comply with Standard No. 121 centers on the presence of strong brakes and antilock systems on the front axle. Until the advent of Standard No. 121, trucks manufactured for use in the United States were often equipped with weak front axle brakes, or no front axle brakes at all. This arrangement was intended to preserve steering control in a panic stop by precluding the possibility of wheel lockup. European braking practices differ completely, providing strong front axle brakes to ensure front wheel lockup before other axles to preserve stability of the vehicle as a whole.

The present stopping distance requirement of 277 feet from 60 mph for the loaded vehicle on dry pavement, among other safety improvements is intended to result in more effective front axle brakes. Under equivalent conditions, average passenger car performance is 200 feet, and the truck stopping distances are calculated to ensure better compatibility with passenger cars on the highway. The standard also requires "no lockup" performance, in order to preserve both steering control and stability during a panic stop with the more effective brakes. Some manufacturers and users object to this combination of requirements, fearing steering axle lockup of the stronger brakes in the event of malfunction of an antilock system installed by the manufacturer.

The NHTSA has evaluated numerous performance data developed in the opening months of Standard No. 121 implementation. The largest sources of data are the public meeting on the standard and individual reports of vehicle manufacturers and users. The durability of early production antilock systems has been reduced somewhat by mass-production start-up problems and by certain design deficiencies in protection of electrical circuitry from the effects of moisture and vibration. Instances of these problems were raised by numerous speakers at the October meeting. Additionally, an electromagnetic interference problem has been identified and corrected in an antilock design that was developed and produced prior to the advent of Standard No. 121. Finally, a design deficiency in the Rockwell International antilock system for bus applications has developed that can cause the antilock system to momentarily release the brakes at low speeds when they should remain applied. All of the design or start-up deficiencies with safety consequences have been reported to the NHTSA as safety-related defects and are subject to recall campaigns. In the case of buses, the NHTSA has proposed a suspension of the performance requirements that result in antilock installation while the manufacturers of transit and intercity buses develop improved designs.

Analysis of the reports made to this agency on truck and trailer installation of antilock systems indicates that the durability problems stem from design deficiencies of certain systems that are being isolated and changed with introduction of the systems into service. This improvement bears out the December 1973 prediction of Wagner Electric Corporation, a major supplier of air brake equipment including antilock systems, that "continued development will eventually improve their [antilock systems] overall performance—but most of these changes for refinement in electronics, improved pneumatic/electronic response, durability, sensor standardization, and design standards require the normal evolution of field experience under real life conditions, using mass produced parts for a genuine field history".

It is noteworthy that no safety related defect attributable to antilock system design or production has been reported to the NHTSA since early July, after the standard was implemented for all air-braked vehicles on March 1, 1975. At the public meeting, it was the conclusion of General Motors, a manufacturer of both antilock systems and air-braked vehicles, that "it is in the best interest of all parties to continue their efforts to make FMVSS 121, Air Brake Systems, a viable standard." A representative of United Parcel Service (UPS), a large user of air-braked vehicles, stated that its judicious selection of antilock componentry for UPS trailers had resulted in good performance of the systems. Early September meetings with Ford, International Harvester, Mack, Fruehauf, and General Motors confirmed that these manufacturers do not consider improved antilock durability to be technologically unfeasible. There are, of course, manufacturers that believe the antilock systems are too complex to be installed and maintained in air-braked vehicles (e.g., Freightliner, Wesco Truck and Trailer Sales). Based on its evaluation of all of these reports, the NHTSA concludes that antilock systems are sufficiently reliable and will become more so, justifying their continued installation on air-braked vehicles in satisfaction of the standard's requirements for directional stability.

The standard's requirement that fully-loaded vehicles stop from 60 mph within 277 feet on a dry surface is not an unreasonable demand. For example, a 121-equipped International Harvester three-axle Transtar in combination with a control trailer has demonstrated that it is capable of meeting all stopping requirements of the standard easily without adverse handling consequences.

Some other vehicles produced to comply with the standard, however, exhibit unsatisfactory handling characteristics during braking. A major reason for these problems appears to be that manufacturers have oversized some front brakes in order to achieve 100-percent compliance that exists in any braking system number of brake packages requiring certification testing. The brake imbalance that exists in any braking system (due to production variations in lining

material, clearances, etc.) is of course magnified as the brakes become more effective. Design considerations in the steering axle geometry (such as scrub radius) can magnify the effects of imbalance.

With a view to the economic problems being experienced by heavy truck manufacturers, the NHTSA has decided that it may be desirable to reduce the performance levels of the standard somewhat to permit the "depowering" of the steering axle brakes sufficiently to improve handling characteristics, while these design problems are being resolved by the manufacturers.

This course of action meets the objections of the ATA, Consolidated Freightways, Wagner, and others, that the effective front brakes could conceivably be a safety hazard if the antilock on the front axle fails. With reduced performance levels, the front axle retardation force can be reduced substantially. In fact, the NHTSA calculates that braking forces will be reduced sufficiently to obviate the need for antilock systems on the front axle of many vehicles to meet the standard's stopping distance requirements. This calculation takes into account that, in stopping distance testing, the driver may modulate the braking effort as necessary to stop the vehicle within the prescribed distance without uncontrolled lockup of wheels. At the same time, this course of action maintains the goals of Standard No. 121 for meaningful minimum performance levels for directional stability and stopping distance on air-braked vehicles.

A further advantage of the proposed course of action would be to minimize the concerns of operators for the compatibility of 121 equipment with pre-121 equipment. At the public meeting, operators of 121-equipped trailers with non-121 tractors reported that the new trailers were doing more than their share of braking, and that this inbalance of beaking effort caused high wear and brake temperatures that decrease lining life and increase the hazards associated with overheated brakes. The NHTSA proposes, along with reduced performance levels for trucks, that trailers meet comparable retardation force levels under S5.4.1. The decreased performance levels essentially will permit all 121 equipment to be more compatible with the non-121 equipment with which it must be operated for the next few years. In this way, trailers produced today can utilize lower friction linings for compatibility with the majority of today's non-121 tractors, and higher friction linings in the future as more 121-equipped trucks are introduced.

Other requirements of the standard affect the levels of brake performance supplied on the front axle and the overall compatibility of 121 vehicles with non-121 vehicles. The NHTSA has recently granted requests of Freightliner Corporation and PACCAR Corporation to increase flexibility of design in meeting the dynamometer requirements of the standard. Mack Trucks, Inc., also noted in its November 7, 1975, comments for the public meeting record, that dynamometer performance levels should be carefully tailored in conjunction with any stopping distance changes to assure that the manufacturers can take full advantage of reduced performance levels. Freightliner, PACCAR, and White Truck also requested revision of the parking brake grade-holding requirement (S5.6.1) that was granted in part by the NHTSA. The NHTSA also granted an ATA petition to limit the minimum as well as maximum brake actuation time of towing vehicles, to improve compatibility between towed and towing vehicles.

With these considerations in mind, the NHTSA hereby proposes several modifications of Standard No. 121's requirements. It is proposed that the required stopping distance from 60 mph on a dry surface in the loaded condition be modified from 277 feet to 293 feet. In the case of the 20-mph stop on a wet surface, the maximum permissible distance would be modified from 54 feet to 60 feet as requested by Freightliner. The proposed loaded-vehicle dry-pavement stopping distances are also those requested by Freightliner, except that a 60-mph stopping distance is added because Freightliner only proposed stopping distance requirements up to 55 mph. These values closely approximate Wagner's request.

The dynamometer requirements would be modified to be consistent with the new stopping distance performance levels. In the case of trailers, the retardation force levels comparable to the 60-mph stopping distance of 293 feet would be modified from a 0.47 value to a 0.43 value. For all vehicles, the dynamometer brake power and recovery requirements would be modified by increasing the upper pressure limit. The "hot stop" dynamometer requirement (S5.4.2.2) would be deleted, since the 14 fpsps deceleration rate is not comparable to the new stopping distance requirements. In addition, dynamometer recovery requirements would be deleted for the front axle of truck-tractors.

The brake actuation timing requirements (S5.3.3) for towing vehicles would be modified by the addition of a 0.20-second limit on the minimum speed of brake actuation on towing vehicles. Taking into account manufacturer tolerances of 0.05 second in timing, this level is calculated to provide the 0.25-second limit requested by the ATA. This proposal would not become effective until 1 year following the issuance of an amendment to S5.3.3.

Although PACCAR and Freightliner petitioned for reduction of grade-holding levels in the parking brake requirements for all vehicles (S5.6.1), the NHTSA considers that the 20-percent grade is a reasonable performance level. In the case of most combination vehicles, each vehicle must hold in the fully-loaded condition, although in service, the vehicles share the braking effort necessary to hold the full load in all but the extremely rare case of a loaded trailer parked separately on a steep grade. To provide more realistic requirements for these vehicles, the NHTSA proposes modification of the static retardation force requirements of S5.6.1 to provide an equivalent grade-holding requirement of 17 percent of GVWR for truck-tractors and 23 percent for trailers (of the portion of GVWR supported by the trailer axles). These values average to an ability to hold the loaded combination vehicle on approximately a 20-percent grade. The change is calculated to reduce the cost of parking brakes on tandem axle vehicles by reducing the necessity for parking brakes on both axles of the tandem.

In the future, the NHTSA intends to reduce the disparity between heavy and light vehicle braking performance levels, but the new performance levels established on the basis of this proposal will not be modified without further notice and opportunity to comment by interested persons (This statement does not apply to other aspects of Standard No. 121, such as the recent proposal in response to the California Highway Patrol (40 FR 56920, December 5, 1975)). The results of NHTSA's statistical evaluation of the standard will be available as the basis for further change. A public meeting may also be desirable in advance of further changes.

The September 1, 1976, date for compliance with the requirements of the standard for some specialized vehicles is imminent. Because this proposal makes the level of performance uncertain, the NHTSA considers it unreasonable to maintain the present effectiveness dates for these vehicles. For this reason, the effective date for these vehicles and for full compliance of vehicles listed in S5.3.1.2 with a September 1, 1976, effective date is proposed to be delayed until September 1, 1977.

With regard to the category of specialized powered vehicles permanently excluded from the standard in a recent amendment (40 FR 38160, August 27, 1975), the Grove Manufacturing Company has suggested reevaluation of that action in one respect. Grove submitted data indicating that the mobile-crane type of vehicle can comply with the standard in every respect other than stopping distance requirements conducted at unloaded vehicle weight. The NHTSA, noting that these vehicles' loaded and unloaded weights are nearly the same, tentatively concludes that the loaded stopping requirements alone are a sufficient test of this vehicle type. Accordingly, it is proposed that these vehicles be excepted from the service brake stopping distance requirements at unloaded vehicle weight.

§ 571.121 [Amended]

In consideration of the foregoing, it is proposed that Standard No. 121, *Air Brake Systems*, be amended as follows:

1. In S3., *Application*, and in S5.3.1.2, the "March 1, 1976" and "September 1, 1976" date would be modified to read "September 1, 1977" wherever it appears.

2. Section S5.3.1.3 would be amended to read:

S5.3.1.3 A truck with an unloaded vehicle weight that is not less than 95 percent of GVWR need not meet the re-

quirements of S5.3.1 at unloaded vehicle weight plus 500 pounds.

3. Section S5.3.3 would be amended by the addition of a new sentence at the end of the text to read:

"On and after September 1, 1977, with initial service reservoir system air pressure of 100 psi, the air pressure in each brake chamber of a truck designed to tow an air-braked vehicle shall, when measured from the first movement of the service brake control, research 60 psi in a time that is not less than 0.20 seconds."

4. The first sentence of S5.4.1 would be amended by the deletion of that part of the sentence that begins ", except that * * *."

5. The service air line pressure of "90 psi" in S5.4.2.1 would be revised to "100 psi", and the service air line pressure of "75 psi" in S5.4.3 would be revised to "85 psi".

6. Section S5.4.2.2 would be amended by deletion of the last sentence of the text.

7. In the first sentence of S5.4.3, the phrase "the brakes" would be replaced with the phrase "the brakes of a vehicle other than a truck-tractor".

8. Section S5.6.1 would be amended to read:

S5.61.1 *Static retardation force.* With all other brakes rendered inoperative, during a static drawbar pull in a forward or rearward direction, the static retardation force produced by the application of the parking brakes shall be:

(a) In the case of a vehicle other than a truck-tractor or trailer, such that the quotient

$$\frac{\text{static retardation force}}{\text{GAWR}}$$

is less than 0.28 for an axle other than a steerable front axle;

(b) In the case of a truck-tractor, such that the quotient

$$\frac{\text{static retardation force}}{\text{GVWR}}$$

is not less than 0.17; and

(c) In the case of a trailer, such that the quotient

$$\frac{\text{static retardation force}}{\text{sum of non-steerable GAWR's}}$$

is not less than 0.23.

9. In the first sentence of S6.1.10.6, the phrase "service brake stopping distances specified in Table II" would be replaced by the phrase "the value 68, 90, 115, 143, 174, 208, or 245 (corresponding to a speed of 30, 40, 45, 50, 55, or 60 mph as appropriate for the truck-tractor tested)".

10. Table IIa would be deleted and Table II would be amended to read:

TABLE II.—*Stopping distance in feet*

Vehicle speed in miles per hour	Service brake			Emergency brake	
	Skid No. 75		Skid No. 30	Skid No. 75	
	At GVWR	Unloaded			
	(1)	(1a)	(2)	(3)	(4)
20	35	35	60	83	85
25	53	52	.....	123	131
30	75	73	.....	170	186
35	101	98	.....	225	250
40	131	127	.....	288	325
45	165	159	.....	358	409
50	203	183	.....	435	504
55	246	219	.....	520	608
60	293	258	.....	613	720

11. Table III would be amended by the deletion of Column 2, the redesignation of Column 3 as Column 2, and the replacement of the present values of Column 1 with the values 0.05, 0.12, 0.18, 0.25, 0.31, 0.38, and 0.43, corresponding to the brake chamber pressures of 20, 30, 40, 50, 60, 70, and 80.

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

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

Comment closing date: February 2, 1976.

Proposed effective date: Date of publication of final rule in the FEDERAL REGISTER.

(Secs. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407) delegation of authority at 49 CFR 1.50 and 49 CFR 501.8)

Issued on December 17, 1975.

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

[FR Doc.75-34366 Filed 12-17-75;2:31 pm]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Insurance Administration

[24 CFR Part 1917]

[Docket No. FI-814]

NATIONAL FLOOD INSURANCE PROGRAM

Proposed Flood Elevation Determinations for Town of Washington Park, North Carolina

The Federal Insurance Administrator, in accordance with section 110 of the Flood Disaster Protection Act of 1973 (Pub. 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 Pub. L. 90-448), 42 U.S.C. 4001-4128, and 24 CFR Part 1917 (§ 1917.4(a)), hereby gives notice of his proposed determinations of flood elevations for the Town of Washington Park, North Carolina.

Under these Acts, the Administrator, to whom the Secretary has delegated the 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 Town of Washington Park must adopt flood plain management measures that are consistent with the flood elevations determnied 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 Washington Park Municipal Building, 419 Fairview Street, Washington Park, North Carolina 27889.

Any person having knowledge, information, or wishing to make a comment on these determinations should immediately notify Mayor Thomas Richter. 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 on or before March 22, 1976, whichever is the later.

The proposed 100-year Flood Elevations are:

Source of flooding and location	Elevation in feet above mean sea level	Width from shoreline or bank of stream (facing downstream) to 100-yr flood boundary (feet)	
		Right	Left
Pamlico River:			
Pine St.		10	Street section south of north shoulder of Isabella Ave.
College Ave.		10	Street section southeast from point 400 ft southeast of Pine St.
Pine St.		10	Street section north from point 70 ft north of Isabella Ave.
River Rd.		10	Street section west from point 600 ft west of Hickory St.
College Ave.		10	Street section west from point 340 ft west of Pine St.
Hickory St.		10	Street section south from point 80 ft south of Small St.
Spruce St.		10	Street section south from point 170 ft south of Small St.

(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: December 3, 1975.

J. ROBERT HUNTER,
Acting Federal
Insurance Administrator.

[FR Doc.75-34442 Filed 12-19-75;8:45 am]

[24 CFR Part 1917]

[Docket No. FI-815]

NATIONAL FLOOD INSURANCE PROGRAM

Proposed Flood Elevation Determinations for City of Tallahassee, Florida

The Federal Insurance Administrator, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. 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 Pub. L. 90-448), 42 U.S.C. 4001-4128, and 24 CFR Part 1917 (§ 1917.4(a)), hereby gives notice of his proposed determinations of flood elevations for the City of Tallahassee, Florida.

Under these Acts, the Administrator, to whom the Secretary has delegated the 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 Tallahassee 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, Tallahassee, Florida, 32304.

Any person having knowledge, information, or wishing to make a comment on these determinations should immediately notify Mr. Daniel A. Kleman, City Manager, City Hall, Tallahassee, Florida, 32304. 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 on or before March 22, 1976, whichever is the later.

The proposed 100-year Flood Elevations are:

Source of flooding and location	Elevation in feet above mean sea level	Width from shoreline or bank of stream (facing downstream) to 100-yr flood boundary (feet)	
		Right	Left
West ditch:			
Roberts Ave.	50	750	200
Yulee St.	54	1,000	100
Pensacola St.	57	140	40
Middle ditch:			
Orange Ave.	45	490	290
Springhill Rd.	48	1,320	800
Kissimmee St.	55	80	840
Seaboard Coast Line RR.	62	120	2,450
Wahnish Way	75	290	90
Boulevard St.	80	320	230
Monroe St.	85	290	1,800
Seaboard Coast Line RR.	89	660	140
Appalache Parkway	98	30	90
Park Ave.	102	110	140
Tennessee St.	107	80	90
South ditch:			
Seaboard Coast Line RR.	45	690	560
Orange Ave.	50	200	240
Monroe St.	56	100	(1)
Brighton Rd.	63	1,150	(2)

[1] 130 ft plus a section 530 ft wide beginning 60 ft south of Orange Ave.
[2] 80 ft to junction with Orange Ave.

(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: December 1, 1975.

HOWARD B. CLARK,
Acting Federal
Insurance Administrator.

[FR Doc.75-34441 Filed 12-19-75;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 THE TREASURY

Customs Service

[T.D. 75-317; Customs Delegation Order No. 1 (Rev. 1) Amended]

ASSISTANT COMMISSIONER OF CUSTOMS

Performance of Functions

1. By virtue of the authority vested in me by Treasury Department Order No. 165, Revised (T.D. 53654, 19 FR 7241), as amended, Customs Delegation Order No. 1 (Revision 1) (T.D. 69-126, 34 FR 8208) is hereby amended as follows:

Paragraph A. (c)(2) is amended to read as follows:

A. Assistant Commissioner of Customs, Office of Regulations and Rulings:

* * * * *

(c) *Director, Carriers, Drawback and Bonds Division.* (1) * * *

(2) Decisions with respect to the designation of instruments of international traffic and to the legal aspects of control over such instruments.

2. This order shall take effect on December 22, 1975.

LEONARD LEHMAN,
Acting Commissioner of Customs.

[FR Doc.75-34472 Filed 12-19-75;8:45 am]

FLOAT GLASS FROM THE UNITED KINGDOM

Final Countervailing Duty Determination

On June 30, 1975, a "Notice of Preliminary Countervailing Duty Determination" was published in the FEDERAL REGISTER (40 FR 27499) with respect to float glass from the United Kingdom.

The notice stated that, on the basis of an investigation conducted pursuant to § 159.47(c), Customs Regulations (19 CFR 159.47(c)), a preliminary determination had been made that no bounty or grant is being paid or bestowed, directly or indirectly, within the meaning of section 303, Tariff Act of 1930, as amended (19 U.S.C. 1303), upon the manufacture, production, or exportation of float glass from the United Kingdom.

The notice further stated that, before a final determination would be made, consideration would be given to any relevant data, views or arguments submitted in writing within 30 days from the date of the notice of preliminary determination. The 30-day period was extended to September 3, 1975, by notice published in the FEDERAL REGISTER August 15, 1975 (40 FR 34423).

After consideration of all information received, a final determination is hereby made, that, for the reasons stated in the preliminary determination, no bounty or grant is being paid or bestowed, directly or indirectly, within the meaning of section 303, Tariff Act of 1930, as amended (19 U.S.C. 1303), upon the manufacture, production or exportation of float glass from the United Kingdom.

This notice is published pursuant to section 303(a), Tariff Act of 1930, as amended (19 U.S.C. 1303(a)).

VERNON D. ACREE,
Commissioner of Customs.

Approved: December 16, 1975.

DAVID R. MACDONALD,
Assistant Secretary of the Treasury.

[FR Doc.75-34345 Filed 12-19-75;8:45 am]

[T.D. 75-314]

WILLIAM J. TWIGGER, d/b/a R. L. SWEARER CO.

Suspension of Customhouse Broker's License No. 2386

DECEMBER 11, 1975.

Notice is hereby given that the Secretary of the Treasury, pursuant to section 641, Tariff Act of 1930, as amended, has suspended for a period of 2 years customhouse broker's license No. 2386 issued to William J. Twigger, d/b/a R. L. Swearer Company, on or about June 6, 1949, for Customs district No. 12, Pittsburgh (now included in the Customs district of Philadelphia, Pennsylvania). The Secretary's decision is effective as of the close of business on December 31, 1975.

This notice is published pursuant to § 111.74, Customs Regulations (19 CFR 111.74).

VERNON D. ACREE,
Commissioner of Customs.

[FR Doc.75-34473 Filed 12-19-75;8:45 am]

DEPARTMENT OF DEFENSE

Department of the Air Force

USAF SCIENTIFIC ADVISORY BOARD

Meeting

DECEMBER 12, 1975.

The USAF Scientific Advisory Board Science and Technology Advisory Group, Air Force Systems Command, will hold a meeting on January 15, 1976 from 8:30 a.m. to 4:00 p.m. and January 16, 1976 from 8:30 a.m. to 2:00 p.m. at Wright Patterson AFB, Ohio in Building 620, Area B, Room 2.8.

The Group will receive classified briefings and participate in classified discussions relating to the review of selected Air Force Wright Aeronautical Laboratories Programs.

The meetings concern matters listed in Section 552(b) of Title 5, United States Code, specifically subparagraph (1) thereof, and that accordingly the meetings will be closed to the public.

For further information contact the Scientific Advisory Board Secretariat at 202-697-8404.

JAMES L. ELMER,
Major, USAF Executive, Directorate of Administration.

[FR Doc.75-34361 Filed 12-19-75;8:45 am]

Department of the Army

US ARMY MEDICAL RESEARCH AND DEVELOPMENT ADVISORY PANEL

Amended Notice of Meeting[1]

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act, Pub. L. 92-463, notice is hereby given that the US Army Medical Research and Development Advisory Panel will meet from 0800 hours to 1630 hours on 8 January 1976 at Fort Detrick, Frederick, Maryland 21701.

The agenda consists of a briefing and tour of the US Army Medical Bioengineering Research and Development Laboratory, Building 568, Fort Detrick, from 0800 hours to 1130 hours, and a briefing and tour of the US Army Medical Research Institute of Infectious Diseases, Building 1425, Fort Detrick, from 1300 hours to 1630 hours.

The meeting is open to the public; however, space accommodations are limited. Persons wishing to attend should advise the Executive Secretary, in writing prior to the meeting, at the following address: U.S. Army Medical Research and Development Command, Forrestal Building, Room 8G091, Washington, D.C. 20314.

Dated: December 16, 1975.

By authority of the Secretary of the Army.

ROBERT G. FLOWERS, Jr.,
Lt. Colonel, U.S. Army, Chief, Plans Office, TAGO.

[FR Doc.75-34305 Filed 12-19-75;8:45 am]

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

CONTROLLED SUBSTANCES

Proposed Aggregate Production Quota for 1976—2,5-Dimethoxyamphetamine

Section 306 of the Controlled Substances Act (21 U.S.C. 826) requires that the Attorney General establish aggregate production quotas for all controlled substances listed in Schedules I and II. This responsibility has been delegated to the Administrator of the Drug

[1] Amends notice published at 40 FR 57224.

Enforcement Administration by § 0.100 of Title 28 of the Code of Federal Regulations and has been further delegated to the Acting Administrator by virtue of his designation as such by Order Number 607–75 of the Attorney General, dated May 30, 1975 and pursuant to the authority delegated to him by § 0.132(d) of Title 28 of the Code of Federal Regulations.

The quotas are to provide adequate supplies of each such substance for (1) the estimated medical, scientific, research, and industrial needs of the United States, (2) lawful export requirements, and (3) the establishment and maintenance of reserve stocks.

2,5-Dimethoxyamphetamine is a Schedule I controlled substance which has an industrial use in the photographic industry. No quota has been established to date for 1976 for this substance. In order to provide for industrial needs during 1976, the Acting Administrator of the Drug Enforcement Administration hereby proposes a quota for this substance for 1976, expressed as grams of anhydrous base.

Basic Class:	*Proposed 1976*
2,5-Dimehtoxyamphetamine	30,000,000

All interested persons are invited to submit their comments and objections in writing regarding this proposal. These comments or objections should state with particularity the issues concerning which the person desires to be heard. Comments and objections should be submitted in quintuplicate to the Administrator, Drug Enforcement Administration, United States Department of Justice, Washington, D.C. 20537, Attention: DEA Federal Register Representative, and must be received by January 26, 1976. If a person believes that one or more issues raised by him warrant a full adversary-type hearing, he should state and summarize the reasons for his belief.

In the event that comments or objections to this proposal raise one or more issues which the Acting Administrator finds, in his sole discretion, warrants a full adversary-hearing, the Acting Administrator shall order a public hearing in the FEDERAL REGISTER summarizing the issues to be heard and setting the time for the hearing (which shall not be less than 30 days after the date of publication).

Dated: December 15, 1975.

HENRY S. DOGIN,
Acting Administrator,
Drug Enforcement Administration.

[FR Doc.75-34511 Filed 12-19-75;8:45 am]

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

OPERATION OF THE NATIONAL WILDLIFE REFUGE SYSTEM (INT DES 75–57)

Extension of Review Period

The FEDERAL REGISTER of Monday, November 24, 1975, Volume 40, No. 227, carried notice of availability of subject draft environmental statement and requested comments within 45 days.

To allow sufficient time for thorough analysis of the document by the general public, interested groups and organizations and official reviewers, the review period is extended for an additional 30 days. Comments will be received until February 7, 1976.

LYNN A. GREENWALT,
Director.

DECEMBER 17, 1975.

[FR Doc.75-34522 Filed 12-19-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

GRAIN AND OTHER GRADED COMMODITY STANDARDS

Approval of a Visual Grading Aid System for Grain, Rice, Dry Peas, Dry Beans, Dry Lentils, and Other Graded Commodities

The Department of Agriculture hereby announces the approval of a visual grading aid system for use in the official grading of grain, rice, dry peas, dry beans, dry lentils, and other graded commodities.

This Notice is issued under authority of section 4 of the United States Grain Standards Act, as amended (82 Stat. 762, 7 U.S.C. 76), and section 203 of the Agricultural Marketing Act of 1946, as amended (60 Stat. 1087, 7 U.S.C. 1622).

The visual grading aid system consists of a portable table-top transparency viewer and photographic color transparencies. The viewer uses a precisely controlled light source of desired intensity and quality. The transparencies, depicting quality levels, are prepared under closely controlled conditions and are officially approved by the Grain Division, Agricultural Marketing Service, before being released for use. Up to five transparencies can be placed simultaneously in the viewer at the inspection table to aid the inspector in making the more difficult subjective grading decisions.

The new visual aid system has advantages over the present official grading aids which consist of natural specimens displayed in sealed plastic containers. The natural specimen grading aids deteriorate rapidly and are costly to produce. Color chips, which also are used as visual grading aids, will remain in effect and continue to be used in making grading decisions.

The color transparencies system was developed by nongovernment interests who will offer it for sale to interested parties.

The Department invites any person who has developed or may develop a system to help official inspection personnel grade grain more quickly or more accurately to submit the system for evaluation.

Requests for information concerning the new visual grading aid system, approved devices and procedures, criteria for approved devices, or requests for approval of devices should be directed to the Grain Division, Agricultural Marketing Service, U.S. Department of Agriculture, 1400 Independence Avenue, S.W., Washington, D.C. 20250.

Approval of the Visual Grading Aid System shall become effective December 22, 1975.

Done at Washington, D.C., on December 16, 1975.

DONALD E. WILKINSON,
Administrator.

[FR Doc.75-34505 Filed 12-19-75;8:45 am]

Forest Service

SANTA FE NATIONAL FOREST GRAZING LIVESTOCK ADVISORY BOARD

Meeting

A meeting of the Santa Fe National Forest Grazing Livestock Advisory Board will be held at 1:00 p.m. on January 21, 1976, at the First National Bank of Santa Fe, Cordova Office, 701 Caminos De Los Marquez, Santa Fe, New Mexico. Items on the agenda will include, wild horse management on the Santa Fe National Forest, prevention and control of unauthorized and trespass livestock, San Pedro Parks range management and El Pueblo grazing permits. The meeting is open to the public.

CHRISTOBAL B. ZAMORA,
Forest Supervisor.

[FR Doc.75-34348 Filed 12-19-75;8:45 am]

Office of the Secretary

SPECIAL GRANTS PROGRAM

Closing Date for Applications

Notice is hereby given that pursuant to the authority contained in section 2 of Pub. L. 89-106 (7 U.S.C. 450i) the Cooperative State Research Service (CSRS) will award competitive grants in the following areas:

	Dollars
1. Environmental Quality	625,000
2. Food and Nutrition	893,750
3. Beef and Pork Production	1,781,250
4. Soybeans	625,000
5. Pest Management	625,000
6. Transportation	625,000
7. Forage, Pasture, and Range	1,000,000
8. Genetic Vulnerability	625,000

The dollar amounts shown above include funds to be awarded to grants during the transition quarter between fiscal years 1976 and 1977. Using the same identification numbers as above, funds in each Subject-Matter category will be available as shown below.

	Fiscal year 1976	Transition quarter
Subject-matter category:		
1	$402,000	$183,000
2	715,000	178,750
3	1,425,000	356,250
4	500,000	125,000
5	500,000	125,000
6	500,000	125,000
7	800,000	200,000
8	500,000	125,000

Research proposals submitted in response to this notice will be evaluated by peer pannels in competition with proposals from other institutions, organizations, or individuals. Research proposals selected by the peer panels will be awarded funds from those available for Fiscal Year 1976 (ending June 30, 1976) or for the Transition Quarter (July 1 to September 30, 1976).

APPLICATION PROCEDURES

1. *Advance notice.* A. Institutions that intend to submit research proposals must notify Cooperative State Research Service of the Subject-Matter categories in which the proposals will compete for funds. Notification should be in the form of tentative proposal titles that are clearly referenced to the Subject-Matter categories shown above. To prevent duplication, advance notice from any institution should originate from one authorized individual.

B. No more than 5 proposal titles, with no more than 2 in any one Subject-Matter category, will be accepted from an institution. These will be regarded as your primary choices for later submission in the form of detailed proposals.

C. In addition, a secondary listing can be included that shows proposal titles which the institution could submit, if needed, in the form of detailed proposals.

D. Advance notice of titles must be received prior to February 1, 1976, and should be addressed to: Administrator, Cooperative State Research Service, U.S. Department of Agriculture, Washington, D.C. 20250.

E. Advance notice will be used by Cooperative State Research Service to compile primary titles by Subject-Matter categories. If Cooperative State Research Service determines an insufficient number of titles in any category, institutions will be solicited to submit proposals by category as determined from secondary titles.

2. *Research proposal submission.* A. Research proposals, corresponding to those in the primary listing of the advance notice and as solicited by Cooperative State Research Service, must be received prior to March 1, 1976.

B. Only those proposals that have been included in an advance notice as described above will be considered for funding. Others will be returned to the originating institution.

C. All proposals from one institution or organization must be signed by the same authorized individual. This signature will be regarded by Cooperative State Research Service as an indication of the institution's commitment to pursue the research activities described in the proposal if funded.

D. Proposals will be considered for funding only if they conform to the Subject-Matter guidelines as detailed in Appendix I. Statements of review criteria (Appendix III and IIIA) and the required proposal format (Appendix II) will assist scientists in the preparation of proposals.

E. Submit five (5) copies of each proposal to: Administrator, Cooperative State Research Service, U.S. Department of Agriculture, Washington, D.C. 20250.

F. After grants are awarded, all copies of proposals not funded will be returned to the originating organization.

3. *Regulations.* A. The regulations applicable to this grant program include Subpart 4-3.51 of the USDA Procurement Regulations (41 CFR 4-3.51), "Negotiated Research Agreements with Educational Institutions", and Title 4 of the USDA Administrative Regulations, "Agriculture Grant and Agreement Regulations".

B. Funded projects will be subject to the provisions for Protection of Human Subjects (Secretary's Memorandum No. 1755).

C. Maximum research project duration is five (5) years from the time of the award.

4. *Eligibility.* Grants may be made to State Agricultural Experiment Stations, colleges, universities, and other research institutions and organizations, and to federal and private organizations, and individuals for research to further the programs of the Department of Agriculture.

J. PAUL BOLDUC,
Acting Assistant Secretary for Administration.

APPENDIX I

GUIDELINES FOR SUBJECT MATTER CATEGORIES FOR FISCAL YEAR 1976 GRANTS UNDER PUBLIC LAW 89-106

The various specific areas of inquiry are not necessarily listed in order of priority

1.0 Environmental Quality ($492,000 will be available in FY 1976; $133,000 will be available in the Transition Quarter).

Not included in the total in FY 1976 is $75,000 that has already been committed for environmental quality research and $50,000 ($33,000 from FY 1976 and $17,000 in the Transition Quarter) for cooperation with the Fish and Wildlife Service in the Department of Interior.

A proposal should not exceed $90,000 in CSRS grant support. Approximately equal amounts will be allocated to the two specific areas listed below.

Specific Areas of Inquiry

1.1 Development of processes by which wastes from animal production units can be made into useful byproducts including, but not limited to, animal feed and methane.

1.2 Development of methods and practices to minimize pollution hazards from land applications of municipal sludge and effluent.

2.0 Food and Nutrition ($715,000 will be available in FY 1976; $178,750 will be available in the Transition Quarter)

Not included in the totals are $225,000 FY 1976 and $56,250 transition quarter that have been committed for support of research on food and agricultural policies, and taro.

A proposal should not exceed $150,000 in CSRS grant support.

Specific Areas of Inquiry

2.1 Human Nutrition

2.1.1 Determine appropriate criteria and methodology (such as quick or large-scale screening of population groups) for establishing human nutrient requirements.

2.1.2 Investigate factors affecting biological availability of nutrients (such as chemical form of nutrient, interrelationships to other nutrients, presence of inhibitors, analytical values vs. biological availability).

2.1.3 Determine appropriate and effective methods for altering food patterns to improve nutritional status.

2.2 Foods

2.2.1 Determine the effects of processing and fabrication of foods from traditional and non-traditional sources on nutrient quality, compatability, interrelationships of constituents and accceptability.

2.2.2 Develop acceptable processes, procedures, and technology, including fortification, which will result in improved nutritive value, better handling and storage characteristics and acceptability of foods.

2.2.3 Search for new techniques to reduce the costs of sanitation and preservation of foods and to lower expenditures of chemicals, water, energy, and raw materials during processing.

3.0 Beef and Pork Production ($1,425,000 will be available in FY 1976; $356,250 will be available in the Transition Quarter).

Not included in the totals are $75,000 in FY 1976 and $18,750 in the transition quarter for lone star tick research.

Specific Areas of Inquiry

3.1 Beef Production ($997,500 will be available in FY 1976; $249,375 will be available in the Transition Quarter).

A proposal should not exceed $150,000 in CSRS grant support.

3.1.1 Increase reproductive efficiency and capacity of beef animals by natural or induced methods. (Suggested areas of emphasis include: conception rates, increased embryo survival rates, increased multiple births, decreased age of puberty, decreased time between calving and breeding for next calving, decreased postnatal death, increased resistance to agents responsible for pre- and postnatal deaths).

3.1.2 Develop improved systems or subsystems for beef production utilizing maximum amounts of forage with the aim to decrease the dependence on feed grains and minimize costs of production of acceptable quality beef. (Processing procedures all the way to consumption are included. Forages include range, pasture, harvested forage, silage, and crop residues).

3.1.3 Determine the cause and develop methods of diagnosis, prevention, and control of the bovine respiratory disease complex.

3.2 Swine production ($427,500 will be available in FY 1976; $106,875 will be available in the Transition Quarter).

A proposal should not exceed $125,000 in CSRS grant support.

3.2.1 Develop means of increasing the efficiency of production of quality pork. (Including but not limited to reproduction, disease of young pigs, stress(es), and metabolic efficiency).

4.0 Soybean Research ($500,000 will be available in FY 1976; $125,000 will be available in the Transition Quarter).

A proposal should not exceed $90,000 in CSRS grant support.

Specific Areas of Inquiry

4.1 Production Management Systems. Research to systematize the integration of existing information into soybean production decisions by evaluating contributions from, and interactions between, input and output factors and yielding recommendations for production management.

4.2 Determination, Description and Modelling of Growth. Research should identify components and functions which account for growth, productivity and quality and seek methods to achieve control of growth processes.

4.3 Pest Management. Expand knowledge of soybean resistance or tolerance to diseases,

weeds and insects, including genetics of host and pests.

Research to develop information about the biology and life cycles of insects, nematodes, diseases and weeds.

Develop control mechanisms involving pesticides, biological control and other approaches.

4.4 Broadening Germ-Plasm Base. Research to increase the utilization or the creation of plant materials to exploit genetic diversity including screening and characterization of germ-plasm collections.

4.5 Plant Nutrition and Root Development. Research on soil factors, root and nodule development and related nitrogen fixation and photosynthetic activity.

5.0 PEST MANAGEMENT ($500,000 will be available in FY 1976; $125,000 will be available in the Transition Quarter)

A proposal should not exceed $100,000 in SCRS grant support.

Specific Areas of Inquiry

5.1 The refinement of multiple methods of pest suppression and the establishment of dynamic loss levels of pests including precedures for predicting the effect of the pest damage and suppression techniques on yield. (Includes all pests and multiple methods of pest suppression on plant and animal hosts as well as ecological, crop density and spatial heterogeneity factors).

5.2 Development and integration of computer simulation models of plant growth and pest population dynamics for predictive and forecasting purposes.

6.0 Transportation and related Marketing and storage Problems of Agricultural and Forestry Products ($500,000 will be available in FY 1976; $125,000 will be available in the Transition Quarter)

A proposal should not exceed $90,000 in CSRS grant support.

Specific Areas of Inquiry

6.1 Examine logistical problems associated with the seasonal nature of agricultural production, mobility and capacity of transportation equipment and changing demands of domestic and foreign markets.

6.2 Investigate methods for improving intermodal transportation systems to increase efficiency in transloading, handling, marketing and storage of agricultural and forestry products and to maintain product quality in domestic and export markets.

6.3 Determine ways to more effectively utilize transportation and related equipment and facilities and develop equipment and facilities better adapted to the specialized needs of agricultural and forestry industries.

6.4 Examine the adequacy and appropriateness of policies affecting available and needed transport services for agricultural and forestry products.

7.0 Forage, Pasture and Range ($800,000 will be available in FY 1976; $200,000 will be available in the Transition Quarter)

Not included in the totals are $200,000 FY 1976 and $50,000 transition quarter that have been committed for soil erosion in the Pacific Northwest.

*A proposal should not exceed $100,000 in CSRS grant support except in Area *7.3, where the limit will be $125,000*

Specific Areas of Inquiry

7.1 Increased Productivity

7.1.1 Devise practices that promote establishment, raise productivity, improve botanical composition in established stands or increase longevity.

7.1.2 Incorporate heritable characteristics that confer high yield on important forage species.

7.1.3 Develop strains of forage plants that reliably produce heavy crops of seed, and/or devise procedures that recover an increased share of the seed produced.

7.2 Breeding for Improved Quality

7.2.1 Incorporate heritable characteristics that confer high digestibility or palatability on important forage species.

7.2.2 Incorporate heritable characteristics that protect nutritive value from loss before feeding.

7.3 More Efficient Utilization

7.3.1 Develop systems of harvest (grazing and mechanical) that facilitate recovery of an optimum proportion of the forage produced.

7.3.2 Develop or devise unconventional on-farm procedures that facilitate or speed up the harvest, movement, processing, preservation or storage of the nutrients produced.

7.3.3 Develop for ruminants other than beef cattle, forage systems or subsystems that support specified levels of gain or maintenance with minimum expense for concentrate feeds, energy or other purchased supplies.

7.4 Basic Genetic Studies on Forage Plants

7.4.1 Develop more efficacious breeding and selection techniques for polyploid and/or cross-pollinated species.

7.4.2 Investigate the inheritance of traits with great economic value such as digestibility, palatability and longevity.

8.0 Genetic Vulnerability Strategies ($500,000 will be available in FY 1976; $125,000 will be available in the Transition Quarter).

A proposal should not exceed $100,000 in CSRS grant support and be directed to the improvement of cultivated plant species.

Specific Areas of Inquiry

8.1 Gene Management. Contribute to the development of more efficient management systems for diverse germ-plasm through investigation of population structures, chromosome and cytoplasm manipulation, wide crosses, genetics of physiological traits, and microbiological techniques.

8.2 Evaluations. Develop methodology for collaborative multiple screening techniques applicable to large groups of accessions.

8.3 Epidemiology. Clarify the relationship between the genetic makeup of the host and the course and rate of development of outbreaks of major economic pests.

APPENDIX II

FORMAT FOR RESEARCH PROPOSAL

1. Title Page

A. *Title:* A brief, clear, specific designation of the subject of the research. Do not include such terms as, "A Study of—" or "A Detailed Analysis of—." Names of geographical regions or political subdivisions should not be included unless they are important to the subject of the research.

B. *Principal Investigator(s):*

C. *Name of performing organization and address:*

D. *Category of research program in which proposal will compete for funds:* Include the number of the specific area of inquiry as given in the Guidelines.

E. *Date of Submission:*

F. *Approval Signatures of appropriate officials:* All proposals from a University, College or Institution must be signed by the same authorized official(s).

G. Submitted to:

Dr. R. L. Lovvorn, Administrator, Cooperative State Research Service, United States Department of Agriculture, Washington, D.C. 20250.

2. *Objectives:* A clear, complete, and logically-arranged statement of the specific aims of the research.

3. *Procedures:* A statement of the essential working plans and methods to be used in attaining each of the stated objectives. Procedures should correspond to the objectives and follow the same order. Procedures should include items such as: the sampling plan, experimental design, and analyses anticipated.

4. *Justification:* This should describe: (1) the importance of the problem to the state or region, being sure to include estimates of the magnitude of the problem; (2) the importance of starting the work now; and (3) reasons for the work being performed in your particular institution.

5. *Literature Review:* A summary of pertinent publications with emphasis on the relationship to the proposed research. Cite important and recent publications from other institutions as well as your own institution. Citations should be accurate and complete.

6. *Current Research:* Describe the relevancy of the proposed research to on-going research and as yet unpublished research at your own and at other institutions. This section may be convenient to combine with LITERATURE REVIEW.

7. *Facilities and Equipment:* The location of the work and the facilities and equipment needed and available should be clearly indicated. This section may be combined with Section 3, PROCEDURES, but the combination must clearly show needed and available facilities and equipment.

8. *Research Timetable:* Show all important research phases as a function of time.

9. *Personnel Support:* Identify clearly all personnel who will be involved in the research. For each scientist involved include: (1) An estimate of the time commitments necessary; (2) Statement of training and research experience; and (3) List of other research projects on which currently engaged.

10. *Financial Support:* Total of funds requested from CSRS for proposal must not exceed maximum in specific area. Show estimated annual costs by source of funds (grant and other sources) in conventional budget categories. Include indirect costs where appropriate.

11. *Institutional Units Involved:* List each unit of the institution contributing essential services or facilities. The responsibilities of each should be clearly shown. If there is an advisory, or coordinating committee for the project, list members by name, title, and affiliation.

12. *Impacts:* Estimate the magnitude of the scientific and/or socioeconomic benefits expected from the new knowledge or technology generated. Describe the users of the research results; how the results could be used; their potential impact on the problem defined in the project justification statement; the beneficiaries of the research results and the nature of the benefits received.

APPENDIX III

INSTRUCTIONS FOR PEER PANELS ON USE OF SCORING FORM

The following items are numbered to correspond to those on the scoring form:

A. *Relevancy of Proposal to Guidelines:* Conformance of each proposal to the guidelines will be evaluated first in CSRS and if *item (1)* is checked, the proposal will go routinely to peer review. Peers may not agree with CSRS and can so indicate on the scoring form. Where *Item (2)* is checked, CSRS will send the proposal for peer review to get additional insights. Where *Item (3)* is checked, the proposal will be returned to the origi-

nating institution as inappropriate for further consideration.

B. *Scientific Criteria:* These criteria will provide the primary rationale for making awards. For all items, positive scoring will range from 1 (poor) through 10 (outstanding). A score of "0" will be reserved for those cases in which the proposal does not cover the item. In such cases, the Peers will recommend (or not) for negotiation with the originating institution largely as a function of the quality of other items.

Item 4: Score from 1 to 10 points based on your assessment. (Refer in particular to Elements 2, 3 and 4 in Format.)

Item 5: Consider educational background and experience of the principal investigator, and the nature and composition of research team and support personnel. (Refer to element 9 in Format.)

Item 6: Distribute 10 points based on the adequacy of all facilities, equipment and program support. Reduce points to reflect excessive purchases of equipment with grant funds. (Refer to Elements 7 and 10 in Format.)

Item 7: Score from 1 to 10 points based on justification of grant support requested. (Refer in particular to Element 10 in Format.)

Item 8: Assess the probability that the research can be completed and written for publication during the period of the grant. Consider the amount of time and attention that investigators, research team, and support personnel will devote to project. (Refer in particular to Elements 8 and 9 in Format.)

Item 9: Distribute points in increasing amount based on investigator's knowledge of relevant literature and on-going research. (Refer to Elements 5 and 6 in Format.)

C. *Impacts Criteria: Items 10 and 11:* Score from 1 to 10 points in each item based on your assessment of the magnitude of the scientific and/or socioeconomic benefits expected from the new knowledge and technology generated from the research project. (Refer in particular to Element 12 in the Format.)

APPENDIX IIIA

PEER PANEL SCORING FORM

State and identification number: .....
Project title: .....

A. Relevance of Proposal to Guidelines (check one item)
(1) ☐ Within Guidelines (forward for Peer Evaluation)
(2) ☐ Some minor deviation(s) from Guidelines (forward for Peer Evaluation with notation)
(3) ☐ Does not conform to guidelines (return proposal to originating institution)

B. Scientific Criteria

	Score [1] 1–10 (low to high)	Comments
(4) Overall scientific and technological quality of proposal		
(5) Research competence of the principal investigator(s), research team and support personnel.		
(6) Adequacy of facilities, equipment, and related program support.		
(7) Justification of support requested in relation to objectives and procedures.		
(8) Feasibility of attaining objectives during life of proposed research.		
(9) Awareness of published literature & current research related to proposed research.		
Subtotal		
C. Impacts Criteria		
(10) Relevance and importance of proposed research to solution of specific areas of inquiry (identified in guidelines).		
(11) Estimate of expected benefits		
Total		
D. Extended Comments: Use back of page		

[1] A score of 0 indicates that proposal does not contain information on which to base a judgment and negotiation with Institution may be indicated.

[FR Doc.75-34506 Filed 12-19-75;8:45 am]

Soil Conservation Service

CLARKSVILLE FAIRGROUNDS PARK WATER-BASED RECREATION RC&D MEASURE, TENNESSEE

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 Clarksville Fairgrounds Park—a Water-Based Recreation RC&D Measure, Montgomery County, Tennessee.

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. Donald C. Bivens, State Conservationist, Soil Conservation Service, USDA, 561 U.S. Courthouse, 801 Broadway, Nashville, Tennessee 37203, has determined that the preparation and review of an environmental impact statement is not needed for this measure.

The measure concerns a plan for development of a recreation park on a 52-acre tract of land adjacent to the Cumberland River, Barkley Lake. Water use facilities to be built include a river fishing access, fishing pier, parking lots, grills, benches, and walking path. Other facilities such as shelters, picnic tables, and restrooms are to be provided along with lighting facilities, landscaping, fencing, an entrance gate, and appurtenances. Development of the 52 acres will provide recreational facilities for the 119,000 people living in the Clarksville-Hopkinsville-Montgomery and Christian County Standard Metropolitan Statistical Area (SMSA).

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, 561 United States Courthouse, Nashville, Tennessee 37203

The negative declaration is available for single-copy requests at the above location.

No administrative action on implementation of the proposal will be taken until 15 days after the date of this publication.

(Catalog of Federal Domestic Assistance Program No. 10.901, National Archives Reference Services.)

Dated: December 12, 1975.

VICTOR H. BARRY, Jr.,
Deputy Administrator for Field Services, Soil Conservation Service.

