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Monday
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Highlights

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There are no restrictions on the republication of material appearing in the **Federal Register.**

Questions and requests for specific information may be directed to the telephone numbers listed under INFORMATION AND ASSISTANCE in the READER AIDS section of this issue.

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Presidential Documents

Title 3—

The President

Proclamation 4773 of July 2, 1980

Citizenship Day and Constitution Week, 1980

By the President of the United States of America

A Proclamation

On September 17, 1980 the Constitution of the United States will be 193 years old. Yet, it is as forceful and dynamic today as on that day in 1787 when it was signed by our Forefathers. Not only has this hallowed document endured, it has grown stronger in the nearly two centuries since its adoption and continues to increase in vitality with each succeeding generation. Today, as ever, it stands as a beacon for those dedicated to the principles of government by and for the people.

By joint resolution of February 29, 1952 (36 U.S.C. 153), the Congress designated September 17 as Citizenship Day, in commemoration of the formation and signing of the Constitution and in recognition of all who have attained the status of citizenship. The resolution authorized the President to issue annually a proclamation calling upon officials of the Government to display the flag on all Government buildings on that day. By a joint resolution of August 2, 1956 (36 U.S.C. 159), Congress authorized the President to designate the period beginning September 17 and ending September 23 of each year as Constitution Week and to issue a proclamation calling for observance of that week.

NOW, THEREFORE, I, JIMMY CARTER, President of the United States of America, call upon appropriate Government officials to display the flag of the United States on all Government buildings on Citizenship Day, September 17, 1980. I urge Federal, State and local officials, as well as leaders of civic, educational and religious organizations to conduct meaningful ceremonies and programs on that day.

I also designate as Constitution Week the period beginning September 17 and ending September 23, 1980, and urge all Americans to observe that week with meaningful ceremonies and activities in their schools, churches and in other suitable places in order to foster a better understanding of the Constitution, and of the rights and duties of United States citizens.

IN WITNESS WHEREOF, I have hereunto set my hand this second day of July, in the year of our Lord nineteen hundred and eighty, and of the Independence of the United States of America the two hundred and fourth.

Jimmy Carter

[FR Doc. 80-20336
Filed 7-2-80; 4:47 pm]
Billing code 3195-01-M

Presidential Documents

Presidential Determination No. 80–20 of June 10, 1980

International Military Education and Training for Yugoslavia

Memorandum for the Secretary of State

By virtue of the authority vested in me by the Foreign Assistance Act of 1961, as amended (the Act):

I hereby find pursuant to section 620(f) of the Act that the furnishing of assistance to Yugoslavia under chapter 5 of part II of the Act effective immediately is vital to the security of the United States, that Yugoslavia is not controlled by the international Communist conspiracy, and that such assistance will further promote the independence of Yugoslavia from international communism.

Pursuant to section 614(a) of the Act—

(a) I hereby determine that the furnishing of such assistance to Yugoslavia is important to the security of the United States; and

(b) I hereby authorize the furnishing of such assistance without regard to section 620(f) of the Act in the amount of $36,000 in fiscal year 1980 and $29,000 in fiscal year 1981, subject to the authorization and appropriation of funds. This determination shall be reported to the Congress and none of the funds provided for herein shall be furnished to Yugoslavia until ten days have elapsed after such report has been made, and fifteen days have elapsed after the notifications of reprogramming have been furnished to the Congress in accordance with section 634A of the Act and the Joint Resolution on Continuing Appropriations (Public Law 96–123).

This determination shall be published in the **Federal Register.**

Jimmy Carter

THE WHITE HOUSE,
Washington, June 10, 1980.

[FR Doc. 80–20366
Filed 7–3–80; 9:56 am]
Billing code 3195–01–M

Presidential Documents

Proclamation 4774 of July 2, 1980

National P.O.W.-M.I.A. Recognition Day, 1980

By the President of the United States of America

A Proclamation

In each of America's wars our prisoners of war have been called upon to make uncommon sacrifices. Upon them has fallen the arduous responsibility of defending American ideals under the absolute control of the enemy. Extremely difficult at best, this responsibility becomes magnified almost beyond comprehension when men and women are treated inhumanely—in violation of ordinary human compassion, fundamental moral standards, and basic international obligations.

The Congress has by Joint Resolution designated July 18, 1980 as "National P.O.W.-M.I.A. Recognition Day."

All Americans should recognize the special debt we owe our fellow citizens who, as prisoners during wartime, sacrificed their freedom that we might enjoy the blessings of peace and liberty. Likewise, we must remember the unresolved casualties of war—our soldiers who are still missing. The pain and bitterness of war endures for their families, relatives, and friends.

Our Nation will continue to seek answers to the many questions that remain about their fate.

NOW, THEREFORE, I, JIMMY CARTER, President of the United States of America, do hereby designate Friday, July 18, 1980, as National P.O.W.-M.I.A. Recognition Day, a day dedicated to all former American prisoners of war, to those still missing, and to their families. I call on all Americans to join in honoring those who made the uncommon sacrifice of being held captive in war, and their loved ones.

And I call on State and local officials and private organizations to observe this day with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this second day of July in the year of our Lord nineteen hundred and eighty, and of the Independence of the United States of America the two hundred and fourth.

Jimmy Carter

[FR Doc. 80-20380
Filed 7-3-80; 11:41 am]
Billing code 3195-01-M

Presidential Documents

Executive Order 12225 of July 3, 1980

Credit Control Revocation

By the authority vested in me as President of the United States of America by Sections 205 and 206 of the Credit Control Act (12 U.S.C. 1904, 1905), and for the purpose of phasing-out in an orderly fashion the credit controls authorized by Executive Order No. 12201, it is hereby ordered as follows:

1–101. Section 1–101 of Executive Order No. 12201 is amended effective July 28, 1980, to read as follows: "The Board of Governors of the Federal Reserve System is authorized to exercise authority under the Credit Control Act (12 U.S.C. 1901 *et seq.*) to establish uniform requirements for changes in terms in open-end credit accounts for consumer credit; provided however, such authorization is revoked as of October 31, 1980.".

1–102. The authorization granted by Section 1–102 of Executive Order No. 12201 is revoked as of August 11, 1980.

1–103. The authorizations granted by Sections 1–103 and 1–104 of Executive Order No. 12201 are revoked as of July 28, 1980.

1–104. Section 1–105 of Executive Order No. 12201 shall be amended, effective July 28, 1980, to read as follows: "For purposes of this Order 'consumer credit' and 'open-end credit' shall have such meaning as may be reasonably prescribed by the regulations of the Board of Governors of the Federal Reserve System.".

1–105. Section 1–106 of Executive Order No. 12201 is revoked.

Jimmy Carter

THE WHITE HOUSE,
July 3, 1980.

[FR Doc. 80–20381
Filed 7–3–80; 11:42 am]
Billing code 3195–01–M

Rules and Regulations

Federal Register
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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 908

[Valencia Orange Reg. 640, Amdt. 2]

Valencia Oranges Grown in Arizona and Designated Part of California; Amendment of Size Regulation

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This amendment suspends during the period July 4, 1980, through August 7, 1980, the maximum size requirement of 3.41 inches in diameter for fresh shipments of Valencia oranges grown in Arizona and designated part of California. The maximum size requirement remains in effect during the period August 8, 1980, through January 31, 1981. This action is necessary to provide markets with ample supplies of acceptable sizes of fruit and to promote orderly marketing in the interest of producers and consumers.

EFFECTIVE DATE: July 4, 1980.

FOR FURTHER INFORMATION CONTACT: Malvin E. McGaha, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202–447–5975. The final impact statement relative to this final rule is available upon request from the above named individual.

SUPPLEMENTARY INFORMATION: This action has been reviewed under USDA procedures in Secretary's Memorandum 1955 to implement Executive Order 12044 and classified as "not significant." This amendment is issued under the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California. The agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The action is based upon the recommendation and information submitted by the Valencia Orange Administrative Committee and upon other available information. It is hereby found that the action will tend to effectuate the declared policy of the act.

Valencia Orange Regulation 640 (§ 908.940; 45 FR 23638; 38339), during the period April 11, 1980, through January 31, 1981, limits shipments of Valencia oranges grown in Arizona and a designated part of California to oranges not smaller than 2.32 inches in diameter. It also requires that such oranges be not larger than 3.41 inches in diameter during the period July 4, 1980, through January 31, 1981. The amendment suspends this latter requirement during the period July 4, 1980, through August 7, 1980.

This amendment reflects the Department's appraisal of the current and prospective supply and market demand conditions for Valencia oranges. It is designed to assure an ample supply of acceptable sizes of Valencia oranges to consumers consistent with the size composition of the crop.

It is further found that there is insufficient time between the date when information became available upon which this amendment is based and when the action must be taken to warrant a 60-day comment period as recommended in E.O. 12044, and that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking, and postpone the effective date until 30 days after publication in the Federal Register (5 U.S.C. 553). The amendment relieves restrictions on the handling of Valencia oranges and will not require any special preparation by persons subject thereto which cannot be completed by the effective time.

Therefore, Section 908.940(b) Valencia Orange Regulation 640 (45 FR 23638; 38339) is revised to read as follows: (§ 908.940 expires January 31, 1981, and will not be published in the annual Code of Federal Regulations.)

§ 908.940 Valencia Orange Regulation 640.

(a) * * *

(b) During the period August 8, 1980, through January 31, 1981, no handler shall handle any Valencia oranges grown in Districts 1, 2, or 3 which are of a size larger than 3.41 inches in diameter, which shall be the largest measurement at a right angle to a straight line running from the stem to the blossom end of the fruit: *Provided*, That not to exceed 5 percent, by count, of the Valencia oranges contained in any type of container may measure larger than 3.41 inches in diameter.

(c) * * *

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

Dated: June 30, 1980.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80-20122 Filed 7-3-80; 8:45 am]

BILLING CODE 3410-02-M

7 CFR Part 930

Cherries Grown in Michigan, New York, Wisconsin, Pennsylvania, Ohio, Virginia, West Virginia, and Maryland; Diversion Fees

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation revises the fees payable to the Cherry Administrative Board by producers for costs incurred by the Board in supervising diversion of restricted percentage cherries.

EFFECTIVE DATE: July 7, 1980.

FOR FURTHER INFORMATION CONTACT: Malvin E. McGaha, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250; telephone, 202–447–5975. The Final Impact Statement, describing the options considered in developing this final rule and the impact of each option is available on request from the above named individual.

SUPPLEMENTARY INFORMATION: This final action has been reviewed under USDA procedure established in Secretary's Memorandum 1955 to implement Executive Order 12044, and has been classified "not significant." A notice of proposed rulemaking to revise the diversion fees was published in the Federal Register (45 FR 38063) on June 6, 1980. This notice allowed interested persons 15 days to submit written comments pertaining to the proposal. No comments were received. This regulation is issued under § 930.56(a)(1)

of marketing Order No. 930, which regulates cherries grown in eight designated states. The order is effective under the Agricultural Marketing Agreement Act of 1937, as amended. This regulation is based upon the recommendations and information submitted by the Cherry Administrative Board, and other available information. It is hereby found that this action will tend to effectuate the declared policy of the act.

Under the marketing order, producers may divert cherries by leaving them unharvested in lieu of placing them in a reserve pool. Such diversion must be carried out under the supervision of the Cherry Administrative Board and the cost of such supervision must be paid by the producer. The fees applicable to such supervision have been in effect since 1972, and this action revises such fees to reflect the Board's estimate of current costs.

It is further found that good cause exists for not postponing the effective date of this action until 30 days after publication in the **Federal Register** (5 U.S.C. 553), in that: (1) Producers need to know the fees for diversion prior to the time cherries are harvested and such harvesting is expected to start early in July; (2) the fees were proposed at a public meeting of the Cherry Administrative Board on May 21, 1980, at which interested persons were given an opportunity to submit information and views, and by publication of the proposed fees in the June 6, 1980, issue of the **Federal Register**, which provided a 15-day period for submission of written comments; and (3) this regulation should be made effective at the time specified in order to effectuate the declared policy of the act.

Therefore, that part of § 930.102(a)(1) which precedes (i) is revised to read as follows:

§ 930.102 Diversion fees.

(a) * * *

(1) Schedule of fees to be assessed applicant:

Fee and Total acres to be diverted
$50—50 acres or less
$75—51–100 acres
$100—101 acres or more

(i) * * *

(ii) * * *

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

Dated: June 30, 1980.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80-20123 Filed 7-3-80; 8:45 am]

BILLING CODE 3410-02-M

7 CFR Part 945

Irish Potatoes Grown in Certain Designated Counties in Idaho and Malheur County, Oreg.; Expenses and Rate of Assessment

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation authorizes expenses for the functioning of the Idaho-Eastern Oregon Potato Committee. It enables the committee to collect assessments from first handlers on assessable potatoes and to use the resulting funds for its expenses.

EFFECTIVE DATE: June 1, 1980.

FOR FURTHER INFORMATION CONTACT:

C. W. Porter, Chief, Vegetable Branch, Fruit and Vegetable Division, AMS, U.S. Department of Agriculture, Washington, D.C. 20250 (202) 447–2615.

SUPPLEMENTARY INFORMATION: *Findings.* Pursuant to Marketing Order No. 945, as amended (7 CFR Part 945), regulating the handling of Irish potatoes grown in designated counties in Idaho and in Malheur County, Oregon, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon other information, it is found that the expenses and rate of assessment which follows will tend to effectuate the declared policy of the act.

It is further found that it is impracticable and contrary to the public interest to provide 60 days for interested persons to file comments, engage in public rulemaking procedure, and that good cause exists for not postponing the effective date of this section until 30 days after publication in the **Federal Register** (5 U.S.C. 553) as the order requires that the rate of assessment for a particular period shall apply to all assessable potatoes from the beginning of such period. Handlers and other interested persons were given an opportunity to submit information and views on the expenses and assessment rate at an open public meeting of the committee held June 5, 1980, in Twin Falls, Idaho. To effectuate the declared purposes of the act it is necessary to make these provisions effective as specified.

This final action has been reviewed under USDA procedures established in Secretary's Memorandum 1955 to implement Executive Order 12044, and has been classified "not significant.".

7 CFR Part 945 is amended by adding a new § 945.233 as follows:

§ 945.233 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending May 31, 1981, by the Idaho-Eastern Oregon Potato Committee for its maintenance and functioning and for such other purposes as the Secretary determines to be appropriate will amount to not more than $56,491.48.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be $0.0026 per hundredweight, or equivalent quantity, of assessable potatoes handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 945.44(b).

(d) Terms used in this section shall have the same meaning as when used in the marketing agreement and this part.

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

Dated: July 1, 1980.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80-20235 Filed 7-3-80; 8:45 am]

BILLING CODE 3410-02-M

7 CFR Part 958

Onions Grown in Certain Designated Counties in Idaho and Malheur County, Oreg.; Expenses and Rate of Assessment

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation authorizes expenses for the functioning of the Idaho-Eastern Oregon Onion Committee. It enables the committee to collect assessments from first handlers on all assessable onions and to use the resulting funds for its expenses.

EFFECTIVE DATE: July 1, 1980.

FOR FURTHER INFORMATION CONTACT:

Charles W. Porter, Chief, Vegetable Branch, Fruit and Vegetable Division, AMS, U.S. Department of Agriculture, Washington, D.C. 20250 (202) 447–2615.

SUPPLEMENTARY INFORMATION: *Findings.* This final action has been reviewed under USDA procedures established in Secretary's Memorandum 1955 to implement Executive Order 12044, and has been classified "not significant."

Pursuant to Marketing Order No. 958, as amended (7 CFR Part 958), regulating the handling of onions grown in certain designated counties in Idaho and in Malheur County, Oregon, effective

under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon other information, it is found that the expenses and rate of assessment which follows will tend to effectuate the declared policy of the act.

It is further found that it is impracticable and contrary to the public interest to provide 60 days for interested persons to file comments or to enage in public rulemaking procedure, and that good cause exists for not postponing the effective date of this section until 30 days after publication in the **Federal Register** (5 U.S.C. 553) because this part requires that the rate of assessment for a particular fiscal period shall apply to all assessable onions from the beginning of such period. Handlers and other interested persons were given an opportunity to submit information and views on the expenses and assessment rate at an open public meeting of the committee held June 19, 1980, in Ontario, Oregon. To effectuate the declared purposes of the act it is necessary to make these provisions effective as specified.

7 CFR Part 958 is amended by adding a new § 958.224 as follows:

§ 958.224 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred during the fiscal period ending June 30, 1981, by the Idaho-Eastern Oregon Onion Committee for its maintenance and functioning and for such other purposes as the Secretary determines to be appropriate will amount to not more than $387,500.

(b) The rate of assessment to be paid by each handler in accordance with this part shall be $0.0725 per hundredweight or equivalent quantity, of assessable onions handled by him as the first handler during the fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period may be carried over as a reserve to the extent authorized in § 958.44.

(d) Terms used in this section shall have the same meaning as when used in the marketing agreement and this part.

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

Dated: July 1, 1980.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80–20236 Filed 7–3–80; 8:45 am]

BILLING CODE 3410–02–M

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

8 CFR Part 238

Contracts With Transportation Lines; Addition of Western Airlines, Inc.

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Final rule.

SUMMARY: This is an amendment to the regulations of the Immigration and Naturalization Service to add a carrier to the list of transportation lines which have entered into agreement with the Commissioner of Immigration and Naturalization to guarantee the preinspection of their passengers and crews at places outside the United States. This amendment is necessary because transportation lines which have signed such agreements are published in the Service's regulations.

EFFECTIVE DATE: June 16, 1980.

FOR FURTHER INFORMATION CONTACT: Stanley J. Kieszkiel, Acting Instructions Officer, Immigration and Naturalization Service, 425 Eye Street, NW., Washington, DC 20536 Telephone: (202) 633–3048

SUPPLEMENTARY INFORMATION: This amendment to 8 CFR 238.4 is published pursuant to section 552 of Title 5 of the United States Code (80 Stat. 383), as amended by Pub. L. 93–502 (88 Stat. 1561) and the authority contained in section 103 of the Immigration and Nationality Act (8 U.S.C. 1103), 28 CFR 0.105(b), and 8 CFR 2.1. Compliance with the provisions of section 553 of Title 5 of the United States Code as to notice of proposed rulemaking and delayed effective date is unnecessary because the amendment contained in this order adds a transportation line to the listing and is editorial in nature.

The Commissioner of the Immigration and Naturalization Service entered into an agreement with the following named carrier on the date indicated to guarantee the preinspection of its passengers and crew at a place outside the United States under section 238(b) of the Immigration and Nationality Act and 8 CFR Part 238:

Western Air Lines, Inc. Effective date: June 16, 1980.

Accordingly, Chapter I of Title 8 of the Code of Federal Regulations is amended as follows:

PART 238—CONTRACTS WITH TRANSPORTATION LINES

§ 238.4 [Amended]

In § 238.4 *Preinspection outside the United States,* the listing of transportation lines preinspected at Nassau is amended by adding in alphabetical sequence "Western Air Lines, Inc.".

"(Secs. 103, 238(b); (8 U.S.C. 1103, 1228(b)))

Dated: July 1, 1980.

David Crosland,

Acting Commissioner of Immigration and Naturalization.

[FR Doc. 80–20244 Filed 7–3–80; 8:45 am]

BILLING CODE 4410–01–M

8 CFR Part 334

Petition for Naturalization Filing of Petition and Signature in Any Language

AGENCY: Immigration and Naturalization Service.

ACTION: Final rule.

SUMMARY: This amendment to 8 CFR 334.13 exempts a petitioner for naturalization from the requirement of signing in English if he/she is over fifty years of age and has lived in the United States for at least a total of twenty years after lawful admission for permanent residence.

EFFECTIVE DATE: July 7, 1980.

FOR FURTHER INFORMATION CONTACT:

For general information: Stanley J. Kieszkiel, Acting Instructions Officer, Immigration and Naturalization Service, 425 Eye Street, NW., Washington, D.C. 20536 Telephone: (202) 633–3048

For specific information: Keith C. Williams, Acting Commissioner of Naturalization, Immigration and Naturalization Service, 425 Eye Street, NW., Washington, D.C. 20536 Telephone: (202) 633–3320.

SUPPLEMENTARY INFORMATION: Pub. L. 95–579, 92 Stat. 2474, 8 U.S.C. 1423 (1978) amended section 312 of the Immigration and Nationality Act to exempt a petitioner for naturalization from the English language requirement if he/she is over fifty years of age and has been living in the United States for periods totaling at least twenty years subsequent to a lawful admission for permanent residence. At present, 8 CFR 334.13 provides that a petitioner for naturalization is required to sign the petition in English unless, on December 24, 1952, he/she was over fifty years of age and had lived in the United States for at least twenty years. This final rule

amends 8 CFR 334.13 to conform to the provisions of Pub. L. 95-579, 92 Stat. 2474, 8 U.S.C. 1423 (1978).

Compliance with the provisions of 5 U.S.C. 553 as to notice of proposed rulemaking and delayed effective date is unnecessary because this rule amends the regulations to conform to law and confers a benefit upon the public.

Accordingly, the following amendment is made in Chapter I of Title 8 of the Code of Federal Regulations:

PART 334—PETITION FOR NATURALIZATION

The third sentence of 8 CFR 334.13 is amended to read as follows:

§ 334.13 [Amended]

* * * The petition shall be signed by the petitioner in the English language, if physically able to write, unless the petitioner on the date of the filing of the petition for naturalization as provided in Section 334 of this Act, is over fifty years of age and has been living in the United States for periods totaling at least twenty years subsequent to a lawful admission for permanent residence, in which case the petitioner may sign his name in any language. * * *

(Sec. 103, 312; 8 U.S.C. 1103, 1423, 1445)

Dated: July 1, 1980.

David Crosland,

Acting Commissioner of Immigration and Naturalization.

[FR Doc. 80-20243 Filed 7-3-80; 8:45]

BILLING CODE 4410-01-M

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 701

Organization and Operations of Federal Credit Unions; Share Accounts and Share Certificate Accounts

AGENCY: National Credit Union Administration.

ACTION: Correction to final rule.

SUMMARY: The purpose of this action is to clarify a final rule that became effective on June 2, 1980. This action makes clear that the dividends paid or share certificate accounts (money market certificates) of $10,000 or more and 26 weeks maturity, if based upon the discount rate (auction average on a discount basis) for 26 weeks United States Treasury bills, may not be compounded. However, if the dividend rate paid on share certificates of the same amount and maturity are based upon the average 2½ year yield for United States Treasury securities, such dividends may be compounded.

EFFECTIVE DATE: July 7, 1980.

ADDRESS: National Credit Union Administration, 1776 G Street, N.W., Washington, DC 20456.

FOR FURTHER INFORMATION CONTACT:

J. Leonard Skiles, Deputy General Counsel or Todd A. Okun, Senior Attorney, Office of General Counsel, both at the above address. Telephone: (202) 357-1030.

SUPPLEMENTARY INFORMATION: Effective on June 2, 1980 (45 FR 39241, June 10, 1980), the National Credit Union Administration published a final rule regarding both share certificate and money market certificates that adjusted dividend rate ceilings to give members a market rate of return on their certificate accounts. It was correctly stated in the preamble to that rule that compounding of dividends on certificates of $10,000 or more and 26 weeks maturity was permitted if the dividend rate were based on the yield on 2½ year United States Treasury securities, but that compounding of dividends based upon the discount rate was not permitted. This rule as written, however, at section 701.35(g)(5) inadvertently misstated this intent to indicate that on all certificates of $10,000 or more and 26 weeks no compounding was permitted. This correction assures that the rule reflects the correct intent.

Rosemary Brady,

Secretary, NCUA Board.

June 27, 1980.

(Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1104 (12 U.S.C. 1789))

PART 701—ORGANIZATION AND OPERATIONS OF FEDERAL CREDIT UNIONS

Section 701.35(g)(5) is amended to read as follows:

§ 701.35 [Amended]

(g) * * *

(5) In the case of a share certificate account of $10,000 or more having a fixed term or qualifying period of 26 weeks, the maximum dividend rate, which may be rounded off only by rounding down, shall be the greater of the rate authorized in paragraph (2) of this subsection or one quarter of one percent above the discount rate (auction average on a discount basis) for 26 weeks United States Treasury bills issued on or immediately prior to the date of purchase of the share certificate. If such dividend rate is based upon the discount rate, no compounding of dividends is permitted.

[FR Doc. 80-20125 Filed 7-3-80; 8:45 am]

BILLING CODE 7535-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 20497; Amdt. 39-3839]

Partenavia Costruzioni Aeronautiche S.p.A. Model P.68 and P.68B Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD) which requires inspection and replacement as necessary of the rudder pedal interconnecting bell crank brackets and inspection and repair as necessary of the rear face of a fuselage frame in the area of the brackets of certain Partenavia Costruzioni Aeronautiche S.p.A. Model P.68 and P.68B airplanes. The AD is necessary to detect cracks and loose rivets in the frame and brackets, which could result in improper cable tension in the rudder control system and consequent loss of control of the airplane.

DATES: Effective July 21, 1980. Compliance required as prescribed in the body of the AD.

ADDRESSES: The applicable service bulletin may be obtained from Partenavia Costruzioni Aeronautiche S.p.A., Via Cava, Casoria-Naples, Italy.

A copy of the service bulletin is contained in the Rules Docket, Room 916, 800 Independence Avenue, S.W., Washington, D.C. 20591.

FOR FURTHER INFORMATION CONTACT:

D. C. Jacobsen, Aircraft Certification Staff, AEU-100, Europe, Africa, and Middle East Office, Federal Aviation Administration, c/o American Embassy, Brussels, Belgium, telephone 513.38.30, or C. Christie, Chief, Technical Standards Branch, AWS-110, FAA, 800 Independence Ave., S.W., Washington, D.C. 20591, telephone (202) 426-8374.

SUPPLEMENTARY INFORMATION: Cracks have been found in the rudder pedal interconnecting bell crank brackets, P/N 2.3097-1 (hereinafter referred to as brackets) on certain Partenavia Model P.68 and P.68B airplanes. Cracks in the brackets and the cracks and loose rivets which may develop on frame number 3 where the brackets are attached could result in improper cable tension in the rudder control system, leading to possible loss of airplane control.

Since this condition is likely to exist or develop on other airplanes of the same type design, an airworthiness directive is being issued which requires an inspection of the rear face of the aircraft frame number 3 in the area where the brackets attach to the frame for cracks and loose rivets, and repair as necessary, and also an inspection of the brackets for cracks, and replacement of cracked brackets on certain Partenavia Model P.68 and P.68B airplanes.

Since a situation exists that requires the immediate adoption of this regulation, it is found that notice and public procedures hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, § 39.13 of Part 39 of the Federal Aviation Regulations (14 CFR 39.13) is amended by adding the following new airworthiness directive Partenavia Costruzioni Aeronautiche S.p.A.— Applies to Partenavia Model P.68 and P.68B airplanes serial numbers 1 through 165, except serial number 40, certificated in all categories, which have rudder cable pulley brackets P/N 2.3097–1 installed.

Compliance required as indicated, unless already accomplished.

To prevent the loss of proper rudder cable tension and rudder control system failure, accomplish the following:

(a) For airplanes which have more than 500 hours time in service on the effective date of this AD, within the next 50 hours time in service after the effective date of this AD, accomplish paragraph (c) or paragraph (e) of this AD.

(b) For airplanes which have less than 500 hours time in service on the effective date of this AD, before accumulating a total of 500 hours time in service, or within the next 50 hours time in service after the effective date of this AD, whichever occurs later, accomplish paragraph (c) or paragraph (e) of this AD.

(c) Inspect the rudder pedal interconnecting bell crank bracket for cracks with special attention to the lower bracket and the rear face of aircraft frame number 3 for cracks and loose rivets in the area of the rudder cable pulley bracket attachment in accordance with PART II "Instructions" of Partenavia Service Bulletin 40, dated September 9, 1978, or an FAA-approved equivalent. If no cracks are found, repeat the inspection at intervals not to exceed 50 hours time in service since the last inspection until paragraph (e) of this AD is accomplished.

(d) If as a result of an inspection required by paragraph (c) of this AD, cracks or loose rivets are found, before further flight, except as provided in paragraph (g) of this AD,

(1) Repair cracks in frame number 3 by stop drilling;

(2) Remove any loose rivets and replace with new rivets; and

(3) Replace any cracked brackets, P/N 2.3097–1, by compliance with paragraph (e) of this AD.

Upon compliance with subparagraphs (1), (2) and (3) of this paragraph, the repetitive inspections required by paragraph (c) are no longer required.

(e) Replace the rudder pedal interconnecting bell crank bracket, P/N 2.3097–1, with a new bracket, P/N 2.3111–1, in accordance with PART III "Instructions" of Partenavia Service Bulletin No. 40, dated September 9, 1978, or an FAA-approved equivalent.

(f) Equivalent means of compliance specified in this AD must be approved by the Chief, Aircraft Certification Staff, Europe, Africa and Middle East Office, c/o American Embassy, Brussels, Belgium.

(g) Aircraft may be flown in accordance with FAR §§ 21.197 and 21.199 to a location where the repairs and replacement can be performed.

This amendment becomes effective July 21, 1980.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958, as amended (49 U.S.C. 1354(a), 1421, and 1423); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655 (c)); 14 CFR 11.89)

Note.—The FAA has determined that this document involves a regulation which is not considered to be significant under the provisions of Executive Order 12044, as implemented by the Department of Transportation Regulatory Policies and Procedures (44 FR 11034; February 26, 1979).

Issued in Washington, D.C. on June 23, 1980.

M. C. Beard,

Director of Airworthiness.

[FR Doc. 80-20134 Filed 7-3-80; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 80-SO-31]

Designation of Federal Airways, Area Low Routes, Controlled Airspace, and Reporting Points; Alteration of Vero Beach, Fla., Transition Area

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This rule alters the Vero Beach, Florida, transition area. The name of the St. Lucie County Airport has been changed to St. Lucie County International Airport. The action of the Fort Pierce Port and Airport Authority Board of Commissioners officially changing the airport name requires this to be reflected in the transition area description.

EFFECTIVE DATE: 0901 GMT, October 30, 1980.

ADDRESS: Federal Aviation Administration, Chief, Air Traffic Division, P.O. Box 20636, Atlanta, Georgia 30320.

FOR FURTHER INFORMATION CONTACT: Carl F. Stokoe, Airspace and Procedures Branch, Federal Aviation Administration, P.O. Box 20636, Atlanta, Georgia 30320; telephone: 404–763–7646.

SUPPLEMENTARY INFORMATION: In a meeting held July 10, 1979, the Fort Pierce Port and Airport Authority Board of Commissioners officially changed the name of the St. Lucie County Airport to St. Lucie County International Airport. Therefore, it is necessary to alter the description of the Vero Beach, Florida, transition area to reflect the name change. Since this alteration is editorial in nature, notice and public procedures hereon are not necessary.

Adoption of the Amendment

Accordingly, Subpart G, § 71.181 (45 FR 445) of Part 71 of the Federal Aviation Regulations (14 CFR 71) is amended, effective 0901 GMT, October 30, 1980, by amending the following:

Vero Beach, Fla.

". . . St. Lucie County Airport . . ." is deleted and ". . . St. Lucie County International Airport . . ." is substituted therefor.

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

Note.—The Federal Aviation Administration has determined that this document involves a regulation which is not significant under Executive Order 12044, as implemented by DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). Since this regulatory action involves an established body of technical requirements for which frequent and routine amendments are necessary to keep them operationally current and promote safe flight operations, the anticipated impact is so minimal that this action does not warrant preparation of a regulatory evaluation.

Issued in East Point, Georgia, on June 26, 1980.

George R. LaCaille,

Acting Director, Southern Region

[FR Doc. 80-20135 Filed 7-3-80; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 159

[Docket No. 20200; Amdt. 159-18]

Solicitation and Leafletting Procedures at National and Dulles International Airports

Correction

In FR Doc. 80-15968 appearing at page 35314 in the issue of Tuesday, May 27, 1980, on page 35320 in the second column in the fourth line in § 159.93(a)(3) "paragraph (c)(2)(e)(i)" should read "paragraph (c)(2)(v)(A)".

BILLING CODE 1505-01-M

FEDERAL TRADE COMMISSION

16 CFR Part 3

Rules of Practice for Adjudicative Procedures

AGENCY: Federal Trade Commission.

ACTION: Final rule.

SUMMARY: The Federal Trade Commission, pursuant to the Federal Trade Commission Act, as amended by Pub. L. 96-252, is revising rule 3.40(a) of its rules of practice to insert a reference to new section 20 of the FTC Act. This change supplements rules changes published on May 29, 1980, 45 Fed. Reg. 36338.

EFFECTIVE DATE: This rule change is effective July 7, 1980.

FOR FURTHER INFORMATION CONTACT: Barry R. Rubin, Assistant General Counsel, Federal Trade Commission, Washington, D.C. 20580 (202) 523-3520.

SUPPLEMENTARY INFORMATION: The Commission hereby revises rule 3.40(a) to read as follows:

§ 3.40 Admissibility of evidence in advertising substantiation cases.

(a) If a person, partnership, or corporation is required through compulsory process under Section 6, 9 or 20 of the Act issued after October 26, 1977 to submit to the Commission substantiation in support of an express or an implied representation contained in an advertisement, such person, partnership or corporation shall not thereafter be allowed, in any adjudicative proceeding in which it is alleged that the person, partnership, or corporation lacked a reasonable basis for the representation, and for any purpose relating to the defense of such allegation, to introduce into the record, whether directly or indirectly through references contained in documents or oral testimony, any material of any type whatsoever that was required to be but was not timely submitted in response to said compulsory process. *Provided, however,* that a person, partnership, or corporation is not, within the meaning of this section, required through compulsory process to submit substantiation with respect to those portions of said compulsory process to which such person, partnership, or corporation has raised good faith legal objections in a timely motion pursuant to the Commission's Rules of Practice and Procedure, until the Commission denies such motion; or if the person, partnership, or corporation thereafter continues to refuse to comply, until such process has been judicially enforced.

* * * * *

(Sec. 6(g), 38 Stat. 721, 15 U.S.C. 46; 80 Stat. 383, as amended, 5 U.S.C. 552)

By direction of the Commission.

Carol M. Thomas,

Secretary.

[FR Doc. 80-20284 Filed 7-3-80; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Part 101

[T.D. 80-180]

Clarification of Port Limits of Denver, Colo., Port of Entry

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Final rule.

SUMMARY: Unlike for many ports of entry, there is no reference in the Customs Regulations to an official description of the geographical boundaries of the existing Customs port of entry of Denver, Colorado. Customs has been requested by the State of Colorado to publish the boundaries of the port as they are generally recognized. This document amends the Customs Regulations to clarify that the port limits include all the territory within the corporate limits of the City of Denver, Colorado, and part of Adams County, Colorado, lying immediately north of the corporate limits of Denver.

EFFECTIVE DATE: July 7, 1980.

FOR FURTHER INFORMATION CONTACT: Richard C. Coleman, Office of Inspection, U.S. Customs Service, 1301 Constitution Avenue, NW., Washington, D.C. 20229 (202-566-5354).

SUPPLEMENTARY INFORMATION:

Background

The President's Message to Congress of March 3, 1913 (note following 19 U.S.C. 1), which transmitted a plan of reorganization of the Customs Service, provided that in place of all existing Customs-collection districts and ports, there would be 49 specified Customs-collection districts and ports. The district of Colorado, to include all of the State of Colorado, with district headquarters at Denver, in which Denver is the port of entry, is shown as the 47th Customs-collection district. However, no geographical description of the port is included in the document. Furthermore, Customs is unable to find any other reference to an official description of the geographical boundaries of the port.

The State of Colorado is considering establishing a foreign-trade zone within the State. The zone is required by section 2, Foreign Trade Zones Act of 1934, as amended (19 U.S.C. 81b), to be located in or adjacent to a Customs port of entry. In order that the State of Colorado may comply with the statute, it has requested Customs to make an official determination of the actual boundaries of the Denver, Colorado, port of entry (Region VI).

Customs determined that the port boundaries should be those generally recognized by Customs personnel in Denver and at the Regional Headquarters in Houston, Texas. A notice was published in the **Federal Register** on September 19, 1979 (44 FR 54311) proposing the geographical boundaries of the Denver port of entry to include:

> The territory within the corporate limits of the city of Denver, Colorado, and that part of Adams County, Colorado, lying immediately north of the corporate limits of Denver, bounded on the west by Pecos Street, on the north by 64th Avenue, and on the east by Quebec Street.

Interested parties were given until November 19, 1979, to submit comments concerning the proposal. No comments were received in response to the notice.

Inapplicability of Delayed Effective Date Provision

This amendment clarifies that the geographical boundaries of the existing Customs port of entry of Denver, Colorado, are those generally recognized by Customs personnel. The amendment is merely technical and is a matter in which the public is not particularly interested. Accordingly,

pursuant to 5 U.S.C. 553(d)(3), a delayed effective date is not required.

Change in the Customs Field Organization

Under 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, 1949–1953 Comp., Ch. II), and pursuant to authority provided by Treasury Department Order No. 101–5 (44 FR 31057), the geographical boundaries of the Denver, Colorado, port of entry include:

The territory within the corporate limits of the City of Denver, Colorado, and that part of Adams County, Colorado, lying immediately north of the corporate limits of Denver, bounded on the west by Pecos Street, on the north by 64th Avenue, and on the east by Quebec Street.

Amendment to the Regulations

To reflect this action, the list of Customs regions, districts and ports of entry in § 101.3(b), Customs Regulations (19 CFR 101.3(b)), is amended by adding "(T.D. 80–180)" following "Denver, Colo." in the column headed "Ports of entry" in the El Paso, Texas, Customs district (Region VI).

Regulation Determined to be Nonsignificant

In a directive published in the **Federal Register** on November 8, 1978 (43 FR 52120), implementing Executive Order 12044, "Improving Government Regulations", the Treasury Department stated that it considers each regulation or amendment to an existing regulation published in the **Federal Register** and codified in the Code of Federal Regulations to be "significant".

However, regulations of this nature, which are nonsubstantive, are essentially procedural, do not materially change existing or establish new policy, and do not impose substantial additional requirements or costs on, or substantially alter the legal rights or obligations of, those affected, may, with Secretarial approval, be determined not to be significant. Accordingly, it has been determined that this amendment does not meet the Treasury Department criteria in the directive for "significant" regulations.

Drafting Information

The principal author of this document was Lawrence P. Dunham, Regulations and Research Division, Office of Regulations and Rulings, U.S. Customs Service. However, personnel from other Customs offices participated in its development.

Dated: June 25, 1980.

Richard J. Davis,

Assistant Secretary of the Treasury.

[FR Doc. 80-20191 Filed 7-3-80; 8:45 am]

BILLING CODE 4810-22-M

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19 CFR Part 148

[T.D. 80-179]

Personal Declarations and Exemptions; Metric Conversion of Quantities of Merchandise Which May Be Included in an Individual's Personal Exemption

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Final rule.

SUMMARY: This document amends the Customs Regulations to reflect conversion to the metric system of measurement of quantities of merchandise which may be included in the personal exemption from the payment of Customs duties and internal revenue taxes accorded individuals entering the United States. These changes are required in part by Pub. L. 95–410, the "Customs Procedural Reform and Simplification Act of 1978," which, among other things, amended various item numbers of the Tariff Schedules of the United States to accomplish the conversion to the metric system. To ensure uniformity, certain other changes are made to reflect metric conversions not required specifically by Pub. L. 95–410. The amendments are not considered to be significant.

EFFECTIVE DATE: August 6, 1980.

FOR FURTHER INFORMATION CONTACT: Benjamin H. Mahoney, Entry Procedures and Penalties Division, Office of Regulations and Rulings, U.S. Customs Service, 1301 Constitution Avenue, NW., Washington, D.C. 20229, (202–566–5778).

SUPPLEMENTARY INFORMATION:

Background

Section 202 of Pub. L. 95–410, the "Customs Procedural Reform and Simplification Act of 1978," in part amended Schedule 8, Tariff Schedules of the United States (19 U.S.C. 1202) (the "TSUS"), to convert to the metric system of measurement the volume and weight of alcoholic beverages and tobacco products to which an exemption from Customs duties and internal revenue taxes is accorded individuals entering the United States. As of January 1, 1980, the regulations of the Bureau of Alcohol, Tobacco and Firearms (27 CFR Part 5) require containers of distilled spirits to be in metric sizes.

Treasury Decision 78–394, published in the **Federal Register** on October 25, 1978 (43 FR 49784), amended the Customs Regulations (19 CFR Chapter I) to implement provisions of section 202 of Pub. L. 95–410 which are nonmetric in nature or which are not considered as metric changes. Additional amendments are needed to reflect the provisions of section 202 which are metric.

Statutory Changes

The following changes in Schedule 8, TSUS, made by section 202 of Pub. L. 95–410, require amendments to the Customs Regulations:

(1) Item 812.20 was amended by substituting "2 kilograms" for "3 pounds" and by substituting "1 liter" for "1 quart".

(2) Item 813.30 was amended by substituting "1 liter" for "1 quart".

(3) Item 813.31 was amended by substituting "4 liters" for "1 wine gallon" and by substituting "1 liter" for "1 quart".

(4) Item 814.00 was amended by substituting "2 kilograms" for "3 pounds" and by substituting "1 liter" for "1 quart".

(5) Item 860.10 was amended by substituting "300 milliliters" for "8 ounces", by substituting "150 milliliters" for "4 ounces", and by substituting "100 milliliters" for "2 ounces".

(6) Item 860.20 was amended by substituting "3.5 grams" for "⅛ ounce" each place that it appears.

Required Amendments

To implement the statutory changes, the following sections of Part 148, Customs Regulations (19 CFR Part 148), are being amended:

1. Section 148.33(d)(3), relating to the amount of alcoholic beverages which may be included in the personal exemption of a returning resident;

2. Section 148.43(a), relating to the amount of tobacco products and alcoholic beverages which may be brought in by an adult nonresident if for personal, rather than commercial use, and not to be given to another person; and

3. Section 148.63(a)(4), relating to the amount of tobacco products and alcoholic beverages which may be in the possession of, and exclusively used, by vessel, vehicle, or aircraft crewmembers while on temporary leave from their vessel, vehicle, or aircraft.

Additional Amendments

Additionally, although not specifically identified in section 202 of Pub. L. 95–410, metric conversions in the same ratio

as those set forth in section 202 are being made to the following sections of Part 148:

1. Sections 148.51(b)(2) (iii) and (iv), relating to the limits on the amount of alcoholic beverages and alcoholic perfumery a resident or nonresident arriving in the United States may bring in exempt from duty and internal revenue tax under section 321(a)(2)(B), Tariff Act of 1930, as amended (19 U.S.C. 1321(a)(2)(B)).

2. Sections 148.64(b)(2) (iii) and (iv), relating to the limit on the amount of alcoholic beverages and alcoholic perfumery a crewmember arriving in the United States may bring in exempt from duty and internal revenue tax under 19 U.S.C. 1321(a)(2)(B).

3. The introductory paragraph of § 148.74(c), and § 148.74(c)(2), relating to the limit on the amount of alcoholic beverages which may be accorded free entry if brought into the United States by military and civilian employees of the United States and evacuees.

Inapplicability of Public Notice Requirements

These are minor amendments which merely implement statutory requirements and minor technical conforming amendments. They are of particular interest to only a limited segment of the general public. Therefore, pursuant to 5 U.S.C. 553(b)(B), notice and public participation are considered to be unnecessary.

Inapplicability of Executive Order 12044

This document is not subject to the Treasury Department directive of November 8, 1978 (43 FR 52120), implementing Executive Order 12044, "Improving Government Regulations," because the amendments were in process before May 22, 1978, the effective date of the directive.

Drafting Information

The principal author of this document was Charles D. Ressin, Regulations and Research Division, Office of Regulations and Rulings, U.S. Customs Service. However, personnel from other Customs offices participated in its development.

Amendments to the Regulations

Part 148, Customs Regulations (19 CFR Part 148), is amended in the following manner:

PART 148—PERSONAL DECLARATIONS AND EXEMPTIONS

§ 148.33 [Amended]

1. Section 148.33(d)(3) is amended by substituting "1 liter" for "1 quart" in the first and second sentences, and "4 liters" for "1 wine gallon" in the second sentence.

§ 148.43 [Amended]

2. Section 148.43(a) is amended by substituting "2 kilograms" for "3 pounds" in the first sentence, and "1 liter" for "1 quart" in the first and third sentences.

§ 148.51 [Amended]

3. Sections 148.51(b)(2) (iii) and (iv) are amended by substituting "150 milliliters" for "4 ounces".

§ 148.63 [Amended]

4. Section 148.63(a)(4) is amended by substituting "2 kilograms" for "3 pounds" and "1 liter" for "1 quart".

§ 148.64 [Amended]

5. Sections 148.64(b)(2) (iii) and (iv) are amended by substituting "150 milliliters" for "4 ounces".

§ 148.74 [Amended]

6. The introductory paragraph of § 148.74(c) is amended by substituting "4 liters" for "1 wine gallon".

§ 148.74 [Amended]

7. Section 148.74(c)(2) is amended by substituting "1 liter" for "1 quart".

(R.S. 251, as amended, sec. 624, 46 Stat. 759, sec. 7, 52 Stat. 1081, item 817.00, Tariff Schedules of the United States, 92 Stat. 888 (19 U.S.C. 66, 1202, 1321, 1624, sec. 202, Pub. L. 95-410))

R. E. Chasen,

Commissioner of Customs.

Approved: June 6, 1980.

Richard J. Davis,

Assistant Secretary of the Treasury.

[FR Doc. 80-20192 Filed 7-3-80; 8:45 am]

BILLING CODE 4810-22-M

DEPARTMENT OF DEFENSE

Office of the Secretary

32 CFR Part 208

[DoD Instruction 4650.4][1]

Federal Radionavigation Plan

AGENCY: Office of the Secretary of Defense.

ACTION: Final rule.

SUMMARY: This Part authorizes the Department of Defense and the Department of Transportation to publish jointly a Federal Radionavigation Plan which assigns responsibilities, system characteristics, requirements and research, engineering and development, and guidance for radionavigation systems and services. The Plan will reflect the latest executive and legislative budget decisions and the information contained in the Joint Chiefs of Staff Master Navigation Plan.

EFFECTIVE DATE: June 18, 1980.

FOR FURTHER INFORMATION CONTACT: Col. S. Gilbert, Office of the Assistant Secretary of Defense (Communications, Command, Control and Intelligence), The Pentagon, Washington, D.C. 20301. Telephone: 202-695-7181.

Accordingly, Chapter I of 32 CFR is amended by adding a new Part 208, reading as follows:

PART 208—FEDERAL RADIONAVIGATION PLAN

Sec.
208.1 Purpose.
208.2 Applicability.
208.3 Policy.
208.4 Responsibilities.

Authority: 10 U.S.C. 133.

§ 208.1 Purpose.

Under Part 350 and DoD/DoT Interagency Agreement, "Coordination of Radionavigation Planning," April 17, 1979, this Part authorizes publication of DoD 4650.4-P, the "Federal Radionavigation Plan," as a DoD issuance on responsibilities, system characteristics, requirements and research, engineering and development, and other guidance for radionavigation systems and services.

§ 208.2 Applicability.

The provisions of this Part apply to the Office of the Secretary of Defense, the Military Departments, the Unified and Specified Commands, and the Defense Agencies, hereafter referred to as "DoD Components."

§ 208.3 Policy.

The Federal Radionavigation Plan (FRP) shall describe the federal interagency approach to the planning, implementation, and operation of common-user radionavigation systems. The FRP will be updated annually by the Positioning/Navigation (POS/NAV) Executive Committee in conjunction with the Department of Transportation Navigation Council. The FRP reflects the latest available executive and legislative budget decisions and the information contained in the Joint Chiefs of Staff Master Navigation Plan.

§ 208.4 Responsibilities.

The *Assistant Secretary of Defense (Communications, Command, Control, and Intelligence)*, after appropriate

[1] Copies may be obtained, if needed, from the U.S. Naval Publications and Forms Center, 5801 Tabor Avenue, Philadelphia, PA 19120. Attention: Code 301.

coordination with the Deputy Under Secretary of Defense for Policy Review, other interested DoD Components, and federal agencies shall issue DoD Plan 4650.4–P, in accordance with DoD Directive 5025.1,[1] "Department of Defense Directives System," November 18, 1977.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Services, Department of Defense.

June 30, 1980.

[FR Doc. 80–20139 Filed 7–3–80; 8:45 am]

BILLING CODE 3810–70–M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL 1521–4]

Approval and Promulgation of Implementation Plans, South Carolina: Variance for Particulate Emissions From Bowater Carolina Corp. and Amendment to Regulation 61–62

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: On December 14, 1979, the State of South Carolina submitted to EPA, as proposed implementation plan revisions, a variance and a regulation change that had been proposed by the Department of Health and Environmental Control. On February 13, 1980, EPA proposed to approved the submitted variance which will allow Bowater Carolina Corporation temporary relief by granting a higher particulate mass emission and opacity limits than presently permitted under South Carolina air pollution control regulations. In addition, a revision to Regulation 61–62.1, Section II, Paragraph B, entitled "Operating Permit," was also proposed for approval. The revision to this regulation will provide express legal authority for this and future variance requests. The State of South Carolina submitted on April 24, 1980, the adopted variance and regulation as plan revisions. EPA is today approving both the variance and the regulation change as plan revisions.

DATE: This action is effective July 7, 1980.

ADDRESSES: Copies of the materials submitted by South Carolina may be examined during normal business hours at the following locations:

Public Information Reference Unit, Library Systems Branch, Environmental Protection Agency, 401 M Street SW, Washington, D.C. 20460.

Library, Environmental Protection Agency, Region IV, 345 Courtland Street NE, Atlanta, Georgia 30308.

Bureau of Air Quality Control, South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, South Carolina 29201.

FOR FURTHER INFORMATION CONTACT: Ray Gregory, EPA, Region IV, Air Programs Branch, 345 Courtland Street, NE, Atlanta, Georgia 30308, 404/881–3286 or FTS 257–3286.

SUPPLEMENTARY INFORMATION: EPA originally proposed this variance and regulation change concurrently with South Carolina's proceedings. EPA normally proposes action on a State Implementation Plan revision after formal State adoption and submittal to EPA. Because of the significant savings in oil that will result from EPA's approval of this revision, and because the revision applies only to a single, remote source, EPA used a different procedure in this case. It is estimated this revision will result in a savings of 80,000 barrels of oil. This represents the oil savings over a five month period, the additional time it would take to take action on this revision using normal procedures. EPA is approving these changes now so that they will parallel as closely as possible the State's adoption. The State submitted the adopted variance and regulation as plan revisions on April 24, 1980.

South Carolina formerly lacked the necessary authority to grant variances to its regulations, and therefore, has provided through a change in Regulation 61–62.1, Section II, the legal authority to do so. This amendment provides for variances of limited duration to accommodate fuel switches. Any application of this provision will have to be treated as a State Implementation Plan (SIP) revision, and as such any application will have to be reviewed by EPA.

Regarding the variance proposed for Bowater, the existing mass emission limit for the York County facility's two combination process boilers is 0.6 pounds of particulate per million BTU's per hour of heat input; the boilers must also meet an opacity limit of 40 percent. While this facility is in compliance with the existing regulations, this variance is anticipated to provide a significant savings on oil consumption. The company has requested that, due to an increase in use of wood waste as fuel, the company be allowed to emit up to 0.8 pounds per million BTU's, while meeting an opacity limit of 60 percent, until April 1, 1981. At that time an electrostatic precipitator will have been installed and made fully operational. Prior to January 6, 1975, the boilers were capable of accommodating wood waste as a fuel; therefore a Prevention of Significant Deterioration (PSD) review was not required (see 40 CFR 52.21 (b)(2)(ii)(d)). This fuel conversion will result in a first year savings of 200,000 barrels of No. 6 fuel oil, increasing to 400,000 barrels a year after the precipitator is installed.

Air quality dispersion modeling results submitted by the State showed that in no case would the National Ambient Air Quality Standards be violated nor would any prevention of significant deterioration increment be exceeded. There is no nonattainment area within 100 miles; therefore, there will not be a significant impact on any nonattainment area. The air quality modeling indicated that the maximum impact of the increase on the annual and 24-hour particulate PSD increments would be 1.0 $\mu g/m^3$ and 4.7 $\mu g/m^3$ respectively.

EPA received no comments during the prescribed 30-day comment period which expired March 14, 1980, and therefore, approves both South Carolina's variance and regulation change.

Under Executive Order 12044, EPA is required to judge whether a regulation is "significant" and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized." EPA has reviewed this regulation and determined that it is a specialized regulation not subject to the procedural requirements of Executive Order 12044.

(Sec. 110 of the Clean Air Act (42 U.S.C. 7410))

Dated: June 30, 1980.

Douglas M. Costle,

Administrator.

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

Subpart PP—South Carolina

(1) In Section 52.2120, paragraph (c) is amended by adding subparagraph (12) as follows:

§ 52.2120 Identification of plan.

* * * * *

(c) The plan revisions listed below were submitted on the dates specified.

* * * * *

(12) Variance granted to Bowater Carolina Corporation until April 1, 1981, for increased particulate emissions and opacity limits, and revised regulation 61.62.1(B)(II), submitted on April 24,

[1] See footnote, page 45 580

1980, by the South Carolina Department of Health and Environmental Control.

[FR Doc. 80-20136 Filed 7-3-80; 8:45 am]

BILLING CODE 6560-01-M

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40 CFR Part 406

[FRL 1521-2]

Corn Wet Milling Subcategory of the Grain Mill Point Source Category Suspension of BCT Limitations

AGENCY: Environmental Protection Agency.

ACTION: Suspension of regulations.

SUMMARY: EPA suspends effluent limitations at 40 CFR 406.17 representing "best conventional pollutant control technology" ("BCT") for the Corn Wet Milling Subcategory. EPA promulgated these BCT limitations based on its determination that they satisfied the test of "cost reasonableness" mandated by the Clean Water Act. Based on data received during the comment period on the regulations, EPA has determined that further evaluation of both cost and effluent reduction data from the subcategory is necessary before a determination of "reasonableness" can be made.

EFFECTIVE DATE: July 7, 1980.

FOR FURTHER INFORMATION CONTACT: Don Anderson, Effluent Guidelines Division (WH-552), Office of Water Planning and Standards, 401, M Street, S.W., Washington, D.C. 20460 (202) 426-2707.

SUPPLEMENTARY INFORMATION: On August 29, 1979 (44 FR 50732), EPA promulgated final effluent limitations representing "best conventional pollutant control technology" ("BCT") for the Corn Wet Milling Subcategory (40 CFR 406.17) of the Grain Mills Point Source Category. EPA promulgated these BCT limitations based on its determination that they satisfied the test of "cost reasonableness" mandated by § 304(b)(4)(B) of the Clean Water Act.

There are, however, only four facilities in this subcategory which discharge treated effluent directly into U.S. waters. During the comment period on the regulations, data were submitted for three of these discharges relating to the cost of compliance with BCT limitations. EPA has reviewed this data and concludes that further evaluation of both cost and effluent reduction data from the subcategory is necessary before a determination of "reasonableness" can be made. Consequently, the Agency is suspending the existing BCT limitations pending completion of this evaluation. This action does not constitute a determination that the cost of achieving these BCT limitations is not "reasonable", and EPA makes no judgement at this time as to the proper level at which BCT should be established for this subcategory.

Dated: June 26, 1980.

Douglas M. Costle,

Administrator.

PART 406—GRAIN MILLS POINT SOURCE CATEGORY

§ 406.17 [Suspended]

40 CFR § 406.17 is suspended indefinitely pending further analysis.

[FR Doc. 80-20188 Filed 7-3-80; 8:45 am]

BILLING CODE 6560-01-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 1

[Gen. Docket No. 78-167; FCC 80-334]

Rules Governing Ex Parte Presentations During Informal Rulemaking Proceedings

AGENCY: Federal Communications Commission.

ACTION: Final rule. (Report and Order).

SUMMARY: The Commission has adopted rules governing *ex parte* presentations during informal rulemaking proceedings. In essence, the rules prohibit such presentations in proceedings involving conflicting private claims to a valuable privilege once a notice of proposed rulemaking has been issued. In proceedings not involving conflicting private claims to a valuable privilege, *ex parte* presentations are not prohibited, except during a brief period prior to Commission action. However, such presentations must be disclosed.

EFFECTIVE DATE: July 1, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Keith H. Fagan, Office of General Counsel, (202) 632-6444.

SUPPLEMENTARY INFORMATION:

In the matter of: Policies and procedures regarding Ex Parte Communications During Informal Rulemaking Proceedings, Gen. Docket No. 78-167. See also 43 FR 38880, August 31, 1978.

Report and Order—Proceeding Terminated

Adopted: June 11, 1980.

Released: June 30, 1980.

By the Commission: Commissioners Lee and Quello concurring in the result; Commissioner Jones dissenting and issuing a separate Statement in which Commissioner Washburn joins.

1. The Commission has before it the *Order, Notice of Inquiry, and Interim Policy Statement* in this docket, 68 FCC 2d 804 (1978); its *Order and Further Notice of Inquiry* herein, 68 FCC 2d 815 (1978); and comments and reply comments by numerous parties.[1]

Introduction; the Commission's Notices

2. At issue here is the Commission's policy with respect to *ex parte* communications during informal (*i.e.*, notice and comment) rulemaking proceedings.[2] As we stated in more detail in our initial *Notice*,[3] until recently it had never been suggested that there should be any restrictions on *ex parte* communications in informal rulemaking, except in cases involving "conflicting private claims to a valuable privilege"—a term which the Commission construed narrowly to include FM and TV channel assignments and a very few other quasi-adjudicatory matters. *See Sangamon Valley Television Corporation* v. *United States*, 269 F.2d 221, 224 (D.C. Cir. 1959); *compare Courtaulds (Alabama) Inc.* v. *Dixon*, 294 F.2d 899, 904-905 & n.16 (D.C. Cir. 1961). In 1977, however, two panels of the United States Court of Appeals for the District of Columbia Circuit issued sharply divergent opinions on this subject. In one case, *Home Box Office, Inc.* v. *FCC*, 567 F.2d 9, 57 ("HBO"), the court held that *ex parte* contacts should be barred in all informal rulemaking proceedings once a notice of proposed rulemaking ("NPRM") had been issued. But in the other case,

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[1] A list of those filing comments appears at Appendix A.

[2] An *ex parte* "communication" or "contact," in the context of an informal rulemaking proceeding, is any communication, written or oral (except for formal written pleadings and oral arguments), between a person outside the agency and a Commissioner or member of the Commission's professional staff. The narrower term *"ex parte* presentation," which is also used herein, refers to *ex parte* communications which deal with the merits or outcome of a proceeding. The Commission has long distinguished between "presentations" and other types of *ex parte* contacts. *Notice*, 68 FCC 2d at 808; *see* 47 CFR 1.1201(f) and n.1; *Rules Governing Ex Parte Communications in Hearing Proceedings*, 1 FCC 2d 49, 56-58 (1965). This distinction has received judicial approval. *See, e.g., Western Union International, Inc.* v. *FCC*, 568 F.2d 1012, 1019 (2d Cir. 1977). See also paras. 39 and 49 and n.21, *infra*.

[3] See 68 FCC 2d at 804-806.

Action for Children's Television v. *FCC*, 564 F.2d 458, 477 (*"ACT"*), the court stated that such contacts need be restricted only in those proceedings involving "competing claims to a valuable privilege"—thus reverting almost in identical words to the test used in *Sangamon*.[4]

3. Since neither the Supreme Court nor the D.C. Circuit *en banc* would resolve the conflict between the *HBO* and *ACT* opinions,[5] the Commission was forced to act without the benefit of further judicial guidance. After careful consideration, we decided to adopt an interim policy based largely on Recommendation 77–3 of the Administrative Conference of the United States, 1 CFR 305.77–3. To summarize briefly,[6] we prohibited post-NPRM *ex parte* presentations[7] only in those proceedings involving channel assignments or other matters we considered quasi-adjudicatory. In all other informal rulemakings, we permitted *ex parte* presentations to continue after the issuance of an NPRM, but established procedures for the disclosure of these presentations, and for notice and opportunity to respond. In addition, we provided for the cessation of all *ex parte* contact at the point in each proceeding when the Commission began its final deliberations.

4. In our *Notice*, we stated that this "permit but disclose" method of dealing with most *ex parte* presentations did not appear to comport fully with either *HBO* or *ACT*. But we said that, in our view, this method would alleviate the court's concern that the Commission could be influenced by data or views not known to all, and at the same time would permit the agency to continue to operate efficiently. 68 FCC 2d at 807. In addition, we pointed out that under the Communications Act it was the Commission's responsibility to determine the manner of conducting its proceedings that would "best conduce to the proper dispatch of business and the demands of justice." *Id.*, quoting 47 U.S.C. 154(j). Accordingly, we asked for comment on a proposal to adopt these procedures on a permanent basis. 68 FCC 2d at 810. The following is a summary of the comments submitted.

[4] See discussion at para. 29, *infra*.