[FR Doc.75-34360 Filed 12-19-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Health Resources Administration

HEALTH MANPOWER EDUCATION INITIATIVE PROJECTS

Announcement of National Priority

Section 774(a) of the Public Health Service Act (42 U.S.C. 295f–4(a)) authorizes the Secretary of Health, Education, and Welfare to make grants to public and nonprofit private health or educational entities for the purpose of improving the distribution, supply, quality, utilization, and efficiency of health personnel and the health services delivery system. Under section 774(a) of the Act, grants may be awarded for projects:

1. To encourage the establishment or maintenance of programs to alleviate shortages or health personnel in areas designated by the Secretary through training or retraining such personnel in facilities located in those areas or to otherwise improve the distribution of health personnel by geographic area or by specialty group;

2. To provide training programs leading to more efficient utilization of health personnel;

3. To initiate new types and patterns or improve existing patterns of training, retraining, continuing education, and advanced training of health personnel, including teachers, administrators, specialists, and paraprofessionals (particularly physicians' assistants, dental therapists, and pediatric nurse practitioners);

4. To encourage new or more effective approaches to the organization and delivery of health services (including emergency medical services) through

training individuals in the use of the team approach to delivery of health services (including emergency medical services) and otherwise;

5. To assist State, local, or other regional arrangements among schools and related organizations and institutions to carry out any of the above purposes; or

6. To provide for (1) the discovery, collection, development or confirmation of information for, (2) the planning, development, demonstration, establishment, or maintenance of, or (3) the alteration or renovation of existing facilities for, any of the purposes described above.

Proposed regulations implementing section 774(a) of the Act were published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18790). Section 57.2606(a) of the proposed regulations provides that the Secretary in awarding grants will take into consideration, among other pertinent factors, the national need which the particular project proposes to serve.

Notice is hereby given that the Secretary has determined there is a priority national need for projects to train health professions, nursing, and public health students and students in auxiliary health fields in the use of the interdisciplinary team approach to the delivery of primary health care. Therefore, in fiscal year 1976 funding preference will be given to projects which address such national need. For purposes of these projects, training in the interdisciplinary team approach to the delivery of primary health care is considered to be an educational program that teaches individuals to function as an integral part of an interprofessional team of health personnel, organized under the leadership of the professional who is accountable for the care of the patient, working toward a more efficient and more effective delivery of such health care. Central to the objectives of such training is the ability of the group to interact in such a way as to achieve a higher level of effectiveness or efficiency than would occur if each worked independently. Therefore, the purpose of the training is the acquisition of knowledge and skills necessary to work in an interactive group with a delineation and understanding of the roles of each and the relationship of the roles to one another in achieving the objectives.

Although funding preference will be given to the projects which address the priority national need described above, applications for projects to carry out the other purposes authorized by section 774 (a) of the Act will also be accepted and considered for funding. All applications must meet the requirements of final regulations which will be promulgated shortly pursuant to section 774(a) of the Act.

This program is administered by and application materials may be obtained from the Special Programs Staff, Office of Interdisciplinary Programs, Bureau of Health Manpower, Health Resources Administration, 9000 Rockville Pike, Bethesda, Maryland 20014 (Telephone 301-496-6821). The deadline for receipt of applications for grants for fiscal year 1976 funding is February 2, 1976.

Dated: December 12, 1975.

KENNETH M. ENDICOTT,
Administrator,
Health Resources Administration.

[FR Doc.75-34308 Filed 12-19-75;8:45 am]

PUBLIC HEALTH AND ALLIED HEALTH PROFESSIONS GRANT PROGRAMS

Application Announcement

Notice is hereby given that the Division of Associated Health Professions, Bureau of Health Manpower, Health Resources Administration, is now accepting applications for grants in fiscal year 1976 for the programs listed below. Although, the President did not request funds in support of these programs in the 1976 budget, consideration of the continuation of these programs is currently underway in the Congress. On the contingency that funds may be made available by the Congress, all potential applicants are being advised that they may apply. However, there can be no assurance that funds will ultimately be available for making grant awards.

Eligible applicants may request application materials by contacting immediately the Education Development Branch, Division of Associated Health Professions, Bureau of Health Manpower, Health Resources Administration, Building 31, Room 3B19, 9000 Rockville Pike, Bethesda, Maryland 20014 (301, 496-5697).

Program	Public Health Service Act	Application receipt deadline
Traineeship for professional public health personnel	Sec. 312 (formerly sec. 306)[4]	Feb. 27
Special purpose [5]		
Short term [5 6]		(7)
General purpose [2]		Apr. 1
Project grants for graduate training in public health [1]	Sec. 313(a) (formerly sec. 309(a)) [4]	Mar. 15
Grants to schools of public health for public health training (formula grants).[3]	Sec. 313(c) (formerly sec. 309(c))[4]	Mar. 1
Grants to improve the quality of training for allied health professions special improvement grants.[3]	Sec. 792(b)	Mar. 22
Special projects for experimentation, demonstration, and institutional improvement.[4]	Sec. 792(c)	Mar. 15

ELIGIBLE APPLICANTS

[1] Schools of public health and other public and nonprofit private institutions offering graduate or specialized training in public health for professional health personnel.
[2] Public and nonprofit private schools of public health accredited to award the master of public health degree.
[3] Public and nonprofit private training centers for allied health professions, as defined in sec. 795(1) of the act, and implementing regulations.
[4] Public and nonprofit private agencies, organizations, and institutions.
[5] To obtain application materials and deadlines for grants for public health traineeships (short term), applicants should contact the Regional Health Administrator, DHEW regional offices.
[6] Redesignated by Public Law 93-353.

KENNETH M. ENDICOTT,
Administrator,
Health Resources Administration.

[FR Doc.75-34309 Filed 12-18-75;8:45 am]

Office of Education

EDUCATIONAL OPPORTUNITY CENTERS PROGRAM

Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in Title IV, part A, Subpart 4 of the Higher Education Act of 1965, as amended (20 U.S.C. 1070d-1070d-1), applications are being accepted for awards under the Educational Opportunity Centers Program.

Applications must be received by the Office of Education Application Control Center on or before February 11, 1976. For Fiscal Year 1976 no continuation awards will be funded.

A. *Applications sent by mail.* An application sent by mail should be addressed as follows: U.S. Office of Education, Grant and Procurement Management Division, Application Control Center, 400 Maryland Avenue, S.W., Washington, D.C. 20202, Attention: 13.-543. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than February 6, 1976, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare, or the U.S. Office of Education mail rooms in Washington, D.C. In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.

B. *Hand delivered applications.* An application to be hand delivered must be taken to the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building Three, 7th and D Streets, SW., Washington, D.C. Hand delivered applications will be accepted daily between the hours of 8:00 a.m. and 4:00 p.m. Washington, D.C. time except Saturdays, Sundays, or Federal holidays.

Applications will not be accepted after 4:00 p.m. on the closing date.

C. *Program information and forms.* Information and application forms may be obtained from the Division of Student Support and Special Programs, Room 4010, 7th and D Streets, SW., Washington, D.C. 20202.

D. *Applicable regulations.* The regulations applicable to these programs include the Office of Education General Provisions Regulations (45 CFR Part 100a), the regulations set forth at 45 CFR Part 154 (Educational Opportunity Centers), and the proposed funding criteria for Educational Opportunity Centers, published in this issue of the FEDERAL REGISTER.

(20 U.S.C. 1070d–1070d–1)

(Catalog of Federal Domestic Assistance Programs, Number 13.453 Educational Opportunity Centers)

Dated: December 15, 1975.

T. H. BELL,
U.S. Commissioner of Education.

[FR Doc.75-34435 Filed 12-19-75;8:45 am]

COMMUNITY EDUCATION PROGRAM

Notice on Closing Date for Receipt of Applications

Notice is hereby given that pursuant to the authority contained in section 405 of the Education Amendments of 1974, Pub. L. 93–380 (20 U.S.C. 1864), applications are being accepted for the Community Education Program. This program is authorized to make grants to State education agencies (SEA) and to local education agencies (LEA) to pay the Federal share of the cost of establishing, expanding, and maintaining community education programs. The program is also authorized to make grants to institutions of higher education (IHE) to develop and establish or expand programs which will train persons to plan and operate community education programs.

Applications must be received by the U.S. Office of Education Application Control Center on or before March 3, 1976.

A. *Applications sent by mail.* An application sent by mail should be addressed as follows: U.S. Office of Education, Application Control Center, 400 Maryland Avenue SW., Washington, D.C. 20202, Attention 13.563. An application sent by mail will be considered to be received on time by the Application Control Center if:

(1) The application was sent by registered or certified mail not later than February 27, 1976, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service; or,

(2) The application is received on or before the closing date by either the Department of Health, Education, and Welfare or the U.S. Office of Education mail rooms in Washington, D.C. (In establishing the date of receipt, the Commissioner will rely on the time-date stamp of such mail rooms or other documentary evidence of receipt maintained by the Department of Health, Education, and Welfare, or the U.S. Office of Education.)

B. *Hand delivered applications.* An application to be hand delivered must be taken to the U.S. Office of Education Application Control Center, Room 5673, Regional Office Building, Three, 7th and D Streets SW., Washington, D.C. Hand delivered applications will be accepted daily between the hours of 8:00 a.m. and 4:00 p.m. Washington, D.C. time except Saturdays, Sundays, or Federal holidays. Applications will not be accepted after 4:00 p.m. on the closing date, March 3, 1976.

C. *Pre-Application.* No pre-application will be required for Fiscal Year 1976.

D. *State comment.* A local educational agency *must* provide a copy of its application to the appropriate State educational agency. For verification of submission to the SEA, the LEA applicant must enclose in its application to the Commissioner, a copy of the dated cover letter used to forward a copy of its application to the SEA. State educational agencies wishing to submit advice and comment on any application originating within their State may do so by forwarding such advice and comment to the Community Education Program, U.S. Office of Education. (See address below.) Advice and comments received from SEAs no later than March 31, 1976 will be considered in reviewing applications.

E. *Program information and forms.* Information and application forms may be obtained from the U.S. Office of Education, Community Education Program, Regional Office Building Three, Room 5622, 7th and D Streets, SW., Washington, D.C. 20202. (202) 245–0691.

F. *Applicable regulations.* The regulations applicable to this program are the Office of Education General Provisions Regulations (45 CFR Part 100a), which are included in the Community Education Program application package, and the Community Education Program Regulation (45 CFR Part 160c) published on December 12, 1975 in the FEDERAL REGISTER.

(20 U.S.C. 1864)

(Catalog of Federal Domestic Assistance Number 13.563; Community Education Program)

Dated December 17, 1975.

T. H. BELL,
U.S. Commissioner of Education.

[FR Doc.75-34524 Filed 12-19-75;8:45 am]

Office of the Secretary

RIGHTS AND RESPONSIBILITIES OF WOMEN ADVISORY COMMITTEE

Meeting

The Secretary's Advisory Committee on the Rights and Responsibilities of Women, which was established to review the policies, programs, and activities of the Department of Health, Education, and Welfare relative to women and to make recommendations to the Secretary on how to better the services of HEW's programs to meet these special needs of women, will meet on Thursday and Friday, January 15–16, 1976, from 9:00 a.m. to 5:00 p.m. each day in Room 5169, HEW—North Building, 330 Independence Avenue, SW., Washington, D.C. The agenda includes the consideration of new priorities for 1976 and a report on the status of the Committee and its 1975 projects.

Interested persons wishing to address the Committee, should contact the Executive Secretary by COB Friday, January 9. Phone: 202–245–8454. Written statements received by January 9 will be duplicated and distributed to the members. Members of the public are invited to attend the meeting.

Dated: December 15, 1975.

SANDRA S. KRAMER,
Acting Executive Secretary, Secretary's Advisory Committee on the Rights and Responsibilities of Women.

[FR Doc.75-34433 Filed 12-19-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Interstate Land Sales Registration

[Docket No. N–75–469]

CAPTAIN'S COVE

Hearing

In the matter of Captain's Cove, OILSR No. 0–0829–54–27 Doc. No. 75–266–IS.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d) Notice is hereby given that:

1. First Charter Land Corporation, Wesley T. Butler, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. L. 90–448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued November 13, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Captain's Cove, located in Greenbackville, Virginia, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received November 25, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d): *It is hereby ordered,* That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, De-

partment of HUD, 451 7th Street, SW., Washington, D.C., on February 4, 1976, at 10:00 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before January 21, 1976.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: December 11, 1975.

By the Secretary.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc.75-34438 Filed 12-19-75;8:45 am]

[Docket No. N-75-468]

STONE KNOB

Hearing

In the matter of Stone Knob, OILSR No. 0-4278-57-39, Doc. No. 75-238-IS.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d).

Notice is hereby given that:

1. Coldstream Wildpark, Inc., Henry C. Barksdale, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. L. 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued October 22, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Stone Knob, located in Hampshire County, West Virginia, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received November 7, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d): *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW., Washington, D.C., on February 9, 1976, at 10:00 a.m.

The following time and procedure is applicable to such hearing:

All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C. 20410 on or before January 26, 1976.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: December 11, 1975.

By the Secretary.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc. 75-34439 Filed 12-19-75;8:45 am]

[Docket No. N-75-470]

THORNHURST LAKE ESTATES

Hearing

In the matter of Thornhurst Lake Estates, OILSR No. 0-1724-44-81 Docket No. 75-249-IS.

Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d).

Notice is hereby given that:

1. Pocono Resorts Enterprises, William D. Morgan, President, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. L. 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued October 22, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Thornhurst Lake Estates, located in the state of Pennsylvania, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received November 17, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d): *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, SW., Washington, D.C., on February 5, 1976, at 10:00 a.m.

The following time and procedure is applicable to such hearing:

All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C., 20410 on or before January 23, 1976.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This Notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: December 11, 1975.

By the Secretary.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc.75-34440 Filed 12-19-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

RADIO TECHNICAL COMMISSION FOR AERONAUTICS

Meeting

Notice is hereby given of a meeting of the Radio Technical Commission for Aeronautics (RTCA) Special Committee 129—Future Civil Aviation Frequency Spectrum Requirements, which is being utilized as an advisory committee within the meaning of the Federal Advisory Committee Act, 5 U.S.C. Appendix I. It is to be held January 8-9, 1976, in Conference Room 8201, Federal Communication Commission, 2025 M Street, NW. Washington, D.C. 20554, commencing at 9:30 am. Agenda items include:

1. Review and approval of Minutes of Sixth Meeting held on December 5, 1975.
2. Reports on FCC Steering Committee meeting and of Informal Groups.
3. Review of ITU Radio Regulations pertaining to the Aeronautical Services.
4. Review of footnotes to the Table of Frequency Allocations.

Meetings of Special Committee 129 are open to the public, subject to limitations of space available. Subject to time being available, any member of the public may present oral statements at the meeting, or may submit written statements to the RTCA Secretariat. Requests to receive additional information or to be heard should be made by contacting the RTCA Secretariat, Suite 655, 1717 H Street, NW., Washington, D.C. 20006, or telephone Area Code (202) 296-0484.

Issued in Washington, D.C., on December 10, 1975.

EDGAR A. POST,
Designated Officer.

[FR Doc.75-34307 Filed 12-19-75;8:45 am]

MICROWAVE LANDING SYSTEM ADVISORY COMMITTEE

Meeting

Pursuant to Section 10(a)(2) of Pub. L. 92-463, notice is hereby given that the Microwave Landing System (MLS) Advisory Committee will hold a meeting on January 20 and 21, 1976, beginning at 9:30 AM in Conference Room 3201, Trans Point Building, 2100 2nd Street, S.W., Washington, D.C.

Topics to be considered include: discussion of user views on the MLS program; the review of Phase III procurement and test plans, and results of recently conducted tests; discussion of the U.S. Microwave Landing System proposal to the International Civil Aviation Organization (ICAO); system transition and implementation considerations and policy status; and discussion of MLS operational benefits.

Anyone desiring further information on the meeting should contact Mr. G. Jensen, Executive Director, Microwave Landing System Advisory Committee, Federal Aviation Administration, 2100 2nd Street, S.W. Washington, D.C., 20590, telephone 202-426-3633. The meeting will be open to the public.

Issued in Washington, D.C. on November 28, 1975.

JACK W. EDWARDS,
Acting Executive Director, Microwave Landing System Advisory Committee.

[FR Doc.75-34336 Filed 12-19-75;8:45 am]

Materials Transportation Bureau

HAZARDOUS MATERIALS OPERATIONS

Notice of Application for Exemptions or Renewals

In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Operations has received applications for exemptions and renewals of exemptions, that are described below. The modes of transportation requested are identified by a number in the "Nature of Application" portion of the table below as follows: 1—Motor Vehicle, 2—Rail Freight, 3—Cargo Vessel, 4—Cargo-only Aircraft, 5—Passenger-carrying Aircraft.

Complete copies of the applications are available for inspection and copying at the Public Docket Room, Office of Hazardous Materials Operations, Department of Transportation, Room 6213, Trans Point Building, 2100 Second Street SW., Washington, D.C.

Interested persons are invited to submit views or comments with respect to any one or more of the applications. Comments should refer to the application number and be submitted in duplicate to the Docket Section, Office of Hazardous Materials Operations, Department of Transportation, Washington, D.C. 20590. All comments received before the close of business on the specified comment closing date will be considered and will be available in the docket for inspection and copying, both before and after the closing date.

This notice of receipt of applications for exemptions and renewals of exemptions is published in accordance with section 107 (a) of the Hazardous Materials Transportation Act (49 U.S.C. 1806(a)) and the Materials Transportation Bureau's regulations on this subject (49 CFR 107.109(a)), and does not represent any agency decision or other exercise of judgment concerning the merits of the petitions.

New exemptions

Application No.	Applicant	Regulation(s) affected	Nature of application
75-108	Eagle-Picher Industries, Inc., Joplin, Mo.	49 CFR 173.206	To allow the shipment of lithium batteries not presently provided for in the regulations. (Mode 1.)
75-109	Pennwalt Corp., Philadelphia, Pa.	49 CFR 173.314	To allow the shipment of chlorine in "ton containers" patterned after DOT specification 110A500W. (Modes 1 and 2.)
75-110	Kerr-McGee Chemical Corp., Oklahoma City, Okla.	49 CFR 173.251	To allow the use of DOT specification 37A steel drums, with certain inside containers for boron tribromide. (Modes 1, 2, 3, 4, and 5.)
75-111	Hercules, Inc., Wilmington, Del.	49 CFR 173.268 and 179.201-1.	To allow the use of safety relief devices with higher pressure settings than presently authorized on DOT 111A60ALW2 tank cars in nitric acid service. (Mode 2.)
75-112	Olin Corp., Winchester-Western Division, East Alton, Ill.	49 CFR 173.65	To allow the use of DOT specification 10B wooden barrels, formerly authorized, for shipments of a class A explosive. (Mode 1.)
75-113	Boeing Commercial Airplane Co., Seattle, Wash.	49 CFR 173.302	To allow the use of non-DOT specification FRP aluminum cylinders in compressed gas service. (Modes 4 and 5.)
75-114	Williams, Dimond & Co., San Francisco, Calif.	46 CFR 146.22-100 and 49 CFR 173.119.	To allow the shipment of a flammable liquid in non-DOT specification portable tanks built to ISO specifications. (Modes 1, 2, and 3.)

NOTE.—The closing date for filing comments on the above applications, is Jan. 23, 1976.

Renewals

Application No.	Applicant	Regulation(s) affected	Nature of application
75-115	Airco Cryplants Corp., New Providence, N.J.	49 CFR 173.315	To amend special permit 7025, to determine the "One way travel time" by a modified procedure. (Mode 1.)
75-116	Virginia Chemicals, Inc., Portsmouth, Va.	46 CFR 146.21-100, 146.26-100, 49 CFR 173.119, 173.249.	To amend special permit 6720, to allow the shipment of additional organic amines. (Modes 1, 2, and 3.)
75-117	Diamond Shamrock Chemical Co., Cleveland, Ohio.	46 CFR 146.23-100, 146.27-100.	To renew U.S. Coast Guard permit 28-73, allowing shipments of corrosive materials with deviation from the stowage requirements. (Mode 3.)
75-118	3M Co., Saint Paul, Minn.	49 CFR 173.124, 14 CFR 103.9.	To renew special permit 4662, allowing shipments of ethylene oxide, 12 cartridges to a box and 10 boxes in a carton. (Modes 1, 2, and 4.)
75-119	Military Traffic Management Command (MTMC), Department of the Army, Washington, D.C.	49 CFR 173.62 and 177.835.	To renew special permit 2709, allowing the transportation of desensitized liquid nitroglycerin in specially designed containers. (Mode 1.)
75-120	MCB Manufacturing Chemists, Norwood, Ohio.	49 CFR pt. 173	To renew special permit 6700, allowing the use of polyethylene drums without overpack for certain corrosive liquids. (Modes 1, 2, and 3.)
75-121	Mason and Hanger-Silas, Mason Co., Inc., Amarillo, Tex.	49 CFR 173.65	To renew special permit 6943, allowing the shipment of a certain class A explosive shipped as a reagent. (Modes 1 and 2.)
75-122	Norris Industries, Los Angeles, Calif.	49 CFR 173.302	To renew special permit 6688, allowing the use of non-DOT specification aluminum alloy cylinders for shipment of compressed gases. (Modes 1 and 2.)
75-123	MTMC, Washington, D.C.	49 CFR 173.214	To renew special permit 5279, allowing the transportation of zirconium metal powder in a container not presently authorized for this commodity by the regulations. (Modes 1 and 2.)
75-124	do	49 CFR 173.60 and 173.87.	To renew special permit 6230, allowing the transportation of aircraft components containing class C explosives. (Modes 1 and 3.)
75-125	Chilton Metal Products, Chilton, Wis.	49 CFR 173.304 and 178.65.	To renew special permit 6686, allowing shipments of a certain flammable compressed gas i cylinders not presently authorized for than commodity. (Modes 1 and 2.)
75-126	Allied Chemical, Morristown, N.J.	49 CFR 173.315	To renew special permit 6173, allowing tht transportation of liquefied ethylene in specially designed cargo tanks. (Mode 1.)
75-127	RMI Co., Niles Ohio	49 CFR 173.206	To renew special permit 3848, allowing the shipe ment of a certain flammable solid in packaging not presently authorized by the regulations. (Mode 1.)
75-128	Dow Chemical Co., Freeport, Tex.	49 CFR 173.263 and 173.249.	To renew special permit 6790, allowing the use of a fiberglass reinforced plastic cargo tank for certain corrosive liquids. (Mode 1.)
75-129	MTMC, Washington, D.C.	49 CFR 173.34 and 173.302.	To renew special permit 6008, allowing the shipment of Nitrogen in non-DOT specification cylinders. (Modes 1, 2, and 4.)
75-130	do	49 CFR 173.306	To renew special permit 5789, allowing the shipment of hydraulic accumulators overpacked in a strong wooden box. (Modes 1, 2, 3, and 4.)

Renewals

Application No.	Applicant	Regulation(s) affected	Nature of application
75-131	Uniroyal Chemical, Naugatuck, Conn.	49 CFR 173.345	To renew special permit 6307, allowing the use of the DOT 34 polyethylene container for certain class B poisons. (Modes 1 and 2.)
75-132	Dow Chemical Co., Midland, Mich. and Great Lakes Chemical Corp., El Dorado, Ark.	49 CFR 173.252 and 46 CFR 146.23-100.	To renew special permit 6958, allowing the shipment of elemental bromine in a lead lined portable tank. (Modes 1 and 2.)
75-133	MTMC, Washington, D.C.	49 CFR 173.315	To renew special permit 1479, allowing the use of a specially designed cargo tank for transportation of liquified fluorine and mixtures thereof. (Mode 1.)
75-134	Austin Powder Co., Cleveland, Ohio.	49 CFR 173.62, 177.834, and 177.835.	To renew special permit 5112, allowing the use of a specially designed container for transportation of liquid high explosives. (Mode 1.)
75-135	Hercules, Inc., Wilmington, Delaware, and MTMC, Washington, D.C.	49 CFR 173.336 and 177.841.	To renew special permit 3121, allowing the transportation of nitrogen tetraxide in specially designed cargo tanks. (Mode 1.)
75-136	Buckeye Fire Equipment Co., Cleveland, Ohio, and Fenwal, Inc., Ashland, Mass.	49 CFR 173.305	To renew special permit 6629, allowing the use of non-DOT specification spherical pressure vessels for shipments of compressed gas. (Mode 1.)
75-137	United Technologies, Sunnyvale, Calif., and MTMC, Washington, D.C.	49 CFR 173.65	To renew special permit 4041, allowing the use of DOT specification 37A drums for small particle size ammonium perchlorate classed as high explosives. (Modes 1 and 2.)
75-138	MTMC, Washington, D.C.	49 CFR 173.145	To renew special permit 6654, allowing the transportation of methylhydrazine in modified DOT specification MC 312 cargo tanks. (Mode 1.)
75-139	Rohm and Haas Co., Philadelphia, Pa.	46 CFR 146.22-160	To renew U.S. Coast Guard permit 27-73, allowing a certain flammable solid in DOT 37A specification drums. (Mode 3.)
75-140	Phillips Petroleum Co., Bartlesville, Okla.	49 CFR 173.249	To renew special permit 6563, allowing the transportation of alkaline caustic liquid in DOT-51 stainless steel portable tanks. (Mode 1.)
75-141	MTMC, Washington, D.C.	49 CFR 174.526 and 177.835.	To renew special permit 5022, allowing shipments of class A and B explosives and accompanying devices in or on transport vehicles equipped with heating or refrigerating apparatus. (Modes 1 and 2.)
75-142	Virginia Chemicals, Inc., Portsmouth, Va.	49 CFR 173.302, 173.304, and 173.305.	To renew special permit 6151, allowing the use of DOT-39 aluminum cylinders without safety relief devices, for shipments of certain compressed gases. (Modes 1 and 2.)

The closing date for filing comments on the above applications for renewal is: January 9, 1976.

J. R. GROTHE,
Chief, Exemptions Branch, Office of Hazardous Materials Operations.

[FR Doc.75-34215 Filed 12-19-75;8:45 am]

National Highway Traffic Safety Administration

NATIONAL MOTOR VEHICLE SAFETY ADVISORY COUNCIL

Public Meeting

On January 27, 28 and 29, 1976, the National Motor Vehicle Safety Advisory Council will hold open meetings in the DOT Headquarters Building, 400 Seventh Street, SW., Washington, D.C. The Advisory Council is composed of 25 members, a majority of whom are representatives of the general public, including representatives of State and local governments, with the remainder including representatives of motor vehicle manufacturers, motor vehicle equipment manufacturers, and motor vehicle dealers. The Advisory Council makes recommendations to the Secretary of Transportation on motor vehicle safety and property loss reduction programs carried out by the National Highway Traffic Administration.

The following meetings are subject to the approval of the National Highway Traffic Safety Administrator.

On January 27 in room 2232 the committees of the Advisory Council will meet. On January 28 in room 2232 the Safety Defects Hearing will be held. On January 29 in room 2232 the full Council will meet with the Executive Committee meeting immediately following the Council meeting.

Agendas and times for the above meetings will be published prior to the meeting dates.

For further information contact the NHTSA Executive Secretary, room 5215, 400 Seventh Street, SW., Washington, D.C., telephone 202-426-2872.

This notice is given pursuant to section 10(a)(2) of Public Law 92-463, Federal Advisory Committee Act (FACA), effective January 5, 1973.

Issued: December 16, 1975.

WM. H. MARSH,
Executive Secretary.

[FR Doc.75-34312 Filed 12-19-75;8:45 am]

ARMS CONTROL AND DISARMAMENT AGENCY

GENERAL ADVISORY COMMITTEE ON ARMS CONTROL AND DISARMAMENT

Meeting

Notice is hereby given in accordance with section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463, 86 Stat. 770, 5 U.S.C. App. D and paragraph 8b of Office of Management and Budget Circular No. A-63 (Revised) dated March 27, 1974, that a meeting of the General Advisory Committee on Arms Control and Disarmament is scheduled to be held on Monday, February 2, 1976, from 8:30 a.m. to 6:00 p.m. and on Tuesday, February 3, 1976, from 8:30 a.m. to 5:00 p.m., at 2201 C Street, N.W., Washington, D.C. in room 7516. The purpose of the meeting is for the Committee to receive classified briefings and hold classified discussions concerning continuing international negotiations and other arms control issues.

The meeting will be closed to the public. A determination has been made by the Director of the Arms Control and Disarmament Agency in accordance with section 10(d) of the Federal Advisory Committee Act and paragraph 8d(2) of Office of Management and Budget Circular No. A-63 (Revised) that the meeting will be concerned with matters of the type described in 5 U.S.C. 552(b)(1). This determination was made pursuant to a delegation of authority from the Office of Management and Budget dated June 25, 1973, issued under the authority of Executive Order 11769 dated February 21, 1974.

Dated: December 15, 1975.

SIDNEY D. ANDERSON,
Advisory Committee Management Officer.

[FR Doc.75-34363 Filed 12-19-75;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26487; Order 75-12-64]

NORTHWEST AIRLINES, INC.

Transatlantic, Transpacific and Latin American Mail Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 15th day of December 1975.

By petition dated December 11, 1975, Northwest Airlines, Inc. (Northwest), requests that the Board issue an order authorizing negotiations among the parties to this proceeding for the purpose of developing a proposed settlement of some or all of the issues under investigation. Northwest further requests that the authority extend until January 5, 1976.

In support of its request, Northwest states that on the first day of the hearing,[1] the Administrative Law Judge (ALJ) temporarily recessed the proceedings in order to permit the parties to explore the feasibility of settlement negotiations among the parties; that after nearly one and a half days of preliminary exploratory discussions, the parties reported to the ALJ that they believed negotiations could possibly lead to a proposed settlement of most, if not all, of the issues in this case; and that the ALJ, based on this report, recessed the hearing until January 6, 1976, in order to facilitate the negotiations.

[1] The hearing was commenced on December 8, 1975, in Washington, D.C.

Northwest indicates that an order approving the negotiations may not be necessary even though the negotiations will require discussion of mail rates not only between each carrier and the Postal Service but also among the carriers collectively and the Postal Service. It points out that under section 406 of the Federal Aviation Act, only the Board can fix rates for mail transportation. Moreover, because the purpose of the negotiations is to arrive at a settlement of a formal investigation instituted by the Board, any prohibition there might be against such discussions may not apply.[2]

However, Northwest believes that it would be highly desirable to have a Board authorization for the negotiations since it has been unable to find a specific Board or judicial precedent which would permit the discussions absent a Board order.

Because of the short hearing recess permitted by the ALJ for discussions, the Board has decided to act upon the petition without awaiting answers to be filed.[3] It is argued that Board authorization is not necessary for settlement discussions among the parties to this proceeding, since both the carriers and the sole users of the service will be present and only the Board has the final authority to set mail rates. In the present circumstances, we do not believe it is necessary to reach that issue. Northwest has indicated a reluctance to enter the discussions absent such authorization. We believe that there is a strong public interest in attempting to resolve the issues in this proceeding through settlement discussions rather than prolonged and costly litigation.[4] We will therefore grant the requested authority.

Accordingly, pursuant to the Federal Aviation Act of 1958, as amended, particularly sections 102, 204, 406, 412, and 414 thereof, and the regulations promulgated in 14 CFR Part 302,

It is ordered, That: 1. The parties to this investigation may engage in discussions until January 5, 1976, in order to develop a proposed settlement of some or all of the issues to this investigation;

2. Any proposal reached as a result of such discussions shall be filed in Docket 26487 forthwith upon conclusion of the discussions; and

3. This order shall be served upon all parties to Docket 26487.

[2] Northwest also believes that two Supreme Court decisions may be sufficient authority for the negotiations. These cases held that no cause of action under the Sherman Act was alleged insofar as it was predicated upon mere attempts to influence the Legislative Branch for the passage of laws or the Executive Branch for their enforcement "Eastern Railroad Presidents Conference v. NOERR Motor Freight, Inc." 365 U.S. 127 (1961) and "United Mine Workers v. Pennington" 381 U.S. 657 (1965).

[3] Northwest has indicated that all of the parties who attended the first day of the hearing have no objection to the request.

[4] Indeed, Section 4 of the International Fair Competitive Practices Act of 1974 (P.L. 93-623) requires that the Board act expeditiously in setting mail rates for foreign mail transportation.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc.75-34469 Filed 12-19-75;8:45 am]

[Docket No. 28610; Order 75-12-77]

PAN AMERICAN WORLD AIRWAYS, INC.

Order Granting Temporary Emergency Exemption

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 17th day of December 1975.

By telegraphic application dated December 11, 1975, Pan American World Airways requested an exemption pursuant to section 416(b) of the Act and Rule 410 of the Board's rules of practice to enable Pan American, inter alia to carry traffic between New York and San Francisco on existing Pan American flights over that sector for the duration of the work stoppage at United Air Lines, Inc. We have decided to grant Pan American's exemption request for the period December 18, 1975 through December 23, 1975 to the extent necessary to enable the carrier to engage in passenger interstate air transportation between New York and San Francisco on its daily Flight #1, departing New York at 9 a.m. and arriving in San Francisco at 12:10 p.m. and its Flight #2, departing San Francisco at 9:45 a.m. and arriving in New York at 5:50 p.m.

In support of its request for an exemption from sections 401 and 403 of the Act, Pan American states: that in light of the overwhelming demand for transportation which, due to United's work stoppage, cannot be met by air carriers certificated in this market, grant of Pan American's exemption request is required in the public interest; that enforcement of sections 401 and 403 of the Act would unduly burden Pan American because of the unusual circumstances affecting its operations, the unusual circumstances being the United work stoppage and the fact that Pan American conducts operations over this route without local traffic rights; and that there is ample capacity on Pan American's New York-San Francisco-Tokyo flights to accommodate traffic which would otherwise be stranded beacuse of the United work stoppage. In a later telegraphic communication also dated December 11, 1975, Pan American has stated that it would charge the fares and rates currently provided in United's tariffs.

Answers [1] in opposition to Pan American's request for temporary fill-up rights between New York and San Francisco were filed between December 12 and 16 by American Airlines, the Air Line Pilots Association, International (ALPA), the United Airlines Pilots Master Executive Council (United Pilots), The Flying Tiger Line, Trans World Airlines, and United Air Lines. American states, inter alia, that there is no public need for another carrier in the New York-San Francisco market since American and TWA offer a number of frequencies in that market and American clearly has the capability of adding extra sections on days when demand may peak; that Pan American's request is contrary to Board policy; that Pan American's request is a complex and controversial one which the Board has repeatedly held to be inappropriate for an exemption; and that where the underlying situation involves a labor dispute affecting markets where the remaining carriers are supplying ample service to meet the public demand, Board policy expressly requires denial of an exemption to a carrier in Pan American's position. ALPA states that the Board's policy has been against temporary authorizations for air carriers to operate over the route of struck carriers; that it is impossible to visualize any burden upon Pan American which would result from the denial of its requested exemption; that the requested exemption is clearly contrary to the public interest since it may cause the current strike against United to be extended indefinitely and expanded to other carriers; and that granting the exemption would destroy the delicate balance which the Railway Labor Act established for collective bargaining negotiations, contrary to the Board's responsibilities under section 401(k) of the Act. The United Pilots take the position that the grant of Pan American's exemption request would be an unconscionable interference in the collective bargaining process and would undoubtedly prolong the United strike. Flying Tiger opposes an exemption for the carriage of freight in the New York-San Francisco market on the ground that the certificated carriers in this market have made available sufficient additional freighter capacity to service all available traffic. TWA states that it is only during the period December 17-23 that it may have difficulty accommodating all of the traffic in the New York-San Francisco market, and that it objects, therefore, to Pan American's request except for that period and provided that, even on those dates, Pan American's authority be restricted so as to prevent the carrier from advertising or holding out such services.[2] Finally, United states, inter alia, that the facts indicate that there clearly is no need for additional service by Pan American in the New York-San Francisco market; and that contrary to Pan American's alleged desire to provide needed service, the carrier is really attempting

[1] Telegraphic communications received from the United Pilots, Flying Tiger, and TWA are hereby treated as answers. While Rule 410 of the Board's Rules of Practice which provides for emergency exemptions does not specifically authorize telegraphic answers to applications for emergency exemptions, in view of the emergency nature of the application involved herein, we will accept the telegraphic answers received.

[2] In this regard, TWA requests that Pan American merely be permitted to honor tickets sold to passengers by one of the carriers authorized to serve the route and endorsed over by such carriers to Pan American.

to obtain the fill-up rights it has sought since 1950 by way of the "back door."

Answers in support of Pan American's request were filed by Emery Air Freight, Corp.[3] and the American Society of Travel Agents, Inc. (ASTA). Emery states that it has a substantial volume of cargo which it will be unable to move unless Pan American's requested authority is granted since the authorized carriers now operating are having extreme difficulty in accommodating Emery's freight. ASTA states that there is an overwhelming demand for transportation which cannot and will not be met by those air carriers presently certificated to carry passengers in the New York-San Francisco market and that the impact resulting from the United strike will increase greatly as the holiday season approaches; and that because of the excess capacity on Pan American flights, that carrier could easily and conveniently accommodate many of the persons who will be affected by the United work stoppage.

Upon consideration of the foregoing, the Board has determined to grant an exemption to Pan American pursuant to section 416(b) of the Federal Aviation Act of 1958, as amended, from the provisions of sections 401 and 403 that would otherwise prevent the carrier from engaging in interstate passenger air transportation between New York and San Francisco. As indicated above, this temporary emergency authority will permit Pan American to carry domestic passenger traffic on presently operating flights at the fares currently provided in the tariffs of United Air Lines for the very limited period between December 18–23, 1975, inclusive.[4] The Board finds that the combination of (1) the peaking of holiday traffic in the period immediately prior to Christmas; (2) the abrupt cessation of United's service by reason of a strike; and (3) the ready availability of seats on one presently operating Pan American B–747 daily round-trip service, justifies the grant of temporary exemption authority on an emergency basis.

TWA has stated that it "may have difficulty in accommodating all of the traffic, Dec. 17 through Dec. 23 inclusive." Moreover, while American Airlines and other parties note that thus far there has been no general shortage of seating accommodations based on average load-factor data, the Board is aware that the domestic air transportation system suffers pronounced peaking problems in the days preceding Christmas, as TWA acknowledges in the case of the market at issue. We recognize, of course, that carriers generally provide extra sections in holiday periods, and that both TWA and American intend to offer additional capacity between New York and San Francisco. Furthermore, the fact that passengers cannot be accommodated in a peak period on short notice, and are therefore waitlisted, is not by itself a basis for authorizing additional capacity by a carrier not holding certificate rights, by use of the Board's extraordinary exemption powers. Here, however, United is not offering any service, and consequently has been unable to honor reservations made well in advance. In these circumstances, and based on the representations made by TWA and American, the Board cannot find that the market will receive the same capacity that it would have received if United were operating.

Specifically, the Board cannot conclude that American's and TWA's extra sections will be equivalent to the services (including extra sections) that would have been offered by United had it been operating.[5] Thus, it appears likely to us that some travelers who would have used United's services (or the services of TWA and American that have been prematurely closed out by reason of United's cessation of service) will be unable to travel. In these circumstances, it would not be consistent with the public interest to prevent Pan American from accommodating the traveling public in seats that would otherwise be unused and which are available on one international round-trip flight operating between New York and San Francisco daily. On the contrary, public interest considerations clearly dictate that Pan American's capacity be made available to the traveling public immediately in view of the travel peak and United's cessation of service.[6] In these circumstances, it would be an undue burden on Pan American, because of the limited extent of its operations, to require a certificate proceeding which in any event could not be effected in time to meet traffic requirements. Moreover, the cost of processing such an application would be disproportionate to the limited revenues which would accrue to Pan American. In addition, it is to be noted that the only injury that can be claimed by the incumbent carriers is de minimis revenue diversion.

It is important to emphasize that it is not our intention to intervene in a labor controversy nor to favor one side against the other; we do not believe that the strictly limited temporary authority conferred herein will have that effect. Our sole goal is to alleviate, to the extent possible, a temporary public hardship. We believe that our action can have only an extremely negligible effect, if any at all, upon the normal economic forces in play between management and labor.[7]

United, the incumbent carriers, and various labor groups, including the IAM, have objected to the grant of Pan American's request. Our action is therefore solely motivated by the conditions previously recited. For the same reason, the grant of this exemption does not constitute a precedent for any other request (except in connection with the factually similar circumstances set forth in the companion order involving the San Francisco-Seattle market), nor shall operations conducted pursuant to this order be recognized as having any significance in support of the selection of Pan American in any subsequent certificate proceeding or for the grant of any subsequent exemption request.

To avoid any potential for misleading the public by conveying an intimation of permanence or greatly increased services in what is, in fact, authority of extremely short duration, involving limited additional capacity, the Board has determined that it would not serve the public interest to allow Pan American publicly to advertise the services authorized in this order. However, the Board will expect American and TWA—and United, to the extent its reservations service is still operating—to notify travelers making inquiries (including those already on their own waitlists) whom these carriers are unable to accommodate, of the availability of Pan American's service during this limited time. As an alternative, these carriers may make available their waitlists to Pan American so that the latter may contact the travelers.

Finally, we have determined that our action herein does not result in a major Federal Action significantly affecting the quality of the Environment within the meaning of the National Environmental Policy Act of 1969 since Pan American is at present operating the flights.

In sum, we find that enforcement of sections 401 and 403 of the Act, insofar as they would otherwise prevent the services authorized herein, would be an undue burden upon Pan American by reason of the limited extent of its operations and is not in the public interest.

Accordingly, it is ordered, That: 1. Pan American World Airways, Inc. be and it hereby is exempted from section 401 of the Act and the terms, limitations and conditions of its certificate for Route 130 to the extent necessary to enable it to engage in, during the period December 18, 1975 through and including December 23, 1975, interstate air transportation of passengers between New York, New York and San Francisco, California on its daily Flight #1 and Flight #2: *provided*, That extra sections shall not be operated and that Pan American shall not advertise the services;

2. Pan American World Airways, Inc. be and it hereby is exempted from the tariff filing requirements of section 403 of the Act and the Board's regulations thereunder for the services authorized herein: *provided* That it shall charge the fares currently provided in the tariffs of United Air Lines, Inc.; and

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[3] Emery's answer was also filed in telegraphic form. See footnote 1.

[4] Extra sections are not authorized under the authority granted herein.

[5] United ordinarily operates 3 daily nonstop round trips and numerous other direct services between New York and San Francisco, a substantial portion of the capacity offered in this large market.

[6] We do not find that the peaking considerations above-recited apply to cargo in this market so as to warrant a grant of the requested exemption insofar as cargo is concerned.

[7] See, in this connection, Order E–23928, July 9, 1966, at page 2.

3. The Board reserves the right to revoke or modify the authority conferred by this order as circumstances may warrant.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,[*]
Secretary.

[FR Doc.75-34468 Filed 12-19-75;8:45 am]

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

PROCUREMENT LIST 1976

Proposed Addition

Notice is hereby given pursuant to section 2(a)(2) of Pub. L. 92-28; 85 Stat. 79, of the proposed addition of the following commodity to Procurement List 1976, November 25, 1975 (40 F.R. 54742).

CLASS 7530

Pad, Writing Paper, Canary Yellow 7530-00-286-6173 GSA Regions 2 and 3 only.

Comments and views regarding this proposed addition may be filed with the Committee not later than 30 days after the date of this Federal Register. Communications should be addressed to the Executive Director, Committee for Purchase from the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

This notice supersedes that portion of the notice dated September 19, 1975 (40 F.R. 43269) pertaining to the proposed addition of this item.

This notice is automatically cancelled on or before June 22, 1976.

By the Committee.

C. W. FLETCHER,
Executive Director.

[FR Doc.75-34464 Filed 12-19-75;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTAIN COTTON TEXTILE PRODUCTS FROM THAILAND; IMPORT LEVEL AMENDMENT

Entry or Withdrawal for Warehouse for Consumption

DECEMBER 17, 1975.

On March 24, 1975, there was published in the FEDERAL REGISTER (40 F.R. 13025) a letter dated March 19, 1975 from the Chairman, Committee for the Implementation of Textile Agreements, to the Commissioner of Customs, establishing levels of restraint applicable to certain specified categories of cotton textiles and cotton textile products produced or manufactured in Thailand and exported to the United States during the twelve-month period beginning April 1, 1975. As set forth in that letter, the levels of restraint are subject to adjustment pursuant to paragraph 5 of the Bilateral Cotton Textile Agreement of March 16, 1972, as amended, between the Governments of the United States and Thailand, which provides that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than 5 percent.

Accordingly, there is published below a letter of December 17, 1975 from the Chairman of the Committee for the Implementation of Textile Agreements to the Commissioner of Customs amending the level of restraint applicable to cotton textile products in Category 22/23, produced or manufactured in Thailand and exported to the United States during the twelve-month period which began on April 1, 1975.

Effective Date: December 17, 1975.

ALAN POLANSKY,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance, U.S. Department of Commerce.

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Commissioner of Customs, Department of the Treasury, Washington, D.C. 20229

DECEMBER 17, 1975.

DEAR MR. COMMISSIONER: On March 19, 1975, the Chairman, Committee for the Implementation of Textile Agreements, directed you to prohibit entry during the twelve-month period beginning April 1, 1975 of cotton textiles and cotton textile products in certain specified categories produced or manufactured in Thailand in excess of designated levels of restraint. The Chairman further advised you that the levels of restraint are subject to adjustment.[1]

Pursuant to paragraph 5 of the Bilateral Cotton Textile Agreement of March 16, 1972, as amended, between the Governments of the United States and Thailand, and in accordance with the provisions of Executive Order 11651 of March 3, 1972, you are directed, effective on December 17, 1975, to increase the level of restraint established for cotton textile products in Categories 22/23 to 1,367,444 square yards[2] for the twelve-month period which began on April 1, 1975.

The actions taken with respect to the Government of Thailand and with respect to imports of cotton textiles and cotton textile products from Thailand have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553. This letter will be published in the FEDERAL REGISTER.

Sincerely,

ALAN POLANSKY,
Chairman, Committee for the Implementation of Textile Agreements, and Deputy Assistant Secretary for Resources and Trade Assistance U.S. Department of Commerce.

[FR Doc.75-34373 Filed 12-19-75;8:45 am]

COMMODITY FUTURES TRADING COMMISSION

ADVISORY COMMITTEE ON REGULATION OF COMMODITY FUTURES TRADING PROFESSIONALS

Meeting

Notice is hereby given, pursuant to Section 10(a) of the Federal Advisory Committee Act, 5 U.S.C. App. I, § 10(a), that the Commodity Futures Trading Commission Advisory Committee on Regulation of Commodity Futures Trading Professionals ("Advisory Committee on Commodity Futures Trading Professionals") will conduct a public meeting on January 6, 1975, at the Downtown Athletic Club of N.Y.C., 19 West Street, New York, N.Y., in the Gotham Room, 17th floor, beginning at 10:00 a.m. The objectives and scope of activities of the Advisory Committee on Commodity Futures Trading Professionals will be to consider and submit reports and recommendations to the Commission on the following subjects:

(1) Appropriate financial requirements to be utilized by the Commission to insure the integrity of any transaction effected on behalf of a client, customer, or participant by a commodity futures trading professional.

(2) Responsibilities of the Commission and the concerned Exchanges over the training and fitness standards of commodity futures trading professionals.

The summarized agenda for the meeting is as follows:

Discussion: What should be the financial requirements for commodity futures trading professionals? In connection with this discussion, the following questions will be considered:

1. Is there a need to establish financial requirements for commodity futures trading professionals?

2. If so, who should establish the requirements?

3. To what extent should the requirements go?

4. What should be the capital structure of commodity futures trading professionals in order to insure the integrity of any transaction they effect on behalf of a client, customer or participant?

Discussion: What should be the training requirements and minimum fitness standards for commodity futures trading professionals? In connection with this discussion, the following questions will be considered:

[*] Robson, Chairman, and O'Melia, Vice Chairman, Filed Concurring Statement, which is filed as part of the original document.

[1] The term "adjustment" refers to those provisions of the Bilateral Cotton Textile Agreement of March 16, 1972, as amended, between the Governments of the United States and Thailand which provide, in part, that within the aggregate and applicable group limits, limits on certain categories may be exceeded by not more than 5 percent; for the limited carryover of shortfalls in certain categories to the next agreement year; and for administrative arrangements.

[2] This level has not been adjusted to reflect any entries made after March 31, 1975.

1. Aside from an absence of conviction for any felony or misdemeanor involving the purchase or sale of any community or security for ten years prior to applying for registration, what other fitness standards should commodity futures trading professionals have to meet?

2. Should the Commission specify requirements with respect to the training, experience, education or other qualifications that must be met in order for an individual to register, and continue to be registered, as a floor broker, commodity pool operator, trading advisor, or an associated person?

3. Are the written proficiency tests that are currently administered worthwhile?

4. If not, how should these tests be changed? Who should administer them? Or should there be a substitute requirement?

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 that wishes to file a written statement with the Committee should mail a copy of the statement to Mrs. Harrison, The Advisory Committee on Commodity Futures Trading Professionals, Commodity Futures Trading Commission, 1120 Connecticut Avenue NW., Washington, D.C. 20036, at least five days before the meeting. Members of the public that wish to make oral statements should inform Margaret Harrison, telephone (202) 254–8955, at least five days before the meeting, and reasonable provision will be made for their appearance on the agenda.