[5] The former denied certiorari in *HBO*, 434 U.S. 829 (1977), while the latter denied rehearing in *ACT*, 564 F.2d 458 (1977).

[6] For a fuller discussion, see the initial *Notice*, 68 FCC 2d at 807–810, and the *Further Notice*, 68 FCC 2d at 815–816. (The *Further Notice* clarified some points and made a few minor changes in the procedures.)

[7] See n.2 *supra*.

Summary of Comments

American Telephone & Telegraph Co.

5. The American Telephone and Telegraph Company (AT&T) believes that the principles set out in *Action for Childrens' Television* would fully serve the public interest. AT&T states, however, that the procedures proposed in the *Notice* represent a reasonable accommodation between *ACT* and *HBO;* therefore, AT&T proposes only some suggestions to improve these procedures. On the premise that the *ex parte* procedures relative to informal rulemaking should be no more restrictive than the existing *ex parte* rules, AT&T recommends that *ex parte* contacts that do not go to the merits or outcome of a proceeding should not be summarized. It further suggests that the Commission be permitted discretion to dispense with the procedures in specific rulemakings in which it finds that the chief element is the attainment of general information rather than the resolution of competing claims to a valuable privilege. AT&T also suggests that memoranda not be required where *ex parte* contacts do not go beyond the record of a proceeding, and that significant or new information proffered by Commission staff should also be memorialized. AT&T would allow Commission personnel to require parties initiating the contacts to prepare the required summary and, consistent with the recommendation of the Administrative Conference, suggests that material exempt from disclosure under the Freedom of Information Act should not be summarized. Finally, AT&T notes with respect to the "cutoff" procedures that many rulemakings remain pending for a long time after the comment period ends, and states that in these situations early cutoff dates could deprive the Commission of relevant new information, particularly on further related regulatory and legal developments. Therefore, AT&T prefers a short prior notice of the cutoff date, and suggests that *ex parte* contacts be permitted again within a reasonable time after the announced initial cutoff date.

Association of Maximum Service Telecasters

6. The Association of Maximum Service Telecasters (AMST) generally disfavors the interim *ex parte* procedures, viewing them as burdensome and overbroad in light of *Action for Children's Television*. Specifically, AMST notes the practical difficulty of placing memoranda in every related docket when *ex parte* contacts are germane to a number of proceedings. AMST also believes that the required disclosure of all *ex parte* contacts will inevitably lead to increased litigation. In addition, it suggests that cutting off all *ex parte* contacts when a proceeding reaches the point of "final deliberation" will eliminate important sources of information at precisely the time when they are most needed. AMST construes *ACT* as requiring restrictions on *ex parte* contacts only in *Sangamon*-type rulemakings, *e.g.*, those akin to adjudication or formal rulemaking. For these reasons AMST believes the Commission should allow unrestricted *ex parte* contacts during non-*Sangamon*-type informal rulemakings. Alternatively, it suggests that the Commission require disclosure only of new material presented *ex parte*, that *ex parte* contacts not be cut off at the "final deliberation" stage and that the disclosure rules be expanded to cover contacts between the Commission's bureau and office staffs and the Commissioners, which AMST views as an especially important catalyst of policy decisions.

Federal Communications Bar Association.—GTE Service Corporation

7. The Federal Communications Bar Association (FCBA) states that the adoption of restrictions on *ex parte* contacts in all informal rulemaking proceedings will restrict the free flow of information to the Commission and burden it with needless paperwork. The FCBA cites *ACT*, the legislative history of the Sunshine Act, and the Supreme Court's *Vermont Yankee* opinion[8] for the proposition that *HBO's* proscription of *ex parte* contacts in all informal rulemaking is inconsistent with both judicial and legislative intent. FCBA suggests as an alternative to the interim procedures that upon commencement of an informal rulemaking the Commission classify it as either "formal" or "informal," based on whether it involves *Sangamon*-type elements of conflicting private claims to a valuable privilege. FCBA further suggests that where the Commission fails to correctly denominate a rulemaking as "formal," interested parties will call the error to the Commission's attention.

8. GTE Service Corporation submitted comments substantially identical to FCBA's.

Forest Industries Telecommunications

9. Forest Industries Telecommunications (FIT) is a national

[8] *Vermont Yankee Nuclear Power Corp. v. Natural Resources Defense Council, Inc.*, 435 U.S. 519 (1978).

association of licensees in the Forest Products Radio Service.

10. FIT's principal concern is that, under the proposed procedures, highly specialized telecommunications matters might not be adequately explained. FIT agrees with the general concerns expressed in the concurring statements of Commissioners Quello and Washburn,[9] and states particularly that the diverse issues connected with the various mobile radio services are difficult to discuss adequately but briefly in writing, whereas oral presentations are much more effective. FIT also suggests that channel allocations involving mobile services need not be subject to *ex parte* restrictions because these often principally involve policy rather than fact issues.

Institute for Public Interest Representation

11. The Institute for Public Interest Representation (IPIR) is a public interest law firm affiliated with Georgetown University Law Center.

12. IPIR argues initially that any system of disclosure rather than outright ban on *ex parte* contacts is inconsistent with the holding in *HBO* and therefore unlawful. However, on the assumption that the Commission would tend to favor some system of disclosure, IPIR points out several alleged deficiencies in the interim procedures. IPIR maintains that both *HBO* and *ACT* require, at minimum, that the Commission determine which informal rulemakings involve either conflicting claims to a valuable privilege or selective treatment of competing business interests of great monetary value, and proscribe *ex parte* contacts completely in those proceedings. With respect to those rulemakings in which disclosure of *ex parte* contacts would be sufficient, IPIR believes generally that *all ex parte* contacts, regardless of their nature, source or timing or to whom made, should be disclosed. Thus, IPIR would require disclosure of *ex parte* contacts occurring prior to, but in contemplation of, issuance of a notice of proposed rulemaking; *ex parte* contacts made by non-participants in a rulemaking; and *ex parte* contacts that are non-substantive and/or made to non-professional support staff. IPIR states that "spontaneous" *ex parte* communications should be prohibited, and would require documentation of such contacts that do occur unless the employee determines the communication is of no significance. Where a proffered memorandum does not reflect the substance of prearranged *ex parte* discussions, IPIR suggests that it nevertheless be placed on the record immediately, with a notation on its incompleteness, and that it be appropriately supplemented within five working days. Finally, with respect to contacts initiated by Commission staff, IPIR recommends disclosure of all such contacts, regardless of their content, or, at minimum, documentation absent a determination that the information does not relate to the merits. IPIR believes these procedures will neither limit the availability of information to the Commission nor discourage participation by ordinary citizens, public interest groups, or small companies.

MCI Telecommunications Corporation, et al.

13. MCI Telecommunications Corporation, Microwave Communications, Inc. and N-Triple-C Inc., commenting jointly, are individual common carriers.

14. MCI *et al.* generally agree with the interim procedures, believing that they strike an appropriate balance between the Commission's need for information and the requirements of fairness and a sufficient administrative record. MCI suggests, however, that the Commission also consider specifying the particular rulemaking proceedings, in addition to channel assignments, in which all *ex parte* contacts will be barred, and that § 1.1203 be amended to conform to the Commission's 1965 policy statement on *ex parte* contacts by prohibiting *ex parte* presentations in cases of adjudication and other proceedings involving a limited number of parties and disputed facts by a party contemplating the filing of an opposition or similar pleading.

Media Access Project

15. Media Access Project (MAP) is a non-partisan, non-profit, public interest law firm.

16. MAP believes that legal and public policy considerations dictate that all *ex parte* contacts in informal rulemaking should be prohibited. Nevertheless, MAP concedes that the Commission's interim procedures as well as the realities of regulatory life indicate that such contacts are an inevitable part of the rulemaking process. Therefore, MAP recommends: (a) That the Commission discourage oral communications in favor of written communications; (b) that any writing presented to the Commission or staff in conjunction with a pending rulemaking proceeding be placed on the record; (c) that parties or their attorneys who become aware of undisclosed *ex parte* communications be required to inform the Commission; (d) that Commissioners and staff be required to keep telephone and meeting logs of all contacts with non-Commission sources relative to a pending rulemaking; and (e) that in any case in which the application of these disclosure guidelines is questionable, the Commission should publicly state its intention to err on the side of disclosure. In support of its proposals, MAP submits the results of an informal survey of administrators and support staff of the former Federal Energy Administration, which had adopted rules requiring the record and disclosure of all meetings between ranking FEA officials and individuals outside the agency. The administrators surveyed indicated the rules to be generally workable and beneficial, whereas support staff seemed to regard the added ministerial duties involved as no more than minor. Thus, MAP infers that adoption of similar rules by the Commission would not impose any substantial burden on the Commissioners or their staff.

Mr. Corwin D. Moore, Jr.

17. Mr. Moore is a member of the Personal Use Radio Advisory Committee but comments in an individual capacity.

18. Mr. Moore suggests that the regulations respecting *ex parte* contacts be written in "plain English" and that a comprehensive and comprehensible listing of all the rulemakings to which the restrictions apply be prepared. Fearing that *ex parte* restrictions will discourage interaction between the Commission and members of the public, Mr. Moore recommends that the Commission reevaluate the effects of the new rules one year after their adoption, and states that a "format" for formally documenting the substance of *ex parte* presentations be prepared. Finally, Mr. Moore states that, to enable the Commission to receive fresh input about long-pending proceedings, any rulemaking not concluded within one year after *ex parte* contacts are barred should be reopened to permit further contacts.

National Association of Broadcasters

19. The National Association of Broadcasters (NAB) believes the interim procedures impose unnecessary and unwise restrictions on *ex parte* communications and, by extension, on the conduct of informal rulemaking proceedings. NAB maintains these restrictions are unnecessary in that the rulemaking involved in *HBO* was atypical and no pervasive problem exists. NAB also contends that the memorandum requirement will impact most heavily on individuals and groups capable of providing the Commission

[9] See *Notice*, 68 FCC 2d at 813, 814.

with unique input, and will especially disadvantage parties wishing to respond to *ex parte* contacts occurring immediately prior to the cut-off date. Thus, NAB recommends that the Commission continue to permit *ex parte* contacts during informal rulemaking pursuant to the pre-*HBO* standards, or, at minimum, that it not require written memoranda for *ex parte* contacts that are simply reflective of written comments.

National Cable Television Association

20. Although the National Cable Television Association (NCTA) maintains that new restrictions on *ex parte* contacts are not warranted in light of *Action for Children's Television*, NCTA supports the interim procedures insofar as they do not ban *ex parte* communications, but suggests several modifications. Stating that its chief concern is the administrative burden that would result from the required preparation and review of memoranda, NCTA recommends that the memoranda be concise and limited to a summary of the substantive points presented. Where information presented *ex parte* is merely cumulative, NCTA suggests that a memorandum not be required or, alternatively, that it state only that information on a certain point was presented. NCTA states that information exempt from disclosure under the Freedom of Information Act should not be memorialized, and, finally, that any publication of notice of contacts not be framed so as to encourage responses routinely.

National Telecommunications and Information Administration

21. The National Telecommunications and Information Administration (NTIA) suggests that the Commission not focus on the question of how narrowly it can limit the applicability of *Sangamon* but rather on what "basic fairness" requires in the context of informal rulemaking. NTIA states that adherence to *Overton Park's* [10] requirement of a "full administrative record" and *Portland Cement's* [11] holding that the public be given formal opportunity to comment on "material" information will assure "basic fairness" while allowing for needed flexibility and discretion. NTIA also maintains that the *ex parte* restrictions should be applied to inquiry proceedings that look to the adoption of a policy but suggests that rulemakings involving only procedural issues be exempted. Finally, NTIA stresses that governmental entities as well as private parties should be bound by the *ex parte* restrictions.

Southern California Repeater and Remote Base Association

22. Southern California Repeater and Remote Base Association (SCRRBA) is a nonprofit organization of owners and licensees of amateur radio service mobile relay stations in Southern California.

23. As a small, specialized organization with an annual budget of only $1,000, SCRRBA concurs generally with the broad outline of the *ex parte* procedures contained in the *Notice* but urges the Commission to take special steps to assure that it and similar West Coast organizations are not effectively foreclosed from the opportunity to file meaningful comments due to delay in mail service between Washington and the West Coast or lack of response from the Commission staff to telephone messages. Specifically, SCRRBA recommends that the Commission allow for consideration of comments from the West Coast post-marked prior to a filing deadline but received thereafter.

Summary of Reply Comments

AMST

24. In its reply comments, AMST points out that other commenters largely support its view that the interim *ex parte* procedures are unnecessary as a matter of law and inadvisable as a matter of sound administrative practice. AMST specifically cites *Vermont Yankee* [12] *for the proposition that HBO's* holding is not the law. AMST particularly replies to the comments of NTIA, MAP and IPIR which support restricting *ex parte* communications. In response to NTIA, AMST argues that *Sangamon*-type rulemakings differ legally and practically from the usual informal rulemaking, and that *ACT* explicitly recognizes that difference. AMST states that IPIR's proposals would require the Commission to record virtually every oral communication it received, and, in answer to MAP's recommendation of the Federal Energy Administration's *ex parte* regulations, notes that these regulations specifically did not apply to broad policy inquiries, nor to routine communications or communications on matters unrelated to any pending proceeding. The FEA rules also did not provide for public notice and reply, but simply required that logs referring to the subjects discussed be made available on request. AMST also argues that the only commenters representing small business and individual licensees, FIT and SCRRBA, expressed serious concern over the fact that the interim procedures would gravely diminish their ability to communicate needed information and opinions, and notes that NAB echoed essentially the same concern with respect to individual licensees. In sum, AMST again urges that, rather than promoting open and informed rulemaking, the interim procedures would obscure issues by burying them under a mass of paperwork, and it therefore suggests that no restrictions be placed on *ex parte* communications during informal, nonadjudicatory rulemakings.

Communications Media Center, New York School

25. In reply comments, the Communications Media Center (CMC) lauds the general aims that underlie restricting *ex parte* contacts but fears that the interim *ex parte* procedures, if adopted, will limit rather than expand the ability of citizens' groups and interested members of the public to participate in Commission rulemaking proceedings. CMC suggests that the rules apply to notices of inquiry as well as notices of proposed rulemaking, and questions the wisdom of applying *ex parte* restrictions until the proceeding is no longer subject to court review—a length of time which could be considerable and would bar, for example, comments on a proposed request for remand. CMC also favors disclosure of the substance of interagency contacts, and states that the Commission should establish criteria differentiating "marginally significant" contacts from "direct" and substantive contacts for purposes of disclosure. CMC also foresees the requirements of prearranged meetings and predrafted memoranda operating to deter citizens' groups and private citizens from communicating with the Commission. Finally, CMC suggests that administrative sanctions be imposed on parties intentionally violating the *ex parte* rules.

FCBA

26. In its reply comments, FCBA notes that the comments of a number of other parties generally support its views, and specifically responds to the opposing views of IPIR, MAP and NTIA. FCBA states that MAP and IPIR have ignored the holdings in *ACT, VERMONT YANKEE*, and the legislative histories underlying the APA and the Sunshine Act in insisting that the Commission is legally obligated under *HBO* to restrict

[10] *Citizens to Preserve Overton Park, Inc.* v. *Volpe*, 401 U.S. 402 (1971).

[11] *Portland Cement Association* v. *Ruckelshaus*, 486 F.2d 375 (D.C. Cir. 1973), *cert. denied*, 417 U.S. 921 (1974).

[12] See n. 8, *supra*.

ex parte contacts in all informal rulemaking proceedings. FCBA argues that it was and is the intent of Congress, recognized by the courts, not to saddle the informal rulemaking process with overly restrictive procedures and thus thwart the free flow of information and agency flexibility. On the basis of these authorities FCBA also takes issue with NTIA's view that *Sangamon* forms a legal basis for restricting *ex parte* communications in all informal rulemaking proceedings, but agrees, consistent with its initial comments, that informal rulemakings that do involve the "resolution of conflicting claims to a valuable privilege" should be treated similar to adjudications for purposes of proscribing *ex parte* contacts.

IPIR

27. IPIR's reply comments take issue with FCBA's argument that *HBO* does not represent the law of the circuit and applies only to informal rulemakings involving "competing claims to a valuable privilege." IPIR cites the subsequent decision of the D.C. Circuit in *United States Lines, Inc.* v. *Federal Maritime Commission* [13] for the proposition that the law of the circuit is that *ex parte* contacts must be banned not only in informal rulemakings, but in all proceedings that contemplate public participation and in all proceedings subject to judicial review under the APA.

Discussion

28. The question before the Commission is whether to adopt, on a permanent basis, the general policy of permitting *ex parte* contacts, but requiring their disclosure, in most informal rulemakings. We have concluded that we should make this our permanent policy, because in our view it is essential to insure a full and fair exchange of information between the Commission and the public. However, we believe that some modifications in the interim procedures are called for in order to make them work more effectively. See paras. 43–71, *infra.*

29. In our *Notice,* we expressed doubt that our disclosure system was fully consistent with the court's *dicta* in *ACT.* 68 FCC 2d at 807. We no longer see this as a problem. Our concern at the time of the *Notice* was that the *ACT* panel had greatly expanded the class of proceedings considered to involve "competing claims to a valuable privilege" so that, if we followed *ACT, ex parte* presentations would have to be prohibited in many, if not most, informal rulemaking proceedings. However, upon further analysis of the *ACT* opinion, and of Judge MacKinnon's concurrence in *HBO,* upon which *ACT* relies, we have concluded that the *ACT* panel did not intend to redefine the "competing claims" tests to go beyond cases of a quasi-adjudicatory nature. *ACT,* 564 F.2d at 474, 477; *HBO,* 567 F.2d at 62 (MacKinnon, J., concurring specially).[14] Accordingly, we see no difficulty in complying fully with *ACT,* although we recognize that we will have to give careful consideration to the question whether a given proceeding is quasi-adjudicatory.[15]

30. Some commenting parties, specifically IPIR, MAP, and to a lesser extent NTIA, argue that the Commission may not opt for a system of disclosing *ex parte* presentations in most informal rulemakings, but must prohibit such presentations entirely in accordance with *HBO.* In a word, these parties claim that what the Commission has done is illegal. It is therefore incumbent upon us to explain why, even though we believe some restrictions on *ex parte* contacts are necessary, we do not feel legally compelled to adopt the flat ban favored by the *HBO* majority.

31. There are essentially two bases for our position. The first is that the flat ban has been heavily criticized by experts and commentators. The Administrative Conference, for example, has declared that:

> A general prohibition applicable to all agencies against the receipt of private oral or written communications is undesirable, because it would deprive agencies of the flexibility needed to fashion rulemaking procedures appropriate to the issues involved, and would introduce a degree of formality that would, at least in most instances, result in procedures that are unduly complicated, slow and expensive, and, at the same time, perhaps not conducive to developing all relevant information.

Recommendation 77–3, *supra,* 1 CFR 305.77–3. And Professor Davis has written in the most recent edition of his *Administrative Law Treatise* that:

> Communications of all sorts are the life of a notice and comment proceeding. The more the better. They should not be prohibited. They should be invited and encouraged. If commissioners and staff have time to talk with interested persons, they should do so as far as their time permits; of course they should try to do so fairly. All kinds of communications, including written materials, oral arguments at a proceeding, and informal consultations should be allowed to whatever extent practical considerations permit.

1 K. Davis, *Administrative Law Treatise,* Section 6:18 (2d ed. 1978) (emphasis in original). [16]

32. The second reason why we do not feel compelled to adopt a flat ban is that, as we pointed out in our *Notice* herein, it is the Commission's responsibility under Section 4(j) of the Communications Act to determine the manner of conducting its proceedings that "will best conduce to the proper dispatch of business and the ends of justice." 47 U.S.C. Section 154(j); *see FCC* v. *Pottsville Broadcasting Co.,* 309 U.S. 134, 137–138 (1940); *FCC* v. *WJR, the Goodwill Station,* 337 U.S. 265, 281–283 (1949); *FCC* v. *Schreiber,* 381 U.S. 279, 290 (1965). Recently, in *Vermont Yankee,*[17] the Supreme Court stated, "[T]his much is absolutely clear. Absent constitutional constraints or extremely compelling circumstances, 'the administrative agencies "should be free to fashion their own rules of procedure and to pursue methods of inquiry capable of permitting them to discharge their multitudinous duties." ' " 435 U.S. at 543, quoting *FCC* v. *Schreiber, supra* at 290, and *FCC* v. *Pottsville, supra,* at 143. *See also FPC* v. *Transcontinental Gas Pipe Line Corp.,* 423 U.S. 326, 333 (1976).

33. In contrast to those parties who favor prohibiting *ex parte* communications entirely, other parties (principally AMST, FCBA and NAB) argue that the Commission should not restrict such contacts in any way. In other words, these parties oppose even the requirement that *ex parte* presentations be disclosed. In our view, however, such disclosure is essential in order to assure effective participation in the Commission's processes by all segments of the population. Moreover, it is legally required by those cases such as *Portland Cement* [18] *which hold that the public must be given an opportunity to know and respond to the data and arguments being considered by an agency before that agency issues its decision. Disclosure is also necessary in order to preserve an adequate record for judicial review.*

[13] 584 F. 2d 519 (1978).

[14] Judge MacKinnon wrote in *HBO* that "the rule as issued [there] *was in effect an adjudication* of the respective rights of the parties vis-a-vis each other." 567 F.2d at 62 (emphasis added).

[15] The *ACT* panel also stated that *"ex parte* contacts do not *per se* vitiate agency informal rulemaking action, but only do so if it appears from the administrative record under review that they may have materially influenced the action ultimately taken." 564 F.2d at 476. The procedures we are adopting will assure that every *ex parte* contact that materially influences the Commission is disclosed. In our view, this is more than sufficient to avoid vitiation of any informal rulemaking action.

[16] The *HBO* decision has also been criticized in several law review articles. *See, e.g.,* 65 *California L. Rev.* 1315 (1977); 46 *George Washington L. Rev.* 442 (1978); 57 *Nebraska L. Rev.* 843 (1978); 27 *DePaul L. Rev.* 489 (1978); 14 *Colum. J. of L. and Social Problems* 269 (1979).

[17] See n.8, *supra.*

[18] See n.11, *supra.*

34. In this connection, we note that many who oppose a flat ban on *ex parte* contacts also strongly support disclosure. The Administrative Conference recommended that all written communications be placed in the public file and that agencies "experiment" with procedures designed to disclose oral communications. Recommendation 77–3, *supra*. And Professor Davis has stated that "a cutoff point for presentation is necessary," and that "the essence of all significant communications should go into the public file." 1 K. Davis, *supra*. We strongly endorse these views, and therefore do not accept the position of those who say that no new rules at all are necessary.

35. We do believe, however, that the interim procedures we have been following are in many ways overly burdensome and redundant. Accordingly, we have endeavored to streamline these procedures so that they will be more likely to have the desired effect of maximizing the flow of information to and from the agency. The following is a summary of the revised procedures: First, those applicable to "restricted" informal rulemakings, *i.e.*, proceedings involving "competing claims to a valuable privilege;" and second, those applicable to "non-restricted" informal rulemakings, *i.e.*, all other notice and comment proceedings.

Rules Governing Restricted Informal Rulemaking Proceedings

36. A "restricted" proceeding is one in which *ex parte* presentations are *prohibited*. Our existing *ex parte* rules list several types of restricted proceedings; in this order, we are adding to that list the category of informal rulemaking proceedings involving "competing claims to a valuable privilege." See amended § 1.1207(d).[19] As indicated above, this category will be limited to FM and TV channel assignment proceedings and other proceedings deemed quasi-adjudicatory in nature.[20] The following is a summary of the procedures applicable in this type of proceeding.

37. *Time period affected. Ex parte* presentations are prohibited in restricted proceedings from the time such proceedings are instituted until they have been decided by the Commission and are no longer subject to reconsideration by the agency or review by any court. Restricted informal rulemakings are considered "instituted" at the time a notice of proposed rulemaking is issued. See amended § 1.1207.

38. *Persons affected.* Those outside the Commission to be affected by the amended rules for restricted informal rulemakings will be "interested persons," including agents and representatives. It is immaterial whether "representatives" act with the knowledge and consent of those who are represented. See amended § 1.1201(e). Those affected inside the Commission will be so-called "decision-making personnel." However, the range of persons comprising this category will be broader than in other restricted proceedings such as adjudications and on-the-record rulemakings; here, it will include Commissioners and all professional employees of the agency who are involved in the particular proceeding. See amended §§ 1.1201(i) and 1.1209.

39. *Types of contacts affected.* Both written and oral *ex parte* contacts are covered. However, only *ex parte* "presentations" are prohibited. These are communications which deal with the merits or outcome of a particular proceeding. See existing § 1.1201(f); see also n.2 *supra* and authorities cited therein.[21]

40. *Unauthorized presentations.* As stated repeatedly above, *ex parte* presentations are prohibited in restricted informal rulemaking proceedings. See new § 1.1229. If *ex parte* presentations nonetheless occur in such proceedings, they will be treated in accordance with existing rules. See §§ 1.1241, 1.1243 and 1.1245.

41. *Sanctions.* Persons who violate the *ex parte* rules in restricted informal rulemaking proceedings are subject to the sanctions already set out in existing § 1.1251.[22]

42. *Other related procedures.* Those affected should also note the special requirements for serving documents on other parties in FM and TV channel assignment proceedings contained in existing § 1.420.

Rules Governing Nonrestricted Informal Rulemaking Proceedings

43. A "non-restricted" informal rulemaking proceeding is one which does not involve "competing claims to a valuable privilege." See new § 1.1211. In these proceedings, as we have stated, *ex parte* presentations will not be prohibited, except during a brief cutoff period.[23] However, the substance of these presentations will be disclosed in certain circumstances. The following is a summary of the procedures applicable in this type of proceeding.

44. *Time period affected.* Disclosure procedures will apply in each non-restricted rulemaking proceeding from the time a notice of proposed rulemaking is issued until the matter is no longer subject to consideration by the Commission or review by any court. See new § 1.1231; *cf.* existing § 1.1203. Within that period, cutoff procedures will apply when the Commission is conducting its final deliberations. See paras. 65–69, *infra*.

45. CMC and IPIR urge that issuance of a notice of inquiry ("NOI"), rather than an NPRM, should trigger the disclosure procedures. But the purpose of an inquiry is, by definition, to inquire. In fact, during most inquiries the Commission has not reached even a tentative decision as to the course of action it wishes to pursue. In our view it would be counterproductive to restrict the free flow of information during this period. Therefore, *ex parte* presentations normally need not be

[19] Texts of all rules added and amended by this order are contained in Appendix B.

[20] MCI asks that we specify the particular proceedings, in addition to channel assignments, where *ex parte* contacts will be barred. We think it is impossible to do any more in advance of events than reiterate the "competing claims" test. However, consistent with our current practice and the comments of FCBA, we will state at the outset of each proceeding whether "competing claims" are involved, so that interested persons will know which set of rules to follow, and can bring it to our attention if they believe the wrong rules have been invoked.

[21] CMC asks that we define "presentation" with more particularity. In informal rulemaking proceedings, the definition includes communications going to the merits of the rules that have been proposed; communications going to the merits of any substantive or procedural question which is in dispute in the proceeding; and communications concerning facts or allegations as to matters which may affect the outcome of a proceeding, even though these matters may not have been previously considered. The definition does not include communications regarding procedural questions not in dispute; communications, such as comments, submitted openly in the proceeding or other proceedings; and communications regarding other proceedings or "general industry problems," so long as these do not deal with the merits of the restricted proceeding. See *Rules Governing Ex Parte Communications, supra*, 1 FCC 2d at 56–58; see also para. 49, *infra*.

[22] Sections 1.1241, 1.1243, 1.1245 and 1.1251 are unchanged as they relate to restricted proceedings, but are being amended to cover non-restricted proceedings as well. See paras. 70–71, *infra*.

[23] The *HBO* majority thought (567 F.2d at 55 and n.122) that the Commission had violated its own rules by permitting *ex parte* presentations in the face of § 1.415, which states that the Commission must specifically authorize "additional comments." We think this point was not well taken, but in order to avoid any possible confusion we are amending § 1.415 to add the following:

Note.—In some (but not all) rule making proceedings, interested persons may also communicate with the Commission and its staff on an *ex parte* basis, provided certain procedures are followed. See Section 1.420 and Sections 1.1201 *et seq.*; see also FCC 2d (1980) (*i.e.*, this order).

disclosed during an inquiry, nor will they be cut off.

46. However, as NTIA pointed out in its comments, there are a few situations where the Commission does engage in real decision making pursuant to a notice of inquiry—for example, when it contemplates the adoption of a policy rather than a rule. In these situations, we will direct that *ex parte* presentations be disclosed, even in the absence of an NPRM. In addition, if the Commission issues a combination NOI/NPRM, disclosure and cutoff procedures will apply to the entire proceeding.

47. *Persons affected.* Those outside the Commission to be governed by the new rules will be "interested persons," which term is defined to include agents and representatives. Again, it is immaterial whether "representatives" act with the knowledge and consent of those whose interests are represented. This definition also applies to adjudication and formal rulemaking. See amended § 1.1201(e).

48. The persons covered within the Commission will be the Commissioners and all professional employees of the agency. Professional employees are lawyers, engineers, economists, accountants and any other staff members having substantive input into a proceeding. See amended § 1.1201(i). Staff members, however, will only be considered decision makers as to those proceedings in which they are actually involved. See new § 1.1213.

49. *Types of contacts affected.* The new rules will govern both written and oral *ex parte* contacts. However, like the interim procedures, they will only cover *ex parte* "presentations," *i.e.*, communications dealing with the merits or outcome of a particular proceeding. See footnotes 2 and 21, *supra*, and authorities cited therein.

50. The new rules are also similar to the interim procedures in that they will not apply to intra-agency contacts. AMST and AT&T urge that contacts between the Commissioners and the bureau and office staffs be disclosed, but in our view this would inhibit the free exchange of views between the Commission and its staff. However, in accordance with our current practice, we will disclose specific information generated by the staff to the extent required by such cases as *Portland Cement.*[24]

51. The new rules will apply to contacts between the Commission and other governmental bodies, as suggested by NTIA and CMC. The only exceptions to this will be: (1) Litigation contacts with the Office of General Counsel;[25] (2) contacts involving classified security information;[26] and (3) contacts with another agency or department in proceedings where the Commission actually shares jurisdiction with that agency or department.

52. *Disclosure: Written presentations initiated by persons outside the Commission.* Written *ex parte* presentations will continue to be disclosed. In order to facilitate this, any person submitting such a presentation to the Commission, or to any particular Commissioner or staff member, will be required to submit a copy of the same document under separate cover to the Secretary's Office for inclusion in the public file. The document must indicate on its face that the Secretary has been served, and must also indicate by docket number the particular proceeding(s) to which it relates. Written submissions that do not meet these requirements will be treated as unauthorized and will not be considered. See new § 1.1231(b)(1).

53. *Disclosure: Oral presentations initiated by persons outside the Commission.* By far the most criticized of the interim procedures has been the requirement that interested persons initiating oral *ex parte* presentations provide memoranda of the subjects they wish to discuss.[27] The commenting parties principally complain that this requirement is overly burdensome, particularly for those with limited resources. In fact, several parties state that the memo requirement is so onerous that in many cases it will deter people from communicating with the Commission, thus depriving the agency of needed information. In addition, some parties point out that the memos are often needlessly cumulative, in that they duplicate material already in the public record. On reflection, we agree with these contentions, and so we will no longer require that memos be submitted in connection with every *ex parte* presentation. We still believe, however, that it is appropriate for the written record to reflect the substance of oral *ex parte* presentations. Accordingly, we will permit an interested person to follow either of two procedures. If he has already filed written comments in a proceeding, he may rely on these comments in lieu of submitting an additional memorandum, so long as the substance of his *ex parte* presentation is reflected in the comments previously submitted. If he has not filed comments, wishes to go beyond his comments or change his position, or simply wishes the Commission to have an additional record, he may bring a memo to the Secretary's Office on the day of his presentation, and this memo will be placed in the public file. A copy of the memorandum should also be left with the Commissioner or staff member involved in the presentation. See new § 1.1241(b)(2).

54. FIT argues, in effect, that there are some things that cannot be fully explained in writing. The fact that we have permitted oral presentations to continue in most informal rulemakings demonstrates that we recognize their value. Busy Commissioners do not have time to read every word of every party's comments; therefore, an oral discussion is often a Commissioner's best source of information. The same is true for staff members as well. However, we still believe that, in order to assure fairness, the written record should reflect what is said and done during *ex parte* presentations to the fullest extent possible. We will therefore require interested persons to see to it that this is accomplished. Massive submissions will not be necessary, but every party wishing to make an oral presentation must have something on file in writing that fairly reflects the essence of his position.

55. The requirement that oral presentations "track" the written record will compel interested persons to be consistent in their public and private statements to the Commission. We think this is greatly to be desired. Several years ago, in a speech to the FCBA, former Chairman Wiley deplored the practice followed by some parties of asserting one position in public comments and another during *ex parte* encounters. This practice also greatly disturbed the court in *HBO*, and it disturbs us as well, although we think it happens nowhere near as often as the *HBO* majority appeared to believe. Therefore, we will not condone this practice. This does not mean, of course, that parties may not keep some information confidential. In this respect, we intend for our procedures to parallel the Freedom of Information Act.[28] See the comments of AT&T and NCTA. With this one exception, however, interested persons must present the same facts and arguments to the Commission in public as they do in private.

56. *Disclosure: Presentations initiated by persons within the Commission.* As we stated in our initial *Notice* herein:

[24] See footnote 11, *supra*.

[25] See existing § 1.1227(c).

[26] See existing § 1.1227(d).

[27] Those commenting negatively on this requirement were AT&T, AMST, FCBA, GTE, FIT, Corwin Moore, NAB, NCTA, and CMC.

[28] 5 U.S.C. Section 552(b).

The personnel of the various offices and bureaus constitute an important source of the Commission's expertise, and must therefore be allowed considerable freedom to compile the data which is the underpinning of the rulemaking process. Specifically, these staff members must be permitted to seek clarification of the information contained in a party's comments, as well as to elicit responses and further information from other parties where such actions would result in a more complete record.

68 FCC 2d at 809. We continue to subscribe to these views, and we note that there is no disagreement among the commenting parties as to the need for staff members to seek this information. Accordingly, except during cutoff periods (see paras. 65–69, *infra*), members of the bureau and office staffs will be permitted to contact persons outside the Commission regarding pending rulemaking proceedings. (Commissioners and their personal staffs would not normally initiate such contacts with persons outside the Commission, but may do so if they wish.)

57. In some cases the substance of a contact initiated inside the Commission will not already be reflected in the existing record. If a contact results in a written response, that gap in the record is easily filled; the writing can simply be placed in the public file. On occasion, however, there will not be a written response.[29] In those instances, we are retaining the requirement that a memorandum be placed in the public file if, in the judgment of the Commission employee involved, the information received is likely to have a significant bearing on the outcome of the proceeding. See new § 1.1231(b)(3).[30]

58. The exact method for disclosing such information will be slightly modified. Under the interim procedures, we contemplated disclosure of each significant contact as it occurred. However, we now believe that such one-at-a-time disclosure is unnecessarily burdensome. Therefore, under the permanent rules, it will be sufficient if the staff discloses in a single document all significant information received diring the proceeding, so long as this is done before cutoff so that the parties can comment on the document if they wish.

[29] We do not intend to request written responses in all cases. *Cf.* the comments of MAP.

[30] It is impossible to establish criteria in advance for identifying "significant" presentations, since the test is subjective. That is to say, a presentation is significant if it influences the Commissioner or staff member who receives it. If the presentation does not impress the decision maker, it is as good as lost, and there is no point in disclosing it. But if it does make an impact, then it should be disclosed so that others may comment on it.

59. IPIR argues that all contacts initiated within the Commission should be disclosed, regardless of their significance. In our view, this argument presupposes either that Commission employees cannot be trusted to be candid with the public, or that they are incapable of determining which contacts actually influence them. We reject both these premises, and thus also reject IPIR's contention that the public interest requires the imposition of this onerous burden.

60. *Disclosure: Spontaneous contacts.* As was the case under our interim policy, we do not expect, in light of our permanent procedures, that *ex parte* presentations will be made in the course of chance encounters, *e.g.*, at professional or social functions. However, if such a presentation occurs, and if the Commissioner or staff member involved concludes (1) that the information received is likely to have a significant[31] bearing on the outcome of a proceeding, and (2) that the information is not already in the public record, the Commissioner or staff member will see to it that the information and its source are disclosed. See new § 1.1231(b)(3).

61. IPIR states that spontaneous *ex parte* contacts should be prohibited. Again, this assumes that agency employees are unable or unwilling to disclose truly significant information—an assumption we reject. But even more fundamentally, IPIR misconstrues the proper role of Commissioners and agency staff. One of the most frequent complaints about regulatory agencies is that they are out of touch with those whose lives their actions affect. To the extent this is true, IPIR's proposal would only make matters worse, for IPIR would require that Commissioners and their staffs deliberately isolate themselves from the outside world. Clearly, this would not be in the public interest, and we therefore refuse to prohibit spontaneous *ex parte* contacts.

62. *Notice and opportunity to respond.* The Commission already has procedures for giving public notice when written comments are filed in rulemaking proceedings. Since oral *ex parte* presentations initiated outside the agency will in many cases be reflective of written comments, it will not be necessary to give separate notice of the substance of the oral contacts themselves. However, we will give notice of any additional memoranda that are filed. In addition, we believe that the public is entitled to know when oral presentations to Commissioners occur. Accordingly, as suggested by MAP in its comments, we will periodically publish lists containing the dates of all meetings and telephone calls between Commissioners and persons outside the agency in which *ex parte* presentations are made. (In order to facilitate this procedure, persons meeting or phoning the Commissioners will be expected to identify relevant proceedings by docket number.) We will not require such lists to be kept by staff members. In our view, the burden this would impose on the staff far outweighs any public benefit that would result from the release of this information.

63. We will also give notice of written *ex parte* presentations. In addition, we will give specific notice when memoranda are placed in the file concerning employee-initiated or spontaneous contacts.

64. Responses to written or oral *ex parte* presentations may be made at any time other than during a cutoff period (see para. 65, *infra*). Responses should not raise new matters and are subject, of course, to the same procedures as initial presentations. See new § 1.1231(b)(5).

65. *Cutoff.* We will continue to cut off all *ex parte* presentations in non-restricted proceedings at the time when the Commission begins its final deliberations. See new § 1.1231(a). During the cutoff period, all *ex parte* presentations will be prohibited. (Contacts between the Commission and the staff will of course be permitted.) The exact cutoff date will always be the date on which a draft order proposing a substantive disposition of the proceeding is formally placed on the Sunshine Agenda. (The agenda item must include a substantive draft order; an interim staff report, for example, will not trigger the cutoff.) We will give contemporaneous notice of the date when cutoff occurs in a particular proceeding, but we will not give prior notice of that date. We will publish at regular intervals, however, a calendar listing the proceedings which we intend to take up in the secceeding months. In that way, interested persons will have at least a rough idea of the time when the Commission will be acting on a particular matter.

66. The cutoff period will continue until the Commission has acted on the draft order presented by the staff, and a final order has been released.[32] At that time, *ex parte* presentations will again be permitted. Thus, unlike the interim procedures, the rules we adopt today do permit *ex parte* presentations during the period when a matter is subject to

[31] See note 30, *supra*.

[32] If the Commission does not issue a final order, but instead returns the matter to the staff for further consideration, *ex parte* presentations will again be permitted until such time as another substantive draft order is presented.

reconsideration by the Commission. Of course, these presentations must also be disclosed, and contacts will again be cut off when a draft reconsideration order is placed on the agenda.

67. AMST argues that it is precisely during final deliberations that *ex parte* contacts are most needed. We believe, however, that it is more important during this period to be free from any hint of external pressure, so that our decisions may be, and be perceived to be, as objective and well reasoned as possible. Interested persons will have plenty of time to present their views on a pending matter before the cutoff period begins, and they will have additional time after the Commission acts if the matter is still subject to reconsideration. Given these ample opportunities to communicate with the agency, we think that a short period when access to the Commission is denied is a small price for interested persons to pay. In any case, it is a necessary price if the Commission is to enjoy the confidence of the public and the courts.

68. AT&T and Corwin Moore suggest that, to enable the Commission to receive fresh input, the cutoff on *ex parte* contacts should be lifted if the Commission does not act in a proceeding within a reasonable time. We think we have responded to this concern by limiting the cutoff period to the relatively brief time when the Commission is actively considering a draft order. Thus, if relevant new information does surface, either before or after a cutoff period, it can be brought to the Commission's attention. However, if such information is the subject of an oral *ex parte* presentation, it should also be submitted in writing. See paras. 53–55, *supra*.

69. AT&T also disagrees with our decision not to give prior notice of the cutoff date. However, we continue to believe that there should not be prior notice of this date in order to prevent a "last minute rush" of persons wishing to have the final word on a particular matter. There may be some *ex parte* statements left unrebutted because of the advent of the cutoff period, but these should be few in number because of the requirements that outsider-initiated presentations track written submissions and that insider-initiated presentations be disclosed in advance of cutoff. In any event, prior notice would not make it less likely that last minute *ex parte* presentations would go unrebutted; the effect would probably be just the opposite. Finally, reconsideration would be available in the unlikely event that the Commission did base an order in part on an *ex parte* presenation that there had been no opportunity to rebut.

70. *Unauthorized presentations.* Obviously, there will be fewer unauthorized *ex parte* presentations in non-restricted proceedings than in restricted proceedings, since in the former category most contacts are permitted. However, some presentations are clearly unauthorized even in non-restricted proceedings, including: (1) Oral presentations that do not track written submissions; (2) written presentations that are not served on the Secretary; (3) all presentations during cutoff periods. If such presentations occur, they will be handled just as in restricted proceedings, and we are amending §§ 1.1241 and 1.1243 to that effect. Also, in accordance with MAP's suggestions, we are amending § 1.1245 to cover non-restricted proceedings. That section requires persons who become aware of unauthorized *ex parte* presentations to inform the Commission.

71. *Sanctions.* The procedures for non-restricted rulemakings that we have outlined above can only be successful with the cooperation of those outside the Commission. We trust that the procedures will not be abused. In the unlikely event that such abuse does occur, however, we will not hesitate to invoke the same sanction procedures that apply in restricted proceedings. See, in this regard, the comments of CMC. There is one exception to this general rule. In no non-restricted rulemaking will we decline to follow a particular course of action merely because it has been advocated in an impermissible manner; in our view, that would be an inappropriate response in the policy making context. We will, however, take action against rule violators themselves, *e.g.*, by disqualifying them from further participation in a proceeding. See amended § 1.1251.

Other Matters

72. Corwin Moore states that any rules we adopt should be written in "plain English." We have tried to make the rules as intelligible as possible, and we hope that this order and the various public notices we plan to release will make them even more readily understandable. However, the rules are complex, and we do not wish to mislead anyone by providing "explanations" that are really oversimplifications. We have attempted, therefore, to communicate at a level appropriate to the subject matter of this proceeding, and we believe we have succeeded in that effort.

73. Mr. Moore also suggests that a list be provided of the proceedings in which the *ex parte* procedures apply. We agree, and will provide such a list as soon as possible after the new rules become effective. We will make periodic efforts to update this list. In addition, we will give specific notice whenever *ex parte* contacts are cut off in non-restricted proceedings.

74. SCRRBA asks that we take into consideration the difficulties inherent in participating in Commission proceedings from places other than Washington, and especially from the West Coast. Obviously, we cannot equalize opportunities; in most cases those outside of Washington will have to rely on the telephone and the mails rather than face-to-face contact with the Commission and its staff. However, SCRRBA and others similarly situated should be assured that we will do our best to see that no one is prejudiced, or foreclosed from effective participation in a proceeding, because of his geographical location. The extensive notice procedures that we have devised should be particularly helpful in this regard.

75. Finally, IPIR suggests that we adopt a term other than *"ex parte"* for use in connection with informal rulemaking proceedings. Were we writing on a clean slate, we would attempt to do so. However, the term seems to have "crossed over" from adjudication to rulemaking, and we see little point in departing from what has now become accepted usage.

Conclusion

76. In sum, the Commission has concluded, after careful consideration, that *ex parte* presentations need be prohibited only in those informal rulemaking proceedings involving "competing claims to a valuable privilege," as that term is used in *Action for Children's Television*. In all other informal rulemakings, *ex parte* presentations will be permitted (except during cutoff periods), but will be disclosed once a notice of proposed rulemaking has been issued. We recognize that this result is not consistent with the letter of *Home Box Office* (although, as discussed in para. 29 above, we now believe that it is fully consistent with *ACT*). We respectfully submit, however, that our response to the *ex parte* "problem" is sufficient to alleviate all of the *HBO* majority's concerns; all we have done is assert our right under the Communications Act to determine the best way of conducting our own proceedings. We therefore hope that our decision will not be viewed as an attempt to defy the court, but rather as an effort to carry out our role as a partner with the court in the administrative process.

77. Accordingly, it is ordered that the rules and regulations of the Federal Communications Commission are amended in the manner indicated in Appendix B of this order.

78. It is further ordered that these amendments to the Commission's rules shall become effective on July 1, 1980 and, at that time, shall supersede the interim procedures announced in our *Notice* in this docket.[33]

79. It is further ordered that this proceeding is terminated.

80. Authority for this action is contained in Sections 4(i), 4(j), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. Sections 154(i), 154(j), 303(r).

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

Federal Communications Commission.[34]

William J. Tricarico,

Secretary.

Appendix A—Parties Filing Comments and Reply Comments in Gen. Docket 78–167

American Telephone and Telegraph Company
Association of Maximum Service Telecasters
Communications Media Center, New York Law School
Federal Communications Bar Association
Forrest Industries Telecommunications
GTE Service Corporation
Institute for Public Interest Representation
MCI Telecommunications Corporation, *et al.*
Media Access Project
Mr. Corwin D. Moore, Jr.
National Association of Broadcasters
National Cable Television Association
National Telecommunications and Information Administration
Southern California Repeater and Remote Base Association

Appendix B—Text of Amendments to the Commission's Rules

1. Section 1.415 is amended by adding a note after paragraph (d) to read as follows:

§ 1.415 Comments and replies.

* * * * *

(d) No additional comments may be filed unless specifically requested or authorized by the Commission.

Note.—In some (but not all) rule making proceedings, interested persons may also communicate with the Commission and its staff on an ex parte basis, provided certain procedures are followed. See §§ 1.420 and 1.1201 et seq. See also —— FCC 2d —— (1980) (*i.e.*, this order).

* * * * *

2. Section 1.1201 is amended by amending paragraphs (a), (c), (e), adding a Note to paragraph (f) and (g) and by adding paragraphs (h) and (i) to read as follows:

§ 1.1201 Definitions.

(a) *Restricted proceeding.* A proceeding of the type listed in § 1.1203 or § 1.1207.

* * * * *

(c) *Decision-making Commission personnel.* All Commission personnel listed in §§ 1.1205, 1.1209 and 1.1213.

* * * * *

(e) *Interested person.* Any person having a direct or indirect interest in the outcome of a restricted proceeding or a non-restricted rule making proceeding, including the following:

(1) Parties to the proceeding.

(2) Any other person who might be aggrieved or adversely affected by the outcome of the proceeding. See Sections 402(b)(6) and 405 of the Communications Act, as amended; see also 28 U.S.C. 2344.

(3) Agents for parties or for other persons who might be aggrieved or adversely affected by the outcome of the proceeding, including attorneys and consulting engineers.

(4) Persons representing the interests of parties to the proceeding or of others who might be aggrieved or adversely affected by the outcome of the proceeding, whether or not such persons act with the knowledge and consent of those whose interests they represent.

(f) *Presentation.* Any communication going to the merits or outcome of a proceeding.

Note.—The term "presentation" is narrower than the general term "communication." For a discussion of the term "presentation," see 1 FCC 2d 49 (1965), at paragraphs 19–25; —— FCC 2d —— (1980) (*i.e.*, this order), at paragraphs 2, 39, 49 & nn.2, 21.

(g) *Ex parte presentation.* (1) Any written presentation, made to decision-making personnel by another person, which is not served on the parties to the proceeding. See §§ 1.47 and 1.211.

Note.—Comments and reply comments submitted in informal rule making proceedings pursuant to §§ 1.415 and 1.419 are not considered ex parte presentations even though they are not served on other parties.

(2) Any oral presentation, made to decision-making personnel by any other person, without advance notice to the parties to the proceeding and opportunity for them to be present.

(h) *Non-restricted rule making proceeding.* A proceeding of the type listed in § 1.1211.

(i) *Professional employees.* Lawyers, engineers, economists, accountants, and any other staff members having substantive input into a proceeding.

3. Section 1.1207(d) is added to read as follows:

§ 1.1207 Restricted rule making proceedings.

Except as otherwise ordered by the Commission, the following rule making proceedings are "restricted" from the day they are instituted until they have been decided by the Commission and are no longer subject to reconsideration by the Commission or review by any court.

* * * * *

(d) Any informal rule making proceeding which, in the Commission's judgment, involves "competing claims to a valuable privilege." Such proceedings will be deemed "restricted" from the date on which a notice of proposed rulemaking is issued.

4. Section 1.1209 is amended by adding the following paragraph after paragraph (h) to read as follows:

§ 1.1209 Decision-making Commission personnel (restricted rule making proceedings).

The following categories of persons are designated as decision-making Commission personnel in restricted rule making proceedings, other than informal rule making proceedings:

* * * * *

In a restricted informal rule making proceeding, the Commissioners and all professional employees of the agency who are involved in the proceeding are considered decision-making personnel.

5. A new § 1.1211 is added, to read as follows:

§ 1.1211. Non-restricted rule making proceedings.

Any informal rule making proceeding which, in the Commission's judgment, does not involve "competing claims to a valuable privilege" is a non-restricted rule making proceeding.

6. A new § 1.1213 is added, to read as follows:

§ 1.1213 Decision-making Commission personnel (non-restricted rule making proceedings).

In a non-restricted rule making proceeding, the Commissioners and all professional employees of the agency who are involved in the proceeding are considered decision-making personnel.

7. A new § 1.1229 is added, to read as follows:

[33] The rules as amended will be published in the **Federal Register**. However, since the changes adopted concern Commission practice and procedure, we need not comply with the APA requirement that certain rules not become effective until 30 days after they are published. See 5 U.S.C. 553(e).

[34] See attached Statement of Commissioner Jones in which Commissioner Washburn joins.

§ 1.1229 Presentations prohibited in restricted informal rule making proceedings.

Except as provided in § 1.1227, once a notice of proposed rule making has been issued in a restricted informal rule making proceeding, persons outside the Commission are prohibited from directly or indirectly making or attempting to make any written or oral ex parte presentation until the proceeding has been decided by the Commission and is no longer subject to reconsideration by the Commission or review by any court.

8. A new § 1.1231 is added, to read as follows:

§ 1.1231 Presentations in non-restricted informal rule making proceedings.

(a) Except as provided in § 1.1227, once a notice of proposed rule making has been issued in a non-restricted informal rule making proceeding, ex parte presentations are prohibited between the time a draft order proposing a substantive disposition of any such proceeding is placed on the Commission's Sunshine Agenda and the time the Commission acts on that draft order, and either releases a final order or returns the matter to the staff for further consideration.

(b) At all other times in non-restricted informal rule making proceedings, ex parte presentations are permitted. However, once a notice of proposed rulemaking has been issued, the following procedures must be observed (except with respect to communications permitted under § 1.1227) until the proceeding has been decided by the Commission and is no longer subject to reconsideration by the Commission or review by any court:

(1) *Written ex parte presentations initiated by persons outside the Commission.* No interested person may submit a written ex parte presentation to a Commissioner or Commission staff member unless that person also submits a copy of that presentation under separate cover to the Commission's Secretary for inclusion in the public record. The presentation must indicate on its face that a copy has been submitted to the Secretary, and must indicate by docket number the particular proceeding(s) to which it relates.

(2) *Oral ex parte presentations initiated by persons outside the Commission.* No interested person may present data or arguments in an oral ex parte presentation which are not already reflected either in written comments previously submitted in the relevant proceeding, or in a written memorandum submitted to the Secretary (with a copy to the Commissioner or staff member involved) on the day of the presentation.

(3) *Ex parte presentations initiated by persons within the Commission; spontaneous ex parte presentations.* A Commissioner or professional employee of the agency who initiates an ex parte presentation or is involved in a spontaneous ex parte presentation must insure that any significant data or arguments presented thereby are reflected in the public record before the Commission issues a final order in the relevant proceeding.

(4) *Notice.* The Commission will give notice of written ex parte presentations and of memoranda reflecting oral ex parte presentations. It will not give separate notice of oral presentations the substance of which are already reflected in written comments filed pursuant to § 1.415. However, it will publish lists containing the dates of all meetings between Commissioners and persons outside the agency in which ex parte presentations are made.

(5) *Opportunity to respond.* Responses to written or oral ex parte presentations may be made at any time except when prohibited by paragraph (a) of this section. Responses should not raise new matters and are subject to the same procedures as initial presentations.

9. Section 1.1241 is amended by adding paragraph (f) to read as follows:

§ 1.1241 Written ex parte communications.

* * * * *

(f) The procedures oulined in paragraphs (a)–(e) of this section will also apply in non-restricted informal rulemaking proceedings.

10. Section 1.1243 is amended by adding paragraph (f) to read as follows:

§ 1.1243 Oral ex parte communications.

* * * * *

(f) The procedures outlined in paragraphs (a)–(e) of this section will also apply in non-restricted informal rulemaking proceedings.

11. Section 1.1245 is revised to read:

§ 1.1245 Disclosure of information concerning ex parte presentations.

Any party to a restricted proceeding or a non-restricted informal rulemaking proceeding who has substantial reason to believe that an unauthorized ex parte presentation has been solicited, attempted or made, or who has information regarding such a presentation, shall promptly advise the Executive Director in writing of all the facts and circumstances concerning that presentation which are known to him.

12. Section 1.1251 is amended by adding paragraph (d) to read as follows:

§ 1.1251 Sanctions.

(d) The sanctions outlined in paragraphs (a)(1), (b), and (c) of this section will also apply in non-restricted informal rulemaking proceedings. The sanction outlined in paragraph (a)(2) of this section will not apply in non-restricted informal rulemaking proceedings.

June 11, 1980.

Dissenting Statement by Commissioner Anne P. Jones in which Commissioner Abbott Washburn Joins

In Re: *Ex Parte* Policy and Rules During Informal Rulemaking Proceedings

I agree with Commissioner Washburn that the rules adopted by this Report and Order are not required by law or desirable as a matter of policy. Indeed, I strongly believe that they are contrary to the public interest.

In rulemaking the purpose is not, as it is in adjudication, to determine the rights of specific parties. In rulemaking there are no "parties" with "rights" in the sense that there are in adjudicatory proceedings. The purpose of a rulemaking is to establish sound public policy in the broad public interest, and in such an effort the paramount need is not fairness, but wisdom. The evil in these new rules is that they hinder access by Commission decision makers to wisdom outside the Commission.

As I understand the discussion of *ex parte* communications in the *Home Box Office per curiam* opinion, that opinion rests on the notion that valid rulemaking requires a "whole record" containing the "real" reasons for the outcome of the proceeding. "Even the possibility that there is * * * one administrative record for the public and this court and another for the Commission and those 'in the know' is intolerable." 567 F.2d 54. The court did not explain why such a possibility is intolerable.

In *Action for Children's Television*, however, Judge Tamm considered, and in my judgment refuted, the myth of the "whole record."

> "If we go as far as *Home Box Office* does in its ex parte ruling in ensuring a 'whole record' for our review, why not go further to require the decision-maker to summarize and make available for public comment every status inquiry from a Congressman or any germane material—say a newspaper editorial—that he or she reads or their evening-hour ruminations? *See generally Davis, supra*, Section 13.12 (Supp. 1970). In the end, why not administer a lie-detector test to ascertain whether the required summary is an accurate and complete one? The problem is obviously a matter of degree, and the appropriate line must be drawn somewhere." 564 F.2d at 477.

If one puts aside the irrelevant concept of "fairness" and the myth of a truly "whole record", the function of, and proper limitations on, comments in ordinary informal rulemaking proceedings become, in my judgment, clear. The function of such comments is to inform the judgment of the decision maker and the limitations on them should be none.

I came to the Commission after the Interim Policy which these new rules supplant was adopted, so I am not able to draw, as Commissioner Washburn does, on prior experience in gauging the "chilling effect" of that Policy. I do know that again and again in conversations with individuals interested in the Commission and matters before it question has been raised whether something could be discussed because of the *ex parte* limitations. I have often wondered whether what might have been said could have aided my understanding of a rulemaking and helped me in some way to reach a wiser decision in it. I have also wondered what purpose was served by denying me what ever help the "chilled" comment might have given.

To the argument that any comment on a rulemaking worth making or hearing should be reduced to writing and placed in the record my response is that I agree. There is always danger that even the most trenchant oral comment will be forgotten, and I therefore urge anyone who wishes to comment on a rulemaking to submit the comment in writing for the record before the end of the prescribed comment period. I do not, however, agree that only comments worth writing down and formally submitting are worth making or hearing. For one thing, it is not always clear at the time a comment is made just how important it is (it is precisely this fact that causes me to doubt that the new rules will work as they are intended). For another thing, it seems to me that even a half-forgotten remark can often aid understanding, and I therefore do not depreciate comments which are merely oral.

Having said that I disagree with the new rules and doubt they will work as intended. I would like to focus on two provisions which seem to me especially wrongheaded: the cut-off period and the sanction for noncompliance.

Paragraph 71 of the Report and Order discusses the matter of sanctions and it ends by saying "[w]e will . . . take action against rule violators themselves, e.g., by disqualifying them from further participation in a proceeding." I cannot believe that the Commission can or will refuse to consider cogent comments on a rulemaking merely because they are from a violator of the *ex parte* rules. Such a sanction would make sense in a proceeding in which only that person's interest was at stake, but makes no sense at all in a rulemaking proceeding, in which that person's interest, however substantial, is a secondary consideration. Since even a rule violator's comments may help us establish a good rule (or avoid a bad one) for the whole country, to employ exclusion as a sanction would be a classic case of cutting off one's nose to spite one's face.

As to the cut-off, I believe this is the worst feature of a bad set of rules. In paragraph 67, the Commission notes AMST's argument that it is precisely during final deliberations that *ex parte* contacts are most needed. In my view that argument is unanswerable.

I believe it is no reproach to either commissioners or staff to say that this cut-off provision makes commissioners in an important degree captives of the staff, and that that is contrary to the public interest. Given the bulk of the record in some rulemakings it is simply not possible in some of them for commissioners or their personal staffs to examine the record first-hand in detail. In such cases commissioners are heavily dependent upon the Commission staff's summary of the record and analysis of what it implies, and such summary and analysis is not infrequently available to commissioners and their assistants only at or shortly before the time when the matter is put on the "Sunshine Agenda".

If the Commission's staff were infallible, it would perhaps not matter that this cutoff will preclude commissioners from obtaining outside advice on staff views and recommendations before having to vote on them. But of course the staff, although very good, is not infallible, and I believe that the "take it or leave it" effect which this cutoff will have will make it very hard for commissioners to avoid simply rubberstamping the staff's position. I don't believe this effect is consistent with the prerogatives and responsibilities of commissioners under the Communications Act and I therefore dissent especially and emphatically from this provision.

[FR Doc. 80-20198 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 80-25; RM-3477]

FM Broadcast Station in Centralia, Mo.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule (Report and Order).

SUMMARY: Action taken herein assigns a Class A FM channel to Centralia, Missouri, in response to a petition filed by Kenneth W. Kuenzie and Ronald W. Wenneker. The channel can be used to provide a first local aural broadcast service to the community.

EFFECTIVE DATE: August 7, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Mildred B. Nesterak, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations (Centralia, Missouri), BC Docket No. 80-25, RM-3477.

Report and Order—Proceeding Terminated

Adopted: June 20, 1980.

Released: June 30, 1980.

1. The Commission has under consideration the *Notice of Proposed Rule Making*, adopted January 22, 1980, 45 FR 6972, proposing the assignment of Channel 221A to Centralia, Missouri, in response to a petition filed by Kenneth W. Kuenzie and Ronald W. Wenneker ("petitioners"). Supporting comments were filed by petitioners reaffirming their intention to apply for the channel, if assigned. No oppositions to the proposal have been received.

2. Centralia (pop. 3,623),[1] in Boone County (pop. 80,000) is located approximately 200 kilometers (125 miles) west of St. Louis, Missouri. It has no local aural broadcast service.

3. Petitioners state that Centralia is an important agricultural area in which there are several industries, including publishing and electronics. They have submitted sufficient information with respect to Centralia and its need for a first FM assignment.

4. We believe the public interest would be served by the assignment of FM Channel 221A to Centralia. An interest has been expressed for its use, and such an assignment could provide

[1] Population figures are taken from the 1970 U.S. Census.

the community with a first local aural broadcast service.