The Commission is maintaining a list of persons interested in the operations of this advisory committee and will mail notice of the meetings of this committee to those persons. Interested persons may have their names placed on this list by writing DeVan L. Shumway, Director, Office of Public Information, Commodity Futures Trading Commission, 1120 Connecticut Avenue NW., Washington, D.C. 20036.

WILLIAM T. BAGLEY,
Chairman, Commodity Futures Trading Commission.

Dated: December 17, 1975.

[FR Doc.75-34539 Filed 12-19-75;8:45 am]

ADVISORY COMMITTEE ON REGULATION OF CONTRACT MARKETS AND SELF-REGULATORY ASSOCIATIONS

Meeting

Notice is hereby given, pursuant to Section 10(a) of the Federal Advisory Committee Act, 5 U.S.C. App. 1 § 10(a), that the Commodity Futures Trading Commission Advisory Committee on Regulation of Contract Markets and Self-Regulatory Associations ("Advisory Committee on Market Regulation") will conduct a public meeting on January 21, 1976, at the Sheraton Carlton Hotel, 16th and K Streets, N.W., Washington, D.C. beginning at 9:00 a.m.

The summarized agenda for the meeting, at which the Advisory Committee will consider the following, is

(1) Announcements on dual trading;

(2) Regulations regarding temporary Emergency Rules of Commodity Exchanges;

(3) Scope of the Commission's authority with respect to approval of contract market rules and exemptions therefrom; and

(4) Criteria to be used in determining what self-regulatory role the Commission should require of the industry.

The meeting is open to the public. The Chairman of the Commitee 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 that wishes to file a written statement with the Committee should mail a copy of the statement to The Advisory Committee on Market Regulation, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036, at least five days before the meeting. Members of the public that wish to make oral statements should inform Margaret Harrison, telephone (202) 254–8955, at least five days before the meeting, and reasonable provision will be made for their appearance on the agenda.

The Commission is maintaining a list of persons interested in the operations of this advisory committee and will mail notice of the meeting of the committee to those persons. Interested persons may have their names placed on this list by writing DeVan L. Shumway, Director, Office of Public Information, Commodity Futures Trading Commission, 1120 Connecticut Avenue, NW., Washington, D.C. 20036.

WILLIAM T. BAGLEY,
Chairman, Commodity Futures Trading Commission.

Dated: December 17, 1975.

[FR Doc.75-34540 Filed 12-19-75;8:45 am]

ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

TASK FORCE ON DEMONSTRATION PROJECTS AS A COMMERCIALIZATION INCENTIVE

Meeting

DECEMBER 18, 1975.

In accordance with provisions of Pub. L. 92-463 (Federal Advisory Committee Act), the Task Force on Demonstration Projects as a Commercialization Incentive will meet on Tuesday and Wednesday, January 6-7, 1976, in Room 2010 (second floor), New Executive Office Building, 726 Jackson Place, NW., Washington, D.C. The meeting will be open to the public. The purpose of the meeting is to review ERDA's demonstration project programs. The tentative agenda for the meeting is as follows:

TUESDAY, JANUARY 6, 1976

9:00 Task Force Discussion of Project Initiation Issues.
10:00 Demonstration Project Program—Nuclear Energy.
12:00 Lunch.
1:00 Demonstration Project Program—Energy Conservation.
4:00 Task Force Discussion of Project Management Issues.
5:00 Adjournment.

WEDNESDAY, JANUARY 7, 1976

9:00 Demonstration Project Program—Solar & Geothermal Energy.
11:30 Lunch.
12:30 Demonstration Project Program—Fossil Energy.
3:00 Task Force Discussion of Project Management Issues (continued from Tuesday).
4:00 Adjournment.

Practical considerations may dictate alterations in the above agenda or schedule.

The Chairman is empowered to conduct the meeting in a manner that in his judgment will facilitate the orderly conduct of business.

With respect to public participation in agenda items, scheduled above, the following requirements shall apply:

(a) Persons wishing to submit written statements on agenda items may do so by mailing 12 copies thereof, postmarked no later than January 3, 1976, to the Director, Office of Industry, State and Local Relations, U.S. Energy Research and Development Administration, Washington, D.C. 20545. Comments shall be directly relevant to the above agenda items. Minutes of the meeting will be kept open for 30 days for the receipt of written statements for the record.

(b) Information as to whether the meeting has been rescheduled or relocated can be obtained by a prepaid telephone call on January 5, 1976, to the Office of Industry, State and Local Relations on (202) 376-4119 between 8:30 a.m. and 5:00 p.m., e.s.t.

(c) Questions at the meeting may be propounded only by members of the Task Force and ERDA officials assigned to participate with the Task Force in its deliberations.

(d) Seating to the public will be made available on a first-come, first-served basis.

(e) The use of still, movie, and television cameras, the physical installation and presence of which will not interfere with the course 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.

(f) Copies of minutes will be made available for copying, following their certification by the Chairman, in accordance with the Federal Advisory Committee Act, at the Energy Research and Development Administration's Public Document Room, 20 Massachusetts Avenue, NW., Washington, D.C. 20545, upon payment of all charges required by law.

HARRY L. PEEBLES,
Deputy Advisory Committee Management Officer.

[FR Doc.75-34593 Filed 12-19-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[OPP-50052; FRL 471-5]

MOBIL CHEMICAL CO.

Issuance of Experimental Use Permit

Pursuant to section 5 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 973; 7 U.S.C. 136), an experimental use permit has been issued to the Mobil Chemical Company, Richmond, Virginia 23261. Such permit is in accordance with, and subject to, the provisions of 40 CFR Part 172; Part 172 was published in the FEDERAL REGISTER on April 30, 1975 (40 FR 18780), and defines EPA procedures with respect to the use of pesticides for experimental purposes.

This experimental use permit (No. 2224-EUP-9) allows the use of 1760 pounds of the insecticide ethoprop against cutworms and armyworms on corns, soybeans, peanuts, tobacco, and cabbage. A total of 745 acres is involved; the program is authorized only in the States of Alabama, Arkansas, California, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Oregon, North Dakota, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, Washington, and Wisconsin. The experimental use permit is effective from January 1, 1976, to January 1, 1977. Permanent tolerances for residues of the active ingredient have been established in or on corn, peanuts, soybeans, and cabbage.

Interested parties wishing to review the experimental use permit are referred to Room E-315, Registration Division (WH-567), Office of Pesticide Programs, EPA, 401 M St., SW., Washington, D.C. 20460. It is suggested that such interested persons call 202/755-4851 before visiting the EPA Headquarters, so that the appropriate permit may be made conveniently available for review purposes. These files will be available for inspection from 8:30 a.m. to 4:00 p.m. Monday through Friday.

Dated: December 17, 1975.

JOHN B. RITCH, Jr.,
Director,
Registration Division.

[FR Doc.75-34515 Filed 12-19-75;8:45 am]

[FRL 471-3]

SCIENCE ADVISORY BOARD; HAZARDOUS MATERIALS ADVISORY COMMITTEE

Meeting

Pursuant to Pub. L. 92-463, notice is hereby given that a meeting of the Hazardous Materials Advisory Committee of the Science Advisory Board will be held beginning at 9 a.m., January 8 and 9, 1976, in Room 1112, Building 2, Crystal Mall, 1901 Jefferson Davis Highway, Arlington, Virginia.

This is a regularly scheduled meeting of the Committee. The agenda includes a report on the activities of the Science Advisory Board; discussion on the ad hoc activities associated with the evaluations of the documents, "Review of the Environmental Effects of Asbestos" and the "Technical Bulletin on Acceptable Methods for the Utilization and Disposal of (Municipal) Sludges"; presentations and discussion on possible environmental hazards associated with the increasing use of nitrogen fertilizers; report on the National Conference on Polychlorinated Biphenyls (PCB's); discussion of the prioritization scheme for scheduling review of certain chemicals under section 3 of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA); status of EPA's review of the nitrosamine issue and plans, and member items of interest.

The meeting is open to the public. Any member of the public wishing to attend, participate, or obtain additional information should contact Dr. J. Frances Allen, Executive Secretary, Hazardous Materials Advisory Committee, (703) 557-7720.

THOMAS D. BATH,
Staff Director,
Science Advisory Board.

DECEMBER 16, 1975.

[FR Doc.75-34302 Filed 12-19-75;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. ER76-294]

ALABAMA POWER CO.

Filing of Initial Rate Schedule

DECEMBER 12, 1975.

Take notice that Alabama Power Company on November 25, 1975, tendered for filing an Agreement with The City of Dothan, intended as an initial rate schedule. The filing is for the proposed Flynn Road delivery point. The delivery point will be served under the Company's Revision No. 1—Rate Schedule MUN-1 incorporated in FPC Electric Tariff, Original Volume No. 1 of Alabama Power Company, as allowed to become effective, subject to refund, by Commission Order dated September 12, 1974, in FPC Docket No. E-8851.

Copies of the filing were served upon The City of Dothan and its attorneys of record in FPC Docket No. E-8851.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 24, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34423 Filed 12-19-75;8:45 am]

[Docket No. CP76-85]

ALGONQUIN GAS TRANSMISSION CO. AND TEXAS EASTERN TRANSMISSION CORP.

Order Granting Interventions, Scheduling Formal Hearing, and Granting Temporary Certificates

DECEMBER 12, 1975.

On September 12, 1975, Algonquin Gas Transmission Company (Algonquin), and Texas Eastern Transmission Corporation (Texas Eastern), jointly filed in Docket No. CP76-85 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation and exchange of natural gas by displacement for The Brooklyn Union Gas Company (Brooklyn Union).

Applicants request limited term authorization to exchange and transport natural gas from November 1, 1975, through April 30, 1976. Under the proposed service, Boston Gas Company (Boston Gas) will release volumes of gas to Algonquin at Boston, Massachusetts; Algonquin will be displacement, transport and deliver equivalent volumes of gas to Texas Eastern at its Hanover, New Jersey, delivery point; and Texas Eastern would by displacement transport and deliver equivalent volumes of gas to Brooklyn Union. The proposed service will be for the accommodation of deliveries of vaporized liquefied natural gas (LNG) to Brooklyn Union purchased from Distrigas of Massachusetts Corporation. The stated cost of the proposed service to Brooklyn Union is 15.0 cents per million Btu of gas delivered by Algonquin. Deliveries are anticipated not to exceed 35 billion Btu per day in November and December and 15 billion Btu per day thereafter, with total deliveries estimated at 2.4 trillion Btu.

By letter order of November 10, 1975, Algonquin and Texas Eastern were issued temporary certification to perform the proposed service, pursuant to the emergency provisions of section 7 of the Natural Gas Act. The temporary certificate was issued without prejudice to such final disposition as the record may require, and on condition that the proposed transportation charge be subject to refund pending further action by the Commission.

Petitions to intervene in this proceeding were filed on September 19, 1975, jointly by Boston Gas and Brooklyn Union, and on October 10, 1975, by Distrigas of Massachusetts Corporation (DOMAC). DOMAC is the supplier of the gas which is the subject of the instant proceeding. On November 10, 1975, the People of the State of California and the Public Utilities Commission of the State of California jointly filed a Notice of Intervention. Having reviewed the petitions to intervene, the Commission is convinced that all the petitioners have shown sufficient interest in this proceeding to warrant intervention. Accordingly, we shall grant intervention to all those who have requested it.

On September 30, 1975, Boston Gas and Brooklyn Union filed a joint petition for an order waiving or disclaiming ju-

risdiction for a limited term. Petitioners therein state that they are both engaged in the local distribution of gas at retail, are subject to regulation by the Massachusetts Department of Public Utilities and the Public Service Commission for the State of New York, and that they are both presently exempt from the Natural Gas Act and the Commission's rules and regulations pursuant to section 1(c) of the Act.

Petitioners further state that they believe that neither of them will be engaged in the ransporation or sale for resale of natural gas in interstate commerce as a result of the strvice proposed in the present proceeding. In support, petitioners contend that title to and possession of the gas will pass to Brooklyn Union at points within the City of New York. Furthermore, it is alleged that compensation paid to Boston Gas is designed only to reimburse Boston Gas for loss of revenue due to distribution of vaporized LNG with a higher Btu content than the gas which would otherwise be delivered to Boston Gas by Algonquin, and that Boston Gas will therefore neither sell nor transport gas in interstate commerce. Petitioners conclude that their activities herein are thus exempt from Commission jurisdiction pursuant to section 1(b) of the Natural Gas Act, and request an order disclaiming or waiving Commission jurisdiction over the present actions, and granting "all necessary and full general and equitable relief * * *" (petition, p. 3).

The Commission lacks authority in any instance to "waive" jurisdiction which has been conferred upon it by Congress. Furthermore, it may "disclaim" jurisdiction only with respect to operations over which it is not charged with regulatory authority. From the information presently on file, and without a full airing of the issues, neither of the above two situations can unequivocally be ascertained as applying here. Without more, therefore, the Commission cannot at this time "disclaim" its jurisdiction over the acts and operations of Boston Gas and Brooklyn Union. Several factors dictate this. As petitioners themselves acknowledge, our recent decision in the Marathon Oil-Phillips Petroleum case[1] signifies our intention to closely scrutinize the jurisdictional status of distribution companies, otherwise exempt, which purchase interstate gas. Secondly, the record at this time is insufficient to determine whether or not a sale by Boston Gas to Brooklyn Union is here involved. Such a determination can only be arrived at after a full exploration of the facts and legal issues in a formal hearing, which we shall schedule below.

In consideration of the intention, demonstrated in the joint petition, to comply with the Commission's rules and regulations as well as the request for "all necessary relief," and in view of the emergency alleged, the Commission hereby will construe Brooklyn Union's and Boston Gas' petition to constitute, in the alternative, an application pursuant to section 7(c) for temporary and permanent certification for the transportation and sale of gas in interstate commerce. In order to permit the immediate exchange and transportation of the gas, as was contemplated by and intended in our above-described letter order of November 10, 1975, we shall herein grant Brooklyn Union and Boston Gas temporary authorization to perform the acts necessary. Such temporary certification will be conditioned upon final resolution of the permanent application, and the temporary authorization shall not, pending final Commission determination in the hearings hereinafter scheduled, affect the otherwise exempt status of Brooklyn Union and Boston Gas.

The Commission believes that the significant and novel questions presented by these applications require a public hearing, at which time all issues bearing upon the public interest can be fully developed on the evidentiary record. Among the issues for resolution at such hearing are the transportation rate proposed by Algonquin and the rate charged Brooklyn Union by Boston Gas for the subject gas, including whether refunds are required. In addition, the jurisdictional status of Brooklyn Union and Boston Gas with respect to the operations proposed here, in light of the unique detailed facts of this case, is a proper issue to be decided. In this regard, Brooklyn Union and Boston Gas shall, as part of their direct case, submit all additional exhibits and information required by Part 157 of the Commission's regulations under the Natural Gas Act.

The Commission finds. (1) It is desirable and in the public interest to allow the above-named petitioners to intervene in these proceedings in order that they may establish the facts and the law from which the nature and validity of their alleged rights and interests may be determined and show what further action may be appropriate under the circumstances in the administration of the Natural Gas Act.

(2) On the basis of the representations made by Brooklyn Union Gas Company and Boston Gas Company in their petition to intervene and petition for order disclaiming jurisdiction, an emergency exists pursuant to section 7 of the Natural Gas Act.

(3) The unique issues of fact and law presented in the subject applications require resolution in a consolidated hearing, for the purpose of determining the proper rate to be charged for the services proposed, including whether refunds should be ordered, and the jurisdictional status of the acts and operations contemplated by Brooklyn Union Gas Company and Boston Gas Company.

The Commission orders. (A) Brooklyn Union Gas Company and Boston Gas Company are granted a temporary certificate of public convenience and necessity to exchange natural gas in the manner set forth in the applications on file, without prejudice to their status as nonjurisdictional companies exempt from Commission regulation.

(B) The above-named petitioners are permitted to intervene in this proceeding subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such intervenors shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene: *And provided, further,* That the admission of such intervenors shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(C) The direct case of the Applicants and all intervenors in support thereof shall be filed and served on all parties on or before January 19, 1975.

(D) A formal hearing shall be convened in these proceedings in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C., on January 27, 1976, at 10:00 a.m., (e.s.t.). The Chief Administrative Law Judge will designate an appropriate officer of the Commission to preside at the formal hearing of these matters, pursuant to the Commission's Rules of Practice and Procedure.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34424 Filed 12-19-75;8:45 am]

[1] Opinion No. 735, issued June 23, 1975 in Docket Nos. CI74-537 and CI74-538.

[Rate Schedule Nos. 3, etc.]

AMERADA HESS CORP., ET AL.

Rate Change Filings

DECEMBER 12, 1975.

Take notice that the producers listed in the Appendix attached hereto have filed proposed increased rates to the applicable new gas national ceiling based on the interpretation of vintaging concepts set forth by the Commission in its Opinion No. 699-H, issued December 4, 1974. Pursuant to Opinion No. 699-H the rates, if accepted, will become effective as of the date of filing.

The information relevant to each of these sales is listed in the Appendix below.

Any person desiring to be heard or to make any protest with reference to said filings should on or before December 29, 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). A protest will not serve to make the protestant a party to the proceeding. Any party wishing to become a party to a proceeding must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB, *Secretary.*

APPENDIX

Filing date	Producer	Rate schedule No.	Buyer	Area
Dec. 3, 1975	Amerada Hess Corp., 1200 Milam, 6th floor, Houston, Tex. 77002.	3	El Paso Natural Gas Co.	Permian Basin.
Do	do	34	do	Do.
Do	do	37	do	Do.
Do	do	38	do	Do.
Do	do	39	do	Do.
Do	do	40	do	Do.
Do	do	47	do	Do.
Do	do	68	do	Do.
Do	do	135	do	Do.
Do	do	136	do	Do.
Do	do	137	do	Do.
Dec. 8, 1975	CRA, Inc., P.O. Box 2239, Tulsa, Okla. 74101.	1	Tennessee Gas Pipeline Co.[1]	Texas Gulf Coast.

[1] Rate increase filed by pending successor in interest Terra Resources, Inc.

[FR Doc.75-34367 Filed 12-19-75;8:45 am]

[Docket No. E-7775]

APPALACHIAN POWER CO.

Further Extension of Procedural Dates

DECEMBER 12, 1975.

On November 26, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued August 15, 1975, as most recently modified by notice issued November 14, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Service of Staff and Intervenor Testimony, February 9, 1976.
Hearing, March 1, 1976 (10 a.m., e.s.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34425 Filed 12-19-75;8:45 am]

[Docket No. E-8621, etc.]

ARIZONA PUBLIC SERVICE CO.

Revision to Compliance Filing

DECEMBER 16, 1975.

Take notice that on December 8, 1975, Arizona Public Service Company (Arizona) tendered for filing a proposed revision to its filing of December 4, 1975, which was made in compliance with the Commission's orders of September 16, 1975, and November 4, 1975. The revised filing is intended to correct certain errors in Navajo Tribal Utility Authority, Rate Schedule FPC No. 6.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 26, 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.75-34390 Filed 12-19-75;8:45 am]

[Docket No. RP76-10]

ARKANSAS LOUISIANA GAS CO.

Order Granting Motion for Reconsideration and Amending Prior Order

DECEMBER 12, 1975.

On November 5, 1975, Arkansas Louisiana Gas Company (Arkla) filed a Motion for Reconsideration of our order, issued October 31, 1975, in the above-referenced proceeding, in which we accepted for filing and suspended Arkla's revised tariff sheets[1] for five months until April 1, 1976. Arkla states in its Motion that "the cost of purchased gas alone exceeds the existing rate of 24.27¢ per Mcf." Arkla requests that the Commission "reconsider its order suspending Arkla's rate increase filing for five months and upon reconsideration suspend such filing for one day subject to refund."

Our review of the data filed by Arkla to support its proposed rate increases verifies the statement that Arkla's purchased gas costs for service under X-26 service are higher than the existing 24.-27¢ rate. In order to prevent irreparable harm to Arkla which might be caused by continuing suspension of its proposed increases under these circumstances, we will grant the Motion for Reconsideration and amending our order of October 31, 1975, to provide that the tariff sheets filed herein be suspended for one day instead of five months.

In addition to those areas which we directed the parties "to give careful consideration" in the order of October 31, 1975, we direct the parties to consider the sources of supply assigned to the service under present X-26 rate to determine the extent to which purchased gas cost exceeds this rate.

[1] Third Revised Sheet No. 185 and First Revised Sheet No. 186 to Arkla's FPC Rate Schedule X-26.

The Commission finds. Good cause exists to grant Arkla's Motion for Reconsideration and to amend our order of October 31, 1975, to provide that the tariff sheets filed herein be suspended for one day instead of five months.

The Commission orders. (A) Arkla's Motion for Reconsideration is hereby granted.

(B) Ordering Paragraph (A) of our order of October 31, 1975, in the instant docket is hereby amended to provide that the tariff sheets filed herein are suspended for one day, or until November 2, 1975, when they are permitted to become effective, subject to refund, pending hearing and decision as to the lawfulness of the increased rates proposed therein.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34426 Filed 12-19-75;8:45 am]

[Docket No. RI75-121]

ASHLAND OIL, INC.

Order Setting Proceeding for Hearing

DECEMBER 11, 1975.

On March 26, 1975, Ashland Oil, Inc. (Ashland) filed a petition for special relief from the applicable area rate[1] pursuant to § 1.7(b)[2] of the Commission's rules of practice and procedure and § 2.76[3] of the Commission's General Policy and Interpretations with respect to sales of natural gas to Arkansas Louisiana Gas Company (Arkla) from ten wells in the Erick Field, Beckham County, Oklahoma.

More specifically, Ashland seeks a rate of 46 cents per Mcf at 14.65 psia plus a one cent per year escalation. On November 21, 1974, Ashland and Arkla amended their base July 24, 1943 contract on file as Ashland's FPC Gas Rate Schedule No. 160 to provide for the increased rate. Ashland states that it also sells gas from the subject wells to Oklahoma Natural Gas Storage Company (Oklahoma Natural) an intrastate purchaser, pursuant to an "equal dignity" contract dated July 24, 1943. In its petition filed herein, Ashland has indicated that Oklahoma Natural agreed to furnish it with a contract amendment to duplicate the price term of Ashland's November 21, 1974 amendment to its contract with Arkla.

Ashland avers that without obtaining the relief requested it will be unable to continue to operate its gathering system and compressor facility in the Erick Field and that, as a result, six of the ten sub-

[1] Opinion No. 586, Area Rate Proceeding, *et al.* (Hugoton-Anadarko Area), Docket No. AR64-1, *et al.*, 44 F.P.C. 761 (1970). Ashland currently is collecting 13 cents per Mcf for the sales of natural gas that are subject to this proceeding.

[2] 18 1.7(b).

[3] 18 2.76.

ject wells would be immediately abandoned and an estimated 586 MMcf of natural gas lost to interstate commerce.

Notice of Ashland's petition was issued on April 10, 1975, and appeared in the Federal Register on April 17, 1975, at 40 FR 17159. The period for filing petitions to intervene expired on April 29, 1975, without response.

Upon review of Ashland's petition for special relief, its June 26, 1975 response to an April 15, 1975 Staff deficiency letter, and the results of a Staff audit of Ashland's books, there is a question as to what relief, if any, is warranted in this case. We therefore deem it in the public interest to set this matter for hearing in order that appropriate cost and reserve evidence may be adduced on the issue of the rate that Ashland should be permitted to charge for the subject sales of natural gas to Arkla.

The Commission finds. It is in the public interest that the proceeding in Docket No. RI75-121, be set for hearing.

The Commission orders. (A) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 7, 14 and 16 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), Docket No. RI75-121 is set for the purpose of hearing and disposition.

(B) A public hearing on the issues presented by the application herein shall be held commencing on January 29, 1976, 10:00 a.m., (e.s.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

(C) A Presiding Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (See Delegations of Final Authority, 18 3.5(d)), shall preside at the hearing in this proceeding pursuant to the Commission's rules of practice and procedure.

(D) Ashland shall file its direct testimony and evidence on or before December 30, 1975. All testimony and evidence shall be served upon the Presiding Administrative Law Judge and the Commission Staff.

(E) The Commission Staff shall file its direct testimony and evidence on or before January 20, 1976. All testimony and evidence shall be served upon the Presiding Administrative Law Judge and Ashland.

(F) All rebuttal testimony and evidence shall be served on or before January 26, 1976. Such rebuttal testimony and evidence shall be served upon the Presiding Administrative Law Judge and the Commission Staff.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34405 Filed 12-19-75;8:45 am]

[Docket Nos. E-8137, E-8217]

BOSTON EDISON CO. AND NEW ENGLAND POWER SERVICE CO.

Settlement Conference

DECEMBER 12, 1975.

Take notice that on January 20, 1976, a conference of all parties to intervene in these consolidated proceedings, Boston Edison Company and Commission Staff will be held in the Commission's Conference Room No. 8402, at 825 North Capitol Street, Washington, D.C., at 10:00 a.m.

Customers and other interested persons will be permitted to attend, but if such persons have not previously been permitted to intervene by order of the Commission, attendance at the conference will not be deemed to authorize intervention as a party in the proceedings.

All parties will be expected to come fully prepared to discuss the merits of all issues concerning the lawfulness of the proposed rate increase and any procedural matters preparatory to a full evidentiary hearing or to make commitments with respect to such issues and any offers of settlement or stipulations discussed at the conference.

Letters concerning this conference are being mailed this date to all parties to the proceeding, all of the jurisdictional customers, and all affected state commissions.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34427 Filed 12-19-75;8:45 am]

[Docket No. ER76-338]

CAROLINA POWER AND LIGHT CO.

Request for Waiver of Regulations

DECEMBER 11, 1975.

Take notice that on December 2, 1975, Carolina Power and Light Company filed a request for waiver of the Commission's regulations to permit it to delay the filing of a fuel cost adjustment clause conforming to the requirements of § 35.14 of the regulations, as amended by Order No. 517, stating that it may be impossible for it to file a conforming clause before January 1, 1976.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 22, 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 available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34406 Filed 12-19-75;8:45 am]

[Docket No. RP72-142, (PGA76-2)]

CITIES SERVICE GAS CO.

Filing of Purchased Gas Cost Adjustment

DECEMBER 15, 1975.

Take notice that Cities Service Gas Company (Cities Service) on December 9, 1975, tendered for filing proposed changes in its FPC Gas Tariff, Second Revised Volume No. 1. Cities Service states that pursuant to the Purchased Gas Cost Rate Adjustment provision in Article 21 of its FPC Gas Tariff it proposes to increase its rates effective January 23, 1976, to reflect increased purchase gas costs. Cities Service states that such increased rates are reflected on the two Twelfth Revised Sheets PGA-1, as hereinafter described.

One of the two tariff sheets is Second Alternate Twelfth Revised Sheet PGA-1 which reflects a current adjustment of 2.61¢ per Mcf. Such adjustment reflects small producer purchases at rates in excess of the rate levels established pursuant to the Commission's Order No. 742, as well as other purchased gas costs. Should the Commission suspend the effectiveness of Second Alternate Twelfth Revised Sheet PGA-1 for one day to January 24, 1976, subject to refund, Cities Service has filed First Alternate Twelfth Revised Sheet PGA-1 to be effective on January 23, 1976. Such First Alternate Sheet reflects elimination of the small producer purchases at rates in excess of the rate levels established pursuant to the Commission's Order No. 742 and reflects a 2.44¢ per Mcf current adjustment.

Cities Service states that copies of its filing were served on all jurisdictional customers, interested state commissions and all parties to the proceedings in Docket Nos. RP72-142 and RP76-13.

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 §§ 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 December 26, 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.75-34380 Filed 12-19-75;8:45 am]

[Docket Nos. RP75-105, RP75-106]

COLUMBIA GULF TRANSMISSION CORP. AND COLUMBIA GAS TRANSMISSION CORP.

Order Accepting for Filing and Permitting Revised Tariff Sheets To Become Effective

DECEMBER 11, 1975.

By order dated July 14, 1975 in these dockets we accepted for filing and suspended until December 15, 1975 certain revised tariff sheets filed by the Columbia Gulf Transmission Corporation and the Columbia Gas Transmission Corporation (Columbia) which would collectively result in jurisdictional rate increases of $87.9 million, and consolidated the dockets for further consideration and hearing. Our order additionally required Columbia to file revised tariff sheets, prior to the effective date of the suspended tariff sheets, reflecting the elimination of costs associated with certain uncertificated facilities if such facilities were not certified and in service on or before the date the proposed rates are to go into effect. In our order we further noted that Columbia's rate filing reflected rates designed under the Atlantic Seaboard method [1] and that to the extent the rate design ultimately found to be just and reasonable for Columbia departed from Seaboard, Columbia could be subject to undercollections.

On November 14, 1975 Columbia filed its revised tariff sheets [2] in this proceeding, and requested that they be accepted to become effective December 15, 1975. In addition to reflecting the changes required by our July 14, 1975 order, the revised tariff sheets filed on November 14, 1975 also reflect the following:

(1) A redesigning of Columbia's rates from an unmodified Seaboard basis to the United [3] 75 percent/25 percent rate design formula.

(2) A redesigning of Columbia Gas' rate under Rate Schedule SGES to reflect the same basic approach to the design of the SGES rate as exists in the Settlement Agreement reached in Docket No. RP74-82.

Notice of Columbia's filing was issued on with all comments due on or before December 5, 1975. To date, no response has been filed.

Our review indicates that Columbia's latest filings properly reflect the elimination of costs associated with facilities which will not be certified and placed into service by December 15, 1975, resulting in a reduction of $4,523,384 in the filed rates on an annual basis.

With respect to the subject of rate design, we note that Columbia Gulf and Columbia Gas currently have a settlement agreement pending in Docket Nos. RP74-81 and RP74-82, respectively, which provides, *inter alia*, that Columbia will revise its rates to reflect fixed costs classified on the basis of 25 percent to Demand and 75 percent to Commodity,[4] subject to the outcome of the reserved hearing on the issues of cost classification and rate design. The effective date of such change is to be (1) the date of the first billing month after the Commission's approval of the agreement, or (2) December 15, 1975, the date the rates in this proceeding are to become effective, whichever occurs first. As stated in Article III-A of the settlement, the rates were redesigned, "In recognition of the problem of undercollections on Columbia's system which might arise from a retroactive application of a Commission decision prescribing revised cost classification and rate design procedures."

We further note that although Columbia Gas' redesign of Rate Schedule SGES results in a rate which is in excess of the rate which would occur under the "United, supra", method of cost classification, it does not result in higher overall revenues than those originally requested by Columbia Gas, as modified to reflect the exclusion of certain costs as required by our July 14, 1975 order. It appears proper, therefore, to permit Columbia Gas to redesign its SGES rate to become effective December 15, 1975, subject to refund.

In light of the above, we find good cause exists to grant waiver of § 154.66 (b) of our rules and regulations to permit the proposed revised tariff sheets to become effective, subject to refund, pending final disposition of this proceeding.

The Commission finds. It is necessary and proper to aid in the enforcement of the Natural Gas Act that we accept for filing the revised tariff sheets submitted by Columbia in these dockets on November 14, 1975, and permit them to become effective on December 15, 1975, subject to refund.

The Commission orders. (A) The revised tariff sheets submitted by Columbia Gulf and Columbia Gas in these dockets on November 14, 1975 are hereby accepted for filing and permitted to become effective December 15, 1975, subject to refund in substitution for the tariff sheets originally filed in these dockets and suspended by our order of July 14, 1975.

(B) Waiver of § 154.66(b) of our rules and regulations is hereby granted.

(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.75-34407 Filed 12-19-75;8:45 am]

[1] 11 FPC 43 (1952).
[2] Substitute Twenty-Second Revised Sheet No. 7 to Columbia Gulf's Original Volume No. 1; Twenty-Fifth Revised Sheet No. 16 to Columbia Gas' Original Volume No. 1.
[3] 50 FPC 1348 (1973).
[4] United, supra.

[Docket Nos. ER76-122, E-9002]

COMMONWEALTH EDISON CO.

Order Denying Application for Rehearing and Establishing Revised Procedural Dates

DECEMBER 12, 1975.

On September 12, 1975, Commonwealth Edison (Com Ed) tendered for filing in Docket No. ER76-122 a proposed revised fuel adjustment clause, Rider 20, 2nd Revised Sheet No. 12 and Original Sheet No. 12, 10, and a proposed increase in its energy charge, Seventh Revised Sheet No. 1, applicable to Rate 78 of its FPC Electric Tariff. By Order issued October 10, 1975 the Commission accepted for filing and suspended Com Ed's proposed filing terminated the section 206 investigation of Com Ed's fuel clause [1] and consolidated Docket No. ER76-122 with Docket No. E-9002. The intervenors, Cities,[2] petitioned for rehearing of our October 10, 1975 order on the grounds, *inter alia*, that the Commission erred in failing to reject Com Ed's fuel clause and energy charge filing, in suspending the operation of the fuel clause for only one day, and in terminating the section 206 investigation of Com Ed's fuel clause.

Specifically, Cities argue that Com Ed has filed a section 205 rate increase of .352¢ per kwh in its energy charge to compensate for the revenue loss which results from implementation of the revised Order No. 517—fuel clause. They also allege that the energy increase filing should be rejected for failure to conform to the filing requirements § 35.13 of the regulations, which requires, *inter alia*, that the data for Period I be "the most recently available". Cities note that Com Ed is relying on the Period I and Period II data in Docket No. E-9002, which is, respectively, for calendar year 1973 and 1974. Com Ed, however, argues that since the filing is a change in rate design and reflects no change in the overall level of rates being collected, subject to refund in Docket No. E-9002, no further cost support data is needed.

Our review of Com Ed's filing indicates that it is, in fact, a filing reflecting no change in the overall revenues but merely a change in rate design and thus subject to § 35.13(b)(4)(ii) of the regulations which provides that such filings need not contain cost of service data.

As noted above, Cities also protest the termination of the Section 206 investigation into the old fuel clause, as well as the approval of the revised fuel clause, subject to a one day suspension to provide for any adjustment in the base fuel costs and related energy charges as may be appropriate following Commission determination of the just and reasonable Rate 78 in Docket No. E-9002. Specifically, Cities repeat the argument that the Commission should have summarily acted upon Com Ed's old fuel clause when we suspended the rates in Docket

[1] The 206 investigation was originally instituted by order issued October 29, 1974, in Docket No. E-9002.
[2] Batavia, Geneva, Naperville, Rochelle, Rock Falls and St. Charles, Illinois.

No. E-9002, in lieu of setting an investigation of the fuel clause under section 206 of the Federal Power Act for prospective relief only. These arguments have been considered and rejected by the Commission in our previous orders issued in Docket No. E-9002 and need not be repeated here.[3]

For the aforestated reasons, we shall deny Cities' application for rehearing of our October 10, 1975, order.

Cities also protest the "summary disposition" of the issue of whether or not the new fuel clause conforms to § 35.14 of the Regulations, as promulgated by Order No. 517, and request that Cities be given a service date four weeks from the date of an order establishing such date to serve any evidence they deem relevant on this issue. Cities state that although they filed evidence on their service date of October 28, 1975, as to all other issues related to this case, the short time between the date of the Commission order of October 10, 1975, suspending the fuel clause and their October 28, 1975, filing date was insufficient time for Cities to analyze the proposed new fuel clause to determine whether, in their judgment, it conformed to Order No. 517 and § 35.14 of the Regulations. Based on the foregoing, we believe it reasonable and appropriate to establish a service date for Cities to serve any evidence they may deem relevant as to the justness and reasonableness of the new fuel clause and further to revise the remaining procedural dates in these consolidated proceedings as hereinafter provided.

The Commission finds. (1) Good cause exists to deny Cities' October 28, 1975, application for rehearing as hereinafter ordered and conditioned.

(2) Good cause exists to change the previously established procedural dates in these consolidated proceedings as hereinafter provided.

The Commission orders. (A) Cities' October 28, 1975, application for rehearing of our October 10, 1975, order is denied.

(B) The procedural dates previously established in Docket Nos. E-9002 and ER76-122 are hereby modified as follows:

Cities' Service Date on Fuel Clause Issue, January 16, 1976.
Date For Service Of Rebuttal Evidence by Com Ed and Commission Staff, January 30, 1976.
Hearing, February 17, 1976 (10 a.m., e.s.t.).

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34428 Filed 12-19-75;8:45 am]

[3] Commonwealth Edison Company, ---- FPC ---- issued October 29, 1974, in Docket No. E-9002, rehearing denied ---- FPC ---- issued December 18, 1974.

[Docket No. ER76-314]

CONNECTICUT LIGHT AND POWER CO.

Termination

DECEMBER 12, 1975.

Take notice that on December 1, 1975 Connecticut Light and Power Company tendered for filing notice of termination of its Rate Schedule FPC No. 91, dated November 1, 1973. The termination was effective as of April 30, 1974 in accordance with the terms of the Rate Schedule.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34429 Filed 12-19-75;8:45 am]

[Docket No. ER76-333]

CONNECTICUT LIGHT AND POWER CO.

Transmission Agreement

DECEMBER 15, 1975.

Take notice that on December 5, 1975, The Connecticut Light and Power Company (CL&P) tendered for filing a proposed rate schedule with respect to Transmission Agreement dated October 1, 1975 between (1) CL&P, The Hartford Electric Light Company (HELCO) and Western Massachusetts Electric Company (WMECO) and (2) Long Island Lighting Company (LILCO).

CL&P states that LILCO has executed a contract with the Vermont Electric Power Company (VELCO) of Rutland, Vermont for the purchase of power from VELCO's entitlement in the Vermont Yankee nuclear generating facility (the LILCO purchase) in the amount of 30,000 kilowatts. CL&P states further that the Transmission Agreement provides for a transmission service to LILCO during the period from November 1, 1975 to October 31, 1976.

CL&P states that final contractual arrangements between VELCO and LILCO, regarding the LILCO purchase, were not completed until a date which prevented the filing of this rate schedule more than thirty days prior to the proposed effective date. CL&P therefore requests that, in order to permit LILCO to receive transmission service to wheel the LILCO purchase, the Commission, pursuant to § 35.11 of its regulations, waive the thirty-day notice period and permit the rate schedule failed to become effective on November 1, 1975.

CL&P states that the monthly transmission charge is equal to one-twelfth of the estimated annual average unit cost of transmission service on the Northeast Utilities system determined in accordance with § 13.9 (Determination of Amount of PTF Costs) to the New England Power Pool (NEPOOL) Agreement and the uniform rules adopted by the NEPOOL Executive Committee multiplied by the number of kilowatts of winter capability which LILCO is entitled to receive. CL&P also states that the Northeast Utilities companies and LILCO recognize that during the Term of the Transmission Agreement, the 115-kV transmission facilities supplying the southwest area of Connecticut will normally be fully loaded on a single contingency basis. Accordingly, the Northeast Utilities companies and LILCO have agreed that for transmission purposes, the LILCO purchase shall be treated as a five-minute interruptible load.

CL&P states that copies of this rate schedule have been mailed or delivered to CL&P, Hartford, Connecticut, HELCO, Hartford, Connecticut, WMECO, West Springfield, Massachusetts and LILCO, Hicksville, New York. CL&P states that the services to be provided under this Transmission Agreement are similar to services provided by CL&P, HELCO and WMECO pursuant to an agreement between CL&P, HELCO and WMECO and City of Holyoke Gas and Electric Department dated as of April 1, 1975 and filed with the Commission by letter dated May 22, 1975. (Rate Schedule—CL&P, FPC No. 113, HELCO FPC No. 91, WMECO FPC No. 105).

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34385 Filed 12-19-75;8:45 am]

[Docket No. ER76-326]

CONNECTICUT LIGHT AND POWER CO. ET AL.

Termination

DECEMBER 16, 1975.

Take notice that on December 3, 1975, The Connecticut Light and Power Com-

pany (CL&P), The Hartford Electric Light Company (HELCO), and Western Massachusetts Electric Company, (WMECO) tendered for filing a notice that the following rate schedules, effective October 1, 1973, were terminated in accordance with their terms on October 31, 1973:

Rate Schedule FPC No. CL&P 89; Rate Schedule FPC No. HELCO 73; and Rate Schedule FPC No. WMECO 89.

CL&P, HELCO and WMECO state that notice of the proposed termination has been served upon the Public Service Company of New Hampshire.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 26, 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.75-34392 Filed 12-19-75;8:45 am]

[Docket No. ER76-327]

CONNECTICUT LIGHT AND POWER CO. ET AL.

Termination

DECEMBER 16, 1975.

Take notice that on December 3, 1975, The Connecticut Light and Power Company (CL&P), The Hartford Electric Light Company (HELCO) and Western Massachusetts Electric Company (WMECO) filed with the Commission a notice that the following rate schedules, effective September 1, 1974, were terminated in accordance with their terms on October 31, 1974:

Rate Schedule FPC No. CL&P 97; Rate Schedule FPC No. HELCO 79; and Rate Schedule FPC No. WMECO 94.

CL&P, HELCO and WMECO state that notice of the proposed termination have been served upon the Public Service Company of New Hampshire.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure. All such petitions or protests should be filed on or before December 26, 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.75-34393 Filed 12-19-75;8:45 am]

[Docket No. ER76-334]

CONNECTICUT LIGHT AND POWER CO.

Amendment to Transmission Agreement

DECEMBER 15, 1975.

Take notice that on December 5, 1975, The Connecticut Light and Power Company (CL&P) tendered for filing a proposed Amendment to Transmission Agreement (Amendment), dated October 1, 1975 between (1) CL&P, The Hartford Electric Light Company (HELCO) and Western Massachusetts Electric Company (WMECO) and (2) City of Holyoke Gas and Electric Department (HG&E).

CL&P states that HG&E has executed a contract with the Vermont Electric Power Company (VELCO) of Rutland, Vermont for the purchase of power from VELCO's entitlement in the Vermont Yankee nuclear generating facility (the HG&E purchase) in the amount of 5,000 kilowatts.

CL&P states that the Amendment provides for an extension of the termination date of the Transmission Agreement from October 31, 1975 to April 30, 1978. CL&P states that there was not sufficient time to prepare, execute and file the Amendment with the Commission more than thirty days prior to the proposed effective date.

CL&P therefore requests that, in order to permit HG&E to receive transmission service to wheel the HG&E purchase, the Commission, pursuant to § 35.11 of its regulations, waive the thirty-day notice period and permit the Amendment filed to become effective on November 1, 1975.

CL&P states that the monthly transmission charge is equal to one-twelfth of the estimated annual average unit cost of transmission service on the Northeast Utilities system determined in accordance with § 13.9 (Determination of Amount of PTF Costs) of the New England Power Pool (NEPOOL) Agreement and the uniform rules adopted by the NEPOOL Executive Committee multiplied by the number of kilowatts of winter capability which HG&E is entitled to receive, reduced to give due recognition of the payments made by HG&E for transmission services on Public Service Company of New Hampshire system.

CL&P states that copies of this rate schedule have been mailed or delivered to CL&P, Hartford, Connecticut, HELCO, Hartford, Connecticut, WMECO, West Springfield, Massachusetts and HG&E, Holyoke, Massachusetts.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34386 Filed 12-19-75;8:45 am]

[Docket No. ER76-335]

CONNECTICUT POWER AND LIGHT CO.

Amendment to Purchase Agreement

DECEMBER 15, 1975.

Take notice that on December 5, 1975, The Connecticut Light and Power Company (CL&P) tendered for filing a proposed Amendment to Purchase Agreement with respect to Various Gas Turbine Units (Amendment), dated September 15, 1975 between (1) CL&P and The Hartford Electric Light Company (HELCO), and (2) Vermont Electric Cooperative, Inc. (VEC).

CL&P states that the Amendment provides for an extension of the termination date of the Purchase Agreement from October 31, 1975 to April 30, 1976 (the Extension Period) and for changing the Purchase Percentages during the Extension Period.

CL&P states that there was not sufficient time to prepare, execute and file the Amendment with the Commission more than thirty days prior to the proposed effective date. CL&P therefore requests that, in order to permit VEC to receive the capacity and energy pursuant to the terms of the Amendment and to allow CL&P and HELCO to receive payment for such capacity and energy, the Commission, pursuant to § 35.11 of its regulations, waive the thirty-day notice period and permit the Amendment filed to become effective on November 1, 1975.

CL&P states that the transmission rate for the Extension Period is a monthly rate equal to one-twelfth of the annual average cost of transmission service on the Northeast Utilities System determined in accordance with § 13.9 (Determination of Amount of PTF Costs) of the New England Power Pool (NEPOOL) Agreement and the uniform rules adopted by the NEPOOL Executive Committee multiplied by the number of kilowatts of winter capability which VEC is entitled to receive reduced by up to one-half to give due recognition of the payments made by VEC for transmission services on intervening systems.

CL&P states that copies of this rate schedule have been mailed or delivered to CL&P, Hartford, Connecticut, HELCO, Hartford, Connecticut, VEC, Johnson, Vermont.

CL&P also states that no facilities are to be installed or modified in order to supply the service to be furnished under the Amendment.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the

Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34387 Filed 12-19-75;8:45 am]

[Docket No. ER76-343]

CONNECTICUT LIGHT AND POWER CO.

Termination

DECEMBER 15, 1975.

Take notice that on December 8, 1975, The Connecticut Light and Power Company ("the Company") tendered for filing a notice that effective April 30, 1973, The Connecticut Light and Power Company Rate Schedule FPC No. 58, effective May 1, 1972, and filed with the Federal Power Commission by the Company, was terminated in accordance with its terms.

The Company states that notice of the proposed termination has been served upon Bangor-Hydro-Electric Company.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 26, 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.75-34381 Filed 12-19-75;8:45 am]

[Docket No. E-9380]

CONSUMERS POWER CO.

Filing of Letter Agreement

DECEMBER 12, 1975.

Take notice that Consumers Power Company (Consumers Power) on December 8, 1975 tendered for filing a letter dated November 25, 1975 from Consumers Power to the Edison Sault Electric Company (Edison Sault). The letter informs Edison Sault that certain 138 kV submarine cables across the Straits of Mackinac by means of which Consumers Power is to provide wholesale electric service to Edison Sault, were first placed into service on November 6, 1975. Under the terms of the Contract for Electric Service between the two parties, dated November 21, 1974 and filed with the Commission on April 14, 1975, November 6, 1975 is established as the effective date of the contract.

Consumers Power states that copies of the letter were served on Edison Sault and on the Michigan Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 22, 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.75-34430 Filed 12-19-75;8:54 am]

[Docket No. ER76-313]

DUKE POWER CO.

Increase in Contract Demand

DECEMBER 12, 1975.

Take notice that on December 1, 1975, Duke Power Company (Company) tendered for filing a supplement to the Company's Electric Power contract with the Town of Westminster, designated FPC No. 256, which provides for an increase in contract demand for 3600 Kw to 4600 Kw made at the request of the customer.

The document is proposed to become effective on January 21, 1976.

The Company states that a copy of the filing has been mailed to the Chairman of the Commission of Public Works of the Town of Westminster, South Carolina.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34431 Filed 12-19-75;8:45 am]

[Docket No. RP75-114]

EAST TENNESSEE NATURAL GAS CO.

Further Extension of Procedural Dates

DECEMBER 12, 1975.

On December 4, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued August 14, 1975, as most recently modified by notice issued December 1, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Services of Staff Testimony, January 27, 1976.
Service of Intervenor Testimony, February 10, 1976.
Service of Company Rebuttal, March 9, 1976.
Hearing, March 23, 1976 (10 a.m., e.s.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34432 Filed 12-19-75;8:45 am]

[Docket No. RP72-134, (PGA-4B)]

EASTERN SHORE NATURAL GAS CO.

Purchased Gas Cost Adjustment to Rates and Charges

DECEMBER 12, 1975.

Take notice that Eastern Shore Natural Gas Company (Eastern Shore) on December 8, 1975, tendered for filing Revised Substitute Thirteenth Revised Sheet No. 3A and Revised Substitute Thirteenth PGA-1 to its FPC Gas Tariff, Original Volume No. 1, to become effective October 1, 1975. This filing supplements the filing in this docket on November 17, 1975.

The above revised tariff sheets reflect accumulative changes to the original rates filed by Transcontinental Gas Pipe Line Corporation in Docket No. RP75-75 on March 14, 1975, to be effective May 1, 1975. The Commission suspended the effectiveness of such rates until October 1, 1975.

Copies of the filing have been mailed to each of the Company's jurisdictional customers and to interested State Commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 31, 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.75-34394 Filed 12-19-75;8:45 am]

[Docket No. RP72-134, (PGA 76-5A)]

EASTERN SHORE NATURAL GAS CO.

Purchased Gas Cost Adjustment to Rates

DECEMBER 11, 1975.

Take notice that Eastern Shore Natural Gas Company (Eastern Shore) on December 2, 1975, tendered for filing Revised Fourteenth Revised Sheet No. 3A, Revised Fourteenth Revised PGA-1, Second Revised Fourteenth Revised Sheet No. 3A and Second Revised Fourteenth Revised PGA-1 to its FPC Gas Tariff, Original Volume No. 1, to become effective November 1 and 2, 1975, respectively. These rate filings will increase Eastern Shore's sales rates and reduce its storage rates to reflect equivalent filings of Transcontinental Gas Pipe Line Corporation which were made on November 14, 1975, in Docket Nos. RP73-3, et al.

Pursuant to § 154.51 of the regulations under the Natural Gas Act, Eastern Shore respectfully requests waiver of the notice requirements of Section 154.22 of those Regulations and of § 20.2 of the General Terms and Conditions of its Tariff, to the extent necessary, to permit the tariff sheets submitted herewith to become effective as of November 1 and 2, 1975, respectively, to coincide with the proposed effective date of Transco's rate changes. In support hereof, Eastern Shore states that Transco's November 14 filing prevented it from meeting the appropriate notice requirements.

Copies of the filing have been mailed to each of the Company's jurisdictional customers and to interested State Commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 29, 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.75-34408 Filed 12-19-75;8:45 am]

[Docket No. RP76-19]

EL PASO NATURAL GAS CO.

Withdrawal of Tariff Filing

DECEMBER 12, 1975.

Take notice that on December 4, 1975, El Paso Natural Gas Company ("El Paso"), filed a notice of withdrawal of its tariff filing which is now pending Commission disposition at Docket No. RP76-19.

El Paso states that by order issued July 9, 1975, at Docket Nos. CP73-334, CP74-289 and CP75-360, the Commission granted El Paso temporary authorization to initiate "further special operating arrangements" made between El Paso, Pacific Gas and Electric Company ("PG and E") and Southern California Gas Company ("SoCal"), which arrangements were made to assist El Paso in protecting Priority 1 and 2 service requirements of its east-of-California customers during the 1975-76 and 1976-77 heating seasons and thereafter. Said order also accepted for filing and made effective on July 9, 1975, certain tariff sheets providing, *inter alia*, for the collection of a 8.37¢ per Mcf surcharge during the months of November, 1975, through April, 1976, to compensate El Paso for its costs in implementing the further special operating arrangements.

Subsequently, on September 29, 1975, El Paso states it tendered for filing and acceptance certain tariff sheets to its FPC Gas Tariff which proposed to increase the initial surcharge rate from 8.37¢ per Mcf to 10.09¢ per Mcf. Such revised surcharge, proposed to be made effective November 1, 1975, was designed to permit El Paso to recover the additional cost to be incurred under the said further special operating arrangements, based upon the anticipated delivery by El Paso to PG and E of up to the full 17,000,000 Mcf of additional advance sale gas provided by the further special operating arrangements, rather than the originally forecasted 9,000,000 Mcf of additional advance sale gas deliveries.[1]

El Paso states that, by letter dated October 16, 1975, at Docket No. CP75-360, the Commission informed El Paso that the subject September 29, 1975, revised surcharge filing constituted a rate increase application and should be supplemented to include Statements L, M and N as required by § 154.63 of the Commission's Regulations. The Commission further advised El Paso that no filing date would be assigned pending receipt of such data. Subsequently, Commission notice of said filing was issued October 22, 1975, at Docket No. RP76-19.

At the time of filing of the September 29, 1975 submittal, El Paso states it anticipated that essentially all of the 17,000,000 Mcf advance sale gas authorized would be delivered to PG and E by October 31, 1975; however, actual deliveries of advance sale gas to PG and E through October 31, 1975, aggregated 15,145,431 Mcf, which is substantially more than the 9,000,000 Mcf originally expected but less than the anticipated 17,000,000 Mcf upon which the revised surcharge rate was based. PG and E in late October advised El Paso that PG and E would not be able to accept additional advance sale gas deliveries during the month of November, 1975. These changed circumstances necessarily would require a further redetermination of the initial surcharge rate to be collected by El Paso which, at the earliest date, could be placed into effect no sooner than January, 1976. Such a change in the surcharge rate in January, 1976, would also necessitate that El Paso's customers concurrently change their rates to their customers.

In view of the administrative inconveniences which would now result from such a change in the surcharge rate proposal, and inasmuch as El Paso's presently effective tariff provides a mechanism whereby either the disposition of any excess revenues collected by El Paso or the recovery of any deficient revenues will be accomplished by a plan which El Paso states will be submitted to the Commission within 60 days of April 30, 1976, El Paso has given notice of the withdrawal of its September 29, 1975, tariff tender filing pending at Docket No. RP 76-19.

Any person desiring to be heard or to make any protest with reference to said notice of withdrawal of application should, on or before December 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.75-34395 Filed 12-19-75;8:45 am]

[1] See El Paso's application for a certificate of public convenience and necessity and request for temporary authorization and related tariff tender filed June 10, 1975, at Docket No. CP75-360.

[Docket No. E-9543]

FLORIDA POWER & LIGHT CO.

Application

DECEMBER 11, 1975.

Take notice that on November 26, 1975, Florida Power & Light Company (Applicant) filed an application seeking an order pursuant to section 203 of the Federal Power Act authorizing it to acquire certain electric transmission facilities from Jacksonville Electric Authority (JEA).

Applicant is incorporated under the laws of the State of Florida with its principal business office at Miami, Florida and is engaged in the electric utility business in parts of 35 of the 67 counties in the State.

JEA is a municipal electric authority, a body politic and corporate of the State of Florida and owns and operates other facilities for the distribution and sale of electric energy in 3 counties in Florida.

The Applicant will pay the sum of $2,290,438 in exchange for said property.

Any person desiring to be heard or to make any protest with reference to said

application should, on or before January 2, 1976, file with the Federal Power Commission, Washington, D.C., 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34409 Filed 12-19-75;8:45 am]

[Docket No. ER76-325]

GULF STATES UTILITIES CO.

Letter Agreement

DECEMBER 15, 1975.

Take notice that on December 3, 1975 Oklahoma Gas and Electric Company tendered for filing on behalf of Gulf States Utilities Company (Gulf States) a Letter Agreement, dated October 13, 1975, between Gulf States and Central Louisiana Electric Co., Inc. and Louisiana Power and Light Company amending Schedule RE, Replacement Energy, a supplement to their Interconnection Agreement, designated as Supplement No. 28 to Gulf States' Rate Schedule FPC No. 82.

Gulf States indicates that the change made by this proposal is the add-on portion of the rate when energy being supplied by the seller is purchased from another supplier and passes through the seller's system to the Buyer. Gulf States requests an effective date of January 1, 1976 for this letter Agreement.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34382 Filed 12-19-75;8:45 am]

[Docket No. G-9287, etc.]

HUMBLE OIL AND REFINING CO.

Filing of Petition by Columbia Gas Transmission Corporation for an Order Releasing Refunds Held in Escrow

DECEMBER 10, 1975.

Take notice that on November 21, 1975, Columbia Gas Transmission Corporation (Columbia), legal successor to United Fuel Gas Company, filed in the above-entitled proceeding a petition requesting the Commission to order the release of refunds held by Humble Oil and Refining Company. The refunds in question amount to $145,900.08 plus accrued earnings. In its petition, Columbia states as follows:

By Order releasing refunds in part issued April 21, 1965, the Commission, after analysis of the Refund Report filed by United Fuel (Appendix A), directed Humble to retain those amounts which United Fuel claimed it had no obligation to flow-through. The money so retained amounted to $145,900.08 covering the period April 1, 1962 through June 30, 1964. Columbia's claim to retain these refunds is based upon the Stipulation and Agreement in Docket No. 20270 which was in force during the period refunds were collected. The Stipulation and Agreement approved by the Commission stated that Columbia's predecessor, United Fuel, had no obligation under Article IV, Paragraph 2, to "* * * pass on any refunds it may receive from suppliers as a result of final determination of gas purchase increases which became effective after June 1, 1961 and which are not reflected in United's rates in this docket, No. 20270." These representations were also embodied in United Fuel's Application for Rehearing and Reconsideration dated May 21, 1965 (Appendix B).

In its Order releasing refunds held by Pan American Petroleum Corporation to Columbia in Docket No. G-9279, issued July 29, 1975, the Commission determined that refunds may be appropriately retained by Columbia pursuant to the Commission approved Stipulation and Agreement in United Fuel Gas Company, Docket No. G-20270. Since the factual situation with regard to Humble in the above-docketed proceeding is identical to the situation in Pan American Petroleum Corporation, Docket No. G-9279 and since the Commission has already approved Columbia's right to retain refunds arising from rates in effect subsequent to June 1, 1961, pursuant to the Stipulation and Agreement in Docket No. G-20270, the refunds held in escrow by Humble should be released to Columbia without obligation to flow-through these refunds to its customers.

Any person desiring to be heard and to make any protest with reference to 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 the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All such petitions or protests should be filed on or before January 9, 1976. Protests will be considered by the Commission 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 must file a petition to intervene. Columbia's petition is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34403 Filed 12-19-75;8:45 am]

[Docket No. ER76-309]

INDIANAPOLIS POWER & LIGHT CO.

Changes in Rates and Charges

DECEMBER 16, 1975.

Take notice that on December 1, 1975, Indianapolis Power & Light Company (Indianapolis) tendered for filing Modification No. 2 dated October 1, 1975, to the Interconnection Agreement dated December 2, 1968, between Indianapolis and Southern Indiana Gas and Electric Company (Southern Indiana), designated Indianapolis Rate Schedule FPC No. 6.

Indianapolis states that section 1 of Modification No. 2 provides for an increase in the demand charge for short term power from $0.40 to $0.45 per kilowatt per week and from ⅛ of the $0.40 weekly charge to $0.975 per kilowatt per day for short term power sold (purchased) for periods less than one week. Section 1 provides further that if the supplying party requests a reduction in the amount of short term energy to be delivered, the weekly rate will be reduced $0.075 per day other than Sunday. Included in the filing is a Certificate of Concurrence executed on behalf of Southern Indiana.

Indianapolis requests waiver of any requirements of § 35.13 of the Commission's regulations, 18 CFR 35.13, not already complied with.

It has been requested by Indianapolis that Modification No. 2 become effective as soon as practicable.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34372 Filed 12-19-75;8:45 am]

[Docket No. ID-1599]

JAMES F. SMITH

Application

DECEMBER 11, 1975.

Take notice that on December 1, 1975, James F. Smith (Applicant) filed an application with the Federal Power Commission. Pursuant to section 305(b) of the Federal Power Act, Applicant seeks authority to hold the following positions:

Director and Executive Vice President, Financial, Orange and Rockland Utilities, Inc., Public Utility.

Director and Executive Vice President, Financial, Rockland Electric Company, Public Utility.

Director and Executive Vice President, Financial, Pike County Light & Power Company, Public Utility.

Orange and Rockland Utilities, Inc. (formerly Rockland Light and Power Company) has its principal place of business at Spring Valley, New York. The Company is engaged in the generation, distribution and sale of electric current in Rockland County and portions of Orange County and the easterly portion of Sullivan County, all in the state of New York, and owns and operates facilities for the transmission of electric energy across the New Jersey and Pennsylvania state lines to its wholly-owned subsidiary companies, Pike County Light & Power Company, Milford, Pennsylvania; and Rockland Electric Company, Ramsey, New Jersey. The Company also distributes natural gas in parts of the territory.

Any person desiring to be heard or to make any protest with reference to said application should on or before January 5, 1976, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests to intervene in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and is available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34410 Filed 12-19-75;8:45 am]

[Docket No. ER76-340]

KANSAS POWER AND LIGHT CO.

Filing of Cancellation

DECEMBER 16, 1975.

Take notice that on December 8, 1975, The Kansas Power and Light Compnay (Kansas) tendered for filing a proposed cancellation of FPC Rate Schedule No. 56. Said rate schedule was dated January 23, 1956, between the City of Herington and Kansas.

Kansas states that the termination of the contract is to be effective January 23, 1976.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 26, 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.75-34391 Filed 12-19-75;8:45 am]

[Docket No. ER76-310]

KENTUCKY UTILITIES CO.

Filing of Revised Fuel Clauses

DECEMBER 12, 1975.

Take notice that on December 1, 1975, Kentucky Utilities Company (Kentucky) tendered for filing two revised fuel clauses applicable to service rendered Old Dominion Power Company. Kentucky states that one of the fuel clauses is applicable to transmission voltage delivery, while the other clause is applicable to distribution voltage delivery. Kentucky requests that the fuel clauses be permitted to become effective as of January 1, 1976.

Kentucky states that the instant filing is made in order to comply with § 35.14 of the Commission's regulations as same have been amended by Order No. 517.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 29, 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.75-34396 Filed 12-19-75;8:45 am]

[Docket No. ER76-312]

KENTUCKY UTILITIES CO.

Filing of Revised Fuel Clause

DECEMBER 12, 1975.

Take notice that on December 1, 1975, Kentucky Utilities Company (Kentucky) tendered for filing a revised fuel clause applicable to service rendered the City of Paris, Kentucky. Kentucky requests that the fuel clause be permitted to become effective as of January 1, 1976.

Kentucky states that the instant filing is made in order to comply with § 35.14 of the Commission's regulations as same have been amended by Order No. 517.

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 §§ 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 December 29, 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.75-34397 Filed 12-19-75;8:45 am]

[Docket No. RP75-104]

LAWRENCEBURG GAS TRANSMISSION CORP.

Filing of Revised Tariff

DECEMBER 11, 1975.

Take notice that on November 17, 1975, Lawrenceburg Gas Transmission Corporation tendered for filing FPC Gas Tariff, First Revised Volume No. 1, superseding Original Volume No. 1, and revised service agreements between Lawrenceburg Gas Transmission Corporation and Lawrenceburg Gas Company and The Cincinati Gas & Electric Company. The Revised Tariff and service agreements are proposed to become effective on November 1, 1975.

Lawrenceburg Transmission states that it considers the filings to be in compliance with the Commission's Order issued October 31, 1975 in Docket No. CP 75-370, and requests waiver of the 30 day notice requirement under Section 154.51 of the Commission's Regulations.

Lawrenceburg Transmission states that copies of the filing have been served on its two wholesale customers and on interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in

accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 26, 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.75-34411 Filed 12-19-75;8:45 am]

[Docket No. E-9469]

LOCKHART POWER CO.

Order Accepting for Filing and Permitting To Become Effective, Subject to Refund, Proposed Rate Increase and Establishing Procedures

DECEMBER 12, 1975.

On June 2, 1975, Lockhart Power Company (Lockhart) filed with this Commission an amended service agreement and rate schedule for wholesale electric service to the City of Union, South Carolina (Union). The effect of such filing, Lockhart asserted, was to increase its rates to Union by $54,479 annually. Lockhart admitted, however, that it had been collecting such increased rate from Union since September 1, 1974. In this regard, Lockhart stated that the rate increase had been accepted by Union and approved by the Public Service Commission of South Carolina. Finally, Lockhart asserted that "the company has never been held to be subject to the Commission's jurisdiction under Part II of the Federal Power Act", and stated that its June 2, 1975, filing was made solely for the Commission's information.

Public notice of Lockhart's filing was issued on June 11, 1975, with comments, protests or petitions to intervene due on or before June 24, 1975. No responses were received.

Preliminary review of Lockhart's filing found it to be deficient with respect to certain requirements of the Commission's Regulations. Accordingly, by letter dated June 25, 1975, the Commission Secretary informed Lockhart of such deficiency and stated that a filing date would not be assigned its submittal until the deficiency was cured.

Lockhart responded to the Secretary's deficiency letter in a letter filed on July 17, 1975. In such response, the Company stated:

> We do not have the information requested by your letter of June 25 and, in the circumstances, believe that it should be unnecessary to undertake to prepare this information. As you can see, our operations are relatively small and we do not have the data availability of those companies with which you are more familiar. I am sure, however, that the South Carolina Public Service Commission would be glad to answer any questions you may have about the recent revised agreement.

In our order issued August 15, 1975 we found that Lockhart's wholesale sale of electric energy to Union does constitute a "* * * sale of electric energy at wholesale in interstate commerce * * *" within the meaning of section 201(b) of the Federal Power Act. We also noted that Lockhart has been on notice for three years that its sale to Union and the rate charged therefor are subject to our jurisdiction. Concluding from these facts that "our ability to protect the public against potentially unlawful rates has, in this case, been seriously jeopardized * * *", we rejected the rate increase and ordered refunds of all amounts collected pursuant thereto. In the alternative, we provided that the filing would not be rejected if Lockhart filed, within 30 days, (1) the material necessary to cure the filing deficiencies in its June 2, 1975, submittal,[1] and (2) a statement agreeing that all increased rates collected since September 1, 1974, until the resolution of this proceeding are subject to refund of any amount found by this Commission to be in excess of a just and reasonable rate level. Finally, we stated that if Lockhart agreed to these two conditions, then we would "* * * by further order take such action as we may deem appropriate in light of our analysis of the cost data supplied by Lockhart."[2]

In a letter filed with the Commission on September 8, 1975, Lockhart agreed "* * * that increased rates collected since September 1, 1974, until the resolution of this proceeding are collected subject to refund of any amounts found by the Federal Power Commission to be in excess of a just and reasonable level."

On Novemer 14, 1975, Lockhart filed cost of service data, testimony and exhibits which are intended to cure the deficiencies set forth in the aforementioned June 25, 1975, letter of the Commission Secretary. In his prepared testimony, Lockhart's General Manager states that the rate increase to Union is necessitated by large expense increases recently experienced by the Company. In addition, he contends that the Company should be permitted to earn an overall rate of return of 8.78 percent.

Our review of the cost of service data, testimony and exhibits submitted by Lockhart on November 14, 1975, indicates that the rate increase to Union has not been shown to be just and reasonable and may be unjust, unreasonable, or otherwise unlawful.

As discussed above, our order of August 15, 1975, stated that Lockhart's filing would not be rejected if Lockhart complied with two conditions. Lockhart has now complied with those conditions. Accordingly, we shall accept Lockhart's proposed increased rates for filing and permit them to become effective, subject to refund, as of September 1, 1974, and establish a hearing to determine the just and reasonable rate level to be charged to Union.

The Commission finds: (1) 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 Lockhart's rate increase filed in Docket No. E-9469, and that such increase be accepted for filing and permitted to become effective as of September 1, 1974.

The Commission orders: (A) Pending a hearing and decision thereon, Lockhart's June 2, 1975, filing, as cured on November 14, 1975, is accepted for filing and permitted to become effective as of September 1, 1974, subject to refund.

(B) 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 an initial conference in this proceeding on January 15, 1976. Said Presiding Administrative Law Judge is hereby authorized to establish all procedural dates for this proceeding and to rule upon all motions (except petitions to intervene), subject to review by the Commission.

(C) 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 § 1.18 of the Commission's Rules of Practice and Procedure.

(D) 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.75-34398 Filed 12-19-75;8:45 am]

[Docket No. RP75-96]

MICHIGAN WISCONSIN PIPE LINE CO.

Order Denying Application for Rehearing and Making Effective Revised Tariff Sheets

DECEMBER 11, 1975.

On April 30, 1975, Michigan Wisconsin Pipe Line Company (Mich-Wis) tendered for filing in this docket proposed changes in its FPC Gas Tariff designed to effect a $66 million jurisdictional rate increase. The proposed increase was based on a test period of 12 months ended January 31, 1975, as adjusted for known and measurable changes through October 31, 1975. Mich-Wis requested an effective date of June 1, 1975, for the proposed rate increase.

By order issued May 19, 1975, we accepted the proposed changes for filing, subject to certain conditions, and suspended the use thereof for five months until November 1, 1975. One of the aforementioned conditions was that Mich-Wis file revised tariff sheets reflecting the elimination from its proposed rates of

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[1] By notice issued September 16, 1975, the time within which Lockhart was required to submit this material was extended to November 14, 1975.

[2] *Lockhart Power Company*, Docket No. E-9469, order issued August 15, 1975, *mimeo* at 4.

$11,265,490 in interest reimbursement payments to producers.[1]

On September 15, 1975, Mich-Wis filed tariff sheets intended to replace those sheets which the Company had originally filed on April 30, 1975. Such replacement tariff sheets reflected the rate level included in the April 30, 1975, filing as revised upward to reflect the net effect of: (1) purchased gas adjustment (PGA) increases as a result of the increased cost of imported Canadian gas as well as an increase in the cost of gas purchased from Texas Gas Transmission Corporation; (2) an increase in the balance of advance payments outstanding as of November 1, 1975; and (3) the elimination of the $11,265,490 in interest reimbursement payments to producers. Mich-Wis requested that these replacement tariff sheets be permitted to become effective November 1, 1975, in substitution for the tariff sheets which had previously been accepted for filing and suspended until that date.

By order issued October 31, 1975, we rejected Mich-Wis' September 15, 1975, submittal and required Mich-Wis to file revised tariff sheets reflecting only the elimination of the interest reimbursement to producers. Such rejection was based upon our findings that: (1) the portion of the filing reflecting purchased gas cost increases was based on a "Determination Period" different from that period required by Mich-Wis' tariff; and (2) the portion of the filing reflecting increased advance payments was not timely filed in accordance with the advance payments tracking authority which Mich-Wis received in the settlement of Docket No. RP73-102. We did note, however, that our rejection of the increased purchased gas costs portion of the filing was "* * * without prejudice to Mich-Wis' right to file for increases in such costs in accordance with the applicable provisions of its FPC Gas Tariff and our Regulations under the Natural Gas Act, together with a request for necessary waiver to permit such increases to become effective as of November 1, 1975 * * *" (ordering paragraph (D), *mimeo* at 4).

On November 14, 1975, Mich-Wis filed an application for rehearing of our October 31, 1975, order in this docket. In the alternative, Mich-Wis tendered with such application certain alternate revised tariff sheets which eliminate the aforementioned interest reimbursement payments and include increased purchased gas costs in the manner prescribed in its tariff. Mich-Wis requests that in the event rehearing is denied, the alternate revised tariff sheets be made effective as of November 1, 1975.

In its application for rehearing, Mich-Wis asserts that we misunderstood its September 15, 1975, filing. In this regard, Mich-Wis states that had it intended such filing to be a PGA filing, it would have filed in its PGA docket. Likewise, the Company states, had it meant to "track" the increase in advance payments, it would have filed in Docket No. RP73-102, wherein it obtained such tracking authority. Thus, rather than making a PGA and a tracking filing, Mich-Wis simply intended to "replace" the previously suspended tariff sheets with those sheets submitted on September 15, 1975.

Mich-Wis further states that "of significant importance" is the fact that a PGA filing in accordance with its tariff would result in underrecovery of its purchased gas cost increases to the extent of $5 million, due to a decline in its annual sales volume. Mich-Wis apparently believes that this fact is sufficient reason for us to accept its substitute tariff sheets in lieu of a PGA filing conforming to its tariff.

We are not persuaded by Mich-Wis' application for rehearing that we should amend our October 31, 1975, order in this docket. The subject filing, which proposed to increase the previously suspended rate level, is specifically prohibited by Section 154.66(b) of our Regulations except for good cause shown. We found that such good cause showing had not been made.[2] We further found that the filing, proposing to recover increased purchased gas and advance payment costs, failed to comply with both the PGA provisions of Mich-Wis' tariff and Mich-Wis' advance payment tracking authority. In view of this total failure by Mich-Wis to comply with our Regulations, its tariff, and its tracking authority, we concluded that the filing must be rejected. Mich-Wis has presented no arguments or additional evidence in its application for rehearing which changes that conclusion.

As noted above, Mich-Wis contends that a PGA filing pursuant to its tariff results in recovery of $5 million less than the actual increase in its cost of purchased gas. Mich-Wis is aware, no doubt, that this $5 million "loss" is recorded in its unrecovered purchased gas cost account (Account 191) and is subsequently recovered by imposition of a rate surcharge. Thus, the deferred account/surcharge mechanism keeps Mich-Wis whole and prevents the "underrecovery" of which Mich-Wis complains.

In light of our denial of Mich-Wis' application for rehearing, we shall accept the revised tariff sheets tendered with such application insofar as such sheets reflect elimination of the interest reimbursement payments and increased purchased gas costs in compliance with the PGA provision of Mich-Wis' tariff. Such revised tariff sheets shall be permitted to become effective as of November 1, 1975.

The Commission finds: (1) Mich-Wis' November 14, 1975, application for rehearing of our October 31, 1975, order in this docket presents no new facts or principles of law which warrant modification or amendment of said order.

(2) Good cause exists to accept for filing and make effective as of November 1, 1975, the revised tariff sheets tendered with Mich-Wis' November 14, 1975, application for rehearing.

The Commission orders: (A) Mich-Wis' November 14, 1975, application for rehearing of our October 31, 1975, order in this docket is hereby denied.

(B) The revised tariff sheets tendered with Mich-Wis' application for rehearing are accepted for filing and made effective as of November 1, 1975.

(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.75-34412 Filed 12-19-75;8:45 am]

[1] By order issued July 11, 1975, Mich-Wis' application for reconsideration of our May 19, 1975, order was denied.

[2] *Michigan Wisconsin Pipe Line Company*, Docket No. RP75-96, order issued October 31, 1975, finding paragraph (2), *mimeo* at 3.

[Docket No. ER76-158]

NEW ENGLAND POWER CO.

Further Extension of Procedural Dates

DECEMBER 11, 1975.

On December 8, 1975, New England Power Company filed a motion to extend the procedural dates fixed by order issued October 30, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Service of Company Testimony, February 10, 1976.
Service of Staff Testimony, April 12, 1976.
Service of Intervenor Testimony, April 26, 1976.
Service of Company Rebuttal, May 10, 1976.
Hearing, May 24, 1976 (10:00 a.m., e.s.t.).

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34413 Filed 12-19-75;8:45 am]

[Docket No. ER76-304]

NEW ENGLAND POWER CO.

Rate Filing

DECEMBER 15, 1975.

Take notice that on November 28, 1975, New England Power Company (NEPCO) tendered for filing copies of the following amendments to its FPC Electric Tariff, Original Volume No. 1 constituting a new Rate R-10:

1. Schedule II-A, Seventh Revised Page No. 1.
2. Schedule II-A, Seventh Revised Page No. 2.
3. Schedule II-B, First Revised Page No. 1.
4. Schedule II-B, Original Page No. 2.
5. Schedule III-C, Second Revised Page No. 9.

NEPCO requests an effective date of January 1, 1976 for its Rate R-10.

NEPCO states that the changes in the Company's present R-9 rate (Schedule II-A) to be effective by the amendments filed herewith will in each case increase the Demand Charge from $5.72 per kilowatt of demand to $6.43 per kilowatt and increase the Energy Charge from 17.5 mills per kilowatt-hour to 17.8 mills per kilowatt-hour. In addition, the charge for sub-transmission service is increased from $0.05 to $0.46 per KW of demand.

According to NEPCO, based on the calendar year 1976 as a test period, the effect of the R–10 rate changes will be to increase the Company's annual revenues by approximately $28,600,000. This represents a 6% increase over the presently effective rate. NEPCO has no other rate for similar wholesale for resale service.

According to NEPCO, the rate increase submitted in this filing is necessary to provide the increased revenues needed to meet continually increasing operating expenses and to enable the Company to raise capital on reasonable terms to provide future service to the consumer. NEPCO has been simply unable to earn anything approaching a fair return for the past two years (its earned return on common equity for 1974 was 10.15%) and as a result, its financial integrity has been continually called into question to the detriment of both shareholders and consumers.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure. All such petitions or protests should be filed on or before December 22, 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.75-34383 Filed 12-19-75;8:45 am]

[Docket No. ER76-317]

NEW ENGLAND POWER CO.

Proposed Changes in Rates and Charges

DECEMBER 12, 1975.

Take notice that on December 1, 1975, New England Power Company (NEPCO) filed revised tariff sheets constituting a new Rate R–10/CD for certain of its Primary Service for Resale Customers that have opted for Contract Demand Service. NEPCO requests an effective date of January 1, 1976. NEPCO states that its revised tariff sheets will result in an increase in revenues from these Customers on the basis of a 1976 test year of approximately $764,300. NEPCO asserts that the filing is based on agreement with its Customers that any changes in its basic rate for Primary Service for Resale will be cause for a collateral filing of its Rate for Contract Demand Service.

Any person desiring to be heard or to make any protest with reference to this filing should, on or before December 23, 1975, file with the Federal Power Commission, 825 North Capitol Street NE., 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 will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of the filing and supporting documents are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34379 Filed 12-19-75;8:45 am]

[Docket No. ER76-291; Low Voltage PTF Cost Rules]

NEW ENGLAND POWER POOL AGREEMENT (NEPOOL)

Filing of Supplement to the New England Power Pool Agreement

DECEMBER 12, 1975.

Take notice that on November 24, 1975, the NEPOOL Executive Committee tendered for filing lower voltage transmission facilities charges and associated cost rules entitled: Recommended Rules for Calculating Costs of LV PTF Under the NEPOOL Agreement, dated January 31, 1974, which supplement the rate schedule designated FPC NEPOOL Rate Schedule No. 2.

The filed rate schedule provides for uniform cost rules and individual NEPOOL Participant charges for use of their lower voltage transmission facilities to transfer to other Pool Participants' entitlements in generating units which are pool-planned and other uses specified in the NEPOOL Agreement. The NEPOOL Executive Committee has proposed that the rate schedule become effective as of June 14, 1975 and has requested waiver of the customary notice period to permit the proposed charges to become effective on that date.

Copies of the filing were served upon each of the parties to the NEPOOL Agreement and to each of the parties to the Commission's proceeding: NEPOOL Agreement, Docket No. E–7690 (PTF Cost Rules).

Any person desiring to be heard or to protest said supplement should on or before December 23, 1975 file with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, a petition to intervene or protest in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure.

Persons wishing to become parties to a proceeding or to participate as a party in any hearing related thereto must file petitions to intervene in accordance with the Commission's rules of practice and procedure. 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. Copies of the rate schedule and related transmittal materials are on file wiith the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34378 Filed 12-19-75;8:45 am]

[Docket No. RP73-8; PGA No. 76-3a]

NORTH PENN GAS CO.

Adjustment in PGA Filing

DECEMBER 11, 1975.

Take notice that on December 5, 1975, the North Penn Gas Company (North Penn) tendered for filing proposed changes in its FPC Gas Tariff, First Substitute Twenty-Fifth Revised Sheet CPGA No. 76–3a), to amend its Twenty-Fifth Revised Sheet (PGA No. 76–3) filed on October 16, 1975, which reflected a surcharge credit of 0.014¢ per Mcf. The filing tracks reduced supplier rate changes made effective October 1, and November 2, 1975. North Penn had previously filed to track the unmodified rate filings by these suppliers. The Commission accepted North Penn's PGA's to be effective October 1, and November 2, 1975, but subject to modification to reflect the reduction in the supplier rates tracked therein. The reduced supplier rates were made subsequent to North Penn's original filings.

North Penn now proposes to defer tracking the reduced supplier rates until December 1, 1975.

North Penn also requested that it be permitted to accumulate over collections in its deferred account in the amount of $1844 for the months of October and November, 1975, which North Penn states were created because of the multiplicity of filings by Transcontinental Gas Pipeline Company, one of North Penn's suppliers, and because approved changes in supplier rates were not received in sufficient time so that the proper rates could be timely filed.

North Penn requests that the Commission waive its regulations so as to permit this filing to become effective on December 1, 1975.

North Penn states that copies of this filing were mailed to each of its jurisdictional customers as well as several state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 22, 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.75-34414 Filed 12-19-75;8:45 am]

[Docket No. ER76-50]

NORTHERN INDIANA PUBLIC SERVICE CO.

Filing

DECEMBER 11, 1975.

Take notice that on December 8, 1975, Northern Indiana Public Service Company (Northern Indiana) tendered for filing its FPC Electric Service Tariff, Second Revised Volume No. 1, superseding First Revised Volume No. 1, containing Rate Schedules VA1 and VA11. Northern Indiana states that electric service furnished under Rate Schedule VA1 to electric energy at wholesale to municipality while Rate Schedule VA11 applies to electric energy sold at wholesale to Rural Electric Membership Corporations, for resale.

The company states that the purpose of this filing is to serve as a convenience to its wholesale customers and to update and consolidate the rates contained in its settlement agreements with its wholesale customers, the municipalities and Rural Electric Membership Corporations, which were approved by order of the Commission dated November 24, 1975.

The company states that copies of this filing have been sent to the aforementioned customers as well as several regulatory agencies.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 22, 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.75-34415 Filed 12-19-75;8:45 am]

[Docket No. CP76-155]

NORTHERN NATURAL GAS CO.

Application

DECEMBER 10, 1975.

Take notice that on November 7, 1975, Northern Natural Gas Company (Applicant), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP76-155 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the modification of certain gas sales measuring facilities located in Crow Wing County, Minnesota, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that pursuant to budget-type authorization granted by order of the Commission of November 20, 1959 (22 FPC 869), Applicant installed a sales metering station in Crow Wing County, Minnesota (Crosby TBS #2), to sell and deliver natural gas to Inter-City Gas Limited, Incorporated (Inter-City), formerly Iron Ranges Natural Gas Company, for resale to the Manganese Chemical Plant (Manganese). Applicant states that Manganese has terminated operations; however, a plastic company is presently being served by the aforestated meter station. Applicant alleges that the load for which the Crosby TBS #2 was designed will never develop; and, therefore, Applicant requests authorization to replace the existing regulating and measuring equipment with regulator and meter facilities more suited to the present requirements.

Applicant estimates the cost of the proposed facilities would be approximately $1,660, and states that Inter-City would reimburse Applicant for the actual cost less the salvage value of the facilities recovered.

The application states that the modification of facilities will not result in change of service to Inter-City.

Any person desiring to be heard or to make any protest with reference to said application should on or before December 29, 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.75-34404 Filed 12-19-75;8:45 am]

[Docket No. E-9148]

NORTHERN STATES POWER CO. (MINNESOTA)

Extension of Time

DECEMBER 11, 1975.

The order issued October 14, 1975, in the above-designated matter, required, among other things, that Northern States Power Company (Northern States) shall comply with ordering paragraph (B) of that order within sixty (60) days of October 14, 1975, or not later than December 13, 1975.

On December 10, 1975, Northern States filed a motion for a stay of the Commission order in Docket No. E-9148, in the Court of Appeals for the Eighth Circuit to which the Commission must respond by December 22, 1975. In order to allow time for the Commission to respond to the Northern States motion, it is appropriate to extend the time to and including December 31, 1975, within which Northern States shall comply with ordering paragraph (B) of the order issued October 14, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34416 Filed 12-19-75;8:45 am]

[Docket No. ER76-342]

PACIFIC POWER & LIGHT CO.

Filing of Modified Agreements

DECEMBER 15, 1975.

Take notice that Pacific Power & Light Company (Pacific) on December 8, 1975, tendered for filing three agreements modifying Pacific's Rate Schedule FPC No. 45, which provides for interconnections with the United States Bureau of Reclamation (Bureau).

Pacific states that:

1. Agreement (1) formalizes the practice of net billing as a convenience to both parties.

2. Agreement (2) establishes the arrangement for the provisional delivery of surplus energy scheduled by Pacific to the Bureau and the return thereof upon request by Pacific.

3. Agreement (3) provides for a new temporary point of delivery to the Bureau.

There is no change in rates contemplated by this filing, and no estimate of quantities of energy to be delivered or revenues to be derived therefrom can be made.

Pacific requests waiver of the Commission's notice requirements to permit these modifications to the rate schedule to become effective March 19, 1974 and October 1, 1975, and October 17, 1975 for Agreements (1), (2) and (3) respectively, which it claims are the dates of commencement of service.

Any person desiring to be heard or to protest sad application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10).

All such petitions or protests should be filed on or before December 26, 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 applicaton are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34384 Filed 12-19-75;8:45 am]

[Docket No. RP76-39]

SEA ROBIN PIPELINE CO.

Order Accepting for Filing, Subject to Conditions, Proposed Tariff Sheets, Suspending Use Thereof, Providing for Hearing and Establishing Procedures

DECEMBER 11, 1975.

On November 14, 1975, Sea Robin Pipeline Company (Sea Robin) tendered for filing proposed changes in its FPC Gas Tariff [1] designed to effect a jurisdictional rate increase of $43,036,531 annually. The proposed changes are based on the 12-month period ended July 31, 1975, as adjusted for known and measurable changes through April 30, 1976. Sea Robin requests that its filings be permitted to become effective as of December 15, 1975.

Public notice of Sea Robin's filing was issued on December 5, 1975 with comments, protests and petitions to intervene due on or before December 22, 1975. Responses to such notice will be reported by separate order.

As support for its proposed rate increase, Sea Robin cites increases in its system-wide cost of service during the test period mentioned above. Among other things, the proposed increase reflects: an overall rate of return of 11.12 percent, including an allowance for common equity of 15.0 percent; calculation of depreciation expense on the basis of the unit of production method at 11 cents/Mcf; an increased rate base as a result of Sea Robin's restatement of its depreciation reserve; and an anticipated decline in sales volumes.

As noted above, Sea Robin has, for purposes of the instant filing, restated its depreciation reserve to reflect the application of a four percent straight line rate since inception of the Company. Although the four percent rate was approved in Sea Robin's initial certificate proceeding in Docket No. CP69-48, Sea Robin presently books the cost of depreciation at a rate of 8.33 percent. Thus, the effect of Sea Robin's restatement of its depreciation reserve at four percent is to permit it to earn return and associated taxes on a rate base which fails to reflect the book depreciation rate claimed in prior periods. Accordingly, as hereinafter ordered, Sea Robin shall be required to file revised tariff sheets reflecting the cost of depreciation which Sea Robin has actually booked since inception of the Company.

Review of Sea Robin's filing indicates that the proposed increase is based, among other things, on interest payments by Sea Robin under existing agreements with banks which have provided capital to certain producers for the exploration and development of reserves which will be dedicated to Sea Robin. Arrangements similar to this have recently been before us in other cases.[2] As noted in those cases, interest payments of the type proposed herein by Sea Robin are not within the purview of our advance payment regulations.[3] The purpose of our advance payment programs has been to assist producers in capital formation in order to stimulate exploration, development, and production for the interstate market. (Order No. 441, 46 FPC 1178 at 1180). These programs are not intended to provide that jurisdictional rate payers pay interest through pipeline rates on capital which the producer is demonstrably able to acquire. Accordingly, Sea Robin's proposed rate treatment of the subject interest payments must be rejected as inconsistent with the requirements and intent of our outstanding advance payment rulemaking orders.

Review of Sea Robin's filing also indicates that a portion of the proposed increase is based on inclusion in rate base of facilities which are not yet certificated and/or in service. If such facilities are not certificated and in service as of the end of the suspension period ordered herein, Sea Robin shall be required to file revised tariff sheets reflecting the elimination from its proposed rates of all costs associated with such facilities.

Our overall review of Sea Robin's filing indicates that it raises several issues which may require development in an evidentiary hearing. Moreover, the proposed increase in rates and charges has not been shown to be just and reasonable and may be unjust, unreasonable or otherwise unlawful. We shall, therefore, suspend the proposed rate increase for the full statutory period and direct that a hearing be held on the justness and reasonableness of the rates proposed therein.

Evidence relevant to the issues raised by the instant filing should be submitted by all parties including the Commission Staff. Without limiting the rights of the parties, including Staff, in presenting such further evidence as they deem relevant and material, we hereby direct that the parties and our Staff present evidence which considers the following: (1) the propriety of Sea Robin's calculation of the depreciation expense on the basis of the unit of production method at 11 cents per Mcf; (2) the reasonableness of Sea Robin's proposed overall rate of return of 11.12 percent, including an allowance on common equity of 15 percent; (3) the propriety of Sea Robin's adjustment to base period operation expenses for anticipated inflation; (4) the reasonableness of Sea Robin's estimated decline in sales volumes in light of the fact that its depreciation study indicates that gas reserves will increase until 1979; and (5) the propriety of Sea Robin's classification of unit of production depreciation as a fixed cost and assignment of 25 percent of same to the demand component of its two-part rates.

The Commission finds: (1) It is necessary and proper in the public interest in carrying out the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges proposed in this docket by Sea Robin, and that Sea Robin's proposed tariff sheets should be accepted for filing as hereinafter conditioned, suspended, and the use thereof deferred as hereinafter ordered.

(2) For reasons given in the body of this order, certain portions of Sea Robin's filing must be rejected, namely those portions which reflect (a) interest payments to banks for producer loans for exploration and development, (b) Sea Robin's restatement of its depreciation reserve to reflect application of a four percent straight line depreciation rate since inception of the Company, and (c) inclusion in rate base of facilities which are not certificated and in service as of the end of the suspension period ordered herein.

The Commission orders: (A) Pending hearing and a decision thereon, Sea Robin's proposed tariff sheets to Original Volume Nos. 1 and 2 of its FPC Gas Tariff are accepted for filing, subject to conditions as hereinafter ordered, and suspended for the full statutory period of five months until May 15, 1976, or until such time as they are made effective in the manner provided by the Natural Gas Act, subject to refund.

(B) 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 an initial conference in this proceeding on February 3, 1976, at 10:00 A.M., in a hearing room of the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C.

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[1] Sea Robin's proposed tariff sheets are designated Third Revised Sheet No. 1, Second Revised Sheet No. 3 and Seventh Revised Sheet No. 4 to Original Volume No. 1; and Third Revised Sheet Nos. 1, 6, 21, 39, and 64, Fourth Revised Sheet No. 96, and Third Revised Sheet No. 97 to Original Volume No. 2.

[2] *United Gas Pipe Line Company*, Docket No. RP75-109, rejection order issued July 7, 1975, rehearing denied September 3, 1975; *Michigan Wisconsin Pipe Line Company*, Docket No. RP75-96, rejection order issued May 19, 1975, rehearing denied July 11, 1975; *Northern Natural Gas Company*, Docket No. RP75-87, order issued May 16, 1975, rehearing denied July 11, 1975; *Natural Gas Pipeline Company of America*, Docket No. RP75-90, order issued May 16, 1975, rehearing denied July 11, 1975; and *Southern Natural Gas Company*, Docket No. RP75-84, rejection order issued May 15, 1975, rehearing denied July 11, 1975.

[3] See Order Nos. 410, 410-A, 441, 465 and 499; Accounts 165 and 166 in Part 201 of the Commission's Regulations Under the Natural Gas Act.

20426. Said Presiding Administrative Law Judge is hereby authorized to establish all procedural dates for this proceeding and to rule upon all motions (except petitions to intervene), subject to review by the Commission.

(C) Prior to May 15, 1976, Sea Robin shall file substitute tariff sheets to be effective May 15, 1976, reflecting elimination from its proposed rates of (1) interest payments to banks for loans to producers for exploration and development, (2) Sea Robin's restatement of its depreciation reserve to reflect application of a four percent straight line depreciation rate since the Company's inception, and (3) costs associated with facilities which are not certificated and in service as of the end of the suspension period ordered herein.

(D) 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.75-34417 Filed 12-19-75;8:45 am]

[Docket No. RP76-22]

SOUTH GEORGIA NATURAL GAS CO.

Order Granting Intervention

DECEMBER 11, 1975.

On October 10, 1975, the South Georgia Natural Gas Company (South Georgia) tendered for filing revised tariff sheets to its FPC Gas Tariff, Original Volume No. 1. Notice of South Georgia's filing was issued by the Commission on October 20, 1975, with protests and petitions to intervene due on or before October 31, 1975.

An untimely protest and petition to intervene was filed by Atlanta Gas Light Company. Having reviewed the above petition to intervene, we believe that the petitioner has sufficient interest in the proceedings to warrant intervention.

The Commission finds: It is desirable and in the public interest to allow the above-named petitioner to intervene.

The Commission orders: (A) The above-named petitioner is hereby permitted to intervene in these proceedings subject to the rules and regulations of the Commission; *Provided, however,* that participation of such intervenor shall be limited to matters affecting asserted rights and interests as specifically set forth in the petition to intervene; and *Provided, further,* that the admission of such intervenor shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) The intervention granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious disposition of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34418 Filed 12-19-75;8:45 am]

[Docket No. RP75-84, et al.]

SOUTHERN NATURAL GAS CO.

Further Extension of Procedural Dates

DECEMBER 12, 1975.

On December 4, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued May 15, 1975, as most recently modified by notice issued November 26, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Service of Staff Testimony, February 23, 1976.
Service of Intervenor Testimony, March 8, 1976.
Service of Company Rebuttal, March 22, 1976.
Hearing, April 6, 1976 (10:00 a.m., e.s.t.).

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34399 Filed 12-19-75;8:45 am]

[Docket No. E-8514]

SOUTHERN SERVICES, INC.

Further Extension of Procedural Dates

DECEMBER 12, 1975.

On December 2, 1975, Alabama Power Company, Georgia Power Company, Gulf Power Company, and Mississippi Power Company jointly filed a motion to extend the procedural dates fixed by order issued May 8, 1974, as most recently modified by notice issued October 22, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Service of Company Rebuttal, February 6, 1976.
Hearing, February 24, 1976 (10:00 a.m. e.s.t.).

By direction of the Commission.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34400 Filed 12-19-75;8:45 am]

[Docket No. 8288, et al]

SUN OIL CO., ET AL.

Filing of Petition by Columbia Gas Transmission Corporation for an Order Releasing Refunds Held in Escrow

DECEMBER 11, 1975.

In the matter of Sun Oil Company, G-8288, *et al,* Sunray DX Oil Company, G-6822, *et al,* Gulf Oil Corporation, G-10615, *et al,* United Fuel Gas Company, G-20270.

Take notice that on November 21, 1975, Columbia Gas Transmission Corporation (Columbia), legal successor to United Fuel Gas Company, filed in the above dockets a petition requesting the Commission to order the release of refunds held by the above producers, respectively, in the amount of $113,772.93 (Sun Oil), $7,640.66 (Sunray DX), and $22,198.76 (Gulf Oil). In its petition, Columbia states as follows:

The Commission's Order of December 13, 1967, in the above-docketed proceeding required the producers to retain refunds in escrow due to United Fuel's position that it was not obligated to flow-through certain supplier refunds pursuant to its settlement in Docket No. G-20270 attributable to gas purchases made under producer rate schedules which became effective subsequent to June 1, 1961.

In its Order releasing refunds held by Pan American Petroleum Corporation in Docket No. G-9279, issued July 29, 1975, the Commission has determined that refunds may be appropriately retained by Columbia pursuant to the Commission approved Stipulation and Agreement in Docket No. G-20270. The refunds held by the producers named above are refundable subject to the Stipulation and Agreement in Docket No. G-20270, as were refunds in Docket No. G-9279. Since the factual situation with regard to the producers in the above-docketed proceeding is identical and since the Commission has already approved Columbia's right to retain refunds arising from rates in effect subsequent to June 1, 1961, pursuant to the Stipulation and Agreement in Docket No. G-20270, the refunds held in escrow by Sunray DX Oil Company, Gulf Oil Corporation and Sun Oil Company should be released to Columbia without obligation to flow-through these refunds to its customers.

Any person desiring to be heard and to make any protest with reference to said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All such petitions or protests should be filed on or before January 9, 1976. Protests will be considered by the Commission 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 must file a petition to intervene. Columbia's petition is on file with the Commission and available for public inspection.

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-34419 Filed 12-19-75;8:45 am]

[Docket No. CI75-717, etc.]

TENNECO OIL CO. AND TENNECO EXPLORATION CO., LTD.

Order Granting Rehearing for Limited Purpose of Reconsideration, Clarifying Prior Order and Referring Motions for Stay to Rulemaking Proceeding

DECEMBER 12, 1975.

On November 13, 1975, Tenneco Oil Company (TOC) and Tenneco Exploration, Ltd. (TEL) filed separate petitions for clarification, rehearing and recon-

sideration of certificate orders issued October 14, 1975, in Docket Nos. CI75–717 and CI75–719 for the sale of gas from Block 208 Field, Eugene Island Area, in the Federal Domain, said gas to be sold to Tennessee Gas Pipeline Co., a Division of Tenneco Inc.

On November 19, 1975, Tenneco Oil Company and Tenneco Exploration, Ltd., filed in Docket Nos. CI75–746, CI75–747 and CI75–748, petitions for stay of Order No. 539, Docket No. RM76–8, issued October 14, 1975, promulgating a Statement of Policy with Respect to Enforcement of Deliverability and Rendition of Natural Gas Service Under Certificated Arrangements, as such policy statement affects TOC–TEL in these dockets. TOC–TEL were issued temporary certificates by order issued July 24, 1975, in these three dockets. TOC–TEL are concerned that Order No. 539 imposes a warranty condition on these five sales of gas recently certificated. TOC–TEL wish to reserve their rights under Section 19 of the Natural Gas Act to contest the validity and legality of such delivery conditions and wish to avoid waiver of such rights by commencing delivery under the certificates. TOC–TEL desire to commence deliveries under the certificates immediately, but are reluctant to do so because of the uncertainties surrounding the delivery obligation.

Order No. 539 stated the Commission's policy with respect to enforcement of deliverability and rendition of natural gas service, and promulgated a new § 2.83 of the Commission's General Policy and Interpretations (18 CFR 2.83). On November 28, 1975, the Commission issued an order in Docket No. RM76–8 granting reconsideration for the purpose of further consideration of all these matters and reserved for future judgment all motions for stay of Order No. 539. This was done to properly evaluate all petitions for reconsideration and motions for stay.