5. In view of the foregoing, it is ordered, That effective August 7, 1980, § 73.202(b) of the Commission's rules, the FM Table of Assignments, as regards the community listed below, is amended, as follows:

City	Channel No.
Centralia, Missouri	221A

6. Authority for the action taken herein is contained in Sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

7. It is further ordered, that this proceeding is terminated.

8. For further information concerning this proceeding, contact Mildred B. Nesterak, Broadcast Bureau, (202) 632–7792.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; (47 U.S.C. 154, 155, 303))

Federal Communications Commission.

Henry L. Baumann,

Chief, Policy and Rules Division, Broadcast Bureau.

[FR Doc. 80-20194 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 95

Establishment of System Licensing in the General Mobile Radio Service; Correction

AGENCY: Federal Communications Commmission.

ACTION: Final rule, correction.

SUMMARY: The Federal Communications Commission published regulations at 45 FR 42623, June 25, 1980, establishing a system licensing in the General Mobile Radio Service. This document corrects a paragraph reference in Section 95.15(a)(8) and also corrects Section 95.17 to show that paragraph (f) was a misdesignation. The correct paragraph designation should have been (e).

EFFECTIVE DATE: June 30, 1980.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: John B. Johnston, Private Radio Bureau, 1919 M Street, NW., Washington, DC 20554, (202) 254–6884.

SUPPLEMENTARY INFORMATION:

Released: July 7, 1980.

In the matter of establishment of system licensing in the general mobile radio service.

1. The rules appended to the Order in the above-captioned proceeding, released June 18, 1980, FCC 80–336, should be corrected as shown below.

2. The first sentence of Section 95.15(a)(8) should read:

(8) Application is made for a land mobile radio system (see Section 95.17(e)).

The remainder of the text of Section 95.15(a)(8) remains the same.

3. A new paragraph (f) was added to Section 95.17. This new paragraph should have been designated paragraph (e), since there is already an existing paragraph (f).

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 80-20316 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 535

Iranian Assets Control Regulations; Corrections

AGENCY: Office of Foreign Assets Control, Department of the Treasury.

ACTION: Correction.

SUMMARY: This correction document corrects two typographical errors in the Regulations. The first appeared in FR Document 80–10905, published in the **Federal Register** on April 9, 1980 (45 FR 24434). The second appeard in FR Document 80–17049, published in the **Federal Register** on June 3, 1980 (45 FR 37679).Q02

EFFECTIVE DATE: April 7, 1980.

FOR FURTHER INFORMATION CONTACT: Dennis M. O'Connell, Acting Director, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, (202) 376–0395.

In FR Document 80–10905, at page 24434 in the **Federal Register** of April 9, 1980, the reference in the first line of § 535.423(a) was to read "§ 535.206(a)(2)" instead of "§ 535.206(b)." As corrected, section 535.423(a) should read as follows:

§ 535.423 Customary international commercial terms.

(a) Section 535.206(a)(2) prohibits the sale to Iran, any Iranian entity or any person in Iran of any commodity on conditions markedly different from those customarily offered by sellers of that commodity in terms of price, method of payment and time of payment.

* * * * *

In FR Document 80–17049, at page 37679 in the **Federal Register** of June 3, 1980, the citation of authorities at the end of the amendment to the Iranian Assets Control Regulations is incorrect. As corrected, the citation should read as follows:

(Secs. 201–207, 91 Stat. 1626, 50 U.S.C. 1701–1706; EO No. 12170, 44 FR 65729; EO No. 12205, 45 FR 24099; EO No. 12211, 45 FR 26685.)

Dated: July 2, 1980.

Dennis M. O'Connell,

Acting Director.

Approved:

Richard J. Davis,

Assistant Secretary.

[FR Doc. 80-20400 Filed 7-3-80; 11:59 am]

BILLING CODE 4810-25-M

Proposed Rules

Federal Register
Vol. 45, No. 131
Monday, July 7, 1980

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.

NUCLEAR REGULATORY COMMISSION

10 CFR Ch. I

Proposed Rules; Issuance of Quarterly Report

AGENCY: Nuclear Regulatory Commission.

ACTION: Issuance of quarterly report.

SUMMARY: The Nuclear Regulatory Commission has issued the April 30, 1980, quarterly report on proposed rules. The report, which is a quarterly summary of proposed rules that are pending final action, is issued to provide the public with information regarding NRC's rulemaking activities.

Requests for single copies of this report, or a request to be placed on an automatic distribution list for single copies of future reports, should be made in writing to the Division of Rules and Records, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

ADDRESS: A copy of this report, designated NRC Status of Proposed Rules—April 30, 1980, is available for inspection and copying at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C.

FOR FURTHER INFORMATION CONTACT:
John Philips, Chief, Rules and Procedures Branch, Office of Administration, 202–492–7086.

Dated at Bethesda, Maryland this 25th day of June, 1980.

For the Nuclear Regulatory Commission.

J. M. Felton,

Director, Division of Rules and Records, Office of Administration.

[FR Doc. 80-20152 Filed 7-3-80; 8:45 am]

BILLING CODE 7590-01-M

FARM CREDIT ADMINISTRATION

12 CFR Part 611

Organization; Powers, Duties, and Responsibilities of District Farm Credit Boards

AGENCY: Farm Credit Administration.

ACTION: Proposed rule.

SUMMARY: The Farm Credit Administration, by its Federal Farm Credit Board, has under consideration a proposed amendment to its regulation pertaining to the powers, duties and responsibilities of district Farm Credit Boards. Under the proposed amendment, the personnel policies adopted by the boards for the Farm Credit institutions will include all elements of a modern human resources management program.

DATES: Written comments must be received on or before September 8, 1980.

ADDRESSES: Submit any comments or suggestions in writing to Donald E. Wilkinson, Governor, Farm Credit Administration, Washington, DC 20578. Copies of all communications received will be available for examination by interested persons in the Office of Director, Public Affairs Division, Office of Administration, Farm Credit Administration.

FOR FURTHER INFORMATION CONTACT:
Larry H. Bacon, Acting Deputy Governor, Office of Administration, Farm Credit Administration, 490 L'Enfant Plaza, East, SW., Washington, DC 20578 (202) 755–2181.

Part 611 is proposed to be amended to revise § 611.1010(f) as follows:

PART 611—ORGANIZATION

§ 611.1010 Powers, duties and responsibilities.

* * * * *

(f) Adopt a policy to provide direction for the district and each Farm Credit entity in the district with regard to the management of human resources. Such policy shall include a statement of the board's philosophy toward recruiting and placement, employee development and training, compensation and benefits.

* * * * *

(Secs. 5.9, 5.12, 5.18, 85 Stat. 619, 620, 621)

Donald E. Wilkinson,

Governor.

[FR Doc. 80-20245 Filed 7-3-80; 8:45 am]

BILLING CODE 6705-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 25

[Docket No. 20503]

Transport Category Airplanes—Seat and Seat Restraint Strength

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of public meeting.

SUMMARY: This notice announces a public meeting to discuss the adequacy of the strength requirements for seats and seat restraints in transport category airplanes. Interested persons are invited to state their views on the adequacy of existing seat and seat restraint standards and on the need for changes in the current regulations. An opportunity will be given to all participants to fully discuss all matters presented at the meeting.

DATES: Public meeting: July 30–31, 1980. Comment period closes: October 17, 1980.

ADDRESSES: Meeting place: The public meeting will be held at: Department of Education/National Aeronautics and Space Administration Building (PB–6), Room 6104, 400 Maryland Avenue, S.W., Washington, D.C.

Requests to make an oral presentation should identify the docket or notice number, indicate the subject matter of the presentation and time required, and be sent not later than July 25, 1980, to Ms. Susan M. Yagoda, Regulatory Projects Branch (AVS–24), Safety Regulations Staff, Associate Administrator for Aviation Standards, Federal Aviation Administration, 800 Independence Avenue, S.W., Washington, D.C. 20591, (202) 755–8716.

Comments on this notice may be mailed in duplicate to: Federal Aviation Administration, Office of the Chief Counsel, (AGC–204), Rules Docket No. 20503, 800 Independence Avenue, S.W., Washington, D.C. 20591; or deliered in duplicate to: Room 916, 800 Independence Avenue, S.W., Washington, D.C. 20591, between 8:30 a.m. and 5:00 p.m. Comments delivered must be marked Docket No. 20503. Comments may be inspected at Room 916 between 8:30 a.m. and 5:00 p.m.

FOR FURTHER INFORMATION CONTACT:
Mr. Harold E. Smith, Regulatory Projects

Branch (AVS–24), Safety Regulations Staff, Associate Administrator for Aviation Standards, 800 Independence Avenue, S.W., Washington, D.C. 20591, (202) 755–8716.

SUPPLEMENTARY INFORMATION:

Background

Current airworthiness rules concerning design performance and substantiation of transport category airplane seats are contained in Federal Aviation Regulations (FAR) §§ 25.785 (Seats, berths, safety belts, and harnesses), 25.561 (General), and Technical Standard Order (TSO) C39a, (Aircraft seats and berths). Section 25.785 requires that the seat design be such that the occupant will not suffer serious injury in an emergency landing as a result of the inertial forces (measured in units of gravity, "g") specified in § 25.561 (that is, 9g forward, 4.5g downward, 2g upward, and 1.5g sideward).

This meeting is to discuss performance goals and safety engineering factors concerning continued development of transport category seats and seat restraints. The meeting will also address the adequacy of present transport catregory airplane seats and seat restraints and the analytical and statistical techniques available to measure their effectiveness. The discussions will also concern the type certification requirements which the FAA imposes on seat and seat restraints and their performance in a crash environment. In this meeting, the FAA will present the findings and results of several ongoing transport category airplane crashworthiness research and development programs being conducted in conjunction with other government agencies and industry. These programs involve definition of the crash environment, crash design concepts, development of mathematical models, and parameter verification through component and full-scale testing.

The FAA will also present information obtained from a recent study concerning seat failures. This study analyzed 12 accidents which occurred between 1972 and 1976 which were classified by the National Transportation Safety Board (NTSB) as survivable or partially survivable.

The meeting is intended to provide sufficient public response to assist in determining the following:

1. Are the current strength standards for seat and seat restraints adequate?

2. Should the FAA require "dynamic" as opposed to the current "static" testing procedures to determine that seat and seat restraints meet design performance?

To assist the FAA in answering these questions and to determine whether the present regulations and procedures are adequate, interested persons are requested to respond, either by oral statements at the meeting or by written comments, to the following questions:

1. Are you aware of any current research programs, studies, or data concerning transport category airplane seat and seat restraint systems? If so, please describe them.

2. Are you aware of any research program or study which provides a cost-benefit analysis of increased seat and seat restraint standards for transport category airplanes? If so, please describe them in detail.

3. What impact would increased seat and seat restraint system strength standards for new airplanes have upon you?

4. Should increased seat and seat restraint standards, if adopted, be made retroactive? If so, upon which airplanes, within what amount of time, and at what cost? If not, why not?

5. What aspects of transport category airplane crashworthiness should be assigned the highest priority by the FAA? Please state the reasons for your views.

Need for Public Meeting

Due to the public interest in the subject of transport category crashworthiness, the broad range of research and development in this area, and the divergence of opinion regarding the adequacy of present transport category seat and seat restraint type certification requirements, the FAA has decided to hold a meeting to discuss the state-of-the-art and the state-of-the-regulations as it views them, and to provide a forum to generate public thought and comment on those subjects.

In addition, the Institute for Public Interest Representation, on behalf of the Aviation Consumer Action Project, the Association of Flight Engineers International, and the Association of Flight Attendants, recently petitioned the FAA to amend §§ 25.561 and 25.785 of the FAR with respect to seat and seat restraint strength criteria prescribed for transport category aircraft. On January 18, 1980, that petition was denied by the FAA. On February 12, 1980, the Institute for Public Interest Representation petitioned for reconsideration of the FAA denial of petition. The petition for reconsideration of denial of petition for rule making was published in the **Federal Register** on June 19, 1980 (see Petition Notice No. PR 80–9, 45 FR 41439, Docket No. 17315). As stated in that Petition Notice on page 41440, this meeting provides an appropriate forum to discuss the issues raised in the petition for reconsideration.

In addition to the petition of the Institute for Public Interest Representation, the FAA has been requested by the NTSB to reevaluate the provisions of Part 25 pertaining to seat and seat restraint strength and to consider the use of dynamic testing in place of the present testing procedures.

While the FAA's test programs and studies indicate that present seat and seat restraint criteria are adequate, if it can be shown that the FAA has overlooked a practical method of reducing transport category accident injuries or fatalities by changing seat and seat restraint strength, the FAA will initiate regulatory action to amend the applicable regulations. This public meeting will provide a forum for the exchange of information and ideas to assist the FAA in determining whether present seat and seat restraint strength criteria are adequate or if there is a need for a change in the criteria or the seat performance testing procedures.

Meeting Procedures

Persons who plan to attend the meeting should be aware of the following procedures, which will be followed to facilitate the conduct of the meeting:

(a) The meeting will be informal in nature and will be conducted by the designated representative of the Administrator under 14 CFR 11.33. Each participant will be given an opportunity to make a presentation. Participants are invited to provide specific information about each of the questions posed in this notice. After the presentations, at the discretion of the presiding officer, participants may be given an opportunity to question other participants.

(b) The meeting will begin at 10:00 a.m. on the morning of Wednesday, July 30, 1980, at the Department of Education/National Aeronautics and Space Administration Building (PB–6), Room 6104, 400 Maryland Avenue, S.W., Washington, D.C. There will be no admission fee or other charge to attend and participate. All meeting sessions will be open to all persons on a space-available basis. The presiding officer may accelerate the meeting schedule to permit early adjournment if the meeting progresses more quickly than planned.

(c) All meeting sessions will be recorded by a court reporter. Anyone interested in purchasing the transcript should contact the court reporter directly. A copy of the court reporter's transcript will be filed in the docket. It is

the FAA's intent to tape record the sessions.

(d) Position papers or other handout material relating to the substance of the meeting and intended for public distribution may be accepted at the discretion of the presiding officer. Participants submitting handout material must present an original and two copies to the presiding officer for approval before distribution. If approved by the presiding officer, there should be an adequate number of copies provided for further distribution to all participants.

(e) Statements made by FAA participants at the meeting should not be taken as expressing a final FAA position.

Request To Make a Presentation

Interested persons are invited to attend the meeting and to participate by making oral or written statements. Written statements should be submitted in duplicate and will be made a part of the Rules Docket. Persons wishing to make presentations at the meeting must notify the FAA on or before July 25, 1980, indicate the subject matter and the amount of time required for their presentation, and send these data to Ms. Yagoda at the address listed in this notice. Presentations will be scheduled on a first-come, first-serve basis as time may permit within the meeting schedule.

Public Meeting Schedule

The following is the schedule for the meeting:

Time and Topic

July 30, 1980

10:00 to 10:30—Presentation of Meeting Procedures.
10:30 to 12:00—Government Presentation and Discussion.
1:30 to 4:30—Public Presentation and Discussion.

July 31, 1980

10:00 to 12:00—Public Presentation and Discussion.
1:30 to 4:30—Public Presentation and Discussion.

Comment Period

Participants in this public meeting and other persons unable to attend the meeting may wish to submit written comments in response to the questions posed in this notice of meeting. The comment period will close October 17, 1980, to allow further written comments on matters presented at the meeting.

While written comments will be accepted for filing in the rules docket, it must be emphasized that the FAA expects that one of the most beneficial aspects of this meeting will be the participants' dialogue regarding the various aspects of this problem.

Written comments should be submitted in duplicate to the address for comments indicated above.

Persons wishing the FAA to acknowledge receipt of comments submitted in response to this notice should submit a self-addressed, stamped postcard with the following statement: Comments to Docket No. 20503. The postcard will be date and time stamped and returned to the commenter.

All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report summarizing each FAA/public contact dealing with the substance of this rulemaking action will be filed in the docket.

Issued in Washington, D.C., on July 2, 1980.

M. C. Beard,

Director of Airworthiness.

[FR Doc. 80-20319 Filed 7-13-80; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Ch. I

[Docket No. RM 79-44]

Petition Requesting Rulemaking for Proposing an Incentive Price for Natural Gas Produced From Certain Depths

June 30, 1980.

AGENCY: Federal Energy Regulatory Commission.

ACTION: Notice of petition requesting rulemaking.

SUMMARY: The Federal Energy Regulatory Commission (Commission) hereby gives notice that on April 8, 1980, the Texas Oil and Gas Corporation (TXO) submitted a request that a rulemaking be instituted under section 107(b) and (c)(5) of the Natural Gas Policy Act of 1978 (NGPA), 15 U.S.C. 3317, to propose an incentive price for production of gas from completion locations of depths between 10,000 and 15,000 feet.

Any person desiring to comment on TXO's petition should file a comment with the Commission on or before August 15, 1980. In determining the appropriate action to be taken, the Commission will consider all comments filed. The TXO's petition is on file with the Commission and is available for public inspection.

DATES: Written comments due by August 15, 1980.

ADDRESS: Office of the Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426.

FOR FURTHER INFORMATION CONTACT: Sheldon Toibb, Office of the General Counsel, Regulatory Development Section, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 (202) 357-5362.

SUPPLEMENTARY INFORMATION: Take notice that on April 8, 1980, the Texas Oil and Gas Corporation (TXO) submitted a request that a rulemaking be instituted under section 107 (b) and (c) of the Natural Gas Policy Act of 1978 (NGPA), 15 U.S.C. 3301 et seq., to propose an incentive price for production of gas from completion location of depths between 10,000 and 15,000 feet.

Under section 107 (b) and (c) of the NGPA, the Commission has the authority to grant incentive price treatment for categories of gas deemed by the Commission to involve "extraordinary risks or costs."

TXO submits that drilling new wells to depths below 10,000 feet presents extraordinary costs. TXO contends that this is especially true where the deep formations are geo-pressurized and where expensive deep drilling problems arise. It is alleged that the average cost per well for drilling to shallower depths is substantially less. Moreover, it is said that drilling below 10,000 feet presents extraordinary risks, because massive hydraulic facturing is frequently involved, but provides no assurance of commercial production, and because there is little well control due to lack of subsurface geology.

Finally, TXO believes that natural gas supplies at depths below 10,000 feet have largely been unexplored, and that an incentive price under section 107 (b) and (c) would encourage production of natural gas from these depths and be in the national interest.

Any person desiring to comment on TXO's petition should file a comment with the Commission on or before August 15, 1980. In determining the appropriate action to be taken, the Commission will consider all comments filed. The Commission's address is 825 North Capitol Street, NE., Washington, D.C. 20426. The TXO's petition is on file

with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20189 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RM80-54]

18 CFR Part 273

Regulations Covering Interim and Retroactive Collection Authority and Refund Obligations; public hearing

June 30, 1980.

AGENCY: The Federal Energy Regulatory Commission.

ACTION: Notice of Public Hearing.

SUMMARY: On May 7, 1980, the Federal Energy Regulatory Commission (Commission) issued a notice of proposed rulemaking under section 503(e) of the Natural Gas Policy Act of 1978 (NGPA), (15 U.S.C. 3414) providing for a revision in the Commission's regulation in Subparts B and C of Part 273 concerning interim and retroactive collection and refund filing requirements, 45 FR 31418 (May 13, 1980). The Commission also requested further comment on the proposed revision. The Commission stated it intended to hold a public hearing before promulgating final regulations: Notice is hereby given that a hearing will be held in Washington, D.C. on Wednesday, July 16, 1980. The exact time and location is set forth below.

DATES: Requests to participate by July 11, 1980. Hearing to be held on July 16, 1980 at 10:00 A.M.

ADDRESSES: Send requests to participate to: The Office of the Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

The hearing will be held at: Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, Room will be announced on the day of the hearing.

FOR FURTHER INFORMATION CONTACT:

The Office of the Secretary, Federal Energy Regulatory Commission, 825 North Capital Street, N.E., Washington, D.C. 20426 (202) 357-8400;

or

Sheldon Toibb, Office of the General Counsel, Section on Regulatory Development, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Room 3333, Washington, D.C. 20226 (202) 357-5362.

SUPPLEMENTARY INFORMATION: The hearings will be held for the purpose of receiving oral comments on the Commission's proposal under section 503(e) of the Natural Gas Policy Act of 1978 (NGPA) to revise the filing requirements for interim and retroactive collections and refunds.

Requests to participate in the hearing should reference Docket No. RM80-54, and should indicate the amount of time required for the oral presentation, and the telephone number at which the person making the presentation can be reached. Persons participating in the Public hearing should, if possible, bring 50 copies of their testimony to the hearing. A list of the participants in the hearing will be available in the Commission's Division of Public Information, Office of Congressional and Public Affairs, one day before the hearing and will be available at the site of the hearing on the morning it is convened.

Members of the hearing panel will be designated by the Chairman of the Commisison. The Chairman or any Commissioner, may, at any time, participate in the hearing as a member of the panel. The hearing will not be a judicial or evidentiary-type hearing. There will be no cross-examination of persons making statements. However, the panel may question such persons and any interested person may submit questions to the presiding officer to be asked of persons making statements. The presiding officer will determine whether the question is relevant and whether the time limitations permit it to be presented. Any further procedural rules will be announced by the presiding officer at the hearing. Transcripts of the hearing will be available through the Commission's Division of Public Information , Office of Congressional and Public Affairs.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20185 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

22 CFR Part 214

[A.I.D. Regulation 14]

Advisory Committee Management

AGENCY: Agency for International Development.

ACTION: Review of regulation under Executive Order 12044.

SUMMARY: Notice is given that this regulation (at 22 CFR Part 214) governing administrative guidelines and management controls for A.I.D. advisory committees is being reviewed in accordance with the Agency's plan to periodically review existing regulations. Public comment is invited. For the current text of this regulation see 22 CFR (Parts 200-299), April 1, 1979 edition.

DATE: Comments on this regulation must be received on or before September 5, 1980.

ADDRESS: Comments should be submitted to: Gwendolyn H. Joe, Room 113, SA-8, Office of Management Planning, Agency for International Development, Washington, D.C. 20523.

FOR FURTHER INFORMATION CONTACT: Gwendolyn H. Joe, Office of Management Planning, Agency for International Development, Washington, D.C. 20523, (202) 235-2113.

Dated: June 30, 1980.

D. G. MacDonald,

Assistant Administrator for Program and Management Services.

[FR Doc. 80-20092 Filed 7-3-80; 8:45 am]

BILLING CODE 4710-02-M

ACTION

45 CFR Ch. XII

Improving Government Regulations; Semiannual agenda of significant regulations

AGENCY: ACTION.

ACTION: Semiannual Agenda of Significant Regulations.

SUMMARY: In accordance with Executive Order 12044, Improving Government Regulations, ACTION is publishing its semiannual agenda of significant regulations (and guidelines) under development or review. The purpose of this agenda is to help the public become aware of the agency's review of existing regulations and the development of new regulations, and to enable the public to more effectively contribute to that review and development.

DATES: Comments on regulations scheduled for review or development must be received before the target dates included in the agenda. If a target date does not include a specific date, comments will be accepted until the last day of the month provided as the target date.

ADDRESSES: Send comments to the program office initiating the review or development of each regulation. The mailing address for each initiating office of ACTION is 806 Connecticut Avenue NW., Washington, D.C. 20525.

FOR FURTHER INFORMATION CONTACT: For more specific information about particular regulations listed in the agenda, contact the individual named in the agenda. For further information about the agenda, contact Randi Greenwald, Assistant General Counsel, ACTION, Room M-607, 806 Connecticut Avenue NW., Washington, D.C. 20525, 202-254-7974.

SUPPLEMENTARY INFORMATION: Explanation of Information on the Agenda. The agenda includes the following information: A brief description of the proposed or existing regulation; the need and legal basis for the action being taken; a target date for publication of a draft regulation in the Federal Register; the name and telephone number of an agency official familiar with the regulation.

ACTION's last agenda, which appeared in the January 7, 1980 Federal Register, contained three (3) items. The revised guidelines for the State Office of Voluntary Citizen Participation Program grants were published in final form on April 2, 1980.

The revision of Older American Volunteer Program (OAVP) regulations and handbooks has been postponed to September 30, 1980 for the regulations and December 31, 1980 for the handbooks.

The revised guidelines for the competitive demonstration grants of the Office of Policy and Planning will be published for comment in February 1981 and will be limited to the areas of independent living, energy, and service learning. An item omitted from the last agenda was the publication of proposed revised guidelines for the OVCP Mini-Grant program. No comments have been received in response to the May 6, 1980 Federal Register notice, 45 FR 29874.

The publication of this agenda does not impose any binding obligation on ACTION with respect to any specific item on the agenda.

Issued in Washington, D.C. on July 2, 1980.

Sam Brown,

Director, ACTION.

Regulation	Initiating office	Need and legal basis	Contact	Target date
Revision of older American volunteer programs regulations and handbooks.	.....	Clarify regulations and handbooks in light of amendments to title II of the Domestic Volunteer Service Act of 1973.	.....	Regulations: Sept. 30, 1980.
Retired senior volunteer program (RSVP)	a. RSVP	.....	a. Alfred Larsen, 254-8124	Handbooks: Dec. 31, 1980.
Foster grandparent program (FGP)	b. FGP	.....	b. Jack Kenyon, 254-7605	
Senior companion program (SCP)	c. SCP	.....	c. Suzanne Fahy, 254-7605	
Final guidelines for office of voluntary citizen participation (OVCP) mini-grant program.	Office of voluntary citizen participation (OVCP).	Clarify requirements for mini-grants authorized by title I, part C of the Domestic Volunteer Service Act of 1973.	Jeffrey Hammer, 254-3545	Oct. 31, 1980.
Revision of Handbook 2650.2, Policies and Procedures for Business Management of Domestic Project Grants.	Administration and Finance, Contracts and Grants Management (A&F, CGM).	Incorporate OMB circular requirements and OMB-approved forms.	William Stockman, 254-3500	Sept. 1, 1980.

[FR Doc. 80-20233 Filed 7-3-80; 8:45 am]

BILLING CODE 6050-01-M

FEDERAL MARITIME COMMISSION

46 CFR Part 510

[General Order 4; Docket No. 80-44]

Licensing of Independent Ocean Freight Forwarders; Publication of Applications

AGENCY: Federal Maritime Commission.

ACTION: Proposed rulemaking.

SUMMARY: The Federal Maritime Commission proposes to delete the requirement for publication of independent ocean freight forwarder license applications in the Federal Register as presently required in § 510.6 of General Order 4. The proposal will eliminate an unnecessary regulation and will improve cost effectiveness.

DATES: Comments by August 6, 1980.

ADDRESS: Comments (original and fifteen (15) copies) to: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, N.W., Washington, D.C. 20573.

FOR FURTHER INFORMATION CONTACT: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, N.W., Washington, D.C. 20573, (202) 523-5725.

SUPPLEMENTARY INFORMATION:

Section 510.6 of General Order 4 presently reads as follows:

After application has been filed, the Commission shall cause to be published in the Federal Register a notice of the filing of each application, stating the name and address of the applicant and if the applicant is a corporation, association or partnership, the name of the officers or members thereof. Parts 1 and 2 of the application shall be public information and available for inspection at the offices of the Commission in Washington, D.C.

There is no statutory requirement that the Commission publish notice of the filing of independent ocean freight forwarder license applications in the Federal Register. Section 510.6 of General Order 4 (46 CFR 510.6) originally was adopted to provide for such publication and to allow interested parties to comment on the eligibility of independent ocean freight forwarder license applicants. However, experience has shown that rarely do interested parties comment on such applications. In an effort to eliminate an unnecessary regulation and to improve cost-effectiveness, it is proposed to delete the present application publication requirement. However, the last sentence of § 510.6 will be retained. Accordingly, it is proposed that Part 510 of 46 CFR be revised as follows:

§ 510.6 [Amended]

The first sentence of § 510.6 be deleted and accordingly the title of that section be changed to "Information Available to the Public."

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 80-20153 Filed 7-3-80; 8:45 am]

BILLING CODE 6730-01-M

46 CFR Part 536

[Docket No. 80-40]

Foreign Commerce Tariff Regulations—Amendments Implementing the Ocean Shipping Act of 1978; Erratum

AGENCY: Federal Maritime Commission.

ACTION: Erratum, proposed rule.

SUMMARY: The Commission's Notice of Proposed Rulemaking which appeared at 45 FR 42721 contained four unintended lines in the penultimate paragraph of the Supplementary Information section (Slip op. at 5). This paragraph should read as follows:

Persons submitting comments are requested to provide an estimate of the financial and manhour burden that will be incurred in complying with the tariff requirements proposed herein.

FOR FURTHER INFORMATION CONTACT: Francis C. Hurney 202–523–5725.

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 80–20116 Filed 7–3–80; 8:45 am]

BILLING CODE 6730–01–M

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47 CFR Parts 2, 21, 74, and 94

(Gen. Docket No. 80–112)

Frequency Allocation to the Instructional Television Fixed Service, the Multipoint Distribution Service and Private Operational Fixed Microwave; Correction to Extension of Time

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; time extension.

SUMMARY: Action taken herein changes the date for filing comments on Gen. Docket 80–112 from August 16, 1980 to August 18, 1980.

DATES: Comments must be filed on or before August 18, 1980.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Kevin J. Kelley, Common Carrier Bureau, (202) 632–6430.

SUPPLEMENTARY INFORMATION:

In the matter of Amendment of Parts 2, 21, 74 and 94 of the Commission's rules and regulations in regard to frequency allocation to the Instructional Television Fixed Service, the Multipoint Distribution Service, and Private Operational Fixed Microwave Service, Inquiry into the development of regulatory policy with regard to future service offerings and expected growth in the Multipoint Distribution Service and Private Operational Fixed Microwave Service, and into the development of provisions of the Commission's Rules and Regulations in regard to the compatibility of the operation of satellite services with other services authorized to operate in the 2500–2690 MHz band, Gen. Docket No. 80–112. See also 45 FR 42724, June 25, 1980.

Released: July 2, 1980.

1. The date for filing comments in Order Extending Time for Filing Comments and Reply Comments, released June 12, 1980, is hereby changed from August 16, 1980 to August 18, 1980.

Federal Communications Commission.

Philip L. Verveer,

Chief, Common Carrier Bureau.

[FR Doc. 80–20237 Filed 7–3–80; 8:45]

BILLING CODE 6712–01–M

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47 CFR Part 21

[CC Docket No. 80–116]

Permitting the Use of Alternative Procedures in Choosing Applicants for Radio Authorizations in the Multipoint Distribution Service; Order Extending Time for Filing Comments and Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Proposed rule; time extension.

SUMMARY: Action taken herein extends the time for filing comments and reply comments to CC Docket No. 80–116 to July 18, 1980 and September 5, 1980, respectively.

DATES: Comments must be filed on or before July 18, 1980, and Reply Comments must be received on or before September 5, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Kevin J. Kelley, Common Carrier Bureau, (202) 632–6430.

SUPPLEMENTARY INFORMATION:

In the matter of Amendment of Part 21 of the Commission's rules to Permit the Use of Alternative Procedures in Choosing Applicants for Radio Authorizations in the Multipoint Distribution Service, CC Docket No. 80–116. See also 45 FR 29335, May 2, 1980.

Adopted: June 25, 1980.

Released: June 26, 1980.

1. The Commission has before it numerous motions to extend the time for filing comments and reply comments to the above captioned Notice released May 2, 1980. The Notice requested comments be filed on or before July 1, 1980 and reply comments to be filed on or before August 15, 1980.

2. The majority of the motions requested extensions of 120 days; some requested more time and some requested less. The primary reason advanced for needing more time was that this proceeding involves complex and novel legal issues which will require extensive analysis. Further, it was pointed out that many of the persons who are preparing comments on this proceeding will also be preparing comments on the related proceedings in Gen. Dockets 80–112 and 80–113. For these reasons, it was claimed that it will be impossible to adequately respond to the issues raised in the time alloted.

3. It is our intention that all those who wish to comment have a reasonable opportunity to do so. However, we also have the responsibility to insure that proceedings before the Commission move forward at a reasonable pace. Admittedly, there are a number of difficult and novel legal and policy issues raised in the Notice, and we also recognize the need to make the final decision on as complete a record as possible. Further, we have previously recognized that in dealing with subject matter of unusual complexity such as is the case here, it may be appropriate to extend the time for filing comments. (*Motions for Extension of time; Common Carrier Bureau*, 44 RR 2d 96 (1978)).

In considering all these facts, we believe an extension of time for filing comments to July 18, 1980, would be appropriate. Reply comments will be accepted until September 5, 1980. We believe that this will be enough time to provide a sufficiently complete record, and provide all parties a reasonable opportunity to comment, while not delaying the proceeding unduly.

4. Therefore, it is ordered, that the date for filing comments is extended to and including July 18, 1980, and the date for filing reply comments is extended to and including September 5, 1980..

5. This action is taken pursuant to authority found in Sections 4(i), 5(d)(1) and 303(r) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

Federal Communications Commission.

Philip L. Verveer,

Chief, Common Carrier Bureau.

[FR Doc. 80–20238 Filed 7–3–80; 8:45 am]

BILLING CODE 6712–01–M

47 CFR Parts 21, 74, and 94

[Gen. Docket No. 80-113]

Technical Requirements Applicable to the Multipoint Distribution Service, the Instructional Television Fixed Service and the Private Operational-Fixed Microwave Service; Order Extending Time for Filing Comments and Reply Comments

AGENCY: Federal Communications Commission.

ACTION: Proposed rules; time extension.

SUMMARY: Action taken herein extends the time for filing comments and reply comments to Gen. Docket No. 80-113 to September 2, 1980 and October 1, 1980, respectively.

DATES: Comments must be filed on or before September 2, 1980 and Reply Comments must be filed on or before October 1, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Kevin J. Kelley, Common Carrier Bureau, (202) 632-6430.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of Parts 21, 74 and 94 of the Commission rules and regulations with regard to technical requirements applicable to the Multipoint Distribution Service, the Instructional Television Fixed Service and the Private Operational-Fixed Microwave Service (OFS), Gen. Docket No. 80-113. See also 45 FR 29350, May 2, 1980.

Adopted: June 25, 1980.

Released: June 26, 1980.

1. The Commission has before it numerous motions for extension of time to file comments and reply comments to the above captioned Notice released April 24, 1980. The dates for filing comments and reply comments to the Notice are August 1, 1980 and September 2, 1980, respectively.

2. The requested extensions varied from 75 to 120 days. The major reason given for needing additional time was the complex technical nature of the issues raised by the Notice. It was also noted that many of those preparing comments on this would also be preparing comments on the closely related proceeding in Gen. Docket 80-112 concerning, *Inter alia*, the reallocation of frequencies in the 2500-2690 MHz band among the Multipoint Distribution Service, the Instructional Television Fixed Service, and the Private Operational-Fixed Microwave Service. Those parties filing the motions claim it is impossible to file an adequate response in the time allotted.

3. It is our intention that all those who wish to comment have a reasonable opportunity to do so. However, we also have the responsibility to insure that proceedings before the Commission move forward at a reasonable pace. Admittedly, there are a number of difficult, interrelated issues raised in this Notice, and the Notice in Gen. Docket 80-112, and we also recognize the need to make the final decision on as complete a record as possible. Further, we have previously recognized that in dealing with subject matter of unusual complexity such as is the case here, it may be appropriate to extend the time for filing comments. (*Motions for Extension of time; Common Carrier Bureau*, 44 RR 2d 96 (1978)). In considering all these facts, we believe an extension of time for filing comments to September 2, 1980, would be apppropriate. Reply comments will be accepted until October 1, 1980. We believe that this will be enough time to provide a sufficiently complete record, and provide all parties a reasonable opportunity to comment, while not delaying the proceeding unduly.

4. Therefore, it is ordered, That the date for filing comments is extended to and including September 2, 1980 and the date for filing reply comments is extended to and including October 1, 1980.

5. This action is taken pursuant to authority found in Sections 4(i), 5(d)(1) and 303(r) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

Federal Communications Commission.

Philip L. Verveer,

Chief, Common Carrier Bureau.

[FR Doc. 80-20239 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Parts 2, 21, 74 and 94

[Gen. Docket No. 80-112; RM-2213]

Frequency Allocation to the Instructional Television Fixed Service, the Multipoint Distribution Service, and Private Operational Fixed Microwave Service; Correction

AGENCY: Federal Communications Commission.

ACTION: Proposed rule, correction.

SUMMARY: Action taken herein corrects a proposed rule published on May 2, 1980 (45 FR 29323) by terminating rulemaking RM-2213.

DATE: Comments must be received on or before June 16, 1980 and reply comments must be received on or before July 16, 1980.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Kevin J. Kelley, Common Carrier Bureau, (202)— 632-6430.

SUPPLEMENTARY INFORMATION:

[Gen. Docket No. 80-112; RM-2213]

Released: July 7, 1980.

In the matter of: Amendment of Parts 2, 21, 74 and 94 of the Commission's Rules and Regulations in regard to frequency allocation to the Instructional Television Fixed Service, the Multipoint Distribution Service, and Private Operational Fixed Microwave Service. Inquiry into the development of regulatory policy with regard to future service offerings and expected growth in the Multipoint Distribution Service and Private Operational Fixed Microwave Service, and into the development of provisions of the Commission's Rules and Regulations in regard to the compatibility of the operation of satellite services with other services authorized to operate in the 2500-2690 MHz band. Petition for Rulemaking filed by Varian Associates Inc. to amend Sections 74.931 and 74.932 of the Commission's Rules and Regulations.

1. Paragraph 57 of the Notice of Inquiry, Proposed Rulemaking and Order, in General Docket No. 80-112, released May 2, 1980, is hereby amended to read as follows:

57. It is therefore ordered, that the Varian Associates rulemaking petition is granted to the extent it is consistent with the rules proposed in this Notice, but otherwise is denied. It is further ordered that the Varian Associates rulemaking, RM-2213, is hereby terminated.

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 80-20318 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 80-319; RM-3547]

FM Broadcast Station in Seneca, Kans.; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Notice of proposed rule making.

SUMMARY: Action taken herein proposes the assignment of a Class A FM channel to Seneca, Kansas, in response to a petition filed by Kanza Broadcasters. The proposed channel could provide a

first local aural broadcast service to Seneca.

DATES: Comments must be filed on or before August 18, 1980, and reply comments must be filed on or before September 8, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-9660.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations. (Seneca, Kansas), BC Docket No. 80-319, RM-3547.

Adopted: June 18, 1980.

Released: June 27, 1980.

1. *Petitioner, Proposal, Comments.* (a) A petition for rule making [1] was filed by Kanza Broadcasters ("petitioner"), proposing the assignment of Channel 221A to Seneca, Kansas, as that community's first FM assignment.

(b) The channel can be assigned to Seneca, provided the transmitter site is located approximately 5.6 kilometers (3.5 miles) south of Seneca.

(c) Petitioner states it will apply for the channel, if assigned.

2. *Community Data*—(a) *Location.* Seneca, seat of Nemaha County, is located approximately 153 kilometers (95 miles) from Topeka, Kansas.

(b) *Population.* Seneca—2,182 [2]; Nemaha County—11,825.

(c) *Local Aural Broadcast Service.* None.

3. *Economic Considerations.* Petitioner states that agriculture is the basic industry in Seneca. However, other new industries have added diversification with the manufacturing of several products. Petitioner has submitted economic and demographic information with respect to Seneca which demonstrates the need for a first FM assignment.

4. In view of the fact that the proposed FM channel assignment would provide for a first local aural broadcast service in Seneca, the Commission believes it appropriate to propose amending the FM Table of Assignments, § 73.202(b) of the Commission's Rules, with regard to Seneca, Kansas, as follows:

City	Channel No.	
	Present	Proposed
Seneca, Kansas		221A

[1] Public Notice of the petition was given on February 1, 1980, Report No. 1211.

[2] Population figures are taken from the 1970 U.S. Census.

5. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix below and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

6. Interested parties may file comments on or before August 18, and reply comments on or before September 8, 1980.

7. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau, (202) 632-9660. However, members of the public should note that from the time a notice of proposed rule making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission.

Federal Communications Commission.

Henry L. Baumann,

Chief, Policy and Rules Division, Broadcast Bureau.

Appendix

[BC Docket No. 80-319 RM-3547]

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's rules and regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal(s) discussed in the Notice of Proposed Rule Making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will be considered if advanced in reply comments. (See § 1.420(d) of Commission rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's rules and regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of § 1.420 of the Commission's rules and regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc. 80-20196 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[BC Docket No. 80-320; RM-3568]

FM Broadcast Station in Spencer, Ind.; Proposed Changes in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Notice of proposed rule making.

SUMMARY: Action taken herein proposes the assignment of a Class A FM channel to Spencer, Indiana, in response to a petition filed by Owen Valley Broadcasters, Inc. The proposed channel could provide a first local aural broadcast service to Spencer.

DATES: Comments must be filed on or before August 18, 1980, and reply comments must be filed on or before September 8, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-9660.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations. (Spencer, Indiana), BC Docket No. 80-320, RM-3568.

Adopted: June 18, 1980.

Released: June 27, 1980. 1980.

1. *Petitioner, Proposal, Comments.* (a) A petition for rule making [1] was filed by Owen Valley Broadcasters, Inc. ("petitioner"), proposing the assignment of Channel 224A to Spencer, Indiana, as that community's first FM assignment.

(b) The channel can be assigned to Spencer, provided the transmitter site is located approximately 10.4 kilometers (6.5 miles) west of Spencer.

(c) Petitioner states it will apply for the channel, if assigned.

2. *Community Data*—(a) *Location.* Spencer, seat of Owen County, is located approximately 28.9 kilometers (18 miles) northwest of Bloomington, Indiana.

(b) *Population.* Spencer—2,553;[2] Owen County—12,163.

(c) *Local Aural Broadcast Service.* None.

3. *Economic Considerations.* Petitioner states that because of the large number of visitors to the area, increasing population and local industry, a local radio service is needed.

4. In view of the fact that the proposed FM channel assignment would provide for a first local aural broadcast service in Spencer, the Commission believes it appropriate to propose amending the FM Table of Assignments, § 73.202(b) of the Commission's Rules, with regard to Spencer, Indiana, as follows:

City	Channel No.	
	Present	Proposed
Spencer, Indiana	.....	224A

5. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix below and are incorporated by reference herein.

Note.—A showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be assigned.

6. Interested parties may file comments on or before August 18, 1980, and reply comments on or before September 8, 1980.

6. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau, (202) 632-9660. However, members of the public should note that from the time a notice of proposed rule making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel assignments. An ex parte contact is a message (spoken or written) concerning the merits of a pending rule making other than comments officially filed at the Commission or oral presentation required by the Commission.

Federal Communications Commission.

Henry L. Baumann,

Chief, Policy and Rules Division, Broadcast Bureau.

Appendix

[BC Docket No. 80-320 RM-3568]

1. Pursuant to authority found in Sections 4(i), 5(d)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's rules, it is proposed to amend the FM Table of Assignments, § 73.202(b) of the Commission's rules and regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal(s) discussed in the Notice of Proposed Rule Making to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed assignment is also expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered if advanced in reply comments. (See § 1.420(d) of Commission rules.)

(b) With respect to petitions for rule making which conflict with the proposal(s) in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If they are filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's rules and regulations, interested parties may file comments and reply comments on or before the dates set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of service. (See § 1.420(a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of § 1.420 of the Commission's rules and regulations, an original and four copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, NW., Washington, D.C.

[FR Doc. 80-20195 Filed 7-3-80; 8:45 am]

BILLING CODE 6712-01-M

[1] Public Notice of the petition was given on February 4, 1980, Report No. 1213.

[2] Population figures are taken from the 1970 U.S. Census.

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 222 Through 277

Cancellation of Scoping Meeting on Regulations To Reduce Sea Turtle Mortality in Southeastern U.S. Waters

AGENCY: National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce.

ACTION: Cancellation of public scoping meeting.

SUMMARY: On June 12, 1980, a notice in the **Federal Register** (45 FR 39875) annouced a scoping meeting and intent to prepare a draft supplement to the Final Environmental Impact Statement on regulations to reduce sea turtle mortality in southeastern U.S. waters. The scoping meeting was scheduled for 9:00 a.m., July 17, 1980, at the Admiral Benbow Inn (Airport), 1419 Virginia Avenue, Atlanta, Georgia 30337. The scoping meeting is being cancelled because the work plan which describes the proposed action, issues, alternatives, and impacts is being revised.

DATE: A scoping meeting will be rescheduled to review the proposed action when the work plan is revised.

ADDRESS: Regional Director, National Marine Fisheries Service, 9450 Koger Boulevard, St. Petersburg, Florida 33702.

FOR FURTHER INFORMATION CONTACT: Charles A. Oravetz, Fishery Administrator, National Marine Fisheries Service, 9450 Koger Boulevard, St. Petersburg, Florida 33702, (813) 893–3366.

SUPPLEMENTARY INFORMATION: The work plan which describes the proposed action, issues, alternatives, and impacts is being revised to include additional information.

Dated: July 1, 1980.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 80-20247 Filed 7-3-80; 8:45 am]

BILLING CODE 3510-22-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 918

Permanent Regulatory Program Submission of Louisiana

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), U.S. Department of the Interior.

ACTION: Proposed rule; reopening of public comment period on Louisiana's permanent regulatory program.

SUMMARY: On January 3, 1980, the State of Louisiana submitted to the Department of the Interior its proposed permanent regulatory program under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The submission is intended to implement requirements found in 30 CFR Chapter VII, which contains the permanent program rules issued by the Secretary of the Interior.

In the course of a lawsuit challenging the Secretary's rules, certain provisions were suspended or remanded pending further rulemaking. On May 16, 1980, the court hearing the case ordered that the Secretary must disapprove in programs being considered all State provisions incorporating suspended or remanded federal rules. On June 16, 1980, the Secretary filed a motion requesting the court to stay this decision. This notice invites public comment on the Secretary's tentative determination identifying provisions in the Louisiana program which incorporate suspended or remanded federal rules.

Also, on May 3, 1980, Louisiana submitted amendments to the program in the form of proposed regulatory and statutory amendments. Public comments are also hereby solicited on these May 3, 1980, Louisiana program amendments.

DATES: All comments must be received by 5:00 p.m. on July 17, 1980.

ADDRESSES: Comments should be submitted to: Office of Surface Mining Reclamation and Enforcement, Administrative Record, Room 153, 1951 Constitution Avenue, Washington, D.C. 20240.

Copies of the Louisiana program submission, the opinions of the Court in the lawsuit discussed below, and of the May 3, 1980, amendments are available for review and copying during normal business hours at:

Office of Surface Mining Reclamation and Enforcement, Region IV, 5th Floor, Scarritt Building, 818 Grand Avenue, Kansas City, Missouri 64106.

Office of Conservation, 625 North Fourth Street, Baton Rouge, Louisiana 70804.

Office of Surface Mining, Room 153, Interior South Building, 1951 Constitution Avenue, Washington, D.C. 20240.

Copies of the Louisiana statutes and regulations contained in Louisiana's program submission may be obtained on request from: Mr. Richard Rieke, OSM Region IV, 5th Floor, Scarritt Building, Kansas City, Missouri 64106, (816) 374–3920

FOR FURTHER INFORMATION CONTACT: Carl C. Close, Assistant Director, State and Federal Programs, Office of Surface Mining, Interior South Building, 1951 Constitution Avenue, Washington, D.C. 20240, (202) 343–5351.

SUPPLEMENTARY INFORMATION: Louisiana submitted its permanent regulatory program for approval by the Secretary of the Interior on January 3, 1980. After opportunity for public comment on the program's completeness, the regional director determined this initial submission to be incomplete. The submission was later amended by Louisiana to include additional material. The regional director then announced a public comment period and public hearing to obtain the views of interested persons and agencies on the adequacy of Louisiana's submission. That public comment period closed on June 4, 1980. These actions were announced in the **Federal Register** on January 9, 1980 (45 FR 1949–1950), February 27, 1980 (45 FR 12917), and April 25, 1980 (45 FR 27955).

Before Louisiana submitted its program, challenges to the Secretary's permanent program regulations were brought by representatives of industry, two States and several environmental groups in the U.S. District Court for the District of Columbia. These suits were consolidated and heard in a single lawsuit entitled *In Re. Permanent Surface Mining Regulation Litigation* (Civil Action No. 79–1144).

In response to the arguments raised in the challenges, the Secretary voluntarily suspended several permanent program regulations. These suspensions were announced in the **Federal Register** on November 27, 1979 (44 FR 67942), December 31, 1979 (44 FR 77,447—77,454) and January 30, 1980 (45 FR 6913). In two opinions the court remanded certain other regulations which had been challenged in the lawsuit. These opinions were issued on February 26, 1980, and May 16, 1980. A list of all the suspended and remanded regulations is set forth below under "Suspended and Remanded Federal Regulations." OSM intends to issue a further statement of the full effect of all suspensions and remands in the **Federal Register.**

In its May 16, 1980, opinion, the court ordered the Secretary to affirmatively disapprove any regulation in a State program which incorporates a suspended or remanded regulation. Although the Secretary intends to appeal that portion of the court's opinion, he intends to comply with it pending its modification on appeal or as a result of his Application for Stay filed June 16, 1980.

OSM has completed an initial review of the Louisiana program submission and has identified the provisions proposed for disapproval and the proposed extent of disapproval. These provisions are set forth below under "Proposed List of Louisiana Provisions Incorporating Suspended or Remanded Federal Regulations."

This list identifies provisions the Secretary would delete from the Louisiana program if he approves the remainder of the program and sets forth the extent to which each of the provisions would be disapproved.

The Secretary expects shortly to make an initial decision to approve, to approve with conditions, or to disapprove, in whole or in part, the Louisiana program submission. The public comment period on the adequacy of the submission is now over. However, the Secretary is soliciting public comments at this time in order to enable the public to assist the Secretary in complying with the court's May 16, 1980, order.

Suspended and Remanded Federal Regulations

Regulation	Topic	Extent of remand or suspension
30 CFR 700.11(b)	Regulations implementing the two-acre exemption in Section 528(2) of the Act	Suspended. The following language is suspended, "or any such operation conducted by a person who affects or intends to affect more than two acres at physically unrelated sites within one year." (44 FR 67942 [1979]).
30 CFR 701.5, 30 CFR 779, 30 CFR 780, 30 CFR 783, 30 CFR 784.	"Mine plan area": Regulations applying permit requirements necessitate operators to supply information for areas outside the permit boundary.	Remanded. The definition of "mine plan area" (701.5) is suspended and the phrase "mine plan area" is suspended where it appears (779, 780, 783, 784). The information requirement is excessive as Sections 507 and 508 of the Act specifically articulate those instances in which information outside the permit area is necessary. (Court Opinion, Feb. 26, 1980, pp. 35, 36; May 16, 1980, pp. 57, 58.)
30 CFR 701.11(d)(1)(i) and (ii)	Provides that if pre-existing structures meet the Secretary's performance standards they may be exempted from the Secretary's reconstruction design requirements.	Suspended. The regulations are suspended insofar as they may be read to retain discretion in the regulatory authority to grant an exemption from reconstruction of existing structures after making the findings in 30 CFR 786.21 (44 FR 67942 [1979]).
30 CFR 732.15(b)(7), 30 CFR 840.13(a)	Regulations require state programs to be consistent with 30 CFR 845 which establishes a point system for assessing civil penalties.	Remanded. Section 518(i) of the Act only necessitates a state program to incorporate the penalties and procedures explicated in Section 518. Furthermore, the system need not be as stringent as 30 CFR 845.15 nor use a point system as long as it incorporates the four criteria of Section 518(a). (Court Opinion, Feb. 26, 1980, pp. 14–15; May 16, 1980, pp. 56–57).
30 CFR 761.5	The definition of public road	Suspended. The definition of public road is suspended. OSM will rely on Section 522(e)(4) of SMCRA, to interpret this definition pending the outcome of rulemaking. (44 FR 67942 [1979]).
30 CFR 761.5(a)(2)(i)	"All permits test"; in defining "valid existing rights" requires operator to have obtained all permits necessary for mining prior to 8/3/77.	Remanded. A good faith effort to obtain all permits before 8/31/77 should be sufficient to qualify for a valid prior existing right. (Court Opinion, Feb. 1980, p. 20).
30 CFR 761.11(c) and .12(f)(1)	Extension of prohibition of surface coal mining operations affecting any publicly-owned park or places included in the National Register of Historic Sites to operations affecting places "eligible for listing on" the National Register of Historic Places.	Suspended. Limitation on surface mining operations under approved State programs which will affect places eligible for listing on the National Register of Historic Places is to be deleted. (44 FR 67942 [1979]).
30 CFR 761.11(c) and .12(f)(1)	Privately owned places listed on the National Register of Historic Places and the phrase "or a statutory or regulatory responsibility for . . .".	Suspended. The words "or a statutory or regulatory responsibility for" in 30 CFR 761.12(f)(1) are suspended and both of these regulations are suspended insofar as they would apply to privately owned places listed on the National Register of Historic Places in addition to publicly-owned places. (44 FR 67942 [1979]).
30 CFR 776.11(b)(3) and (5)	Regulations require the notice of exploration to include a map of the exploration area and command an operator to explain his basis for entering the exploration area when surface is owned by a person other than the operator.	Remanded. Section 512(a) of the Act requires notice to include only a description, not a map, and provides no authority to require an operator to explain his basis for entering the land. (Court Opinion, May 16, 1980, p. 54).
30 CFR 779.20, 30 CFR 780.16, 30 CFR 783.20, 30 CFR 784.21.	Regulations requiring the permit application to contain a study of fish and wildlife, and a fish and wildlife reclamation plan.	Remanded. No authorization in the permit and bonding sections of the Act for fish and wildlife information. (Court Opinion, Feb. 26, 1980, pp. 38–39).
30 CFR 779.21, 30 CFR 783.21	Regulations require soil survey information in permit application for land not qualifying as prime farm land.	Remanded. Under Section 507(b)(16) of the Act, a permit application must contain a soil survey only for those lands which a reconnaissance inspection suggests may be prime farmland. (Court Opinion, Feb. 26, 1980, pp. 39–40).
30 CFR 783.14(a)(1)	Geology description for areas to be affected by surface operations and facilities	Suspended. The regulation is suspended insofar as it requires a geologic description of the strata down to and immediately below any coal seam for areas to be affected only by "surface operations and facilities" where no removal of overburden down to level of coal seam will occur (44 FR 77455 [1979]).
30 CFR 783.25 (c), (h), and (i)	Regulations require cross sections, maps, and plans as part of the informational requisites of an underground permit application.	Remanded. Subsections (c), (h), and (i), which concern coal seam and overburden description; location of existing and previously mined areas; and location of waste disposal and impoundments, are suspended. Further rulemaking proceedings must be held (notice and public comment on the proposed justification. Court Opinion, May 16, 1980, pp. 14–15).
30 CFR 785.17(a)	Prime farmland grandfather clause	Suspended. The prime farmland grandfather clause is suspended. The Secretary will rely on Section 510(d)(2), SMCRA, to interpret this exemption pending the outcome of further rulemaking (44 FR 77455 [1979]).

Suspended and Remanded Federal Regulations—Continued

Regulation	Topic	Extent of remand or suspension
30 CFR 785.17(b)(3), 30 CFR 823.14(c)	Moist bulk density standard for soil compaction	Suspended. The regulation was suspended to allow further public comment. Until a standard for soil compaction is proposed and adopted, the Office will implement the permanent program prime farmland standards by requiring that prime farmland permit applications demonstrate and operators mine so that excessive compaction is avoided in replacement of the soil under Section 508(a) (4)–(5), 510(d)(1), and 515(b)(7), SMCRA (44 FR 77455 [1979]).
30 CFR 785.17(b)(6)	Regulation states that revegetation success for prime farmlands depends upon meeting a high management level standard.	Remanded. The Act requires only that revegetation meet equivalent levels for surrounding non-mined prime farmlands. (Court Opinion, May 16, 1980, pp. 4–5).
30 CFR 785.19(d)(2) (iii) and (iv)	Surveys and data required for areas designated as alluvial valley floors	Remanded. Clarification that "water quality analyses describing seasonal variations over at least one full year" need only require an analysis from data collected over a shorter period of time or extrapolation from existing data if such shorter period or extrapolation process is sufficient to enable the regulatory authority to make a determination of the impact of the proposed operation on the hydrologic balance of the area, as required by Section 785.19(e). (Court Opinion, Feb. 26, 1980, p. 56).
30 CFR 785.19(e)(1)(ii)	Regulation requires that proposed operations not materially damage quantity and quality of water in surface and underground systems supplying alluvial valley floors.	Remanded. The regulation should allow negligible farmland interruption and undeveloped range lands (510(b)(5)(A)) as exclusions to the hydrology requirements of Section 510(b)(5)(B) of the Act (Court Opinion, Feb. 26, 1980, pp. 52–53).
30 CFR 785.19(e)(2)	Regulation establishes a test for the small acreage exemption of Section 510(B)(5) of the Act.	Remanded. The Act allows for permit approval if the mining would create only a negligible impact on a farm's productive capacity. The regulation would unlawfully prohibit mining in this situation (Court Opinion, Feb. 26, 1980, pp. 51–51).
30 CFR 786.5	Words "or has not been"	Suspended. No longer part of definition of *irreparable harm to the environment* (44 FR 67943 [1979]).
30 CFR 805.13(d)	Exception from revegetation requirements for a long term intensive agricultural land use	Suspended. The regulation is suspended insofar as exception is granted from requirements specified as those "of 30 CFR part 816" (44 FR 67943 [1979]).
30 CFR 806.12 (e)(6)(iii), (g)(7)(iii)	Cessation of operations upon insolvency of surety	Suspended. The regulation is suspended to the extent it requires cessation of operations upon the insolvency of a surety (44 FR 67943 [1979]).
30 CFR 807.11(e)	Regulation does not allow citizen access to the mine site for peformance bond release	Remanded. Regulation implementing the informal conference provisions of Section 519 of the Act should include a provision for citizens' access to the mine site (Court Opinion, Feb. 26, 1980, pp. 41, 42).
30 CFR 808.12(c)	Bond liability limit	Suspended. Language suspended insofar as it indicated bond liability in the permit area was limited to hydro<logic balance (44 FR 67943 [1979]).
30 CFR 808.14(b)	Regulation allows a regulatory authority to retain forfeited performance bond money unnecessary for costs and administrative expenses associated with reclamation.	Remanded. Section 509 provides no basis for forfeiture beyond the amount necessary to implement and complete a reclamation plan (Court Opinion, Feb. 26, 1980, pp. 44, 45).
30 CFR 816.42(a) (1) and (7)	Regulations require that runoff from reclaimed lands must meet the same effluent limitations as those for actively mined lands.	Remanded. Regulation is arbitrary unless Secretary can demonstrate its rationality with technical support and a showing of operator's ability to meet the standard (Court Opinion, May 16, 1980, pp. 19–20).
30 CFR 816.42(b), 30 CFR 817.42(b)	Application of effluent limitations to periods of heavy rainfall	Suspended. The precipitation event exemption is suspended and is being replaced since effluent limitations may often not be achievable with the use of conventional physical sediment removal measures (44 FR 77452 [1979], 44 FR 77453 [1979]).
30 CFR 816.46(b), 30 CFR 817.46(b)	The minimum sediment storage volume for sedimentation ponds	Suspended. Sediment storage design capacity, in addition to sedimentation pond size, is suspended (44 FR 77453 [1979]).
30 CFR 816.46(c), 30 CFR 817.46(c)	Requirement for a sedimentation pond to contain the capacity to detain water for a 24-hour period.	Suspended. OSM will reconsider and repropose requirements (44 FR 77453 [1979]).
30 CFR 816.46(d), 30 CFR 817.46(d)	Sedimentation ponds: dewatering	Suspended. The words "and shall have a discharge rate to achieve and maintain the required theoretical detention time" have been suspended (44 FR 77453 [1979] and 45 FR 6913 [1980]).
30 CFR 816.46(h), 30 CFR 817.46(h)	Requirement that coal operators clean out sedimentation ponds when sediment constitutes 60% of the sediment storage capacity.	Suspended. The required frequency of sediment removal from sedimentation ponds will be changed (44 FR 77453 [1979] and 45 FR 6913 [1980]).
30 CFR 816.65(f)	Regulation prohibits blasting within 1,000 feet of any building and 500 feet of flammable facilities and water lines.	Remanded. The regulation is suspended insofar as it restricts blasting at distances greater than 300 feet. Improper expansion of limitations on blasting. See, *In re: Surface Mining Regulation Litigation*, No. 78-2190 (D.C. Cir. May 2, 1980) at 21-23 (Court Opinion, May 16, 1980, p. 26).
30 CFR 816.83(a), 30 CFR 817.83(a)	Requirement that coal processing waste embankments contain s subdrainage system	Suspended. Requirements are suspended to the extent that they would preclude an exemption from the underdrain requirement for coal processing waste banks where an operator can demonstrate that an alternative to the required subdrainage system would ensure structural integrity of the waste bank and protection of ground or surface water quality (44 FR 77455 [1979]).
30 CFR 816.95, 30 CFR 817.95	Air quality control regulations directing operator to limit fugitive dust	Remanded. No authority to regulate air quality except as related to erosion (Court Opinion, May 16, 1980, pp. 27–29).

Suspended and Remanded Federal Regulations—Continued

Regulation	Topic	Extent of remand or suspension
30 CFR 816.103(a)(1)	Cover of acid- and toxic-forming material	Suspended. The regulation is suspended insofar as it does not allow for treatment as an alternative to covering. OSM will apply § 515(b)(14) and 516(b)(10), SMCRA, and 30 CFR 816.48 and 817.48 pending the outcome of the rulemaking.
30 CFR 816.115, 30 CFR 817.115, 30 CFR 823.11(c), 30 CFR 823.15(b), 30 CFR 823.15(c).	Regulations require actual grazing on and mandatory crop production from lands proposed as pasture or farm lands for postmining use.	Remanded. Regulations exceed the statutory authority which requires only that restored lands be "capable" of supporting the designated use (Court Opinion, Feb. 1980, pp. 58–59).
30 CFR 816.116(b), 30 CFR 817.116(b)	Regulations delay triggering and operator's five-year period of responsibility for revegetation until the operator meets the Secretary's standard for vegetative cover density.	Remanded. Regulation improperly extends period of responsibility for revegetation. Section 515(b)(20) of the Act intends to impose liability from the point at which the operator has completed seeding and fertilizing. Section 805.13(b) provides that the period of liability shall begin again whenever augmented seeding, fertilizing, irrigation, or other work is required or conducted on the site prior to bond release (Court Opinion, Feb. 26, 1980, pp. 59–61).
30 CFR 816.133(b)(1), 30 CFR 817.133(b)(1).	Regulations require operator to restore previously mined but unreclaimed land to the "highest and best use . . . compatible with surrounding areas.".	Remanded. Section 515(b)(2) allows the operator to choose between restoring the land to condition capable of supporting prior-to-mining use or higher use (Court Opinion, May 16, 1980, pp. 55–56).
30 CFR 816.133(c) (4) and (9), 30 CFR 817.133(c) (4) and (9).	Regulations requiring operator to include with permit application a letter of commitment for postmining land use.	Remanded. Exceeds statutory authority as Section 515(b)(2) of the Act only requires an operator to demonstrate a "reasonable likelihood" of attaining a post mining use that is higher or better than previous use (Court Opinion, Feb. 26, 1980, pp. 62, 63).
30 CFR 701.5, 816.150–176	Regulations governing roads, *i.e.*, classificatibn system, including definition of "road" in 30 CFR 701.5.	Remanded. Inadequate notice and opportunity to comment on the road classification system by not alerting the plaintiffs to the possibility of such a system (Court Opinion, May 16, 1980, pp. 32–36).
30 CFR 817.52(a)(1)	Monitoring of ground water level infiltration rates, subsurface flow and storage characteristics and the quality of groundwater.	Suspended. The language "on the recharge capacity of reclaimed lands and . . ." is suspended since underground mining should not affect the structural integrity of water-bearing formations and thus no special precautions are necessary to protect recharge capacity (44 FR 77455 [1979]).
30 CFR 817.54	Regulation requires underground operator to replace the water supply of landowners if the operation contaminates, diminishes, or interrupts the supply.	Remanded. Section 717(b) of the Act provides authority to require water replacement only for surface coal mining operations (Court Opinion, May 16, 1980, pp. 36–37).
30 CFR 817.101(b)(1), 30 CFR 817.102	Regulations apply "approximate original contour" (AOC) regulations to underground mining.	Remanded. The regulations as applied to underground mining must provide some flexibility for settled fills that have become stabilized and revegetated (Court Opinion, May 16, 1980, pp. 17–18).
30 CFR 823	This Part sets forth performance standards for operations on prime farmland	Remanded to promulgate an exemption. The application of prime farmland requirements to underground mining is upheld, but an exemption is required for surface facilities actively used over extended periods but which affect a minimal amount of land (Court Opinion, May 16, 1980, pp. 1–3).

Proposed List of Louisiana Provisions Incorporating Suspended or Remanded Federal Regulations

1. Section 100.5 (146), the definition of "valid existing rights," would be disapproved to the extent it does not allow recognition of such rights an operator may claim by having made a good faith effort to obtain all permits before 8/31/77 as stipulated by the Court's decision.

2. Section 100.5 (6), the definition of "mine plan area," and the use of the term in Parts 179 and 180 would be disapproved to the extent of the Court's Order regarding requirements of information outside the permit area.

3. Sections 179.20 and 180.16 requiring a permit application to contain a study of fish and wildlife and to include a fish and wildlife reclamation plan would be disapproved.

4. Section 179.21 would be disapproved to the extent it requires a soil survey for lands other than those which a reconnaissance inspection suggests may be prime farmland.

5. Section 207.11(e) would be disapproved to the extent it fails to provide for citizens' access to the mine-site when the informal conference provisions are implemented during bond release.

6. Section 208.14(b) would be disapproved to the extent it allows the regulatory authority to forefeit and keep the entire amount of a bond where the entire amount is not needed to complete the reclamation.

7. Section 216.115 would be disapproved to the extent it requires an operator who proposes range or pasture as the post-mining land use to actually use the land for grazing for the last two years of bond liability.

8. Sections 223.11(c), 223.15(b), and 223.15(c) would be disapproved to the extent they require an operator on prime farmland to actually return the land to crop production.

9. Section 216.116(b) would be disapproved to the extent that it states that an operator's responsibility for successful revegetation is not commenced until the vegetation reaches 90 percent of the natural cover in the area.

10. Section 216.133(c) would be disapproved to the extent it requires an operator to provide "letters of commitment" for proposed land use changes or for proposed cropland use.

11. Sections 185.17(a)(3) and 223.14(c), concerning excessive soil compaction, would be disapproved, pending OSM's promulgation of a standard for soil compaction.

12. Sections 216.42 (a)(1) and (a)(7) would be disapproved to the extent they apply effluent standards to the reclamation phase of a surface coal mining operation.

13. Section 216.42(b), relating to effluent standard exemptions during major storm periods, would be disapproved pending OSM's promulgation of new sediment removal regulations.

14. Section 216.46(b), concerning sediment storage volume in sediment ponds, would be disapproved, pending OSM's promulgation of new requirements.

15. Section 216.46(c), concerning detention time for water in sediment ponds, would be disapproved, pending OSM's promulgation of new requirements.

16. Section 216.46(d) would be disapproved to the extent it requires dewatering devices to have a discharge rate to achieve and maintain the theoretical detention time for sediment ponds.

17. Section 216.46(h), concerning sediment removal from sediment ponds, would be disapproved, pending OSM's repromulgation of rules.

18. Section 216.65(f), requiring special approval prior to blasting within 1,000 feet of certain buildings and 500 feet of other facilities and which restricts blasting at distances greater than 300 feet, would be disapproved.

19. Section 216.83, concerning coal processing waste banks, would be disapproved to the extent it precludes a possible exemption from the underdrain requirement where the operator can demonstrate that an alternative would ensure structural integrity of the waste bank and protection of water quality.

20. Section 216.95, concerning air resources protection, would be disapproved to the extent it applies to air pollution not caused by erosion.

21. Section 216.150–176, concerning performance standards for three classes of roads, would be disapproved pending OSM's promulgation of new regulations.

22. Section 101.5(93), the definition of "roads" that is used in Sections 216.150–176, would be disapproved, pending OSM's promulgation of new regulations.

23. Section 185.17(a)(8), would be disapproved to the extent that it requires prime farmland reclamation target yields to be based on estimated yields under a high level of management rather than a level of management equivalent to that used on prime farmlands in the surrounding area.

24. Section 101.11(c)(1) (i) and (ii) relating to exemptions for existing structures, would be disapproved to the extent that the exemptions are not mandatory after the appropriate findings are made.

25. Section 176.11(a)(3) concerning the requirements for maps of the proposed exploration area, would be disapproved.

26. Section 176.11(a)(5) concerning the requirement that operators explain their basis for entering the development area when the surface is owned by a person other than the operator would be disapproved.

27. Section 216.133(b)(1) would be disapproved to the extent it does not allow restoration of lands to the conditions they were capable of supporting prior to any mining.

28. Sections 161.11(c) and 161.12(f)(1) would be disapproved to the extent that they prohibit or restrict mining near places only eligible for listing on the National Register of Historic Places, and the words "or a statutory or regulatory responsibility for" in Section 161.12(f)(1) would be disapproved. Further, both rules would be disapproved to the extent that they apply to privately-owned places listed on the National Register of Historic Places in addition to publicly-owned places.

29. Section 206.12(e)(6)(iii) would be disapproved to the extent it requires cessation of operations upon the insolvency of a surety.

30. Section 208.12(C) would be disapproved to the extent that it limits bond liability to protection of the hydrologic balance.

31. Section 216.103(a)(1) would be disapproved to the extent it does not provide operators the option of treating acid-forming and toxic-forming material in lieu of covering such materials.

32. Sections 245.13 and 245.14 would be disapproved to the extent they impose a civil penalty point system.

33. Section 205.13(d) would be disapproved to the extent that the exception the regulatory authority may grant might be from all of Section 216.

34. Section 100.11(b), concerning the two-acre exemption, would be disapproved insofar as it applies to any operation by the person who affects or intends to affect more than two acres at physically unrelated sites within one year when the area affected at each site does not exceed two acres.

35. Section 100.5(85), the definition of "public road," would be disapproved pending repromulgation of Federal rules.

Louisiana State Program Amendment of May 3, 1980

On May 3, 1980, the Louisiana Office of Conservation amended its program submission with proposed amendments to the statutory and regulatory provisions of the Louisiana program. The full text of the amendment to the submission is found in Administrative Record No. LA–103, which is available at the locations listed above under "Addresses." The proposed statutory and regulatory changes are summarized below.

1. Section 906 D(3) of the Louisiana Surface Mining Reclamation and Control Act (LSMRA) submitted on May 3, 1980, was proposed to be amended to eliminate the conflict between Section 188.16(c) of the Louisiana regulations and the earlier Section 906 D(3) of the LSMRA.

2. The following regulatory changes to the Louisiana state program submission submitted May 3, 1980, were proposed:

(a) Section 100.5—Definitions as follows:
Historic lands
Assets
Current liabilities
Current ratio
Monitoring
Probable cumulative impacts
Probable hydrologic consequence

(b) Section 101.11(c)(1)—Each structure used in connection with or to facilitate a coal exploration, development, or surface coal mining and reclamation operation shall comply with the performance standards and the design requirements of these regulations.

(c) Section 161.4(b)—Determination whether an application for a permit must be denied because of Section 522(e) of SMCRA.

(d) Section 185.22—An application for a permit meeting the requirements of Subchapter K of 30 CFR.

(e) Section 205.13(d)—Deleted.

(f) Section 207.11(e)(5)—Changes to this provision relative to public access to surface coal mining operations.

Public Comment Period

The new period for public comment is necessary to allow opportunity for the public to review and comment on the Secretary's tentative determination identifying provisions in the Louisiana program which incorporate suspended or remanded federal rules and formally to announce receipt of the May 3, 1980, amendments to the Louisiana program as contained in Administrative Record document No. LA–103.

With respect to the tentative determination identifying provisions in the Louisiana program which incorporate suspended or remanded federal rules, the public is now invited to comment only on the accuracy of the Secretary's list of provisions of the Louisiana program which incorporate suspended or remanded federal regulations and the adequacy of the proposed extent of the disapprovals. In particular, the Secretary wishes to know if other provisions should be included, or if any of those listed should not be, and to receive comments on the proposed extent of the deletions.

Public comments on the May 3, 1980, amendments must pertain solely to the affects which the amended language would have on the existing program provisions. OSM is not soliciting public comments on those program provisions previously made available for public comment between April 25 and June 4, 1980 (45 FR 27955).

Miscellaneous Findings

OSM has determined that pursuant to Section 702(d) of SMCRA, 30 U.S.C. 1292(d), no environmental impact statement need be prepared on the decision on the Louisiana program.

The Director of OSM has determined that this document is not a significant rule under E.O. 12044 or 43 CFR Part 14, and no regulatory analysis is being prepared on this proposed rule.

Dated: July 2, 1980.

Walter N. Heine, P.E.,

Director, Office of Surface Mining, Reclamation and Enforcement.

[FR Doc. 80-20294 Filed 7-3-80; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF THE TREASURY

Foreign Assets Control Office

31 CFR Part 535

Iranian Assets Control Regulations

AGENCY: Office of Foreign Assets Control, Department of the Treasury.

ACTION: Proposed rule.

SUMMARY: The Office of Foreign Assets Control is proposing an amendment to the Iranian Assets Control Regulations. The purpose of the amendment would be to add § 535.205, requiring that certain types of blocked Iranian property be held in interest-bearing status. The need for the amendment is to ensure that blocked property is held in a manner consistent with good management of the property and with the policy objectives of the Regulations. The effect of the amendment would be that most types of blocked Iranian property henceforth would be held in interest-bearing status.

DATE: Comments must be received on or before August 6, 1980.

ADDRESS: Send comments to the Acting Director, Office of Foreign Assets Control, Department of the Treasury, Room 504, 1331 G Street, NW, Washington, D.C. 20220.

FOR FURTHER INFORMATION CONTACT: Dennis M. O'Connell, Acting Director, Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220, (202) 376-0395.

SUPPLEMENTARY INFORMATION: Since the Regulations involve a foreign affairs function, the provisions of the Administrative Procedure Act, 5 U.S.C. 553, requiring notice of proposed rule making, opportunity for public participation and delay in effective date are inapplicable. Nonetheless, because of the technical nature of the regulations, comments are being requested. However, the comment period has been limited to 30 days.

Paragraph (a) of § 535.205 would require either that property identified in paragraph (f) be transferred into an interest-bearing account or that interest be credited to the property in the hands of the present holder or obligor.

The requirement to credit interest would be effective as of December 1, 1979. Persons who held blocked property as of that date would be subject to the requirement. In certain cases, blocked bank accounts may already have been transferred at the request of the depositor from demand to interest-bearing status. Section 535.420, published December 28, 1979, makes clear that transfers of such deposits from demand to interest-bearing status at the request of the account owner are authorized by § 535.508, published on November 20, 1979. In addition, depositary institutions may have made such transfers on their own initiative, in view of the inequity of continuing to hold the funds in demand status and earning income on the funds while the depositor has not had the effective power to demand either withdrawal or payment on his order.

The December 1, 1979 effective date prevents any holder of blocked assets subject to the interest requirement from deriving any unjust enrichment from the fact that the emergency blocking action by the President, as a practical matter, converted obligations payable immediately or on demand into either deferred obligations or time deposits. This requirement is in furtherance of the preservation of the assets to ensure satisfaction of claims of Americans against the Government of Iran, a primary objective announced in the President's November 14, 1979, report to the Congress. It would be inequitable to permit the retention by holders of windfall profits derived from the interest-free use of blocked funds. Holders would have 30 days to comply with the interest requirement.

Paragraph (b) would defer the immediate effect of the interest requirement as to the amount of any set-off which would have been claimed against the owner by the holder of the blocked property absent the blocking of the assets. However, use of this exemption is subject to a duty to pay interest from the effective date of this section if the set-off is ultimately not recognized, either because it is determined to be without merit under applicable law or is otherwise disallowed as part of a claims settlement.

With respect to standby letters of credit opened in favor of Iranian entities by U.S. account parties, three distinct situations should be noted. First, where there has been a demand and payment has been made by the bank into a blocked account in the name of the Iranian entity, this account would be subject to the interest requirement on the same basis as any other blocked bank account. (*See* paragraph (c)(1).)

Second, where no demand has yet been made under the letter of credit, there would be no matured obligation subject to the interest requirement. (Paragraph (c)(2) excludes unmatured obligations from the interest requirement.)

Third, where there has been a demand, but a substitute blocked account, in lieu of payment by the bank, has been established by the U.S. account party pursuant to a specific license issued under the provisions of § 535.568, that account is exempt. However, interest shall be due from the effective date of the section on any liquidated obligation of the U.S. account party to an Iranian entity on its underlying contract, performance of which is secured by the standby letter of credit. Liability for interest will be limited to interest on the obligation which is ultimately determined to exist and which is recognized, either by judicial or quasi-judicial determination or for purposes of a claims settlement.

Paragraphs (d) and (e) set forth the rates of interest to be credited on various types of blocked property.

Paragraph (f) identifies the types of blocked property subject to the interest requirement: currency, bank deposits and bank accounts, and undisputed debts, claims or obligations which are either liquidated or matured. However, the provisions of section 535.205 do not apply to blocked Iranian property held by foreign affiliates of U.S. firms. The duty to credit interest will be determined by the law of the host country of the foreign affiliate.

Paragraph (g) states that the requirement to credit interest applies to the United States Government and any agency or instrumentality thereof, except as otherwise licensed by the Office.

Paragraph (h) defines the term "effective date" solely for purposes of this section to mean December 1, 1979.

31 CFR Part 535 is amended by the addition of § 535.205 as follows:

§ 535.205 Holding of certain types of blocked property in interest-bearing accounts.

(a) Except as otherwise provided or as licensed under this part, any person holding any property included in

paragraph (f), or who held such property at any time on or since December 1, 1979, is prohibited from holding, withholding, using, transferring, engaging in any transaction involving, or exercising any right, power, or privilege with respect to any such property, unless it is held in an interest-bearing account, or unless interest is credited on the property by the holder in accordance with the provisions of this section. Persons subject to this requirement have thirty days from the date of publication of this section in the **Federal Register** to comply with the requirement.

(b) Persons who, absent the prohibitions of § 535.201, normally would have claimed a set-off against property which is subject to the provisions of paragraph (a) of this section are exempt from paragraph (a) to the extent of the set-off, *provided* however, that interest shall be due from the effective date of this section if the claim to a set-off is ultimately not recognized.

(c) The interest requirement of paragraph (a) applies to obligations under standby letters of credit, as defined in § 535.568, as follows:

(1) Where there has been a demand under the letter of credit and payment has been made by the bank into a blocked account in the name of the Iranian entity, that account is subject to the interest reguirement of paragraph (a), in accordance with paragraph (f)(1).

(2) Where no demand has been made under the letter of credit, the contingent obligations of the bank and the account party are not subject to the interest requirement of paragraph (a), in accordance with paragraph (f)(2) which excludes unmatured obligations from the scope of the interest requirement.

(3) Where there has been a demand, but a substitute blocked account, in lieu of payment by the bank and reimbursement by the account party, has been established by the U.S. account party pursuant to a specific license issued under § 535.568, the substitute blocked account is exempt from the interest requirement of paragraph (a), *provided* however, that interest shall be due from the effective date of this section if any liquidated obligation of the account party to an Iranian entity on the underlying contract between the parties is ultimately determined to exist and is recognized.

(d) The rate of interest required by paragraph (a) on interest-bearing account or other obligations subject to the interest requirement shall be calculated as from December 1, 1979, and shall be not less than 5½%, *provided* however, that on amounts of $100,000 or more, the rate payable on 30—day certificates of deposits, as stated in Federal Reserve Board weekly release H.15, shall apply.

(e) Any account subject to the provisions of this section may be held at a higher rate than specified in paragraph (d) upon instruction of the account owner.

(f) The following types of property are subject to paragraph (a):

(1) currency, bank deposits and bank accounts subject to the provisions of § 535.201; and,

(2) property subject to the provisions of § 535.201 which consists, in whole or in part, of undisputed and either liquidated or matured debts, claims, obligations or other evidences of indebtedness, to the extent of any amount that is undisputed and liquidated or matured; *Provided* however, that the duty to credit interest on any property subject to the provisions of § 535.201 which, as of the effective date of this section, was held by a foreign branch or subsidiary of a U.S. person shall be determined in accordance with the local law of the host country of the foreign branch or subsidiary. Property in the form of a debt is not held outside the United States if the funds intended to pay that debt are held inside the United States.

(g) The provisions of this section apply to the United States Government and any agency or instrumentality thereof, except as otherwise licensed by the Office of Foreign Assets Control.

(h) Solely for purposes of this section, the term "effective date" shall mean December 1, 1979.

(Secs. 201–207, 91 Stat. 1626, 50 U.S.C. 1701–1706; EO No. 12170, 44 FR 65720; EO 12211, 45 FR 26685)

Dated: July 2, 1980.

Dennis M. O'Connell,

Acting Director.

Approved:

Richard J. Davis,

Assistant Secretary.

[FR Doc. 80-20399 Filed 7-3-80; 11:59 am]

BILLING CODE 4810-25-M

Notices

Federal Register
Vol. 45, No. 131
Monday, July 7, 1980

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 AGRICULTURE

Soil Conservation Service

Clove Brook Watershed, New Jersey

AGENCY: Soil Conservation Service, U.S. Department of Agriculture.

ACTION: Notice of authorization for watershed planning.

FOR FURTHER INFORMATION CONTACT: Mr. Plater T. Campbell, State Conservationist, Soil Conservation Service, 1370 Hamilton Street, Somerset, New Jersey 08873, telephone number (201) 246–1205.

NOTICE: The New Jersey State Conservationist of the Soil Conservation Service has been authorized to provide planning assistance to local organizations for the Clove Brook Watershed. The State Conservationist may proceed with investigations and surveys as necessary to develop the watershed plan under authority of the Watershed Protection and Flood Prevention Act, Pub. L. 83–566, and in accordance with requirements of the National Environmental Policy act of 1969, Pub. L. 91–190.

Persons intrested in this project may contact Mr. Plater T. Campbell, State Conservationist, Soil Conservation Service, 1370 Hamilton Street, Somerset, New Jersey 08873, telephone number (202) 246–1205.

(Catalog of Federal Domestic Assistance Program No. 10.904, Watershed Protection and Flood Prevention Program)

Joseph W. Haas,
Deputy Chief for Natural Resource Projects.
June 18, 1980.

[FR Doc. 80-20142 Filed 7-3-80; 8:45 am]
BILLING CODE 3410-16-M

CIVIL AERONAUTICS BOARD

[Dockets 31290 and 37819; Order 80-6-178]

Establishment of the Interim Standard Industry, Industry Fare Level, and Petition of Air Transport Association for Rulemaking

Order

The Airline Deregulation Act of 1978 (ADA) requires that the Board compute a "standard industry fare level" (SIFL) based upon the fare level in effect on July 1, 1977, and not less than semiannually, update the SIFL by increasing or decreasing it by the percentage change in actual operating costs per available seat-mile (ASM) for interstate and overseas transportation combined. Once computed, the SIFL becomes the benchmark for measuring the statutory zone of reasonableness. The Board has periodically adjusted the SIFL on July 1, September 1, and November 1, 1979. The September and November adjustments reflected chages caused by the rapid inflation in fuel expense solely. With the January 1, 1980 adjustment (Order 79–12–162) we adopted the policy of adjusting non-fuel costs on a bi-monthly basis as well. The bi-monthly SIFL adjustments for fuel costs were adopted because of the rapid escalation of fuel prices which were being experienced during this period. (See Order 79–8–184).

We note that fuel price increases have recently moderated as has the rate of general inflation. With the indication of greater stability in fuel prices, fuel cost increases may well be no greater than the inflation rate for the balance of the year, and in terms of real prices, could conceivably decline. However, we have continued with our methodology of a four month moving average for projecting fuel costs. This methodology has resulted in some understatements as well as overstatements of actual fuel costs in past periods, but, as we have noted in prior orders, tends to be self-correcting over time. However, because of the lessened volatility in fuel costs and given current policies of interim expanded fare flexibility policy (PS–94) we are returning to a six-month SIFL adjustment period as set forth in Section 1002(d)(6)(B) of the ADA for both fuel and non-fuel SIFL cost adjustments. This will minimize our involvement in airline pricing.

We have evaluated the non-fuel increases on both an annual and quarterly basis and have determined that the moderation of non-fuel cost increases and the absence of unusual increases in non-fuel costs in the first quarter of 1980 over 1979 prompts the return to use of annual data for the projection of non-fuel costs. As noted in our previous order (80–4–211), twelve-month data are more reliable because quarterly results can be completely distorted, and in the absence of unusual circumstances, annual data provide a preferable base. For this reason, we are also denying the Air Transport Association's petition for rulemaking in Docket 37819. The petition asked that we regularly use quarterly data when updating both the SIFL and the Standard Foreign Fare Level. Although the petition is being denied, we retain the option us using quarterly data on those occasions when the advantage—keeping up with sudden shifts in inflation—outweighs the potential distortion.

May 1980 fuel costs are now available and indicate an increase in average price per gallon of .76 cents over April to 87.14 cents. Applying our methodology to the year ended March 1980 financial data and May 1980 fuel costs [1] and projecting fuel and non-fuel costs to October 1, 1980, raises the SIFL about 3.1 percent over the level effective May 1, 1980. (Appendix filed as part of the original document.)

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly section 1002:

[1] Trunk and local service carrier scheduled service fuel price calculation.

Month	Price/ gallon (cents)	Change from previous month (cents)
February 1980	82.81	5.52
March	85.79	2.98
April	86.38	.59
May	87.14	.76

Our methodology projects the average change in price over the last four months to the chosen future date, then adds the projected change to the current fuel price. In this case, we projected an average increase of 2.46 cents per month for four and one-half months (to October 1), then adds this 11.07 cents increase to the May price—projecting a cost of 98.21 cents per gallon as of October 1, 1980.

1. We set the Standard Industry Fare Level effective July 1, 1980, as follows: Terminal charge: $25.92, plus .1418/mile (0–500 miles); .1081/mile (501–1,500 miles); .1039/mile (over 1,500 miles).

2. We deny the Air Transport Association's petition for rulemaking in Docket 37819.

This order shall be served on the Air Transportation Association of America and shall be published in the **Federal Register.**

By the Civil Aeronautics Board.

All members concurred.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 80-20213 Filed 7-3-80; 8:45 am]

BILLING CODE 6320-01-M

[Docket 37294, Order 80-6-173]

Priority and Nonpriority Domestic Service Mail Rates Investigation

Order To Show Cause

By Order 78–11–80, the Board adopted a review procedure and updating formula for establishing final domestic service mail rates for future periods on a semi-annual basis. The update procedure has been modified subsequently.[1] The present order to show cause reflects all revisions adopted by the Board and proposes tentative final rates for the third quarter of calendar year 1980.

In addition, it also incorporates one modification to the formula. As indicated in Order 79–7–16, we have restated the 1974 base period cost data to reflect the capitalization of leases for comparative purposes. In the past, we have been adjusting the latest cost data to insure comparability with cost data for periods prior to the change in accounting for lease expense. The carriers have provided sufficient data to enable us to restate cost data for the 1974 base period. It will no longer be necessary to adjust the reported data.

Also, as indicated in Order 80–6–91, June 17, 1980, the proposed final rates for the third quarter of 1980, set forth in the attached Appendix A, shall serve as temporary rates for that quarter until the final rate order is issued. Since these rates are subject to retroactive adjustment, we waive the procedural requirements of Rule 310 with respect to the establishment of these temporary rates.

It was necessary to estimate the amount of regulatory depreciation for the last quarter of 1979 and the first quarter of 1980 for four carriers.[2] Reporting Directive No. 4, effective December 31, 1979, waived the requirement for unsubsidized carriers to file Schedule P–5(a), "Components of Flight Equipment Depreciation," which provided regualtory depreciation data. We were able to obtain this data for the other seven carriers. At this time we do not intend to reinstate the requirement to file Schedule P–5(a). However, we expect in the near future to issue a notice of proposed rulemaking signaling our intent to change our policy in regard to the use of regulatory depreciation.[3] This will probably limit the use of regulatory depreciation for ratemaking purposes to subsidized carriers and result in the use of carrier reported depreciation for unsubsidized carriers.

The tenatative service mail rates set forth in the attached Appendix A reflect the application of the following cost escalation factors:

1. Fuel cost: the cost per gallon as at August 15, 1980, is estimated by (a) computing the average monthly increase in price over the latest four months; (b) projecting the average monthly increase for a period of three months; and (c) adding the three-month increase to the May 1980 cost per gallon. (See Appendix D).[4]

2. Other costs: cost escalation from October 1, 1979, to October 1, 1980, is based on a comparison of unit costs for the year ended March 31, 1979 with unit costs for the year ended March 31, 1980.

These rates represent increases of about 8.3 percent for the linehaul charges and about 6 percent for the terminal charges from the final service mail rates established for the second quarter of calendar year 1980. The major cause for the increase is continued increases in fuel costs. Fuel costs increased by about 45 percent while nonfuel costs increased by about 10 percent.

The Board tentatively finds and concludes that:

(1) The fair and reasonable rates of compensation to be paid in their entirety by the Postmaster General pursuant to the provisions of section 406 of the Federal Aviation Act of 1958, as amended, to the carriers for the transportation of that mail described in Order 79–7–16, ordering paragraph 3, subparagraphs (c), (d) and (e), between the points listed in subparagraph (c), *supra*, the facilites used and useful therefor, and the services connected therewith, for the period July 1 through September 30, 1980, are those rates set forth in the attached Appendix A.[4]

(2) Order 79–7–16, ordering paragraph 3(g), shall be amended to read as follows: All weight in excess of the minimum chargeable weight per container established herein shall be charged at the sum of the full linehaul charge for the applicable service established in subparagraph (e) above, and the capacity-related portion of the terminal charge per pound originated as follows:

	Standard container	Daylight container
July 1, 1980, through Sep. 30, 1980	3.787 cents	3.757 cents.

(3) The fair and reasonable temporary rates of compensation for the transportation of mail by aircraft in domestic service for the period October 1, 1980, until further Board order are the final rates established for the period July 1 through September 30, 1980.

(4) The terms and conditions applicable to the transportation of each class of mail at the rates established here are those set forth in Order 79–7–16.

Accordingly, pursuant to the Federal Aviation Act of 1958, as amended, particularly sections 204(a) and 406, and the Board's Procedural Regulations promulgated in 14 CFR, Part 302,

1. We direct all interested persons to show cause why the Board should not adopt the foregoing tentative findings and conclusions, and fix, determine and publish the final rates specified above to be effective July 1 through September 30, 1980.

2. We direct all interested persons having objections to the rates or to the tentative findings and conclusions proposed here to file with the Board a notice of objection within ten (10) days after the date of service of this order, and, if notice is filed, to file a written answer and any supporting documents within 30 days after service of this order.

3. If no notice is filed, or, if after notice, no answer is filed within the designated time, or if an answer timely filed raises no material issue of fact, we will deem all further procedural steps waived and we may enter an order incorporating the tentative findings and conclusions set forth here and fixing the final rates set forth in the attached Appendix A.[4]

4. The fair and reasonable temporary rates of compensation for the transportation of mail by aircraft in domestic service for the period July 1, 1980, until further Board order are the rates set forth in the attached Appendix A.[4]

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[1] See Orders 79–7–16, 79–7–95, 79–12–128, 80–3–160 and 80–6–91.

[2] Braniff, National, Trans World and United.

[3] See 14 CFR 399.42.

[4] Appendices A through D filed as part of the original document.

5. We shall serve this order upon all parties to the proceeding in Docket 23080–2.

We shall publish this order in the **Federal Register.**

By the Civil Aeronautics Board. [5]

Phyllis T. Kaylor,

Secretary.

[FR Doc. 80–20212 Filed 7–3–80; 8:45 am]

BILLING CODE 6320–01–M

DEPARTMENT OF COMMERCE

Economic Development Administration

Notice of Petitions by Producing Firms for Determinations of Eligibility To Apply for Trade Adjustment Assistance

Petitions have been accepted for filing from the following firms: (1) The Central Foundry Company, P.O. Box 188, Holt, Alabama 35405, a producer of iron castings (accepted June 12, 1980); (2) Moonlight Shake Mill, P.O. Box 366, Pacific Beach, Washington 98571, a producer of cedar shakes and shingles (accepted June 12, 1980); (3) Glen of Michigan, Inc., 77 Hancock Street, Manistee, Michigan 49660, a producer of women's jackets, skirts, pants, shorts and blouses (accepted June 12, 1980); (4) Son Cedar Products, Inc., P.O. Box 648, Darrington, Washington 98241, a producer of cedar shakes and shingles (accepted June 12, 1980); (5) Michelfelder's Lunch Meats, Inc., 5419 North Mascher Street, Philadelphia, Pennsylvania 19120, a meat processor (accepted June 12, 1980); (6) Covington Manufacturing Company, 1019 Washington Street, Covington, Indiana 47932, a producer of men's and boys' coats and jackets (accepted June 16, 1980); (7) Sprite Industries, 2512–B East Fender Avenue, Fullerton, California 92631, a producer of automotive stereo amplifiers (accepted June 16, 1980); (8) Eileen Hope, Inc., 14 Newport Road, Duncannon, Pennsylvania 17020, a producer of women's pants, skirts, blazers and blouses (accepted June 17, 1980); (9) Silin Manufacturing Company, 286 Congress Street, Boston, Massachusetts 02210, a producer of women's dresses and aprons (accepted June 17, 1980); (10) The Finney Company, 34 West Interstate Street, Bedford, Ohio 44146, a producer of antennas and electronic components (accepted June 17, 1980); (11) Long Engineering, Inc., 600 E. Green Street, Waveland, Indiana 47989, a producer of stereo speakers (accepted June 17, 1980); (12) McCrackin Industries, Inc., 4310 Old MacDonough Road, Conley, Georgia 30027, a producer of stereo speakers (accepted June 17, 1980); (13) Bennetts of New Haven, Inc., 815 Lincoln Highway East, New Haven, Indiana 46774, a producer of women's jackets, slacks and skirts (accepted June 18, 1980); (14) De Lizza and Elster, Inc., 840 Fifth Avenue, Brooklyn, New York 11232, a producer of jewelry and belts (accepted June 18, 1980); (15) Shoestring Shake Company, P.O. Box 297, Pe Ell, Washington 98572, a producer of red cedar shakes (accepted June 18, 1980); (16) Vaughans Blueridge Nursery, Inc., P.O. Box 130, Pineola, North Carolina 28662, a producer of cut flowers, Christmas tree and floral supplies (accepted June 19, 1980); The Lo-Bel Co., Inc., 390 Fifth Avenue, New York, New York 10018, a producer of boys' coats, suits, vests and slacks (accepted June 19, 1980); (18) Daniels Cedar Products, Inc., P.O. Box 232, Aberdeen, Washington 98520, a producer of cedar shakes, shingles, shims and ridges (accepted June 20, 1980); (19) Zur Industries, Inc., 170 Commercial Street, Gowanda, New York 14070, a producer of heat transfer equipment (accepted June 20, 1980); (20) The Stevens Paper Mills, Inc., 77 Mill Street, Westfield, Massachustts 01085, a producer of capacitor tissue and electrical paperboard (accepted June 24, 1980); (21) Birch Cutting Corporation, Birch Street and Crown Avenue, Scranton, Pennsylvania 18510, a producer of hats, caps and tote bags (accepted June 24, 1980); (22) Waldman Corporation, 3 Eastmans Road, Parsippany, New Jersey 07054, a producer of watch parts (accepted June 24, 1980); (23) Al Acquaire Shirt Company, 114 Straight Street, Paterson, New Jersey 07501, a producer of men's shirts (accepted June 24, 1980); (24) Eastland Woolen Mill, Inc., Corinna, Maine 04928, a producer of wool blend fabrics (accepted June 25, 1980); (25) Acme Precision Products, Inc., 3750 East Outer Drive, Detroit, Michigan 48234, a producer of zinc die castings (accepted June 26, 1980); (26) Taffy Apple, Inc., 3105 East 10th Avenue, Hialeah, Florida 33013, a producer of women's tops, shorts, rompers and dresses (accepted June 26, 1980); (27) Superscope Inc., 20525 Nordhoff Street, Chatsworth, California 91311, a producer of audio equipment, pianos and tape products (accepted June 27, 1980); and (28) Chi Company, Route 2 Box 720, Buchanan, Michigan 49107, a producer of wine (accepted June 30, 1980).

The petitions were submitted pursuant to Section 251 of the Trade Act of 1974 (P.L. 93–618) and Section 315.23 of the Adjustment Assistance Regulations for Firms and Communities (13 CFR Part 315).

Consequently, the United States Department of Commerce has initiated separate investigations to determine whether increased imports into the United States of articles like or directly competitive with those produced by each firm contributed importantly to total or partial separation of the firm's workers, or threat thereof, and to a decrease in sales or production of each petitioning firm.

Any party having a substantial interest in the proceedings may request a public hearing on the matter. A request for a hearing must be received by the Chief, Trade Act Certification Division, Economic Development Administration, U.S. Department of Commerce, Washington, D.C. 20230, no later than the close of business of the tenth calendar day following the publication of this notice.

Jack W. Osburn, Jr.,

Chief, Trade Act Certification Division, Office of Eligibility and Industry Studies.

[FR Doc. 80–20105 Filed 7–3–80; 8:45 am]

BILLING CODE 3510–24–M

COUNCIL ON WAGE AND PRICE STABILITY

Price Advisory Committee; Cancellation of Meeting

Announced Time and Place of Meeting: On June 24, 1980, the Council on Wage and Price Stability announced that the next regularly scheduled meeting of its Price Advisory Committee would be July 9, 1980, at 10:00 a.m. in Room 2008 of the New Executive Office Building, 726 Jackson Place, N.W., Washington, D.C. 20503 (45 FR 42364). This meeting has been postponed. The meeting will be rescheduled soon, at a time and place to be announced.

Additional Information: For additional information please telephone the Office of Public Affairs at (202) 456–6756.

Dated: July 2, 1980.

David A. Henderson,

Acting Advisory Committee, Management Officer.

[FR Doc. 80–20278 Filed 7–3–80; 8:45 am]

BILLING CODE 3175–01–M

DEPARTMENT OF DEFENSE

Department of the Air Force

Notice of New Systems of Records

AGENCY: Department of the Air Force.

[5] All members concurred.

ACTION: Notice of a new system of records.

SUMMARY: The Air Force proposes to establish a new system of records subject to the Privacy Act of 1974. The system notice for this new system of records is published below.

DATES: This system shall be effective as proposed without further notice on August 6, 1980, unless comments are received on or before, which would result in a contrary determination.

ADDRESS: Any comments including written data, views or arguments concerning the proposed system should be addressed to the system manager identified in the notice.

FOR FURTHER INFORMATION CONTACT: Mr. Jon E. Updike, HQ USAF/DAAD(S), Room 4A–1088, The Pentagon, Washington, D.C. 20330, Telephone: (202) 694–3431.

SUPPLEMENTARY INFORMATION: The Air Force systems of records notices inventory subject to the Privacy Act of 1974 (5 U.S.C. 522a) Pub. L. 93–579 have been published to date in the **Federal Register** at:

FR Doc 79–37052 (44 FR 74145) December 17, 1979
FR Doc 80–2008 (45 FR 5514) January 23, 1980
FR Doc 80–6232 (45 FR 13181) February 28, 1980
FR Doc 80–8307 (45 FR 17627) March 19, 1980
FR Doc 80–17287 (45 FR 38098) June 6, 1980
FR Doc 80–18213 (45 FR 41049) June 17, 1980

The Department of the Air Force has submitted a new system report dated May 29, 1980 for this new system report under the provisions of 5 U.S.C. 552a(o) as implemented by Office of Management and Budget (OMB) Circular A–108, Transmittal Memoranda No. 1 and No. 3, dated September 30, 1975 and May 17, 1976 respectively. The OMB guidance was set forth in the **Federal Register** (40 FR 45877) on October 3, 1975.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Service, Department of Defense.

June 30, 1980.

F17101 SG A

SYSTEM NAME:

Automated Medical/Dental Record System.

SYSTEM LOCATION:

At Air Force medikcal centers, hospitals and clinics, major command headquarters and separate operating agency headquarters, Air Force Data Service Center, Air Force Medical Service Center, USAF School of Aerospace Medicine, and USAF School of Health Care Sciences. Official mailing addresses are in the Department of Defense directory in the appendix of the Air Force's Systems notice.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Any individual who is hospitalized in, is dead on arrival at, or has received medical or dental care at an Air Force medical treatment facility. Individuals who have received medical care at other DOD or civilian medical facilities but whose records are maintained at or processed by Air Force medical facilities. Any military active duty member who is on an excused-from-duty status, on quarters, on subsistence elsewhere, on convalescent leave, meets Medical Evaluation Board (MEB) or a Physical Evaluation Board (PEB) on an outpatient basis, or who is hospitalized in a non-federal hospital and for whom an Air Force medical facility has assumed administrative responsibility. Any individual who has undergone medical or dental examinations at any Air Force medical facility (or who has undergone medical examinations at other medical facilities and whose records are maintained or processed by the Air Force), e.g., pre-employment examinations and food handlers examinations, or who has otherwise had medical or dental tests performed at any Air Force medical facility.

CATEGORIES OF RECORDS IN THE SYSTEM:

These records contain demographic data such as patient name, social security number of the patient's sponsor, and Family Member Prefix (FMP). The FMP describes the relationship of the patient to the sponsor, e.g., self, spouse, dependent parent, etc. They may contain address and telephone number. They may also contain automated records of treatment received and medical/dental tests performed on an inpatient or outpatient basis in military medical treatment facilities and of military members treated in civilian facilities. These records may include radiographic images and reports, electrocardiographic tracings and reports, laboratory test results and reports, blood gas analysis reports, occupational health records, dental radiographs reports and records, automated cardiac catheterization data and reports, physical examination reports, patient administration and scheduling reports, pharmacy prescriptions and reports, food service reports, hearing conservation tests, cardiovascular fitness examinations and reports, reports of medical waivers granted for flight duty, and other inpatient and outpatient data and reports. They may contain information relating to medical/dental examinations and treatments, innoculations, appointment and scheduling information, and other medical and/or dental information. Each subsystem will contain only data on the individual patient that relates to its particular activity. Specific subsystems of the Automated Medical/Dental Data System include:

—Air Force Clinical Laboratory Automation System (AFCLAS)/ TRILAB I: This system contains laboratory information—laboratory tests ordered, test results, scheduling and suspense information in addition to patient demographic data. This system is in operation only at Malcolm Grow USAF Medical Center, Andrews AFB, DC and USAF Medical Center Wright-Patterson, Wright-Patterson AFB, OH.

—Allergy Clinic Profiling System: Maintained only at Scott AFB, IL. Contains information about allergy history, tests, and treatment for allergy clinic patients.

—Automated Aeromedical Evacuation System: Maintained only at Scott AFB, IL. Contains information about aeromedical evacuation including diagnosis, destination hospital, origin hospital, dates for evacuation. Output placed in system F16401 GHXO S, Patient Evacuation Manifest.

—Automated Cardiac Catheterization Laboratory System (ACCLS): This system contains, in addition to demographic data, results of automated cardiac catheterization procedures, including wave forms, pressures, oxygen saturations and other similar cardiac data. This system will be in operation at the USAF School of Aerospace Medicine and USAF medical centers.

—Automated Inpatient Data System: Coded (International Classification of Diseases) abstracts of individual medical records and deaths. Retained at major air commands and at Headquarters USAF.

—Computer Assisted Practice of Cardiology (CAPOC) System: This system contains, in addition to demographic data, wave forms from electrocardiograms (ECGs), diagnoses, and the name of the physician reading the ECG. This system will be installed at every Air Force medical center, hospital and clinic in the Continental United States and Hawaii.

—Dental Data System (DDS): System contains records on individual patients which describe dental treatment received and name of the health care provider. For active duty

personnel only, a monthly computer tape is sent to the base level personnel system for updating the dental portion of the individual's personnel record (F03501 DPMDQIA). Also, provides a monthly dental staffing report, on paper, listing names of staff assigned, grade, and other personnel information. This system may be installed at all Air Force Dental treatment facilities.

—DATASTAT Pharmacy System (Formerly PROHECA): This system contains pharmacy data—prescriptions ordered and refilled and information about patient drug allergies and reactions. This system will be located only at USAF Hospital Shaw AFB, SC and USAF Clinic, Charleston, SC.

—Health Evaluation And Risk Tabulation (HEART): This system will include information about cardiovascular risk factors (weight, ECG, family history, sex, blood lipids, level of general activity), prediction of risk of cardiovascular events and recommendations and results of recommended intervention. It will be operational at every Air Force medical center, hospital, and clinic.

—Patient Appointment and Scheduling System (PAS): This system will contain information about patient's past appointments and future appointments (doctor, clinic, time, medical complaint). Will be located at USAF Medical Center, Wright-Patterson AFB, OH; Ehrling-Berquest USAF Regional Hospital, Offutt AFB, NE; USAF Hospital, Homestead AFB, FL; USAF Hospital, Carswell AFB, TX; and USAF Medical Center, Keesler AFB, MS.

—Interim Patient Registration and Clinical Laboratory System (IPR/CLS): Will be maintained only at Wilford Hall USAF Medical Center. Will contain laboratory data and scheduling similar to AFCLAS/TRILAB I above.

—Surgical Scheduling System (SSS): Used only at Wilford Hall USAF Medical Center, Lackland AFB, TX. Contains scheduling information about patients scheduled for surgery, including room scheduled, time, date, procedure and surgeon.

—Telemed System: Maintains ECG data similar to CAPOC above. It is currently in opertion at many Air Force medical centers, hospitals, and clinics. It is expected to eventually be completely replaced by the CAPOC sub-system.

—Tri-Laboratory System (TRILAB): This system will contain laboratory information about tests ordered and/or performed and results of the tests, similar to AFCLAS/TRILAB I above. This system will be located at the hospitals and medical centers at Wright-Patterson AFB, OH; Andrews AFB, MD; Scott AFB, IL; and Sheppard AFB, TX.

—Tri-Pharmacy System: This system will contain information about patient pharmacy encounters, similar to DATASTAT above. This system will be located only at the hospitals and medical centers at Carswell AFB, TX; Andrews AFB, MD; Travis AFB, CA; Eglin AFB, FL; and at Wilford Hall USAF Medical Center, Lackland AFB, TX.

—Tri-Radiology System (TRIRAD): This system will contain information about radiology—exams scheduled, exams performed, diagnoses from radiology procedures, name of health care providers ordering and interpretor procedures. This system will be located only at the Air Force medical centers or hospitals at Travis AFB, CA; Scott AFB, IL; March AFB, CA; Andrews AFB, MD; and Wilford Hall USAF Medical Center, Lackland AFB, TX.

—Tuberculosis Control System: Maintained only at Scott AFB, IL. This subsystem contains information on TB patients including diagnoses, tests, treatment, TB culture results, etc.

—Uniform Chart of Accounts (UCA) Pharmacy: This system maintains a refill-log on prescriptions which maintains patient's name and prescription information (drug, strength, prescription number, etc.). This system may eventually be installed at all Air Force medical centers, hospitals, and clinics.

—Uniform Chart of Accounts (UCA) Radiology Logging: This system maintains a list of patients who have undergone radiological examinations and data about the examinations (type of exam, date, time, etc.). This system may eventually be installed at all Air Force medical centers, hospitals, and clinics.

AUTHORITY FOR MAINTENANCE:

Title 10, United States Code, Chapter 55, Medical and Dental Care, including Sections 1071 to 1078.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND PURPOSES OF SUCH USE:

Used to provide input to other DOD medical records systems including the Clinical Records and Related Documents System (F16804 SGHB A), the Health and Outpatient Records System (F16805 ASGHB R), the Dental Health Records System (F16201 SGD A) and other related systems, including corresponding records systems for other DOD agencies (e.g., Army and Navy) when such agency is normally the primary source or repository of medical information about and provides medical care to the individual. This system may provide information to the Medical Recommendation For Flying Duty System (F16101 SGPA A). Used as a record of patient's medical/dental health, diagnosis, and treatment and disposition while authorized care. Used to help determine individual's qualification for duty, for security clearances and for assignments. Used by an individual or his legal representative for further medical care, legal purposes, or other uses such as insurance requests or compensation claims when specifically authorized by the patient. Used by physicians/dentists and other health care providers for further care of the patient, research, teaching, and legal purposes. Used by medical treatment facility staff for evaluation of staff performance in the care rendered; for preparation of statistical reports; for reporting communicable diseases and other conditions required by law to federal and state agencies. Used by Army, Navy, Veterans Administration, Public Health Service or civilian hospitals for continued medical care of the patient. Used by attorneys and courts for legal purposes—record is released only upon receipt of the signed authorization of the individual (or his legal guardian) or an order from a court of competent jurisdiction. Used by insurance companies (only with the patient's written consent for release) for arbitrating insurance claims. used by other DOD agencies such as the Armed Forces Institute of Pathology, by DOD investigative agencies when required for an investigation they are conducting, by Judge Advocate General for litigation purposes. Records on treatment for drug or alcohol abuse are limited to individuals providing treatment or rehabilitation or for research. Disclosure is subject to 21 USC 1175 for records related to drug abuse and 42 USC 4582 for those related to alcohol abuse. Used by other Federal agencies such as Veterans Administration and Department of Labor (Workmen's Compensation) for adjudication of claims, for reporting communicable diseases or other conditions required by law. Used by other persons or agencies as specifically authorized by the individual or by law. Note: The major use of this system of records is to provide information to systems listed above and to similar records for other DOD agencies.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Data maintained primarily on magnetic tape or disks. May also be maintained:

—In file folders
—On paper or computer paper printout's or punched cards
—On roll microfilm
—On Microfiche

RETRIEVABILITY:

Filed by Social Security Number (SSN) or by SSN of the individual or his/her sponsor in combination with the Family Member Prefix (FMP). The FMP describes the relationship of the patient to his sponsor, e.g., second oldest dependent child, spouse, self, etc. May also be retrieved by the individual's name or by other identification or system number such as inpatient register number, laboratory accession number, pharmacy prescription number, radiology report number, etc.

SAFEGUARDS:

Records are accessed by medical records custodians or other person(s) responsible for maintaining the record system in performance of their official duties, by commanders of Air Force medical treatment facilities or by personnel authorized by the medical records custodian(s), i.e., administrative employees, Peer Review and Utilization Review committees, etc. Records are controlled by computer system software including the use of pass words or other user identification systems, and by limiting physical access to the computer and computer terminals. Except when under direct physical control of authorized individuals, records will be stored in locked rooms or in locked cabinets. Records are accessed by authorized personnel who are properly screened and cleared for a need to know. Air Force Regulation 300-13 describes procedures for protection of personal data in automated systems.

RETENTION AND DISPOSAL:

Computer files are retained at military bases, major command and separate operating agency computer installations, AF Data Services Center, AF Medical Service Center, USAF School of Aerospace Medicine, or the USAF School of Health Care Sciences for variable lengths of time depending upon the type of information involved and the size and mission of the medical treatment facility. Some files may be maintained at base data processing facilities or may be maintained by private service bureaus under contract with the Air Force or Department of Defense. Retention time may vary from one day to ten years or more. Records are disposed of by erasure of the magnetic computer records and destruction of the computer related worksheets on paper, film, or other media by tearing, shredding, pulping, burning or other destructive methods. Identical medical/dental information may be retained for longer periods of time in other medical records systems, including the "Health and Outpatient Records System" (F 16805, ASGHB R), the "Clinical Records and Related Documents System" (F 16804 SGHB A), and "Dental Health Records" (F16201 SGD A).

SYSTEM MANAGER AND ADDRESS:

Major command and separate operating agency headquarters and Air Force Medical Service Center, commanders of USAF medical centers, hospitals, and clinics, USAF School of Health Care Sciences, Aerospace Medical Division, Brooks AFB, Texas, and the USAF School of Aerospace Medicine, Brooks AFB, Texas. Official mailing addresses are in the Department of Defense directory in the appendix to the Air Force Systems notice.

NOTIFICATION PROCEDURE:

Requests from individuals should be directed to the System Manager at the hospital or office where the record was created and/or where the individual currently receives medical care. Request should specify which specific subsystems are requested. Requests should include complete name (including maiden name), sponsor's name, Social Security Number or Service Number of person through whom eligibility is established, category of record desired, year and medical facility in which treatment was provided, and whether treatment was inpatient or outpatient. If the individual establishes eligibility through a sponsor other than self, the request should include the relationship to the sponsor, e.g., spouse, second oldest child, parent, etc.

Note.—The individual can generally obtain more complete information by requesting records from F16201 SGD A (Dental Health Records), F16804 SGHB A (Clinical Records and Related Documents), and/or F16805 ASGHB R (Health and Outpatient Records) in addition to (or instead of) from this system.

RECORDS ACCESS PROCEDURE:

Address request to System's Manager. Official mailing addresses are in the Department of Defense Directory in the appendix to the Department of Air Force's systems notice.

CONTESTING RECORD PROCEDURES:

The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

RECORD SOURCE CATEGORIES:

Information is obtained directly fromthe individual whenever practical and possible, from other individuals when necessary, e.g., when the patient is a child or is in coma, from other medical institutions, from automated systems interfaces, from medical records, and from patient interactions with physicians and other health care providers.

SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

None.

[FR Doc. 80-20136 Filed 7-3-80; 8:45 am]
BILLING CODE 3910-01-M

DEPARTMENT OF ENERGY

Economic Regulatory Administration

[ERA Docket No. 80-CERT-017]

Public Service Electric & Gas Co.; Certification of Eligible Use of Natural Gas To Displace Fuel Oil

Public Service Electric and Gas Company (Public Service) filed an application for certification of an eligible use of natural gas to displace fuel oil at eight of its electric generating stations in New Jersey, with the Administrator of the Economic Regulatory Administration (ERA) pursuant to 10 CFR Part 595 on April 17, 1980. Notice of that application was published in the **Federal Register** (45 FR 37723, June 4, 1980) and an opportunity for public comment was provided for a period of ten (10) calendar days from the date of publication. No comments were received.

The ERA has carefully reviewed Public Service's application in accordance with 10 CFR Part 595 and the policy considerations expressed in the Final Rulemaking Regarding Procedures for Certification of the Use of Natural Gas to Displace Fuel Oil (44 FR 47920, August 16, 1979). The ERA has determined that Public Service's application satisfies the criteria enumerated in 10 CFR Part 595, and, therefore, has granted the certification and transmitted that certification to the Federal Energy Regulatory Commission. A copy of the transmittal letter and the actual certification are appended to this notice.

Issued in Washington, D.C., on June 25, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

Appendix

June 25, 1980.

Re ERA Certification of Eligible Use ERA Docket No. 80–CERT–017 Public Service Electric and Gas Company

Mr. Kenneth F. Plumb,
Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C.

Dear Mr. Plumb: Pursuant to the provisions of 10 CFR Part 595, I am hereby transmitting to the Commission the enclosed certification of an eligible use of natural gas to displace fuel oil. This certification is required by the Commission as a precondition to interstate transportation of fuel oil displacement gas in accordance with the authorizing procedures in 18 CFR Part 284, Subpart F. As noted in the certificate, it is effective for one year from the date of issuance, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. A copy of the enclosed certification is also being published in the **Federal Register** and provided to the applicant.

Should the Commission have any further questions, please contact Mr. Albert F. Bass, Deputy Director, Division of Natural Gas, Economic Regulatory Administration, 2000 M Street, N.W., Room 7108, Washington, D.C. 20461, telephone (202) 653–3286. All correspondence and inquiries regarding this certification should reference ERA Docket No. 80–CERT–017.

Sincerely,

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

Enclosure

Certification by the Economic Regulatory Administration to the Federal Energy Regulatory Commission of the Use of Natural Gas for Fuel Oil Displacement by the Public Service Electric & Gas Co., ERA Docket No. 80–CERT–017

Application for Certification

Pursuant to 10 CFR Part 595, Public Service Electric and Gas Company (Public Service) filed an application for certification of an eligible use of approximately 4 billion cubic feet of natural gas to displace fuel oil at eight of its electric generating stations in New Jersey: Bergen in Ridgefield, Essex in Newark, Hudson in Jersey City, Kearney in Kearney, Linden in Linden, Sewaren in Sewaren, Edison in Edison, and Mercer in Trenton, with the Administrator of the Economic Regulatory Administration (ERA) on April 17, 1980. The application states that the eligible seller of the gas is the East Tennessee Natural Gas Corporation (East Tennessee) and the gas would be transported by the Tennessee Gas Pipeline Company and the Transcontinental Gas Pipe Line Corporation. The application indicates that the use of this natural gas is estimated to displace the use of approximately 602,000 barrels of No. 6 fuel oil (0.3 percent sulfur) and approximately 16,000 barrels of No. 2 fuel oil (0.2 percent sulfur) or kerosene (0.1 percent sulfur) per year at the above eight electric generating stations. The application also indicates that neither the gas nor the displaced fuel oil will be used to displace coal in the applicant's facilities.

Certification

Based upon a review of the information contained in the application, as well as other information available to ERA, the ERA hereby certifies, pursuant to 10 CFR Part 595, that the use of approximately 4 billion cubic feet of natural gas at Public Service's eight electric generating stations in New Jersey purchased from East Tennessee is an eligible use of gas within the meaning of 10 CFR Part 595.

Effective Date

This certification is effective upon the date of issuance, and expires one year from that date, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. It is effective during this period of time for the use of up to the same certified volume of natural gas at the same facilities purchased from the same eligible seller.

Issued in Washington, D.C., on June 25, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

[FR Doc. 80–20113 Filed 7–3–80; 8:45 am]
BILLING CODE 6450–01–M

[ERA Docket No. 79–CERT–116A]

Mississippi Power & Light Co.; Amendment To a Certification Issued for Eligible Use of Natural Gas To Displace Fuel Oil

On March 31, 1980, Mississippi Power and Light Company (MP&L) filed an application for amendment of a certification issued on Feburary 19, 1980 (79–CERT–116) 45 FR 14244, March 5, 1980), for an eligible use of natural gas to displace fuel oil at is Delta Steam Electric Stations, Unit #1 and Unit #2, located in Cleveland, Mississippi, with the Administrator of the Economic Regulatory Administration (ERA) pursuant to 10 CFR Part 595. Notice of that amendment request was published in the **Federal Register** (45 FR 39529, June 11, 1980) and an opportunity for public comment was provided for a period of ten (10) calendar days from the date of publication. No comments were received.

The ERA has carefully reviewed MP&L's request for amendment in accordance with 10 CFR Part 595 and the policy considerations expressed in the Final Rulemaking Regarding Procedures for Certification of the Use of Natural Gas to Displace Fuel Oil (44 FR 47920, August 16, 1979). The ERA has determined that MP&L's amended certification satisfies the criteria enumerated in 10 CFR Part 595, and, therefore, has granted the amendment and transmitted the amended certification to the Federal Energy Regulatory Commisssion. A copy of the transmittal letter and the amended certification are appended to this notice.

Issued in Washington, D.C., on June 27, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

Appendix

June 27, 1980.

Re ERA Certification of Eligible Use Amendment to ERA Docket No. 79–CERT–116A Mississippi Power & Light Company

Mr. Kenneth F. Plumb,
Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C.

Dear Mr. Plumb: Pursuant to the provisions of 10 CFR Part 595, I am hereby transmitting to the Commission the enclosed amended certification of an eligible use of natural gas to displace fuel oil. This certification is required by the Commission as a precondition to interstate transportation of fuel oil displacement gas in accordance with the authorizing procedures in 18 CFR Part 284, Subpart F. As noted in the amended certificate, it is effective until February 19, 1981 (the expiration date of the original certificate), unless a shorter period of time is required by 18 CFR Part 284, Subpart F. A copy of the enclosed amended certification is also being published in the **Federal Register** and provided to the applicant.

Should the Commission have any further questions, please contact Mr. Albert F. Bass, Deputy Director, Natural Gas Division, Economic Regulatory Administration, 2000 M Street, N.W., Room 7108, Washington, D.C. 20461, telephone (202) 653–3286. All correspondence and inquiries regarding this

certification should reference ERA Docket No. 79–CERT–116A.

Sincerely,

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

Enclosure

Amendment to a Certification by the Economic Regulatory Administration to the Federal Energy Regulatory Commission of the Use of Natural Gas for Fuel Oil Displacement by the Mississippi Power & Light Co., ERA Docket No. 79–CERT–116A

Application for an Amended Certification

Pursuant to 10 CFR Part 595, Mississippi Power and Light Company (MP&L) filed an application for amendment to a certification (79–CERT–116, 45 FR 14244, March 5, 1980) of an eligible use of natural gas to displace fuel oil at MP&L's Delta Steam Electric Stations, Unit #1 and Unit #2 (DSES #1 and DSES #2), located in Cleveland, Mississippi, with the Administrator of the Economic Regulatory Administration (ERA) on March 31, 1980. The original eligible seller of the gas and transporter is the Michigan Wisconsin Pipeline Company (Michigan Wisconsin) and MP&L has requested that the Michigan Consolidated Gas Company (Michigan Consolidated) be added as an additional seller and transporter. MP&L also requests that the volume of gas originally certified be increased from up to 40,000 Mcf per day to up to 60,000 Mcf per day which is estimated to displace the combined use of approximately 9,300 barrels of No. 6 residual fuel oil (2.5 percent sulfur) per day at DSES #1 and DSES #2. The application also indicates that neither the gas nor the displaced fuel oil will be used to displace coal in the applicant's facilities.