Nothing in Order No. 539 creates a warranty delivery obligation where none existed before, and whether a sale was initiated before the issuance of Order No. 539 or after its issuance, as in the case with the sales involved in TOC–TEL's five dockets for which certificates were recently issued, is not controlling. Whatever policy with respect to enforcement of deliverability exists at any given time by the Commission as to natural gas producers subject to Commission jurisdiction will equally affect past, present and future sales. Thus, TOC–TEL will in no way be prejudiced by initiating sales which were recently certificated, as compared to a sale which was commenced in the more distant past and those sales which will be commenced in the future, nor is Order No. 539, as presently constituted, in any way intended to discriminate against natural gas producers which have accepted certificates and commence sales thereunder, as compared to other sales which were certificated and in which deliveries commenced in the past.

The Commission further notes that TOC–TEL will have full rights under Section 19 of the Natural Gas Act of any order or orders which subsequently issue and that commencement of service will not prejudice TOC–TEL's legal rights to espouse whatever position it desires before the Commission or Courts.

The Commission orders: (A) The petitions for rehearing of TOC–TEL filed in these dockets on November 13, 1975, are granted for the limited purpose of further reconsideration.

(B) The motions for stay of the Commission's Order No. 539 in Docket No. RM76–8, as it may affect the above five certificate dockets, are hereby referred for consideration with other matters pending on rehearing of Order No. 539.

(C) The orders issued in Docket Nos. CI75–717 and CI75–719 on October 14, 1975, and in Docket Nos. CI75–746, CI75–747 and CI75–748 on July 24, 1975, except as set forth above, remain in full force and effect.

(D) TOC–TEL's motion for clarification is granted to the extent set out above.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–34401 Filed 12–19–75;8:45 am]

[Docket Nos. RP75–113, RP75–13]

TENNESSEE GAS PIPELINE CO.

Further Extension of Procedural Dates

DECEMBER 11, 1975.

On December 5, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued August 15, 1974, as most recently modified by notice issued November 26, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Service of Staff Testimony, March 2, 1976.
Service of Intervenor Testimony, March 30, 1976.
Service of Company Rebuttal, April 27, 1976.
Hearing, May 11, 1976 (10:00 a.m., e.s.t.).

KENNETH F. PLUMB, *Secretary.*

[FR Doc.75–34420 Filed 12–19–75;8:45 am]

[Docket No. RP71–11; PGA76–1]

TENNESSEE NATURAL GAS LINES, INC.

Proposed Rate Change Under Tariff Rate Adjustment Provisions

DECEMBER 11, 1975.

Take notice that on December 1, 1975, Tennessee Natural Gas Lines, Inc. ("Tennessee Natural"), tendered for filing proposed changes to First Revised Volume No. 1 of its FPC Gas Tariff to be effective on January 1, 1976, consisting of the following revised tariff sheets:

Thirteenth Revised Sheet No. PGA–1;
Eighth Revised Sheet No. PGA–2; and,
Substitute Thirteenth Revised Sheet No. PGA–1;
Substitute Eighth Revised Sheet No. PGA–2.

Tennessee Natural states that the purpose of Substitute Thirteenth Revised Sheet No. PGA–1 and Substitute Eighth Revised Sheet No. PGA–2 is to make a PGA rate adjustment pursuant to the purchased gas adjustment provisions of Rate Schedules G–1 and SWS–1 of its FPC Gas Tariff to reflect a PGA rate change of its sole supplier, Tennessee Gas Pipeline Company, a Division of Tenneco, Inc. ("Tennessee Gas"), proposed to become effective on January 1, 1976, which is based in part upon small producer purchases at prices in excess of those established in Opinion No. 742.

Tennessee Natural further states that, in recognition of the fact that its supplier's rates reflected in the above-described sheets might be suspended, its supplier has filed alternate tariff sheets eliminating the small producer purchases at prices in excess of Opinion No. 742 rates and requested that such alternate sheets become effective only if, and for the same period that, its concurrently filed sheets are suspended. Tennessee Natural states that, accordingly, Thirteenth Revised Sheet No. PGA–1 and Eighth Revised Sheet No. PGA–2 reflects the alternate sheets filed by its supplier and requests that the same become effective if, and for the same period, that its supplier's rates are suspended.

Tennessee Natural states that copies of the filing have been mailed to its jurisdictional customer and the effected state regulatory commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 N. Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 31, 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; 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.75–34421 Filed 12–19–75;8:45 am]

[Docket No. CP75–273]

TRUNKLINE GAS CO.

Further Extension of Time

DECEMBER 15, 1975.

On December 9, 1975, Trunkline Gas Company (Trunkline) filed a request to extend the time within which to accept its certificate fixed by order issued September 10, 1975, as most recently modified by notice issued October 17, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that the time within which Trunk-

line must accept the certificate in the above matter is extended to and including December 21, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34369 Filed 12-18-75;8:45 am]

[Docket No. RP75-109]

UNITED GAS PIPE LINE CO.

Further Extension of Procedural Dates

DECEMBER 12, 1975.

On December 8, 1975, United Gas Pipe Line Company filed a motion to extend the procedural dates fixed by order issued July 7, 1975, as most recently modified by notice issued November 4, 1975, in the above-designated proceeding.

Upon consideration, notice is hereby given that the procedural dates in the above proceeding are modified as follows:

Service of Staff Testimony, February 16, 1976.
Service of Intervenor Testimony, March 1, 1976.
Service of Company Rebuttal, March 15, 1976.
Hearing, March 29, 1976 (10:00 a.m., e.s.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34402 Filed 12-19-75;8:45 am]

[Docket No. RP75-109]

UNITED GAS PIPE LINE CO.

Order Accepting for Filing and Making Effective, Subject to Condition, Revised Tariff Sheets

DECEMBER 11, 1975.

On November 14, 1975, United Gas Pipe Line Company (United) tendered for filing tariff sheets reflecting (1) revisions to its FPC Gas Tariff which were previously accepted for filing, subject to conditions, and suspended until December 15, 1975,[1] and (2) a PGA reduction which became effective on July 2, 1975.[2] United requests that the revised sheets be permitted to become effective as of December 15, 1975.

Public notice of the instant filing was issued on November 28, 1975, with comments, protests and petitions to intervene due on or before December 4, 1975. No responses have been received.

In the above-cited July 7, 1975, order in this docket, we required United to file revised tariff sheets reflecting the elimination from its proposed rates of costs associated with (1) reimbursement to producers for interest costs incurred on exploration and development borrowings, and (2) a new entity which United intends to create to make advance payments to producers. That order, as well as our order denying rehearing on these issues,[3] is now pending review before the United States Court of Appeals for the District of Columbia Circuit in *United Gas Pipe Line Company* v. *Federal Power Commission*, D.C. Cir. Case No. 75-1943. On November 12, 1975, that court granted stay of the subject orders pending completion of appellate review thereof. However, the stay was granted "* * * on the condition that [United] segregate and hold in escrow, pending further order of [the court], any and all moneys directed by the Commission to be refunded, and any and all moneys which it may collect under its presently filed tariff exceeding the rates approved by the Commission."

In view of the foregoing, we find it appropriate to accept United's filing to become effective on December 15, 1975, subject to the above quoted condition set forth in the D.C. Circuit's November 12, 1975, order in this matter. We shall so order.

The Commission finds: (1) Good cause exists to accept for filing and make effective as of December 15, 1975, United's November 14, 1975, filing in this docket, subject to the condition set forth by the D.C. Circuit and quoted hereinabove.

The Commission orders: (A) United's November 14, 1975, filing in this docket is accepted for filing and permitted to become effective as of December 15, 1975, subject to the condition set forth in the D.C. Circuit's November 12, 1975, order in D.C. Cir. Case Nos. 75-1943, *et al.*

(B) 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.75-34422 Filed 12-19-75;8:45 am]

[Docket No. CP76-193]

UNITED GAS PIPE LINE CO.

Application

DECEMBER 15, 1975.

Take notice that on December 8, 1975, United Gas Pipe Line Company (United) filed in Docket No. CP76-193 an application pursuant to section 7 of the Natural Gas Act, as amended, the Rules and Regulations of the Federal Power Commission (Commission) issued thereunder and § 2.79 of the Commission's General Policy and Interpretations for a certificate of public convenience and necessity authorizing United to transport up to 1,500 Mcf of natural gas per day for Lithium Corporation of America (Lithium), an existing industrial customer of Public Service Company of North Carolina, Inc. (Public Service) all as more fully set forth in the application which is on file with the Commission and open to public inspection.

United states that the gas will be purchased by Lithium from production in the Monroe Field, Morehouse, Ouachita and Union Parishes, Louisiana and delivered by United to Transcontinental Gas Pipe Line Corporation (Transco) for the account of Lithium at existing authorized points of interconnections. Transco will deliver the gas so transported to Public Service for the account of Lithium for ultimate high priority end use at its Bessemer City, North Carolina Chemical Plant. Applicant states that the proposed transportation service is consistent with the policy of the Commission promulgated by Order 533 in Docket No. RM75-25 issued August 28, 1975.

It is reasonable and consistent with the public interest that the period for filing petitions to intervene and protests be shortened. Therefore, any person desiring to be heard or to make any protest with reference to said application should, on or before December 23, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or 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 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 section 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 interevne 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 other advised, it will be un-

[1] See *United Gas Pipe Line Company*, Docket No. RP75-109, order issued July 7, 1975.

[2] Docket No. RP72-133, PGA No. 76-3.

[3] *United Gas Pipe Line Company*, Docket No. RP75-109, order issued September 3, 1975.

necessary for Applicant to appear or be represented at hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34388 Filed 12-19-75;8:45 am]

[Docket No. ER76-307]

WESTERN MASSACHUSETTS ELECTRIC CO.

Termination

DECEMBER 15, 1975.

Take notice that on November 28, 1975 Western Massachusetts Electric Company tendered for filing notice of termination of its FPC Rate Schedule No. 95 and Supplement No. 1 thereto as of April 30, 1974 in accordance with the terms of the Rate Schedule.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-34389 Filed 12-19-75;8:45 am]

[Docket No. ER76-303]

WISCONSIN ELECTRIC POWER COMPANY AND WISCONSIN MICHIGAN POWER COMPANY

Tariff Changes

DECEMBER 12, 1975.

Take notice that Wisconsin Electric Power Company (Wisconsin Electric) and Wisconsin Michigan Power Company (Wisconsin Michigan) jointly comprising the electric system (Wisconsin Electric System) of Wisconsin Electric Power Company on November 28, 1975, tendered for filing proposed changes in its FPC Electric Service Tariffs Schedule A of "Rate for Wholesale Service to Electric Public Utilities", Schedule B of Wisconsin Electric "Electric Service Rules and Regulations" and Wisconsin Michigan "Electric Service Rules and Regulations" related to the aforesaid rate schedule applicable respectively to ten wholesale customers of Wisconsin Electric and ten wholesale customers of Wisconsin Michigan as follows:

	FPC Rate
Ten wholesale customers of Wisconsin Electric	
City of Cedarburg	15
Deerfield Water & Electric Utility	16
Elkhorn Light & Water Commission	17
City of Hartford	18
Jefferson Water & Electric Dept	19
Kiel Utilities	24
Lake Mills Light and Water Dept	20
City of Oconomowoc	21
Slinger Utilities	22
Waterloo Water & Light Commission	23
Ten wholesale customers of Wisconsin Michigan	
Clintonville Water & Electric Utility	24
City of Crystal Falls	36
Florence Water and Light Commission	38
New London Electric and Water Utility	41
Oconto Falls Water & Light Commission	39
City of Shawano	33
Upper Peninsula Power Company	25
Oconto Electric Cooperative	32
Alger Delta Cooperative Electric Assn. (6 pts. of Del.)	51
Ontonagon County Rural Electrification Assn. (2 pts. of Del.)	52

The companies request that the proposed rates be made effective on January 1, 1976. The proposed changes would increase revenues from jurisdictional sales and service by $3,053,000 based on projected sales for the 12-month period ending July 1976. Changes in blocking are proposed in the demand and energy rate schedules; customer and minimum charges are proposed to replace the minimum demand charge in the presently suspended rate schedule; and the fuel cost adjustment factor has been revised to conform with Commission requirements.

Wisconsin Electric System contends that the increase in rates of approximately 22.6 per cent is necessary to bring the rate of return on wholesale business into line with the required rate of return on overall electric business to yield a rate of return of 10.431 per cent. The filing also proposed to unify the rate schedules for wholesale service furnished by Wisconsin Electric and Wisconsin Michigan to all wholesale for resale customers. The broadening of the fuel cost adjustment to include nuclear fuel will serve to keep revenue in line with all fuel expense without the necessity of a rate proceeding.

Copies of the filing were served upon the public utilities' jurisdictional customers and the public service commission of Wisconsin and Michigan.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 23, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-34377 Filed 12-19-75;8:45 am]

GENERAL ACCOUNTING OFFICE

REGULATORY REPORTS REVIEW

Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO, on December 12, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the FEDERAL REGISTER is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed ICC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before January 9, 1976, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, NW., Washington, D.C. 20548.

Further information may be obtained from Patsy J. Stuart of the Regulatory Reports Review Staff, 202-376-5425.

INTERSTATE COMMERCE COMMISSION

Request for clearance of a new schedule, Schedule 10000, Competitive Bidding—Clayton Antitrust Act, to be added to the annual reports of the following common carriers: railroads, electric railways, refrigerator car lines, holding companies subject to Section 5(3), pipe lines, express companies, motor carriers of passengers (class I only), motor carriers of property (classes I and II), inland and coastal waterways carriers (classes A and B), freight forwarders (class A), and maritime carriers. Schedule 10000 will be added to the annual report forms to enable the Commission to readily identify those carriers complying with the

provisions of section 10 of the Clayton Antitrust Act and Commission regulations thereunder. Pertinent information relative to competitive bidding is retained in carrier files and statements relating thereto on file with the Commission. Therefore, any additional reporting burden for the 4,643 carriers subject to the requirement will be insignificant. Although the schedule will appear in the annual report forms of the carriers listed, only those carriers engaging in reportable competitive bidding practices within the reporting year will be required to list the data. This may involve no more than 100 carriers with an estimated burden of one hour per report. Reports are mandatory and are available for use by the public.

NORMAN F. HEYL,
Regulatory Reports Review Officer.

[FR Doc.75-34516 Filed 12-19-75;8:45 am]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 75-102]

PRIVACY ACT

Proposed Notice of System of Records

Pursuant to the requirements of the Privacy Act of 1974 (5 U.S.C. 552a, Pub. L. 93-579) the National Aeronautics and Space Administration hereby gives notice of the maintenance of the following system of records.

This system of records was in existence on September 27, 1975, but due to administrative oversight the notice was not previously published. Accordingly, public comment on the system is invited.

Written comments should be addressed to the NASA Privacy Officer, Mail Code AE, National Aeronautics and Space Administration, Washington, D.C. 20546. All comments received by January 23, 1976, will be considered by NASA before taking final action on the system notice. Any comments received will be available for public inspection at the National Aeronautics and Space Administration, Room 7137, 400 Maryland Avenue SW., Washington, D.C. 20546, between the hours of 9 a.m. and 4 p.m. Monday through Friday (except holidays), until 4 p.m. January 23, 1976.

It is proposed that this system notice shall be finally effective on January 30, 1976.

DUWARD L. CROW,
Associate Deputy Administrator.

PRIVACY ACT

NASA 10 HERD

System name: Human Experimental and Research Data Records—NASA.

System Location: Locations 2, 3, and 5 of Appendix A. (See FEDERAL REGISTER of September 22, 1975, 40 FR 184, 43687.)

Categories of individuals covered by the system: Individuals who have been involved in space flight, aeronautical research flight, and/or participated in NASA tests or experimental or research program; Civil Service employees, military, employees of other Government agencies, contractor employees, students, human subjects (volunteer or paid), and other volunteers on whom information is collected as part of an experiment or study.

Categories of records in the system: Data obtained in the course of an experiment, test, or research medical data from inflight records; other information collected in connection with an experiment, test, or research.

Authority for maintenance of the system: 42 USC 2473, 44 USC 3101.

Routine uses of records maintained by the system, including categories of users and the purposes of such uses: The information contained in this system of records is used by NASA for the purposes of evaluating new analytical techniques, equipment, and reexamining flight data for alternative interpretations, developing applications of experimental techniques or equipment, reviewing and improving operational procedures with respect to experimental protocols (both inflight and ground), life support systems operating procedures, determining human engineering requirements, and carrying out other research.

In addition to the internal use of the information contained in this system of records, the following are routine uses outside of NASA: (1) Disclosures to other individuals or organizations, including Federal, State, or local agencies, and nonprofit, educational, or private entities, who are participating in NASA programs or are otherwise furthering the understanding or application of biological, physiological, and behavioral phenomena as reflected in the data contained in this system of records; and (2) the standard routine uses 1 through 4 inclusive as set forth in Appendix B. (See FEDERAL REGISTER of September 22, 1975, 40 FR 184, 43688.)

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system: Storage: Records are in file folders; on punch cards, magnetic tapes, or disks; on microfilm, microfiche, still photographs, or motion picture film; and on various medical recordings such as electrocardiographic tapes, stripcharts, and x-rays.

Retrievability: By name, experiment or test; arbitrary experimental subject number; flight designation; or crew member designation on a particular space or aeronautical flight.

Safeguards: Access is limited to Government personnel requiring access in the discharge of their duties, and to appropriate support contractor employees on a need-to-know basis. Computerized records are identified by code number and records are maintained in locked rooms or files. Records are protected in accordance with the requirements and procedures which appear in the NASA rules section of the FEDERAL REGISTER. (40 FR 184, 43668)

Retention and Disposal: Astronaut records are retained indefinitely. Ground test and research data are retained for varying periods of time depending on the need for use of the files, and are destroyed or otherwise disposed of when no longer needed, except that significant medical data will be handled in accordance with CSC regulations and NASA Control Schedule 11.

System manager and address: Director, Office of Occupational Medicine, Location 1.

Subsystem managers: Research Assistant to the Director, Location 2; Director of Man/Systems Integration Division, Location 3; Deputy Director, Life Sciences Directorate, Location 5.

Notification procedure: Information may be obtained from the system or subsystem manager named above.

Record access procedures: Requests from individuals should be addressed to the same address as stated in the notification section above.

Contesting record procedures: The NASA rules for access to records and for contents and appealing initial determinations by the individual concerned appear in the NASA rules section of the FEDERAL REGISTER (40 FR 184, 43668).

Record source categories: Experimental test subjects, physicians, principal investigators and other researchers, and previous experimental test or research records.

[FR Doc.75-34168 Filed 12-19-75;8:45 am]

NUCLEAR REGULATORY COMMISSION

ADVISORY COMMITTEE ON REACTOR SAFEGUARDS; SUBCOMMITTEES ON SAFEGUARDS FOR SPECIAL NUCLEAR MATERIAL AND SECURITY OF NUCLEAR FACILITIES

Meeting

In accordance with the purposes of sections 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232b.), the ACRS Subcommittees on Safeguards for Special Nuclear Material and Security of Nuclear Facilities will hold a joint meeting on January 6, 1976 in Room 1062, 1717 H St., N.W., Washington, D.C. 20555. This meeting will be closed to the public.

The Subcommittees will meet in closed session with various licensees and the NRC Staff to discuss the following topics as they relate to the processing of plutonium and enriched uranium:

1. Control of personnel access to plant working areas and to special nuclear materials.
2. Detection of the diversion or theft of special nuclear materials.
3. Methods of knowing the amounts of special nuclear material in various locations and in various steps in the nuclear fuel cycle.
4. Methods of screening and choosing personnel for positions of trust.
5. Methods to prevent sabotage or to mitigate the consequences of sabotage and plans to cope with various contingencies.

Persons wishing to submit written statements regarding the above agenda topics may do so by sending a readily reproducible copy in time for consideration at this meeting. Comments should be addressed to Mr. J. C. McKinley, ACRS, NRC, Washington, D.C. 20555.

I have determined, in accordance with subsection 10(d) of Pub. L. 92-463, that it is necessary to conduct this meeting in closed session to protect plant security information (5 U.S.C. 552(b)(4)) and to protect the free interchange of internal views in the final stages of the Subcommittees' deliberative process (5 U.S.C. 552(b)(5)). Separation of factual material from individuals' advice, opinions

and recommendations while this meeting is in progress is considered impractical.

Dated: December 17, 1975.

JOHN C. HOYLE,
Advisory Committee Management Officer.

[FR Doc.75-24582 Filed 12-19-75;8:45 am]

[Docket No. 50-324]

CAROLINA POWER & LIGHT CO.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 8 to Facility Operating License No. DPR-62 issued to Carolina Power & Light Company for operation of the Brunswick Steam Electric Plant, Unit 2, located in Brunswick County, North Carolina. The amendment is effective as of its date of issuance.

The amendment raises the torus water level setpoint at which the high pressure coolant injection pump suction values switch suction from the condensate storage tank to the torus from —2'3" to —2'0".

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 invlove a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated October 22, 1975, (2) Amendment No. 8 to License No. DPR-62, with Change No. 7, 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 Southport-Brunswick County Library, 109 W. Moore Street, Southport, North Corolina 28461.

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 15th day of December 1975.

For the Nuclear Regulatory Commission.

ROBERT A. PURPLE,
Chief, Operating Reactors Branch No. 1, Division of Reactor Licensing.

[FR Doc.75-34318 Filed 12-19-75;8:45 am]

[Docket No. 27-47]

CHEM-NUCLEAR SYSTEMS, INC.

Proposed Amendment of Byproduct, Source, and Special Nuclear Material License

Please take notice that Chem-Nuclear Systems, Inc., with principal office at Bellevue, Washington, holder of License No. 46-13536-01 which authorizes the receipt and possession of packaged waste byproduct, source, and special nuclear material in any state of the United States except in Agreement States has applied for a license amendment which would authorize the possession and subsequent burial of up to 1,000 grams of uranium 235 at its burial ground located near Barnwell, South Carolina.

Chem-Nuclear Systems, Inc., has been licensed by the State of South Carolina to dispose of waste byproduct, source, and special nuclear material by burial in the ground. The maximum amount of uranium 235 which an Agreement State may license for possession and subsequent burial is 350 grams. Since the quantity would exceed that which may be licensed in South Carolina, an Agreement State, Chem-Nuclear Systems, Inc., has applied for an amendment to Nuclear Regulatory Commission License No. 46-13536-01.

Under the amendment proposed by the applicant, the maximum quantity which would be contained in any single package would be 50 grams and minimum volume of a package would be 7.35 cubic feet. The packaged waste uranium 235 will be buried in trenches approximately 400 feet long, 15 feet deep, and 50 feet wide.

The geological and hydrological characteristics of the site have been reviewed by the State of South Carolina with the assistance of the U.S. Geological Survey. The site was found to be satisfactory for the burial of radioactive wastes.

The Commission has determined that Chem-Nuclear Systems, Inc., has adequate facilities, equipment, and procedures for receipt, possession, storage, and burial of radioactive wastes at its facility in South Carolina.

The Nuclear Regulatory Commission has the Chem-Nuclear Systems, Inc., application for license amendment and has found that the issuance of the proposed amendment will not be inimical to the common defense and security or the health and safety of the public and that the application complies with the requirements of the Atomic Energy Act of 1954, as amended, and Commission regulations.

The Nuclear Regulatory Commission proposes to issue the requested amendment unless within fifteen (15) days after publication of this notice in the FEDERAL REGISTER, the applicant files a request for a hearing or a petition for leave to intervene is filed with the Commission by any person whose interest may be affected by the proceeding in the manner prescribed in the Commission's "Rules of Practice," 10 CFR Part 2 or unless the Commission, upon further consideration on its own motion, directs such a hearing be held.

Dated at Bethesda, Maryland, December 12, 1975.

For the Nuclear Regulatory Commission.

BERNARD SINGER,
Chief, Radioisotopes Licensing Branch, Division of Fuel Cycle and Material Safety.

[FR Doc.75-34319 Filed 12-19-75;8:45 am]

[Docket No. 50-358]

CINCINNATI GAS AND ELECTRIC CO., ET AL. (WILLIAM H. ZIMMER NUCLEAR POWER STATION, UNIT 1)

Assignment of Atomic Safety and Licensing Appeal Board

Notice is hereby given that, in accordance with the authority in 10 CFR § 2.787(a), the Chairman of the Atomic Safety and Licensing Appeal Panel has assigned the following panel members to serve as the Atomic Safety and Licensing Appeal Board for this operating license proceeding:

Richard S. Salzman, Chairman, Dr. Lawrence R. Quarles, Michael C. Farrar

Dated: December 15, 1975.

MARGARET E. DU FLO,
Secretary to the Appeal Board.

[FR Doc.75-34320 Filed 12-19-75;8:45 am]

[Docket No. 50-265]

COMMONWEALTH EDISON CO. AND IOWA-ILLINOIS GAS AND ELECTRIC CO.

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 18 to Facility Operating License No. DPR-30, issued to the Commonwealth Edison Company (acting for itself and on behalf of the Iowa-Illinois Gas and Electric Company), which revised Technical Specifications for operation of the Quad Cities Station Unit 2 (the facility) located in Rock Island County, Illinois. The amendment was effective as of November 14, 1975.

This amendment extended the allowable period of reactor operation with the Reactor Core Isolation Cooling System inoperable for 72 hours beyond 12:00 noon on November 14, 1975 provided that the operability of the High Pressure Coolant Injection System is demonstrated every 12 hours during the additional outage period.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commis-

sion'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 November 13, 1975, (2) Amendment No. 18 to License No. DPR-30, with Change No. 32, and (3) the Commission's concurrently issued 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 Moline Public Library, 504 17th Street, Moline, Illinois 60625. A single 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 8th day of December, 1975.

For the Nuclear Regulatory Commission.

DENNIS L. ZIEMANN,
Chief Operating Reactors Branch No. 2, Division of Reactor Licensing.

[FR Doc.75-34321 Filed 12-19-75;8:45 am]

[Docket No. 50-286]

CONSOLIDATED EDISON CO. OF NEW YORK, INC. INDIAN POINT NUCLEAR GENERATING UNIT NO. 3

Issuance of Facility Operating License

Notice is hereby given that pursuant to the Order of the Atomic Safety and Licensing Board, dated April 8, 1975, and the Commission's Memorandum and Order dated December 2, 1975, the Nuclear Regulatory Commission (the Commission) has issued Facility Operating License No. DPR-64 to Consolidated Edison Company of New York, Inc. permitting fuel loading and subcritical testing of the Indian Point Nuclear Generating Unit No. 3 (facility). The Indian Point Nuclear Generating Unit No. 3 is a pressurized water nuclear reactor located at the licensee's site in Westchester County, New York, on the east bank of the Hudson River in the Village of Buchanan. The facility is designed for operation at approximately 3025 megawatts thermal, but in accordance with the provisions of Facility Operating License No. DPR-64 and the Technical Specifications appended thereto, activities under the license are restricted to fuel loading and subcritical testing and it is provided that at no time shall the reactor be made critical following fuel loading.

The Commission has made appropriate findings as required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license. The application for the license complies with the standards and requirements of the Act and the Commission's rules and regulations.

The license is effective as of its date of issuance and shall expire six (6) months from said date, unless extended for good cause shown, or upon eralier issuance of a subsequent licensing action.

A copy of (1) the Order, dated April 8, 1975; (2) Facility Operating License No. DPR-64, complete with Technical Specifications (Appendices "A" and "B"); (3) the report of the Advisory Committee on Reactor Safeguards, dated November 14, 1973; (4) the Division of Reactor Licensing's (formerly the Directorate of Licensing) Safety Evaluation Report, dated September 21, 1973, and Supplements No. 1 and 2 to the Safety Evaluation Report, dated January 16, 1975 and December 12, 1975 respectively; (5) the Final Facility Description and Safety Analysis Report and amendments thereto; (6) the applicant's Enivronmental Report dated June 14, 1971 and supplements thereto; (7) the Draft Environmental Statement dated October 1973; and (8) the Final Environmental Statement dated February 1975, are available for public inspection at the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C., and at the Hendrick Hudson Free Library, 31 Albany Post Road, Montrose, New York. A copy of the license and the Safety Evaluation Report may be obtained upon request addressed to the United States Nuclear Regulatory Commission, Washington, D.C., 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 12th day of December, 1975.

For the Nuclear Regulatory Commission.

D. B. VASSALLO,
Chief, Light Water Reactors Project Branch 1-1, Division of Reactor Licensing.

[FR Doc.75-34322 Filed 12-19-75;8:45 am]

[Docket Nos. 50-424, 50-425]

GEORGIA POWER CO. (ALVIN W. VOGTLE NUCLEAR PLANT, UNITS 1 AND 2)

Prehearing Conference

DECEMBER 15, 1975.

Please take notice that pursuant to § 2.752 of the Commission's Rules of Practice (10 CFR Part 2) and the Atomic Energy Act of 1954, as amended, the Atomic Safety and Licensing Board (the Board) will conduct a special prehearing conference for this limited, remanded proceeding, concerning proposed amendments to the Applicant's construction permits, on January 6, 1976, starting at 9:00 A.M., e.s.t., at the following location:

U.S. District Courthouse, 2nd Floor Courtroom, 8th and Telfair Sts., Augusta, Georgia 30902

This prehearing conference is preliminary to a public evidentiary hearing[1] that is now scheduled to be held on January 27, 1976. The matters to be considered at the prehearing conference are as follows:

(1) Simplification, clarification, and specification of the issues;

(2) The necessity or desirability of amending the pleadings;

(3) The obtaining of stipulations and admissions of fact and of the contents and authenticity of documents to avoid unnecessary proof;

(4) Identification of witnesses and the limitation of the number of expert witnesses, and other steps to expedite the presentation of evidence;

(5) The setting of a hearing schedule; and

(6) Such other matters as may aid in the orderly disposition of the proceeding.

Interested members of the public are invited to attend this prehearing conference.

It is so ordered.

Issued at Bethesda, Maryland, this 15th day of December, 1975.

For the Atomic Safety and Licensing Board.

THOMAS W. REILLY,
Chairman.

[FR Doc.75-34323 Filed 12-19-75;8:45 am]

[Docket No. 50-219]

JERSEY CENTRAL POWER AND LIGHT CO.

Issuance of Amendment to Provisional Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 11 to Facility Operating License No. DPR-16 issued to Jersey Central Power & Light Company which revised Technical Specifications for operation of the Oyster Creek Nuclear Generating Station, located in Ocean County, New Jersey. The amendment is effective as of its date of issuance.

The amendment modifies the provisions in the Technical Specifications relating to temperature limits for the pressure suppression pool water.

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. Notice of Proposed Issuance of Amendment to Provisional Operating License in connection with this action was published in the FEDERAL REG-

[1] See this Board's "Notice of Supplemental Hearing on Proposed Amendment to Construction Permits" dated September 3, 1975, which was published in the FEDERAL REGISTER on September 8, 1975 (40 F.R. 41569).

ISTER on October 15, 1975 (40 FR 48407). No request for a hearing or petition for leave to intervene was filed following notice of the proposed action.

For further details with respect to this action, see (1) the letter from K. Goller to I. R. Finfrock, Jr. dated July 16, 1975 and the letter from I. R. Finfrock, Jr. dated August 8, 1975, (2) Amendment No. 11 to License No. DPR–16, with Change No. 27 and (3) the Commission's related Safety Evaluation dated October 6, 1975. 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 Ocean County Library, 15 Hooper Avenue, Toms River, New Jersey 08753.

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 11th day of December, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
Chief, Operating Reactors Branch No. 3, Division of Reactor Licensing.

[FR Doc.75-34324 Filed 12-19-75;8:45 am]

[Docket No. 50-298]

NEBRASKA PUBLIC POWER DISTRICT

Issuance of Amendment to Facility License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 18 to Facility Operating License No. DPR–46, issued to the Nebraska Public Power District (the licensee), which revised the license and Technical Specifications for operation of the Cooper Nuclear Station (the facility) located in Nemaha County, Nebraska. The amendment is effective as of its date if issuance.

This amendment revises those portions of the license and the appended Technical Specifications for the facility relating to the receipt, possession and use of byproduct, source and special nuclear materials to delete reference to these materials by quantitative limits to reduce the number of licensing actions required as a result of changes in possession limits of these materials.

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 June 20, 1975, and supplement thereto dated September 22, 1975, (2) the applications filed beginning April 8, 1971, for a Byproduct Material License and amendments thereto (which are concurrently being placed in the 50–298 docket records maintained at the locations indicated below), (3) Amendment No. 18 to License No. DPR–46, with Change No. 21, (4) the Commission's concurrently issued 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 Auburn Public Library, 1888—15th Street, Auburn, Nebraska 68305. A copy of items (3) and (4) may be obtained upon request addressed to the United States Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 11th day of December, 1975.

For the Nuclear Regulatory Commission.

DENNIS L. ZIEMANN,
Chief, Operating Reactors Branch No. 2, Division of Reactor Licensing.

[FR Doc.75-34325 Filed 12-19-75;8:45 am]

[Docket No. 50-423]

NORTHEAST NUCLEAR ENERGY CO., ET AL.[1]

Issuance of Amendment to Construction Permit

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 3 to Construction Permit No. CPPR–113 issued to the Northeast Nuclear Energy Company, et al. The amendment reflects a change in ownership of Millstone Nuclear Power Station, Unit No. 3 (the facility), located in New London County, Connecticut. The amendment is effective as of its date of issuance.

The amendment permits the Green Mountain Power Corporation to transfer its 1.450% ownership interest to the New England Power Company.

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 amendment.

For further details with respect to this action, see (1) the application for amendment contained in the letter dated October 17, 1975, (2) Amendment No. 3 to Construction Permit No. CPPR–113, and (3) the Commission's related Safety Evaluation contained in the Commission's letter to Northeast Nuclear Energy Company. 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 Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut.

A copy of item (2) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington D.C. 20555, Attention: Director of the Division of Reactor Licensing.

Dated at Bethesda, Maryland, this 10th day of December, 1975.

For the Nuclear Regulatory Commission.

D. B. VASSALLO,
Chief, Light Water Reactors Project Branch 1–1, Division of Reactor Licensing.

[FR Doc.75-34326 Filed 12-19-75;8:45 am]

[1] The following are the holders of Construction Permit No. CPPR–113: Ashburnham Municipal Light Plant, Boylston Municipal Lighting Plant, Central Vermont Public Service Corporation, Chicopee Municipal Lighting Plant, City of Burlington, Vermont, City of Holyoke, Massachusetts Gas and Electric Department, The Connecticut Light and Power Company, Fitchburg Gas and Electric Light Company, Green Mountain Power Corporation, The Hartford Electric Light Company, Marblehead Municipal Light Department, Middleton Municipal Light Department, Montaup Electric Company, New England Power Company, North Attleborough Electric Department, Northeast Nuclear Energy Company, Paxton Municipal Light Department, Peabody Municipal Light Plant, Public Service Company of New Hampshire, Shrewsbury Light Plant, Templeton Municipal Lighting Plant, Town of South Hadley Electric Light Department, The United Illuminating Company, Vermont Electric Power Company, Inc., Wakefield Municipal Light Department, West Boylston Municipal Lighting Plant, Western Massachusetts Electric Company, Westfield Gas and Electric Light Department.

[Docket Nos. 50-514, 50-515]

PORTLAND GENERAL ELECTRIC CO. (PEBBLE SPRINGS NUCLEAR PLANT, UNITS 1 AND 2)

Schedule for Evidentiary Hearing

The evidentiary hearing for the above proceeding will resume at 10:00 a.m., local time, on Tuesday, January 13, 1976, at the following location:

U.S. Court of Appeals Courtroom, Second Floor, The Pioneer Courthouse, 555 S.W. Yamhill, Portland, Oregon 97204

It is so ordered.

Dated at Bethesda, Maryland this 15th day of December 1975.

For the Atomic Safety and Licensing Board.

JAMES R. YORK,
Chairman.

[FR Doc.75-34327 Filed 12-19-75;8:45 am]

REGULATORY GUIDE

Issuance and Availability

The Nuclear Regulatory Commission has issued a guide in its Regulatory Guide Series. This series has been developed to describe and make avail-

able to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 1.88, Revision 1, "Collection, Storage, and Maintenance of Nuclear Power Plant Quality Assurance Records," describes a method acceptable to the NRC staff for complying with the Commission's regulations with regard to collection, storage, and maintenance of quality assurance records for all types of nuclear power plants. This guide endorses ANSI Standard N45.2.9–1974, "Requirements for Collection, Storage, and Maintenance of Quality Assurance Records for Nuclear Power Plants."

Comments and suggestions in connection with (1) items for inclusion in guides currently being developed or (2) improvements in all published guides are encouraged at any time. Public comments on Regulatory Guide 1.88, Revision 1, will, however, be particularly useful in evaluating the need for an early revision if received by February 20, 1976.

Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director, Office of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory guides are not copyrighted and Commission approval is not required to reproduce them.

Dated at Rockville, Maryland this 15th day of December 1975.

(5 U.S.C. 552(a))

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,
Director,
Office of Standards Development.

[FR Doc.75-34328 Filed 12-19-75;8:45 am]

REGULATORY GUIDE

Notice of Issuance and Availability

The Nuclear Regulatory Commission has issued a guide in its Regulatory Guide Series. This series has been developed to describe and make available to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 1.13, Revision 1, "Spent Fuel Storage Facility Design Basis," describes a method acceptable to the NRC staff for satisfying regulations with regard to the design of fuel storage and handling systems to ensure adequate safety under normal and postulated accident conditions. The original guide was revised in order to add an alternative solution that was proposed by a number of applicants. Following review by the NRC staff, the alternative solution was found to be acceptable.

Comments and suggestions in connection with (1) items for inclusion in guides currently being developed or (2) improvements in all published guides are encouraged at any time. Public comments on Regulatory Guide 1.13, Revision 1, will, however, be particularly useful in evaluating the need for an early revision if received by February 16, 1976.

Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory guides are available for inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director, Office of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory guides are not copyrighted and Commission approval is not required to reproduce them.

Dated at Rockville, Maryland this 11th day of December 1975.

(5 U.S.C. 552(a))

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,
Director,
Office of Standards Development.

[FR Doc.75-34329 Filed 12-19-75;8:45 am]

OFFICE OF MANAGEMENT AND BUDGET

CLEARANCE OF REPORTS

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on December 16, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearance Office, Office of Management and Budget, Washington, D.C. 20503, (202–395–4529), or from the reviewer listed.

NEW FORMS

FEDERAL RESERVE SYSTEM

Survey of Outstanding Savings Deposits Owned by Partnerships and Corporations (Other Than COMM. BKS) Operated for Profit as of Jan. 7, 1976, FR 1000, single-time, members of FR system, Hulett, D. T., 395–4730.

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service, Child Nutriiton Programs Staff Study, single-time, agencies administering on programs, Human Resources Division, Lowry, R. L., 395–3532.

DEPARTMENT OF HEALTH, EDUCATION AND WELFARE

Center for Disease Control: Development and Validation of Career Development Guidelines by Task/Activity Analysis of Occupational Safety and Health Professions, CDCNIOSH, 1119, single-time, safety engineer industrial hygienist, Strasser, A., Ellett, C. A., 395–5867.

Social Security Administration: Summary of Deficiencies not Corrected, SSA–2567E, annually, hospitals, Caywood, D. P., 395–3443.

REVISIONS

ENVIRONMENTAL PROTECTION AGENCY

Rocky Flats Plutonium Study Form Letter and Telephone Interview, on occasion, individuals in or near Denver, Lowry, R. L. 395–3772.

DEPARTMENT OF AGRICULTURE

Statistical Reporting Service, prices Paid by Farmers for Food, Tobacco and Household Articles, quarterly, grocery stores, Hulett, D. T., 395–4730.

DEPARTMENT OF COMMERCE

Bureau of Census, Manufacturers' Shipments, Inventories, and Orders, M3, M3–1, M3–2, monthly, manufacturing companies, Hulett, D. T., 395–4730.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Social Security Administration: Statement of Deficiencies and Plan of Correction and Continuation Sheet, SSA–2567, SSA–2567A, annually, hospitals, Caywood, D. P., 395–3443.

Post-Certification Revisit Report and Continuation Sheet, SSA–2567B, annually, hospitals, Caywood, D. P., 395–3443.

EXTENSIONS

DEPARTMENT OF COMMERCE

Bureau of Census:

Census Current Business Report (Sales and Accounts Receivable), CBR–2, monthly, retail businesses, Marsha Traynham, 395–4529.

Census Current Business Report Listing and Enumeration Book (For Business Establishments), CBR–1, monthly, retail businesses, Marsha Traynham, 395–4529.

DEPARTMENT OF THE INTERIOR

Bureau of Sport Fisheries and Wildlife:
Fish Application (For Stocking Purposes), 3-1688, on occasion, individuals with farm ponds, Marsha Traynham, 395-4529.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.75-34541 Filed 12-19-75;8:45 am]

POSTAL RATE COMMISSION

Visit to Postal Facilities

DECEMBER 16, 1975.

Notice is hereby given that the Chairman of the Postal Rate Commission will be visiting Postal Service facilities on the dates indicated for the purpose of acquiring general background knowledge of postal operations.

No particular matter at issue in contested proceedings before the Commission nor the substantive merits of a matter that is likely to become a particular matter at issue in contested proceedings before the Commission will be discussed.

A report of the visit will be on file in the Commission's Docket room.

Place of Visit:	*Date of Visit*
Washington, D.C.	Dec. 16, 1975
Greensboro, N.C.	Dec. 18, 1975
Atlanta, Ga.	Dec. 19, 1975
Dallas, TX	Dec. 27, 1975
Denver, Col.	Do.
St. Louis, Mo.	Dec. 29, 1975

By direction of the Commission.

JAMES R. LINDSAY,
Secretary of the Commission.

[FR Doc.75-34354 Filed 12-19-75;8:45 am]

RENEGOTIATION BOARD

EXCESSIVE PROFITS AND REFUNDS

Interest Rate

Notice is hereby given that, pursuant to section 105(b)(2) of the Renegotiation Act of 1951, as amended, the Secretary of the Treasury has determined that the rate of interest applicable, for the purposes of said section 105(b)(2) and section 108 of such act, to the period beginning on January 1, 1976, and ending on June 30, 1976, is 8¾ per centum per annum.

Dated December 16, 1975.

R. C. HOLMQUIST,
Chairman.

[FR Doc.75-34306 Filed 12-19-75;8:45 am]

UNITED STATES RAILWAY ASSOCIATION

[Docket No. 211-6]

CONSOLIDATED RAIL CORP.

Notice of Application for a Loan

Section 211 of the Regional Rail Reorganization Act of 1973, as amended (45 U.S.C. 721) (the Act), authorizes the United States Railway Association (Association) to make loans to the Consolidated Rail Corporation (ConRail) for purposes of achieving the goals of the Act. Section 211(b) requires that the Association publish notice of the receipt of any application thereunder in the FEDERAL REGISTER and afford interested parties an opportunity to comment thereon.

Regulations implementing Section 211 were published by the Association in the FEDERAL REGISTER on July 24, 1974 and on May 28, 1975. (49 CFR Part 921) Notice is hereby given that, on December 19, 1975, ConRail filed an application pursuant to those regulations for a loan of $79,200,000 to enable ConRail to enter into contractual arrangements for preconveyance delivery of equipment, materials and repair parts and to place orders for post-conveyance delivery of necessary items with a long order lead time. The application estimates that $45,800,000 will be expended prior to conveyance with the remaining $33,400,000 being allocated for estimated cancellation charges that would be incurred if for any reason conveyance were not to occur. The application states that the loan will be repaid from the initial proceeds of long-term financing recommended in the Final System Plan or from working capital. The Association has previously approved loans to ConRail aggregating $11,000,000 for funding administrative and operating expenses to be incurred prior to the conveyance of assets under Section 303 of the Act.

Interested parties are invited to submit written comments relevant to this application. Any such submissions must identify, by its Docket No., the application to which it relates, and must be filed with the Docket Clerk, United States Railway Association, Room 2222, Transpoint Building, 2100 Second Street SW., Washington, D.C. 20595, within 15 days after publication of this notice, to enable timely consideration by USRA. The docket containing the original application and all submissions received shall be available for public inspection at that address, Monday through Friday (holidays excepted) between 8:30 a.m. and 5:00 p.m.

Dated at Washington, D.C., this 19th day of December, 1975.

JAMES A. HAGEN,
President, U.S. Railway Association.

[FR Doc.75-34648 Filed 12-19-75;10:42 am]

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-11913; File No. SR-CBOE-75-6]

CHICAGO BOARD OPTIONS EXCHANGE, INC.

Self-Regulatory Organizations; Proposed Rule Change

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Act of June 4, 1975, Pub. L. No. 94-29, section 16, 84 Stat. 147, notice is hereby given that on November 12, 1975 the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

STATEMENT OF THE TERMS OF SUBSTANCE OF THE PROPOSED RULE CHANGE

The above-mentioned filing with the Securities and Exchange Commission on November 12, 1975 constitutes (1) a proposed amendment to Rule 7.5 of the Chicago Board Options Exchange, Inc. ("the Exchange") to broaden the obligation of supplemental market makers, and (2) proposed amendments to Rule 12.3 of the Exchange to strengthen the Exchange's initial and maintenance margin requirements. The text of the proposed amendments follows.

Rule 7.5. At the request of a Floor Broker who holds an order for a particular option contract, or before any crossing transaction is effected in accordance with Rule 6.74, or whenever in the Board Broker's opinion the interests of a fair, orderly and competitive market are best served by such action, a Board Broker shall call upon those Market-Makers with Principal Appointments and, whenever it is requested or in his opinion it is needed, Supplemental Appointments (appointed to act as such) in that class of option contracts to make bids and/or offers that contribute to meeting the standards set forth in Rule 8.7. To the extent practicable, and in a form prescribed by the Exchange, the Board Broker shall keep a record of the responses of Market-Makers that provide or improve upon a market commensurate with these standards. If satisfactory responses are not forthcoming promptly, the Board Broker shall make a record of this fact. Copies of all records kept in accordance with this Rule shall be forwarded to the Department of Compliance.

PROPOSED AMENDMENT TO RULE 12.3

* * * * *

(b) * * *

(1) * * *

(C) When a call option contract dealt in on an exchange is carried in a short position, and there is carried for the same customer a long position in a security (including options to the extent set forth in subparagraph (E) hereof) exchangeable or convertible (in accordance with paragraph (A) above) into the underlying security in the number of units subject to the option contract, and minimum margin required on such positions shall be the amount by which any amount of money payable upon such exchange or conversion exceeds the exercise price of the short option contract; provided that (i) in the event money is payable upon the exchange or conversion of the long security such security shall not be deemed to have market value for margin purposes; (ii) in the event no money is payable upon the exchange or conversion of the long security, such security shall be valued for margin purposes at not more than the exercise price of the option contract carried in the short position; (iii) the exception set forth in this paragraph (C) shall not be applicable if the right to exchange or convert the security carried in the long position expires by its terms prior to the expiration date of the option contract carried

in the short position; and (iv) if the expiration of the right to exchange or convert the security held in the wrong position is accelerated (whether by reason of redemption or acceleration of such long security, or otherwise), then the exception provided by this paragraph (C) shall not be applicable from and after such date as may be fixed in respect thereof by the President of the Exchange (but in no event after the later of the fifth business day prior to the date on which such right to exchange or convert expires or the business day immediately following the day on which the Member Organization receives notice of such expiration.)

* * *

(E) For the purposes of paragraphs (A) and (C) above, call option contracts dealt in on an exchange shall be deemed to be a security exchangeable for the underlying security within ninety days. Call option contracts which are not dealt in on an exchange shall not be deemed an exchangeable security for such purposes without the express approval of the Exchange.

PROPOSED AMENDMENT TO RULE 12.3

* * * * *

(d) For the purpose of effecting new securities transactions and commitments in an account, the margin required in the account shall be an amount equivalent to the requirements of parts (a), (b), and (c) hereof, with a minimum equity in the account of at least $2,000 except that cash need not be deposited in excess of the cost of any security purchased. The foregoing minimum equity and cost of purchase provisions shall not apply to "when distributed" securities in cash accounts and the exercise of rights to subscribe. Withdrawals of cash or securities may be made from any account which has a debit balance, short position, or commitments, provided that after such withdrawal the equity in the account is at least the greater of $2,000 or the amount required by parts (a), (b), and (c) hereof.

STATEMENT OF BASIS AND PURPOSES

The basis and purpose of the foregoing proposed rule changes are as follows:

The purpose of the proposed changes to CBOE Rule 7.5 is to broaden the obligation of Supplemental Market-Makers. The purpose of the proposed amendments to CBOE Rule 12.3(b)(1)(C) and new CBOE Rule 12.3(d) is to strengthen CBOE's initial and maintenance margin requirements.

Consistent with its obligations to protect investors and the public interest and to remove impediments to and perfect the mechanism of a free and open market and national market system, the CBOE has undertaken a review of the obligations of its Market-Makers as contained in its Rules. In that connection it seeks, by the proposed change to CBOE Rule 7.5, to broaden the obligations of Supplemental Market-Makers so as to subject them to a request from a Floor Broker, in addition to a request from a Board Broker, for bids and/or offers in that class of options to which the Supplemental Market-Maker is appointed. It is believed that this revision will contribute to the further maintenance of a fair and orderly market on the floor of the CBOE, for greater numbers of Market-Makers may be assembled whenever Floor Brokers, and not just Board Brokers, determine the need therefor.

Consistent with its obligations to protect investors and the public interest, to remove impediments to and perfect the mechanism of a free and open market and national market system, and to promote just and equitable principles of trade, the CBOE has undertaken to strengthen its initial and maintenance margin requirements and to bring about substantial uniformity among the major exchanges in such exchanges' general margin treatment of option positions and in certain option spread positions.

In that connection, the CBOE proposed that new clauses (i) and (ii) of the proviso to paragraph (C) of Rule 12.3(b)(1) be inserted. Clause (i) provides that where money is required to be paid upon exchange or conversion of the long security, the long security shall not have market value for margin purposes. Clause (ii) provides that where no money is required to be paid upon exchange or conversion of the long security, the long security shall be valued no higher than the exercise value of the short option.

In order to provide further margin safety, the CBOE proposes that new clauses (iii) and (iv) of the proviso to paragraph (C) of Rule 12.3(b)(1) also be added. These proposed changes will, respectively, provide that (1) a long position in an exchangeable or convertible security be disallowed in determining the margin requirement on the short option position if the right to exchange or convert the long security expires prior to the expiration of the short option position; and (2) if the expiration of the right to exchange or convert a security in a long position is accelerated then such long position should be disallowed in determining margin requirements on the short option position for a certain period of time prior to the expiration of the right to exchange or convert. In addition, as a result of the requirement of clause (iii) to the proviso of paragraph (C), it is felt that the proviso presently contained in paragraph (E) may be deleted.

In order to strengthen financial responsibility and to achieve greater uniformity with New York Stock Exchange margin requirements, the CBOE proposes New Rule 12.3(d). The $2,000 initial margin and minimum equity requirement of proposed new part (d) would be applicable to all accounts. Therefore, each account which proposes to engage in margin transactions must contain at least $2000 at the initiation of trading and must maintain such $2000 minimum amount as long as the account contains a debit balance.

Comments were not solicited with respect to the proposed rule change.

CBOE believes that no burden on competition will be imposed by the proposed amendments to CBOE Rule 7.5 and to CBOE Rule 12.3(b)(1)(C), and the proposed addition of CBOE Rule 12.3(d).

On or before January 28, 1976, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will:

(A) By order approve such proposed rule change, or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file six copies thereof with the Secretary of the Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before January 21, 1976.

For the Commission by the Division of Market Regulation, pursuant to the delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

DECEMBER 10, 1975.

[FR Doc.75-34374 Filed 12-19-75;8:45 am]

[Release No. 34-11910; File No. SR-NYSE-75-18]

NEW YORK STOCK EXCHANGE, INC.

Self-Regulatory Organizations; Proposed Rule Change

Pursuant to section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Act of June 4, 1975, Pub. L. No. 94-29, section 16, 84 Stat. 147, notice is hereby given that on November 21, 1975, the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

STATEMENT OF THE TERMS OF SUBSTANCE OF THE PROPOSED RULE CHANGE

The above-mentioned filing with the Securities and Exchange Commission on November 21, 1975, constitutes a proposed deletion of Rule 421.50 from the rules of the New York Stock Exchange, Inc. ("the Exchange"). The text of Rule 421.50 is as follows:

Each member organization carrying accounts or doing a principal business in securities is required to submit monthly, using Form MF-6, data as to listed or unlisted securities, and age of its open fail to receive and fail to deliver "contracts" as indicated on the form. These reports will show the responding organization's open fail positions

as of its normal month-end closing date. The reports are to be submitted by the 10th of each month following the month of the report.

It will be necessary for member organizations and individual direct clearing members to file with the Exchange complete reports covering all open fail contracts, whether or not in listed securities. The Exchange understands that any member organization filing with the Exchange will be excused from also reporting open fail contracts with either the NASD or the American Stock Exchange.

Reports should be sent to the Chief Examiner, New York Stock Exchange, Inc., Department of Member Firms, 4 New York Plaza, New York, New York 10004. If a member organization has no open fail contracts as of any given month-end period, a report should be filed noted to that effect. Fail "contracts" originate when the selling broker or dealer in a transaction fails to deliver the securities on the normal settlement date of the trade to the buying broker or dealer. On the books of the selling broker or dealer a Fail to Deliver is thus created and, conversely on the books of the buying broker or dealer a Fail to Receive is created.

Acting under Article III, Section I, of the Constitution, the Board of Governors may impose charges on member organizations and individual direct clearing members based on the "contract" values of their Fail to Deliver items outstandiing beyond certain periods of time, as specified from time to time by the Board. Inquiries should be directed to the Department of Member Firms, telephone 623-6922.

STATEMENT OF BASIS AND PURPOSE

The basis and purpose of the foregoing proposed rule change is as follows:

PURPOSE OF PROPOSED RULE CHANGE

A particular function of the Exchange is to oversee securities transactions of its member organizations involving fail to deliver and fail to receive contracts. Presently, it is the practice of the Exchange to perform this function by reviewing certain data set forth in a multi-purpose reporting form known as the Joint Regulatory Report. Previously, however, the Exchanage performed the surveillance function in question by examining similar data which is received from member organizations on Form MF-6 pursuant to existing Exchange Rule 421.50.

Despite the fact that (1) the Joint Regulatory Report, as a practical matter, replaced Form MF-6 and (2) the information reported on Form MF-6 does not relate to any other self-regulatory function, the reporting requirement embodied in Rule 421.50 has never been rescinded. Consequently, a duplicative reporting system, which, unequivocally, is both unnecessary and burdensome, currently exists with respect to fail contracts. Thus, the sole purpose of the instant proposed rule change is to eliminate this duplicative practice by abrogating the reporting rule (i.e., Rule 421.-50) which is no longer consistent with self-regulatory surveillance practices.

An additional noteworthy consideration in this context is that Form MF-6 sets forth more detailed information regarding fail contracts than that which is routinely reported in the Joint Regulatory Report. However, the mechanisms of the Report can generate a more detailed schedule of fails on an exception basis.

BASIS UNDER THE ACT FOR PROPOSED RULE CHANGE

The intrinsic purpose of the proposed deletion of Rule 412.50 is to eliminate a duplicative reporting practice in connection with the surveillance of securities transactions involving fail contracts. Accordingly, the Exchange believes that the instant proposed rule change will foster cooperation and coordination with persons engaged in regulating such transactions.

COMMENTS RECEIVED FROM OTHERS ON PROPOSED RULE CHANGE

In a letter to the Staff of the Securities and Exchange Commission dated July 21, 1975, the Exchange solicited the comments of the Commission concerning the basic elements relating to the proposed rule change in question. A written response thereto, dated September 5, 1975, was subsequently received from the Commission's Division of Market Regulation. The Commission Staff concurred with the proposed elimination of Form MF-6 on the condition that a detailed schedule of fails can be collected by the Exchange in a timely manner when it appears necessary from the standpoint of surveillance.

BURDEN ON COMPETITION

The Exchange submits that the proposed elimination of Rule 421.50 does not impose any burden on competition.

The foregoing rule change has become effective, pursuant to section 19(b)(3) of the Securities Exchange Act of 1934. At any time within sixty days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Securities Exchange Act of 1934.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, NW., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number referenced in the caption above and should be submitted on or before January 21, 1976.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

DECEMBER 9, 1975.

[FR Doc.75-34375 Filed 12-19-75;8:45 am]

SMALL BUSINESS ADMINISTRATION

[SBLC No. 0001]

FIRST FACTORS

Determination of Eligibility To Continue Participation With SBA Under Revised Business Loan Policy Regulations

Notice is given that First Factors, a copartnership comprising Herman Goldwyn and Ralph N. Goldwyn, located at 1060 Crenshaw Boulevard, Los Angeles, California 90019, has been determined eligible to continue its participation with the Small Business Administration in loans to small businesses under SBA's revised business loan policy regulations adopted February 21, 1975. First Factors was approved as eligible for SBA-loan participation on August 22, 1973, under the regulations then applicable to nonbank lenders; has actively participated in that capacity; and has SBA loans in its portfolio dating back to June 1974.

The operations of First Factors have been reviewed under the new regulatory provisions contained in 13 CFR sec. 120.4 (40 FR 7622). The supervision and examination requirements of subparagraph 120.4(a)(4) have been met by the applicant's agreement to accept and be subject to SBA regulation and supervision and to accept and bear the expense of SBA's annual examination of its books of account and related records. This arrangement is provided for in subparagraph 120.4(b)(3) of the revised regulations. Subparagraph 120.4(b)(1) provides that a participating lender under subsection 120.4(b) shall be a corporation and shall engage solely in making of loans in participation with SBA. In view of the preexisting relationship between First Factors and SBA, and the conformance pledged by the copartnership to all other relevant regulatory requirements, SBA will refrain from enforcing the provisions of subparagraph 120.4(b)(1) of the regulations against First Factors.

This notice of the determination of eligibility of First Factors to continue its participation with SBA as a Subsection (b) Lender (Small Business Lending Company) is issued under authority vested by the Small Business Act and the regulations promulgated thereunder.

Dated: December 15, 1975.

LOUIS F. LAUN,
Acting Administrator.

[FR Doc.75-34355 Filed 12-19-75;8:45 am]

[Declaration of Disaster Loan Area #1197]

HAWAII

Declaration of Disaster Area

As a result of the President's declaration I find that Hawaii County, within the State of Hawaii constitutes a disaster area because of damage resulting from earthquakes, seismic sea waves, and volcanic action beginning about November 29, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on February 6, 1976. and for

economic injury until the close of business on September 8, 1976, at:

Small Business Administration, District Office, 1149 Bethel Street, Room 402, Honolulu, Hawaii 96813

or other locally announced locations.

Dated: December 11, 1975.

LOUIS F. LAUN,
Acting Administrator.

[FR Doc.75-34356 Filed 12-19-75;8:45 am]

HARLINGEN DISTRICT ADVISORY COUNCIL

Notice of Name Change

The Small Business Administration Harlingen District Advisory Council, a federally chartered advisory committee, will henceforth be known as the Lower Rio Grande Valley Advisory Council. For further information, write Mary Lou Grier, Deputy Advocate for Advisory Councils, Room 1008, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416, or call (202) 382-6125.

Dated: December 12, 1975.

MARY LOU GRIER,
Deputy Advocate for Advisory Councils, Small Business Administration.

[FR Doc.75-34357 Filed 12-19-75;8:45 am]

WILMINGTON DISTRICT ADVISORY COUNCIL

Notice of Merger

The Small Business Administration Wilmington District Advisory Council, a federally chartered advisory committee, is hereby merged with the Philadelphia District Advisory Council. For further information, write Mary Lou Grier, Deputy Advocate for Advisory Councils, Room 1008, Small Business Administration, 1441 L Street NW., Washington, D.C. 20416, or call (202) 382-6125.

Dated: December 12, 1975.

MARY LOU GRIER,
Deputy Advocate for Advisory Councils, Small Business Administration.

[FR Doc.75-34359 Filed 12-19-75;8:45 am]

VETERANS ADMINISTRATION

PRIVACY ACT OF 1974

Systems of Records

On page 48670 of the FEDERAL REGISTER of October 16, 1975, there was published a notice of proposed addition by the Veterans Administration of the following statement to each of the systems of records described and adopted in the notice published in the FEDERAL REGISTER October 10, 1975 (40 FR 47980): "Disclosure may be made to a congressional office from the record of an individual in response to an inquiry from the congressional office made at the request of that individual." The proposed amendment was recommended by the Office of Management and Budget in a memorandum of October 3, 1975 directed to the heads of Executive Departments and Establishments. The recognition of this routine use would obviate the need for the written consent of a constituent in every case where the constituent requests assistance of the Member which would entail a disclosure of information pertaining to the constituent.

Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed statement.

One written comment on the proposed statement was received from a Congressman. This comment was directed to the interpretation to be placed on its language. The Congressman commented as follows: "As I understand this amendment, no written request need ever be filed by a Congressional office, and constituent requests by telephone may be accepted as adequate from Members of Congress. Also, many of my constituents contact my office in behalf of their friends and relatives, who are unavailable or unable to contact me directly. As I understand the VA's proposed amendment, requests from these individuals which are not in writing, will also be answered uncategorically."

We do not agree that written requests would never need to be filed by a Congressional office. Supplemental guidelines on implementing the Privacy Act of 1974 were sent to the heads of agencies on November 21, 1975 by the Director of the Office of Management and Budget. They supplement OMB guidelines published in the FEDERAL REGISTER July 9, 1975 (40 FR 28949-28978), and add the following instruction: "In those cases where the congressional inquiry indicates that the request is being made on behalf of a person other than the individual whose record is to be disclosed, the agency should advise the congressional office that the written consent of the subject of the record is required." However, pursuant to 5 U.S.C. 552a(b)(9), we have been advised by and agree with both Veterans' Affairs Committee Chairmen of Congress that individual "case work" or "claims work" done by each member of the Committee and/or by any member of the staff of either the full Committee or any Subcommittee thereof, with respect to any matter pertaining to any program or benefit under Title 38, United States Code, constitutes a part of the Committee's oversight responsibility and assists the Committee in carrying out that responsibility. In view of this the Privacy Act limitation on the disclosure of personal information contained in any Veterans Administration system of records shall not apply to any member of the Veterans' Affairs Committees of the House of Representatives or the United States Senate or to any staff member of either such full Committee or any Subcommittee of such Committees, with respect to any matter pertaining to a program or benefit under Title 38, United States Code.

For the above reasons the proposed statement is hereby adopted without change.

Effective date. This routine use statement is effective September 27, 1975.

Approved: December 15, 1975.

By direction of the Administrator.

[SEAL] ODELL W. VAUGHN,
Deputy Administrator.

[FR Doc.75-34304 Filed 12-19-75;8:45 am]

DEPARTMENT OF LABOR

Office of the Secretary

[TA-W-377]

ALAN JOHN MANUFACTURING CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Alan John Manufacturing Company, San Diego, California (TA-W-377). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's suits, sportcoats, and leisure suits produced by Alan John Manufacturing Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34479 Filed 12-19-75;8:45 am]

[TA-W-375]

ALBEX CONTRACTORS, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Albex Contractors, Incorporated, Brooklyn, New York (TA-W-375). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's sport jackets and suits produced by Albex Contractors, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34480 Filed 12-19-75; 8:45 am]

[TA-W-376]

A. BRASH AND SONS, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of A. Brash and Sons, Incorporated, Baltimore, Maryland (TA-W-376). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's and boys' sport jackets produced by A. Brash and Sons, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washingtno, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34481 Filed 12-19-75;8:45 am]

[TA-W-202]

BATESVILLE R & P, INC.

Negative Determination Regarding 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-202: investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on October 2, 1975 in response to a worker petition received on that date which was filed by the United Rubber, Cork, Linoleum, and Plastic Workers of America on behalf of workers formerly producing rubber heels, soles, and crepe soling slabs at the Batesville, Arkansas plant of Batesville R & P, Inc.

The notice of investigation was published in the Federal Register on October 15, 1975 (40 FR 48411-48412). No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Batesville R & P, Inc. its customers, industry analysts, the U.S. Department of Commerce, the U.S. International Trade Commission, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act 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. The average number of production workers at Batesville R & P declined 64 percent in the first half of 1975 compared to the first half of 1974. All production-related employment at Batesville R & P was terminated by the end of June 1975.

Sales or production, or both, have decreased absolutely. Sales of rubber heels, soles and crepe soling slabs for Batesville R & P declined 19 percent in 1974 from 1973 and declined 66 percent in the first half of 1975 compared to the first half of 1974.

Increased imports contributed importantly. Imports of rubber heels and soles have comprised less than 1 percent and 2 percent, respectively, of domestic consumption of such products in each year since 1971. Imports of rubber and plastic soling slabs comprised seven percent of domestic consumption of such soling slabs in 1974. The evidence devel-

oped in the Department's investigation of Batesville R & P, Inc. indicates that declines in sales of heels, soles, and soling slabs in 1974 and the first half of 1975 were due to a general decline in domestic demand for such products by domestic footwear manufacturers.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with heels, soles, and soling slabs produced by the Batesville, Arkansas plant of Batesville R & P, Inc. did not contribute importantly to the total or partial separations of the workers of that plant.

Signed at Washington D.C. this 11th day of December 1975.

JAMES F. TAYLOR,
Director Planning and Evaluation Staff.

[FR Doc.75-34475 Filed 12-19-75;8:45 am]

[TA-W-368]

BIRWIN TROUSERS, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Birwin Trousers, Incorporated, New York, New York (TA-W-368). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's trousers produced by Birwin Trousers, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34482 Filed 12-19-75;8:45 am]

[TA-W-388]

BROWN & SHARPE MANUFACTURING CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Molders and Allied Workers Union, on behalf of the workers and former workers of Brown & Sharpe Manufacturing Company, North Kingstown, Rhode Island (TA-W-388). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with precision tools and machine tools produced by Brown & Sharpe Manufacturing Company, or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34483 Filed 12-19-75;8:45 am]

[TA-W-378]

BROWN SHOE CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Shoe Workers of America on behalf of the workers and former workers of Bernie, Missouri division of Brown Shoe Company, St. Louis, Missouri (TA-W-378). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with women's footwear produced by Brown Shoe Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34484 Filed 12-19-75;8:45 am]

CIGAR LEAF WRAPPER TOBACCO

Adjustment Assistance; Import Relief Investigation

On November 5, 1975, the International Trade Commission (ITC) unanimously determined that increased import of cigar leaf wrapper tobacco are not a substantial cause of serious injury to the domestic industry for purposes of the import relief provisions of the Trade Act of 1974 (40 FR 52668).

Section 224 of the Trade Act directs the Secretary of Labor to initiate an industry study whenever the ITC begins an investigation under the import relief provisions of the Act. The purpose of the study is to determine the number of workers in the domestic industry petitioning for import relief who have been or are likely to be certified as eligible for adjustment assistance and the extent to which existing programs can facilitate the adjustment of such workers to import competition. The Secretary is required to make a report of this study to the President and also make the report public (with the exception of information which the Secretary determines to be confidential).

The Department of Labor has concluded its report on cigar wrapper tobacco. The findings of this report are as follows:

1. No petitions have been filed with the Secretary of Labor for worker adjustment assistance under the Act as of October 31, 1975.

2. Of approximately 1,050 workers who may be dislocated over the next 12 months, about 300 could petition and possibly be certified as eligible to apply for adjustment assistance.

3. There will be difficulty in placing dislocated workers in the Florida-Georgia area because of the lack of demand for unskilled agricultural workers in other farms in that area. Reemployment, if sought, will involve considerable retraining and relocation.

4. The Comprehensive Employment and Training Act (CETA) programs appear to be insufficient to meet the needs of those who are likely to seek Employment Training services. The Employment Training Administration through its State Employment Service has the authority to purchase training when CETA funds are not available.

Copies of the Department report containing the nonconfidential information developed in the course of the 6-month investigation may be obtained, upon request, from the Office of Trade Adjustment Assistance, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210 (phone 202-523-7665).

Signed at Washington, D.C. this 11th day of December 1975.

JOEL SEGALL,
Deputy Under Secretary
International Affairs.

[FR Doc.75-34474 Filed 12-19-75;8:45 am]

[TA-W-391]

DE GRAFF OF CALIFORNIA, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") on behalf of the workers and former workers of De Graff of California, Incorporated, Los Angeles, California (TA-W-391). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with women's coats and suits produced by De Graff of California or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act incordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constituiton Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of
Trade Adjustment Assistance.

[FR Doc.75-34485 Filed 12-19-75;8:45 am]

[TA-W-79]

ELECTRO MOTIVE CORP.

Revised Certification of Eligibility To Apply for Worker Adjustment Assistance

In accordance with section 223 of the Trade Act of 1974, on September 8, 1975 the Department of Labor issued a certification of eligibility to apply for adjustment assistance applicable to certain workers and former workers of the Willimantic, Connecticut plant of Electro Motive Corporation (TA-W-79). The notice of certification was published in the FEDERAL REGISTER (40 FR 42617) on September 15, 1975.

At the request of the petitioners, a further investigation was instituted by the Acting Director of the Office of Trade Adjustment Assistance. The evidence developed in the further investigation indicated that a significant number of workers engaged in employment related to the production of variable capacitors at the Willimantic plant became totally or partially separated after November 25, 1974. Since the intent of the certification is to cover all such adversely affected workers, the certification issued by the Department on September 8, 1975 is hereby revised to include such additional workers not previously covered.

The revised certification is hereby made as follows:

All hourly, piecework, and salaried workers engaged in employment related to the production of variable capacitors at the Willimantic, Connecticut plant of Electro Motive Corporation who became totally or partially separated from employment on of after November 26, 1974 are ligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 15th day of December 1975.

GLORIA G. PRATT,
Director, Office of
Foreign Economic Policy.

[FR Doc.75-34478 Filed 12-19-75;8:45 am]

[TA-W-392]

GTE SYLVANIA, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Electrical Radio and Machine Workers of America, on behalf of the workers and former workers of the Receiving Tube plant, Emporium, Pennsylvania of GTE Sylvania, Inc., Stanford, Connecticut (TA-W-392). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with electron tubes (receiving tubes) produced by GTE Sylvania, Inc., or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or

subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34486 Filed 12-19-75;8:45 am]

HERDA CONTRACTING CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Herda Contracting Company, Long Island City, New York (TA-W-369). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's suit coats and sportcoats produced by Herda Contracting Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34487 Filed 12-19-75;8:45 am]

[TA-W-386]

HOUDAILLE INDUSTRIES, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Automobile, Aerospace and Agricultural Implement Workers of America on behalf of the workers and former workers of Detroit, Michigan plant of Houdaille Industries, Incorporated, Buffalo, New York (TA-W-386). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with bumper support systems and finder shields produced by Houdaille Industries, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave. NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34488 Filed 12-19-75;8:45 am]

[TA-W-373]

MANHATTAN COAT CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Manhattan Coat Company, New York, New York (TA-W-373). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's suit jackets and sportcoats produced by Manhattan Coat Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjust-

ment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34489 Filed 12-19-75;8:45 am]

[TA-W-222]

MARYLAND HAMPSTEAD CO. AND PARAMOUNT CLOTHING CO.

Negative Determination Regarding 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-222; investigation regarding certification of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on October 3, 1975 in response to a worker petition received on that date which was filed by the Amalgamated Clothing Workers of America on behalf of workers and former workers producing men's suits and sportcoats at the Hampstead and Baltimore, Maryland plants.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 48559) on October 16, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of the Maryland Hampstead Company and the Paramount Clothing Company and their customer, the U.S. Department of Commerce, the U.S. International Trade Commission, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant total or partial separations. The average number of production workers at the Maryland Hampstead Company and the Paramount Clothing Company decreased 18 percent and 28 percent, respectively in the first nine months of 1975 compared to the like period in 1974.

Sales or production, or both, have decreased absolutely. Sales of men's suit coats and sportcoats decreased 24 percent in quantity and 20 percent in value for both plants in the first nine months of 1975 compared to the same period in 1974. Sales of men's suit pants decreased 33 percent in quantity and 25 percent in value for both plants in the first nine months of 1975 compared to the same period in 1974.

Increased imports contributed importantly. Imports of men's and boys' suits increased both absolutely and relatively in the first seven months of 1975 compared to the same period in 1974. Imports of men's and boys' suits increased from 875,000 to 2,018,000 in the first seven months of 1975 compared to the same period in 1974. The ratio of imports to production increased from 7.7 in the first seven months of 1974 to 22.1 for the same period in 1975.

Imports of men's and boys' sportcoats increased relatively in the first seven months of 1975 compared to the same period in 1974. Imports of men's and boys' sportcoats declined from 2,980,000 in the first seven months of 1974 to 2,660,000 in the same period in 1975. The ratio of imports to production increased from 24.5 in the first seven months of 1974 to 36.7 for the same period in 1975.

The evidence developed by the Department's investigation indicated that the Maryland Hampstead and the Paramount Clothing Companies had only one customer. Contrary to the trends in aggregate industry data, the customer's purchases of imports of men's suits and sportcoats declined 86 percent in the first half of 1975 compared to the same period in 1974 while the customer's domestic purchases of men's and boys' suits and sportcoats declined 13 percent in the first half of 1975 compared to the same period in 1974. Reduced purchases of these products are attributable to the general economic recession.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with men's suits and sportcoats produced at the Maryland Hampstead Company, Hampstead, Maryland and the Paramount Clothing Company, Baltimore, Maryland did not contribute importantly to the total or partial separations of the workers at such plant.

Signed at Washington, D.C. this 10th day of December 1975.

GLORIA G. PRATT,
Director, Office of Foreign Economic Policy.

[FR Doc.75-34476 Filed 12-19-75;8:45 am]

[TA-W-387]

McDONNELL DOUGLAS ASTRONAUTICS CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Association of Machinists and Aerospace Workers on behalf of the workers and former workers of Vandenberg Air Force Base, California, Delta Vehicle Launch Operations of McDonnell Douglas Astronautics Company, Huntington Beach, California, a division of McDonnell Douglas Corporation, St. Louis, Missouri (TA-W-387). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with missiles produced by McDonnell Douglas Astronautics Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34490 Filed 12-19-75;8:45 am]

[TA-W-370]

MR. NED, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Mr. Ned, Incorporated, New York, New York (TA-W-370). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's and women's suits, sportcoats, pants and overcoats produced by Mr. Ned, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34491 Filed 12-19-75;8:45 am]

[TA-W-374]

M'SIEUR SLACKS, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of M'Sieur Slacks, Incorporated, Brooklyn, New York (TA-W-374). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's slacks produced by M'Sieur Slacks, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Wsahington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34492 Filed 12-19-75;8:45 am]

[TA-W-389]

NL INDUSTRIES, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Oil, Chemical and Atomic Workers, on behalf of the workers and former workers of Process Control and R&D Technicians, Titanium Pigment Division of NL Industries, Inc., Sayreville, New Jersey (TA-W-389). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with titanium dioxide produced by NL Industries, Inc., or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34493 Filed 12-19-75;8:45 am]

[TA-W-393]

NU-CAR DRIVEAWAY, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 8, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Brotherhood of Teamsters on behalf of the workers and former workers of Nu-Car Driveaway, Inc., Detroit, Michigan (TA-W-393). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with transportation services provided by Nu-Car Driveaway or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or

both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 8th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34494 Filed 12-19-75;8:45 am]

[TA-W-372]

SABEL SCHAPS CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Sabel Schaps Company, Long Island City, New York (TA-W-372). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's suit coats and sportcoats produced by Sabel Schaps Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34495 Filed 12-19-75;8:45 am]

[TA-W-371]

SHOP CONTRACTING CORP.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Amalgamated Clothing Workers of America on behalf of the workers and former workers of Shop Contracting Corporation, Long Island City, New York (TA-W-371). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with men's suit pants and vests produced by Shop Contracting Corporation or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St., and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34486 Filed 12-19-75;8:45 am]

[TA-W-390]

SKF INDUSTRIES, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Auto Workers on behalf of the workers and former workers of the Shippensburg, Pennsylvania plant of SKF Industries, Inc., Philadelphia, Pennsylvania (TA-W-390).

Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with component parts of ball and roller bearings (cage or retainer) produced by SKF Industries, Inc., or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of Section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34497 Filed 12-19-75;8:45 am]

[TA-W-385]

STROUDSBURG ENGINE WORKS, INC.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the International Association of Machinists and Aerospace Workers on behalf of the workers and former workers of Stroudsburg Engine Works, Incorporated, Stroudsburg, Pennsylvania (TA-W-385). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with hoists used for fishing vessels and replacement parts produced by Stroudsburg Engine Works, Incorporated or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., N.W., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34498 Filed 12-19-75;8:45 am]

[TA-W-383]

TELEDYNE VASCO

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Steelworkers of America on behalf of the workers and former workers of Teledyne Vasco, East Latrobe, Pennsylvania, a division of Teledyne Incorporated, Los Angeles, California (TA-W-383). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with specialty steels, high speed steels, tool steel bars, coils, and special shapes produced by Teledyne Vasco or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34499 Filed 12-19-75;8:45 am]

[TA-W-384]

THERMATOMIC CARBON CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the Oil, Chemical and Atomic Workers on behalf of the workers and former workers of Thermatomic Carbon Company, Sterlington, Louisiana (TA-W-384). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with thermal black produced by Thermatomic Carbon Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34500 Filed 12-19-75;8:45 am]

[TA-W-224]

TOWN AND COUNTRY SHOES, INC.

Certification Regarding 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-224; investigation regarding certifi-

cation of eligibility to apply for worker adjustment assistance as prescribed in section 222 of the Act.

The investigation was initiated on October 10, 1975 in response to a worker petition received on October 10, 1975 which was filed by the Teamsters Union on behalf of workers and former workers producing women's non-rubber footwear at the Sedalia, Missouri plant.

The notice of investigation was published in the FEDERAL REGISTER (40 FR 49162) on October 21, 1975. No public hearing was requested and none was held.

The information upon which the determination was made was obtained principally from officials of Town and Country Shoes, its customers, the U.S. Department of Commerce, the U.S. International Trade Commission, the American Footwear Association, industry analysts, and Department files.

In order to make an affirmative determination and issue a certification of eligibility to apply for adjustment assistance, each of the group eligibility requirements of Section 222 of the Trade Act of 1974 must be met:

(1) That a significant number or proportion of the workers in such workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated,

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by such workers' firm or an appropriate subdivision thereof contributed importantly to such total or partial separation, or threat thereof, and to such decline in sales or production.

For purposes of paragraph (3), the term "contributed importantly" means a cause which is important but not necessarily more important than any other cause.

Significant total or partial separations. The average number of production workers declined 7 percent in the fourth quarter of 1974 compared to the like quarter in 1973 than declined 8 percent in the first 8 months of 1975 compared to the like period in 1974. Average weekly hours declined 15 percent in the first 8 months of 1975 compared to the like period in 1974.

Sales or production, or both, have decreased absolutely. Sales at the Sedalia plant declined 11 percent in the fourth quarter of 1974 compared to the like period in 1973, sales further declined 35 percent in value in the first 8 months of 1975 compared to the first 8 months of 1974. Production declined 20 percent in the fourth quarter of 1974 compared to the like period in 1973, production further declined 40 percent in quantity in the first 8 months of 1975 compared to the first 8 months of 1974.

Increased imports contributed importantly. In 1974, imports of women's and misses' non-rubber footwear constituted 103 percent and 51 percent respectively, of domestic production and consumption compared with 66 percent and 40 percent respectively, in 1970.

Imports of articles like or directly competitive with those produced at the Sedalia plant increased relative to domestic production and consumption in the first 6 months of 1975 compared to the first 6 months of 1974.

The ratios of imports to domestic consumption and production increased from 51 percent and 105 percent, respectively in the first 6 months of 1974 to 55 percent and 123 percent in the first 6 months of 1975.

The evidence developed by the Department's investigation indicate that customers reduced or discontinued purchases of Town and Country's shoes in favor of imports that were priced lower and styled better. Customers indicated that imports have been the fashion setters and trend setters for women's footwear. The increase in imports caused sales and production to decline at Town and Country. The company responded to reduced sales and production both by reducing the workforce in the latter half of 1974, then reducing employment and hours worked in the first 8 months of 1975.

Conclusion. After careful review of the facts obtained in the investigation, I conclude that increases of imports like or directly competitive with women's non-rubber footwear produced at the Town and Country plant contributed importantly to the total or partial separation of the workers at that plant. In accordance with the provisions of the Act, I make the following certification:

All hourly, piecework, and salaried workers at the Sedalia plant of Town and Country Shoes, Incorporated who became totally or partially separated from employment on or after October 10, 1974 are eligible to apply for adjustment assistance under Title II, Chapter 2 of the Trade Act of 1974.

Signed at Washington, D.C. this 10th day of December 1975.

GLORIA G. PRATT,
Director, Office of Foreign Economic Policy.

[FR Doc.75-34477 Filed 12-19-75;8:45 am]

[TA-W-379]

UNIVERSAL-CYCLOPS SPECIALTY STEEL CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Steelworkers of America on behalf of the workers and former workers of Universal-Cyclops Specialty Steel Company, Pittsburgh, Pennsylvania, a division of Cyclops Corporation, Mount Lebanon, Pennsylvania (TA-W-379). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with stainless sheet & plate, high speed steel, & tool steel produced by Universal-Cyclops Specialty Steel Company or an appropriate subdivision thereof have contributed importantly to an absolue decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34501 Filed 12-19-75;8:45 am]

[TA-W-380]

UNIVERSAL-CYCLOPS SPECIALTY STEEL CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975 the Department of Labor received a petition filed under section 221(a) of the Trade Act of 1974 ("the Act") by the United Steelworkers of America on behalf of the workers and former workers of Universal-Cyclops Specialty Steel Company, West Aliquippa, Pennsylvania, a division of Cyclops Corporation, Mount Lebanon, Pennsylvania (TA-W-380). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with stainless wire rod, stainless sheet and plate, high speed steel, and tool steel produced by Uni-

versal-Cyclops Specialty Steel Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 92 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34502 Filed 12-19-75;8:45 am]

[TA-W-381]

UNIVERSAL-CYCLOPS SPECIALTY STEEL CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the United Steelworkers of America on behalf of the workers and former workers of Universal-Cyclops Specialty Steel Company, Bridgeville, Pennsylvania, a division of Cyclops Corporation, Mount Lebanon, Pennsylvania (TA-W-381). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with stainless bar, stainless wire, stainless wire rod, stainless sheet & plate, high speed steel & tool steel produced by Universal-Cyclops Specialty Steel Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34503 Filed 12-19-75;8:45 am]

[TA-W-382]

UNIVERSAL-CYCLOPS SPECIALTY STEEL CO.

Investigation Regarding Certification of Eligibility To Apply for Worker Adjustment Assistance

On December 5, 1975, the Department of Labor received a petition filed under Section 221(a) of the Trade Act of 1974 ("the Act") by the United Steelworkers of America on behalf of the workers and former workers of Universal-Cyclops Speciality Steel Company, Titusville, Pennsylvania, a division of Cyclops Corporation, Mount Lebanon, Pennsylvania (TA-W-382). Accordingly, the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, has instituted an investigation as provided in section 221(a) of the Act and 29 CFR 90.12.

The purpose of the investigation is to determine whether absolute or relative increases of imports of articles like or directly competitive with stainless bar, high speed steel, and tool steel produced by Universal-Cyclops Specialty Steel Company or an appropriate subdivision thereof have contributed importantly to an absolute decline in sales or production, or both, of such firm or subdivision and to the actual or threatened total or partial separation of a significant number or proportion of the workers of such firm or subdivision. The investigation will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved. A group meeting the eligibility requirements of section 222 of the Act will be certified as eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act in accordance with the provisions of Subpart B of 29 CFR Part 90.

Pursuant to 29 CFR 90.13, the petitioner or any other person showing a substantial interest in the subject matter of the investigation may request a public hearing, provided such request is filed in writing with the Acting Director, Office of Trade Adjustment Assistance, at the address shown below, not later than December 31, 1975.

The petition filed in this case is available for inspection at the Office of the Acting Director, Office of Trade Adjustment Assistance, Bureau of International Labor Affairs, U.S. Department of Labor, 3rd St. and Constitution Ave., NW., Washington, D.C. 20210.

Signed at Washington, D.C. this 5th day of December 1975.

MARVIN M. FOOKS,
Acting Director, Office of Trade Adjustment Assistance.

[FR Doc.75-34504 Filed 12-19-75;8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice No. 935]

ASSIGNMENT OF HEARINGS

DECEMBER 17, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 51146 Sub 413, Schneider Transport, Inc., MC 115331 Sub 387, Truck Transport, Incorporated, MC 116763 Sub 305, Carl Subler Trucking, Inc., MC 121060 Sub 33, Arrow Truck Lines, Inc.,

MC 128273 Sub 165, Midwestern Distribution, Inc. and MC 128273 Sub 170, Midwestern Distribution, Inc., now being assigned for continued hearing on January 29, 1976, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 140716 Sub 1, Great Northern Transportation Company, now being assigned for continued hearing on January 27, 1976, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 19227 (Sub-No. 212), Leonard Bros. Trucking Co., Inc., now being assigned February 10, 1976, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 129455 (Sub-No. 11), Carretta Trucking, Inc., now being assigned February 18, 1976, at the Office of the Interstate Commerce Commission, Washington, D.C.

MC 119302 (Sub-No. 22), Miller Transfer and Rigging Co., now being assigned February 18, 1976, at the Offices of the Interstate Commerce Commission, Washington, D.C.
MC 135732 (Sub-No. 12), Aubrey Freight Lines, Inc., now being assigned February 19, 1976, at the Offices of the Interstate Commerce Commission, Washington, D.C.
MC-F 12461, FD 27883, MC 109847 Sub-21, MC 24136 Sub-Nos. 8, 9, 11, 12, 13, and 15G, Boss-Linco Lines, Inc.-Pur. (Portion)—Harrison-Shields Transportation Lines, Inc., now being assigned January 12, 1976, (5 days) for Continued hearing at the Offices of the Interstate Commerce Commission, Washington, D.C.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-34508 Filed 12-19-75;8:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

DECEMBER 17, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

FSA No. 43090—*Lumber Articles, from, to, and between Southwestern Territory.* Filed by Southwestern Freight Bureau, Agent, No. B-579), for interested rail carriers. Rates on lumber and related articles, in carloads, as described in the application, from points in southwestern territory, to Long Lake, Roseville, and Wayzata, Minnesota.

Grounds for relief—Market competition, rate relationship, modified short-line distance formula and grouping.

Tariff—Supplement 123 to Southwestern Freight Bureau, Agent, tariff SW/W-2006-J, ICC 5056. Rates are published to become effective on January 16, 1976.

FSA No. 43091—*Joint Water-Rail Container Rates—Kawasaki Kisen Kaisha, Ltd.* Filed by Kawasaki Kisen Kaisha, Ltd., (No. 15), for and on behalf of itself and interested rail carriers. Rates on general commodities, from rail carrier's terminal at Freeport, Texas, to ports in the Far East.

Grounds for relief—Water competition.

FSA No. 43092—*Joint Rail-Water Container Rates—United States Lines, Inc.* Filed by United States Lines, Inc., (No. 101), for and on behalf of itself and interested rail carriers. Rates on general commodities, from ports in the Far East, to rail carriers' terminals at Lake Charles, La., North Bergen, N.J., and Beaumont and Port Arthur, Tex.

Grounds for relief—Water competition.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-34509 Filed 12-19-75;8:45 am]

[Notice No. 144]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

DECEMBER 18, 1975.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the Federal Register publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 4405 (Sub-No. 526TA), filed December 8, 1975. Applicant: DEALERS TRANSIT, INC., 2200 E. 170th St., Lansing, Ill. 60438. Applicant's representative: Leonard L. Bennett (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers, semi-trailers and trailer chassis*, other than those designed to be drawn by passenger automobiles, in initial movements, in truckaway and driveaway service and (2) *Tractors*, in secondaray movements in driveaway service only when drawing trailers, semi-trailers and trailer chassis in initial movements in driveaway service; (1) from Oregon, Ill., to points in the United States (except Alaska and Hawaii); (2) from Oregon, Ill., to points in Arizona, Nevada, Oregon and Vermont, for 180 days. Supporting shipper: E. D. Etnyre and Company, Roger L. Etnyre, Secretary-Treasurer, 200 Jefferson St., Oregon, Ill. Send protests to: Patricia A. Roscoe, Transportation Assistant, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 51146 (Sub-No. 453TA), filed December 8, 1975. Applicant: SCHNEIDER TRANSPORT, INC., 2661 S. Broadway St., 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: *Refrigerated coolers and freezers*, from the facilities of Hercules, Inc./Lincoln Sales Division, at Manitowoc and Hudson, Wis., to points in North Dakota, South Dakota, Minnesota, and the Upper Peninsula of Michigan, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Hercules, Inc./Lincoln Sales Division, P.O. Box 2477, Green Bay, Wis. 54306. Send protests to: John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells St., Room 807, Milwaukee, Wis. 53203.

No. MC 90760 (Sub-No. 14TA), filed December 1, 1975. Applicant: CLIFTON A. SCHULTZ, doing business as, ILLINOIS MIDWEST EXPRESS, 1012 E. William St., Danville, Ill. 61832. Applicant's representative: Steven A. Schultz (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe, vinyl siding, vinyl regrind, plastic pipe fittings, plastic pipe accessories, vinyl siding accessories*, (1) from Danville, Ill., to Grinnell, Iowa and Kansas City, Mo., and (2) from Grinnell, Iowa and Kansas City, Mo., to Danville, Ill., under a continuing contract with Robintech, Inc., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Robintech, Inc., Matthew Singleton, Traffic Manager, P.O. Box 753, Danville, Ill. Send protests to: Patricia A. Roscoe, Transportation Assistant, Interstate Commerce Commission, Everett McKinley Dirksen Bldg., 219 S. Dearborn St., Room 1086, Chicago, Ill. 60604.

No. MC 107295 (Sub-No. 792TA), filed December 10, 1975. Applicant: PRE-FAB TRANSIT CO., 100 South Main St., Farmer City, Ill. 61842. Applicant's representative: Duane Zehr (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building and construction materials*, from the plantsite and storage facilities of Donn Products, Inc., located in Medina County, Ohio, to points in Arkansas, Colorado, Illinois, Iowa, Kansas,

Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Mexico, New York, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Dakota, Texas, Vermont, Virginia, West Virginia and Wisconsin, for 180 days. Supporting shipper: Carl J. Walkush, President, Traffic & Distribution Services, Inc., 1643 Lee Road, P.O. Box 18310, Cleve Heights, Ohio 44118. Send protests to: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, P.O. Box 2418, Springfield, Ill. 62705.

No. MC 107544 (Sub-No. 123TA), filed December 10, 1975. Applicant: LEMMON TRANSPORT COMPANY, INCORPORATED, P.O. Box 580, Marion, Va. 24354. Applicant's representative: Daryl J. Henry (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum lubricating oil*, in bulk, in tank vehicles, from Bluefield and Hugheston, W. Va., to points in Buchanan, Russell, Tazewell and Wise Counties, Va. (except points in Tazewell County, Va., from Hugheston, W. Va.), for 180 days. Supporting shipper: Texaco, Inc., 1111 Rusk Ave., Houston, Tex. 77052. Send protests to: Danny R. Beeler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, P.O. Box 210, Roanoke, Va. 24011.

No. MC 108207 (Sub-No. 429TA), filed December 3, 1975. Applicant: FROZEN FOOD EXPRESS, INC., 318 Cadiz St., P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs and salad dressings*, from Indianapolis, Ind., to Memphis, Tenn., and points in Arizona, Arkansas, California, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma and Texas, for 180 days. Supporting shipper: Royal Food Products Co., Division Mutual Milk Co., 2234 Bethel Ave., Indianapolis, Ind. 46203. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce St., Room 13C12, Dallas, Tex. 75202.

No. MC 110525 (Sub-No. 1140TA), filed December 9, 1975. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Ave., 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: *Chicken fat*, in bulk, in tank vehicles, from Accomac, Va., to Maspeth, N.Y. for 180 days. Supporting shipper: Pet Food, Inc., 57–18 48th St., Maspeth, N.Y. 11387. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 115331 (Sub-No. 399TA), filed December 1, 1975. Applicant: TRUCK TRANSPORT, INCORPORATED, 29 Clayton Hills Lane, St. Louis, Mo. 63131. Applicant's representative: Paul R. Craddock, 230 St. Clair Ave., East St. Louis, Mo. 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foundry sand and foundry molding sand treating compound*, in bulk, in tank and (2) *Foundry molding sand treating compounds and bentonite clay*, in bulk, in tank vehicles, (1) from Granite City, Ill., to Camden, Tenn., and (2) from Aberdeen, Miss., to Danville, Ill., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: American Colloid Co., P.O. Box 228, Skokie, Ill. 60076. Send protests to: J. P. Werthmann, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 1465, 210 N. 12th St., St. Louis, Mo. 63101.

No. MC 116710 (Sub-No. 21–TA), filed November 24, 1975. Applicant: MISSISSIPPI CHEMICAL EXPRESS, INC., P.O. Box 6167, Bossier City, La. 71010. Applicant's representative: John M. Goff, 2001 East Texas, Bossier City, La. 71010. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Molten polypropylene*, in bulk, in tank vehicles capable of maintaining the product at 390° F., from the plantsite of Texas Eastman Co., at or near Longview, Tex., to Tracy, Calif.; Stamford, Conn.; Auburn, N.Y.; and Karns City, Pa., and points within 3 miles, under a continuing contract with Texas Eastman Co., for 180 days. Supporting shipper: Texas Eastman Co., P.O. Box 7444, Longview, Tex. 75601. Send protests to: Ray C. Armstrong, Jr., District Supervisor, 9038 Federal Bldg., 701 Loyola Ave., New Orleans, La. 70113.

No. MC 118806 (Sub-No. 43TA), filed December 8, 1975. Applicant: ARNOLD BROS. TRANSPORT, LTD., 739 Lagimodiere Blvd., Winnipeg, Manitoba, Canada R2J 0T8. Applicant's representative: Daniel C. Sullivan, 327 South LaSalle St., Chicago, Ill. 60604. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rolling mill rolls*, from Lima, Ohio, to ports of entry on the International Boundary Line between the United States and Canada, at or near Pembina, N. Dak., and Noyes, Minn., for 180 days. Supporting shipper: Teledyne Ohio Steel, West 4th St., Lima, Ohio 45802. Send protests to: J. H. Ambs, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 2340, Fargo, N. Dak. 58102.

No. MC 119798 (Sub-No. 273TA), filed December 5, 1975. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. 6188, Dallas, Tex. 75222. Applicant's representative: James K. Newbold, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Medicines and chemicals*, from Elkhart, Ind., to points in Missouri, Texas and Colorado, for 180 days. Supporting shipper: Miles Laboratories, Inc., 1127 Myrtle St., Elkhart, Ind. 46514. Send protests to: Opal M. Jones, Transportation Assistant, Interstate Commerce Commission, 1100 Commerce St., Room 13C12, Dallas, Tex. 75202.

No. MC 124078 (Sub-No. 670TA), filed December 4, 1975. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils, animal fats and blends of vegetable oils and animal fats*, from Chattanooga, Tenn., to points in Louisiana, for 180 days. Supporting shipper: Swift Edible Oil Company, 115 West Jackson Blvd., Chicago, Ill. 60604. Send protests to: John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells St., Room 807, Milwaukee, Wis. 53203.

No. MC 127337 (Sub-No. 13TA), filed December 10, 1975. Applicant: CHET'S TRANSPORT, INC., Charlotte, Maine 04666. Applicant's representative: Lawrence E. Lindeman, Suite 1032 Pennsylvania Bldg., Pennsylvania Ave. & 13th St., NW., Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Baltimore, Md., to ports of entry on the United States-Canada Boundary line, restricted to the transportation of shipments destined to points in New Brunswick, Nova Scotia, Newfoundland, and Prince Edward Island, Canada. Applicant intends to tack with complimentary Canadian authority at the border, for 180 days. Supporting shipper: Chiquita Brands, Inc., Prudential Center, Boston, Mass. 02199. Send protests to: Donald G. Weiler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 307, 76 Pearl St., Portland, Maine 04111.

No. MC 128273 (Sub-No. 213TA), filed December 9, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 South Horton, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and advertising materials*, when moving with malt beverages; and *empty malt beverage containers*, upon return, from the plantsite and storage facilities of Miller Brewing Company, at Fort Worth, Tex., to points in Louisiana, for 180 days. Supporting shipper: Miller Brewing Company, 4000 West State St., Milwaukee, Wis. 53208. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

No. MC 128383 (Sub-No. 65TA), filed December 4, 1975. Applicant: PINTO TRUCKING SERVICE, INC., 1414 Calcon Hook Road, Sharon Hill, Pa. 19079. Applicant's representative: Gerald K. Gimmel, 303 North Frederick Ave.,

Gaithersburg, Md. 20760. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, Classes A and B explosives, and motor vehicles requiring the use of special equipment); (1) between Little Rock Municipal Airport, Little Rock, Ark.; Tulsa International Airport, at Tulsa, Okla.; Wiley Post Airport, at Oklahoma City, Okla.; Will Rogers World Airport, at Oklahoma City, Okla.; Austin Municipal Airport, Austin, Tex.; Waco Municipal Airport, Waco, Tex.; San Antonio International Airport, San Antonio, Tex.; El Paso International Airport, El Paso, Tex.; Dallas-Fort Worth International Airport, Dallas-Fort Worth, Tex.; and Houston Intercontinental Airport, Houston, Tex., restricted to the transportation of traffic in aircraft containers and pallets with trailers equipped with roller bed floors and having a prior or subsequent movement by air; (2) between Miami International Airport, Miami, Fla., on the one hand, and, on the other Houston Intercontinental Airport Houston, Tex.; Dallas-Fort Worth International Airport near Fort Worth, Tex.; Dallas Love Field, Dallas, Tex.; San Antonio International Airport, San Antonio, Tex.; Wiley Post Airport, at Oklahoma City, Okla.; Will Rogers World Airport, at Oklahoma City, Okla., and Tulsa International Airport, at Tulsa, Okla., restricted to the transportation of traffic in aircraft containers and pallets with trailers equipped with roller bed floors and having a prior or subsequent movement by air, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Five Star Air Freight Corporation, 1414 Calcon Hook Road, Sharon Hill, Pa. 19079. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia Pa. 19106.