Amended Certification

Based upon a review of the information contained in the application, as well as other information available to ERA, the ERA hereby certifies, pursuant to 10 CFR Part 595, that the use of up to 60,000 Mcf of natural gas per day at DSES #1 and DSES #2 purchased from Michigan Wisconsin and Michigan Consolidated in an eligible use of gas within the meaning of 10 CFR Part 595.

Effective Date

This certification is effective upon the date of issuance, and expires on February 18, 1981, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. It is effective during this period of time for the use of up to the same certified volume of natural gas at the same facilities purchased from the same eligible sellers.

Issued in Washington, D.C., on June 27, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

[FR Doc. 80–20111 Filed 7–3–80; 8:45 am]

BILLING CODE 6450–01–M

[ERA Docket No. 80–CERT–018]

Georgia-Pacific Corp.; Recertification of Eligible Use of Natural Gas To Displace Fuel Oil

Georgia-Pacific Corporation (Georgia-Pacific), P.O. Box 756, Lovell, Wyoming 82431, filed an application for recertification of an eligible use of natural gas to displace fuel oil at its gypsum manufacturing facility in Lovell, Wyoming, with the Administrator of the Economic Regulatory Administration (ERA) pursuant to 10 CFR Part 595 on April 30, 1980. Notice of that application was published in the **Federal Register** (45 FR 43459 June 27, 1980).

On June 29, 1979, Georgia-Pacific received the original one-year certification (ERA Docket No. 79–CERT–023) of an eligible use of natural gas purchased from the Montana Power Company and transported by the Montana-Dakota Utilities Company for use at its Lovell facility. Georgia-Pacific has requested that, if necessary, it be issued the recertification prior to the close of the 10-day comment period to prevent disruption of this gas being supplied and transported under the original certification. This recertification will be effective June 29, 1980, in order to provide continuity with the original certificate.

The ERA has carefully reviewed Georgia-Pacific's application and request in accordance with 10 CFR Part 595 and the policy considerations expressed in the Final Rulemaking Regarding Procedures for Certification of the Use of Natural Gas To Displace Fuel Oil (44 FR 47920, August 16, 1979). The ERA has determined that Georgia-Pacific's application satisfies the criteria enumerated in 10 CFR Part 595, and therefore, has granted the recertification and transmitted that recertification to the Federal Energy Regulatory Commission. A copy of the transmittal letter and the actual recertification are appended to this notice.

This recertification is being issued prior to the expiration of the 10-day public comment period and being made effective on June 29, 1980, to provide continuity with the original certificate's June 29 expiration date. It is in the public interest to maximize the displacement of fuel oil and not in the public interest to disrupt unnecessarily the displacement of this fuel oil for the short time needed to complete the 10-day comment period, especially since this same purchase and use of gas at these facilities has qualified as an "eligible use" for the past year and continually displaced significant volumes of fuel oil. Public comments will still be accepted by ERA for a 10-day period in view of the ability of the Administrator to terminate a certification for good cause (10 CFR 595.08).

Issued in Washington, D.C., on June 27, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

Department of Energy,
Washington, D.C., June 27, 1980.

Re ERA Recertification of Eligible Use, ERA Docket No. 80–CERT–018 (Recertification of ERA Docket No. 79–CERT–023), Georgia-Pacific Corporation.

Mr. Kenneth F. Plumb,
Secretary, Federal Energy Regulatory Commission, Washington, D.C.

Dear Mr. Plumb: Pursuant to the provisions of 10 CFR Part 595, I am hereby transmitting to the Commission the enclosed recertification of an eligible use of natural gas to displace fuel oil. This recertification is required by the Commission as a precondition to interstate transportation of fuel oil displacement gas in accordance with the authorizing procedures in 18 CFR Part 284, Subpart F. This gas is presently being transported pursuant to ERA's certification of eligible use in Docket No. 79–CERT–023 which expires June 29, 1980. As noted in the recertification, it is effective for one year from June 29, 1980, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. A copy of the enclosed recertification is also being published in the **Federal Register** and provided to the applicant.

Should the Commission have any further questions, please contact Mr. Albert Bass, Deputy Director, Natural Gas Division, Economic Regulatory Administration, 2000 M Street, N.W., Room 7108, Washington, D.C. 20461, telephone (202) 653–3286. All correspondence and inquiries regarding this certification should reference ERA Docket No. 80–CERT–018.

Sincerely,

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

Recertification by the Economic Regulatory Administration to the Federal Energy Regulatory Commission of the Use of Natural Gas for Fuel Oil Displacement by the Georgia-Pacific Corp. [ERA Docket No. 80-CERT-018]

Application for Recertification

Pursuant to 10 CFR Part 595, Georgia-Pacific Corporation (Georgia-Pacific), filed an application for recertification of an eligible use of natural gas for its gypsum manufacturing facility located in Lovell, Wyoming, with the Administator of the Economic Regulatory Administration (ERA) on April 30, 1980. The application states that Georgia-Pacific could purchase up to 500,000 Mcf per year from Montana Power Company (Montana Power) for use at its Lovell facility. It also states, however, that Georgia-Pacific's average natural gas use at the Lovell facility over the past two years is 456,000 Mcf per year and that current curtailment has reduced the availability of natural gas to 73,204 Mcf per year, leaving an approximate additional requirement of 383,000 Mcf per year. The application states that the eligible seller of the gas is the Montana Power Company (Montana Power) and the gas will be transported by the Montana-Dakota Utilities Company. The application indicates that the use of the 393,000 Mcf of natural gas is estimated to displace approximately 2,500,000 gallons of No. 2 fuel oil (0.3 to 0.396 percent sulfur) per year. The application also indicates that neither the gas nor the displaced fuel oil will be used to displace coal in the applicant's facility.

Recertification

Based upon a review of the information contained in the application, as well as other information available to ERA, the ERA hereby recertifies, pursuant to 10 CFR Part 595, that the use of approximately 383,000 Mcf of natural gas per year at Georgia-Pacific's Lovell facility purchased from Montana Power is an eligible use of gas within the meaning of 10 CFR Part 595.

Effective Date

This recertification is effective June 29, 1980, and expires one year from that date, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. It is effective during this period of time for the use of up to the same certified volume of natural gas at the same facility purchased from the same eligible seller.

Issued in Washington, D.C., on June 27, 1980.

F. Scott Bush,

Assistant Administrator, Regulations and Emergency Planning, Economic Regulatory Administration.

[FR Doc. 80-20112 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-01-M

Mesa Petroleum Co.; Proposed Consent Order

AGENCY: Economic Regulatory Administration, Department of Energy.

ACTION: Notice of proposed consent order and opportunity for comment.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) announces a proposed Consent Order and provides an opportunity for public comment on the proposed Consent Order and on potential claims against the refunds deposited in an escrow account established pursuant to the Consent Order.

DATE: Comments by: August 6, 1980.

ADDRESS: Send comments to Alan L. Wehmeyer, Chief, Crude Products Program Management Branch, Central Enforcement District, 324 East 11th Street, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Alan L. Wehmeyer, Chief, Crude Products Program Management Branch, Central Enforcement District, 324 East 11th Street, Kansas City, Missouri 64106. Phone (816) 374-5932.

SUPPLEMENTARY INFORMATION: On June 24, 1980, the Office of Enforcement of the ERA executed a proposed Consent Order with Mesa Petroleum Company (Mesa). Under 10 CFR 205.199J(b), a proposed Consent Order which involves a sum of $500,000 or more in the aggregate, excluding penalties and interest, becomes effective only after the DOE has received comments with respect to the proposed Consent Order. Although the ERA has signed and tentatively accepted the proposed Consent Order, the ERA may, after consideration of the comments it receives, withdraw its acceptance and, if appropriate, attempt to negotiate an alternative Consent Order.

I. The Consent Order

Mesa, with its home office located in Amarillo, Texas, is engaged in the processing and sale of natural gas liquids (NGL) and NGL Products, and is subject to the Mandatory Petroleum and Allocation and Price Regulations at 10 CFR Parts 210, 211, and 212. To resolve certain civil actions which could be brought by the Office of Enforcement of the Economic Regulatory Administration as a result of its audit of Mesa, the ERA Office of Enforcement and Mesa entered into a Consent Order, the significant terms of which are as follows:

1. The Office of Enforcement has examined Mesa's books and records and reviewed all pertinent matters relating to Mesa's compliance with the DOE petroleum price regulations in effect during the period from September 1, 1973 through July 31, 1979. All matters pertaining to compliance with the DOE petroleum price regulations and prices charged by Mesa in sales of NGL and NGL Products during the period September 1, 1973 through July 31, 1979 are resolved by this Consent Order.

2. Mesa will refund $3,000,000.00, which includes interest, as specified in the Consent Order. This refund will take place over a six (6) month period commencing within thirty (30) days of the effective date of the Consent Order.

3. Execution of the Consent Order constitutes neither an admission by Mesa nor a finding by DOE that Mesa has violated any statutes or applicable regulations of the Cost of Living Council, the Federal Energy Office, the Federal Energy Administration or the Department of Energy.

4. The provisions of 10 CFR 205.199J, including the publication of this Notice, are applicable to the Consent Order.

II. Disposition of Refunded Overcharges

In this Consent Order, Mesa agrees to refund, in full settlement of any civil liability with respect to actions which might be brought by the ERA Office of Enforcement, arising out of the transactions specified in I.1. above, the sums of $3,000,000.00, which includes interest, within 7 months after the Consent Order becomes effective. Refunded overcharges plus interest will be in the form of certified checks made payable to the United States Department of Energy and will be delivered to the Assistant Administrator for Enforcement, ERA. These funds will remain in a suitable account pending the determination of their proper disposition.

The DOE intends to distribute the refund amounts in a just and equitable manner in accordance with applicable laws and regulations. Accordingly, distribution of such refunded overcharges requires that only those "persons" (as defined at 10 CFR 205.2) who actually suffered a loss as a result of the transactions described in the Consent Order receive appropriate refunds. Because of the petroleum industry's complex market system, overcharges may have been passed through as higher prices to subsequent

purchasers or offset through devices such as the Old Oil Allocation (Entitlements) Program, 10 CFR 211.67. In fact, the adverse effects of the overcharges may have become so diffused that it is a practical impossibility to identify specific, adversely affected persons, in which case disposition of the refunds will be made in the general public interest by an appropriate means such as payment to the Treasury of the United States pursuant to 10 CFR 205.199I(a).

III. Submission of Written Comments

A. *Potential Claimant:* Interested persons who believe that they have a claim to all or a portion of the refund amount should provide written notification to the ERA at this time. Proof of claims is not now being required. Written notification to the ERA at this time is requested primarily for the purpose of identifying valid potential claims to the refund amount. After potential claims are identified, procedures for the making of proof of claims may be established. Failure by a person to provide written notification of a potential claim within the comment period for this notice may result in the DOE irrevocably disbursing the funds to other claimants or to the general public interest.

B. *Other Comments:* The ERA invites interested persons to comment on the terms, conditions, or procedural aspects of this Consent Order. You should submit your comments or written notification of a claim within 30 days after publication of this notice to Alan L. Wehmeyer, Chief, Crude Products Program Management Branch, ERA Central Enforcement District, U.S. Department of Energy, 324 East 11th Street, Kansas City, Missouri 64106. You may obtain a free copy of this Consent Order by writing to the same address.

You should identify your comments or written notification of a claim on the outside of your envelope and on the documents you submit with the designation, "Comments on Mesa Consent Order." We will consider all comments we receive by August 6, 1980.

Issued in Kansas City, Missouri on the 24th day of June, 1980.

William D. Miller,

District Manager, Central Enforcement District, Economic Regulatory Administration.

[FR Doc. 80-20187 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-01-M

Northern Oil Co., Inc., and Bray Oil Co., Inc.; Final Action on Consent Order

Pursuant to 10 CFR 205.199J, the Economic Regulatory Administration (ERA) of the Department of Energy (DOE) hereby gives notice of final action taken on a consent Order. Under the terms of 10 CFR 205.199J(c), no Consent Order involving sums in excess of $500,000 shall become effective until ERA publishes notice of its execution and solicits and considers public comments with respect to its terms.

On May 9, 1980, ERA published a notice of a Proposed Consent Order which was executed between Northern Oil Company, Inc. and Bray Oil Company, Inc. and the ERA (45 FR 30671-92, May 9, 1980). With this Notice, and in accordance with 10 CFR 205.199J, ERA invited interested persons to comment on the proposed Consent Order. No one submitted comments on the terms and conditions of the Consent Order. The ERA has concluded that the Consent Order as executed between ERA and Northern Oil Co., Inc. and Bray Oil Co., Inc. is an appropriate resolution of the compliance proceedings described in the Notice published May 9, 1980, and hereby gives notice that the Consent Order shall become effective as proposed on May 9, 1980.

Issued in Philadelphia, PA this 18th day of June, 1980.

Edward F. Momorella,

District Manager, Northeast District Enforcement.

[FR Doc. 80-20193 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket Nos. G-4608, et al.]

Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

June 27, 1980.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to Section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before July 15, 1980, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory 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 all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or to be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[1] This notice does not provide for consolidation for hearing of the serveral matters covered herein.

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft [3]	Pressure base
G-4608, D, June 17, 1980	Hemerich & Payne, Inc., Utica at Twenty First, Tulsa, Okla. 74114.	Northern Natural Gas Company, Sec. 34-28S-33W, Haskell County, Kansas.	([1])	
G-17888, C, June 16, 1980	Shell Oil Company, One Shell Plaza, P.O. Box 2463, Houston, Texas 77001.	El Paso Natural Gas Company, NE/4 of Sec. 28-3N-26 ECM, Beaver County, Oklahoma.	([2])	14.65
CI77-345, C, May 12, 1980	Amoco Production Company, P.O. Box 50879, New Orleans, La. 70150.	Sea Robin Pipeline Company, South Marsh Island Blocks 125, 127, 126, and 141, Offshore Louisiana.	([3])	15.025

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft³	Pressure base
CI78-223, C, April 21, 1980	Exxon Corporation, P.O. Box 2180, Houston, Texas 77001.	Trunkline Gas Company, Block 630, West Cameron Area, Offshore Louisiana.	(4)	15.025
CI78-225, C, April 21, 1980	Exxon Corporation	Columbia Gas Transmission Corporation, Block 630, West Cameron Area, Offshore Louisiana.	(5)	15.025
CI78-226, C, April 21, 1980	Exxon Corporation	Northern Natural Gas Company, Block 630, West Cameron Area, Offshore Louisiana.	(6)	15.025
CI78-613, D, Dec. 10, 1979	Hondo Oil & Gas Company, P.O. Box 2819, Dallas, Texas 75221.	El Paso Natural Gas Company, DHY State No. 1 well, Sec. 23-T19S-R28E, Eddy County, New Mexico, limited to the Morrow formation.	Uneconomical to compress	
CI78-816, C, May 5, 1980	Exxon Corporation	Columbia Gas Transmission Corporation, Eugene Island Block 251, Offshore Louisiana.	(7)	15.025
CI79-437, April 9, 1980 [8]	Getty Oil Company, P.O. Box 1404, Houston, Texas 77001.	Southern Natural Gas Company and United Gas Pipe Line Company, Block 242, Vermilion Area, Offshore Louisiana.	(9)	15.025
CI79-613, A, Aug. 20, 1979	Shell Oil Company	Florida Gas Transmission Company, Block 194 Field, Mississippi Canyon, Offshore Louisiana.	(10)	15.025
CI80-86, F, June 19, 1980	GEO. Oil & Gas Company of Houston (successor in interest to Palmer Oil & Gas Company, et al.) P.O. Box 2511, Houston, Texas 77001.	Northwest Pipeline Corporation, Blanco Field, Rio Arriba County, New Mexico.	(11)	14.65
CI80-162, E, Jan. 7, 1980	G.L.M. Oil and Gas Company successor in interest to UV Industries, Inc.), P.O. Box 2511, Houston, Texas 77001.	Montana Dakota Utilities Co., Sec. 19-T25N-R57E, Richland County, Montana.	(12)	15.025
CI80-164, E, Jan. 7, 1980	G.L.M. Oil and Gas Company (successor in interest to UV Industries, INc.), P.O. Box 2511, Houston, Texas 77001.	El Paso Natural Gas Company, E/2 Section 105, Block 8, Pecos County, Texas.	(12)	14.65
CI80-204, F, Feb. 20, 1980	Aminoil of Louisiana, Inc.; P.O. Box 9413, Golden Center One, 2800 North Loop West, Houston, Texas 77018.	Tennessee Gas Pipeline Company, LaRosa Field, LaFourche Parish, Louisiana.	(13)	15.025
CI80-369, A, June 16, 1980	Shell Oil Company (Operator), One Shell Plaza, P.O. Box 2463, Houston, Texas 77001.	Florida Gas transmission Company, Sabine Pass Blocks 10 & 17, Offshore Louisiana and Texas.	(11a)	15.025, 14.65
CI80-370, A, June 16, 1980	Conoco Inc. (Operator), P.O. Box 2197, Houston, Texas 77001.	Tennessee Gas Pipeline Company, Vermilion Block 119, Offshore of Louisiana.	(15)	15.025
CI80-371, A, June 17, 1980	FIN-OIL, Inc., P.O. Box 2159, Dallas, Texas 75221	Trunkline Gas Company, Block A-312, High Island Area, Offshore Texas.	(16)	14.65
CI80-372 (G-5301), B, June 12, 1980.	Getty Oil Company, P.O. Box 1404, Houston, Texas 77001.	Cities Service Gas Company, Volkland 'A' Lease, Rice County, Kansas.	(17)	
CI80-373 (G-17951), B, June 12, 1980.	Getty Oil Company	Transwestern Pipeline Company, South Goodwin Field, Beaver County, Oklahoma.	Depleted and leases have been released.	
CI80-374 (CI71-895), B, June 12, 1980.	Getty Oil Company	Texas Eastern Transmission Corporation, S/2 Block 90 OCS-G-1624 Main Pass Area, Offshore Louisiana.	(18)	
CI80-375, A, June 18, 1980	Phillips Petroleum Company, 5 C4 Phillips Building, Bartlesville, Okla. 74004.	Locust Rige Gas Company, MSU-Anderson E No. 1 located in the Buckhorn Field, Tensas Parish, Louisiana.	(19)	15.025
CI80-376, A, June 16, 1980	Transco Exploration Company, P.O. Box 1396, Houston, Texas 77001.	Trunkline Gas Company, High Island Area Block A-312 (SW/4), Offshore Gulf of Mexico.	(14)	14.73
CI80-377, F, June 13, 1980 [20]	Chevron U.S.A. Inc. (Partial successor in interest to Freeport Oil Company), P.O. Box 7309, San Francisco, Ca. 94120.	Tennessee Gas Pipeline Company, La Rose Field, Lafourche Parish, Louisiana.	(21)	15.025
CI80-378, A, June 16, 1980	Getty Oil Company	Tennessee Gas Pipeline Company, Certain acreage in Vermilion Block 119, Offshore Louisiana.	(15)	15.025

[1] Diversion of part of stream to intrastate user as fuel to operate irrigation pumps for agricultural purposes on the unit where the well is located and on adjoining lands.

[2] Applicant is filing under Gas Purchase Agreement dated 5-19-58, as amended, until it recovers 200% of the deepening costs for the Hauth well. Upon attainment of cost payback, all rights to the NE/4 of Section 28 will revert to Phillips Petroleum Company.

[3] Applicant is filing under Gas Purchase Contract dated 3-2-77, amended by Letter Agreement dated 4-21-80.

[4] Applicant is filing to amend its Contract under Agreement dated 3-7-80 and FERC GRS No. 608.

[5] Applicant is filing to amend its Contract under Agreement dated 3-21-80 and FERC GRS No. 610.

[6] Applicant is filing to amend its Contract under Agreement dated 4-1-80 and FERC GRS No. 611.

[7] Applicant is filing under Contract dated 5-9-78, amended by Amendment dated 4-22-80.

[8] Amendment to add an additional delivery point located on Tenneco Oil Company's Platform in Block 241, Vermilion Area.

[9] Applicant is filing to amend its Contract under Agreement's dated 3-28-80 and 3-31-80 and FERC GRS No. 428.

[10] Applicant is filing under Contract dated 8-1-79.

[11] GEO. Oil is acquiring this property as of 6-1-79 and requests it be issued both temporary and permanent certificates of public convenience and necessity effective 6-1-79. Sales have previously been made under small producer certificates of Palmer Oil & Gas Company CS75-0362, National Bulk Carriers, Inc., CS76-0237, and The Blue Jay Corporation CS75-0363.

[12] G.L.M. is acquiring this property as of 6-15-79. Sales have previously been made pursuant to small producer certificate of U.S. Smelting Refining & Mining Co. CS67-0085, a company which subsequently changed its name to UV Industries, Inc. As a small producer, UV has no Rate Schedule on file for this sale. Applicant requests it be issued a temporary and permanent certificate of public convenience and necessity effective 6-15-79.

[13] Applicant acquired the interest from Freeport Oil Compnay and was previously covered under a small producer certificate issued to Freeport Oil Company in Docket No. CS-69-6.

[14] Applicant is willing to accept a certificate establishing the initial rate as the maximum lawful rate which is applicable to the NGPA.

[15] Applicant is filing under Gas Purchase Contract dated 6-3-80.

[16] Applicant is filing under Gas Purchase and Sales Agreement dated 4-11-80.

[17] The gas reserves underlying the dedicated acreage are not capable of producing gas in commercial quantities and are considered to be depleted. The small remaining gas produced is used for lease fuel.

[18] The gas reserves underlying the dedicated acreage are not capable of producing gas in commercial quantities, have no recompletion possibilities, and are considered to be depleted. Production from Block 90 has ceased and the lease expired on 5-13-78.

[19] Applicant is filing under Gas Purchase Contract dated 4-26-61, amended by Amendment dated 11-6-79.

[20] By instrument entitled "Sublease of Oil, Gas and Mineral Leases", dated 10-30-79, but effective 10-20-79, Applicant acquired a partial interest in six oil and gas leases from Freeport Oil Company.

[21] Applicant is willing to accept a certificate at the rates prescribed by the NGPA of 1978, however, requests that the certificate of public convenience and necessity be effective 10-20-79, said date being the effective date of said Sublease.

Filing Code: A—Initial Service. B—Abandonment. C—Amendment to add acreage. D—Amendment to delete acreage. E—Total Succession. F—Partial Succession.

[FR Doc. 80-20163 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Vol. 220]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

June 20, 1980.

The Federal Energy Regulatory Commission received notices of determination from the jurisdictional agencies listed herein, for the indicated wells, pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a (D) in the DEN column. Estimated annual production is in million cubic feet (MMcf).

The applications for determination in these proceedings together with a copy or description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Persons objecting to any of these final determinations may, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before July 22, 1980.

Please reference the FERC Control Number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-85-M

FERC NO	JA DKT NO	API NO	SELT	DEN	WELL NAME	PROD	PURCHASER
NEW MEXICO DEPARTMENT OF ENERGY & MINERALS							
CONSOLIDATED OIL & GAS INC					RECEIVED: 05/27/80 JA: NM		
8036895		3004523618	103		USHEA NO 1-M	0.0	SOUTHERN UNION GATHERING CO
8036896		3004523618	103		USHEA NO 1-M	0.0	SOUTHERN UNION GATHERING CO
EL PASO NATURAL GAS COMPANY					RECEIVED: 05/27/80 JA: NM		
8036893		3004523375	103		STANDARD OIL COM #1A	130.0	EL PASO NATURAL GAS CO
GULF OIL CORPORATION					RECEIVED: 05/27/80 JA: NM		
8036894		3002526451	103		CENTRAL DRINKARD UNIT NO 432	0.0	EL PASO NATURAL GAS
8036892		3001523052	103		EDDY IL STATE COM NO 1	0.0	EL PASO NATURAL GAS CO
OHIO DEPARTMENT OF NATURAL RESOURCES							
AKRON PETROLEUM CO INC					RECEIVED: 05/29/80 JA: OH		
8037085		3408322665	107		KENNETH HUBBECKE #1	0.0	COLUMBIA GAS TRANS CORP
AMERICAN WELL MANAGEMENT COMPANY					RECEIVED: 05/29/80 JA: OH		
8037159		3412724570	103		MCCORMICK #1	18.0	
8037158		3412724571	103		MCCORMICK NO 2	18.0	
AMERITRUST CO TRUSTEE					RECEIVED: 05/29/80 JA: OH		
8037094		3403500001	108		CLEMINSHAW #1	10.0	EAST OHIO GAS CO
AMTEX OIL AND GAS INC					RECEIVED: 05/28/80 JA: OH		
8036990		3416922298	103		ROMAN S MILLER NO 1	250.0	
APPALACHIAN ENERGY INC					RECEIVED: 05/28/80 JA: OH		
8036908		3401320298	103		C J & R M EARLIMINE #2 A-E-103	30.0	COLUMBIA GAS TRANSMISSION CORP
ASHLAND EXPLORATION INC					RECEIVED: 05/28/80 JA: OH		
8036979		3416722880	108		GEORGE LEE #2	5.0	UNION CARBIDE CORP
8036981		3416722902	108		GEORGE LEE #3	4.0	UNION CARBIDE CORP
8036935		3409920204	108		HAWKINS #1	1.0	THE EAST OHIO GAS CO
8036964		3413320297	108		HENDERSON #1	4.0	THE EAST OHIO GAS CO
8036978		3416722870	108		MARY WYNN #1	5.0	UNION CARBIDE CORP
8036976		3416722798	108		NORMAN WYNN #1	4.0	UNION CARBIDE CORP
8036977		3416722831	108		NORMAN WYNN #3	5.0	UNION CARBIDE CORP
8036980		3416722899	108		POTT MEYER #1	4.0	UNION CARBIDE CORP
8036975		3415720900	108		R BENSON #1	14.0	EAST OHIO GAS CO
8036963		3413320235	108		RICCARDI #1	2.0	THE EAST OHIO GAS CO
8036982		3416722958	108		WOLFORD #1	5.0	UNION CARBIDE CORP
BAY STATE EXPLORATION CO					RECEIVED: 05/29/80 JA: OH		
8037088		3407322269	103		EDITH AMERINE NO 1	35.0	COLUMBIA GAS PIPELINE CO
8037089		3407322150	103		R C AMERINE NO 1	35.0	COLUMBIA GAS PIPELINE CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
BERMAN J SHAFER				RECEIVED: 05/28/80 JA: OH			
8036936		3410322211	103		LOREN MANTZ #1	7.5	COLUMBIA GAS TRANSMISSION CORP
BERRESFORD ENTERPRISES INC				RECEIVED: 05/28/80 JA: OH			
8036987		3416725424	103		BASIL HALL #1	15.0	
8036989		3416725508	103		GEORGE GORDON #1	15.0	
8036988		3416725425	103		RAYMOND TAYLOR #1	15.0	
BERRESFORD ENTERPRISES INC				RECEIVED: 05/29/80 JA: OH			
8037073	07925	3416705110	103		GREGORY & GREENE #1	15.0	
CHANSE PETROLEUM CORPORATION				RECEIVED: 05/28/80 JA: OH			
8036907		3400721196	103		THOMAS & R P SCHLAKA	5.0	
CLARENCE R TUSSEL JR				RECEIVED: 05/29/80 JA: OH			
8037071		3400720032	108		J SNYDER #1	2.7	EAST OHIO GAS CO
8037080		3400720079	108		E ESTES #1	2.1	EAST OHIO GAS CO
8037081		3400720078	108		E SCHON #1	2.8	EAST OHIO GAS CO
8037075		3400720179	108		E SIMAK #1	0.4	EAST OHIO GAS CO
8037083		3400720055	108		H ECKELMEYER #1	3.9	EAST OHIO GAS CO
8037084		3400720046	108		H KOVACIC #1	11.3	EAST OHIO GAS CO
8037076		3400720173	108		H REGER #1	3.8	EAST OHIO GAS CO
8037079		3400720140	108		J ANDERSON #1	12.6	EAST OHIO GAS CO
8037078		3400720147	108		J PEDOR #1	1.5	EAST OHIO GAS CO
8037074		3400720221	108		MARI INVESTMENT #1	0.0	EAST OHIO GAS CO
8037077		3400720172	108		R HUMPHREY #1	2.1	EAST OHIO GAS CO
8037082		3400720057	108		R WHITING #1	8.1	EAST OHIO GAS CO
8037072		3400720051	108		R RUNYAN #1	7.1	EAST OHIO GAS CO
CONSOLIDATED RESOURCES OF AMERICA				RECEIVED: 05/28/80 JA: OH			
8036926		3405922678	103		EUGENE & VERA HURLESS #1	45.8	COLUMBIA GAS TRANSMISSION
CONSOLIDATED RESOURCES OF AMERICA				RECEIVED: 05/29/80 JA: OH			
8037092		3405922146	103		GOLDIE BELL #1	45.6	CINCINNATI GAS & ELECTRIC CO
DALTON & HANNA LTD				RECEIVED: 05/29/80 JA: OH			
8037127		3416921407	108		HOWARD GOOD #1	2.0	COLUMBIA GAS CO
8037128		3416921171	108		KENNETH BADGER #1	3.0	COLUMBIA GAS TRANS
DONALD M ROBINSON				RECEIVED: 05/28/80 JA: OH			
8036941		3411121953	103		HARRY STEINHOFF #1	19.0	
DORAN & ASSOCIATES INC				RECEIVED: 05/28/80 JA: OH			
8036962		3412724694	103		FRANCIS DITTOE #1	12.0	COLUMBIA GAS TRANSMISSION
8036961		3412724669	103		WILLIAM KING #1	12.0	NATIONAL GAS & OIL CORP
DORSET DRILLING CO INC				RECEIVED: 05/28/80 JA: OH			
8036904		3400721149	103		GORDON #3	25.0	JONES & LAUGHLIN STEEL CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8036902		3400711250	103		RUZGA #1	25,0	JONES & LAUGHLIN STEEL CORP
8036906		3400721193	103		RYSKA/DENMARK #5	25,0	JONES & LAUGHLIN STEEL CORP
8036905		3400721140	103		VANCOURT #1	25,0	JONES & LAUGHLIN STEEL CORP
DWAIN R FULTZ					RECEIVED: 05/28/80 JA: OH		
8036969		3415122176	108		R WAGNER #1	5,0	EAST OHIO GAS CO
EDCO DRILLING & PRODUCING INC					RECEIVED: 05/28/80 JA: OH		
8036957		3411925124	103		ARNOLD 1B	18,0	
8036920		3403123768	103		DUNCAN 1B	18,0	
8036922		3403123786	103		DUNCAN 2A	18,0	
8036914		3403123703	103		GAMERTSFELDER 5A	18,0	
8036916		3403123738	103		HUFF 4A	18,0	
8036917		3403123739	103		HUFF 5A	18,0	
8036915		3403123734	103		MCDONALD 2A	18,0	
8036918		3403123763	103		RICHCREEK 3A	18,0	
8036919		3403123766	103		SHRIMPLIN 1F	18,0	
8036921		3403123769	103		SHRIMPLIN 1G	18,0	
8036913		3403123702	103		SMAILES 1A	18,0	
8036912		3403123701	103		SMAILES 3A	18,0	
8036911		3403123700	103		SMAILES 4A	18,0	
8036910		3403123699	103		SMAILES 5A	18,0	
ENERGY DEVELOPMENT CORPORATION					RECEIVED: 05/28/80 JA: OH		
8036973		3415123179	103		O ALLEN UNIT #1	16,0	THE EAST OHIO GAS CO
GENE & LEROY HANSON					RECEIVED: 05/28/80 JA: OH		
8036939		3411121930	103		HANSON #1	0,0	
GLEN R DICKEN					RECEIVED: 05/29/80 JA: OH		
8037141		3415121129	108		DICKEN COMMUNITY #1	3,8	EAST OHIO GAS CO
HILLTOP DEVELOPMENT CORP					RECEIVED: 05/28/80 JA: OH		
8036958		3411925187	103		MAY E MARLAN #1	6,0	NATIONAL GAS & OIL CORP
HOPEWELL OIL AND GAS DEVELOPMENT CO					RECEIVED: 05/28/80 JA: OH		
8036940		3411121943	103		E ANDERSON #1	12,0	
INTEGRATED PETROLEUM COMPANY INC					RECEIVED: 05/28/80 JA: OH		
8036967		3413322068	103		REYNOLDS #2	40,0	AMERICAN ENERGY SERVICES INC
JAMES DRILLING CORP					RECEIVED: 05/28/80 JA: OH		
8036898		3400720611	108		ELEANOR V GRAYSON WELL #1	2,0	EAST OHIO GAS CO
8036901		3400720785	108		FRANK P PRIMIANO JR #1	1,0	EAST OHIO GAS CO
JAMES DRILLING CORP					RECEIVED: 05/29/80 JA: OH		
						*	ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037098		3400721150	103		HEN MYBERT #1	6.0	JONES & LAUGHLIN STEEL CORP
8037102		3400720884	103		EMIL P MILAN #1	3.5	JONES & LAUGHLIN STEEL CORP
8037099		3400721019	103		GARY L WOODARD #1	15.0	JONES & LAUGHLIN STEEL CORP
8037100		3400721010	103		W M GREENBAUM #1	1.0	JONES & LAUGHLIN STEEL CORP
8037101		3400720918	103		MUMERT HOLT #1	5.0	JONES & LAUGHLIN STEEL CORP
JENSU CORP				RECEIVED: 05/28/80	JA: OH		
8036932		3408923744	103		HOLTON #1	10.0	
JOHN C MASON				RECEIVED: 05/28/80	JA: OH		
8036909		3403123380	103		ALICE BICKLE ETAL #1	15.0	NATIONAL GAS CORP
KING DRILLING CO				RECEIVED: 05/28/80	JA: OH		
8036936		3410321675	108		LONG #1	4.0	EAST OHIO GAS
8036935		3410321674	108		SMITH-NEFF #1	1.3	EAST OHIO GAS CO
8036937		3410321725	108		WARD FARNSWORTH #1	1.3	EAST OHIO GAS CO
8036934		3410321662	108		WIESE #1	1.5	EAST OHIO GAS CO
L & M OPERATING INC				RECEIVED: 05/28/80	JA: OH		
8036960		3412724310	103		DAVID LEWIS #1	5.5	POMAKER GAS LINE
8036986		3416724867	103		J A WEISS #2	12.7	GAS TRANSPORT INC
8036985		3416724864	103		RAYMOND RAUCH #2	12.7	GAS TRANSPORT INC
L & M PETROLEUM				RECEIVED: 05/28/80	JA: OH		
8036983		3416724818	103		MARTHA BIEHL UNIT #2	12.7	COLUMBIA GAS TRANSMISSION
8036984		3416724819	103		RICHARD BIEHL #1	12.7	COLUMBIA GAS TRANSMISSION
LAKE REGION OIL INC				RECEIVED: 05/29/80	JA: OH		
8037086		3407522322	103		RALPH & GEORGE STRAITS #1	15.0	COLUMBIA GAS TRANSMISSION CORP
LBJ DRILLING DBA JEFF MORAN				RECEIVED: 05/28/80	JA: OH		
8036931		3408322716	103		ORAN M CHAPMAN #1	0.0	
LOMAK PETROLEUM INC				RECEIVED: 05/28/80	JA: OH		
8036974		3415520358	108		DETMEILER #1	6.9	EAST OHIO GAS CO
MARTIN EXCAVATING INC				RECEIVED: 05/28/80	JA: OH		
8036928		3407522432	103		GENE BOUGHMAN #1	9.0	COLUMBIA GAS TRANSMISSION CORP
8036929		3407522433	103		HOWARD MYLES #1	9.0	COLUMBIA GAS TRANSMISSION CORP
MERIDIAN OIL & GAS ENT INC				RECEIVED: 05/28/80	JA: OH		
8036900		3400720761	108		BEATRICE A WILSON #1	1.5	EAST OHIO GAS CO
8036905		3400721172	103		CHARLES I WARD #1	2.0	
8036899		3400720668	108		DENNIS M SMITH #1	2.0	EAST OHIO GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
MERIDIAN OIL & GAS ENT INC					RECEIVED: 05/29/80 JA: UM		
8037097		3400721217	103		JAMES E MALZ #1	10.0	JONES & LAUGHLIN STEEL CORP
8037096		3400721218	103		W J NOYAN #1	5.0	JONES & LAUGHLIN STEEL CORP
MINUTEMAN EXPLORATION COMPANY					RECEIVED: 05/28/80 JA: UM		
8036946		3411521850	103		G L & F M FOX #2	11.0	EAST OHIO GAS COMPANY
ONEAL PRODUCTIONS INC					RECEIVED: 05/26/80 JA: UM		
8036945		3411521643	108		P CHILOS #2	15.0	COLUMBIA GAS TRANSMISSION CORP
ONEAL PRODUCTIONS INC					RECEIVED: 05/29/80 JA: UM		
8037164		3412121959	108		A SECREST #2	10.0	EAST OHIO GAS CO
8037120		3411521735	108		B MORRIS #1	3.0	EAST OHIO GAS CO
8037121		3411521734	108		B MORRIS #2	2.8	EAST OHIO GAS CO
8037104		3412121853	108		BRIGGS #1	2.5	EAST OHIO GAS CO
8037160		3412122051	108		C HEDGE #1	9.0	EAST OHIO GAS CO
8037105		3412121891	108		CHANDLER #1	2.0	EAST OHIO GAS CO
8037165		3412121947	108		CHANDLER #2	23.0	EAST OHIO GAS CO
8037103		3412121900	108		COLLEY #1	1.9	EAST OHIO GAS CO
8037106		3412121873	108		COSTIGAN #1	7.0	EAST OHIO GAS CO
8037107		3412121884	108		DUTTON #1	9.0	EAST OHIO GAS CO
8037140		3415122620	108		ESSIG SMITH #1	13.2	EAST OHIO GAS CO
8037139		3415122622	108		FOX #1	3.0	EAST OHIO GAS CO
8037109		3412121870	108		HAGA #1	13.0	EAST OHIO GAS CO
8037163		3412122031	108		HARPER #2	2.0	EAST OHIO GAS CO
8037162		3412122040	108		J HARPER #1	15.0	EAST OHIO GAS CO
8037112		3412121795	108		KING #1	5.0	EAST OHIO GAS CO
8037111		3412121803	108		KING #2	9.0	EAST OHIO GAS CO
8037114		3412121726	108		M LARRICK #2	9.0	EAST OHIO GAS CO
8037110		3412121807	108		OGLE #1	9.0	EAST OHIO GAS CO
8037125		3411521577	108		PARMITER #1	4.0	COLUMBIA GAS TRANSMISSION CORP
8037122		3411521625	108		PAUL SMITH #1	19.5	EAST OHIO GAS CO
8037161		3412122049	108		R SHRIVER #3	12.5	EAST OHIO GAS CO
8037113		3412121723	108		SAYRE #1	16.2	EAST OHIO GAS CO
8037166		3412121937	108		STACK #1	5.0	EAST OHIO GAS CO
8037091		3405922312	108		W MILL #1	6.0	COLUMBIA GAS TRANSMISSION CORP
8037090		3405222313	108		W MILL #2	5.5	COLUMBIA GAS TRANSMISSION CORP
8037108		3412121888	108		WELLS #1	11.0	EAST OHIO GAS CO
PETROL CO.					RECEIVED: 05/28/80 JA: UM		
8036959		3411925211	103		C & S FLIGER #2A	10.0	COLUMBIA GAS CO
PREMIER ENERGY CORP					RECEIVED: 05/29/80 JA: UM		
8037126		3416922059	103		RAYMOND E MAITY #2	1.5	EAST OHIO GAS CO
QUADRANT EXPLORATION					RECEIVED: 05/29/80 JA: UM		
8037130		3416725274	103		LAWRENCE P SMITH #1	6.0	
8037129		3416725275	103		LAWRENCE P SMITH #2	5.0	

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
RICHARD C MEYER				RECEIVED: 05/28/80 JA: OH			
8036930		3408322675	103		KEVIN S MOORE NO 1	2,0	NATIONAL GAS & OIL CORP
RONALD P MORAN				RECEIVED: 05/28/80 JA: OH			
8036925		3405123810	103		BOSSON #1	15,0	
THE OXFORD OIL CO				RECEIVED: 05/28/80 JA: OH			
8036952		3411923581	108		BEUNA PERDUE #1	12,0	NATIONAL GAS & OIL CORP
8036943		3411921449	108		CHARLES OGG #1	12,0	NATIONAL GAS & OIL CORP
8036954		3411923722	108		CHARLES PAUL UNIT #1	5,0	NATIONAL GAS & OIL CORP
8036942		3411920565	108		FRED HAMBO #3	3,0	NATIONAL GAS & OIL CORP
8036946		3411921540	108		GLENN FLETCHER #1	12,0	NATIONAL GAS & OIL CORP
8036950		3411921938	108		HOMER PYLE #1	3,0	NATIONAL GAS & OIL CORP
8036949		3411920340	108		OHIO POWER CO #2	4,0	NATIONAL GAS & OIL CORP
8036953		3411923632	108		ROY PAUL #1	2,0	NATIONAL GAS & OIL CORP
8036951		3411923579	108		VIRGIL POWELL #1	4,0	NATIONAL GAS & OIL CORP
8036927		3407522256	103		WILMER FORTUNE #1	12,0	
THE OXFORD OIL CO				RECEIVED: 05/29/80 JA: OH			
8037095		3403122861	108		ANN NORRIS #1	12,0	NATIONAL GAS & OIL CORP
8037117		3411923917	108		EDWARD MCCONNELL #1	15,0	NATIONAL GAS & OIL CORP
8037116		3411923158	108		HARRY MORRISON #1	4,0	NATIONAL GAS & OIL CORP
8037118		3411920827	108		HENRY MILLER #1	2,0	NATIONAL GAS & OIL CORP
8037124		3411921455	108		LEE MAXWELL #1	10,0	NATIONAL GAS & OIL CORP
8037119		3411922898	108		M E MARTIN #1	2,0	NATIONAL GAS & OIL CORP
8037115		3411924087	108		NELSON UNIT #1	4,0	NATIONAL GAS & OIL CORP
THE WISER OIL COMPANY				RECEIVED: 05/29/80 JA: OH			
8037157		3413320006	108		A & E BRESKY #1 3467	0,8	EAST OHIO GAS CO
8037155		3413320097	108		AUSTIN BOBBY COMMUNITY #1 3559	4,0	EAST OHIO GAS CO
8037154		3413320109	108		BRADFIELD #1 3586	4,0	EAST OHIO GAS CO
8037087		3407520348	108		C F STITZLEIN #2 3147	2,0	EAST OHIO GAS CO
8037093		3403500003	108		FREEMAN #1 0831	2,0	THE EAST OHIO GAS CO
8037151		3413320190	108		G & E CHUMMEL #1 3686	3,0	EAST OHIO GAS CO
8037138		3415320005	108		GANYARD & MITCHELL #1 G-2601	3,0	EAST OHIO GAS CO
8037152		3413320176	108		H & A GIBSON #1 3685	1,0	EAST OHIO GAS CO
8037142		3415120988	108		H&L JOHNSTON #1 5252	10,0	EAST OHIO GAS CO
8037137		3415300151	108		HANKEY #1 1540	8,0	EAST OHIO GAS CO
8037135		3415300168	108		HANKEY #2 1558	5,0	EAST OHIO GAS CO
8037143		3415120830	108		HARDING COMMUNITY #1 3022	2,0	EAST OHIO GAS CO
8037145		3415120248	108		J O CLUGSTON #1 2486	3,0	EAST OHIO GAS CO
8037153		3415320455	108		J&A BACHAN #5 47965	4,0	THE EAST OHIO GAS CO
8037150		3415320317	108		KLEGG #1 3802	4,0	EAST OHIO GAS CO
8037144		3415120426	108		MCFARREN COMMUNITY #3 2658	2,0	EAST OHIO GAS CO
8037134		3415320316	108		PH HENSLEY #1 3260	5,0	EAST OHIO GAS CO
8037136		3415300155	108		PRENTISS #1 1085	1,0	EAST OHIO GAS CO
8037125		3409420225	108		R & R OYSTER #1 13907	6,0	THE EAST OHIO GAS CO
8037156		3415320094	108		RL & DL MOORE #1 3551	5,0	EAST OHIO GAS CO
8037149		3413320422	108		V & E MISHNEY NO 1 3979	2,0	EAST OHIO GAS CO
8037155		3413320129	108		VASBINDER COMMUNITY #1 3635	2,0	EAST OHIO GAS CO
8037132		3415320405	108		WHEALEY #1 47965	4,0	EAST OHIO GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
VIKING RESOURCES CORPORATION					RECEIVED: 05/28/80 JA: DM		
8036972		3415123175	103		BALL #1	30.0	
8036971		3415123159	103		BALL #2	30.0	
8036970		3415122971	103		BALL #3	30.0	
8036968		3413322178	103		HALLOCK #1	30.0	
VIKING RESOURCES CORPORATION					RECEIVED: 05/29/80 JA: DM		
8037148		3413322198	103		HALLBROWN UNIT #5	3.0	
8037147		3413322199	103		HALLBROWN UNIT #6	3.0	
8037146		3413322200	103		HALLBROWN UNIT #7	3.0	
W J LYDIC INC					RECEIVED: 05/28/80 JA: DM		
8036947		3411521869	103		CHARLES MURROW #1	15.0	
8036956		3411924933	103		ELLA BOETCHER #2	25.0	
8036948		3411924599	103		SLETZER #2	27.0	
8036955		3411924599	103		SLETZER #2	27.0	
WAYNE HAMMOND					RECEIVED: 05/29/80 JA: DM		
8037151		3415723365	103		LUCILLE UHL UNIT NO 1	5.0	COLUMBIA GAS TRANSMISSION CORP
WILLISTON OIL & DEVELOPMENT CORP					RECEIVED: 05/28/80 JA: DM		
8036897	06046	3411923045	103		D FRAME/SUTTON #4	14.6	
WRAY PETROLEUM CORP OF OHIO					RECEIVED: 05/28/80 JA: DM		
8036924		3404520615	103		MAUGER #1	3.7	
8036966		3413322025	103		NELSON SPORTS INC #1	18.2	
8036965		3413322020	103		NELSON SPORTS INC #4	1.8	
8036925		3404520618	103		SOVER #1	3.7	
OKLAHOMA CORPORATION COMMISSION							
AMOCO PRODUCTION CO					RECEIVED: 05/30/80 JA: DK		
8037178	03940	3504550072	108		DUNCAN UNIT #1	15.8	NORTHERN NATURAL GAS CO
ANDOVER OIL COMPANY					RECEIVED: 05/30/80 JA: DK		
8037167	03757	3504721813	103		CROSSON #24-1	73.0	PANHANDLE EASTERN PIPELINE CO
ARKLA EXPLORATION COMPANY					RECEIVED: 05/30/80 JA: DK		
8037182	03820	3512120510	105		NICHOLS #1-26	150.0	ARKANSAS LOUISIANA GAS CO
CHASE EXPLORATION CORP					RECEIVED: 05/30/80 JA: DK		
*8037191	03873	3507120897	103		BROWN 2-26	11.3	CITIES SERVICE GAS CO
*8037192	03872	3507120896	103		HONICK 3-23	9.0	CITIES SERVICE GAS CO
*8037197	03887	3507121171	103		KAHLE 1-30	24.5	CITIES SERVICE GAS CO
*8037195	03885	3507121357	103		KAHLE 2-30	29.0	CITIES SERVICE GAS CO
*8037187	03870	3507121033	103		PEREZ 1-23	22.3	CITIES SERVICE GAS CO
*8037184	03875	3507121525	103		SCHMIDT 2-26	1.2	CITIES SERVICE GAS CO
*8037190	03874	3507120911	103		THAIN 1-27	14.0	CITIES SERVICE GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
*8037196	03866	3507121610	103		VOEGELE 4-21	21.0	CITIES SERVICE GAS CO
DAMSON OIL CORPORATION				RECEIVED: 05/30/80	JA: OK		
8037168	02873	3505520066	108		PAXTON #1	0.0	EL PASO NATURAL GAS CO
GEODYNE RESOURCES INC				RECEIVED: 05/30/80	JA: OK		
8037188	03866	3509321680	103		HARMS #1	73.0	PANHANDLE EASTERN PIPE LINE CO
8037189	03867	3509321550	103		HOLLEMAN #1	73.0	PANHANDLE EASTERN PIPE LINE CO
8037186	03864	3504700000	103		JOY 9-1	73.0	GRACE PETROLEUM CORP
H & L OPERATING COMPANY				RECEIVED: 05/30/80	JA: OK		
8037193	03869	3500721677	103		PADGET #1	96.0	NORTHERN NATURAL GAS CO
KINGERY DRILLING CO INC				RECEIVED: 05/30/80	JA: OK		
8037183	02965	3513721819	103		MOORE #1	60.3	OKLAHOMA NATURAL GAS CO
MASSEY & MASSEY				RECEIVED: 05/30/80	JA: OK		
8037177	03803	3504721584	103		REGIER #1	0.0	GRACE PETROLEUM CORP
MOBIL OIL CORP				RECEIVED: 05/30/80	JA: OK		
8037176	02613	3501900000	108		L D GILLESPIE #1	2.0	LONE STAR GAS CO
PHILLIPS PETROLEUM COMPANY				RECEIVED: 05/30/80	JA: OK		
8037175	03776	3504935796	108		CALCITE NO 1	1.5	WARREN PETROLEUM CORP
8037174	03775	3515700000	108		CULBERSON NO 4	3.1	AMINOIL USA INC
PRESTON CARTER DRILLING CO				RECEIVED: 05/30/80	JA: OK		
8037186	02721	3515700000	108		CONN #3	15.5	MOBIL OIL CORP
RIMROCK GAS CO				RECEIVED: 05/30/80	JA: OK		
8037181	03810	3500900000	108		DENBY NO 2 39093	14.4	ARKANSAS LOUISIANA GAS CO
SUNRISE EXPLORATION INC				RECEIVED: 05/30/80	JA: OK		
8037179	03752	3501721232	103		HAZLETT #1	547.5	
TEXAS OIL & GAS CORP				RECEIVED: 05/30/80	JA: OK		
8037194	03868	3515120952	103		LAMBERT A #1	151.0	
UNIVERSAL RESOURCES CORPORATION				RECEIVED: 05/30/80	JA: OK		
8037172	03610	3507321511	108		FLICKINGER #1-21	5.0	TRANSOK PIPELINE CO
8037170	03614	3501120423	108		LEFFLER #1-29	12.0	DELHI GAS PIPELINE CORP
8037171	03611	3501120277	108		LORENZ #1-12	5.0	TRANSOK PIPELINE CO
* ADDITIONAL PURCHASERS(SEE END OF LIST)							

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037173	03609	3507521038	108		WARREN #1-20	12.0	TRANSOK PIPELINE CORP
8037169	03615	3509320546	108		WOOD #1-24	15.0	PHILLIPS PETROLEUM CO

WALKER & WITHROW INC — RECEIVED: 05/30/80 JA: OK

8037185	03466	3501721035	105		TREDWAY #17-1	200.0	DELHI GAS PIPELINE CORP

PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL RESOURCES

BOYD & SHRIVER — RECEIVED: 05/30/80 JA: PA

8037231	2012	3700520152	108		224-BUREKSOX	0.4	COLUMBIA GAS TRANSMISSION CORP
8037230	2011	3700520175	108		232-WILLISON	2.0	COLUMBIA GAS TRANSMISSION CORP
8037229	2010	3700520177	108		234-PROCIOUS	2.3	COLUMBIA GAS TRANSMISSION CORP
8037228	2009	3700500000	108		239-BUREKSOX	1.2	COLUMBIA GAS TRANSMISSION CORP
8037227	2008	3700520206	108		240-WILLISON	1.2	COLUMBIA GAS TRANSMISSION CORP
8037226	2006	3700520200	108		243-PROCIOUS	1.7	COLUMBIA GAS TRANSMISSION CORP
8037225	2005	3700520218	108		245-WILLISON	1.3	COLUMBIA GAS TRANSMISSION CORP
8037224	2004	3700520217	108		246-PROCIOUS	1.2	COLUMBIA GAS TRANSMISSION CORP
8037223	2003	3700520216	108		247-SWEITZER	0.9	COLUMBIA GAS TRANSMISSION CORP
8037222	2002	3700520207	108		248-KEMP	1.3	COLUMBIA GAS TRANSMISSION CORP
8037233	2029	3700520247	108		249-BUREKSOX	2.2	COLUMBIA GAS TRANSMISSION CORP
8037221	2001	3700520280	108		254-PROCIOUS	1.7	COLUMBIA GAS TRANSMISSION CORP
8037220	2000	3700520294	108		255-KEMP	1.3	COLUMBIA GAS TRANSMISSION CORP
8037219	1999	3700520318	108		261-SHAFFER	0.7	COLUMBIA GAS TRANSMISSION CORP
8037218	1998	3703120053	108		264-GUMEEN	4.5	COLUMBIA GAS TRANSMISSION CORP
8037217	1997	3700500000	108		266-1721	1.8	COLUMBIA GAS TRANSMISSION CORP
8037216	1996	3703100000	108		267-PENCE	2.9	COLUMBIA GAS TRANSMISSION CORP
8037234	2044	3706320742	108		525-WULFERT	4.2	CONSOLIDATED GAS SUPPLY CORP
8037235	2046	3706320769	108		527-BEHM	8.5	CONSOLIDATED GAS SUPPLY CORP
8037236	2047	3706320770	108		526-BEHM	6.9	CONSOLIDATED GAS SUPPLY CORP
8037237	2048	3706320779	108		529-ELKIN	9.0	CONSOLIDATED GAS SUPPLY CORP
8037238	2049	3706320785	108		530-ANTHONY	6.0	CONSOLIDATED GAS SUPPLY CORP
8037239	2050	3706320806	108		531-BUSH	9.8	CONSOLIDATED GAS SUPPLY CORP
8037240	2051	3706320825	108		532-WILKINS	12.5	CONSOLIDATED GAS SUPPLY CORP
8037241	2052	3706320803	108		535-BEHM	3.5	CONSOLIDATED GAS SUPPLY CORP
8037242	2053	3706320826	108		535-ANTHONY	15.2	CONSOLIDATED GAS SUPPLY CORP
8037243	2054	3706320829	108		536-ELKIN	6.0	CONSOLIDATED GAS SUPPLY CORP
8037244	2055	3706320836	108		537-AMEA	5.3	CONSOLIDATED GAS SUPPLY CORP
8037245	2056	3706320857	108		538-WUDSUN	8.6	CONSOLIDATED GAS SUPPLY CORP
8037246	2057	3706320846	108		539-ANTHONY	5.1	CONSOLIDATED GAS SUPPLY CORP
8037247	2058	3706320863	108		540-MARSHALL	9.1	CONSOLIDATED GAS SUPPLY CORP
8037248	2060	3706320886	108		542-HAVRILLA	6.4	CONSOLIDATED GAS SUPPLY CORP
8037249	2061	3706320887	108		543-MILLER	1.8	CONSOLIDATED GAS SUPPLY CORP
8037250	2062	3706320910	108		544-ANTHONY	10.2	CONSOLIDATED GAS SUPPLY CORP
8037251	2063	3706320912	108		545-HUTTON	5.7	CONSOLIDATED GAS SUPPLY CORP
8037252	2064	3706320917	108		546-STEWART	4.7	CONSOLIDATED GAS SUPPLY CORP
8037253	2065	3706320943	108		547-NESBIT	7.2	CONSOLIDATED GAS SUPPLY CORP
8037254	2066	3706320960	108		548-ELKIN	8.4	CONSOLIDATED GAS SUPPLY CORP
8037255	2067	3706320959	108		550-HUUT	8.4	CONSOLIDATED GAS SUPPLY CORP
8037256	2068	3706320989	108		552-BYLER	4.9	CONSOLIDATED GAS SUPPLY CORP
8037257	2070	3706321027	108		553-ELKIN	5.4	CONSOLIDATED GAS SUPPLY CORP
8037258	2071	3706321057	108		557-ELKIN	4.3	CONSOLIDATED GAS SUPPLY CORP
8037259	2072	3706321058	108		558-MARLETTA	10.8	CONSOLIDATED GAS SUPPLY CORP
8037260	2073	3706321065	108		559-ELKIN	4.9	CONSOLIDATED GAS SUPPLY CORP
8037261	2074	3706321078	108		560-HICKS	4.8	CONSOLIDATED GAS SUPPLY CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037262	2075	3706521079	108		561=DORR	7.0	CONSOLIDATED GAS SUPPLY CORP
8037263	2076	3706521110	108		562=NESBIT	4.9	CONSOLIDATED GAS SUPPLY CORP
8037264	2077	3706521115	108		563=HALL	6.7	CONSOLIDATED GAS SUPPLY CORP
8037265	2078	3706521121	108		566=PEFFER	10.9	CONSOLIDATED GAS SUPPLY CORP
8037266	2079	3706521109	108		567=HAINES	8.7	CONSOLIDATED GAS SUPPLY CORP
8037260	2093	3706521120	108		568=LECKVARCIK	6.4	CONSOLIDATED GAS SUPPLY CORP
8037267	2080	3706521128	108		569=HICKS	7.9	CONSOLIDATED GAS SUPPLY CORP
8037268	2081	3706521177	108		570=HALL	5.9	CONSOLIDATED GAS SUPPLY CORP
8037269	2082	3706521151	108		571=LINHART	4.0	CONSOLIDATED GAS SUPPLY CORP
8037270	2083	3706521151	108		572=LECKVARCIK	8.0	CONSOLIDATED GAS SUPPLY CORP
8037272	2084	3706521186	108		573=WULFERT	8.4	CONSOLIDATED GAS SUPPLY CORP
8037271	2085	3706521255	108		574=HAINES	10.0	CONSOLIDATED GAS SUPPLY CORP
8037273	2086	3706521216	108		575=LINHART	5.6	CONSOLIDATED GAS SUPPLY CORP
8037274	2087	3706521217	108		576=LECKVARCIK	8.3	CONSOLIDATED GAS SUPPLY CORP
8037261	2094	3706521236	108		577=KNOX	5.8	CONSOLIDATED GAS SUPPLY CORP
8037275	2088	3706521248	108		578=JULUCK	18.9	CONSOLIDATED GAS SUPPLY CORP
8037276	2089	3706521264	108		579=RUSSEK	19.0	CONSOLIDATED GAS SUPPLY CORP
8037277	2090	3706521276	108		580=KLEIN	8.0	CONSOLIDATED GAS SUPPLY CORP
8037278	2091	3706521285	108		581=STIVER	10.7	CONSOLIDATED GAS SUPPLY CORP
8037279	2092	3706521305	108		582=OBERLIN	18.1	CONSOLIDATED GAS SUPPLY CORP
8037282	2098	3706521318	108		584=BRAUGHLER	13.8	CONSOLIDATED GAS SUPPLY CORP
8037283	2099	3706521306	108		585=STIVER	9.5	CONSOLIDATED GAS SUPPLY CORP
8037284	2100	3706521308	108		586=LIPPERT	18.9	CONSOLIDATED GAS SUPPLY CORP
8037285	2101	3706521344	108		588=WORK	8.3	CONSOLIDATED GAS SUPPLY CORP
8037286	2102	3706521339	108		589=SMITH	6.6	CONSOLIDATED GAS SUPPLY CORP
8037287	2103	3706521372	108		592=MILLER	18.7	CONSOLIDATED GAS SUPPLY CORP
8037288	2104	3706521398	108		593=SHIELDS	11.5	CONSOLIDATED GAS SUPPLY CORP
8037289	2105	3706521412	108		595=WORK	6.0	CONSOLIDATED GAS SUPPLY CORP
8037290	2106	3706521506	108		596=OBERLIN	15.1	CONSOLIDATED GAS SUPPLY CORP
8037291	2108	3706521569	108		598=WORK	13.8	CONSOLIDATED GAS SUPPLY CORP
8037292	2109	3706521567	108		599=WINEBARK	19.0	CONSOLIDATED GAS SUPPLY CORP
8037293	2124	3706521574	108		400=SNYDER	15.4	CONSOLIDATED GAS SUPPLY CORP
8037294	2130	3706521570	108		401=SMITH	15.2	CONSOLIDATED GAS SUPPLY CORP
8037295	2132	3706521703	108	D	403=WORK	53.4	CONSOLIDATED GAS SUPPLY CORP
8037252	2015	3705100000	108		57=CARLOS	1.9	COLUMBIA GAS TRANSMISSION CORP
CARDINAL OIL CO					RECEIVED: 05/30/80 JA: PA		
8037330	4514	3703900000	103		CLYDE PAYNE #1-37 PA PER CRA-20641	0.0	COLUMBIA GAS
8037327	4511	3703920618	103		F MILLER #1-10 PA PER CRA-20618	0.0	NATIONAL FUEL GAS DIST CORP
8037329	4513	3703920642	103		F MILLER #2-10 PA PER CRA-20642	0.0	NATIONAL FUEL GAS DIST CORP
8037331	4515	3703920616	103		D HAMBERMEISTER #1-13 PA PER CRA-20616	0.0	NATIONAL FUEL GAS DIST CO
8037328	4512	3703920617	103		F IRWIN #1-14 PA PER CRA-20617	0.0	NATIONAL FUEL GAS DIST CORP
CASTLE GAS CO INC					RECEIVED: 05/30/80 JA: PA		
8037200	974	3712922674	108		D M F CARRIGAN #1 C-182 WES-22674	14.0	PEOPLES NATURAL GAS CO
8037198	921	3712920735	108		D J LINTNER #1 (C-222) WES-20735	21.0	PEOPLES NATURAL GAS CO
8037199	922	3712920737	108		D J LINTNER #2 (C-223) WES-20737	21.0	PEOPLES NATURAL GAS CO
8037315	4586	3706524473	103		R & P COAL #1 (EMLY H BORELAND)	75.0	COLUMBIA GAS TRANSMISSION CORP
CONSOLIDATED GAS SUPPLY CORPORATION					RECEIVED: 05/30/80 JA: PA		
8037204	1554	3706521458	108		ARTHUR H DAVIS N-1162	0.0	GENERAL SYSTEM PURCHASERS
					* ADDITIONAL PURCHASERS(SEE END OF LIST)		