No. MC 134922 (Sub-No. 154TA), filed December 2, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Bob McAdams (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals, plastics, compounds, and animal feed supplements* (except in bulk), in vehicles equipped with mechanical refrigeration, from Brazoria and Freeport, Tex., and Lima, Ohio, to points North Dakota, South Dakota, Minnesota (except points in the Minneapolis and St. Paul Commercial Zones), Nebraska (except Lincoln and Omaha), Colorado, Wyoming, Montana, California, Nevada, Arizona, Oregon, Washington, New Mexico, Idaho, Utah and points in Iowa on and west of the U.S. Highway 169 (except Council Bluffs), for 180 days. Supporting shipper: Organic Compounds, Inc., 1265 W. 16th, Long Beach, Calif. Send protests to: William H. Land, Jr., District Superivsor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 134922 (Sub-No. 155TA), filed December 9, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Bob McAdams (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise* as is sold and used by wholesale, retail and discount stores and chemicals (except food stuffs, and alcoholic and malt beverages), from Racine, Wis.; Ft. Madison, Iowa; Kankakee, Ill.; Memphis, Tenn.; Jackson, Miss.; Brazoria County, Tex.; Rochester, Syracuse and Brooklyn, N.Y.; West Springfield, Mass.; Clifton and Washington, N.J.; Groton and Wallingford, Conn.; Lancaster and Pittsburgh, Pa.; Bath Township and Cincinnati, Ohio and Greenville, S.C., to Salt Lake City and Ogden, Utah; Windsor, Colo.; Carson City, Reno and Sparks, Nev.; points in California; Phoenix, Ariz.; Klamath Falls and Portland, Oreg., Yakima and Seattle, Wash., and (2) *Food stuffs* (except meats, candy, frozen foods, and alcoholic beverages), from Dover, Del., and Lafayette, Ind., to points in California, and (3) *Clean rice and coffee*, from Houston, Tex., to points in California, and Portland, Oreg. Commodities in 1, 2 and 3 are restricted to traffic moving in vehicles equipped with mechanical refrigeration and the commodities in 1, 2 and 3 further restricted against the transportation of commodities in bulk and those which because of size or weight require the use of special equipment, for 180 days. Supporting shipper: Ranbow Dell Ray Wholesale, 340 S. San Pedro St., Los Angeles, Calif. 90013. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 136532 (Sub-No. 3TA), filed December 9, 1975. Applicant: LOYD SIMPSON, doing business as LOYD SIMPSON TRUCKING, 125 Houston St., Durant, Okla. 74701. Applicant's representative: T. M. Brown, 223 Ciudad Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Nursery pots, nursery sleeves and nursery paint*, and (2) *Flowers* partially exempt from economic regulation under the provisions of Section 203(b)(6) of the Interstate Commerce Act in mixed loads with regulated commodities (otherwise authorized), from points in Texas to San Francisco and Half Moon Bay, Calif., for 180 days. Supporting shipper: Nurserymen's Exchange, Inc., Carl Pearlstein, President, 475 Sixth St., San Francisco, Calif. 94103. Send protests to: Marie Spillars, Transportation Assistant, Interstate Commerce Commission, Bureau of Operations, Room 240 Old Post Office Bldg., 215 N.W. Third, Oklahoma City, Okla. 73102.

No. MC 136831 (Sub-No. 3TA), filed December 9, 1975. Applicant: GEORGE HUSACK, 167 Locust Drive, Schnecksville, Pa. 18078. Applicant's representative: George Husack (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, in dump vehicles, from Tamaqua, Schuylkill County, Pa., to Lakeville, Conn., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Lehigh Navigation-Dodson Co. (Subsidiary of Bethlehem Steel Corp.), Martin Tower, Bethlehem, Pa. 18016. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 139084 (Sub-No. 8TA), filed November 13, 1975. Applicant: BIG VALLEY SUPPLY & ENTERPRISES, LTD., P.O. Box 8100, Station F, Calgary, Alberta, Canada T2J 2V2, Applicant's representative: David R. Parker, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from the facilities of Nucor Steel Division of Nucor Corporation, at or near Norfolk, Nebr., to ports of entry on the International Boundary line, between the United States and Canada, located in Washington, Idaho, Montana, North Dakota and Minnesota. Restrictions: (1) Restricted to traffic originating at the steel mill facilities of the Nucor Steel Division of Nucor Corporation, at or near Norfolk, Nebr., and destined to the named destinations; (2) All traffic herein is destined to points in Alberta, British Columbia, Manitoba, Northwest Territories, Ontario, Saskatchewan, or Yukon Territory, for 180 days. Supporting shipper: Eugene F. Tyson, Division Controller, Nucor Steel Division, Nucor Corporation, P.O. Box 59, Norfolk, Nebr. 68701. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Room 222, U.S. Post Office Bldg., Billings, Mont. 59101.

No. MC 139468 (Sub-No. 10TA), filed December 19, 1975. Applicant: INTERNATIONAL CONTRACT CARRIERS, INC., 6534 Gressner Road, Houston, Tex. 77040. Applicant's representative: David R. Parker, 2310 Colorado State Bank Bldg., 1600 Broadway, Denver, Colo. 80202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products*, from points in Idaho, Montana, Oregon and Washington, to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, and Wisconsin, under a continuing contract or contracts with Metropolitan Lumber Company, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Metropolitan Lumber Co., 900 Jorie Blvd., Oak Brook, Ill. 60521. Send protests to: John F. Mensing, District Supervisor, Interstate Commerce Commission, 8610 Federal Bldg., 515 Rusk, Houston, Tex. 77002.

No. MC 139495 (Sub-No. 115TA), filed December 9, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East Eighth St.,

Liberal, Kans. 67901. Applicant's representative: James E. McCarty (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cedar shakes and shingles*, from points in Oregon and Washington, to points in Colorado, for 180 days. Supporting shipper: Dier Lumber Company, 291 Roymar, Oceanside, Calif. 92054. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

No. MC 140277 (Sub-No. 5TA), filed December 1, 1975. Applicant: BILL BALL, doing business as BILL BALL TRUCKING, 131 West 18th St., Sioux, Falls, S. Dak. 57104. Applicant's representative: Bill Ball (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commodity bags, envelopes, and wrappers*, for the account of American Western Corporation, from the plantsite or storage facilities of American Western Corporation, Sioux Falls, S. Dak., to Little Rock, Ark.; Dallas, Houston and Tyler, Tex.; and New Orleans and Shereveport, La., under a continuing contract with American Western Corporation, for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: American Western Corporation, 1500 M Ave., Sioux Falls, S. Dak. 57104. Send protests to: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Bldg., Pierre, S. Dak. 58501.

No. MC 140977 (Sub-No. 1 TA), filed December 8, 1975. Applicant: RAYMOND SPEARS AND EDWARD SPEARS, doing business as VALLEY EXPRESS, 103 Walnut St., Elmwood, Ohio 45216. Applicant's representative: James R. Stiverson, 1396 West Fifth St., Columbus, Ohio 43212. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hospital and laboratory instrumentation, apparatus, materials and supplies* (except commodities in bulk), between Cincinnati, Ohio, on the one hand, and, on the other, points in Indiana, Kentucky and West Virginia, under a continuing contract with Curtin-Matheson Scientific, Inc., for 180 days. Supporting shipper: D. J. Wiatrolik, Operations Manager, Curtin-Matheson Scientific, Inc., 12101 Centron, Cincinnati, Ohio 45246. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 5514 B Federal Bldg., 550 Main St., Cincinnati, Ohio 45202.

No. MC 141530 (Sub-No. 1 TA), filed December 5, 1975. Applicant: BROCK'S AUTO PARTS, INC., 2150 East First St., Tempe, Ariz. 85281. Applicant's representative: Patten, Montague & Arnett (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Uncrated, used automobile and truck parts*, on call from various used auto and truck parts dealers, between points in Arizona, New Mexico, Fontana and Los Angeles, Calif.; Las Vegas, Nev.; and El Paso, Tex., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shippers: There are approximately 5 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, Room 3427 Federal Bldg., 230 N. First Ave., Phoenix, Ariz. 85025.

No. MC 141561 TA, filed November 25, 1975. Applicant: T. A. CRENSHAW, doing business as DIXIE TRANSPORT COMPANY, P.O. Box 668, Toccoa, Ga. 30577. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Bldg., Atlanta, Ga. 30349. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Construction equipment and related articles*, which because of size or weight require the use of special handling or equipment; (b) *self propelled articles*, each weighing 15,000 pounds or more; and (c) *related parts, materials and supplies*, from the facilities of Wabco Construction and Mining Equipment Group (a corporation) located at or near Toccoa, Stephens County, Ga., to Savannah, Ga.; New Orleans, La.; Norfolk, Newport News, Portsmouth and Hampton, Va.; Charleston, S.C.; Linden, and New Jersey ports at Newark, Hoboken, Jersey City, Bayonne, Elizabeth and Perth Amboy, N.J.; Fort Lauderdale and Miami, Fla.; (2) *Commodities* as described in (1) (a), (b) and (c) above between the facilities of Wabco Construction and Mining Equipment Group (a corporation) located at Taccoa, Ga.; Linden, N.J.; Peoria, Ill.; and Indianapolis, Ind., restricted to shipments originating and destined to the facilities of Wabco Construction and Mining Equipment Group (a corporation) at these points; (3) *Parts and materials* used in the manufacturing of commodities described in (1) (a), (b) and (c) above, from Louisville and Somerset, Ky.; Akron and Ashtabula, Ohio; Indianapolis, Paoli, and South Bend, Ind.; Detroit, Jackson and Buchanan, Mich.; Chicago and Mount Vernon, Ill.; St. Louis, Mo.; and Morristown, Tenn., to the facilities of Wabco Construction and Mining Equipment Group (a corporation) located at or near Toccoa, Stephens County, Ga., for 180 days. Applicant has also filed an underlying ETA seeking up to 90 days of operating authority. Supporting shipper: Wabco Construction and Mining Equipment Group (a corporation), Toccoa, Ga. 30577. Send protests to: William L. Scroggs, District Supervisor, Interstate Commerce Commission, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

No. MC 141578 TA, filed December 3, 1975. Applicant: KEE TRANSPORTATION COMPANY, 5540 W. Broadway Ave., P.O. Box 37437, Jacksonville, Fla. 32205. Applicant's representative: Ronald D. Peterson, 1729 Gulf Life Tower, Jacksonville, Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in containers, and *empty containers*, between points in the Jacksonville, Fla., Commercial Zone, including Jacksonville, Fla. (except Yulee and Fernandina Beach, Fla.), restricted to shipments having a prior or subsequent movement by water, for 180 days. Supporting shippers: Trailer Marine Transport Corp., 1045 Bond Ave., P.O. Box 2110, Jacksonville, Fla. 32203. Sea-Land Service, Inc., P.O. Box 3281, Jacksonville, Fla. 32206. Send protests to: G. H. Fauss, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay St., Jacksonville, Fla. 32202.

No. MC 141579 TA, filed December 10, 1975. Applicant: SECURITY DELIVERY SERVICE, INC., 20–28 27th St., Astoria, N.Y. 11105. Applicant's representative: Larsh B. Mewhinney, 235 Mamaroneck Ave., White Plains, N.Y. 10605. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Printed securities quotation reports, and bond-offering reports*, from points in New York, N.Y., in the New York, N.Y., Commercial Zone as defined by the Commission, to Wilmington, Del.; Baltimore, Md.; Washington, D.C.; Philadelphia, Ephrata, and Harrisburg, Pa., and all points in New Jersey, under a continuing contract with Blue List Publishing Co., for 180 days. Supporting shipper: Blue List Publishing Co., 345 Hudson St., New York, N.Y. 10014. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 141581 TA, filed December 8, 1975. Applicant: JAMES P. DOYLE, doing business as DOYLE TRUCKING, P.O. Box 76, Wisconsin Dells, Wis. 53965. Applicant's representative: Charles E. Creager, 1329 Pennsylvania Ave. P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cheese, cheese products and cheese by-products*, from Marathon County, Wis., to points in Maryland, Pennsylvania, Virginia, West Virginia, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Maine, New Hampshire, Vermont, and the District of Columbia, and (2) *Cheese and Materials, equipment and supplies* used in the manufacture of cheese, from points in New York and New Jersey to points in Marathon County, Wis., under a continuing contract with InoFood Corp., for 180 days. Supporting shipper: InoFood Corp., Route 5, Merrill, Wis. 54452. Send protests to: Richard Shullaw, District Supervisor, Interstate Commerce Commission, 139 W. Wilson St., Room 202, Madison, Wis. 53703.

No. MC 141582 TA, filed December 4, 1975. Applicant: T. J. BRETT, FR., doing business as T. J. BRETT, JR., TRUCKING COMPANY, P.O. Box 795, Sandersville, Ga. 31082. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Blvd., Atlanta, Ga. 30349. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural lime*, in bulk, in dump vehicles, from points in Jefferson County, Tenn., to points in Washington County, Ga., for 180 days. Supporting shipper: Farmers Mutual Exchange, 730 Argo Drive, Sandersville, Ga. 31082. Send protests to: William L. Scroggs, District Supervisor, Interstate Commerce Commission, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-34510 Filed 12-19-75;8:45 am]

federal register

MONDAY, DECEMBER 22, 1975

PART II:

DEPARTMENT OF THE TREASURY

Fiscal Service, Bureau of the Public Debt

■

U.S. SAVINGS BONDS, SERIES E

Dept. Circular No. 653, 9th Rev. 1st Amendment

Title 31—Money and Finance

CHAPTER II—FISCAL SERVICE, DEPARTMENT OF THE TREASURY

SUBCHAPTER B—BUREAU OF THE PUBLIC DEBT

PART 316—OFFERING OF UNITED STATES SAVINGS BONDS, SERIES E

Extended Terms and Improved Yields for Bonds

Department of the Treasury Circular No. 653, Ninth Revision, dated April 23, 1974, and the tables incorporated therein, as supplemented (31 CFR, Part 316), are hereby amended for the purpose of granting a second 10-year extended maturity period to United States savings bonds, Series E, bearing issue dates of February 1, 1957, through November 1, 1965, and providing tables of redemption values and investment yields for the next extended maturity period for bonds bearing issue dates of December 1, 1945, through November 1, 1946; December 1, 1955, through November 1, 1956; February 1, 1957, through November 1, 1957; December 1, 1968, through May 1, 1969; and December 1, 1969, through November 1, 1970.

Section 316.8(a) (3) and (4) is accordingly revised, and Tables 13–A, 14–A, 41–A, 42–A, 43–A, 44–A, 46–A, 47–A, 48–A, 87–A, 89–A and 90–A are added, as follows:

§ 316.8 Extended terms and improved yields for outstanding bonds.

(a) *Extended maturity periods.* * * *

(3) *Bonds with issue dates May 1, 1952, through November 1, 1965.* Owners of Series E bonds with issue dates of May 1, 1952, through November 1, 1965, may retain their bonds for a second extended maturity period of 10 years.

(4) *Bonds with issue dates of December 1, 1965, or thereafter.* Owners of Series E bonds with issue dates of December 1, 1965, or thereafter, may retain their bonds for an extended maturity period of 10 years.

* * * * *

The foregoing revisions and amendments were effected under authority of Section 22 of the Second Liberty Bond Act, as amended (49 Stat. 21, as amended; 31 U.S.C. 757c), and 5 U.S.C. 301. Notice and public procedures thereof are unnecessary as the fiscal policy of the United States is involved.

Dated: December 9, 1975.

DAVID MOSSO,
Fiscal Assistant Secretary.

TABLE 13-A

BONDS BEARING ISSUE DATES FROM DEC. 1, 1945, THROUGH MAY 1, 1946

Issue price / Denomination	$7.50 / 10.00	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	Approximate investment yield (annual percentage rate)		
Period (years and months after second extended maturity at 30 years 0 months)	(1) Redemption values during each half-year period (values increase on first day of period)* THIRD EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 3rd extended maturity
								Percent	Percent	Percent
0-0 to 0-6	1/(12/1/75)	$22.96	$57.41	$114.82	$229.64	$459.28	$1148.20	$2296.40	----	5.99	6.00
0-6 to 1-0	(6/1/76)	23.65	59.13	118.26	236.52	473.04	1182.60	2365.20	5.99	6.02	6.00
1-0 to 1-6	(12/1/76)	24.36	60.91	121.82	243.64	487.28	1218.20	2436.40	6.01	5.98	6.00
1-6 to 2-0	(6/1/77)	25.09	62.73	125.46	250.92	501.84	1254.60	2509.20	6.00	6.03	6.00
2-0 to 2-6	(12/1/77)	25.85	64.62	129.24	258.48	516.96	1292.40	2584.80	6.00	5.97	6.00
2-6 to 3-0	(6/1/78)	26.62	66.55	133.10	266.20	532.40	1331.00	2662.00	6.00	6.01	6.00
3-0 to 3-6	(12/1/78)	27.42	68.55	137.10	274.20	548.40	1371.00	2742.00	6.00	6.01	6.00
3-6 to 4-0	(6/1/79)	28.24	70.61	141.22	282.44	564.88	1412.20	2824.40	6.00	6.00	6.00
4-0 to 4-6	(12/1/79)	29.09	72.73	145.46	290.92	581.84	1454.60	2909.20	6.00	5.99	6.00
4-6 to 5-0	(6/1/80)	29.96	74.91	149.82	299.64	599.28	1498.20	2996.40	6.00	5.98	6.00
5-0 to 5-6	(12/1/80)	30.86	77.15	154.30	308.60	617.20	1543.00	3086.00	6.00	6.01	6.00
5-6 to 6-0	(6/1/81)	31.79	79.47	158.94	317.88	635.76	1589.40	3178.80	6.00	5.99	6.00
6-0 to 6-6	(12/1/81)	32.74	81.85	163.70	327.40	654.80	1637.00	3274.00	6.00	6.01	6.00
6-6 to 7-0	(6/1/82)	33.72	84.31	168.62	337.24	674.48	1686.20	3372.40	6.00	6.00	6.00
7-0 to 7-6	(12/1/82)	34.74	86.84	173.68	347.36	694.72	1736.80	3473.60	6.00	5.99	6.00
7-6 to 8-0	(6/1/83)	35.78	89.44	178.88	357.76	715.52	1788.80	3577.60	6.00	6.02	6.00
8-0 to 8-6	(12/1/83)	36.85	92.13	184.26	368.52	737.04	1842.60	3685.20	6.00	5.99	6.00
8-6 to 9-0	(6/1/84)	37.96	94.89	189.78	379.56	759.12	1897.80	3795.60	6.00	6.01	6.00
9-0 to 9-6	(12/1/84)	39.10	97.74	195.48	390.96	781.92	1954.80	3909.60	6.00	6.00	6.00
9-6 to10-0	(6/1/85)	40.27	100.67	201.34	402.68	805.36	2013.40	4026.80	6.00	6.00	6.00
10-0 2/	(12/1/85)	41.48	103.69	207.38	414.76	829.52	2073.80	4147.60	6.00 3/	----	----

1/ Month, day, and year on which issues of Dec. 1, 1945, enter each period. For subsequent issue months add the appropriate number of months.
2/ Third extended maturity reached at 40 years 0 months after issue.
3/ Yield on purchase price from issue date to 3rd extended maturity date is 4.32 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 14-A

BONDS BEARING ISSUE DATES FROM JUNE 1 THROUGH NOV. 1, 1946

Issue price	$7.50	$18.75	$37.50	$75.00	$150.00	$375.00	$750.00	Approximate investment yield (annual percentage rate)		
Denomination	10.00	25.00	50.00	100.00	200.00	500.00	1000.00			
Period (years and months after second extended maturity at 30 years 0 months)	(1) Redemption values during each half-year period (values increase on first day of period)* THIRD EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 3rd extended maturity
0-0 to 0-6 . . . 1/ (6/1/76)	$23.26	$58.16	$116.32	$232.64	$465.28	$1163.20	$2326.40	----	5.98	6.00
0-6 to 1-0 . . . . (12/1/76)	23.96	59.90	119.80	239.60	479.20	1198.00	2396.00	5.98	6.01	6.00
1-0 to 1-6 . . . . (6/1/77)	24.68	61.70	123.40	246.80	493.60	1234.00	2468.00	6.00	6.00	6.00
1-6 to 2-0 . . . . (12/1/77)	25.42	63.55	127.10	254.20	508.40	1271.00	2542.00	6.00	6.01	6.00
2-0 to 2-6 . . . . (6/1/78)	26.18	65.46	130.92	261.84	523.68	1309.20	2618.40	6.00	5.99	6.00
2-6 to 3-0 . . . . (12/1/78)	26.97	67.42	134.84	269.68	539.36	1348.40	2696.80	6.00	6.02	6.00
3-0 to 3-6 . . . . (6/1/79)	27.78	69.45	138.90	277.80	555.60	1389.00	2778.00	6.00	5.99	6.00
3-6 to 4-0 . . . . (12/1/79)	28.61	71.53	143.06	286.12	572.24	1430.60	2861.20	6.00	6.01	6.00
4-0 to 4-6 . . . . (6/1/80)	29.47	73.68	147.36	294.72	589.44	1473.60	2947.20	6.00	6.00	6.00
4-6 to 5-0 . . . . (12/1/80)	30.36	75.89	151.78	303.56	607.12	1517.80	3035.60	6.00	5.98	6.00
5-0 to 5-6 . . . . (6/1/81)	31.26	78.16	156.32	312.64	625.28	1563.20	3126.40	6.00	6.01	6.00
5-6 to 6-0 . . . . (12/1/81)	32.20	80.51	161.02	322.04	644.08	1610.20	3220.40	6.00	5.99	6.00
6-0 to 6-6 . . . . (6/1/82)	33.17	82.92	165.84	331.68	663.36	1658.40	3316.80	6.00	6.01	6.00
6-6 to 7-0 . . . . (12/1/82)	34.16	85.41	170.82	341.64	683.28	1708.20	3416.40	6.00	5.99	6.00
7-0 to 7-6 . . . . (6/1/83)	35.19	87.97	175.94	351.88	703.76	1759.40	3518.80	6.00	6.00	6.00
7-6 to 8-0 . . . . (12/1/83)	36.24	90.61	181.22	362.44	724.88	1812.20	3624.40	6.00	6.00	6.00
8-0 to 8-6 . . . . (6/1/84)	37.33	93.33	186.66	373.32	746.64	1866.60	3733.20	6.00	6.00	6.00
8-6 to 9-0 . . . . (12/1/84)	38.45	96.13	192.26	384.52	769.04	1922.60	3845.20	6.00	5.99	6.00
9-0 to 9-6 . . . . (6/1/85)	39.60	99.01	198.02	396.04	792.08	1980.20	3960.40	6.00	6.00	6.00
9-6 to10-0 . . . . (12/1/85)	40.79	101.98	203.96	407.92	815.84	2039.60	4079.20	6.00	6.00	6.00
10-0 2/ . . . . . (6/1/86)	42.02	105.04	210.08	420.16	840.32	2100.80	4201.60	6.00 3/	----	----

1/ Month, day, and year on which issues of June 1, 1946, enter each period. For subsequent issue months add the appropriate number of months.
2/ Third extended maturity reached at 40 years 0 months after issue.
3/ Yield on purchase price from issue date to 3rd extended maturity date is 4.33 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 41-A

BONDS BEARING ISSUE DATES FROM DEC. 1, 1955, THROUGH MARCH 1, 1956

Issue price	$18.75	$37.50	$75.00	$150.00	$375.00	$750.00	$7500	Approximate investment yield (annual percentage rate)		
Denomination	25.00	50.00	100.00	200.00	500.00	1000.00	10000			
Period (years and months after first extended maturity at 19 years 8 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
0-0 to 0-6 . . . 1/ (8/1/75)	$41.48	$82.96	$165.92	$331.84	$829.60	$1659.20	$16592	----	5.98	6.00
0-6 to 1-0 . . . . (2/1/76)	42.72	85.44	170.88	341.76	854.40	1708.80	17088	5.98	6.04	6.00
1-0 to 1-6 . . . . (8/1/76)	44.01	88.02	176.04	352.08	880.20	1760.40	17604	6.01	6.00	6.00
1-6 to 2-0 . . . . (2/1/77)	45.33	90.66	181.32	362.64	906.60	1813.20	18132	6.01	6.00	6.00
2-0 to 2-6 . . . . (8/1/77)	46.69	93.38	186.76	373.52	933.80	1867.60	18676	6.00	6.00	6.00
2-6 to 3-0 . . . . (2/1/78)	48.09	96.18	192.36	384.72	961.80	1923.60	19236	6.00	5.99	6.00
3-0 to 3-6 . . . . (8/1/78)	49.53	99.06	198.12	396.24	990.60	1981.20	19812	6.00	6.02	6.00
3-6 to 4-0 . . . . (2/1/79)	51.02	102.04	204.08	408.16	1020.40	2040.80	20408	6.00	6.00	6.00
4-0 to 4-6 . . . . (8/1/79)	52.55	105.10	210.20	420.40	1051.00	2102.00	21020	6.00	5.98	6.00
4-6 to 5-0 . . . . (2/1/80)	54.12	108.24	216.48	432.96	1082.40	2164.80	21648	6.00	6.02	6.00
5-0 to 5-6 . . . . (8/1/80)	55.75	111.50	223.00	446.00	1115.00	2230.00	22300	6.00	5.99	6.00
5-6 to 6-0 . . . . (2/1/81)	57.42	114.84	229.68	459.36	1148.40	2296.80	22968	6.00	5.99	6.00
6-0 to 6-6 . . . . (8/1/81)	59.14	118.28	236.56	473.12	1182.80	2365.60	23656	6.00	5.99	6.00
6-6 to 7-0 . . . . (2/1/82)	60.91	121.82	243.64	487.28	1218.20	2436.40	24364	6.00	6.01	6.00
7-0 to 7-6 . . . . (8/1/82)	62.74	125.48	250.96	501.92	1254.80	2509.60	25096	6.00	5.99	6.00
7-6 to 8-0 . . . . (2/1/83)	64.62	129.24	258.48	516.96	1292.40	2584.80	25848	6.00	6.00	6.00
8-0 to 8-6 . . . . (8/1/83)	66.56	133.12	266.24	532.48	1331.20	2662.40	26624	6.00	6.01	6.00
8-6 to 9-0 . . . . (2/1/84)	68.56	137.12	274.24	548.48	1371.20	2742.40	27424	6.00	6.01	6.00
9-0 to 9-6 . . . . (8/1/84)	70.62	141.24	282.48	564.96	1412.40	2824.80	28248	6.00	6.00	6.00
9-6 to10-0 . . . . (2/1/85)	72.74	145.48	290.96	581.92	1454.80	2909.60	29096	6.00	5.99	5.99
10-0 2/ . . . . . (8/1/85)	74.92	149.84	299.68	599.36	1498.40	2996.80	29968	6.00 3/	----	----

1/ Month, day, and year on which issues of Dec. 1, 1955, enter each period. For subsequent issue months add the appropriate number of months.
2/ Second extended maturity reached at 29 years 8 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.72 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 42-A

BONDS BEARING ISSUE DATE APRIL 1 OR MAY 1, 1956

Issue price / Denomination	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	$7500 / 10000	Approximate investment yield (annual percentage rate)

Period (years and months after first extended maturity at 19 years 8 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
								Percent	Percent	Percent
0-0 to 0-6 . . . 1/(12/1/75)	$42.54	$85.08	$170.16	$340.32	$850.80	$1701.60	$17016	----	6.02	6.00
0-6 to 1-0 . . . . (6/1/76)	43.82	87.64	175.28	350.56	876.40	1752.80	17528	6.02	5.98	6.00
1-0 to 1-6 . . . . (12/1/76)	45.13	90.26	180.52	361.04	902.60	1805.20	18052	6.00	5.98	6.00
1-6 to 2-0 . . . . (6/1/77)	46.48	92.96	185.92	371.84	929.60	1859.20	18592	5.99	6.02	6.00
2-0 to 2-6 . . . . (12/1/77)	47.88	95.76	191.52	383.04	957.60	1915.20	19152	6.00	6.02	6.00
2-6 to 3-0 . . . . (6/1/78)	49.32	98.64	197.28	394.56	986.40	1972.80	19728	6.00	5.96	6.00
3-0 to 3-6 . . . . (12/1/78)	50.79	101.58	203.16	406.32	1015.80	2031.60	20316	6.00	6.02	6.00
3-6 to 4-0 . . . . (6/1/79)	52.32	104.64	209.28	418.56	1046.40	2092.80	20928	6.00	6.00	6.00
4-0 to 4-6 . . . . (12/1/79)	53.89	107.78	215.56	431.12	1077.80	2155.60	21556	6.00	6.01	6.00
4-6 to 5-0 . . . . (6/1/80)	55.51	111.02	222.04	444.08	1110.20	2220.40	22204	6.00	5.98	6.00
5-0 to 5-6 . . . . (12/1/80)	57.17	114.34	228.68	457.36	1143.40	2286.80	22868	6.00	6.02	6.00
5-6 to 6-0 . . . . (6/1/81)	58.89	117.78	235.56	471.12	1177.80	2355.60	23556	6.00	5.98	6.00
6-0 to 6-6 . . . . (12/1/81)	60.65	121.30	242.60	485.20	1213.00	2426.00	24260	6.00	6.00	6.00
6-6 to 7-0 . . . . (6/1/82)	62.47	124.94	249.88	499.76	1249.40	2498.80	24988	6.00	6.02	6.00
7-0 to 7-6 . . . . (12/1/82)	64.35	128.70	257.40	514.80	1287.00	2574.00	25740	6.00	6.00	6.00
7-6 to 8-0 . . . . (6/1/83)	66.28	132.56	265.12	530.24	1325.60	2651.20	26512	6.00	5.97	6.00
8-0 to 8-6 . . . . (12/1/83)	68.26	136.52	273.04	546.08	1365.20	2730.40	27304	6.00	6.01	6.00
8-6 to 9-0 . . . . (6/1/84)	70.31	140.62	281.24	562.48	1406.20	2812.40	28124	6.00	6.00	6.00
9-0 to 9-6 . . . . (12/1/84)	72.42	144.84	289.68	579.36	1448.40	2896.80	28968	6.00	5.99	6.00
9-6 to10-0 . . . . (6/1/85)	74.59	149.18	298.36	596.72	1491.80	2983.60	29836	6.00	6.01	6.01
10-0 2/ . . . . . (12/1/85)	76.83	153.66	307.32	614.64	1536.60	3073.20	30732	6.00 3/	----	----

1/ Month, day, and year on which issues of April 1, 1956, enter each period. For issues of May 1, 1956, add 1 month.
2/ Second extended maturity reached at 29 years 8 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.81 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series K bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 43-A

BONDS BEARING ISSUE DATES FROM JUNE 1 THROUGH SEPT. 1, 1956

Issue price / Denomination	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	$7500 / 10000	Approximate investment yield (annual percentage rate)

Period (years and months after first extended maturity at 19 years 8 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
								Percent	Percent	Percent
0-0 to 0-6 . . . 1/(2/1/76)	$42.64	$85.28	$170.56	$341.12	$852.80	$1705.60	$17056	----	6.00	6.00
0-6 to 1-0 . . . . (8/1/76)	43.92	87.84	175.68	351.36	878.40	1756.80	17568	6.00	6.01	6.00
1-0 to 1-6 . . . . (2/1/77)	45.24	90.48	180.96	361.92	904.80	1809.60	18096	6.01	5.97	6.00
1-6 to 2-0 . . . . (8/1/77)	46.59	93.18	186.36	372.72	931.80	1863.60	18636	5.99	6.01	6.00
2-0 to 2-6 . . . . (2/1/78)	47.99	95.98	191.96	383.92	959.80	1919.60	19196	6.00	6.00	6.00
2-6 to 3-0 . . . . (8/1/78)	49.43	98.86	197.72	395.44	988.60	1977.20	19772	6.00	5.99	6.00
3-0 to 3-6 . . . . (2/1/79)	50.91	101.82	203.64	407.28	1018.20	2036.40	20364	6.00	6.01	6.00
3-6 to 4-0 . . . . (8/1/79)	52.44	104.88	209.76	419.52	1048.80	2097.60	20976	6.00	6.00	6.00
4-0 to 4-6 . . . . (2/1/80)	54.02	108.04	216.08	432.16	1080.40	2160.80	21608	6.00	6.00	6.00
4-6 to 5-0 . . . . (8/1/80)	55.64	111.28	222.56	445.12	1112.80	2225.60	22256	6.00	5.97	6.00
5-0 to 5-6 . . . . (2/1/81)	57.30	114.60	229.20	458.40	1146.00	2292.00	22920	6.00	6.00	6.00
5-6 to 6-0 . . . . (8/1/81)	59.02	118.04	236.08	472.16	1180.40	2360.80	23608	6.00	6.00	6.00
6-0 to 6-6 . . . . (2/1/82)	60.79	121.58	243.16	486.32	1215.80	2431.60	24316	6.00	6.02	6.00
6-6 to 7-0 . . . . (8/1/82)	62.62	125.24	250.48	500.96	1252.40	2504.80	25048	6.00	6.00	6.00
7-0 to 7-6 . . . . (2/1/83)	64.50	129.00	258.00	516.00	1290.00	2580.00	25800	6.00	5.98	6.00
7-6 to 8-0 . . . . (8/1/83)	66.43	132.86	265.72	531.44	1328.60	2657.20	26572	6.00	5.99	6.00
8-0 to 8-6 . . . . (2/1/84)	68.42	136.84	273.68	547.36	1368.40	2736.80	27368	6.00	6.02	6.00
8-6 to 9-0 . . . . (8/1/84)	70.48	140.96	281.92	563.84	1409.60	2819.20	28192	6.00	5.99	6.00
9-0 to 9-6 . . . . (2/1/85)	72.59	145.18	290.36	580.72	1451.80	2903.60	29036	6.00	6.01	6.00
9-6 to10-0 . . . . (8/1/85)	74.77	149.54	299.08	598.16	1495.40	2990.80	29908	6.00	5.99	5.99
10-0 2/ . . . . . (2/1/86)	77.01	154.02	308.04	616.08	1540.20	3080.40	30804	6.00 3/	----	----

1/ Month, day, and year on which issues of June 1, 1956, enter each period. For subsequent issue months add the appropriate number of months.
2/ Second extended maturity reached at 29 years 8 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.82 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series K bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 44-A

BONDS BEARING ISSUE DATE OCT. 1 OR NOV. 1, 1956

Issue price / Denomination	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	$7500 / 10000	Approximate investment yield (annual percentage rate)

Period (years and months after first extended maturity at 19 years 8 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
								Percent	Percent	Percent
0-0 to 0-6 . . . 1/ (6/1/76)	$43.03	$86.06	$172.12	$344.24	$860.60	$1721.20	$17212	----	6.00	6.00
0-6 to 1-0 . . . . (12/1/76)	44.32	88.64	177.28	354.56	886.40	1772.80	17728	6.00	6.00	6.00
1-0 to 1-6 . . . . (6/1/77)	45.65	91.30	182.60	365.20	913.00	1826.00	18260	6.00	6.00	6.00
1-6 to 2-0 . . . . (12/1/77)	47.02	94.04	188.08	376.16	940.40	1880.80	18808	6.00	6.00	6.00
2-0 to 2-6 . . . . (6/1/78)	48.43	96.86	193.72	387.44	968.60	1937.20	19372	6.00	5.99	6.00
2-6 to 3-0 . . . . (12/1/78)	49.88	99.76	199.52	399.04	997.60	1995.20	19952	6.00	6.01	6.00
3-0 to 3-6 . . . . (6/1/79)	51.38	102.76	205.52	411.04	1027.60	2055.20	20552	6.00	5.99	6.00
3-6 to 4-0 . . . . (12/1/79)	52.92	105.84	211.68	423.36	1058.40	2116.80	21168	6.00	6.01	6.00
4-0 to 4-6 . . . . (6/1/80)	54.51	109.02	218.04	436.08	1090.20	2180.40	21804	6.00	5.98	6.00
4-6 to 5-0 . . . . (12/1/80)	56.14	112.28	224.56	449.12	1122.80	2245.60	22456	6.00	6.02	6.00
5-0 to 5-6 . . . . (6/1/81)	57.83	115.66	231.32	462.64	1156.60	2313.20	23132	6.00	5.98	6.00
5-6 to 6-0 . . . . (12/1/81)	59.56	119.12	238.24	476.48	1191.20	2382.40	23824	6.00	6.01	6.00
6-0 to 6-6 . . . . (6/1/82)	61.35	122.70	245.40	490.80	1227.00	2454.00	24540	6.00	6.00	6.00
6-6 to 7-0 . . . . (12/1/82)	63.19	126.38	252.76	505.52	1263.80	2527.60	25276	6.00	6.01	6.00
7-0 to 7-6 . . . . (6/1/83)	65.09	130.18	260.36	520.72	1301.80	2603.60	26036	6.00	5.99	6.00
7-6 to 8-0 . . . . (12/1/83)	67.04	134.08	268.16	536.32	1340.80	2681.60	26816	6.00	6.00	6.00
8-0 to 8-6 . . . . (6/1/84)	69.05	138.10	276.20	552.40	1381.00	2762.00	27620	6.00	6.00	6.00
8-6 to 9-0 . . . . (12/1/84)	71.12	142.24	284.48	568.96	1422.40	2844.80	28448	6.00	6.02	6.00
9-0 to 9-6 . . . . (6/1/85)	73.26	146.52	293.04	586.08	1465.20	2930.40	29304	6.00	5.98	6.00
9-6 to10-0 . . . . (12/1/85)	75.45	150.90	301.80	603.60	1509.00	3018.00	30180	6.00	6.02	6.02
10-0 2/ . . . . . (6/1/86)	77.72	155.44	310.88	621.76	1554.40	3108.80	31088	6.00 3/	----	----

1/ Month, day, and year on which issues of Oct. 1, 1956, enter each period. For issues of Nov. 1, 1956, add 1 month.
2/ Second extended maturity reached at 29 years 8 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.85 percent.

TABLE 46-A

BONDS BEARING ISSUE DATES FROM FEB. 1 THROUGH MAY 1, 1957

Issue price / Denomination	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	$7500 / 10000	Approximate investment yield (annual percentage rate)

Period (years and months after first extended maturity at 18 years 11 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
								Percent	Percent	Percent
0-0 to 0-6 . . . 1/ (1/1/76)	$42.59	$85.18	$170.36	$340.72	$851.80	$1703.60	$17036	----	6.01	6.00
0-6 to 1-0 . . . . (7/1/76)	43.87	87.74	175.48	350.96	877.40	1754.80	17548	6.01	5.97	6.00
1-0 to 1-6 . . . . (1/1/77)	45.18	90.36	180.72	361.44	903.60	1807.20	18072	5.99	6.02	6.00
1-6 to 2-0 . . . . (7/1/77)	46.54	93.08	186.16	372.32	930.80	1861.60	18616	6.00	6.02	6.00
2-0 to 2-6 . . . . (1/1/78)	47.94	95.88	191.76	383.52	958.80	1917.60	19176	6.00	5.97	6.00
2-6 to 3-0 . . . . (7/1/78)	49.37	98.74	197.48	394.96	987.40	1974.80	19748	6.00	6.00	6.00
3-0 to 3-6 . . . . (1/1/79)	50.85	101.70	203.40	406.80	1017.00	2034.00	20340	6.00	6.02	6.00
3-6 to 4-0 . . . . (7/1/79)	52.38	104.76	209.52	419.04	1047.60	2095.20	20952	6.00	5.99	6.00
4-0 to 4-6 . . . . (1/1/80)	53.95	107.90	215.80	431.60	1079.00	2158.00	21580	6.00	6.01	6.00
4-6 to 5-0 . . . . (7/1/80)	55.57	111.14	222.28	444.56	1111.40	2222.80	22228	6.00	6.01	6.00
5-0 to 5-6 . . . . (1/1/81)	57.24	114.48	228.96	457.92	1144.80	2289.60	22896	6.00	5.97	6.00
5-6 to 6-0 . . . . (7/1/81)	58.95	117.90	235.80	471.60	1179.00	2358.00	23580	6.00	6.01	6.00
6-0 to 6-6 . . . . (1/1/82)	60.72	121.44	242.88	485.76	1214.40	2428.80	24288	6.00	5.99	6.00
6-6 to 7-0 . . . . (7/1/82)	62.54	125.08	250.16	500.32	1250.80	2501.60	25016	6.00	6.01	6.00
7-0 to 7-6 . . . . (1/1/83)	64.42	128.84	257.68	515.36	1288.40	2576.80	25768	6.00	5.99	6.00
7-6 to 8-0 . . . . (7/1/83)	66.35	132.70	265.40	530.80	1327.00	2654.00	26540	6.00	6.00	6.00
8-0 to 8-6 . . . . (1/1/84)	68.34	136.68	273.36	546.72	1366.80	2733.60	27336	6.00	6.00	6.00
8-6 to 9-0 . . . . (7/1/84)	70.39	140.78	281.56	563.12	1407.80	2815.60	28156	6.00	6.02	6.00
9-0 to 9-6 . . . . (1/1/85)	72.51	145.02	290.04	580.08	1450.20	2900.40	29004	6.00	5.99	5.99
9-6 to10-0 . . . . (7/1/85)	74.68	149.36	298.72	597.44	1493.60	2987.20	29872	6.00	6.00	6.00
10-0 2/ . . . . . (1/1/86)	76.92	153.84	307.68	615.36	1538.40	3076.80	30768	6.00 3/	----	----

1/ Month, day, and year on which issues of Feb. 1, 1957, enter each period. For subsequent issue months add the appropriate number of months.
2/ Second extended maturity reached at 28 years 11 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.94 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 47-A

BONDS BEARING ISSUE DATE JUNE 1, 1957

Issue price / Denomination	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	$7500 / 10000	Approximate investment yield (annual percentage rate)		
Period (years and months after first extended maturity at 18 years 11 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
								Percent	Percent	Percent
0-0 to 0-6 . . . 1/(5/1/76)	$42.78	$85.56	$171.12	$342.24	$855.60	$1711.20	$17112	-----	5.98	6.00
0-6 to 1-0 . . . . (11/1/76)	44.06	88.12	176.24	352.48	881.20	1762.40	17624	5.98	6.04	6.00
1-0 to 1-6 . . . . (5/1/77)	45.39	90.78	181.56	363.12	907.80	1815.60	18156	6.01	5.99	6.00
1-6 to 2-0 . . . . (11/1/77)	46.75	93.50	187.00	374.00	935.00	1870.00	18700	6.00	5.99	6.00
2-0 to 2-6 . . . . (5/1/78)	48.15	96.30	192.60	385.20	963.00	1926.00	19260	6.00	5.98	6.00
2-6 to 3-0 . . . . (11/1/78)	49.59	99.18	198.36	396.72	991.80	1983.60	19836	6.00	6.01	6.00
3-0 to 3-6 . . . . (5/1/79)	51.08	102.16	204.32	408.64	1021.60	2043.20	20432	6.00	5.99	6.00
3-6 to 4-0 . . . . (11/1/79)	52.61	105.22	210.44	420.88	1052.20	2104.40	21044	6.00	6.01	6.00
4-0 to 4-6 . . . . (5/1/80)	54.19	108.38	216.76	433.52	1083.80	2167.60	21676	6.00	6.02	6.00
4-6 to 5-0 . . . . (11/1/80)	55.82	111.64	223.28	446.56	1116.40	2232.80	22328	6.00	5.98	6.00
5-0 to 5-6 . . . . (5/1/81)	57.49	114.98	229.96	459.92	1149.80	2299.60	22996	6.00	6.02	6.00
5-6 to 6-0 . . . . (11/1/81)	59.22	118.44	236.88	473.76	1184.40	2368.80	23688	6.00	5.98	6.00
6-0 to 6-6 . . . . (5/1/82)	60.99	121.98	243.96	487.92	1219.80	2439.60	24396	6.00	6.00	6.00
6-6 to 7-0 . . . . (11/1/82)	62.82	125.64	251.28	502.56	1256.40	2512.80	25128	6.00	6.02	6.00
7-0 to 7-6 . . . . (5/1/83)	64.71	129.42	258.84	517.68	1294.20	2588.40	25884	6.00	6.00	6.00
7-6 to 8-0 . . . . (11/1/83)	66.65	133.30	266.60	533.20	1333.00	2666.00	26660	6.00	6.00	6.00
8-0 to 8-6 . . . . (5/1/84)	68.65	137.30	274.60	549.20	1373.00	2746.00	27460	6.00	6.00	6.00
8-6 to 9-0 . . . . (11/1/84)	70.71	141.42	282.84	565.68	1414.20	2828.40	28284	6.00	6.00	6.00
9-0 to 9-6 . . . . (5/1/85)	72.83	145.66	291.32	582.64	1456.60	2913.20	29132	6.00	5.99	6.01
9-6 to10-0 . . . . (11/1/85)	75.01	150.02	300.04	600.08	1500.20	3000.40	30004	6.00	6.03	6.03
10-0 2/ . . . . . (5/1/86)	77.27	154.54	309.08	618.16	1545.40	3090.80	30908	6.00 3/	-----	-----

1/ Month, day, and year on which issues of June 1, 1957, enter each period.
2/ Second extended maturity reached at 28 years 11 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.96 percent.