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037202	1336	3706320025	108	D	FLORENCE BODEN ET AL N-522	19.0	GENERAL SYSTEM PURCHASERS
8037203	1339	3706320047	108		FLORENCE E BODEN N-542	0.0	GENERAL SYSTEM PURCHASERS
8037201	1307	3703320352	108		JOSEPH CHERRY N-818	0.0	GENERAL SYSTEM PURCHASERS
8037338	4567	3706323412	108		ROBERT J CALHOUN WN-1516	17.0	GENERAL SYSTEM PURCHASERS
ENVIROGAS INC					RECEIVED: 05/30/80 JA: PA		
8037324	4504	3704920804	103		#1 A STEADMAN	18.0	NATIONAL FUEL GAS SUPPLY CORP
8037322	4502	3704920755	103		#1 J BURCH	18.0	NATIONAL FUEL GAS SUPPLY CORP
8037321	4501	3704920913	103		#1 P WLOSZEWSKI	18.0	NATIONAL FUEL GAS SUPPLY CORP
8037323	4503	3704920742	103		#3 J BURCH	18.0	NATIONAL FUEL GAS SUPPLY CORP
FAIRMAN DRILLING CO					RECEIVED: 05/30/80 JA: PA		
8037332	4516	3703320809	103		ALBERT WALBURN ET AL NO 1 F-2125	25.0	CONSOLIDATED GAS SUPPLY CORP
FOX O & G INC					RECEIVED: 05/30/80 JA: PA		
8037311	4343	3712921526	108		HENYO & WILKINSON #1	3.0	COLUMBIA GAS TRANSMISSION CORP
8037312	4344	3712921527	108		ROBERT L MILLER #1	2.9	COLUMBIA GAS TRANSMISSION CORP
J & J ENTERPRISES INC					RECEIVED: 05/30/80 JA: PA		
8037336	4526	3703320900	103		B PEARCE #1	40.0	CONSOLIDATED GAS SUPPLY CORP
8037334	4524	3706321984	103		ELIZABETH MUTH #1	50.0	CONSOLIDATED GAS SUPPLY CORP
8037333	4523	3706324963	103		JAMES E STREAMS #2	50.0	COLUMBIA GAS TRANSMISSION CORP
8037335	4525	3706324416	103		STEPHEN MACKO #2	40.0	CONSOLIDATED GAS SUPPLY CORP
LOUIS TAUBMAN					RECEIVED: 05/30/80 JA: PA		
8037300	2171	3703320760	103		ANNA G SMITH #1	45.0	CONSOLIDATED GAS SUPPLY CORP
8037298	2169	3706324354	103		ARCADIA COMPANY #2	48.0	CONSOLIDATED GAS SUPPLY CORP
8037301	2172	3703320842	103		CLIFTON A SMITH #1	43.0	CONSOLIDATED GAS SUPPLY CORP
8037304	2175	3703320846	103		DEAN CAMPBELL #1	0.0	CONSOLIDATED GAS SUPPLY CORP
8037305	2176	3703320935	103		EDWARD GRESH #1	38.0	CONSOLIDATED GAS SUPPLY CORP
8037297	2168	3706323768	103		J O CLARK ESTATE #1	49.0	CONSOLIDATED GAS SUPPLY CORP
8037296	2167	3706324254	103		JOHN MEANS #1	36.0	CONSOLIDATED GAS SUPPLY CORP
8037306	2177	3703320807	103		NANCY J REISING #3	40.0	CONSOLIDATED GAS SUPPLY CORP
8037302	2173	3706324208	103		ROGER L CRAIG #1	29.0	PEOPLES NATURAL GAS CO
8037303	2174	3706324185	103		ROGER L CRAIG #2	44.0	PEOPLES NATURAL GAS CO
8037299	2170	3706324285	103		WILLIAM CAMERON #1	0.0	CONSOLIDATED GAS SUPPLY CORP
MONROE RESOURCES LTD					RECEIVED: 05/30/80 JA: PA		
8037337	4527	3712327577	102		AMOS SHELTER #1	60.0	COLUMBIA GAS TRANSMISSION
UGI DEVELOPMENT CO					RECEIVED: 05/30/80 JA: PA		
8037212	1983	3705321155	108		WARRANT 4821 #201	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037213	1984	3705321156	108		WARRANT 4821 #202	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037215	1986	3705300000	108		WARRANT 5101 #C2	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037208	1979	3705300000	108		WARRANT 5101 #C3	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037209	1980	3705300000	108		WARRANT 5104 #C1	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037214	1985	3705300000	108		WARRANT 5104 #C10	1.7	NATIONAL FUEL GAS SUPPLY CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037207	1978	3705300000	108		WARRANT 5104 #C5	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037210	1981	3705300000	108		WARRANT 5104 #C7	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037206	1977	3705300000	108		WARRANT 5105 #C6	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037211	1982	3705300000	108		WARRANT 5266 #199	1.7	NATIONAL FUEL GAS SUPPLY CORP
8037205	1976	3705320354	108		WARRANT 5282 #C2	1.7	NATIONAL FUEL GAS SUPPLY CORP
UNION DRILLING INC			RECEIVED: 05/30/80 JA: PA				
8037307	4170	3704920835	102		MARIAN LUPUS #1 651	0.0	COLUMBIA GAS TRANSMISSION CORP
8037310	4173	3704920854	102		MERLE MILLER #1 630-PC	0.0	COLUMBIA GAS TRANSMISSION CORP
8037308	4171	3704920850	102		THOMAS G & GERALDINE MCGUIRE #1 650	0.0	COLUMBIA GAS TRANSMISSION CORP
8037309	4172	3704920855	102		THOMAS J RUST #1 645	0.0	COLUMBIA GAS TRANSMISSION CORP
WAINOCO OIL & GAS COMPANY			RECEIVED: 05/30/80 JA: PA				
8037317	4497	3703920594	103		DANIEL & SANDRA FULTZ NO 1 (W-22)	42.4	COLUMBIA GAS TRANSMISSION CORP
8037314	4494	3703920564	103		NICK MINTUR NO 1 (W-4)	11.0	COLUMBIA GAS TRANSMISSION CORP
8037320	4500	3703920576	103		JACK M PRESTON NO 1 (W-12)	165.6	COLUMBIA GAS TRANSMISSION CORP
8037316	4498	3703920597	103		JACK PRESTON NO 2 (W-20)	19.5	COLUMBIA GAS TRANSMISSION CORP
8037319	4499	3703920561	103		JAMES & HELEN ANDERSON NO 2 (W-5)	217.3	COLUMBIA GAS TRANSMISSION CORP
8037325	4509	3703920659	103		LILLIAN F K LORENZ NO 1 (W-29)	10.0	COLUMBIA GAS TRANSMISSION CORP
8037326	4510	3703920659	102		LILLIAN F K LORENZ NO 1 (W-29)	10.0	COLUMBIA GAS TRANSMISSION CORP
8037316	4496	3703920579	103		SAM J BYLER NO 1 (W-23)	11.0	COLUMBIA GAS TRANSMISSION CORP
8037315	4495	3703920600	103		WALTER PROCESS NO 1 (W-16)	5.5	COLUMBIA GAS TRANSMISSION CORP
UTAH DIVISION OF OIL, GAS, & MINING							
AMERICAN QUASAR PETROLEUM CO			RECEIVED: 05/23/80 JA: UT				
8036887	K-107-7(A)	4304330103	102		NEWTON SHEEP 4-5S	73.0	MOUNTAIN FUEL SUPPLY CO
8036889	K-107-7(C)	4304330118	102		NEWTON SHEEP 4-9S	73.0	MOUNTAIN FUEL SUPPLY CO
8036888	K-107-7(B)	4304330115	102		STATE 4-8S	73.0	MOUNTAIN FUEL SUPPLY CO
PACIFIC TRANSMISSION SUPPLY COMPANY			RECEIVED: 05/23/80 JA: UT				
8036890	K-122-2	4301330451	103		PTS 44-36 TREATY BOUNDARY STATE	17.0	
WEST VIRGINIA DEPARTMENT OF MINES							
ALLEGHENY LAND & MINERAL COMPANY			RECEIVED: 05/28/80 JA: WV				
8037024		4709701990	103		A - 518	0.0	COLUMBIA GAS TRANSMISSION CORP
8037022		4708300232	103		A - 761	0.0	COLUMBIA GAS TRANSMISSION CORP
8037025		4709701908	103		A - 796	0.0	COLUMBIA GAS TRANSMISSION CORP
8037070		4708300260	103		A - 813	0.0	COLUMBIA GAS TRANSMISSION CORP
8037029		4708300264	103		A - 814	0.0	COLUMBIA GAS TRANSMISSION CORP
8037027		4708300267	103		A - 815	0.0	COLUMBIA GAS TRANSMISSION CORP
8037030		4708300261	103		A - 816	0.0	COLUMBIA GAS TRANSMISSION CORP
8037028		4708300265	103		A - 818	0.0	COLUMBIA GAS TRANSMISSION CORP
8037021		4708300233	103		A-762	0.0	COLUMBIA GAS TRANSMISSION CORP
8037023		4704900638	103		A-789	0.0	CONSOLIDATED GAS SUPPLY CORP
8037026		4709701913	103		A-804	0.0	EQUITABLE GAS CO
AMERICAN PETROLEUM ASSOC INC			RECEIVED: 05/28/80 JA: WV				
8037014		4701520554	108		VERA REED #1	2.7	CONSOLIDATED GAS SUPPLY

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
APPALACHIAN ENERGY INC				RECEIVED: 05/28/80 JA: WV			
8037031		4704122551	103		GLEN RUHR A-E-44	30.0	COLUMBIA GAS TRANSMISSION CORP
ATLAS ENERGY CORP				RECEIVED: 05/28/80 JA: WV			
8037041		4704700510	108		RUTHCHARDELL #1 MCD-510	13.0	CONSOLIDATED GAS
CHESTERFIELD CORP				RECEIVED: 05/28/80 JA: WV			
8037013		4709701983	103		CW CARR #3 - UPS - 1983	0.0	COLUMBIA GAS TRANS
COLEMAN CREEK GAS CO				RECEIVED: 05/28/80 JA: WV			
8037033		4704500469	108		IRA FINLEY & KATHRYN COOK #1	3.6	CONSOLIDATED GAS SUPPLY CORP
CUNLEY & ASSOCIATES INC				RECEIVED: 05/28/80 JA: WV			
8037069		4705900816	108		SIGNAIGO #1 (A)	7.0	COLUMBIA GAS TRANSMISSION CORP
8037032		4705900817	108		SIGNAIGO #2 (B)	3.5	COLUMBIA GAS TRANSMISSION CORP
8037068		4705900852	108		SIGNAIGO #4 (3A)	1.8	COLUMBIA GAS TRANSMISSION CORP
CONSOLIDATED GAS SUPPLY CORPORATION				RECEIVED: 05/28/80 JA: WV			
8037004		4704900366	108		A J ICE 2158	5.0	GENERAL SYSTEM PURCHASERS
8037053		4704102354	108		A V DODSON 8357	12.0	GENERAL SYSTEM PURCHASERS
8037059		4704102705	108		ADOLPHUS FISHER 8216	7.0	GENERAL SYSTEM PURCHASERS
8037051		4704102305	108		ADRAM GASTON 8417	4.0	GENERAL SYSTEM PURCHASERS
8037050		4704102373	108		ALDA MCKINLEY 8456	7.0	GENERAL SYSTEM PURCHASERS
8037062		4704102390	108		ANDREW EDMISTON 11706	8.0	GENERAL SYSTEM PURCHASERS
8037011		4704500044	108		BOONE COUNTY COAL CORP 9257	9.0	GENERAL SYSTEM PURCHASERS
8037000		4704900380	108		CHAS H HIBBS 3067	7.0	GENERAL SYSTEM PURCHASERS
8036997		4704900397	108		D L TENNANT 6845	4.0	GENERAL SYSTEM PURCHASERS
8036995		4704900405	108		E I TALKINGTON 9523	1.0	GENERAL SYSTEM PURCHASERS
8036996		4704900398	108		E P AMOS 9502	1.5	GENERAL SYSTEM PURCHASERS
8037057		4704102329	108		FRANK MCKINLEY 8261	8.0	GENERAL SYSTEM PURCHASERS
8037049		4704102374	108		FRANK MCKINLEY 8457	6.0	GENERAL SYSTEM PURCHASERS
8037055		4704102341	108		H M STEWART 8504	7.0	GENERAL SYSTEM PURCHASERS
8037003		4704900367	108		H W MELDRETH 2159	5.0	GENERAL SYSTEM PURCHASERS
8037056		4704102339	108		ISRAEL SIMMONS 8297	4.0	GENERAL SYSTEM PURCHASERS
8037006		4704900343	108		J E PARRISH 787	7.0	GENERAL SYSTEM PURCHASERS
8037066		4704102375	108		J L J BAILEY 8458	5.0	GENERAL SYSTEM PURCHASERS
8036992		4706100368	108		J MUSGRAVE 3402	10.0	GENERAL SYSTEM PURCHASERS
8037063		4704102362	108		J T LOVETT 8818	8.0	GENERAL SYSTEM PURCHASERS
8037054		4704102350	108		J V CALDECK 8340	8.0	GENERAL SYSTEM PURCHASERS
8037061		4704102695	108		JAMES F FARRELL 2576	7.0	GENERAL SYSTEM PURCHASERS
8036993		4706100386	108		JAMES FOX 3426	7.0	GENERAL SYSTEM PURCHASERS
8037065		4704102379	108		JOHN DOLAN 8814	4.0	GENERAL SYSTEM PURCHASERS
8037010		4704900351	108		JOSEPH CAMPBALL 114	8.0	GENERAL SYSTEM PURCHASERS
8037064		4704102380	108		KEISTER 8815	11.0	GENERAL SYSTEM PURCHASERS
8037001		4704900378	108		LOTTIE BAYNE 2941	5.0	GENERAL SYSTEM PURCHASERS
8036998		4704900390	108		M C COCKRAN 3982	4.0	GENERAL SYSTEM PURCHASERS
8037052		4704102364	108		MARION LUSH 8412	8.0	GENERAL SYSTEM PURCHASERS
8037012		4704102909	108		MARY C ALFRED - 8827	5.0	GENERAL SYSTEM PURCHASERS
8037008		4704900341	108		MARY K STURNIS 772	3.0	GENERAL SYSTEM PURCHASERS

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037007		4704900342	108		MARY MOBEY 786	3,0	GENERAL SYSTEM PURCHASERS
8037067		4706100392	108		PRESLEY SHRIVER 4392	12,0	GENERAL SYSTEM PURCHASERS
8037060		4704102700	108		S O CAMDEN 8234	6,0	GENERAL SYSTEM PURCHASERS
8036991		4706100389	108		S P TENNANT 4165	7,0	GENERAL SYSTEM PURCHASERS
8037009		4704900340	108		THOS S MORGAN 758	2,0	GENERAL SYSTEM PURCHASERS
8036994		4704900408	108		VIOLA EDDY 9613	7,0	GENERAL SYSTEM PURCHASERS
8036999		4704900387	108		W A MORRIS 3865	4,0	GENERAL SYSTEM PURCHASERS
8037002		4704900369	108		W S PARRISH 2197	7,0	GENERAL SYSTEM PURCHASERS
8037058		4706100396	108		WM J LEMASTERS 9528	2,0	GENERAL SYSTEM PURCHASERS
8037005		4704900345	108		ZOE MARTIN 807	5,0	GENERAL SYSTEM PURCHASERS
DENNIS D BLAUSER					RECEIVED: 05/28/80 JA: WV		
8037044		4700700604	108		NATHAN GUFF #1-A	0,1	EQUITABLE GAS CO
EVARISTUS J KLUG					RECEIVED: 05/28/80 JA: WV		
8037036		4705100663	108		BASEHART #3	5,0	CONSOLIDATED GAS SUPPLY CORP
8037037		4705100664	108		BASEHART #5	5,0	CONSOLIDATED GAS SUPPLY CORP
8037038		4705100665	108		GEORGE KLUG #1	2,0	CONSOLIDATED GAS SUPPLY CORP
FRANCIS E CAIN					RECEIVED: 05/28/80 JA: WV		
8037035		4701300104	108		WILLIAM COOPER #1	7,4	CABOT CORP
8037034		4701300062	108		WILLIAM COOPER #2	7,4	CABOT CORP
FRANKLIN ADKINS					RECEIVED: 05/28/80 JA: WV		
8037018		4709921673	103		JERRELL #1	16,0	COLUMBIA GAS TRANS CORP
8037015		4709921617	103		LOUVINS #1	16,0	COLUMBIA GAS TRANSMISSION CORP
8037019		4709921674	103		MARCUM #1	15,0	COLUMBIA GAS TRANS CORP
8037020		4709921685	103		PENNINGTON #1	14,0	COLUMBIA GAS TRANS CORP
8037016		4709921619	103		PERRY #1	16,0	COLUMBIA GAS TRANS CORP
8037017		4709921670	103		PORTER 1-B	16,0	COLUMBIA GAS TRANS CORP
INTERSTATE DRILLING INC					RECEIVED: 05/28/80 JA: WV		
8037045		4704102117	103		STRADER NO 1	8,1	CONSOLIDATED GAS SUPPLY CORP
JAMES F SCOTT					RECEIVED: 05/28/80 JA: WV		
8037040		4703302238	108		J A L DAY #1 (S-80)	2,1	PENNZOIL UNITED INC
8037039		4703302237	108		J A L DAY #2 (S-79)	2,1	PENNZOIL UNITED INC
8037048		4703302256	108		W C PERRINE (S-70)	1,2	PENNZOIL UNITED INC
JERRY C OLDS					RECEIVED: 05/28/80 JA: WV		
8037047		4704120006	108		VADIE BRINKLEY #1	4,0	CONSOLIDATED GAS SUPPLY CORP
MCCORMICK OIL & GAS CO					RECEIVED: 05/28/80 JA: WV		
8037043		4708501956	108		J M MCCORMICK #1	3.0	CONSOLIDATED GAS SUPPLY CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
OKMAR OIL COMPANY			RECEIVED: 05/28/80 JA: KY				
8037042		4701321924 10B			A H JACKSON #2	0.0	CONSOLIDATED GAS SUPPLY CORP
ROY G MILDRETH ET AL			RECEIVED: 05/28/80 JA: KY				
8037046		4701301192 10B			HAYMAKER GAS CO #1	4.4	CONSOLIDATED GAS SUPPLY CORP
U. S. GEOLOGICAL SURVEY - METAIRIE, LA							
SHELL OIL CO			RECEIVED: 05/23/80 JA: TX S				
*8036891	0-1299	4270840078 10Z			A-19	0.0	UNITED GAS PIPE LINE CO

* OTHER PURCHASERS

8036891	TRANSCONTINENTAL GAS PIPELINE CORP
8037184	CHASE GATHERING SYSTEMS INC
8037187	CHASE GATHERING SYSTEMS INC
8037190	CHASE GATHERING SYSTEMS INC
8037191	CHASE GATHERING SYSTEMS INC
8037192	CHASE GATHERING SYSTEMS INC
8037195	CHASE GATHERING SYSTEMS INC
8037196	CHASE GATHERING SYSTEMS INC
8037197	CHASE GATHERING SYSTEMS INC

[FR Doc. 80-20157 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-C

[Vol. 222]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

June 23, 1980.

The Federal Energy Regulatory Commission received notices of determination from the jurisdictional agencies listed herein, for the indicated wells, pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a (D) in the DEN column. Estimated annual production is in million cubic feet (MMcf).

The applications for determination in these proceedings together with a copy or description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Persons objecting to any of these final determinations may, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before July 22, 1980.

Please reference the FERC Control Number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-85-M

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
KANSAS CORPORATION COMMISSION							
ANADARKO PRODUCTION COMPANY					RECEIVED: 06/02/80 JA: KS		
8038034	K-79-1694	1517520407	102		MORLAN A NO 5	75,0	CIMARRON QUINQUE
8038033	K-79-2003	1517520410	102		NIX D NO 1	11,0	CIMARRON-QUINQUE
BYRON E HUMMON JR					RECEIVED: 06/02/80 JA: KS		
8038053	K-79-1662	1515120485	103		HEMPHILLS #1	72,0	CENTRAL STATES GAS CO
CITIES SERVICE COMPANY					RECEIVED: 06/02/80 JA: KS		
8038028	K-80-0025	1512920398	102		MILLER S #2	22,7	COLORADO INTERSTATE GAS CO
8038058	K-79-1936	1509720547	103		UNRUH D #1	60,0	KANSAS GAS SUPPLY CORP
COTTON PETROLEUM CORPORATION					RECEIVED: 06/02/80 JA: KS		
8038039	K-80-0006	1502520048	108		THEIS NO 1 B	7,6	NORTHERN NATURAL GAS CO
F G HOLL					RECEIVED: 06/02/80 JA: KS		
8038032	K-79-1609	1504720431	102		CARPENTER 1-5	18,0	KANSAS-NEBRASKA NATURAL GAS CO
8038031	K-79-1610	1504720388	102		CROSS NO 1-18	36,0	KANSAS-NEBRASKA NATURAL GAS CO INC
HINKLE OIL COMPANY					RECEIVED: 06/02/80 JA: KS		
8038029	K-79-1690	1514520605	102		SPENCE	18,0	NATURAL GAS PIPELINE CO OF AMERICA
IMPERIAL OIL COMPANY					RECEIVED: 06/02/80 JA: KS		
8038049	K-79-1976	1511920201	108		ATKINSON #1	5,0	MICHIGAN WISCONSIN PIPE LINE CO
JOHNSON-MIZEL OIL COMPANY					RECEIVED: 06/02/80 JA: KS		
8038059	K-79-1925	1507530031	108		STARKEY #1	18,2	KANSAS-NEBRASKA NATURAL GAS CO
KANSAS-NEBRASKA NATURAL GAS CO INC					RECEIVED: 06/02/80 JA: KS		
8038054	K-79-1913	1509300000	108		CONKLIN #1	15,0	
8038025	K-79-1907	1509320335	108		JACKSON 1-2	15,0	KANSAS-NEBRASKA NATURAL GAS CO INC
8038050	K-79-1975	1502320068	102		LAMPE 1-33	22,8	
KIMBARK OPERATING CO					RECEIVED: 06/02/80 JA: KS		
8038055	K-79-1914	1517520374	103		S W COLLEGE #1	0,0	COLORADO INTERSTATE GAS
LADD PETROLEUM CORPORATION					RECEIVED: 06/02/80 JA: KS		
8038040	K-80-0007	1507520226	103		MCU 0521-B	25,0	KANSAS NEBRASKA NATURAL GAS CO
*8038041	K-80-0008	1507520229	103		MCU 0921-B	25,0	KANSAS NEBRASKA NATURAL GAS CO
MCKELVY OPERATING CORP					RECEIVED: 06/02/80 JA: KS		
8038042	K-79-1978	1505500000	108		F M GREATHOUSE #1	15,0	NORTHERN NATURAL GAS CO
8038048	K-79-1977	1505500000	108		FOSTER #1	10,0	NORTHERN NATURAL GAS CO
8038045	K-79-1982	1505500000	108		MCANARNEY #1	15,0	NORTHERN NATURAL GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8038047	K-79-1979	1505500000	108		MEAIRS #1*	16,0	NORTHERN NATURAL GAS CO
8038044	K-79-1985	1505500000	108		RUSSELL #1	10,0	NORTHERN NATURAL GAS CO
8038046	K-79-1981	1505500000	108		SONDEREGGEN #1	18,0	NORTHERN NATURAL GAS CO
8038043	K-79-1984	1505500000	108		WINTERS #1	10,0	NORTHERN NATURAL GAS CO
MOBIL OIL CORP				RECEIVED:	06/02/80 JA: KS		
8038067	K-79-1917	1518920465	102		HUBBARD NO 1 UNIT NO 3	25,0	NORTHERN NATURAL GAS CO
MULZ OIL CO				RECEIVED:	06/02/80 JA: KS		
8038057	K-79-1916	1500720747	103		ETTA #1	18,2	PANHANDLE EASTERN PIPE LINE CO
8038056	K-79-1915	1500720781	103		SUZIE #1	18,2	PANHANDLE EASTERN PIPE LINE CO
NATIONAL COOP REFINERY ASSOC				RECEIVED:	06/02/80 JA: KS		
8038062	K-79-1928	1500720779	103		TRAFFAS #1	90,0	PANHANDLE EASTERN PIPE LINE CO
NORTHERN NATURAL GAS PRODUCING CO				RECEIVED:	06/02/80 JA: KS		
8038037	K-80-0005	1518920478	103		MADDEN NO 1 UNIT NO 2	70,0	NORTHERN NATURAL GAS CO
8038036	K-80-0002	1518920476	103		MOORHEAD #1 UNIT #2	70,0	NORTHERN NATURAL GAS CO
8038035	K-80-0001	1518920475	103		KING NO 1 UNIT #2	70,0	NORTHERN NATURAL GAS CO
PETROLEUM CORPORATION OF TEXAS				RECEIVED:	06/02/80 JA: KS		
*8038027	K-79-1905	1508100000	108		Z A KIRKPATRICK #1	15,0	KANSAS-NEBRASKA NATURAL GAS CO INC
SANDERS OIL CO				RECEIVED:	06/02/80 JA: KS		
8038030	K-79-1945	1519100000	102		REIN/BECK #1	24,0	GETTY OIL CO
THE MAURICE L BROWN COMPANY				RECEIVED:	06/02/80 JA: KS		
8038063	K-79-1921	1509720496	103		ALTON UNRUH B #2	36,0	KANSAS GAS SUPPLY
8038064	K-79-1920	1509720523	103		ALTON UNRUH B #3	36,0	KANSAS GAS SUPPLY
8038060	K-79-1923	1509720460	103		COBB #1	10,4	KANSAS GAS SUPPLY
8038061	K-79-1922	1509720498	103		CURTIS UNRUH #1	55,0	KANSAS GAS SUPPLY
8038066	K-79-1918	1509720559	103		CURTIS UNRUH #2	36,0	KANSAS GAS SUPPLY
8038065	K-79-1919	1509720431	103		DORSETT #1	69,0	KANSAS GAS SUPPLY
W B OSBURN JR (OPERATOR)				RECEIVED:	06/02/80 JA: KS		
*8038038	K-80-0005	1509320578	103		HEYMER 1	75,0	COLORADO INTERSTATE GAS CO
*8038052	K-79-1517	1509320605	102		EARL 1-A	25,0	COLORADO INTERSTATE GAS CO
8038026	K-79-1906	1509320585	103		MILES 2-A	30,0	PANHANDLE EASTERN PIPELINE
WAYMAN W BUCHANAN				RECEIVED:	06/02/80 JA: KS		
8038051	K-79-1427	1507520209	103		JONES NO 1	91,2	KANSAS-NEBRASKA NATURAL GAS CO INC

LOUISIANA OFFICE OF CONSERVATION

ADA OIL EXPLORATION CORP				RECEIVED:	05/30/80 JA: LA		
8037854	80-730	1711320401	102		CALDWELL LAND INC NO 1	537,6	MICHIGAN WISCONSIN PIPELINE CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037855	80-729	1711300615	102		LYDIE BROUSSARD NO 1	865.0	MICHIGAN WISCONSIN PIPELINE CO
CHEVRON U S A INC					RECEIVED: 05/30/80 JA: LA		
8037857	80-727	1771420069	102		S L 1365 #68	51.0	TENNESSEE GAS PIPELINE CO
STRATA ENERGY INC					RECEIVED: 05/30/80 JA: LA		
*8037856	80-728	1772720117	102		STATE LEASE 6618 NO 3	7.0	MID LOUISIANA GAS CO
WILLIAMS EXPLORATION COMPANY					RECEIVED: 05/30/80 JA: LA		
8037853	80-731	1771420070	102		STATE LEASE 7678 NO 1	1.3	LOUISIANA RESOURCES CO
MONTANA BOARD OF OIL & GAS CONSERVATION							
GULF OIL CORPORATION					RECEIVED: 06/02/80 JA: MT		
8037863	4-80-91	2508521172	102		CRUSCH 1-10	6.0	
J BURNS BROWN					RECEIVED: 06/02/80 JA: MT		
8037861	3-80-83	2504121855	102		GRAHAM 29-2	0.0	NORTHERN NATURAL GAS CO
8037862	3-80-81	2504122038	102		LONG 30-2	0.0	NORTHERN NATURAL GAS CO
8037860	3-80-82	2504121781	102		PAPILLO 28-1	0.0	NORTHERN NATURAL GAS CO
MIDLANDS GAS CORPORATION					RECEIVED: 06/02/80 JA: MT		
*8037859	4-80-93	2507121538	108		WHITE 1-24	20.0	KANSAS-NEBRASKA NATURAL GAS CO INC
TRICENTROL UNITED STATES INC					RECEIVED: 06/02/80 JA: MT		
8037858	4-80-92	2504122119	102		STATE 16-10-T32N-R17E	215.0	NORTHERN NATURAL GAS CO
OKLAHOMA CORPORATION COMMISSION							
A C RICHARDS					RECEIVED: 06/02/80 JA: OK		
8038069	02435	3504900000	108		L P BURFURD NO 1	19.0	WARREN PETROLEUM CORP
AMERADA HESS CORPORATION					RECEIVED: 06/02/80 JA: OK		
8038090	03934	3504520086	108		JAMES BERRYMAN UNIT D NO 1	0.0	PANHANDLE EASTERN PIPELINE CO
AMOCO PRODUCTION CO					RECEIVED: 06/02/80 JA: OK		
8038068	03920	3500735708	108		BALDWIN UNIT B #1	7.2	NORTHERN NATURAL GAS CO
8038097	03944	3505923484	108		GEBHARDT GAS UNIT #2-L	6.8	MICHIGAN WISCONSIN PIPELINE CO
8038092	03917	3504535238	108		HASKIN UNIT #1	12.6	NORTHERN NATURAL GAS CO
8038091	03916	3504535240	108		HUNTER UNIT #1	19.3	NORTHERN NATURAL GAS CO
8038099	03906	3500720225	108		VENABLE UNIT C #1	6.4	NORTHERN NATURAL GAS CO
8038098	03945	3505935299	108		WOLF UNIT #1	17.0	MICHIGAN WISCONSIN PIPELINE CO
ANADARKO PRODUCTION COMPANY					RECEIVED: 06/02/80 JA: OK		
8038085	03298	3513920956	102		COWHERD A NO 1	432.0	PANHANDLE EASTERN PIPE LINE CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
CHAMPLIN PETROLEUM COMPANY					RECEIVED: 06/02/80 JA: OK		
8038077	03706	3504700000	108		HOMER P KING NO 1	15,0	CHAMPLIN PETROLEUM CO
CHASE EXPLORATION CORP					RECEIVED: 06/02/80 JA: OK		
*8038105	03902	3507121039	103		ANDREWS 3-14	15,0	CITIES SERVICE GAS CO
*8038113	03882	3507121202	103		BERRIE 1-8	15,7	CITIES SERVICE GAS CO
*8038107	03893	3507121534	103		BREEDLOVE #1-29	0,0	CITIES SERVICE GAS CO
*8038084	03877	3507120889	103		BROWN 3-26	34,0	CITIES SERVICE GAS CO
*8038114	03881	3507121172	103		FITCH 1-30	17,5	CITIES SERVICE GAS CO
*8038108	03892	3507121336	103		FITCH 2-30	16,5	CITIES SERVICE GAS CO
*8038095	03879	3507121118	103		HARKINS 2-19	42,5	CITIES SERVICE GAS CO
*8038083	03876	3507120970	103		HONICK 1-23	15,5	CITIES SERVICE GAS CO
*8038109	03890	3507121608	103		JANTZ 2-20	82,0	CITIES SERVICE GAS CO
*8038096	03878	3507121026	103		KAHLE 2-23	15,0	CITIES SERVICE GAS CO
*8038094	03880	3507121120	103		KAMPSCHROEDER 1-29	17,5	CITIES SERVICE GAS CO
*8038111	03884	3507121048	103		KLEIN 2-19	27,0	CITIES SERVICE GAS CO
*8038106	03894	3507121404	103		SWAIM 2-25	0,0	CITIES SERVICE GAS CO
*8038100	03888	3507121609	103		VOEGELE 1-20	12,5	CITIES SERVICE GAS CO
*8038110	03889	3507121208	103		VOEGELE 1-28	18,0	CITIES SERVICE GAS CO
*8038112	03883	3507121476	103		VOEGELE 1-30	17,5	CITIES SERVICE GAS CO
DAVIS OIL COMPANY					RECEIVED: 06/02/80 JA: OK		
8038101	03895	3501520766	103		HOUSE UNIT NO 1	500,0	PUBLIC SERVICE CO OF OKLAHOMA
DYCO PETROLEUM CORPORATION					RECEIVED: 06/02/80 JA: OK		
8038073	03957	3504320970	103		STOUT #1	500,0	ARKANSAS LOUISIANA GAS CO
GEORGE P POST DBA POST PETROLEUM CO					RECEIVED: 06/02/80 JA: OK		
8038093	03943	3515120926	103		CASEY #1	550,0	PANHANDLE EASTERN PIPELINE CO
JORDAN OIL & GAS COMPANY					RECEIVED: 06/02/80 JA: OK		
8038089	00690	3504520258	102		HAMRE 1-28	91,0	PANHANDLE EASTERN PIPELINE CO
MORAN EXPLORATION INC					RECEIVED: 06/02/80 JA: OK		
8038082	03624	3501721165	103		DOLEZAL #1	0,0	PHILLIPS PETROLEUM CO
NATURAL GAS ANADARKO INC					RECEIVED: 06/02/80 JA: OK		
8038071	03449	3500721511	102		SAUNDERS #1-2	50,0	PHILLIPS PETROLEUM CO
NORTHWESTERN PRODUCTION INC					RECEIVED: 06/02/80 JA: OK		
8038072	02328	3507322131	103		RICH #1	100,0	CONOCO INC
PEMEX INC					RECEIVED: 06/02/80 JA: OK		
8038079	03696	3510700000	108		ETHEL #1	10,4	TRANSOK PIPE LINE CO
8038080	03698	3510700000	108		ETHEL #2	10,4	TRANSOK PIPELINE CO
						*	ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8038087	03695	3510700000	108		FEATHERSTONE #1	5,1	TRANSOK PIPELINE CO
8038088	03693	3510700000	108		MCMAHAN #1	4,8	TRANSOK PIPELINE CO
RIMROCK GAS CO				RECEIVED: 06/02/80 JA: OK			
8038086	03809	3500900000	108		VAN ZANDT NO 1	4,0	ARKANSAS LOUISIANA GAS CO
SAMSON RESOURCES COMPANY				RECEIVED: 06/02/80 JA: OK			
8038081	00252	3512120548	103		LASH UNIT NO 1-CHOMWELL	100,0	ARKANSAS LOUISIANA GAS CO
SENECA OIL COMPANY				RECEIVED: 06/02/80 JA: OK			
8038075	03964	3507920256	103		MCDONALD #1	0,0	ARKANSAS LOUISIANA GAS CO
SOUTHLAND ROYALTY CO				RECEIVED: 06/02/80 JA: OK			
8038103	03937	3509321574	102		ENGLAND #1-17	125,0	MICHIGAN WISCONSIN PIPELINE CO
8038102	03938	3509321521	102		REAY #1-18	100,0	MICHIGAN-WISCONSIN PIPELINE CO
8038074	03972	3513921196	103		STANFORD #1-19	100,0	NORTHERN NATURAL GAS CO
TENNECO OIL COMPANY				RECEIVED: 06/02/80 JA: OK			
8038078	02672	3501120546	108		RUTH FULLER UNIT #1	5,0	DELHI GAS PIPELINE CORP
THE GHK COMPANY				RECEIVED: 06/02/80 JA: OK			
8038104	03896	3500920220	102		RUSSELL 1-5	75,0	ARKANSAS LOUISIANA GAS CO
THOMAS N BERRY & CO				RECEIVED: 06/02/80 JA: OK			
8038070	02469	3511900000	108		ROSS #2	17,1	GAS TRANSMITTING CO
VULCAN ENERGY CORP				RECEIVED: 06/02/80 JA: OK			
8038076	03143	3507322081	103		NORMAN SMITH #1	50,0	PHILLIPS PETROLEUM CO
WEST VIRGINIA DEPARTMENT OF MINES							
A C RADFORD				RECEIVED: 06/02/80 JA: WV			
8037953		4701500721	108		REED HEIRS #1	3,3	CONSOLIDATED GAS SUPPLY CORP
8037954		4701500741	108		REED HEIRS #2	3,3	CONSOLIDATED GAS SUPPLY CORP
8037952		4701500749	108		REED HEIRS #3	3,3	CONSOLIDATED GAS SUPPLY CORP
ALLEGHENY LAND & MINERAL COMPANY				RECEIVED: 06/02/80 JA: WV			
8037995		4708300255	103		A 784	0,0	COLUMBIA GAS TRANSMISSION CORP
8037997		4708300275	103		A 825	0,0	COLUMBIA GAS TRANSMISSION CORP
8037996		4708300274	103		A 841	0,0	COLUMBIA GAS TRANSMISSION CORP
8037998		4708300280	103		A 842	0,0	COLUMBIA GAS TRANSMISSION CORP
8037999		4708300281	103		A 856	0,0	COLUMBIA GAS TRANSMISSION CORP
APPALACHIAN EXPLORATION & DEVEL INC				RECEIVED: 06/02/80 JA: WV			
8037971		4701900402	102		KANODE #2	52,0	EQUITABLE GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037872		4708120310	108		POCAHONTAS LAND E-2	17.0	CABOT CORP
BEREA GAS				RECEIVED: 06/02/80 JA: WV			
8037934		4706100248	108		CITY INCINERATOR LEASE #1	0.9	CONSOLIDATED GAS SUPPLY CORP
8037927		4706100250	108		ROBERT MORRIS #1	0.9	CONSOLIDATED GAS SUP CORP
8037955		4706100000	108		T J JOHNSON JR ECTAL #1	4.5	CONSOLIDATED GAS SUPPLY CORP
BLUE CREEK GAS COMPANY				RECEIVED: 06/02/80 JA: WV			
8037994		4703903493	103		DAMA HILL #1	60.0	COLUMBIA GAS TRANSMISSION CORP
8037993		4703903497	103		DAMA HILL #2	40.0	COLUMBIA GAS TRANSMISSION CORP
8037968		4701501616	103		OD STOCKLEY #4	50.0	COLUMBIA GAS TRANSMISSION CORP
COMMODORE DRILLING FUND LTD				RECEIVED: 06/02/80 JA: WV			
8038004		4702103413	103		CLARK A NO 1	20.0	CONSOLIDATED GAS SUPPLY CORP
8037986		4702103414	103		CLARK A NO 2	50.0	CONSOLIDATED GAS SUPPLY CORP
CONSOLIDATED GAS SUPPLY CORPORATION				RECEIVED: 06/02/80 JA: WV			
8037988		4710900801	108		CONSOLIDATED GAS SUPPLY 12444	15.0	GENERAL SYSTEM PURCHASERS
8037870		4704700744	108		CONSOLIDATION COAL 12161	16.0	GENERAL SYSTEM PURCHASERS
8037867		4703301057	108		J W MCKINLEY 12263	12.0	GENERAL SYSTEM PURCHASERS
8037866		4703300971	108		LEWIS B HINKLE 12160	16.0	GENERAL SYSTEM PURCHASERS
8037871		4701701867	108		M T WILLIAMS 12307	15.0	GENERAL SYSTEM PURCHASERS
8037868		4704700729	108		POCAHONTAS LAND 12365	15.0	GENERAL SYSTEM PURCHASERS
8037869		4704700730	108		POCAHONTAS LAND 12405	10.0	GENERAL SYSTEM PURCHASERS
8037864		4701900300	108		VANETTA LAND 12140	16.0	GENERAL SYSTEM PURCHASERS
CPC EXPLORATION INC				RECEIVED: 06/02/80 JA: WV			
8037969		4702103417	103		BAILEY A NO 1	30.0	CONSOLIDATED GAS SUPPLY CORP
D C MALCOLM INC				RECEIVED: 06/02/80 JA: WV			
8037948		4709701954	103		OLDAKER UNIT #1	18.0	CONSOLIDATED GAS SUPPLY
8037947		4709701947	103		OLDAKER UNIT #3	18.0	CONSOLIDATED GAS SUPPLY CORP
DEVON CORPORATION				RECEIVED: 06/02/80 JA: WV			
8037913	O & G DIV	4703902291	108		E A BEANE ET AL #1	0.2	COLUMBIA GAS TRANSMISSION CORP
8037973		4705300198	103		GARY D KAPP #924	125.0	KAISER ALUMINUM & CHEMICAL CORP
8037984		4705301770	103		GLADYS SMITH #891	21.0	KAISER ALUMINUM & CHEMICAL CORP
8037914	O & G DIV	4703501219	108		J E SHUCKEY #803	8.0	COLUMBIA GAS TRANSMISSION CORP
8037912		4703902347	108		KANAWHA VALLEY BANK #1	3.0	COLUMBIA GAS TRANSMISSION CORP
8037915		4703501217	108		KATHLEEN HOY ET AL #802	2.5	COLUMBIA GAS TRANSMISSION CORP
8037908		4703501208	108		LEWIS LANE ET AL #798	0.6	COLUMBIA GAS TRANSMISSION CORP
8037916		4703501213	108		M O ROGERS ET AL #800	7.0	COLUMBIA GAS TRANSMISSION CORP
8037987		4705300203	103		VERNON WITHROW #934	100.0	KAISER ALUMINUM & CHEMICAL CORP
EAGLE GAS CO				RECEIVED: 06/02/80 JA: WV			
8038018		4703320069	108		BETHEL BARNES MELDRETH #1 #57	6.0	LUMBERPORT-SHINNSTON GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8038019		4703320072	108		BETHEL BARNES HELDRETH #2 NO 58	21,0	LUMBERPORT-SHINNSTON GAS CO
8038024		4703300141	108		CLYDE ROBINSON #12	7,0	LUMBERPORT-SHINNSTON GAS CO
8038023		4703320133	108		FANNIE E DAWSON #2 NO 70	9,0	LUMBERPORT-SHINNSTON GAS CO
8038022		4703300132	108		GEORGE W MULDERMAN NO 31	0,0	LUMBERPORT-SHINNSTON GAS CO
8038020		4703320085	108		LOUISA A LYON WELL NO 62	0,4	LUMBERPORT-SHINNSTON GAS CO
8038021		4703320112	108		O R HESS #68	8,0	LUMBERPORT-SHINNSTON GAS CO
8038017		4703320051	108		WOOD BOGGESS NO 55	6,0	LUMBERPORT-SHINNSTON GAS CO
FRANCIS E CAIN					RECEIVED: 06/02/80 JA: WV		
8038012		4701302493	108		BURTON DESPARD HEIRS #1	4,8	CONSOLIDATED GAS SUPPLY CORP
8038013		4701302501	108		BURTON DESPARD HEIRS #2	4,8	CONSOLIDATED GAS SUPPLY CORP
8038015		4701302574	108		BURTON DESPARD HEIRS #3	4,8	CONSOLIDATED GAS SUPPLY CORP
8038014		4701302523	108		BURTON DESPARD HEIRS #4	4,8	CONSOLIDATED GAS SUPPLY CORP
8038006		4701301630	108		EMMA RIGGS OIL & GAS #1	2,9	CONSOLIDATED GAS SUPPLY CORP
8038010		4701302311	108		EMMA RIGGS OIL & GAS #2	2,9	CONSOLIDATED GAS SUPPLY CORP
8038011		4701302325	108		EMMA RIGGS OIL & GAS #3	2,9	CONSOLIDATED GAS SUPPLY CORP
8038008		4701321760	108		HALE BASNETT GAS #1	1,8	CONSOLIDATED GAS SUPPLY CORP
8038009		4701302208	108		HALE BASNETT GAS #2	1,8	CONSOLIDATED GAS SUPPLY CORP
8037879		4701301891	108		HUBERT KERBY GAS	1,5	CONSOLIDATED GAS SUPPLY CORP
8037883		4708502858	108		J E GUMM #1	1,7	CONSOLIDATED GAS SUPPLY CORP
8037884		4708502962	108		J E GUMM #2	1,7	CONSOLIDATED GAS SUPPLY CORP
8038007		4701301831	108		JAMES DUSKEY OIL & GAS #1	1,1	CONSOLIDATED GAS SUPPLY CORP
8037957		4701301802	108		JAMES ROBERTS #1	3,5	CONSOLIDATED GAS SUPPLY CORP
8037882		4701302405	108		OLA BETTS #1	1,1	CONSOLIDATED GAS SUPPLY CORP
8037878		4701301881	108		RICE-ROGERS OIL & GAS #1	2,4	CONSOLIDATED GAS SUPPLY CORP
8037960		4701300919	108		ROBERT MINNEY #1	1,5	CONSOLIDATED GAS SUPPLY CORP
8037958		4701301638	108		ROBERT MINNEY #2	1,5	CONSOLIDATED GAS SUPPLY CORP
8037959		4701301449	108		T C CAIN #1	1,2	CONSOLIDATED GAS SUPPLY CORP
8037880		4701302335	108		T C CAIN #2	1,2	CONSOLIDATED GAS SUPPLY CORP
8037881		4701302365	108		T C CAIN #3	1,2	CONSOLIDATED GAS SUPPLY CORP
8038005		4701302925	108		WILLARD JOHNSON GAS #1	3,5	CONSOLIDATED GAS SUPPLY CORP
FRANKLIN ADKINS					RECEIVED: 06/02/80 JA: WV		
8037876		4709921600	108		ASBURY 1-A	19,8	COLUMBIA GAS TRANSMISSION CORP
8037877		4709921668	108		CRUM #3	13,0	COLUMBIA GAS TRANS CORP
8037873		4702123218	108		GAINER #3	12,0	CONSOLIDATED GAS SUPPLY CORP
8037875		4709921622	108		MEADE 1-B	19,8	COLUMBIA GAS TRANSMISSION CORP
GENE STALNAKER INC					RECEIVED: 06/02/80 JA: WV		
8037888		4702103427	103		B-27-1	25,0	EQUITABLE GAS CO
8037886		4702103444	103		B-28-1	25,0	CARNEGIE NATURAL GAS CO
8037889		4702103446	103		B-29-2	25,0	EQUITABLE GAS CO
8037887		4702103523	103		B-30-2	25,0	CARNEGIE NATURAL GAS CO
8037865		4701702468	103		B-34-1	25,0	COLUMBIA GAS TRANSMISSION CORP
8037885		4702103445	103		I-001	25,0	CABOT CORP
H C WILSON					RECEIVED: 06/02/80 JA: WV		
8037932		4706100258	108		BRECK & COURTNEY #1	4,0	CONSOLIDATED GAS SUPPLY CORP
8037933		4706100259	108		BROOK & COURTNEY #2	3,5	CONSOLIDATED GAS SUPPLY CORP
8037930		4706100191	108		C J HEWITT #1	3,9	CONSOLIDATED GAS SUPPLY CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037929		4706100216	108		MY WALLS #1	7.7	CONSOLIDATED GAS SUPPLY CORP
INJUN GAS CO					RECEIVED: 06/02/80 JA: WV		
8037928		4706100265	108		A C CHRISTY #1	2.1	CONSOLIDATED GAS SUPPLY CORP
J & J ENTERPRISES INC					RECEIVED: 06/02/80 JA: WV		
8037985		4701700246	103		L NOBLE - #1	20.0	CONSOLIDATED GAS SUPPLY CORP
J M DIVERS					RECEIVED: 06/02/80 JA: WV		
8037939		4701325100	108		WHITE HALL #2-152	1.9	CABOT CORP
8037961		4701321345	108		WHITE HALL NO 3-293	1.8	CABOT CORP
JAMES F SCOTT					RECEIVED: 06/02/80 JA: WV		
8037964		4703302145	103		A M GARRETT #1	26.0	
8037965		4703301976	103		A M GARRETT #2	26.0	CONSOLIDATED GAS SUPPLY CORP
8037962		4704102568	103		CLAYTON F STOUT #2	26.0	CONSOLIDATED GAS SUPPLY CORP
8037966		4704102537	103		CLAYTON STOUT #1	26.0	CONSOLIDATED GAS SUPPLY CORP
8037967		4704102555	103		GEORGE L PICKENS #1	26.0	CONSOLIDATED GAS SUPPLY CORP
8037946		4704102687	103		PETER B BAILEY	26.0	CONSOLIDATED GAS SUPPLY CORP
8037963		4704102557	103		ROBERTA F PEED #2	26.0	CONSOLIDATED GAS SUPPLY CORP
8037943		4704102556	103		ROBERTA PEED #1	26.0	CONSOLIDATED GAS SUPPLY CORP
LOWELL SAMPSON					RECEIVED: 06/02/80 JA: WV		
8037905		4701301858	108		DENVER CHENOWETH #1	0.3	CONSOLIDATED GAS SUPPLY CORP
8037906		4701301814	108		DENVER CHENOWETH #1	5.0	CONSOLIDATED GAS SUPPLY CORP
8037903		4701302092	108		DENVER ELLISON #1	1.0	CONSOLIDATED GAS SUPPLY CORP
8037909		4701301709	108		EDWARD C ARNOLD #1	3.0	CONSOLIDATED GAS SUPPLY CORP
8037917		4701300375	108		ELLEN REIP #1	5.0	CONSOLIDATED GAS SUPPLY CORP
8037898		4701302389	108		HOMER & LOGAN REIP #2	3.0	CONSOLIDATED GAS SUPPLY CORP
8037902		4701302134	108		J M ELLISON #2	1.0	CONSOLIDATED GAS SUPPLY CORP
8037901		4701302149	108		J M ELLISON #3	1.0	CONSOLIDATED GAS SUPPLY CORP
8037904		4701302064	108		ORA GREGG #1	1.0	CONSOLIDATED GAS SUPPLY CORP
8037900		4701302241	108		P A REIP #1	1.5	CONSOLIDATED GAS SUPPLY CORPORATIO
8037899		4701302301	108		RUSSELL KING #1	1.5	CONSOLIDATED GAS SUPPLY CORP
MINUTEMAN SUPPLEMENTAL DRILLING FUND					RECEIVED: 06/02/80 JA: WV		
8038001		4702103429	103		NICK NO 1	20.0	CONSOLIDATED GAS SUPPLY CORP
8038003		4702103430	103		SANDY NO 3	20.0	EQUITABLE GAS CO
8037969		4702103417	103		BAILEY A NO 1	30.0	CONSOLIDATED GAS SUPPLY CORP
MONITOR PETROLEUM CORP					RECEIVED: 06/02/80 JA: WV		
8037976		4708120471	103		G E CLAY #1	36.0	COLUMBIA GAS TRANSMISSION CORP
8037977		4708120473	103		G E CLAY #2	72.0	COLUMBIA GAS TRANSMISSION CORP
MORGANTOWN GAS CO					RECEIVED: 06/02/80 JA: WV		
8037935		4706100236	108		DAVIDSON #2	2.0	CONSOLIDATED GAS SUPPLY CORP
8037936		4706100235	108		ETHEL E MORELAND #1	1.3	CONSOLIDATED GAS SUPPLY CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
MUMMA OIL PRODUCTION CO					RECEIVED: 06/02/80 JA: WV		
8037911		4702102440	108		J FISHBACK #1 - GIL - 2440	0,5	COLUMBIA GAS TRANSMISSION CORP
8037907		4702102645	108		MODA SIMMONS #2	0,5	COLUMBIA GAS TRANSMISSION CORP
NRM PETROLEUM CORPORATION					RECEIVED: 06/02/80 JA: WV		
8037938		4709701925	103		A SWICK #3	0,0	COLUMBIA GAS TRANSMISSION CORP
8037937		4701702444	103		ORA MORGAN #1	0,0	CONSOLIDATED GAS SUPPLY CORP
PACE PIPE LINE COMPANY					RECEIVED: 06/02/80 JA: WV		
8037983		4703302206	103		BROHARD #2	30,0	CONSOLIDATED GAS SUPPLY CORP
8037972		4701702336	103		E L SLUSSER #1	80,0	CONSOLIDATED GAS SUPPLY CORP
REED-WHEELER-YOUNG OIL & GAS CO					RECEIVED: 06/02/80 JA: WV		
8037940		4701501629	103		GOSHORN HEIRS 2-A	20,0	CONSOLIDATED GAS SUPPLY CORP
ROCKWELL PETROLEUM COMPANY					RECEIVED: 06/02/80 JA: WV		
8037992		4702123552	103		BARBAROW #5A	15,0	CONSOLIDATED GAS SUPPLY CORP
8037874		4702123498	107		CONNER #1	30,0	CARNEGIE NATURAL GAS CO
8037990		4702123426	103		FIDDLER #1	35,0	CONSOLIDATED GAS SUPPLY CORP
8037991		4702123550	103		FIDDLER #3	25,0	CONSOLIDATED GAS SUPPLY CORP
8037926		4704102859	103		JOE BROWN #1	45,0	COLUMBIA GAS TRANSMISSION CORP
8037942		4701702494	103		JOE BROWN #2	40,0	COLUMBIA GAS TRANSMISSION CORP
8037925		4701702502	103		JOE BROWN #3	35,0	COLUMBIA GAS TRANSMISSION CORP
8037989		4701721407	103		RUSH #3	30,0	EQUITABLE GAS CO
8037941		4701702375	103		SMITH #1A	20,0	COLUMBIA GAS TRANSMISSION CORP
SPARTAN GAS COMPANY					RECEIVED: 06/02/80 JA: WV		
8037974		4701100609	103		JOHN SIMMS 1-S-205	7,0	COLUMBIA GAS TRANSMISSION CORP
8037975		4701100610	103		R L MARSHBARGER 1-S-206	7,0	COLUMBIA GAS TRANSMISSION CORP
STEPHEN GAS CO					RECEIVED: 06/02/80 JA: WV		
8037897		4704100886	108		J M DOLAN & M J SMITH #1	1,0	CONSOLIDATED GAS SUPPLY CORP
8037896		4704100800	108		QUINCY PRATT #1	1,0	CONSOLIDATED GAS SUPPLY CORP
MINUTEMAN SUPPLEMENTAL DRILLING FUND					RECEIVED: 06/02/80 JA: WV		
8038000		4702103420	103		ALLEN NO 2	30,0	CONSOLIDATED GAS SUPPLY CORP
8038002		4702103443	103		ALLEN NO 3	30,0	CONSOLIDATED GAS SUPPLY CORP
TRIO PETROLEUM CORP					RECEIVED: 06/02/80 JA: WV		
8037970		4702103507	103		GILMER COUNTY COURT NO 3	30,0	CARNEGIE NATURAL GAS CO
8037979		4702103558	103		MESSENGER A #1	30,0	COLUMBIA GAS TRANSMISSION CORP
UNION DRILLING INC					RECEIVED: 06/02/80 JA: WV		

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8037893		4700101162	103		JESSE L FLEMING #2	0.0	CONSOLIDATED GAS SUPPLY CORP
8037891		4700101116	103		JULIA M TALBUTT #1	0.0	COLUMBIA GAS TRANSMISSION CORP
8037892		4700101117	103		JULIA M TALBUTT #2	0.0	COLUMBIA GAS TRANSMISSION CORP
8037895		4700101166	103		ROBERT R MORRIS #1	0.0	COLUMBIA GAS TRANS CORP
8037894		4700101167	103		ROBERT R MORRIS #2	0.0	COLUMBIA GAS TRANS CORP
8037890		4700101064	103		UDI - MIKE RUSS #1	0.0	COLUMBIA GAS TRANSMISSION CORP
8037951		4709701946	102		WILLIAM F OSBURN #2	0.0	COLUMBIA GAS TRANSMISSION CORP
UNITED PETRO LTD					RECEIVED: 06/02/80 JA: MV		
8037980		4709701999	103		BESSIE MYRE #1	36.0	COLUMBIA GAS TRANSMISSION CORP
8037982		4709702008	103		BESSIE MYRE #2	22.0	COLUMBIA GAS TRANSMISSION CORP
8037956		4701302864	103		ISAAC HENSLEY #1	6.0	CONSOLIDATED GAS SUPPLY CORP
8037949		4701302866	103		ISAAC HENSLEY #3	6.0	CONSOLIDATED GAS SUPPLY CORP
8037950		4701302869	103		ISAAC HENSLEY #4	6.0	CONSOLIDATED GAS SUPPLY CORP
8037978		4709701998	103		ROBERT WILSON #1	36.0	COLUMBIA GAS TRANSMISSION CORP
8037981		4709702007	103		RUTH MICK #1	22.0	COLUMBIA GAS TRANSMISSION CORP
8037945		4701302978	103		W T MOSS #1-UPL	12.0	COLUMBIA GAS TRANSMISSION CORP
8037944		4701302979	103		W T MOSS #2-UPL	12.0	COLUMBIA GAS TRANSMISSION CORP
V L MURNER					RECEIVED: 06/02/80 JA: MV		
8038016		4703320134	108		C O SOUTHERN #1	0.0	EAGLE GAS CO
W E BREMER					RECEIVED: 06/02/80 JA: MV		
8037921		4705900772	108		ALBERT MEADE #1	12.2	COLUMBIA GAS TRANSMISSION CORP
8037920		4705900780	108		ALBERT MEADE #2	14.7	COLUMBIA GAS TRANSMISSION CORP
8037924		4705900141	108		C J CRAWFORD #1	16.3	COLUMBIA GAS TRANSMISSION CORP
8037923		4705900142	108		C J CRAWFORD JR #2	2.3	COLUMBIA GAS TRANSMISSION CORP
8037922		4705900143	108		C J CRAWFORD JR #3	4.7	COLUMBIA GAS TRANSMISSION CORP
8037919		4705900803	108		CLOSTERMAN ESTATE #3	4.1	COLUMBIA GAS TRANSMISSION CORP
8037918		4709900344	108		JACKSON SPAULDING FARM #1	9.6	COLUMBIA GAS TRANSMISSION CORP
8037910		4705900108	108		RILEY FARM #1	5.0	COLUMBIA GAS TRANSMISSION CORP
WAYNESBURG TOOL CO					RECEIVED: 06/02/80 JA: MV		
8037931		4706100190	108		DOWNEY LOT #1	2.5	CONSOLIDATED GAS SUP CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

* OTHER PURCHASERS

8037856	SOUTHERN NATURAL GAS CO
8037859	MONTANA DAKOTA UTILITIES CO
8038027	KANSAS NEBRASKA NATURAL GAS CO INC
8038038	NORTHERN NATURAL GAS CO
8038041	KANSAS NEBRASKA NATURAL GAS CO
8038052	NORTHERN NATURAL GAS CO
8038083	CHASE GATHERING SYSTEMS INC
8038084	CHASE GATHERING SYSTEMS INC
8038094	CHASE GATHERING SYSTEMS INC
8038095	CHASE GATHERING SYSTEMS INC
8038096	CHASE GATHERING SYSTEMS INC
8038100	CHASE GATHERING SYSTEMS INC
8038105	CHASE GATHERING SYSTEMS INC
8038106	CHASE GATHERING SYSTEMS INC
8038107	CHASE GATHERING SYSTEMS INC
8038108	CHASE GATHERING SYSTEMS INC
8038109	CHASE GATHERING SYSTEMS INC
8038110	CHASE GATHERING SYSTEMS INC
8038111	CHASE GATHERING SYSTEMS INC
8038112	CHASE GATHERING SYSTEMS INC
8038113	CHASE GATHERING SYSTEMS INC
8038114	CHASE GATHERING SYSTEMS INC

[FR Doc. 80-20155 Filed 7-3-80; 8:45 am]
BILLING CODE 6450-85-C

[Vol. 227]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

June 30, 1980.

The Federal Energy Regulatory Commission received notices of determination from the jurisdictional agencies listed herein, for the indicated wells, pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a (D) in the DEN column. Estimated annual production is in million cubic feet (MMcf).

The applications for determination in these proceedings together with a copy or description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Persons objecting to any of these final determinations may, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before July 22, 1980.

Please reference the FERC Control Number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-85-M

WEST VIRGINIA DEPARTMENT OF MINES

CONSOLIDATED GAS SUPPLY CORPORATION RECEIVED: 06/10/80 JA: WV

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039371		4703301349	108		A A GRIFFIN 2768	3.0	GENERAL SYSTEM PURCHASERS
8039471		4703301604	108		A A POST 8176	15.0	GENERAL SYSTEM PURCHASERS
8039319		4703301344	108		A A SWIGER 2685	7.0	GENERAL SYSTEM PURCHASERS
8039259		4702103064	108		A B MEADOWS 5739	3.0	GENERAL SYSTEM PURCHASERS
8039384		4703301526	108		A C HALL 7967	3.0	GENERAL SYSTEM PURCHASERS
8039310		4701701978	108		A E UNDERWOOD 7023	6.0	GENERAL SYSTEM PURCHASERS
8039315		4706100387	108		A J ARNETT 3693	3.0	GENERAL SYSTEM PURCHASERS
8039460		4703301705	108		A J REYNOLDS 2047	3.0	GENERAL SYSTEM PURCHASERS
8039329		4703301501	108		A J SMITH 7611	3.0	GENERAL SYSTEM PURCHASERS
8039287		4701701940	108		A N HINKLE 3145	6.0	GENERAL SYSTEM PURCHASERS
8039387		4704102211	108		A N MORRISON 2470	10.0	GENERAL SYSTEM PURCHASERS
8039311		4704900379	108		A S KENDALL 2964	4.0	GENERAL SYSTEM PURCHASERS
8039304		4708503899	108		A W LEMON 5931	2.0	GENERAL SYSTEM PURCHASERS
8039320		4703301333	108		ALEXANDER DUFF 2326	7.0	GENERAL SYSTEM PURCHASERS
8039445		4704102348	108		ALFRED WOOFTER 8336	7.0	GENERAL SYSTEM PURCHASERS
8039395		4703301392	108		ALICE GRIFFIN 3843	3.0	GENERAL SYSTEM PURCHASERS
8039352		4703301299	108		ALICE J REYNOLDS 1345	2.0	GENERAL SYSTEM PURCHASERS
8039307		4708503906	108		AMOS PERRIN 6379	0.7	GENERAL SYSTEM PURCHASERS
8039353		4703301290	108		B G SWIGER 1182	4.0	GENERAL SYSTEM PURCHASERS
8039316		4703301368	108		B H BROWN 3400	4.0	GENERAL SYSTEM PURCHASERS
8039477		4703301545	108		B YATES 8012	3.0	GENERAL SYSTEM PURCHASERS
8039362		4701302713	108		BENNETT HARDMAN 6883	1.5	GENERAL SYSTEM PURCHASERS
8039449		4704500077	108		BOONE CO COAL CORP 9274	13.0	GENERAL SYSTEM PURCHASERS
8039459		4704500041	108		BOONE CO COAL 9255	17.0	GENERAL SYSTEM PURCHASERS
8039318		4703301350	108		C E DAVISSON 2790	3.0	GENERAL SYSTEM PURCHASERS
8039348		4703301342	108		C T HARBERT 2680	3.0	GENERAL SYSTEM PURCHASERS
8039470		4703301598	108		C W WASHBURN 8164	22.0	GENERAL SYSTEM PURCHASERS
8039443		4704102312	108		CLARK WHITE 8198	2.0	GENERAL SYSTEM PURCHASERS
8039472		4703301618	108		COPLIN HRS 11067	1.0	GENERAL SYSTEM PURCHASERS
8039478		4703301557	108		COTTRILL CHEUVERONT 8003	3.0	GENERAL SYSTEM PURCHASERS
8039314		4706100383	108		CYNTHIA KENT 2756	17.0	GENERAL SYSTEM PURCHASERS
8039361		4701302724	108		DORA STUMP 7455	7.0	GENERAL SYSTEM PURCHASERS
8039454		4704900364	108		E C MORGAN 2051	1.5	GENERAL SYSTEM PURCHASERS
8039323		4703301292	108		E E OGDEN 1196	2.0	GENERAL SYSTEM PURCHASERS
8039251		4703300027	108		E HOMER ROBEY 11060	5.0	GENERAL SYSTEM PURCHASERS
8039374		4701303089	108		E L COLLINS 6578	3.0	GENERAL SYSTEM PURCHASERS
8039480		4703301564	108		E MAXWELL 8056	15.0	GENERAL SYSTEM PURCHASERS
8039451		4704900355	108		E T MARTIN 1565	1.5	GENERAL SYSTEM PURCHASERS
8039450		4704900344	108		E T WOOD 804	5.0	GENERAL SYSTEM PURCHASERS
8039467		4704102206	108		EDMISTON HEIRS 2310	3.0	GENERAL SYSTEM PURCHASERS
8039481		4703301565	108		EDWIN MAXWELL 8057	5.0	GENERAL SYSTEM PURCHASERS
8039389		4704102239	108		ELIZABETH LAWSON 3286	3.0	GENERAL SYSTEM PURCHASERS
8039364		4701302690	108		ELLA EISMON 6440	3.0	GENERAL SYSTEM PURCHASERS
8039379		4703301467	108		ELMA PAYNE 7375	2.0	GENERAL SYSTEM PURCHASERS
8039300		4706100406	108		ELZA DAVIS 9598	5.0	GENERAL SYSTEM PURCHASERS
8039363		4701302691	108		F G JARVIS 6442	3.0	GENERAL SYSTEM PURCHASERS
8039339		4701701972	108		FLOYD GLASPELL 6401	3.0	GENERAL SYSTEM PURCHASERS
8039326		4703301559	108		G N MARTIN 8039	4.0	GENERAL SYSTEM PURCHASERS
8039351		4703301319	108		GEO W POST 1931	5.0	GENERAL SYSTEM PURCHASERS
8039380		4703301473	108		GORE HEIRS 7405	3.0	GENERAL SYSTEM PURCHASERS
8039383		4703301516	108		H CARTER 7940	3.0	GENERAL SYSTEM PURCHASERS
8039305		4708503902	108		H E CUNNINGHAM 6179	2.0	GENERAL SYSTEM PURCHASERS
8039255		4702103079	108		H L ALLMAN 6132	2.0	GENERAL SYSTEM PURCHASERS

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039250		4701701954	108		H TAYLOR 4310	18.0	GENERAL SYSTEM PURCHASERS
8039295		4701701929	108		H W KINNEY 1940	6.0	GENERAL SYSTEM PURCHASERS
8039350		4703301322	108		H W WILLIAMS 2086	3.0	GENERAL SYSTEM PURCHASERS
8039302		4708503897	108		HARRISON WASS 5629	3.0	GENERAL SYSTEM PURCHASERS
8039391		4703301359	108		HARRISON 3093	3.0	GENERAL SYSTEM PURCHASERS
8039322		4703301311	108		HENRY S DAVIS 1640	3.0	GENERAL SYSTEM PURCHASERS
8039448		4704102369	108		HITT HRS 8428	2.0	GENERAL SYSTEM PURCHASERS
8039336		4703301455	108		HOWARD COAL CO 7285	4.0	GENERAL SYSTEM PURCHASERS
8039475		4703301703	108		HOWARD FORTNEY 3159	4.0	GENERAL SYSTEM PURCHASERS
8039312		4704900403	108		I B MARTIN 9513	5.0	GENERAL SYSTEM PURCHASERS
8039298		4706100390	108		J B WRIGHT 4263	3.0	GENERAL SYSTEM PURCHASERS
8039337		4703301399	108		J E BENNETT 4042	3.0	GENERAL SYSTEM PURCHASERS
8039385		4703301529	108		J E WILLIAMS 7972	3.0	GENERAL SYSTEM PURCHASERS
8039394		4703301385	108		J H G LANG 3670	2.0	GENERAL SYSTEM PURCHASERS
8039254		4702103092	108		J M WOOD 6609	3.0	GENERAL SYSTEM PURCHASERS
8039479		4703301552	108		J MCTONSKEY 8023	15.0	GENERAL SYSTEM PURCHASERS
8039452		4704900356	108		J N KOON 1658	9.0	GENERAL SYSTEM PURCHASERS
8039378		4703301466	108		J OTIS STOUT 7366	2.0	GENERAL SYSTEM PURCHASERS
8039328		4703301536	108		J T FLYNN 7988	7.0	GENERAL SYSTEM PURCHASERS
8039386		4703301535	108		J W BROWN 7987	6.0	GENERAL SYSTEM PURCHASERS
8039382		4703301509	108		J W SHEETS 7853	4.0	GENERAL SYSTEM PURCHASERS
8039335		4703301457	108		JAMES E WAGNER 7322	4.0	GENERAL SYSTEM PURCHASERS
8039366		4700501171	108		JOHN CHAMBERS 7214	6.0	GENERAL SYSTEM PURCHASERS
8039463		4704100113	108		JOHN HANIGAN 8296	1.0	GENERAL SYSTEM PURCHASERS
8039483		4703301578	108		JORDON CARTER 8096	2.0	GENERAL SYSTEM PURCHASERS
8039462		4703302122	108		JOSEPH BARNETT 2489	1.4	GENERAL SYSTEM PURCHASERS
8039334		4703301478	108		JOSEPH E STEALEY 7437	2.0	GENERAL SYSTEM PURCHASERS
8039390		4704102269	108		JOSEPH GUNN 4414	3.0	GENERAL SYSTEM PURCHASERS
8039317		4703301364	108		L C ROBINSON 3323	3.0	GENERAL SYSTEM PURCHASERS
8039392		4703301380	108		L D SHAW 3571	2.0	GENERAL SYSTEM PURCHASERS
8039330		4703301493	108		LAYMAN 7565	0.3	GENERAL SYSTEM PURCHASERS
8039482		4703301576	108		LEAL E ASH 8090	3.0	GENERAL SYSTEM PURCHASERS
8039447		4704102364	108		LEOPOLD ROUGH 8413	10.0	GENERAL SYSTEM PURCHASERS
8039324		4703301276	108		LINDSY FLOWERS 1060	5.0	GENERAL SYSTEM PURCHASERS
8039375		4701303065	108		LIZZIE FRASHURE 5806	3.0	GENERAL SYSTEM PURCHASERS
8039396		4703301404	108		M E BONNELL 4195	4.0	GENERAL SYSTEM PURCHASERS
8039474		4703301694	108		M G HOLMES 12186	9.0	GENERAL SYSTEM PURCHASERS
8039373		4701303095	108		M O BURWELL 6668	2.0	GENERAL SYSTEM PURCHASERS
8039369		4700101003	108		MALISSA NUTTER 6862	6.0	GENERAL SYSTEM PURCHASERS
8039252		4702103104	108		MAMIE AYERS 7208	2.0	GENERAL SYSTEM PURCHASERS
8039367		4700101008	108		MARGARET BRANNON 6970	6.0	GENERAL SYSTEM PURCHASERS
8039325		4703301581	108		MARGARET COTTRILL 8102	2.0	GENERAL SYSTEM PURCHASERS
8039465		4704102204	108		MARSHALL HITT 2152	5.0	GENERAL SYSTEM PURCHASERS
8039372		4701701908	108		MARY C MARTIN 674	8.0	GENERAL SYSTEM PURCHASERS
8039388		4704102228	108		MARY O EDWARDS 2912	3.0	GENERAL SYSTEM PURCHASERS
8039464		4704102203	108		MARY T HALL 2150	5.0	GENERAL SYSTEM PURCHASERS
8039306		4708503903	108		MAXWELL HRS 6253	1.0	GENERAL SYSTEM PURCHASERS
8039442		4704102299	108		N E ALLEMAN 7760	13.0	GENERAL SYSTEM PURCHASERS
8039458		4704102710	108		N J WESTFALL 313	3.0	GENERAL SYSTEM PURCHASERS
8039257		4702103070	108		ORTHA FORD 5962	2.0	GENERAL SYSTEM PURCHASERS
8039456		4704102291	108		OSCAR HAY 5933	5.0	GENERAL SYSTEM PURCHASERS
8039444		4704102314	108		PERRY F FETTY 8212	4.0	GENERAL SYSTEM PURCHASERS
8039313		4704900407	108		POLING HRS 9543	2.0	GENERAL SYSTEM PURCHASERS
8039333		4703301483	108		POST & WARD 7521	5.0	GENERAL SYSTEM PURCHASERS

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039332		4703301484	108		POST & WARD 7522	5.0	GENERAL SYSTEM PURCHASERS
8039457		4704102381	108		R H MCDANNOLD 8817	3.0	GENERAL SYSTEM PURCHASERS
8039473		4703301619	108		REBECCA COPLIN 11068	2.0	GENERAL SYSTEM PURCHASERS
8039376		4703301407	108		S C REYNOLDS 4333	3.0	GENERAL SYSTEM PURCHASERS
8039301		4707300002	108		S C HAMMETT 1850	5.0	GENERAL SYSTEM PURCHASERS
8039381		4703301481	108		S J MORRISON 3219	4.0	GENERAL SYSTEM PURCHASERS
8039455		4704102286	108		S STALNAKER 5315	2.0	GENERAL SYSTEM PURCHASERS
8039258		4702103066	108		SAMUEL TALLHAMMER 5807	3.0	GENERAL SYSTEM PURCHASERS
8039321		4703301329	108		SARAH E FORTNEY 2211	5.0	GENERAL SYSTEM PURCHASERS
8039370		4703301351	108		SERENA A ASHCRAFT 2836	3.0	GENERAL SYSTEM PURCHASERS
8039256		4702103074	108		T G BAILEY 6027	4.0	GENERAL SYSTEM PURCHASERS
8039309		4704900368	108		T J TETRICK 2196	3.0	GENERAL SYSTEM PURCHASERS
8039446		4704102351	108		T LEE HUDKINS 8342	5.0	GENERAL SYSTEM PURCHASERS
8039377		4703301445	108		T S LEWIS 6783	5.0	GENERAL SYSTEM PURCHASERS
8039469		4703301582	108		T S WRIGHT 8106	4.0	GENERAL SYSTEM PURCHASERS
8039347		4703301345	108		THADEUS CURRY 2693	4.0	GENERAL SYSTEM PURCHASERS
8039308		4708504296	108		THAMER MITCHELL 6584	2.0	GENERAL SYSTEM PURCHASERS
8039331		4703301485	108		W A MARSH 7523	3.0	GENERAL SYSTEM PURCHASERS
8039354		4703301285	108		W A MORRISON 1144	4.0	GENERAL SYSTEM PURCHASERS
8039365		4700701249	108		W A NICHOLSON 2408	8.0	GENERAL SYSTEM PURCHASERS
8039476		4703301537	108		W ASHCRAFT 7991	3.0	GENERAL SYSTEM PURCHASERS
8039303		4701701982	108		W B MAXWELL 7040	10.0	GENERAL SYSTEM PURCHASERS
8039466		4704102205	108		W E RHODES 2203	6.0	GENERAL SYSTEM PURCHASERS
8039299		4706100393	108		W E TUTTLE 4820	7.0	GENERAL SYSTEM PURCHASERS
8039453		4704900361	108		W F SANDY 2029	3.0	GENERAL SYSTEM PURCHASERS
8039468		4704102208	108		W G BENNETT 2363	5.0	GENERAL SYSTEM PURCHASERS
8039253		4702103094	108		W G BENNETT 6613	2.0	GENERAL SYSTEM PURCHASERS
8039393		4703301384	108		W H LYONS 3650	5.0	GENERAL SYSTEM PURCHASERS
8039461		4703301955	108		W N FRASURE 4385	3.0	GENERAL SYSTEM PURCHASERS
8039368		4700101005	108		W RYMER 6965	15.0	GENERAL SYSTEM PURCHASERS
8039327		4703301555	108		WM A LAW 8030	7.0	GENERAL SYSTEM PURCHASERS
8039349		4703301326	108		WM G PLANT 2127	2.0	GENERAL SYSTEM PURCHASERS
COOPER OIL & GAS CO				RECEIVED: 06/10/80	JA: WV		
8039440		4701320120	108		COOPER WELL #2	3.0	CONSOLIDATED GAS SUPPLY
COPEL POLING				RECEIVED: 06/10/80	JA: WV		
8039441		4701324990	108		LUERNIA BARR #1	2.5	CABOT CORP
FRANKLIN ADKINS				RECEIVED: 06/10/80	JA: WV		
8039439		4709921672	108		MEADE 2-8	19.8	COLUMBIA GAS TRANSMISSION CORP
FUEL RESOURCES DEVELOPMENT CO				RECEIVED: 06/10/80	JA: WV		
*8039283		4700120842	103		G BLACKWELL #1	60.0	CONSOLIDATED GAS SUPPLY CORP
*8039280		4700120858	103		J REEL HEINS #1	20.0	CONSOLIDATED GAS SUPPLY CORP
*8039279		4700120869	103		J RICOTELLI #1	28.0	CONSOLIDATED GAS SUPPLY CORP
*8039277		4700120847	103		N TALLMAN #1	27.8	CONSOLIDATED GAS SUPPLY CORP
*8039284		4700120864	103		R VOWLS #1	84.0	CONSOLIDATED GAS SUPPLY CORP
*8039282		4700120863	103		V ZIRHLE #1	16.0	CONSOLIDATED GAS SUPPLY CORP
*8039281		4700120857	103		W R KING #1	20.0	CONSOLIDATED GAS SUPPLY CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
*8039278		4700120860	103		W SNIDER #1	24.0	CONSOLIDATED GAS SUPPLY CORP
N G & DELTA BUSCH				RECEIVED: 06/10/80 JA: WV			
8039437		4710520011	108		NEWTON KEMP #2	4.3	CONSOLIDATED GAS SUPPLY CORP
8039438		4710520736	108		W LIEVING #1	4.5	CONSOLIDATED GAS SUPPLY CORP
N G & K E RUSCH				RECEIVED: 06/10/80 JA: WV			
8039436		4708524036	108		C W KEMP #1	7.5	CONSOLIDATED GAS CORP
8039435		4708524035	108		D G DAWSON #1	4.5	CONSOLIDATED GAS SUPPLY CORP
PENNZOIL COMPANY				RECEIVED: 06/10/80 JA: WV			
8039290		4710301064	108		B W PETERSON NO 63	3.5	CONSOLIDATED GAS SUPPLY CORP
8039291		4710301066	108		B W PETERSON NO 77	10.0	CONSOLIDATED GAS SUPPLY CORP
8039297		4710300934	108		B WELLS & CO NO 25	4.0	CONSOLIDATED GAS SUPPLY CORP
8039285		4710300946	108		B WELLS & CO NO 68	5.0	CONSOLIDATED GAS SUPPLY CORP
8039262		4710300312	108		BARR TRACT #21	0.2	CONSOLIDATED GAS SUPPLY CORP
8039268		4703301679	108		BENNETT EMANUEL #2	0.6	CONSOLIDATED GAS SUPPLY CORP
8039270		4703301680	108		BENNETT MARY A #2	1.2	CONSOLIDATED GAS SUPPLY CORP
8039263		4710300607	108		BLACKSHERE WELLS & CO #72	6.9	CONSOLIDATED GAS SUPPLY CORP
8039292		4710300609	108		BLACKSHERE WELLS & CO #73	1.5	CONSOLIDATED GAS SUPPLY CORP
8039273		4703301732	108		COFFMAN J N #4	4.5	CONSOLIDATED GAS SUPPLY CORP
8039261		4704900509	108		CUNNINGHAM JACOB #12	0.3	CONSOLIDATED GAS SUPPLY CORP
8039267		4704900505	108		CUNNINGHAM JACOB #4	0.3	CONSOLIDATED GAS SUPPLY CORP
8039260		4704900506	108		CUNNINGHAM JACOB #5	0.3	CONSOLIDATED GAS SUPPLY CORP
8039286		4710300964	108		DYE M P #2	0.5	CONSOLIDATED GAS SUPPLY CORP
8039288		4710300965	108		DYE M P #5	0.5	CONSOLIDATED GAS SUPPLY CORP
8039289		4710300976	108		GALLAGHER M #3	0.2	CONSOLIDATED GAS SUPPLY CORP
8039357		4710301109	108		H L SMITH NO 38	0.0	CONSOLIDATED GAS SUPPLY CORP
8039358		4710301114	108		H L SMITH NO 50	2.8	CONSOLIDATED GAS SUPPLY CORP
8039356		4710301100	108		L G ROBINSON NO 37	1.6	CONSOLIDATED GAS SUPPLY CORP
8039293		4710300917	108		LAURA HEARNE #2	0.3	CONSOLIDATED GAS SUPPLY CORP
8039294		4710300918	108		LAURA HEARNE #4	0.3	CONSOLIDATED GAS SUPPLY CORP
8039296		4710300919	108		LAURA HEARNE #8	0.3	CONSOLIDATED GAS SUPPLY CORP
8039269		4701702228	108		LYONS W H H #1	5.2	CONSOLIDATED GAS SUPPLY CORP
8039355		4710301096	108		ROBINSON IMP #1	0.5	CONSOLIDATED GAS SUPPLY CORP
8039274		4703301822	108		ROBINSON R J #3	0.6	CONSOLIDATED GAS SUPPLY CORP
8039360		4703301823	108		ROBINSON WESLEY #4 HEIRS	0.6	CONSOLIDATED GAS SUPPLY CORP
8039275		4703301840	108		STORY L J #1	0.6	CONSOLIDATED GAS SUPPLY CORP
8039276		4703301843	108		TALKINGTON G W #6	1.7	CONSOLIDATED GAS SUPPLY CORP
8039264		4703301846	108		TALKINGTON HARRIETT #3	0.2	CONSOLIDATED GAS SUPPLY CORP
8039265		4703301847	108		TALKINGTON HARRIETT #4	0.2	CONSOLIDATED GAS SUPPLY CORP
8039271		4703301722	108		WEBB PHOEBE #3	1.1	CONSOLIDATED GAS SUPPLY CORP
8039272		4703301723	108		WEBB RICHARD #2	0.5	CONSOLIDATED GAS SUPPLY CORP
8039266		4703301859	108		WHITEMAN J B #1	0.5	CONSOLIDATED GAS SUPPLY CORP
8039359		4710301140	108		WILLEY MARY #3	5.5	CONSOLIDATED GAS SUPPLY CORP
RAMCO OIL & GAS CORP				RECEIVED: 06/10/80 JA: WV			
8039433		4701701666	108		ISIAH SMITH #1	0.1	COLUMBIA GAS TRANSMISSION CORP
8039434		4701701694	108		J R BOYCE #2	0.2	COLUMBIA GAS TRANSMISSION CORP
8039432		4700701021	108		PARKERSBURG MILL #6 (P-2)	6.0	EQUITABLE GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
ROBERT L HOLLAND				RECEIVED: 06/10/80 JA: WV			
8039431		4701729840	108		KNIGHT NO 2	2.0	EQUITABLE GAS CO
THE MUTUAL OIL & GAS COMPANY				RECEIVED: 06/10/80 JA: WV			
8039409		470A720866	108		CHAMBERS #1 (SHEPPARD)	0.9	CONSOLIDATED GAS SUPPLY CORP
8039406		470A721258	108		CHAMBERS #2 (MORRIS)	0.3	CONSOLIDATED GAS SUPPLY CORP
8039345		470A720751	108		CLARKSON #1	1.0	CONSOLIDATED GAS SUPPLY CORP
8039413		470A720780	108		CLARKSON #2	1.0	CONSOLIDATED GAS SUPPLY CORP
8039402		470A720833	108		CLAUDE DRAKE #1	5.9	COLUMBIA GAS TRANSMISSION CORP
8039427		4703922166	108		DANNY ROY #1	6.6	COLUMBIA GAS TRANSMISSION CORP
8039407		470A721009	108		ELLIS #2	2.7	CONSOLIDATED GAS SUPPLY CORP
8039408		470A121315	108		ELLIS #3	2.7	CONSOLIDATED GAS SUPPLY CORP
8039410		470A720864	108		ELLIS NO 1	2.7	CONSOLIDATED GAS SUPPLY CORP
8039341		470A723042	108		FERRELL #1- 3042	1.4	COLUMBIA GAS TRANSMISSION CORP
8039401		470A720858	108		FERRELL #1- 858	2.2	COLUMBIA GAS TRANSMISSION CORP
8039403		470A720875	108		FERRELL #2 (SHEP)	1.9	COLUMBIA GAS TRANSMISSION CORP
8039424		470A720131	108		FERRELL NO 2	1.4	COLUMBIA GAS TRANSMISSION CORP
8039398		470A720908	108		FOSTER #1	2.7	CONSOLIDATED GAS SUPPLY CORP
8039400		470A720800	108		HARPER DRAKE #1	2.2	COLUMBIA GAS TRANSMISSION CORP
8039397		470A720910	108		HOLLAND #2	5.6	CONSOLIDATED GAS SUPPLY CORP
8039425		470A720785	108		KIFFER #2	4.0	COLUMBIA GAS TRANSMISSION CORP
8039416		470A721750	108		KING #1	1.1	COLUMBIA GAS TRANSMISSION CORP
8039418		470A721752	108		KING #2	1.1	COLUMBIA GAS TRANSMISSION CORP
8039417		470A721751	108		KING-KNIGHT #1	1.1	COLUMBIA GAS TRANSMISSION CORP
8039430		4703922066	108		L D UPDEGRAFF - NO 1	4.5	COLUMBIA GAS TRANSMISSION CORP
8039428		4703921628	108		L D UPDEGRAFF #2	4.5	COLUMBIA GAS TRANSMISSION CORP
8039429		4703922087	108		L D UPDEGRAFF NO 5	4.5	COLUMBIA GAS TRANSMISSION CORP
8039426		4703320252	108		MASON 1	16.0	CARNEGIE NATURAL GAS CO
8039414		470A720815	108		MC CULTY #1	3.5	CONSOLIDATED GAS SUPPLY CORP
8039419		470A721995	108		PEROT #1	1.7	COLUMBIA GAS TRANSMISSION CORP
8039420		470A721996	108		PEROT #2	1.7	COLUMBIA GAS TRANSMISSION CORP
8039421		470A722000	108		PEROT #3	1.7	COLUMBIA GAS TRANSMISSION CORP
8039422		470A722001	108		PEROT #4	1.7	COLUMBIA GAS TRANSMISSION CORP
8039344		470A722007	108		PEROT #6	1.7	COLUMBIA GAS TRANSMISSION CORP
8039343		470A722009	108		PEROT #7	1.7	COLUMBIA GAS TRANSMISSION CORP
8039342		470A722010	108		PEROT #8	1.7	COLUMBIA GAS TRANSMISSION CORP
8039415		470A721013	108		PEROT LEO	1.3	COLUMBIA GAS TRANSMISSION CORP
8039412		470A722005	108		PEROT 1-A	2.7	CONSOLIDATED GAS SUPPLY CORP
8039423		470A722004	108		PEROT 5	1.7	COLUMBIA GAS TRANSMISSION CORP
8039404		470A720981	108		SIMMONS #1	2.5	COLUMBIA GAS TRANSMISSION CORP
8039405		470A721024	108		T A SHRIMPLIN #1	2.7	CONSOLIDATED GAS SUPPLY CORP
8039338		4700721492	108		WIANT #1	5.1	CONSOLIDATED GAS SUPPLY CORP
8039346		4700721493	108		WIANT #2	2.5	CONSOLIDATED GAS SUPPLY CORP
8039340		4709721219	108		WOODRUFF #4	3.7	COLUMBIA GAS TRANSMISSION CORP
8039399		470A720753	108		YOUNG #1	0.2	COLUMBIA GAS TRANSMISSION CORP
8039411		470A720928	108		YOUNG #3	0.2	COLUMBIA GAS TRANSMISSION CORP

OTHER PURCHASERS

8039277	BROOKLYN UNION GAS CO
8039278	BROOKLYN UNION GAS CO
8039279	BROOKLYN UNION GAS CO
8039280	BROOKLYN UNION GAS CO
8039281	BROOKLYN UNION GAS CO
8039282	BROOKLYN UNION GAS CO
8039283	BROOKLYN UNION GAS CO
8039284	BROOKLYN UNION GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

[FR Doc. 80-20159 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-C

[Vol. 228]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

June 30, 1980.

The Federal Energy Regulatory Commission received notices of determination from the jurisdictional agencies listed herein, for the indicated wells, pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a (D) in the DEN column. Estimated annual production is in million cubic feet (MMcf).

The applications for determination in these proceedings together with a copy or description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Persons objecting to any of these final determinations may, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before July 22, 1980.

Please reference the FERC Control Number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-85-M

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
LOUISIANA OFFICE OF CONSERVATION							
ABCO PETROLEUM CORP					RECEIVED: 06/09/80 JA: LA		
8039886	AO-2240	1711121770	103		EXXON FEE #1	32.5	IMC PIPELINE CO INC
8039885	AO-2241	1711121771	103		EXXON FEE #2	41.2	IMC PIPELINE CO INC
8039884	AO-2242	1711121782	103		EXXON FEE #3	46.4	IMC PIPELINE CO INC
8039883	AO-2243	1711121783	103		EXXON FEE #4	67.9	IMC PIPELINE CO INC
8039869	AO-2244	1711121784	103		EXXON FEE #5	77.7	IMC PIPELINE CO INC
8039878	AO-2245	1711121785	103		EXXON FEE #6	35.0	IMC PIPELINE CO INC
8039879	AO-2246	1711121786	103		EXXON FEE #7	42.0	IMC PIPELINE CO INC
8039880	AO-2247	1711121787	103		EXXON FEE #8	27.0	IMC PIPELINE CO INC
8039881	AO-224A	1711122015	103		EXXON FEE A #1	43.8	IMC PIPELINE CO INC
8039882	AO-2249	1711122017	103		EXXON FEE A #3	50.4	IMC PIPELINE CO INC
8039871	AO-2250	1711122004	103		EXXON FEE A #4	49.3	IMC PIPELINE CO INC
8039870	AO-2251	1711122018	103		EXXON FEE A #5	55.5	IMC PIPELINE CO INC
8039872	AO-2252	1711122005	103		EXXON FEE A #6	58.4	IMC PIPELINE CO INC
8039873	AO-2253	1711122019	103		EXXON FEE A #7	52.6	IMC PIPELINE CO INC
8039874	AO-2254	1711122006	103		EXXON FEE A #8	0.0	IMC PIPELINE CO INC
8039876	AO-2236	1711122034	103		EXXON FEE B #1	43.1	IMC PIPELINE CO INC
8039877	AO-2237	1711122035	103		EXXON FEE B #2	49.3	IMC PIPELINE CO INC
8039888	AO-2238	1711122036	103		EXXON FEE B #3	34.7	IMC PIPELINE CO INC
8039887	AO-2239	1711122037	103		EXXON FEE B #4	39.4	IMC PIPELINE CO INC
ACF - MALMAR					RECEIVED: 06/09/80 JA: LA		
8039559	AO-2050	1711122172	103		J B ALBRITTON #1	35.0	WEST MONROE GAS GATHERING SYSTEM
AMOCO PRODUCTION CO					RECEIVED: 06/09/80 JA: LA		
8039593	AO-1959	1702321373	103		GULF LAND A RA B NO 213	35.0	VALLEY GAS TRANSMISSION INC
ARKLA EXPLORATION COMPANY					RECEIVED: 06/09/80 JA: LA		
8039755	AO-1868	1711122152	103		BEN G BRYAN ETAL #3	2.0	ARKANSAS LOUISANA GAS CO
8039795	AO-1869	1711122138	103		K D LANGFORD ETAL #3	2.0	IMC PIPELINE CO INC
8039756	AO-1867	1711122151	103		M ARMSTRONG #2	2.0	IMC PIPELINE CO INC
BASS ENTERPRISES PRODUCTION CO					RECEIVED: 06/09/80 JA: LA		
8039856	AO-2125	1706120218	102		CV DAVIS RB SUL T S HARKINS #1	145.0	UNITED GAS PIPELINE CO
CEKA GAS CORP					RECEIVED: 06/09/80 JA: LA		
8039713	AO-2100	1711122021	103		HSC NO 14	0.0	INTERNATIONAL MINERALS CORP
8039533	AO-2143	1707321199	108		HUMBLE ARCO NO 6	4.6	INTERNATIONAL MINERALS CORP
8039532	AO-2144	1711121907	108		HUMBLE ARCO NO 7	4.6	INTERNATIONAL MINERALS CORP
CENTRAL TRANSMISSION INC C/O ENERGY					RECEIVED: 06/09/80 JA: LA		
8039672	AO-1864	1711120735	108		EDWARDS #1	7.5	IMC EXPLORATION CO
8039739	AO-1821	1711120731	108		FRANKLIN #1	2.7	IMC EXPLORATION CO
8039531	AO-1851	1711120770	108		FRANKLIN #2	2.9	IMC EXPLORATION CO
8039747	AO-1818	1711120918	108		GRACIE ROWLAND #1	5.5	IMC EXPLORATION CO
8039801	AO-1847	1711120684	108		GREEN #1	7.0	IMC EXPLORATION CO
8039674	AO-1862	1711120702	108		GREEN #2	4.3	IMC EXPLORATION CO
8039800	AO-1848	1711120691	108		GREEN #3	7.1	IMC EXPLORATION CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039673	AO-1863	1711120736	108		GREEN #4	8.5	IMC EXPLORATION CO
8039671	AO-1826	1711120941	108		H JENNY #1	4.2	IMC EXPLORATION CO
8039667	AO-1855	1711120802	108		HEARN #1	2.7	IMC EXPLORATION CO
8039666	AO-1856	1711100000	108		HEARN #2	2.8	IMC EXPLORATION CO
8039678	AO-1858	1711120719	108		HIGGS #1	7.3	IMC EXPLORATION CO
8039798	AO-1850	1711120678	108		HODGE #1	1.9	IMC EXPLORATION CO
8039809	AO-1837	1711120679	108		HODGE #2	1.9	IMC EXPLORATION CO
8039802	AO-1846	1711120682	108		IRWIN #1	7.5	IMC EXPLORATION CO
8039738	AO-1820	1711120940	108		JENNIE ESTATE #6	3.8	IMC EXPLORATION CO
8039545	AO-1828	1711120929	108		JENNY ESTATE #1	3.7	IMC EXPLORATION CO
8039544	AO-1829	1711120930	108		JENNY ESTATE #2	3.8	IMC EXPLORATION CO
8039543	AO-1830	1711120931	108		JENNY ESTATE #3	3.8	IMC EXPLORATION CO
8039542	AO-1831	1711120932	108		JENNY ESTATE #4	3.8	IMC EXPLORATION CO
8039541	AO-1832	1711120933	108		JENNY ESTATE #5	3.8	IMC EXPLORATION CO
8039746	AO-1817	1711120791	108		JONES #1	2.0	IMC EXPLORATION CO
8039740	AO-1822	1706720621	108		LEVEQUE HEIRS #1	4.1	IMC EXPLORATION CO
8039546	AO-1827	1711120917	108		MCKINNIE #1	5.3	IMC EXPLORATION CO
8039665	AO-1857	1711120717	108		PARKS #1	3.6	IMC EXPLORATION CO
8039670	AO-1852	1711120818	108		PEEK ESTATE #1	8.8	IMC EXPLORATION CO
8039669	AO-1853	1711120757	108		PILGREEN #1	7.7	IMC EXPLORATION CO
8039668	AO-1854	1711120804	108		PILGREEN #2	7.7	IMC EXPLORATION CO
8039675	AO-1861	1711206670	108		READ #1	5.1	IMC EXPLORATION CO
8039737	AO-1819	1711120916	108		REPPOND ET AL #1	3.7	IMC EXPLORATION CO
8039538	AO-1835	1711120627	108		SPENCER #2	7.0	IMC EXPLORATION CO
8039794	AO-1836	1711120646	108		SPENCER #3	7.8	IMC EXPLORATION CO
8039808	AO-1838	1711120681	108		SPENCER #4	4.4	IMC EXPLORATION CO
8039799	AO-1849	1711120658	108		STURGIS-NIX #2	2.6	IMC EXPLORATION CO
8039540	AO-1833	1711120545	108		W J WEGMAN JR #1	3.3	IMC EXPLORATION CO
8039539	AO-1834	1711120546	108		W J WEGMAN JR #2	3.3	IMC EXPLORATION CO
8039677	AO-1859	1711120718	108		WILSON #1	3.2	IMC EXPLORATION CO
8039676	AO-1860	1711120750	108		WILSON #2	1.0	IMC EXPLORATION CO
CITIES SERVICE COMPANY					RECEIVED: 06/09/80 JA: LA		
8039768	AO-1917	1711101739	108		GRAYLING B NO 16 HSU NO 87	12.7	IMC EXPLORATION CO
8039904	AO-1914	1711920228	102		VAUGHAN #1-D	330.0	UNITED GAS PIPE LINE CO
8039905	AO-1913	1711920228	102		VAUGHAN A #1	280.0	UNITED GAS PIPE LINE CO
CRYSTAL OIL COMPANY					RECEIVED: 06/09/80 JA: LA		
8039648	AO-1886	1701723292	103		NETTIE SONIAT #15	7.5	ARKANSAS LOUISIANA GAS CO
8039647	AO-1887	1701723293	103		NETTIE SONIAT #16	7.9	ARKANSAS LOUISIANA GAS CO
8039646	AO-1888	1701723297	103		NETTIE SONIAT #20	10.5	ARKANSAS LOUISIANA GAS CO
8039650	AO-1884	1701723253	103		NETTIE SONIAT #6	7.8	ARKANSAS LOUISIANA GAS CO
8039649	AO-1885	1701723254	103		NETTIE SONIAT #7	7.5	ARKANSAS LOUISIANA GAS CO
8039594	AO-1972	1703120824	108		T POWELL #1	13.0	ARKANSAS LOUISIANA GAS CO
8039490	AO-1973	1706100099	108		WALKER UNIT #1	13.0	UNITED GAS PIPE LINE CO
EASON OIL COMPANY					RECEIVED: 06/09/80 JA: LA		
8039715	AO-2102	1707300203	108		LAMKIN #1	2.0	TEXAS GAS TRANSMISSION CORP
8039716	AO-2103	1707320210	108		LAMKIN #2	3.7	TEXAS GAS TRANSMISSION CORP
8039717	AO-2104	1707320076	108		LAMKIN #3	3.1	TEXAS GAS TRANSMISSION CORP
8039714	AO-2101	1707300000	108		PRIMOS-LUFFEY #2	9.4	TEXAS GAS TRANSMISSION CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
EDWIN L COX				RECEIVED: 06/09/80 JA: LA			
8039695	AO-2082	1700120764	102		MT3 RA SUA HENSGENS NO 1	180.0	CONOCO INC
ERGON INC				RECEIVED: 06/09/80 JA: LA			
8039583	AO-2215	1711122141	103		BOBBY ANDREWS NO 1	10.8	TEXAS GAS TRANSMISSION CORP
8039529	AO-2228	1711121550	108		ETTA BAKER ET AL NO 1 VUA	6.0	TEXAS GAS TRANSMISSION CORP
8039577	AO-2221	1711121467	108		EXXON A NO 1	6.7	TEXAS GAS TRANSMISSION CORP
8039576	AO-2222	1711121468	108		EXXON A NO 2	4.1	TEXAS GAS TRANSMISSION CORP
8039575	AO-2223	1711121469	108		EXXON A NO 3	13.2	TEXAS GAS TRANSMISSION CORP
8039765	AO-1920	1711121470	103		EXXON A NO 4	11.7	TEXAS GAS TRANSMISSION CORP
8039691	AO-2078	1711121471	103		EXXON B NO 1	8.1	TEXAS GAS TRANSMISSION CORP
8039692	AO-2079	1711121472	103		EXXON B NO 2	9.3	TEXAS GAS TRANSMISSION CORP
8039693	AO-2080	1711121473	103		EXXON B NO 3	9.0	TEXAS GAS TRANSMISSION CORP
8039694	AO-2081	1711121474	103		EXXON B NO 4	9.6	TEXAS GAS TRANSMISSION CORP
8039805	AO-1925	1711121883	103		EXXON C NO 2	14.9	TEXAS GAS TRANSMISSION CORP
8039589	AO-1965	1711121939	103		EXXON C NO 3	9.3	TEXAS GAS TRANSMISSION CORP
8039806	AO-1924	1711121975	103		EXXON C NO 4	9.3	TEXAS GAS TRANSMISSION CORP
8039500	AO-2213	1711121973	103		EXXON D NO 3	10.2	TEXAS GAS TRANSMISSION CORP
8039584	AO-2214	1711121977	103		EXXON D NO 4	12.4	TEXAS GAS TRANSMISSION CORP
8039807	AO-1923	1711121816	103		EXXON E NO 1	11.5	TEXAS GAS TRANSMISSION CORP
8039764	AO-1921	1711121885	103		EXXON E NO 2	9.3	TEXAS GAS TRANSMISSION CORP
8039763	AO-1922	1711121974	103		EXXON E NO 3	11.5	TEXAS GAS TRANSMISSION CORP
8039579	AO-2219	1711121769	103		H G PARKER ET AL NO 2	9.3	TEXAS GAS TRANSMISSION CORP
8039582	AO-2216	1711122024	103		H L BREARD NO 1	6.2	TEXAS GAS TRANSMISSION CORP
8039581	AO-2217	1711122177	103		H L EVANS ET AL NO 2	10.8	TEXAS GAS TRANSMISSION CORP
8039580	AO-2218	1711121931	103		HARDING COLLEGE NO 1	10.8	TEXAS GAS TRANSMISSION CORP
8039592	AO-1962	1711122000	103		JAMES N TATUM NO 1	10.8	IMC EXPLORATION CO
8039591	AO-1963	1711122025	103		MATTEW W TAYLOR ET AL NO 4	10.9	TEXAS GAS TRANSMISSION CORP
8039590	AO-1964	1711121809	103		MATTHEW W TAYLOR ET AL NO 1	10.9	TEXAS GAS TRANSMISSION CORP
8039804	AO-1926	1711122026	103		MATTHEW W TAYLOR ET AL NO 3	10.2	TEXAS GAS TRANSMISSION CORP
8039578	AO-2220	1711121741	103		MINA S PARKER NO 1	6.2	TEXAS GAS TRANSMISSION CORP
8039572	AO-2226	1711121807	108		OLIVER CIVIC CENTER NO 1	14.8	TEXAS GAS TRANSMISSION CORP
8039573	AO-2225	1711121445	108		POST NO 3	6.6	TEXAS GAS TRANSMISSION CORP
8039574	AO-2224	1711121442	108		R L EDWARDS NO 2	4.1	TEXAS GAS TRANSMISSION CORP
8039530	AO-2227	1711121806	108		T L KENNEDY NO 2	11.2	TEXAS GAS TRANSMISSION CORP
FOUR STAR DEVELOPMENT CORPORATION				RECEIVED: 06/09/80 JA: LA			
8039855	AO-2180	1707321151	103		A H JOHNSON #1	23.0	PETRO-LEWIS CORP
8039866	AO-2174	1711121745	108		FROST LUMBER IND INC #1	16.5	PETRO-LEWIS CORP
8039864	AO-2176	1711121798	103		FROST LUMBER IND INC #2	24.7	PETRO-LEWIS CORP
8039865	AO-2175	1711121795	108		J A HOLLIS #1	17.6	PETRO-LEWIS CORP
8039503	AO-2182	1711121794	103		J W B ROBERSON #1	8.3	PETRO-LEWIS CORP
8039861	AO-2179	1711121748	108		KATIE C SMITH #1	5.0	PETRO-LEWIS CORP
8039897	AO-1932	1711121792	108		MRS H F ARMSTRONG #1	14.0	PETRO-LEWIS CORP
8039854	AO-2181	1707321159	108		STUBBS #1	19.9	PETRO-LEWIS CORP
8039862	AO-2178	1711121750	108		UNION PRODUCING CO #1	18.5	PETRO-LEWIS CORP
8039863	AO-2177	1711121793	103		UNION PRODUCING CO #20	31.1	PETRO-LEWIS CORP
8039898	AO-1931	1711121898	108		UNION PRODUCING CO #3	7.3	PETRO-LEWIS CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
FRANK SPOONER				RECEIVED: 06/09/80 JA: LA			
8039751	AO-2133	1702120483	102		2950 RA SUA CRUSE NO 1	100.0	LOUISIANA INTRASTATE GAS CORP
GAS RESOURCES INC				RECEIVED: 06/09/80 JA: LA			
8039524	AO-2233	1711122187	103		EXXON #11	11.0	IMC PIPELINE CO INC
8039875	AO-2235	1711122210	103		EXXON #12	11.0	IMC PIPELINE CO INC
8039525	AO-2232	1711122069	103		EXXON #2	11.0	IMC PIPELINE CO INC
8039766	AO-1919	1711122066	103		EXXON #3	11.0	IMC PIPELINE CO INC
8039767	AO-1918	1711122115	103		EXXON #7	11.0	IMC PIPELINE CO INC
8039523	AO-2234	1711122116	103		EXXON #8	11.0	IMC PIPELINE CO INC
GAS TRANSPORTATION CORPORATION				RECEIVED: 06/09/80 JA: LA			
8039528	AO-2229	1711122099	103		B D NOLAN NO 1	0.0	PETRO-LEWIS FUNDS INC
8039509	AO-2166	1711122094	103		DUMAS NO 1	2.6	PETRO-LEWIS FUNDS INC
8039508	AO-2167	1711122095	103		O NOLAN NO 1	2.1	PETRO-LEWIS FUNDS INC
8039516	AO-2159	1711122009	103		RABUN NO 1	2.2	PETRO-LEWIS FUNDS INC
8039515	AO-2160	1711122013	103		RABUN NO 2	2.5	PETRO-LEWIS FUNDS INC
8039514	AO-2160	1711122074	103		RABUN NO 3	2.5	PETRO-LEWIS FUNDS INC
8039507	AO-2168	1707321220	108		SL 309 NO 1	31.1	MID LOUISIANA GAS CO
8039867	AO-2173	1707321229	108		SL 309 NO 10	3.0	MID LOUISIANA GAS CO
8039506	AO-2169	1707321221	108		SL 309 NO 2	3.1	MID LOUISIANA GAS CO
8039505	AO-2170	1707321223	108		SL 309 NO 4	3.1	MID LOUISIANA GAS CO
8039504	AO-2171	1707321224	108		SL 309 NO 5	3.1	MID LOUISIANA GAS CO
8039868	AO-2172	1707321226	108		SL 309 NO 7	3.1	MID LOUISIANA GAS CO
8039512	AO-2163	1711122049	103		STOVALL NO 1	2.5	PETRO-LEWIS FUNDS INC
8039511	AO-2164	1711122076	103		STOVALL NO 2	2.5	PETRO-LEWIS FUNDS INC
8039510	AO-2165	1711122072	103		STOVALL NO 3	2.5	PETRO-LEWIS FUNDS INC
8039527	AO-2230	1711122014	103		STOVALL NO 4	2.5	PETRO-LEWIS FUNDS INC
8039526	AO-2231	1711122077	103		STOVALL NO 5	3.0	PETRO LEWIS FUNDS INC
8039513	AO-2162	1711122145	103		TRIMBLE NO 1	2.2	PETRO-LEWIS FUNDS INC
GODFREY & RILEY				RECEIVED: 06/09/80 JA: LA			
8039595	AO-1971	1711121915	108		E G MEEKS NO 1	12.0	MID LOUISIANA GAS CO
8039588	AO-1966	1711121586	108		EUBANKS #5	12.0	MID LOUISIANA GAS CO
8039587	AO-1967	1711121587	108		EUBANKS NO 6	12.0	MID LOUISIANA GAS CO
8039598	AO-1968	1711121582	108		MASHAW-RABUN NO 1	12.0	MID LOUISIANA GAS CO
8039597	AO-1969	1711121583	108		MASHAW-RABUN NO 2	12.0	MID LOUISIANA GAS CO
8039596	AO-1970	1711121585	108		MASHAW-RABUN NO 4	12.0	MID LOUISIANA GAS CO
GRECIAN GAS CO				RECEIVED: 06/09/80 JA: LA			
8039803	AO-1927	1707321328	103		GUTHRIE ESTATE #1	30.0	PETRO-LEWIS FUNDS INC
8039901	AO-1928	1707321329	103		GUTHRIE ESTATE #2	28.0	PETRO-LEWIS FUNDS INC
8039900	AO-1929	1707321330	103		GUTHRIE ESTATE #3	29.0	PETRO-LEWIS FUNDS INC
8039899	AO-1930	1707321331	103		GUTHRIE ESTATE #4	31.0	PETRO-LEWIS FUNDS INC
HADDOX PETROLEUM CORP				RECEIVED: 06/09/80 JA: LA			
8039705	AO-2070	1711122125	103		SMITH ET AL NO 1	14.0	IMC PIPELINE CO INC

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
IMC EXPLORATION CO					RECEIVED: 06/09/80 JA: LA		
8039549	AO-2019	1711121899	108		FROST #76	10.9	MID LOUISIANA GAS CO
IMC EXPLORATION COMPANY					RECEIVED: 06/09/80 JA: LA		
8039781	AO-1879	1706720283	108		BALL #N-241	8.0	GEORGIA PACIFIC CORP
8039780	AO-1880	1706720276	108		BALL #N-242	8.0	GEORGIA PACIFIC CORP
8039659	AO-1881	1706720277	108		BALL #N-243	8.0	GEORGIA PACIFIC CORP
8039652	AO-1882	1706720284	108		BALL #N-244	8.0	GEORGIA PACIFIC CORP
8039651	AO-1883	1706720287	108		BALL #N-245	8.0	GEORGIA PACIFIC CORP
8039658	AO-1952	1706720357	108		BALL #N-246	8.0	GEORGIA PACIFIC CORP
8039657	AO-1953	1706720440	108		BALL #N-250	8.0	GEORGIA PACIFIC CORP
8039656	AO-1954	1706720441	108		BALL #N-251	8.0	GEORGIA PACIFIC CORP
8039655	AO-1955	1706720442	108		BALL #N-267	8.0	GEORGIA PACIFIC CORP
8039498	AO-2012	1711121573	108		FROST #66	13.0	MID LOUISIANA GAS CO
8039520	AO-2155	1711122011	108		FROST #69	14.0	IMC PIPELINE CO INC
8039499	AO-2013	1711121610	108		FROST #70	12.0	MID LOUISIANA GAS CO
8039517	AO-2158	1711121604	108		FROST #72	14.0	IMC PIPELINE COMPANY INC
8039684	AO-2017	1711121903	108		FROST #74	13.0	MID LOUISIANA GAS CO
8039631	AO-2018	1711121904	108		FROST #75	10.9	MID LOUISIANA GAS CO
8039550	AO-2020	1711121905	108		FROST #77	10.9	MID LOUISIANA GAS CO
8039570	AO-2007	1711121978	108		FROST #78	12.0	MID LOUISIANA GAS CO
8039551	AO-2021	1711121910	108		FROST #79	1.2	MID LOUISIANA GAS CO
8039681	AO-2014	1711100264	108		GRAYLING LUMBER CO #43	18.0	MID LOUISIANA GAS CO
8039683	AO-2016	1711121892	108		J T BIRD #4	6.0	MID LOUISIANA GAS CO
8039571	AO-2008	1711121936	108		L M LANKFORD #3	19.0	MID LOUISIANA GAS CO
8039682	AO-2015	1711101153	108		LA GAS LANDS #14	15.0	MID LOUISIANA GAS CO
8039521	AO-2154	1711121937	108		LA GAS LANDS #21	13.0	IMC PIPELINE CO INC
8039518	AO-2157	1711122050	108		LA GAS LANDS #24	13.0	IMC PIPELINE COMPANY INC
8039495	AO-2009	1711121928	108		LANKFORD #5	5.7	MID LOUISIANA GAS CO
8039496	AO-2010	1711121926	108		LOVE #12	6.0	MID LOUISIANA GAS CO
8039535	AO-2151	1706721260	108		MRS CHERRIE BERNSTEIN ET AL #28	17.0	IMC PIPELINE CO INC
8039497	AO-2011	1711121555	108		OLIN GAS TRANSMISSION CO #66	17.0	MID LOUISIANA GAS CO
8039519	AO-2156	1711122010	108		OLIN GAS TRANSMISSION CO #91	13.0	IMC PIPELINE COMPANY INC
8039561	AO-2022	1711121912	108		RABUN #27	5.0	MID LOUISIANA GAS CO
8039522	AO-2153	1706721438	108		TENSAS DELTA #F-316	9.0	GEORGIA PACIFIC CORP
8039534	AO-2152	1706721439	108		TENSAS DELTA #F-317	9.0	GEORGIA PACIFIC CORP
8039569	AO-2006	1711121984	108		UNION PRODUCING CO #N-252	10.0	MID LOUISIANA GAS CO
INEXCO OIL COMPANY					RECEIVED: 06/09/80 JA: LA		
8039859	AO-2122	1707720190	102		J S KEAN JR ET AL NO 1	858.0	TEXAS EASTERN TRANSMISSION CORP
8039858	AO-2123	1707720202	102		J S KEAN JR ET AL NO 2	300.0	TEXAS EASTERN TRANSMISSION CORP
JIM V HADDOX					RECEIVED: 06/09/80 JA: LA		
8039706	AO-2071	1711122124	103		SMITH ET AL NO 1	16.0	IMC PIPELINE CO INC
JOE G STRAHAN					RECEIVED: 06/09/80 JA: LA		
8039604	AO-1984	1707300666	108		HARRINGTON NO 1	7.0	MID LOUISIANA GAS CO
8039493	AO-1983	1707300664	108		MANGHAM NO 1	2.6	MID LOUISIANA GAS CO
8039605	AO-1982	1707300662	108		MRK * ROWLAND NO 2	1.4	MID LOUISIANA GAS CO
8039603	AO-1985	1707300661	108		MRK * ROWLAND NO 4	3.4	MID LOUISIANA GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039585	AO-1987	1707300164	108		MURPHY-MRK ROWLAND NO 1	47.4	MID LOUISIANA GAS CO
8039586	AO-1986	1707300665	108		OAKLAWN REALTY NO 1	3.4	MID LOUISIANA GAS CO
8039606	AO-1981	1707300667	108		ROGERS NO 2	7.9	MID LOUISIANA GAS CO
JOHN O CLAY EXPLORATION INC					RECEIVED: 06/09/80 JA: LA		
8039680	AO-2127	1702120575	102		A B NETHERY NO 1	90.0	TRUNKLINE GAS CO
8039614	AO-2128	1702120557	102		BENSON-NETHERY NO 1	90.0	GLASS CONTAINER CORP
JOHN W MCGOWAN					RECEIVED: 06/09/80 JA: LA		
8039750	AO-2147	1710720292	103		GLOVER HEIRS A NO 4	8.0	MID LOUISIANA GAS CO
8039749	AO-2146	1710720309	103		GLOVER HEIRS A NO 5	8.0	MID LOUISIANA GAS CO
8039537	AO-2149	1710720325	103		MUTUAL REALTY CO A NO 7	8.0	MID LOUISIANA GAS CO
8039536	AO-2150	1710720319	103		VUD SHELLEY NO 17	8.0	MID LOUISIANA GAS CO
8039760	AO-2148	1710720330	103		VUF OLIVER BERRY NO 4	8.0	MID LOUISIANA GAS CO
8039748	AO-2145	1710720320	103		VUJ DORSEY WILEY NO 1	8.0	MID LOUISIANA GAS CO
JUSTISS-MEARS OIL CO INC					RECEIVED: 06/09/80 JA: LA		
8039492	AO-2126	1702120561	102		REITZELL ET AL #1	90.0	TRUNKLINE GAS CO
K D LANKFORD JR & L&N DRLG CO					RECEIVED: 06/09/80 JA: LA		
8039728	AO-2105	1711121561	108		BRACKNELL #1	15.0	UNITED GAS PIPE LINE CO
8039729	AO-2106	1711121460	108		GARDNER #1	15.0	UNITED GAS PIPE LINE CO
8039730	AO-2107	1711121502	108		MCGOUGH #1	15.0	UNITED GAS PIPE LINE CO
8039731	AO-2108	1711121503	108		MCGOUGH #2	15.0	UNITED GAS PIPE LINE CO
8039732	AO-2109	1711125040	108		MCGOUGH #3	15.0	UNITED GAS PIPE LINE CO
8039736	AO-2113	1706721043	108		PENNZOIL - SCHOOL BOARD A #6	20.0	UNITED GAS PIPE LINE CO
8039733	AO-2110	1706701040	108		SCHOOL BOARD A #3 - PENNZOIL	20.0	UNITED GAS PIPE LINE CO
8039734	AO-2111	1706721041	108		SCHOOL BOARD A #4 PENNZOIL	20.0	UNITED GAS PIPE LINE CO
8039735	AO-2112	1706721042	108		SCHOOL BOARD A #5 - PENNZOIL	20.0	UNITED GAS PIPE LINE CO
8039721	AO-2114	1706721185	108		TENSAS DELTA #1	14.0	UNITED GAS PIPE LINE CO
8039722	AO-2115	1706721186	108		TENSAS DELTA #2	14.0	UNITED GAS PIPE LINE CO
8039723	AO-2116	1706721187	108		TENSAS DELTA #3	14.0	UNITED GAS PIPE LINE CO
8039724	AO-2117	1706721188	108		TENSAS DELTA #4	14.0	UNITED GAS PIPE LINE CO
8039725	AO-2118	1706721189	108		TENSAS DELTA #5	14.0	UNITED GAS PIPE LINE CO
8039726	AO-2119	1706721190	108		TENSAS DELTA #6	14.0	UNITED GAS PIPE LINE CO
8039727	AO-2120	1706721191	108		TENSAS DELTA #7	14.0	UNITED GAS PIPE LINE CO
8039860	AO-2121	1706721192	108		TENSAS DELTA #8	14.0	UNITED GAS PIPELINE CO
MARATHON OIL COMPANY					RECEIVED: 06/09/80 JA: LA		
8039654	AO-1956	1711920226	103		CV JRS SU MOC PARDEE NO 1	184.0	UNITED GAS PIPE LINE CO
MARLIN EXPLORATION INC					RECEIVED: 06/09/80 JA: LA		
8039903	AO-1915	1702120469	102		WX SUA N G PARKER #1	110.0	OLINKRAFT INC
8039902	AO-1916	1702120501	102		WX SUB LECKIE #1	110.0	OLINKRAFT INC
MAY PETROLEUM INC					RECEIVED: 06/09/80 JA: LA		
8039653	AO-1957	1703121109	102		ROD RA SUB WINDHAM	547.0	ARKANSAS LOUISIANA GAS CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
MID LOUISIANA GAS COMPANY					RECEIVED: 06/09/80 JA: LA		
8039784	AO-1900	1711121483	108		MLGC FEE GAS #703	10.1	MID LOUISIANA GAS CO
8039785	AO-1899	1711121527	108		MLGC FEE GAS #710	18.7	MID LOUISIANA GAS CO
8039786	AO-1898	1711121533	108		MLGC FEE GAS #716	16.6	MID LOUISIANA GAS CO
8039787	AO-1897	1711121535	108		MLGC FEE GAS #718	8.6	MID LOUISIANA GAS CO
8039796	AO-1907	1711121539	108		MLGC FEE GAS #722	19.4	MID LOUISIANA GAS CO
8039797	AO-1906	1711121544	108		MLGC FEE GAS #727	9.0	MID LOUISIANA GAS CO
8039759	AO-1905	1711121575	108		MLGC FEE GAS #729	10.4	MID LOUISIANA GAS CO
8039758	AO-1904	1711121576	108		MLGC FEE GAS #730	13.3	MID LOUISIANA GAS CO
8039757	AO-1903	1711121617	108		MLGC FEE GAS #732	14.0	MID LOUISIANA GAS CO
8039782	AO-1902	1711121618	108		MLGC FEE GAS #733	21.2	MID LOUISIANA GAS CO
8039783	AO-1901	1711121608	108		MLGC FEE GAS #736	21.2	MID LOUISIANA GAS CO
8039906	AO-1912	1711121620	108		MLGC FEE GAS #738	18.0	MID LOUISIANA GAS CO
8039660	AO-1911	1711121621	108		MLGC FEE GAS #739	19.4	MID LOUISIANA GAS CO
8039810	AO-1908	1711121683	108		MLGC FEE GAS #763	1.4	MID LOUISIANA GAS CO
8039622	AO-2089	1711121828	103		MLGC FEE GAS #765	37.5	MID LOUISIANA GAS CO
8039896	AO-2196	1711121833	103		MLGC FEE GAS #771	54.0	MID LOUISIANA GAS CO
8039621	AO-2088	1711121834	103		MLGC FEE GAS #772	44.4	MID LOUISIANA GAS CO
8039620	AO-2087	1711121835	103		MLGC FEE GAS #773	48.6	MID LOUISIANA GAS CO
8039619	AO-2086	1711121836	103		MLGC FEE GAS #774	49.2	MID LOUISIANA GAS CO
8039618	AO-2085	1711121863	103		MLGC FEE GAS #776	37.2	MID LOUISIANA GAS CO
8039617	AO-2084	1711121850	103		MLGC FEE GAS #784	34.8	MID LOUISIANA GAS CO
8039616	AO-2083	1711121851	103		MLGC FEE GAS #785	44.4	MID LOUISIANA GAS CO
8039708	AO-2095	1711121852	103		MLGC FEE GAS #786	52.8	MID LOUISIANA GAS CO
8039707	AO-2094	1711121855	103		MLGC FEE GAS #789	57.6	MID LOUISIANA GAS CO
8039626	AO-2093	1711121860	103		MLGC FEE GAS #794	0.0	MID LOUISIANA GAS CO
8039625	AO-2092	1711121865	103		MLGC FEE GAS #798	26.4	MID LOUISIANA GAS CO
8039624	AO-2091	1711121867	103		MLGC FEE GAS #800	38.4	MID LOUISIANA GAS CO
8039623	AO-2090	1711121870	103		MLGC FEE GAS #803	24.0	MID LOUISIANA GAS CO
MONROE OIL PRODUCTION CO					RECEIVED: 06/09/80 JA: LA		
8039613	AO-1974	1707300656	108		HARRIS NO 1	1.3	MID LOUISIANA GAS CO
8039612	AO-1975	1707300644	108		LEWIS NO 1	2.1	MID LOUISIANA GAS CO
8039611	AO-1976	1707300646	108		SEAB NO 2	7.1	MID LOUISIANA GAS CO
O O CUMMINGS					RECEIVED: 06/09/80 JA: LA		
8039907	AO-1951	1711102154	108		CUMMINGS-RABUN #1	5.1	IMC PIPELINE CO INC
8039704	AO-2069	1711122098	103		CUMMINGS-RABUN #2	0.6	IMC PIPELINE CO INC
8039909	AO-1949	1711120673	108		E DIXON #1	7.2	IMC PIPELINE CO INC
8039908	AO-1950	1711102366	108		O O CUMMINGS TEE #1	5.7	IMC PIPELINE CO INC
PETE CALDWELL DRLG CO INC					RECEIVED: 06/09/80 JA: LA		
8039661	AO-2198	1707321049	108		A C WHITE EST #2 #157350	18.4	MID LOUISIANA GAS CO
PRIMOS PRODUCTION CO					RECEIVED: 06/09/80 JA: LA		
8039687	AO-2074	1711122100	103		BARR NO 1	18.5	UNITED GAS PIPE LINE CO
8039913	AO-1890	1711121901	103		C WHEELER NO 1	35.9	UNITED GAS PIPELINE CO
8039688	AO-2075	1711122101	103		DOWNEY NO 1	17.5	UNITED GAS PIPE LINE CO
					* ADDITIONAL PURCHASERS(SEE END OF LIST)		