TABLE 48-A

BONDS BEARING ISSUE DATES FROM JULY 1 THROUGH NOV. 1, 1957

Issue price / Denomination	$18.75 / 25.00	$37.50 / 50.00	$75.00 / 100.00	$150.00 / 200.00	$375.00 / 500.00	$750.00 / 1000.00	$7500 / 10000	Approximate investment yield (annual percentage rate)		
Period (years and months after first extended maturity at 18 years 11 months)	(1) Redemption values during each half-year period (values increase on first day of period)* SECOND EXTENDED MATURITY PERIOD**							(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to 2nd extended maturity
								Percent	Percent	Percent
0-0 to 0-6 . . . 1/(6/1/76)	$43.16	$86.32	$172.64	$345.28	$863.20	$1726.40	$17264	-----	5.98	6.00
0-6 to 1-0 . . . . (12/1/76)	44.45	88.90	177.80	355.60	889.00	1778.00	17780	5.98	6.03	6.00
1-0 to 1-6 . . . . (6/1/77)	45.79	91.58	183.16	366.32	915.80	1831.60	18316	6.00	5.98	6.00
1-6 to 2-0 . . . . (12/1/77)	47.16	94.32	188.64	377.28	943.20	1886.40	18864	6.00	6.02	6.00
2-0 to 2-6 . . . . (6/1/78)	48.58	97.16	194.32	388.64	971.60	1943.20	19432	6.00	5.97	6.00
2-6 to 3-0 . . . . (12/1/78)	50.03	100.06	200.12	400.24	1000.60	2001.20	20012	6.00	6.04	6.00
3-0 to 3-6 . . . . (6/1/79)	51.54	103.08	206.16	412.32	1030.80	2061.60	20616	6.00	5.98	6.00
3-6 to 4-0 . . . . (12/1/79)	53.08	106.16	212.32	424.64	1061.60	2123.20	21232	6.00	5.99	6.00
4-0 to 4-6 . . . . (6/1/80)	54.67	109.34	218.68	437.36	1093.40	2186.80	21860	6.00	6.00	6.00
4-6 to 5-0 . . . . (12/1/80)	56.31	112.62	225.24	450.48	1126.20	2252.40	22524	6.00	6.00	6.00
5-0 to 5-6 . . . . (6/1/81)	58.00	116.00	232.00	464.00	1160.00	2320.00	23200	6.00	6.00	6.00
5-6 to 6-0 . . . . (12/1/81)	59.74	119.48	238.96	477.92	1194.80	2389.60	23896	6.00	6.03	6.00
6-0 to 6-6 . . . . (6/1/82)	61.54	123.08	246.16	492.32	1230.80	2461.60	24616	6.00	5.98	6.00
6-6 to 7-0 . . . . (12/1/82)	63.38	126.76	253.52	507.04	1267.60	2535.20	25352	6.00	6.00	6.00
7-0 to 7-6 . . . . (6/1/83)	65.28	130.56	261.12	522.24	1305.60	2611.20	26112	6.00	6.00	6.00
7-6 to 8-0 . . . . (12/1/83)	67.24	134.48	268.96	537.92	1344.80	2689.60	26896	6.00	6.01	6.00
8-0 to 8-6 . . . . (6/1/84)	69.26	138.52	277.04	554.08	1385.20	2770.40	27704	6.00	6.01	6.00
8-6 to 9-0 . . . . (12/1/84)	71.34	142.68	285.36	570.72	1426.80	2853.60	28536	6.00	6.00	6.00
9-0 to 9-6 . . . . (6/1/85)	73.48	146.96	293.92	587.84	1469.60	2939.20	29392	6.00	5.99	5.99
9-6 to10-0 . . . . (12/1/85)	75.68	151.36	302.72	605.44	1513.60	3027.20	30272	6.00	6.00	6.00
10-0 2/ . . . . . (6/1/86)	77.95	155.90	311.80	623.60	1559.00	3118.00	31180	6.00 3/	-----	-----

1/ Month, day, and year on which issues of July 1, 1957, enter each period. For subsequent issue months add the appropriate number of months.
2/ Second extended maturity reached at 28 years 11 months after issue.
3/ Yield on purchase price from issue date to 2nd extended maturity date is 4.99 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE B7-A

BONDS BEARING ISSUE DATES FROM DEC. 1, 1968, THROUGH MAY 1, 1969

Issue price	$18.75	$37.50	$56.25	$75.00	$150.00	$375.00	$750.00	$7500	Approximate investment yield (annual percentage rate)		
Denomination	25.00	50.00	75.00	100.00	200.00	500.00	1000.00	10000			
Period (years and months after original maturity at 7 years 0 months)	(1) Redemption values during each half-year period (values increase on first day of period)* EXTENDED MATURITY PERIOD**								(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to extended maturity
									Percent	Percent	Percent
0-0 to 0-6 . . . 1/(12/1/75)	$27.11	$54.22	$81.33	$108.44	$216.88	$542.20	$1084.40	$10844	----	5.98	6.00
0-6 to 1-0 . . . . (6/1/76)	27.92	55.84	83.76	111.68	223.36	558.40	1116.80	11168	5.98	6.02	6.00
1-0 to 1-6 . . . . (12/1/76)	28.76	57.52	86.28	115.04	230.08	575.20	1150.40	11504	6.00	5.98	6.00
1-6 to 2-0 . . . . (6/1/77)	29.62	59.24	88.86	118.48	236.96	592.40	1184.80	11848	5.99	6.01	6.00
2-0 to 2-6 . . . . (12/1/77)	30.51	61.02	91.53	122.04	244.08	610.20	1220.40	12204	6.00	6.03	6.00
2-6 to 3-0 . . . . (6/1/78)	31.43	62.86	94.29	125.72	251.44	628.60	1257.20	12572	6.00	5.98	6.00
3-0 to 3-6 . . . . (12/1/78)	32.37	64.74	97.11	129.48	258.96	647.40	1294.80	12948	6.00	5.99	6.00
3-6 to 4-0 . . . . (6/1/79)	33.34	66.68	100.02	133.36	266.72	666.80	1333.60	13336	6.00	6.00	6.00
4-0 to 4-6 . . . . (12/1/79)	34.34	68.68	103.02	137.36	274.72	686.80	1373.60	13736	6.00	6.00	6.00
4-6 to 5-0 . . . . (6/1/80)	35.37	70.74	106.11	141.48	282.96	707.40	1414.80	14148	6.00	5.99	6.00
5-0 to 5-6 . . . . (12/1/80)	36.43	72.86	109.29	145.72	291.44	728.60	1457.20	14572	6.00	6.04	6.00
5-6 to 6-0 . . . . (6/1/81)	37.53	75.06	112.59	150.12	300.24	750.60	1501.20	15012	6.00	5.97	6.00
6-0 to 6-6 . . . . (12/1/81)	38.65	77.30	115.95	154.60	309.20	773.00	1546.00	15460	6.00	6.00	6.00
6-6 to 7-0 . . . . (6/1/82)	39.81	79.62	119.43	159.24	318.48	796.20	1592.40	15924	6.00	6.03	6.00
7-0 to 7-6 . . . . (12/1/82)	41.01	82.02	123.03	164.04	328.08	820.20	1640.40	16404	6.00	6.00	5.99
7-6 to 8-0 . . . . (6/1/83)	42.24	84.48	126.72	168.96	337.92	844.80	1689.60	16896	6.00	5.97	5.99
8-0 to 8-6 . . . . (12/1/83)	43.50	87.00	130.50	174.00	348.00	870.00	1740.00	17400	6.00	6.02	6.00
8-6 to 9-0 . . . . (6/1/84)	44.81	89.62	134.43	179.24	358.48	896.20	1792.40	17924	6.00	5.98	5.99
9-0 to 9-6 . . . . (12/1/84)	46.15	92.30	138.45	184.60	369.20	923.00	1846.00	18460	6.00	6.02	6.00
9-6 to10-0 . . . . (6/1/85)	47.54	95.08	142.62	190.16	380.32	950.80	1901.60	19016	6.00	5.97	5.97
10-0 2/ . . . . . (12/1/85)	48.96	97.92	146.88	195.84	391.68	979.20	1958.40	19584	6.00 3/	----	----

1/ Month, day, and year on which issues of Dec. 1, 1968, enter each period. For subsequent issue months add the appropriate number of months.
2/ Extended maturity reached at 17 years 0 months after issue.
3/ Yield on purchase price from issue date to extended maturity date is 5.73 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE B8-A

BONDS BEARING ISSUE DATES FROM DEC. 1, 1969, THROUGH MAY 1, 1970

Issue price	$18.75	$37.50	$56.25	$75.00	$150.00	$375.00	$750.00	$7500	Approximate investment yield (annual percentage rate)		
Denomination	25.00	50.00	75.00	100.00	200.00	500.00	1000.00	10000			
Period (years and months after original maturity at 5 years 10 months)	(1) Redemption values during each half-year period (values increase on first day of period)* EXTENDED MATURITY PERIOD**								(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to extended maturity
									Percent	Percent	Percent
0-0 to 0-6 . . . 1/(10/1/75)	$25.90	$51.80	$77.70	$103.60	$207.20	$518.00	$1036.00	$10360	----	6.02	6.00
0-6 to 1-0 . . . . (4/1/76)	26.68	53.36	80.04	106.72	213.44	533.60	1067.20	10672	6.02	6.00	6.00
1-0 to 1-6 . . . . (10/1/76)	27.48	54.96	82.44	109.92	219.84	549.60	1099.20	10992	6.01	5.97	6.00
1-6 to 2-0 . . . . (4/1/77)	28.30	56.60	84.90	113.20	226.40	566.00	1132.00	11320	6.00	6.01	6.00
2-0 to 2-6 . . . . (10/1/77)	29.15	58.30	87.45	116.60	233.20	583.00	1166.00	11660	6.00	6.04	6.00
2-6 to 3-0 . . . . (4/1/78)	30.03	60.06	90.09	120.12	240.24	600.60	1201.20	12012	6.01	5.99	6.00
3-0 to 3-6 . . . . (10/1/78)	30.93	61.86	92.79	123.72	247.44	618.60	1237.20	12372	6.00	5.95	6.00
3-6 to 4-0 . . . . (4/1/79)	31.85	63.70	95.55	127.40	254.80	637.00	1274.00	12740	6.00	6.03	6.00
4-0 to 4-6 . . . . (10/1/79)	32.81	65.62	98.43	131.24	262.48	656.20	1312.40	13124	6.00	5.97	6.00
4-6 to 5-0 . . . . (4/1/80)	33.79	67.58	101.37	135.16	270.32	675.80	1351.60	13516	6.00	6.04	6.00
5-0 to 5-6 . . . . (10/1/80)	34.81	69.62	104.43	139.24	278.48	696.20	1392.40	13924	6.00	5.98	6.00
5-6 to 6-0 . . . . (4/1/81)	35.85	71.70	107.55	143.40	286.80	717.00	1434.00	14340	6.00	6.03	6.00
6-0 to 6-6 . . . . (10/1/81)	36.93	73.86	110.79	147.72	295.44	738.60	1477.20	14772	6.00	6.01	6.00
6-6 to 7-0 . . . . (4/1/82)	38.04	76.08	114.12	152.16	304.32	760.80	1521.60	15216	6.00	5.99	6.00
7-0 to 7-6 . . . . (10/1/82)	39.18	78.36	117.54	156.72	313.44	783.60	1567.20	15672	6.00	5.97	6.00
7-6 to 8-0 . . . . (4/1/83)	40.35	80.70	121.05	161.40	322.80	807.00	1614.00	16140	6.00	6.00	6.00
8-0 to 8-6 . . . . (10/1/83)	41.56	83.12	124.68	166.24	332.48	831.20	1662.40	16624	6.00	6.02	6.00
8-6 to 9-0 . . . . (4/1/84)	42.81	85.62	128.43	171.24	342.48	856.20	1712.40	17124	6.00	5.98	6.00
9-0 to 9-6 . . . . (10/1/84)	44.09	88.18	132.27	176.36	352.72	881.80	1763.60	17636	6.00	6.03	6.01
9-6 to10-0 . . . . (4/1/85)	45.42	90.84	136.26	181.68	363.36	908.40	1816.80	18168	6.00	5.99	5.99
10-0 2/ . . . . . (10/1/85)	46.78	93.56	140.34	187.12	374.24	935.60	1871.20	18712	6.00 3/	----	----

1/ Month, day, and year on which issues of Dec. 1, 1969, enter each period. For subsequent issue months add the appropriate number of months.
2/ Extended maturity reached at 15 years 10 months after issue.
3/ Yield on purchase price from issue date to extended maturity date is 5.86 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

TABLE 90-A

BONDS BEARING ISSUE DATES FROM JUNE 1 THROUGH NOV. 1, 1970

Issue price	$18.75	$37.50	$56.25	$75.00	$150.00	$375.00	$750.00	$7500
Denomination	25.00	50.00	75.00	100.00	200.00	500.00	1000.00	10000

Period (years and months after original maturity at 5 years 10 months)	(1) Redemption values during each half-year period (values increase on first day of period)* EXTENDED MATURITY PERIOD**								(2) From beginning of current maturity period to beginning of each ½-yr. pd.	(3) From beginning of each ½-yr. period to beginning of next ½-yr. pd.	(4) From beginning of each ½-yr. period to extended maturity
									Approximate investment yield (annual percentage rate)		
									Percent	Percent	Percent
0-0 to 0-6 . . . 1/	(4/1/76)	$26.02	$52.04	$78.06	$104.08	$208.16	$520.40	$1040.80	$10408	----	6.00	6.00
0-6 to 1-0	(10/1/76)	26.80	53.60	80.40	107.20	214.40	536.00	1072.00	10720	6.00	5.98	6.00
1-0 to 1-6	(4/1/77)	27.60	55.20	82.80	110.40	220.80	552.00	1104.00	11040	5.98	6.01	6.00
1-6 to 2-0	(10/1/77)	28.43	56.86	85.29	113.72	227.44	568.60	1137.20	11372	5.99	6.05	6.00
2-0 to 2-6	(4/1/78)	29.29	58.58	87.87	117.16	234.32	585.80	1171.60	11716	6.01	5.94	6.00
2-6 to 3-0	(10/1/78)	30.16	60.32	90.48	120.64	241.28	603.20	1206.40	12064	5.99	6.03	6.00
3-0 to 3-6	(4/1/79)	31.07	62.14	93.21	124.28	248.56	621.40	1242.80	12428	6.00	5.99	6.00
3-6 to 4-0	(10/1/79)	32.00	64.00	96.00	128.00	256.00	640.00	1280.00	12800	6.00	6.00	6.00
4-0 to 4-6	(4/1/80)	32.96	65.92	98.88	131.84	263.68	659.20	1318.40	13184	6.00	6.01	6.00
4-6 to 5-0	(10/1/80)	33.95	67.90	101.85	135.80	271.60	679.00	1358.00	13580	6.00	6.01	6.00
5-0 to 5-6	(4/1/81)	34.97	69.94	104.91	139.88	279.76	699.40	1398.80	13988	6.00	6.00	6.00
5-6 to 6-0	(10/1/81)	36.02	72.04	108.06	144.08	288.16	720.40	1440.80	14408	6.00	5.98	6.00
6-0 to 6-6	(4/1/82)	37.10	74.20	111.30	148.40	296.80	742.00	1484.00	14840	6.00	6.02	6.00
6-6 to 7-0	(10/1/82)	38.21	76.42	114.63	152.84	305.68	764.20	1528.40	15284	6.00	6.00	6.00
7-0 to 7-6	(4/1/83)	39.36	78.72	118.08	157.44	314.88	787.20	1574.40	15744	6.00	5.97	6.00
7-6 to 8-0	(10/1/83)	40.54	81.08	121.62	162.16	324.32	810.80	1621.60	16216	6.00	6.04	6.01
8-0 to 8-6	(4/1/84)	41.75	83.50	125.25	167.00	334.00	835.00	1670.00	16700	6.00	6.00	6.00
8-6 to 9-0	(10/1/84)	43.01	86.02	129.03	172.04	344.08	860.20	1720.40	17204	6.00	6.00	6.00
9-0 to 9-6	(4/1/85)	44.30	88.60	132.90	177.20	354.40	886.00	1772.00	17720	6.00	6.00	6.00
9-6 to10-0	(10/1/85)	45.63	91.26	136.89	182.52	365.04	912.60	1825.20	18252	6.00	6.00	6.00
10-0 2/	(4/1/86)	47.00	94.00	141.00	188.00	376.00	940.00	1880.00	18800	6.00 3/	----	----

1/ Month, day, and year on which issues of June 1, 1970, enter each period. For subsequent issue months add the appropriate number of months.
2/ Extended maturity reached at 15 years 10 months after issue.
3/ Yield on purchase price from issue date to extended maturity date is 5.89 percent.

* For earlier redemption values and yields see appropriate table in Department Circular 653, 9th Revision, as amended and supplemented.
** This table does not apply if the prevailing rate for Series E bonds being issued at the time the extension begins is different from 6.00 percent.

[FR Doc.75-34313 Filed 12-19-75;8:45 am]

federal register

MONDAY, DECEMBER 22, 1975

PART III:

DEPARTMENT OF THE TREASURY

Fiscal Service, Bureau of the Public Debt

■

U.S. SAVINGS BONDS, SERIES H

Dept. Circular No. 905, 6th Rev. 1st Amendment

Title 31—Money and Finance

CHAPTER II—FISCAL SERVICE, DEPARTMENT OF THE TREASURY

SUBCHAPTER B—BUREAU OF THE PUBLIC DEBT

PART 332—OFFERING OF UNITED STATES SAVINGS BONDS, SERIES H

Extended Terms and Improved Yields for Bonds

Department of the Treasury Circular No. 905, Sixth Revision, dated March 18, 1974, and the tables incorporated therein (31 CFR Part 332), are hereby amended for the purpose of granting a second 10-year extended maturity period to United States saving bonds, Series H, bearing issue dates of February 1, 1957, through May 1, 1959, and providing tables showing the schedule of interest payments and investment yields for the next extended maturity period for bonds bearing issue dates of October 1, 1955, through January 1, 1957; June 1, 1965, through November 1, 1966.

Section 332.8(a) (2) and (3) is accordingly revised, and Tables 9–A, 10–A, 11–A, 29–A, 30–A and 31–A are added, as follows:

§ 332.8 Extended terms and improved yields for outstanding bonds.

(a) *Extended maturity periods.* * * *

(2) *Bonds with issue dates June 1, 1952, through May 1, 1959.* Owners of Series H bonds with issue dates of June 1, 1952, through May 1, 1959, may retain their bonds for a second extended maturity period of 10 years.

(3) *Bonds with issue dates of June 1, 1959, or thereafter.* Owners of Series H bonds with issue dates of June 1, 1959, or thereafter, may retain their bonds for an extended maturity period of 10 years.

* * * * *

The foregoing revisions and amendment were effected under authority of section 22 of the Second Liberty Bond Act, as amended (49 Stat. 21, as amended; 31 U.S.C. 757c), and 5 U.S.C. 301. Notice and public procedures thereon are unnecessary as the fiscal policy of the United States is involved.

Dated: December 9, 1975.

DAVID MOSSO,
Fiscal Assistant Secretary.

TABLE 9-A

BONDS BEARING ISSUE DATES FROM OCT. 1, 1955 THROUGH MAR. 1, 1956

ISSUE PRICE / REDEMPTION AND MATURITY VALUE	$500 / 500	$1,000 / 1,000	$5,000 / 5,000	$10,000 / 10,000	APPROXIMATE INVESTMENT YIELD (ANNUAL PERCENTAGE RATE) (2) FROM BEGINNING OF CURRENT MATURITY PD. TO EA. INTEREST PMT. DATE	(3) FOR HALF-YEAR PD. PRECEDING INTEREST PAYMENT DATE *	(4) FROM EACH INTEREST PMT. DATE TO 2ND EXTENDED MATURITY
PRICE OF TYPE BOND IS HELD AFTER EXTENDED MATURITY AT 19 YEARS, 8 MONTHS	(1) AMOUNTS OF INTEREST CHECKS FOR EACH DENOMINATION * SECOND EXTENDED MATURITY PERIOD**				PERCENT	PERCENT	PERCENT
.5 YEARS	1/ (12/1/75)	$15.00	$30.00	$150.00	$300.00	6.00	6.00	6.00
1.0 YEARS	(6/1/76)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
1.5 YEARS	(12/1/76)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.0 YEARS	(6/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.5 YEARS	(12/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.0 YEARS	(6/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS	(12/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.0 YEARS	(6/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.5 YEARS	(12/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.0 YEARS	(6/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.5 YEARS	(12/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.0 YEARS	(6/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.5 YEARS	(12/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.0 YEARS	(6/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.5 YEARS	(12/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.0 YEARS	(6/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.5 YEARS	(12/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.0 YEARS	(6/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.5 YEARS	(12/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
10.0 YEARS	2/ (6/1/85)	15.00	30.00	150.00	300.00	3/ 6.00	6.00	---

1/ MONTH, DAY AND YEAR ON WHICH INTEREST CHECK IS PAYABLE ON ISSUES OF OCT. 1, 1955. FOR SUBSEQUENT ISSUE MONTHS ADD APPROPRIATE NUMBER OF MONTHS.

2/ SECOND EXTENDED MATURITY REACHED AT 29 YEARS AND 8 MONTHS AFTER ISSUE DATE.

3/ YIELD ON PURCHASE PRICE FROM ISSUE DATE TO SECOND EXTENDED MATURITY DATE ON BONDS DATED: OCT. 1 AND NOV. 1, 1955 IS 4.31%; DEC. 1, 1955 THROUGH MAR. 1, 1956 IS 4.32%.

* FOR EARLIER INTEREST CHECKS AND YIELDS SEE APPROPRIATE TABLE IN DEPARTMENT CIRCULAR 905, 6TH REVISION, AS AMENDED AND SUPPLEMENTED.

** THIS TABLE DOES NOT APPLY IF THE PREVAILING RATE FOR SERIES H BONDS BEING ISSUED AT THE TIME THE EXTENSION BEGINS IS DIFFERENT FROM 6.00 PERCENT.

TABLE 10-A

BONDS BEARING ISSUE DATES FROM APR. 1 THROUGH SEP. 1, 1956

ISSUE PRICE	$500	$1,000	$5,000	$10,000
REDEMPTION AND MATURITY VALUE	500	1,000	5,000	10,000

PERIOD OF TIME BOND IS HELD AFTER EXTENDED MATURITY AT 29 YEARS, 8 MONTHS	(1) AMOUNTS OF INTEREST CHECKS FOR EACH DENOMINATION * — SECOND EXTENDED MATURITY PERIOD**				APPROXIMATE INVESTMENT YIELD (ANNUAL PERCENTAGE RATE) (2) FROM BEGINNING OF CURRENT MATURITY PD. TO EA. INTEREST PMT. DATE	(3) FOR HALF-YEAR PD. PRECEDING INTEREST PAYMENT DATE	(4) FROM EACH INTEREST PMT. DATE TO 2ND EXTENDED MATURITY
					PERCENT	PERCENT	PERCENT
.5 YEARS	1/ (6/1/76)	$15.00	$30.00	$150.00	$300.00	6.00	6.00	6.00
1.0 YEARS	(12/1/76)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
1.5 YEARS	(6/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.0 YEARS	(12/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.5 YEARS	(6/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.0 YEARS	(12/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS	(6/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.0 YEARS	(12/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.5 YEARS	(6/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.0 YEARS	(12/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.5 YEARS	(6/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.0 YEARS	(12/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.5 YEARS	(6/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.0 YEARS	(12/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.5 YEARS	(6/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.0 YEARS	(12/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.5 YEARS	(6/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.0 YEARS	(12/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.5 YEARS	(6/1/85)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
10.0 YEARS	2/ (12/1/85)	15.00	30.00	150.00	300.00	3/ 6.00	6.00	----

1/ MONTH, DAY AND YEAR ON WHICH INTEREST CHECK IS PAYABLE ON ISSUES OF APR. 1, 1956. FOR SUBSEQUENT ISSUE MONTHS ADD APPROPRIATE NUMBER OF MONTHS.

2/ SECOND EXTENDED MATURITY REACHED AT 29 YEARS AND 8 MONTHS AFTER ISSUE DATE.

3/ YIELD ON PURCHASE PRICE FROM ISSUE DATE TO SECOND EXTENDED MATURITY DATE ON BONDS DATED: APR. 1 AND MAY 1, 1956 IS 4.39%; JUNE 1 THROUGH SEP. 1, 1956 IS 4.40%.

* FOR EARLIER INTEREST CHECKS AND YIELDS SEE APPROPRIATE TABLE IN DEPARTMENT CIRCULAR 105, 6TH REVISION, AS AMENDED AND SUPPLEMENTED.

** THIS TABLE DOES NOT APPLY IF THE PREVAILING RATE FOR SERIES H BONDS BEING ISSUED AT THE TIME THE EXTENSION BEGINS IS DIFFERENT FROM 6.00 PERCENT.

TABLE 11-A

BONDS BEARING ISSUE DATES FROM OCT. 1, 1956 THROUGH JAN. 1, 1957

ISSUE PRICE	$500	$1,000	$5,000	$10,000
REDEMPTION AND MATURITY VALUE	500	1,000	5,000	10,000

PERIOD OF TIME BOND IS HELD AFTER EXTENDED MATURITY AT 29 YEARS, 8 MONTHS	(1) AMOUNTS OF INTEREST CHECKS FOR EACH DENOMINATION * — SECOND EXTENDED MATURITY PERIOD**				APPROXIMATE INVESTMENT YIELD (ANNUAL PERCENTAGE RATE) (2) FROM BEGINNING OF CURRENT MATURITY PD. TO EA. INTEREST PMT. DATE	(3) FOR HALF-YEAR PD. PRECEDING INTEREST PAYMENT DATE	(4) FROM EACH INTEREST PMT. DATE TO 2ND EXTENDED MATURITY
					PERCENT	PERCENT	PERCENT
.5 YEARS	1/ (12/1/76)	$15.00	$30.00	$150.00	$300.00	6.00	6.00	6.00
3.0 YEARS	(6/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS	(12/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.0 YEARS	(6/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.5 YEARS	(12/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.0 YEARS	(6/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS	(12/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.0 YEARS	(6/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.5 YEARS	(12/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.0 YEARS	(6/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.5 YEARS	(12/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.0 YEARS	(6/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.5 YEARS	(12/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.0 YEARS	(6/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.5 YEARS	(12/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.0 YEARS	(6/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.5 YEARS	(12/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.0 YEARS	(6/1/85)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.5 YEARS	(12/1/85)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
10.0 YEARS	2/ (6/1/86)	15.00	30.00	150.00	300.00	3/ 6.00	6.00	----

1/ MONTH, DAY AND YEAR ON WHICH INTEREST CHECK IS PAYABLE ON ISSUES OF OCT. 1, 1956. FOR SUBSEQUENT ISSUE MONTHS ADD APPROPRIATE NUMBER OF MONTHS.

2/ SECOND EXTENDED MATURITY REACHED AT 29 YEARS AND 8 MONTHS AFTER ISSUE DATE.

3/ YIELD ON PURCHASE PRICE FROM ISSUE DATE TO SECOND EXTENDED MATURITY DATE ON BONDS DATED: OCT. 1 AND NOV. 1, 1956 IS 4.43%; DEC. 1, 1956 THROUGH JAN. 1, 1957 IS 4.45%.

* FOR EARLIER INTEREST CHECKS AND YIELDS SEE APPROPRIATE TABLE IN DEPARTMENT CIRCULAR 105, 6TH REVISION, AS AMENDED AND SUPPLEMENTED.

** THIS TABLE DOES NOT APPLY IF THE PREVAILING RATE FOR SERIES H BONDS BEING ISSUED AT THE TIME THE EXTENSION BEGINS IS DIFFERENT FROM 6.00 PERCENT.

TABLE 29-A

BONDS BEARING ISSUE DATES FROM JUNE 1 THROUGH NOV. 1, 1965

ISSUE PRICE . . . . . REDEMPTION AND MATURITY VALUE	$500 500	$1,000 1,000	$5,000 5,000	$10,000 10,000	APPROXIMATE INVESTMENT YIELD (ANNUAL PERCENTAGE RATE) (2) FROM BEGINNING OF CURRENT MATURITY PD. TO E.A. INTEREST PMT. DATE	(3) FOR HALF-YEAR PD. PRECEDING INTEREST PAYMENT DATE	(4) FROM EACH INTEREST PMT. DATE TO FIRST EXTENDED MATURITY
PERIOD OF TIME BOND IS HELD AFTER FIRST MATURITY AT 10 YEARS, 0 MONTHS	(1) AMOUNTS OF INTEREST CHECKS FOR EACH DENOMINATION * EXTENDED MATURITY PERIOD**						
					PERCENT	PERCENT	PERCENT
.5 YEARS . . .1/ (12/1/75)	$15.00	$30.00	$150.00	$300.00	6.00	6.00	6.00
1.0 YEARS . . . . (6/1/76)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
1.5 YEARS . . . . (12/1/76)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.0 YEARS . . . . (6/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.5 YEARS . . . . (12/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.0 YEARS . . . . (6/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS . . . . (12/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.0 YEARS . . . . (6/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.5 YEARS . . . . (12/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.0 YEARS . . . . (6/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.5 YEARS . . . . (12/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.0 YEARS . . . . (6/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.5 YEARS . . . . (12/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.0 YEARS . . . . (6/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.5 YEARS . . . . (12/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.0 YEARS . . . . (6/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.5 YEARS . . . . (12/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.0 YEARS . . . . (6/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.5 YEARS . . . . (12/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
10.0 YEARS 2/. . . (6/1/85)	15.00	30.00	150.00	300.00	3/ 6.00	6.00	----

1/ MONTH, DAY AND YEAR ON WHICH INTEREST CHECK IS PAYABLE ON ISSUES OF JUNE 1, 1965. FOR SUBSEQUENT ISSUE MONTHS ADD APPROPRIATE NUMBER OF MONTHS.

2/ EXTENDED MATURITY REACHED AT 20 YEARS AND 0 MONTHS AFTER ISSUE DATE.

3/ YIELD ON PURCHASE PRICE FROM ISSUE DATE TO EXTENDED MATURITY IS 5.13%.

* FOR EARLIER INTEREST CHECKS AND YIELDS SEE APPROPRIATE TABLE IN DEPARTMENT CIRCULAR 905, 6TH REVISION, AS AMENDED AND SUPPLEMENTED.

** THIS TABLE DOES NOT APPLY IF THE PREVAILING RATE FOR SERIES H BONDS BEING ISSUED AT THE TIME THE EXTENSION BEGINS IS DIFFERENT FROM 6.00 PERCENT.

TABLE 30-A

BONDS BEARING ISSUE DATES FROM DEC. 1, 1965 THROUGH MAY 1, 1966

ISSUE PRICE . . . . . REDEMPTION AND MATURITY VALUE	$500 500	$1,000 1,000	$5,000 5,000	$10,000 10,000	APPROXIMATE INVESTMENT YIELD (ANNUAL PERCENTAGE RATE) (2) FROM BEGINNING OF CURRENT MATURITY PD. TO E.A. INTEREST PMT. DATE	(3) FOR HALF-YEAR PD. PRECEDING INTEREST PAYMENT DATE	(4) FROM EACH INTEREST PMT. DATE TO FIRST EXTENDED MATURITY
PERIOD OF TIME BOND IS HELD AFTER FIRST MATURITY AT 10 YEARS, 0 MONTHS	(1) AMOUNTS OF INTEREST CHECKS FOR EACH DENOMINATION * EXTENDED MATURITY PERIOD**						
					PERCENT	PERCENT	PERCENT
.5 YEARS . . .1/ (6/1/76)	$15.00	$30.00	$150.00	$300.00	6.00	6.00	6.00
1.0 YEARS . . . . (12/1/76)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
1.5 YEARS . . . . (6/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.0 YEARS . . . . (12/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.5 YEARS . . . . (6/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.0 YEARS . . . . (12/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS . . . . (6/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.0 YEARS . . . . (12/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.5 YEARS . . . . (6/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.0 YEARS . . . . (12/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.5 YEARS . . . . (6/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.0 YEARS . . . . (12/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.5 YEARS . . . . (6/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.0 YEARS . . . . (12/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.5 YEARS . . . . (6/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.0 YEARS . . . . (12/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.5 YEARS . . . . (6/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.0 YEARS . . . . (12/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.5 YEARS . . . . (6/1/85)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
10.0 YEARS 2/. . . (12/1/85)	15.00	30.00	150.00	300.00	3/ 6.00	6.00	----

1/ MONTH, DAY AND YEAR ON WHICH INTEREST CHECK IS PAYABLE ON ISSUES OF DEC. 1, 1965. FOR SUBSEQUENT ISSUE MONTHS ADD APPROPRIATE NUMBER OF MONTHS.

2/ EXTENDED MATURITY REACHED AT 20 YEARS AND 0 MONTHS AFTER ISSUE DATE.

3/ YIELD ON PURCHASE PRICE FROM ISSUE DATE TO EXTENDED MATURITY IS 5.25%.

* FOR EARLIER INTEREST CHECKS AND YIELDS SEE APPROPRIATE TABLE IN DEPARTMENT CIRCULAR 905, 6TH REVISION, AS AMENDED AND SUPPLEMENTED.

** THIS TABLE DOES NOT APPLY IF THE PREVAILING RATE FOR SERIES H BONDS BEING ISSUED AT THE TIME THE EXTENSION BEGINS IS DIFFERENT FROM 6.00 PERCENT.

TABLE 31-A

BONDS BEARING ISSUE DATES FROM JUNE 1 THROUGH NOV. 1, 1966

ISSUE PRICE	$500	$1,000	$5,000	$10,000	APPROXIMATE INVESTMENT YIELD (ANNUAL PERCENTAGE RATE)		
REDEMPTION AND MATURITY VALUE	500	1,000	5,000	10,000			
PERIOD OF TIME BOND IS HELD AFTER FIRST MATURITY AT 10 YEARS, 0 MONTHS	(1) AMOUNTS OF INTEREST CHECKS FOR EACH DENOMINATION * EXTENDED MATURITY PERIOD**				(2) FROM BEGINNING OF CURRENT MATURITY PD. TO E.R. INTEREST PMT. DATE	(3) FOR HALF-YEAR PD. PRECEDING INTEREST PAYMENT DATE	(4) FROM EACH INTEREST PMT. DATE TO FIRST EXTENDED MATURITY
					PERCENT	PERCENT	PERCENT
.5 YEARS . . .1/	(12/1/76)	$15.00	$30.00	$150.00	$300.00	6.00	6.00	6.00
1.0 YEARS	(6/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
1.5 YEARS	(12/1/77)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.0 YEARS	(6/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
2.5 YEARS	(12/1/78)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.0 YEARS	(6/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
3.5 YEARS	(12/1/79)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.0 YEARS	(6/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
4.5 YEARS	(12/1/80)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.0 YEARS	(6/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
5.5 YEARS	(12/1/81)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.0 YEARS	(6/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
6.5 YEARS	(12/1/82)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.0 YEARS	(6/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
7.5 YEARS	(12/1/83)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.0 YEARS	(6/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
8.5 YEARS	(12/1/84)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.0 YEARS	(6/1/85)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
9.5 YEARS	(12/1/85)	15.00	30.00	150.00	300.00	6.00	6.00	6.00
10.0 YEARS 2/. . .	(6/1/96)	15.00	30.00	150.00	300.00	3/ 6.00	6.00	6.00

1/ MONTH, DAY AND YEAR ON WHICH INTEREST CHECK IS PAYABLE ON ISSUES OF JUNE 1, 1966. FOR SUBSEQUENT ISSUE MONTHS ADD APPROPRIATE NUMBER OF MONTHS.

2/ EXTENDED MATURITY REACHED AT 20 YEARS AND 0 MONTHS AFTER ISSUE DATE.

3/ YIELD ON PURCHASE PRICE FROM ISSUE DATE TO EXTENDED MATURITY IS 5.35%.

* FOR EARLIER INTEREST CHECKS AND YIELDS SEE APPROPRIATE TABLE IN DEPARTMENT CIRCULAR 905, 6TH REVISION, AS AMENDED AND SUPPLEMENTED.

** THIS TABLE DOES NOT APPLY IF THE PREVAILING RATE FOR SERIES H BONDS BEING ISSUED AT THE TIME THE EXTENSION BEGINS IS DIFFERENT FROM 6.00 PERCENT.

[FR Doc.75-34314 Filed 12-19-75;8:45 am]

federal register

MONDAY, DECEMBER 22, 1975

PART IV:

DEPARTMENT OF AGRICULTURE

Agricultural Research Service

■

TURKEYS

National Poultry Improvement Plan and Auxiliary Provisions

DEPARTMENT OF AGRICULTURE

Agricultural Research Service

[9 CFR Parts 445, 447]

NATIONAL POULTRY IMPROVEMENT PLAN AND AUXILIARY PROVISIONS

Proposed Miscellaneous Changes

Notice is hereby given, under the administrative procedure provisions of 5 U.S.C. 553, that the Department of Agriculture has under consideration proposed amendments of the National Poultry Improvement Plan and Auxiliary Provisions recommended by the General Conference Committee, National Poultry Improvement Plan at their September 9–10, 1975 meeting, and that pursuant to section 101(b) of the Department of Agriculture Organic Act of 1944, as amended (7 U.S.C. 429), it is proposed to revise Parts 445 and 447 of Title 9, Chapter IV, Subchapter A, Code of Federal Regulations, to incorporate such recommended amendments and to make incidental changes for clarity and consistency.

These proposed amendments are concerned with the voluntary "U.S. Salmonella Controlled" program for turkey breeding flocks. They would amend the criteria for the program to provide monitoring techniques to measure the effectiveness of the sanitation practices carried out by the turkey breeder and hatcheryman.

Parts 445 and 447 would be amended in the following respects:

1. Section 445.1 would be amended by adding new paragraphs (cc) and (dd) to read as follows:

§ 445.1 Definitions.

* * * * *

(cc) *Salmonella.* Any of the species of the bacteria belonging to the Salmonella genus.

(dd) *Colon bacilli.* For the purpose of this chapter, those organisms which are gram negative, non spore-forming bacilli, which ferment lactose with gas formation, and serve as an index of fecal contamination.

2. Section 445.10(f) would be revised to read as follows:

§ 445.10 Terminology and classification; flocks, products, and States.

* * * * *

(f) *U.S. Salmonella Monitored*—(see § 445.43(f).)

Figure 7

* * * * *

3. Section 445.43(f) would be revised to read as follows:

§ 445.43 Terminology and classification.

* * * * *

(f) *U.S. Salmonella Monitored.* (1) A flock meeting the following management, premises, and egg sanitation requirements as determined by the Official State Agency and the Service.

(i) (*a*) The flock is maintained in compliance with the appropriate paragraphs found in § 447.21 of this chapter as determined by the Official State Agency.

(*b*) Hatching eggs will be handled as described in § 447.22 of this chapter and fumigated on the farm, as described in § 447.25 (a) of this chapter: *Provided,* That alternative sanitizing procedures may be used with the approval of the Official State Agency in each specific instance and with the general concurrence of the Service in the policy adopted by the Official State Agency. Approval of alternative sanitizing procedures will not be considered an indication of their relative effectiveness.

(ii) Cloacal swabs or environmental samples will be collected by a State Inspector or Authorized Agent from each tom and hen flock between 16 and 32 weeks of age, as described in § 447.12 of this chapter. These samples will be cultured for Salmonella organisms by an authorized laboratory. If Salmonella is isolated, the State Inspector will conduct, at the onset of egg production, an inspection of the breeding flock premises, egg handling and sanitation facilities, and management practices in order to determine if adequate sanitation practices exist, and will review his findings with the participant or his designated representative.

(iii) The flock, flock premises, and egg handling and sanitation facilities and procedures will be inspected by a State Inspector twice during the egg production season for compliance with sanitation requirements. At each visit, the shells of 120 sanitized, cased, hatching eggs will be swabbed, and the swabs bacteriologically examined for the presence of colon bacilli as described in § 447.13 of this chapter and none found: *Provided,* That if the tests indicate the presence of a colon bacilli, the Official State Agency shall immediately contact the participant to report the findings and to inform him that corrective measures are required within 48 hours. Effectiveness of corrective measures will be evaluated by a series of tests of sanitized eggs conducted by a State Inspector as described above. The first test of the series should be made within 5 days of finding the positive sample, and may be made from eggs in the breeding flock's egg room or at the hatchery. Subsequent tests will be at 5 day intervals and will continue until two consecutive negative tests are obtained.

(2) This classification may be revoked by the Official State Agency, if the participant fails to follow recommended corrective measures.

4. Subpart B would be amended by adding a new § 447.13 to read as follows:

Sec.
447.13 Procedure for bacteriological culturing of eggshells for colon bacilli organisms.

5. Part 447, Subpart B, would be amended by adding a new § 447.13 to read as follows:

§ 447.13 Procedure for bacteriological culturing of eggshells for colon bacilli organisms.

Proper precautions to avoid environmental contamination of the samples during the collection and laboratory process, and proper handling of the samples following collection are essential. Each State Inspector involved in eggshell culture activities must receive instruction in the necessary sanitation procedures, sampling procedures, and sample handling by the authorized laboratory involved. The Official State Agency will maintain a record showing that the required instruction was given to each State Inspector.

(a) *Sample selection.* Forty (40) eggs in the top flats of each of three randomly selected cases of sanitized eggs from each flock will be utilized for each sampling.

(b) *Swab procedure.* A 2.5 centimeter diameter circular area of the large end of each of the eggs will be rubbed with a sterile swab previously moistened with sterile lactose broth, or other suitable liquid media provided by the authorized laboratory. One swab will be used for five eggs, and four swabs will be pooled to each sterile, capped tube provided by the authorized laboratory.

(1) From the tube containing four swabs and lactose broth or other suitable media, 1 ml. will be transferred to 10 ml. lactose in a fermentation tube.

(2) Incubate at 37°C for 48 hours. The presence of acid, and gas in the amount of 10 percent or more after 24 and 48 hours of incubation, provides a presumptive conclusion of the presence of colon bacilli organisms.

6. Section 447.21 would be amended by adding a new paragraph (i) to read as follows:

§ 447.21 Flock sanitation.

* * * * *

(i) Feed, pelleted by heat process, should be fed to all age groups. Proper feed pelleting procedures can destroy many disease producing organisms contaminating feedstuffs.

7. Section 447.22 would be amended by revising paragraphs (d) and (e) and adding paragraphs (f) and (g) as follows:

§ 447.22 Hatching egg sanitation.

* * * * *

(d) Egg handlers should thoroughly wash their hands with soap and water and change to clean outer garments prior to handling the sanitized eggs. Sanitized eggs should be immediately removed from the cleaning and grading area and preferably removed to a separate clean

and sanitized room. A wall-installed fumigation cabinet (or authorized sanitizing equipment) through which eggs can be passed from the receiving and cleaning area to the sanitary packing and storage areas is a good practice.

(e) The sanitized eggs should be placed in new flats or sanitized reuseable flats or racks. New or clean, fumigated, used cases should be utilized for packing. Proper temperature and humidity in the egg cleaning, packing, and storage areas should be maintained. Eggs should be stored no longer than necessary before setting.

(f) The entire egg processing area should be cleaned and sanitized daily on a routine basis; dust, insects, feathers, and other airborne debris should be effectively controlled to prevent recontamination of sanitized eggs. Ink stamps and pads shall be maintained in a sterile condition.

(g) The egg processing building or area should be designed, located, and constructed of such materials as to assure that proper egg sanitation procedures can be carried out, and that the building itself can be easily, effectively, and routinely sanitized. The egg processing building or area should be considered part of a hatchery and the same construction details and physical and personnel sanitation requirements implemented.

9. Section 447.25(a)(1) would be revised to read as follows:

§ 447.25 Fumigation.

* * * * *

(a) * * *

(1) Provide a room or cabinet proportionate to the number of eggs to be handled. The room or cabinet should be airtight and must be equipped with a fan to circulate the gas during fumigation and to expel it after fumigation.

* * * * *

Any person who wishes to submit written data, views, or arguments concerning the proposed amendments to the National Poultry Improvement Plan and Auxiliary Provisions may do so by filing them with the Chairman, Animal Physiology and Genetics Institute, Bldg. 161, BARC-East, Beltsville, Maryland 20705 by January 22, 1976.

All written submissions made pursuant to this notice will be made available for public inspection at said Institute at times and in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 15th day of December 1975.

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

[FR Doc.75-34351 Filed 12-19-75;8:45 am]

federal register

MONDAY, DECEMBER 22, 1975

PART V:

FEDERAL ELECTION COMMISSION

■

ADVISORY OPINIONS

Requests 1975–119 Through 1975–121

FEDERAL ELECTION COMMISSION

[Notice 1975-96, AOR 1975-119—AOR 1975-120—AOR 1975-121]

ADVISORY OPINION REQUESTS

In accordance with the procedures set forth in the Commission's Notice 1975-4, published on June 24, 1975 (40 FR 26660), Advisory Opinion Requests 1975-119 through 1975-121 are published today.

Interested persons wishing to comment on the subject matter of any Advisory Opinion Request may submit written views with respect to such requests on or before January 2, 1976. Such submission should be sent to the Federal Election Commission, Office of General Counsel, Advisory Opinion Section, 1325 K Street, NW., Washington, D.C. 20463. Persons requiring additional time in which to respond to any Advisory Opinion Request will normally be granted such time upon written request to the Commission. All timely comments received by the Commission will be considered by the Commission before it issues an advisory opinion. The Commission recommends that comments on pending Advisory Opinion Requests refer to specific AOR number of the Request commented upon, and that statutory references be to the United States Code citations, rather than to the Pub. L. Citations.

AOR 1975-119: PAYMENT OF HONORARIUM BY CORPORATION TO FEDERAL CANDIDATE APPEARING OUTSIDE ELECTORATE (REQUEST EDITED BY COMMISSION)

SIRS: We would appreciate an advisory opinion on the following situation regarding (18 U.S.C. 616) * * * concerning honorariums.

A Senator, who is a candidate in 1976, has been invited to address a private luncheon meeting of approximately 100 executives who work at the corporate headquarters of an international business organization. While the headquarters is not located in the Senator's home state, it is anticipated that approximately 20 executives attending reside in the Senator's home state.

The corporation extended the invitation to the Senator in order to get his views on a number of issues before the Senate that will impact the economy generally, and the business community specifically.

Can the Senator accept an honorarium? Will such honorarium be considered a campaign contribution and charged against his limitations under the provisions of section 608(c), 1(C)?

/S/ J. BENNETT JOHNSTON.
TED STEVENS.

Source: Democratic Senatorial Campaign Committee, J. Bennett Johnston, Chairman, Senate Office Building, Washington, D.C. 20510 (November 21, 1975).

National Republican Senatorial Committee, Ted Stevens, Chairman, Senate Office Building, Washington, D.C. 20510 (November 21, 1975).

AOR 1975-120: REFUND OF CONTRIBUTION BY A STATE PARTY SUBCOMMITTEE (REQUEST EDITED BY THE COMMISSION)

(COMMISSIONERS): (This is a request for an advisory opinion on the following matter). * * * The Clifford Allen for Congress Committee received a check in the amount of Two Thousand Five Hundred Dollars ($2,500) from the Tennessee Democratic Party Telethon Committee. * * *

The Chairman of the Tennessee Democratic Party and the Treasurer of the Tennessee Democratic Party had stated to the Clifford Allen Committee that the check was from the Tennessee Democratic Party. Members of our staff failed to recognize that the check was drawn on a account labeled Tennessee Democratic Party Telethon Committee * * * (a committee) * * * registered with the United States House of Representatives in July 1975.

In order to avoid even the appearance of impropriety we have refunded One Thousand Five Hundred ($1,500) Dollars to the Tennessee Democratic Party Telethon Committee while we await your advisory opinion * * * concerning this matter. Our questions are (1) does a subcommittee of a State Committee of a political party come within the exception in section 608(f)(1); (2) is our committee required by law to refund any portion of this check to the Tennessee Democratic Party Telethon Committee; (3) if a refund is required, what amount must be refunded; (4) may a portion of the check be allocated for the primary election and another portion allocated for the general election? * * *

* * * * *

/S/ JOE HAMNER.

Source: Clifford Allen For Congress, Joe Hamner, Chairman, 212 25th Avenue, North, Parkview Towers, Nashville, Tennessee 37203 (November 24, 1975).

AOR 1975-121: STATE POLITICAL COMMITTEE'S FINANCIAL ORGANIZATION (REQUEST EDITED BY THE COMMISSION)

SIRS: * * * [T]he Indiana Democratic State Central Committee respectfully requests an Advisory Opinion from the Federal Election Commission with respect to * * * its financing plans. * * * [T]he Indiana Democratic State Central Committee is in the process of restructuring its financial affairs. * * * This restructing will result in the State Committee operating three accounts: * * *

I. *State Committee General Account.* * * * This is the account of record for the State Committee. The elected chairman of the State Committee and the elected Treasurer of the State Committee will serve as officers of the Account. The Account will not register with the Federal Election Commission nor will it file reports with the Commission. * * * The Account will be the depository for all general receipts of the State Committee * * *. Neither corporate nor union contributions will be solicited for this fund but, since corporate and union contributions to state and local candidates and committees are permitted under Indiana law, * * * funds transferred to the Account from local committees or candidates may include some corporate or union donations. * * * The Account will be used to meet the ordinary and necessary operating expenses of the State Committee and used to support Democratic candidates. However, no money from the account will be contributed to, transferred to or spent on behalf of any candidate for Federal office or [to] the Congressional Victory Fund.

II. *State Committee Development Fund.* * * * The 1974 Indiana General Assembly * * * removed Indiana's ban on corporate and union political contributions. * * * The Development Fund is designed to be the depository for such contributions. * * * The Development Fund will not register with the Federal Election Commission nor will it file reports with the Commission. * * *

[The Development Fund will make expenditures similar in purpose to disbursements from the General Account] * * * [N]o money from the Development Fund will be contributed to, transferred to or spent on behalf of any candidate for Federal office or to the Congressional Victory Fund.

* * * The Development Fund will publish a periodic newsletter designed to inform contributors to the Development Fund and others with a close affinity to the Democratic Party. * * * Mention may be made in the newsletter of candidates for Federal office. * * * In addition, the newsletter may be used to solicit contributions but no contributions will be solicited in the newsletter for any candidate for Federal office or for the Congressional Victory Fund.

III. *Indiana Democratic State Central Committee Congressional Victory Fund.* * * * The Indiana Democratic State Central Committee will establish a separate Federal campaign committee which will designate a segregated Federal campaign account in either a state or national bank. The account will not receive contributions other than contributions earmarked for the Fund and any contribution or expenditure from the Fund will be made exclusively to or for a candidate or candidates for Federal office. This Fund will not receive transfers from any account established by the State Committee or any subordinate committee of the State Committee unless they are Federal campaign committees. * * * The Fund will have a chairman and treasurer. * * * The Fund will file a Statement of Organization with the Commission and will file reports and statements of contributions received and expenditures made. * * *

* * * It is anticipated that Democratic candidates for Congress in Indiana will play an active role in soliciting contributions for the Congressional Victory Fund. Such solicitations shall clearly identify the purpose of such contributions so that earmarking of contributions to specific candidates does not occur. * * *

* * * The Fund will advise:

(1) All individual contributors that contributions to the Fund are included in the $25,000 aggregate [calendar year] limit (18 U.S.C. 608(b)(3));

(2) All contributors that the Fund will not accept earmarked contributions for specific candidates for Federal office. * * *

* * * * *

The Fund will make every effort to expand $10,000 on behalf of each Indiana Democratic Congressional candidate in the general election, * * * adjusted by any increase in the "cost-of-living". * * *

The State Committee may delegate responsibility for expenditure of some or all of these sums on candidate's behalf to subordinate committees of the state committee. * * * Should the Fund receive insufficient contributions to permit expenditures on behalf of candidates at the maximum level permitted by law (18 U.S.C. 608(f)(3)(B)), or should, for any reason, the Fund not expend the maximum amount on behalf of any candidate (resulting in a surplus of funds), the Indiana Democratic State Central Committee will determine the allocation and distribution of such funds. * * * The Fund may, in certain circumstances, make direct contributions to a candidate. * * *

Signed BILL K. TRISLER.

Source: Indiana Democratic State Central Committee, Bill K. Trisler, Chairman, 311 West Washington Street, Indianapolis, Indiana 46204 (November 24, 1975).

Dated: December 12, 1975.

VERNON W. THOMSON,
Commissioner for the Federal Election Commission.

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