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039826	AO-1744	1711121701	103		FEE 105 NO 1	11.3	UNITED GAS PIPELINE CO
8039825	AO-1743	1707321255	103		FEE 135 NO 1	14.4	UNITED GAS PIPELINE CO
8039685	AO-2072	1711122105	103		FEE 65 NO 1	16.4	UNITED GAS PIPELINE CO
8039827	AO-1745	1711121808	103		FEE 99 NO 1	46.2	UNITED GAS PIPELINE CO
8039813	AO-1757	1706721332	103		GEORGIA PACIFIC B #10	14.6	UNITED GAS PIPELINE CO
8039814	AO-1758	1706721327	103		GEORGIA PACIFIC B #11	10.9	UNITED GAS PIPELINE CO
8039815	AO-1759	1706721336	103		GEORGIA PACIFIC B #18	9.1	UNITED GAS PIPELINE CO
8039822	AO-1749	1706721334	103		GEORGIA PACIFIC B #20	18.2	UNITED GAS PIPELINE CO
8039811	AO-1755	1706721331	103		GEORGIA PACIFIC B #8	14.6	UNITED GAS PIPELINE CO
8039812	AO-1756	1706721325	103		GEORGIA PACIFIC B #9	9.1	UNITED GAS PIPELINE CO
8039817	AO-1752	1706721358	103		GEORGIA PACIFIC C #12	10.9	UNITED GAS PIPELINE CO
8039818	AO-1753	1706721350	103		GEORGIA PACIFIC C #14	27.3	UNITED GAS PIPELINE CO
8039819	AO-1754	1706721351	103		GEORGIA PACIFIC C #15	18.2	UNITED GAS PIPELINE CO
8039831	AO-1776	1706721361	103		GEORGIA PACIFIC C #16	18.2	UNITED GAS PIPELINE CO
8039832	AO-1777	1706721362	103		GEORGIA PACIFIC C #17	14.6	UNITED GAS PIPELINE CO
8039833	AO-1778	1706721352	103		GEORGIA PACIFIC C #18	18.2	UNITED GAS PIPELINE CO
8039828	AO-1746	1706721442	103		GEORGIA PACIFIC C #22	21.9	UNITED GAS PIPELINE CO
8039820	AO-1747	1706721437	103		GEORGIA PACIFIC C #24	18.2	UNITED GAS PIPELINE CO
8039821	AO-1748	1706721450	103		GEORGIA PACIFIC C #27	16.4	UNITED GAS PIPELINE CO
8039823	AO-1750	1706721353	103		GEORGIA PACIFIC C #7	14.6	UNITED GAS PIPELINE CO
8039816	AO-1751	1706721357	103		GEORGIA PACIFIC C #9	12.8	UNITED GAS PIPELINE CO
8039824	AO-1742	1706721348	103		GEORGIA PACIFIC C-10	6.2	UNITED GAS PIPELINE CO
8039841	AO-1786	1706721452	103		GEORGIA PACIFIC D-16	20.5	UNITED GAS PIPELINE CO
8039840	AO-1785	1706721455	103		GEORGIA PACIFIC D-17	17.5	UNITED GAS PIPELINE CO
8039839	AO-1784	1706721461	103		GEORGIA PACIFIC D-18	20.5	UNITED GAS PIPELINE CO
8039838	AO-1783	1706721465	103		GEORGIA PACIFIC D-19	18.5	UNITED GAS PIPELINE CO
8039837	AO-1782	1706721475	103		GEORGIA PACIFIC D-20	15.4	UNITED GAS PIPELINE CO
8039836	AO-1781	1706721478	103		GEORGIA PACIFIC D-21	20.5	UNITED GAS PIPELINE CO
8039835	AO-1780	1706721476	103		GEORGIA PACIFIC D-22	16.4	UNITED GAS PIPELINE CO
8039793	AO-1891	1711121902	103		J THOMAS NO 1	25.7	UNITED GAS PIPE LINE CO
8039834	AO-1779	1707321257	103		LIEBER NO 4	30.8	UNITED GAS PIPELINE CO
8039690	AO-2077	1711122106	103		NORSWORTHY NO 1	20.5	UNITED GAS PIPE LINE CO
8039689	AO-2076	1711122096	103		NORSWORTHY NO 2	14.4	UNITED GAS PIPE LINE CO
8039552	AO-2030	1707321320	103		PETRO LEWIS KEA GREEN #6	10.3	PETRO-LEWIS FUNDS INC
8039555	AO-2033	1707321335	103		PETRO LEWIS KEA GREER #14	10.3	PETRO LEWIS FUNDS INC
8039556	AO-2034	1707321333	103		PETRO LEWIS KEA GREER #15	10.3	PETRO-LEWIS FUNDS INC
8039557	AO-2035	1707321334	103		PETRO LEWIS KEA GREER #16	10.3	PETRO-LEWIS FUNDS INC
8039553	AO-2031	1707321321	103		PETRO LEWIS KEA GREER #7	10.3	PETRO-LEWIS FUNDS INC
8039554	AO-2032	1707321322	103		PETRO LEWIS KEA GREER #8	10.3	PETRO-LEWIS FUNDS INC
8039774	AO-1938	1707321285	103		PETRO LEWIS REA GREEN #1	15.4	PETRO-LEWIS FUNDS INC
8039563	AO-2024	1707321324	103		PETRO LEWIS REA GREEN #10	10.3	PETRO-LEWIS FUNDS INC
8039564	AO-2025	1707321325	103		PETRO LEWIS REA GREEN #11	10.3	PETRO-LEWIS FUNDS INC
8039565	AO-2026	1707321326	103		PETRO LEWIS REA GREEN #12	11.3	PETRO-LEWIS FUNDS INC
8039566	AO-2027	1707321332	103		PETRO LEWIS REA GREEN #13	6.2	PETRO-LEWIS FUNDS INC
8039842	AO-2036	1707321336	103		PETRO LEWIS REA GREEN #17	10.3	PETRO-LEWIS FUNDS INC
8039773	AO-1939	1707321294	103		PETRO LEWIS REA GREEN #2	14.4	PETRO-LEWIS FUNDS INC
8039567	AO-2028	1707321295	103		PETRO LEWIS REA GREEN #3	10.3	PETRO-LEWIS FUNDS INC
8039568	AO-2029	1707321319	103		PETRO LEWIS REA GREEN #5	10.3	PETRO-LEWIS FUNDS INC
8039562	AO-2023	1707321323	103		PETRO LEWIS REA GREEN #9	10.3	PETRO-LEWIS FUNDS INC
8039772	AO-1940	1707321301	103		PETRO LEWIS STUBBS #1	14.4	PETRO-LEWIS FUNDS INC
8039771	AO-1941	1707321302	103		PETRO LEWIS STUBBS #2	14.4	PETRO-LEWIS FUNDS INC
8039770	AO-1942	1707321303	103		PETRO LEWIS STUBBS #3	14.4	PETRO-LEWIS FUNDS INC
8039775	AO-1937	1707321312	103		PETRO LEWIS STUBBS #8	16.4	PETRO-LEWIS FUNDS INC
8039843	AO-2037	1707321340	103		PETRO LEWIS WALL #2	16.4	PETRO-LEWIS FUNDS INC

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039547	AO-2042	1707321311	103		PETRO-LEWIS COOPER #1	17.5	PETRO-LEWIS FUNDS INC
8039845	AO-2039	1707321314	103		PETRO-LEWIS STUBBS #10	14.4	PETRO-LEWIS FUNDS INC
8039846	AO-2040	1707321315	103		PETRO-LEWIS STUBBS #11	14.4	PETRO-LEWIS FUNDS INC
8039615	AO-2041	1707321317	103		PETRO-LEWIS STUBBS #12	13.3	PETRO-LEWIS FUNDS INC
8039779	AO-1933	1707321304	103		PETRO-LEWIS STUBBS #4	14.4	PETRO-LEWIS FUNDS INC
8039778	AO-1934	1707321305	103		PETRO-LEWIS STUBBS #5	14.4	PETRO-LEWIS FUNDS INC
8039777	AO-1935	1707321306	103		PETRO-LEWIS STUBBS #6	14.4	PETRO-LEWIS FUNDS INC
8039776	AO-1936	1707321307	103		PETRO-LEWIS STUBBS #7	14.4	PETRO-LEWIS FUNDS INC
8039844	AO-2038	1707321313	103		PETRO-LEWIS STUBBS #9	14.4	PETRO-LEWIS FUNDS INC
8039788	AO-1896	1706721471	103		SCHOOL BOARD NO 12	22.6	UNITED GAS PIPELINE CO
8039789	AO-1895	1706721472	103		SCHOOL BOARD NO 13	41.1	UNITED GAS PIPELINE CO
8039790	AO-1894	1706721467	103		SCHOOL BOARD NO 14	20.5	UNITED GAS PIPELINE CO
8039791	AO-1893	1711121716	103		STANCIF ET AL NO 1	30.8	UNITED GAS PIPE LINE CO
8039792	AO-1892	1711121896	103		STANCIE ET AL NO 2	41.1	UNITED GAS PIPE LINE CO
8039686	AO-2073	1711122189	103		STANCIF ET AL NO 3	25.7	UNITED GAS PIPELINE CO
8039645	AO-1889	1706721217	103		WHITE NO 1	20.5	UNITED GAS PIPELINE CO
8039829	AO-1774	1707321190	103		WILSON #1	9.1	UNITED GAS PIPELINE CO
8039830	AO-1775	1707321191	103		WILSON #2	14.6	UNITED GAS PIPELINE CO
RELIANCE TR-JV				RECEIVED: 06/09/80 JA: LA			
8039754	AO-2136	1711122182	103		G WARD ESTATE #1	40.0	TEXAS GAS TRANSMISSION CORP
RICHARD T PERRY				RECEIVED: 06/09/80 JA: LA			
8039853	AO-2048	1711100000	108		BONNER #1	44.6	MID LOUISIANA GAS CO
8039558	AO-2049	1711120984	108		JOHNSON #1	47.0	MID LOUISIANA GAS CO
ROBERT W OMFARA				RECEIVED: 06/09/80 JA: LA			
8039852	AO-2047	1707502406	108		RECTANGLE RANCHE #M 2	11.1	UNITED GAS PL CO
8039851	AO-2046	1707504151	108		RECTANGLE RANCHE #2	4.3	UNITED GAS PL CO
ROY M TEEL				RECEIVED: 06/09/80 JA: LA			
8039703	AO-2068	1707321281	103		COLE HEIRS #26	13.9	IMC PIPELINE CO INC
8039702	AO-2067	1707321282	103		COLE HEIRS #27	15.3	IMC PIPELINE CO INC
8039701	AO-2066	1707321283	103		COLE HEIRS #28	17.2	IMC PIPELINE CO INC
8039895	AO-2200	1707321284	103		COLE HEIRS #29	13.5	IMC PIPELINE CO INC
8039560	AO-2051	1706721267	103		KEND #3	38.3	IMC PIPELINE CO INC
8039627	AO-2052	1706721268	103		KEND #4	21.2	IMC PIPELINE CO INC
8039628	AO-2053	1706721269	103		KEND #5	14.2	IMC PIPELINE CO INC
8039629	AO-2054	1706721270	103		KEND #6	4.0	IMC PIPELINE CO INC
8039607	AO-1980	1706721223	103		PATTON #3	9.1	UNITED GAS PIPE LINE CO
STRAHAN OIL & GAS CO INC				RECEIVED: 06/09/80 JA: LA			
8039912	AO-1946	1707320163	108		KEITH RABB NO 1	6.5	MID LOUISIANA GAS CO
8039911	AO-1947	1707320397	108		N A MONSOUR NO 1	0.9	MID LOUISIANA GAS CO
8039769	AO-1945	1707320409	108		ROWLAND HEIRS ET AL NO 1	0.4	MID LOUISIANA GAS CO
8039910	AO-1948	1707320113	108		WOOD NO 1	1.6	MID LOUISIANA GAS CO
SUMMIT ENERGY INC				RECEIVED: 06/09/80 JA: LA			

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039491	AO-1958	1703121125	103		ROD RA SUT WINDHAM NO 1	110.0	TENNESSEE GAS PIPELINE CO
SUN OIL COMPANY (DELAWARE)					RECEIVED: 06/09/80 JA: LA		
8039548	AO-2043	1708320434	103		DELHI HOLT BRYANT SU DELHI UT NO 113-5	26.0	TEXAS EASTERN TRANSMISSION CORP
8039850	AO-2045	1708320435	103		DELHI HOLT BRYANT SU NO 128-4	21.0	TEXAS EASTERN TRANSMISSION CORP
8039849	AO-2044	1708320439	103		DELHI HOLT BRYANT SU NO 158-2	36.0	TEXAS EASTERN TRANSMISSION CORP
8039914	AO-419	1704120073	103		KNY SUB J E HOLT A #24	17.0	TEXAS EASTERN TRANSMISSION CORP
TAHOE CORP					RECEIVED: 06/09/80 JA: LA		
8039644	AO-2004	1711120874	108		ALLEN #1	5.2	CENTRAL TRANSMISSION INC
8039643	AO-2003	1711120876	108		GRIFFIN #1	10.0	CENTRAL TRANSMISSION INC
8039602	AO-1988	1711101179	108		HAYHURST #1	1.0	GAS TRANSPORTATION CORP
8039632	AO-1992	1711120892	108		L G P #10	6.2	IMC EXPLORATION CO
8039633	AO-1993	1711120936	108		L G P #15	9.5	IMC EXPLORATION CO
8039634	AO-1994	1711120980	108		L G P #16	10.5	IMC EXPLORATION CO
8039635	AO-1995	1711120938	108		L G P #17	10.5	IMC EXPLORATION CO
8039636	AO-1996	1711120939	108		L G P #18	3.5	IMC EXPLORATION CO
8039601	AO-1989	1711120952	108		L G P #4	6.5	IMC EXPLORATION CO
8039600	AO-1990	1711120891	108		L G P #8	4.8	IMC EXPLORATION CO
8039599	AO-1991	1711120922	108		L G P #9	5.7	IMC EXPLORATION CO
8039494	AO-2005	1711120783	108		TEMPLE #3	0.2	CENTRAL TRANSMISSION INC
8039637	AO-1997	1711120861	108		UNION PRODUCING #1	6.9	IMC EXPLORATION CO
8039638	AO-1998	1711120862	108		UNION PRODUCING #2	4.9	IMC EXPLORATION CO
8039639	AO-1999	1711120863	108		UNION PRODUCING #3	6.4	IMC EXPLORATION CO
8039640	AO-2000	1711120864	108		UNION PRODUCING #4	7.6	IMC EXPLORATION CO
8039642	AO-2001	1711120872	108		UNION PRODUCING #5	9.6	IMC EXPLORATION CO
8039641	AO-2002	1711120873	108		UNION PRODUCING #6	6.3	IMC EXPLORATION CO
TEXL 78 A					RECEIVED: 06/09/80 JA: LA		
8039847	AO-2059	1706721387	103		KEND A #1	21.1	IMC PIPELINE CO INC
8039700	AO-2065	1706721457	103		KEND A #10	19.3	IMC PIPELINE CO INC
8039848	AO-2060	1706721388	103		KEND A #2	51.1	IMC PIPELINE CO INC
8039696	AO-2061	1706721390	103		KEND A #4	63.9	IMC PIPELINE CO INC
8039697	AO-2062	1706721393	103		KEND A #5	21.2	IMC PIPELINE CO INC
8039698	AO-2063	1706721411	103		KEND A #6	7.3	IMC PIPELINE CO INC
8039699	AO-2064	1706721412	103		KEND A #7	19.3	IMC PIPELINE CO INC
8039761	AO-2189	1706721414	103		PATTON A #1	15.3	UNITED GAS PIPELINE CO
8039610	AO-1977	1706721415	103		PATTON A #2	20.1	UNITED GAS PIPELINE CO
8039609	AO-1978	1706721474	103		PATTON A #3	21.2	UNITED GAS PIPELINE CO
8039891	AO-2184	1706721340	103		SANDIDGE A #1	1.8	UNITED GAS PIPELINE CO
8039762	AO-2188	1706721404	103		SANDIDGE A #10	21.2	UNITED GAS PIPELINE CO
8039892	AO-2183	1706721408	103		SANDIDGE A #13	9.1	UNITED GAS PIPELINE CO
8039608	AO-1979	1706721418	103		SANDIDGE A #14	20.4	UNITED GAS PIPELINE CO
8039630	AO-2055	1706721397	103		SANDIDGE A #2	15.7	UNITED GAS PIPELINE CO
8039718	AO-2056	1706721398	103		SANDIDGE A #3	9.9	UNITED GAS PIPELINE CO
8039719	AO-2057	1706721399	103		SANDIDGE A #4	11.3	UNITED GAS PIPELINE CO
8039720	AO-2058	1706721400	103		SANDIDGE A #5	15.3	UNITED GAS PIPELINE CO
8039890	AO-2185	1706721405	103		SANDIDGE A #7	3.7	UNITED GAS PIPELINE CO
8039889	AO-2186	1706721402	103		SANDIDGE A #8	5.3	UNITED GAS PIPELINE CO
8039679	AO-2187	1706721403	103		SANDIDGE A #9	21.2	UNITED GAS PIPELINE CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
TEEL 79 A					RECEIVED: 06/09/80 JA: LA		
8039710	AO-2097	1707321268	103		COLE HEIRS A #11	16.4	IMC PIPELINE CO INC
8039711	AO-2098	1707321269	103		COLE HEIRS A #12	18.3	IMC PIPELINE CO INC
8039712	AO-2099	1707321270	103		COLE HEIRS A #13	14.6	IMC PIPELINE CO INC
8039743	AO-2192	1707321271	103		COLE HEIRS A #14	9.9	IMC PIPELINE CO INC
8039662	AO-2197	1707321272	103		COLE HEIRS A #15	10.9	IMC PIPELINE CO INC
8039742	AO-2191	1707321273	103		COLE HEIRS A #16	11.0	IMC PIPELINE CO INC
8039664	AO-2195	1707321261	103		COLE HEIRS A #4	11.7	IMC PIPELINE CO INC
8039663	AO-2196	1707321262	103		COLE HEIRS A #5	10.9	IMC PIPELINE CO INC
8039745	AO-2194	1707321263	103		COLE HEIRS A #6	11.7	IMC PIPELINE CO INC
8039741	AO-2190	1707321264	103		COLE HEIRS A #7	9.9	IMC PIPELINE CO INC
8039744	AO-2193	1707321266	103		COLE HEIRS A #9	11.7	IMC PIPELINE CO INC
8039893	AO-2202	1703212360	103		NACHTRIEB A #10	4.0	IMC PIPELINE CO INC
8039894	AO-2201	1707321233	103		NACHTRIEB A #7	13.1	IMC PIPELINE CO INC
8039709	AO-2096	1707321248	103		NACHTRIEB A 9	8.8	IMC PIPELINE CO INC
TEXAS OIL & GAS CORP					RECEIVED: 06/09/80 JA: LA		
8039857	AO-2124	1703121155	103		HOSS SU 15 GAMBLE A #1	109.5	ARKANSAS LOUISIANA GAS CO
VIKING RESOURCES CORPORATION					RECEIVED: 06/09/80 JA: LA		
8039753	AO-2135	1707321348	103		HATCHER-EVANS #1	15.0	PETRO-LEWIS FUNDS INC
8039752	AO-2134	1707321350	103		HATCHER-EVANS #2	15.0	PETRO-LEWIS FUNDS INC
8039502	AO-1943	1707321346	103		STUBBS NO 1	21.0	PETRO-LEWIS FUNDS INC
8039501	AO-1944	1707321347	103		STUBBS NO 2	20.0	PETRO-LEWIS FUNDS INC
NEW MEXICO DEPARTMENT OF ENERGY & MINERALS							
AMOCO PRODUCTION CO					RECEIVED: 06/10/80 JA: NM		
8039484		3004520374	108		BRUINGTON GAS COM C #1	15.0	EL PASO NATURAL GAS CO
C & E OPERATORS INC					RECEIVED: 06/10/80 JA: NM		
8039488		3004500000	103		FEE 12	0.0	EL PASO NATURAL GAS CO
8039485		3004500000	103		FEE 3A	0.0	EL PASO NATURAL GAS CO
8039489		3004500000	103		FEE 4	0.0	EL PASO NATURAL GAS CO
YATES PETROLEUM CORPORATION					RECEIVED: 06/10/80 JA: NM		
8039486		3001523097	103		BRYAN ME NO 1	0.0	TRANSWESTERN PIPELINE CO
8039487		3000560669	102		SMERNOFF NL STATE NO 1	0.0	TRANSWESTERN PIPELINE CO

* ADDITIONAL PURCHASERS(SEE END OF LIST)

[FR Doc. 20156 Filed 7-3-80; 8:45 am]
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[Vol. 229]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: June 30, 1980.

The Federal Energy Regulatory Commission received notices of determination from the jurisdictional agencies listed herein, for the indicated wells, pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a (D) in the DEN column. Estimated annual production is in million cubic feet (MMcf).

The applications for determination in these proceedings together with a copy or description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Persons objecting to any of these final determinations may, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before July 22, 1980.

Please reference the FERC Control Number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-85-M

PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL RESOURCES

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
AARON & TAYLOR PARRY					RECEIVED: 06/12/80 JA: PA		
8040050	3632 A	3705900000	108		PARRY - W B HUGHES #19	1.0	COLUMBIA GAS TRANSMISSION CORP
8040051	3632-B	3705900000	108		PARRY - W B HUGHES #24	10.0	COLUMBIA GAS TRANSMISSION CORP
8040053	3632-D	3705900000	108		PARRY-W B HUGHES #20	1.0	COLUMBIA GAS TRANSMISSION CORP
8040052	3632-C	3705900000	108		PARRY-W B HUGHES 21836 #21	1.0	COLUMBIA GAS TRANSMISSION
APPALACHIAN ENERGY INC					RECEIVED: 06/12/80 JA: PA		
8039926	JA19	3700522115	108		M J TIMBLIN HEIRS #1	20.0	EQUITABLE GAS CO
8039927	JA20	3700522116	108		M J TIMBLIN HEIRS #2	20.0	EQUITABLE GAS CO
8039928	JA21	3700522117	108		M J TIMBLIN HEIRS #3	20.0	EQUITABLE GAS CO
8039929	JA22	3700522088	108		W CARL CALHOUN #1 A-E-1	20.0	EQUITABLE GAS CO
8039931	JA24	3700522093	108		W CARL CALHOUN #1 A-E-3	20.0	EQUITABLE GAS CO
8039930	JA23	3700522092	108		W CARL CALHOUN #2	20.0	EQUITABLE GAS CO
ARMCLAR GAS CO					RECEIVED: 06/12/80 JA: PA		
8040047	JP15	3705300000	108		A A ALLEN #2	1.6	PEOPLES NATURAL GAS CO
8040000	P791	3700500000	108		B WADDING #1	3.6	COLUMBIA GAS TRANSMISSION
8040004	P799	3700500000	108		D K SHAFFER - ORR #1 45A	4.7	COLUMBIA GAS TRANSMISSION CORP
8040001	P794	3700500000	108		FANTUZZO #1-22	16.4	COLUMBIA GAS TRANSMISSION
8040002	P795	3700500000	108		FANTUZZO #2-31A	1.6	COLUMBIA GAS TRANSMISSION
8040049	JP30	3700500000	108		FRANK SHUMAKER #2 - 8	4.6	PEOPLES NATURAL GAS CO
8040003	P797	3703100000	108		J P BARNETT #2-44A	1.5	COLUMBIA GAS TRANSMISSION
8040048	JP19	3700500000	108		ROSS BASHLINE - #28	3.1	PEOPLES NATURAL GAS CO
8040006	PA05	3700500000	108		V RAY HETRICK #1	31.0	COLUMBIA GAS TRANSMISSION CORP
8040005	PA04	3700521012	108		WOLFE #9	8.0	COLUMBIA GAS TRANSMISSION CORP
B G BARTLEY					RECEIVED: 06/12/80 JA: PA		
8039955	P492	3700520185	108		E J SHIREY #1	3.7	PEOPLES NATURAL GAS CO
8039956	P495	3700520269	108		GEORGE A THOMAS #1	2.6	PEOPLES NATURAL GAS CO
8039949	P476	3700520371	108		J A BLANEY #1	4.9	EQUITABLE GAS CO
8039950	P477	3700520409	108		J A BLANEY #2	3.7	EQUITABLE GAS CO
8039953	P480	3706320134	108		JOSEPH BRESNOCK #1	1.8	PEOPLES NATURAL GAS CO
8039959	P499	3700520360	108		M A WILHELM #1	3.1	PEOPLES NATURAL GAS CO
8040113	P497	3700500000	108		NOBLE WATERSON #1	0.0	EQUITABLE GAS CO
8039958	P498	3700520365	108		NOBLE WATERSON #2	2.8	EQUITABLE GAS
8039957	P496	3700520292	108		ORVILLE TRESSLER #1	3.0	PEOPLES NATURAL GAS CO
8039951	P478	3700520321	108		RHODA BLANEY HEIRS #1	4.3	EQUITABLE GAS CO
8039960	P500	3700520437	108		W H WOOD #1	2.4	PEOPLES NATURAL GAS CO
8039952	P479	3700520440	108		W S BLOSE #1	4.1	EQUITABLE GAS CO
8039961	P501	3700520213	108		WILLIAM A BEER 50 ACRE #1	3.0	PEOPLES NATURAL GAS CO
8039954	P481	3700520303	108		WILLIAM L FRAZIER #1	5.4	PEOPLES NATURAL GAS CO
BOYD & SHRIVER					RECEIVED: 06/12/80 JA: PA		
8040079	4537	3706320407	108		ANTHONY 288	8.0	T W PHILLIPS GAS AND OIL CO
8040080	4538	3706320408	108		ANTHONY 289	1.9	T W PHILLIPS GAS AND OIL CO
8040087	4633	3706323851	103		GASTON 480	0.0	CONSOLIDATED GAS SUPPLY CORP
8040086	4632	3706323852	103		GASTON 481	22.0	CONSOLIDATED GAS SUPPLY CORP
8040074	4532	3706320671	108		LEASURE 318	5.4	T W PHILLIPS GAS AND OIL CO
8040072	4530	3706320746	108		LEASURE 325	4.3	T W PHILLIPS GAS AND OIL CO
8040084	4628	3706323882	103		LECKVARCIK 473	25.0	CONSOLIDATED GAS SUPPLY CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8040071	A529	3706320390	108		LOGAN 390	5.6	T W PHILLIPS GAS AND OIL CO
8040070	A528	3706321316	10A		LOWMAN 383	12.8	T W PHILLIPS GAS AND OIL CO
8040081	A539	3706320628	108		MENSER 311	5.8	T W PHILLIPS GAS AND OIL CO
8040076	A534	3706320590	108		MOORE 306	5.4	T W PHILLIPS GAS AND OIL CO
8040078	A536	3706321378	10A		PFEFER 391	5.3	T W PHILLIPS GAS AND OIL CO
8040077	A535	3706320657	108		ROSBOROUGH 315	2.8	T W PHILLIPS GAS AND OIL CO
8040085	A629	3706324585	103		WALTER WORK 498	60.0	CONSOLIDATED GAS SUPPLY CORP
8040083	A627	3706323810	103		WILLIAMS 474	10.5	CONSOLIDATED GAS SUPPLY CORP
8040073	A531	3706320642	108		WOODLE 313	8.4	T W PHILLIPS GAS AND OIL CO
8040075	A533	3706320704	108		WULFERT 320	1.9	T W PHILLIPS GAS AND OIL CO
8040082	A540	3706320564	108		305-BRAUGHLER	6.3	T W PHILLIPS GAS AND OIL CO
CHARLES M GRIFFITH					RECEIVED: 06/12/80 JA: PA		
8039962	P502	3706321080	108		ANDERSON/ELGIN #1	8.0	PEOPLES NATURAL GAS CO
8039963	P503	3706320753	108		DALE KOHLHEPP #1	3.3	CONSOLIDATED GAS SUPPLY CORP
8039964	P504	3706320797	108		DALE KOHLHEPP #2	5.0	CONSOLIDATED GAS SUPPLY CORP
8039966	P506	3706520533	108		FLORENCE L YOUNGKIN #1	11.9	CONSOLIDATED GAS SUPPLY CORP
8039965	P505	3706520619	108		R & P COAL CO #1	9.0	CONSOLIDATED GAS SUPPLY CORP
CONSOLIDATED GAS SUPPLY CORPORATION					RECEIVED: 06/12/80 JA: PA		
8040055	A651	3712921093	108		MARGARET C ERRETT WN-1627	1.0	GENERAL SYSTEM PURCHASERS
8039915	J349	3706300000	108		SARENA J ARMSTRONG N-711	0.4	GENERAL SYSTEM PURCHASERS
DOME					RECEIVED: 06/12/80 JA: PA		
8039938	P198	3712900000	108		A L WOLFORD #2	2.6	PEOPLES NATURAL GAS CO
8039944	P204	3712900000	108		CLAWSON #1	0.6	PEOPLES NATURAL GAS CO
8039943	P203	3712900000	108		CLAWSON #2	0.6	THE PEOPLES NATURAL GAS CO
8039942	P202	3712900000	108		CLAWSON #3	0.6	PEOPLES NATURAL GAS CO
8039941	P201	3712900000	108		CLAWSON #4	0.6	PEOPLES NATURAL GAS CO
8039932	P192	3712900000	108		D S CARNAHAN #1	3.0	PEOPLES NATURAL GAS CO
8039947	P206	3712900000	108		E DORMA #2	0.2	PEOPLES NATURAL GAS CO
8039948	P207	3712900000	108		E E DUKE #1	0.2	PEOPLES NATURAL GAS CO
8039933	P193	3712900000	108		J & M MCCREARY #1	3.2	PEOPLES NATURAL GAS CO
8039940	P200	3712900000	108		J F WOLFORD #1	2.6	PEOPLES NATURAL GAS CO
8039939	P199	3712900000	108		J F WOLFORD #3	2.6	PEOPLES NATURAL GAS CO
8039934	P194	3712900000	108		JOHN MCCREARY #1	3.2	PEOPLES NATURAL GAS CO
8039936	P196	3712900000	108		L WEISTER #1	1.0	PEOPLES NATURAL GAS CO
8039937	P197	3712900000	108		M BEIGHLEY #1	2.6	PEOPLES NATURAL GAS CO
8039946	P205	3712900000	108		MATEER COAL COMPANY #1	0.2	PEOPLES NATURAL GAS CO
8039945	P208	3712900000	108		N NESBITT	17.1	PEOPLES NATURAL GAS CO
8039935	P195	3712900000	108		W J B FENNELL	1.0	PEOPLES NATURAL GAS CO
DORAN & ASSOCIATES INC					RECEIVED: 06/12/80 JA: PA		
8039919	A614	3706323707	108		GLENN F MINICH #2	20.0	INDUSTRIAL GAS SALES INC
8039918	A613	3706323708	108		GLENN F MINICH #3	20.0	INDUSTRIAL GAS SALES INC
8039917	A612	3706323709	108		GLENN E MINICH #4	20.0	INDUSTRIAL GAS SALES INC
8039920	A615	3700320955	108		HARRY HALLISEE #1-A	20.0	INDUSTRIAL GAS SALES INC
8039925	A628	3712521089	108		KEARNS #2	20.0	INDUSTRIAL GAS SALES INC
8039923	A618	3712521090	108		KEARNS #3	20.0	INDUSTRIAL GAS SALES INC
8039922	A617	3712521091	108		KEARNS #4	20.0	INDUSTRIAL GAS SALES INC

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039921	JA16	3712921092	108		KEARNS #5	20.0	INDUSTRIAL GAS SALES INC
8039924	JA27	3700522111	108		PAUL L STOCKDALE #3	20.0	PEOPLES NATURAL GAS CO
8039916	JA11	3700522110	108		PAUL STOCKDALE #1	20.0	PEOPLES NATURAL GAS CO
FAIRMAN DRILLING CO					RECEIVED: 06/12/80 JA: PA		
8040027	PA72	3706520541	108		A C DAUGHERTY NO 1	17.0	CONSOLIDATED GAS SUPPLY CORP
8040089	PA40	3703320174	108		A J PALUMBO NO 3	9.0	CONSOLIDATED GAS SUPPLY CORP
8040023	PA38	3706320708	108		A T MCCLURE NO 1	16.0	CONSOLIDATED GAS SUPPLY CORP
8040097	PA50	3706520365	108		ALBERT SULICK NO 1	16.0	CONSOLIDATED GAS SUPPLY CORP
8040104	PA57	3706320660	108		ALBERT SULICK NO 2	16.0	CONSOLIDATED GAS SUPPLY CORP
8040014	PA29	3706520588	108		ALBERT SULICK NO 3	16.0	CONSOLIDATED GAS SUPPLY CORP
8040013	2928	3706321165	108		ALBERT SULICK NO 4	16.0	CONSOLIDATED GAS SUPPLY CORP
8040016	PA31	3706520343	108		BAIRD LOVELACE NO 2	15.0	CONSOLIDATED GAS SUPPLY CORP
8040038	3030	3706323126	108		BETTY J CLONTZ NO 1	18.0	CONSOLIDATED GAS SUPPLY CORP
8040028	PA73	3706520653	108		CHARLES FRAMPTON NO 2	20.0	CONSOLIDATED GAS SUPPLY CORP
8040109	PA62	3703320087	108		CHARLES SCHOLL NO 2	9.0	CONSOLIDATED GAS SUPPLY CORP
8040025	PA68	3706320786	108		CLARK - STEPHENSON NO 1	9.0	CONSOLIDATED GAS SUPPLY CORP
8040024	PA67	3706320963	108		CLARK-STEPHENSON NO 2	9.0	CONSOLIDATED GAS SUPPLY CORP
8040020	PA35	3706520578	108		CLAYTON SCHROCK NO 1	8.0	CONSOLIDATED GAS SUPPLY CORP
8040021	PA36	3703320010	108		CLYDE MUTH NO 1	4.0	CONSOLIDATED GAS SUPPLY CORP
8040035	3012	3704700000	108		DOLLINGER NO 2	2.0	CONSOLIDATED GAS SUPPLY CORP
8040108	PA61	3703320134	108		EMORY MILLER NO 3	10.0	CONSOLIDATED GAS SUPPLY CORP
8040033	3006	3706320629	108		ETHEL CAMERON NO 1	10.0	CONSOLIDATED GAS SUPPLY CORP
8040036	3028	3706322549	108		GEORGE WINEBARK NO 3	19.0	CONSOLIDATED GAS SUPPLY CORP
8040096	PA48	3703320259	108		GREEN GLEN - DEEMER #1	6.0	CONSOLIDATED GAS SUPPLY CORP
8040095	PA46	3703320122	108		GREEN GLEN - NELSON NO 1	1.0	CONSOLIDATED GAS SUPPLY CORP
8040032	PA79	3703320160	108		GREEN GLEN - SYLVANIA NO 1	2.0	NATIONAL FUEL GAS SUPPLY CORP
8040017	PA32	3706520039	108		HARRY NOLPH NO 2	4.0	CONSOLIDATED GAS SUPPLY CORP
8040018	PA33	3706520304	108		HARRY NOLPH NO 3	4.0	CONSOLIDATED GAS SUPPLY CORP
8040107	PA60	3703320239	108		HYLAN LEWIS - BOONE MT NO 1	5.0	CONSOLIDATED GAS SUPPLY CORP
8040105	PA58	3703320186	108		HYLAN LEWIS NO 1	5.0	CONSOLIDATED GAS SUPPLY CORP
8040106	PA59	3703320234	108		HYLAN LEWIS NO 2	6.0	CONSOLIDATED GAS SUPPLY CORP
8040101	PA54	3706520308	108		IRA SHEESLEY NO 1	6.0	CONSOLIDATED GAS SUPPLY CORP
8040100	PA53	3706520572	108		IRA SHEESLEY NO 2	6.0	CONSOLIDATED GAS SUPPLY CORP
8040099	PA52	3706520581	108		IRA SHEESLEY NO 3	6.0	CONSOLIDATED GAS SUPPLY CORP
8040093	PA44	3706320615	108		JOHN VAN DYKE NO 1	14.0	CONSOLIDATED GAS SUPPLY CORP
8040092	PA43	3706520338	108		JOHN VAN DYKE NO 2	14.0	CONSOLIDATED GAS SUPPLY CORP
8040009	PA24	3706520357	108		JOHN VISNESKY NO 1	12.0	CONSOLIDATED GAS SUPPLY CORP
8040026	PA69	3706320724	108		JOSEPH CLARK NO 2	9.0	CONSOLIDATED GAS SUPPLY CORP
8040011	PA26	3706320784	108		KEWANEE OIL CO NO 1	10.0	CONSOLIDATED GAS SUPPLY CORP
8040010	2925	3706320794	108		KEWANEE OIL CO NO 2	10.0	CONSOLIDATED GAS SUPPLY CORP
8040037	3029	3706322500	108		LAYARD W GASTON NO 1	18.0	CONSOLIDATED GAS SUPPLY CORP
8040015	PA30	3706520323	108		LOVELACE NO 1	15.0	CONSOLIDATED GAS SUPPLY CORP
8040103	PA56	3703320309	108		M E TRUDE NO 1	5.0	CONSOLIDATED GAS SUPPLY CORP
8040034	3011	3703320326	108		OLD TOWN BEAGLE CLUB NO 1	8.0	CONSOLIDATED GAS SUPPLY CORP
8040112	PA65	3706321019	108		PA GAME COMMISSION NO 1	13.0	CONSOLIDATED GAS SUPPLY CORP
8040110	PA63	3706321011	108		PA GAME COMMISSION NO 2	13.0	CONSOLIDATED GAS SUPPLY CORP
8040111	PA64	3706321010	108		PA GAME COMMISSION NO 2	13.0	CONSOLIDATED GAS SUPPLY CORP
8040008	PA23	3706520314	108		PAUL CRAFT NO 1	13.0	CONSOLIDATED GAS SUPPLY CORP
8040007	PA22	3706520340	108		PAUL CRAFT NO 2	13.0	CONSOLIDATED GAS SUPPLY CORP
8040022	PA37	3706520550	108		PAUL CRAFT NO 3	10.0	CONSOLIDATED GAS SUPPLY CORP
8040094	PA45	3706520592	108		PAUL CRAFT NO 4	13.0	CONSOLIDATED GAS SUPPLY CORP
8040019	PA34	3706500000	108		QUAY STUMPF NO 1	4.0	CONSOLIDATED GAS SUPPLY CORP*

* ADDITIONAL PURCHASERS(SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8040091	pa42	3706520937	108		R C WINSLOW HEIRS NO 1	17.0	CONSOLIDATED GAS SUPPLY CORP
8040029	pa75	3706500000	108		R F NOSWORTHY NO 1	12.0	CONSOLIDATED GAS SUPPLY CORP
8040102	pa55	3706520350	108		RAYMOND STATES NO 1	12.0	CONSOLIDATED GAS SUPPLY CORP
8040098	pa51	3706520375	108		REED REITER NO 3	15.0	CONSOLIDATED GAS SUPPLY CORP
8040031	pa77	3703320457	108		SALLY VISNESKY NO 1	12.0	CONSOLIDATED GAS SUPPLY CORP
8040090	pa41	3703320492	108		SALLY VISNESKY NO 2	11.0	CONSOLIDATED GAS SUPPLY CORP
8040030	pa76	3702320001	108		SYLVANIA + HOWARD NO 1	12.0	CONSOLIDATED GAS SUPPLY CORP
8040088	pa39	3703320494	108		WALTER DUNLAP NO 1	13.0	CONSOLIDATED GAS SUPPLY CORP
8040012	pa27	3706520362	108		WILLIAM BRACKON NO 1	17.0	CONSOLIDATED GAS SUPPLY CORP
J & J ENTERPRISES INC					RECEIVED: 06/12/80 JA: PA		
8040056	a340	3706325105	103		D BPO ELKS NO 931 #1	20.0	COLUMBIA GAS TRANSMISSION CORP
8040054	a342	3706324968	103		JOSEPH N JACOBS #3	30.0	COLUMBIA GAS TRANSMISSION CORP
MERIDIAN EXPLORATION CORP					RECEIVED: 06/12/80 JA: PA		
8040065	a518	3703920633	102		G S & G F PETERS #504	30.0	COLUMBIA GAS TRANSMISSION CORP
8040066	a519	3704920884	102		HAZEL C KLINE #500	30.0	COLUMBIA GAS TRANSMISSION CORP
8040067	a520	3704920885	102		HELEN STAFFORD #501	30.0	COLUMBIA GAS TRANSMISSION CORP
8040069	a522	3703920634	102		J H ZILHAVER 503-1	30.0	COLUMBIA GAS TRANSMISSION CORP
8040064	a517	3703920632	102		JOHN R DOCTOR #505	30.0	COLUMBIA GAS TRANSMISSION CORP
8040068	a521	3704920886	102		THOMAS J WILRICH #502	30.0	COLUMBIA GAS TRANSMISSION CORP
MID-EAST OIL CO					RECEIVED: 06/12/80 JA: PA		
8039968	ps24	3712921255	103		ANN KADYLAK #1	18.0	PEOPLES NATURAL GAS CO
8039969	ps25	3700522189	103		ESTATE OF J VERNON KIMMEL #1	14.0	PEOPLES NATURAL GAS CO
8039970	ps25	3700522247	103		ESTATE OF J VERNON KIMMEL #2	14.0	PEOPLES NATURAL GAS CO
8039975	ps47	3706324499	103		EUGENE F THOMPSON ET AL #1	14.0	PEOPLES NATURAL GAS CO
8039976	ps48	3706324548	103		EUGENE F THOMPSON ET AL #2	14.0	PEOPLES NATURAL GAS CO
8039977	ps49	3706324549	103		EUGENE F THOMPSON ET AL #3	11.0	PEOPLES NATURAL GAS CO
8039978	ps50	3706324550	103		EUGENE F THOMPSON ET AL #4	11.0	PEOPLES NATURAL GAS CO
8039973	ps29	3706321635	103		FRANK A KRAJEWSKI ET AL #1	18.6	CONSOLIDATED GAS SUPPLY CORP
8039997	ps70	3700522022	103		FRED R YARGER ET UX #1	3.6	PEOPLES NATURAL GAS CO
8039998	ps71	3700522024	103		FRED R YARGER ET UX #3	3.6	PEOPLES NATURAL GAS CO
8039967	ps23	3706324544	103		HARRY E JAMES #3	13.0	PEOPLES NATURAL GAS CO
8039984	ps56	3706324021	103		HARRY G WELLS ET UX #1	23.0	PEOPLES NATURAL GAS CO
8039987	ps59	3702120066	103		JAMES E WESTRICK #3	3.0	PEOPLES NATURAL GAS CO
8039985	ps57	3702120055	103		JAMES E WESTRICK ET UX #1	6.6	PEOPLES NATURAL GAS CO
8039986	ps58	3702120056	103		JAMES E WESTRICK ET UX #2	6.6	PEOPLES NATURAL GAS CO
8039988	ps60	3702120067	103		JAMES E WESTRICK ET UX #4	0.0	PEOPLES NATURAL GAS CO
8039999	ps72	3706323651	103		JOHN E ZOLOCSIK ET UX #1	13.0	EQUITABLE GAS CO
8039993	ps65	3712921305	103		JOHN W WILKINSON ET UX #1 (11.3 AC.)	22.0	PEOPLES NATURAL GAS CO
8039994	ps66	3712921222	103		JOHN W WILKINSON ET UX #1 (13.6 AC.)	18.0	PEOPLES NATURAL GAS CO
8039974	ps30	3712921085	103		JOSEPH G AND ELIZABETH KRIVONIAK #1	13.2	PEOPLES NATURAL GAS CO
8039995	ps68	3702120071	103		PAUL JOHN YAHNER JR ET AL #1	21.6	PEOPLES NATURAL GAS CO
8039996	ps69	3702120072	103		PAUL JOHN YAHNER JR ET AL #2	21.6	PEOPLES NATURAL GAS CO
8039971	ps27	3706324025	103		PAUL KIPPERT #1	19.3	APOLLO GAS COMPANY
8039972	ps28	3706324121	103		PAUL KIPPERT #3	11.8	APOLLO GAS CO
8039989	ps61	3702120057	103		RAYMOND A WESTRICK ET UX #1	0.0	PEOPLES NATURAL GAS CO
8039990	ps62	3702120058	103		RAYMOND A WESTRICK ET UX #2	0.0	PEOPLES NATURAL GAS CO (1)
8039991	ps63	3702120062	103		RAYMOND A WESTRICK ET UX #3	0.0	PEOPLES NATURAL GAS CO
8039992	ps64	3702120063	103		RAYMOND A WESTRICK ET UX #4	0.0	PEOPLES NATURAL GAS CO

* ADDITIONAL PURCHASERS (SEE END OF LIST)

FERC NO	JA DKT NO	API NO	SECT	DEN	WELL NAME	PROD	PURCHASER
8039979	2551	3712920979	103		S FRANK TRICE ET UX #1	31.4	PEOPLES NATURAL GAS CO
8039980	2552	3712920980	103		S FRANK TRICE ET UX #2	31.4	PEOPLES NATURAL GAS CO
8039983	2555	3712921044	103		WILLIAM D WEIMER ET UX #1	2.6	PEOPLES NATURAL GAS CO
8039981	2553	3706521607	103		WILLIAM R TUBBS ET UX #1	3.4	CONSOLIDATED GAS SUPPLY CORP
8039982	2554	3706521608	103		WILLIAM R TUBBS ET UX #2	3.4	CONSOLIDATED GAS SUPPLY CORP
QUAKER STATE OIL REFINING CORP		RECEIVED: 06/12/80 JA: PA					
8040043	3056	3705300000	108		COLLINS #1H	2.2	QUAKER STATE OIL REF CORP
8040042	3055	3705300000	108		LOT 5211 #1C	2.2	QUAKER STATE OIL REF CORP
8040046	3059	3705300000	108		LOT 5211 #1H	0.0	QUAKER STATE OIL REF CORP
8040041	3054	3705300000	108		LOT 5211 #2C	2.2	QUAKER STATE OIL REF CORP
8040045	3058	3705300000	108		LOT 5211 #2H	2.2	QUAKER STATE OIL REF CORP
8040040	3053	3705300000	108		LOT 5211 #3C	2.2	QUAKER STATE OIL REF CORP
8040039	3052	3705300000	108		LOT 5211 #5C	2.2	QUAKER STATE OIL REF CORP
8040057	3A19	3705322239	103		VERTULLO 14Q	2.5	QUAKER STATE OIL REFINING CORP
8040058	3A20	3705322240	103		VERTULLO 15Q	2.5	QUAKER STATE OIL REFINING CORP
8040059	3A21	3705322241	103		VERTULLO 16Q	2.5	QUAKER STATE OIL REFINING CORP
8040060	3A22	3705322242	103		VERTULLO 17Q	2.5	QUAKER STATE OIL REFINING CORP
8040061	3A23	3705322243	103		VERTULLO 18Q	2.5	QUAKER STATE OIL REFINING CORP
8040062	3A24	3705322244	103		VERTULLO 19Q	2.5	QUAKER STATE OIL REFINING CORP
8040063	3A25	3705322245	103		VERTULLO 20 Q	2.5	QUAKER STATE OIL REFINING CORP
8040044	3057	3705300000	108		ZIPP #1H	2.2	QUAKER STATE OIL REF CORP

* ADDITIONAL PURCHASERS(SEE END OF LIST)

[FR Doc. 80-20158 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-C

[Project Nos. 3046, 3147, and 3201]

Arkansas Valley Electric Cooperative et al.; Application for Preliminary Permits

June 27, 1980.

Take notice that the Arkansas Valley Electric Cooperative Corporation (AVEC), the Arkansas Power & Light Company (AP&L), and the City of Conway, Arkansas (Conway) filed on February 13, 1980, April 18, 1980, and June 2, 1980, respectively, competing applications [pursuant to the Federal Power Act, 16 U.S.C. §§ 791(a)—825(r)] for preliminary permits for the proposed hydroelectric power projects, each to be known as the Lock and Dam No. 8 Power Projects, that would be located on the Arkansas River, in Perry and Faulkner Counties, near the City of Conway, Arkansas. Correspondence with AVEC should be directed to: Mr. Joe R. Moody, Benham—Holway Power Group, Suite 1150, #1 Union Plaza, Little Rock, Arkansas 72201, and Mr. Charles H. Haberer, General Manager, Arkansas Valley Electric Cooperative Corporation, P.O. Box 47, Ozark, Arkansas 72949. Correspondence with AP&L should be addressed to: Mr. W. Harry Jones, Manager, Civil Engineering, Arkansas Power & Light Company P.O. Box 551, Little Rock, Arkansas 72203. Correspondence with Conway should be addressed to: Mr. James H. Brewer, Manager, Electrical Department, City of Conway, P.O. Box 99, Conway, Arkansas 72032.

Purpose of Project—Project energy developed from Project No. 3046 would be wheeled through the transmission systems of Arkansas Electric Cooperative Corporation and AP&L for distribution to AVEC's members. Project energy developed from Project No. 3147 would be used by AP&L to meet its present and future load requirements. Project energy developed from Project No. 3201 would be used entirely by the City of Conway.

Proposed Scope and Cost of Studies under Permit—Each Applicant seeks issuance of a preliminary permit for a period of three years, during which time each Applicant proposes that it would perform surveys and geologic investigations, reach final agreement on sale of project power, secure financing commitments, consult with Federal, State, and local government agencies concerning the potential environmental effects of the project, and prepare an application for FERC license, including an environmental report. AVEC and AP&L estimate that the costs of the studies under the permit would be $50,000. Conway estimates the cost would be $70,000.

Project Description—Each Applicant would utilize the existing Lock and Dam No. 8 (The Toad Suck Ferry Lock and Dam) under the jurisdiction of the Corps of Engineers.

AVEC intends to construct: (1) five turbine/generators rated at 5.0 MW each operating under a head of 14 feet and using the water that is now discharged through the dam's 16 Taintor gates; (2) a new powerhouse 200 feet long and 75 feet wide located on the western bank of the river; (3) a new 3.0-mile long, 115–kV transmission line; and (4) a new step-up substation. AVEC estimates that annual generation would average 142,000,000 kWh.

AP&L intends to construct: (1) a powerhouse containing turbine/generators with a potential capacity of 10–15 MW and (2) a 5.0-mile long, 161–kV transmission line. AP&L estimates annual generation would average 88,100,000 kWh.

Conway intends to construct: (1) a powerhouse adjacent to the existing spillway gates containing turbine/generators with a potential capacity of 15 MW; (2) an intake channel averaging 100 feet wide and 150 feet long; (3) a tailrace channel averaging 100 feet wide and 225 feet long; (4) a 3.0-mile long transmission line leading to the West Conway Substation. Conway estimates annual generation would average 76,000,000 kWh.

Purpose of Preliminary Permit—A preliminary permit does not authorize construction. A permit, if issued, gives the Permittee, during the term of the permit, the right of priority of application for license while the Permittee undertakes the necessary studies and examinations to determine the engineering, economic, and environmental feasibility of the proposed project, the market for the power, and all other information necessary for inclusion in an application for a license.

Agency Comments—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are invited to submit comments on the described application for preliminary permit. (A copy of each application may be obtained directly from the respective Applicant.) Comments should be confined to substantive issues relevant to the issuance of a permit and consistent with the purpose of a permit as described in this notice. No other formal request for comments will be made. If an agency does not file comments within the time set below, it will be presumed to have no comments.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before *September 2, 1980,* either the competing application itself or a notice of intent to file a competing application. Submission of a timely notice of intent allows an interested person to file the competing application no later than *November 3, 1980.* A notice of intent must conform with the requirements of 18 CFR 4.33(b) and (c), (*as amended* 44 *Fed. Reg.* 61328, October 25, 1979). A competing application must conform with the requirements of 18 CFR, 4.33(a) and (d), (*as amended,* 44 *Fed. Reg.* 61328, October 25, 1979).

Comments, Protests, or Petitions to Intervene—Anyone desiring to be heard or to make any protest about these applications should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's Rules of Practice and Procedure, 18 CFR, § 1.8 or § 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be filed on or before *September 2, 1980.* The Commission's address is: 825 North Capitol Street, NE., Washington, D.C. 20426. The applications are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80–20160 Filed 7–3–80; 8:45 am]

BILLING CODE 6450–85–M

[Project No. 3043]

Arkansas Valley Electric Cooperative Corp.; Application for Preliminary Permit

June 27, 1980.

Take notice that the Arkansas Valley Electric Cooperative Corporation (Applicant) filed on February 13, 1980, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. §§ 791(a)–825(r)] for proposed Project No. 3043 to be known as the Lock and Dam No. 13 Project located on the Arkansas River in Sebastian County, near Van Buren, Arkansas.

Correspondence with the Applicant should be directed to: Mr. Joe R. Moody, Benham-Holway Power Group, Suite 1150, #1 Union Plaza, Little Rock, Arkansas 72201 and Mr. Charles H. Haberer, General Manager, c/o Arkansas Valley Electric Cooperative Corporation, P.O. Box 47, Ozark, Arkansas 72949.

Project Description—The proposed project would utilize Lock and Dam No. 13 under jurisdiction of the Corps of Engineers and would consist of: (1) five turbine/generators rated at 6.0 MW each operating under a head of 15 feet and using the water now discharged through the dam's 15 Taintor gates; (2) a new powerhouse 200 feet long and 75 feet wide located on the western bank of the river; (3) a new one-mile long 115-kV transmission line; and (4) a new step-up substation. Applicant estimates that annual generation would average 157,000,000 kWh.

Purpose of Project—Applicant desires to use the project to supply its base energy requirements.

Proposed Scope and Cost of Studies under Permit—Applicant seeks issuance of a preliminary permit for a period of 36 months, during which time it would perform surveys and geological investigations, negotiate with the U.S. Army Corps of Engineers for water rights at the projects, determine the economic feasibility of the projects, reach final agreement on sales of the project's power, secure financing commitments, consult with Federal, State and local government agencies concerning the potential environmental effects of the project, and prepare an application for an FERC license, including an environmental report. Applicant estimates that the cost of studies under the permit would be approximately $50,000.

Purpose of Peliminary Permit—A preliminary permit does not authorize construction. A permit, if issued, gives the Permittee, during the term of the permit, the right of priority of application for license while the Permittee undertakes the necessary studies and examinations to determine the engineering, economic, and environmental feasibility of the proposed project, the market for power, and all other necessary information for inclusion in an application for a license.

Agency Comments—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are invited to submit comments on the described application for preliminary permit. (A copy of the application may be obtained directly from the Applicant.) Comments should be confined to substantive issues relevant to the issuance of a permit and consistent with the purpose of a permit as described in this notice. No other formal request for comments will be made. If an agency does not file comments within the time set below, it will be presumed to have no comments.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before *September 2, 1980*, either the competing application itself or a notice of intent to file a competing application. Submission of a timely notice of intent allows an interested person to file the competing application no later than *November 3, 1980*. A notice of intent must conform with the requirements of 18 CFR 4.33(b) and (c), (*as amended* 44 *Fed. Reg.* 61328, October 25, 1979). A competing application must conform with the requirements of 18 CFR, 4.33(a) and (d), (*As amended*, 44 *Fed. Reg.* 61328, October 25, 1979.)

Comments, Protests, or Petitions to Intervene—Anyone desiring to be heard or to make any protests about this application should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's Rules of Practice and Procedure, 18 CFR, § 1.8 or § 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in Section 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protest or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be filed on or before *September 2, 1980*. The Commission's address is: 825 North Capitol Street, N.E., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20161 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER78-517]

Connecticut Light & Power Co.; Filing

June 27, 1980.

The filing Company submits the following:

Take notice, that on June 20, 1980, Connecticut Light and Power Company (CLP) submitted for filing a refund report pursuant to the Commission's order of May 5, 1980, in the above-referenced proceeding. Refunds were made by CLP to its wholesale customers for service rendered under CLP's R–4 rate schedule.

A copy of this filing has been sent to the affected customers and to the Division of Public Utility Control for the State of Connecticut.

Any person desiring to be heard or to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such protests should be filed on or before July 21, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20162 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ES79-7]

Idaho Power Co.; Renotice of Application

June 27, 1980.

Take notice that on June 11, 1980, Idaho Power Company (Applicant), a corporation organized under the laws of the State of Maine, and qualified to transact business in the States of Idaho, Oregon, Nevada and Wyoming, with its principal business office at Boise, Idaho, filed an Application with the Federal Energy Regulatory Commission, pursuant to Section 204 of the Federal Power Act, seeking an Order authorizing it to enter into an Agreement amending the Construction Financing Agreement with Carty Services, Inc. (Carty), and incidental agreements and instruments pursuant thereto with respect to the financing of the Applicant's 10% interest (Idaho Interest) in the Number One Boardman Station on Carty Reservior (the Second Amendment Agreement).

Under the Second Amendment Agreement, Carty, Applicant and Bankers Trust Company agree to redefine the term "Complication Event" delaying the date on which Applicant must commence paying, over a period of three years, amounts equal in the

aggregate to all Costs of Construction, and Cost of Finance paid by Carty and to increase the Commitment from the current level of $57,500,000 to $65,000,000 with a right to request future increases not to exceed a total Commitment of $80,000,000.

This is part of Applicant's program for financing its construction expenditures for the period of January 1, 1980, through December 31, 1981, which are presently estimated at $263,592,000.

Any person desiring to be heard or to make any protest with reference to said Application, should on or before July 11, 1980, file with the Federal Energy Regulatory 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). The Application is on file and available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20164 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket Nos. ER77-354 and ER78-14]

Missouri Utilities Co.; Filing

June 27, 1980.

The filing Company submits the following:

Take notice that on June 18, 1980, Missouri Utilities Company (MU) submitted for filing revised sheets applicable to MU's FERC Electric Tariff, Original Volume No. 1. This filing is in accordance with Commission Opinion No. 82.

A copy of this filing has been served upon the affected parties.

Any person desiring to be heard or to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such protests should be filed on or before July 18, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20165 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ES80-61]

Northwestern Public Service Co.; Application

June 27, 1980.

Take notice that on June 17, 1980, Northwestern Public Service Company (Applicant), a Delaware corporation qualified to transact business in the States of Iowa, Nebraska, North Dakota, and South Dakota, with its principal business office at Huron, South Dakota, filed an Application with the Federal Energy Regulatory Commission, pursuant to Section 204 of the Federal Power Act, seeking an order authorizing borrowings in an aggregate principal amount not to exceed $10,000,000 at any one time outstanding under a three year term Loan Agreement (Loan Agreement) between Applicant and Merrill Lynch International Bank Limited solely, or as Agent for participating banks.

Proceeds from any borrowings to be made under the Loan Agreement are to be used to finance a portion of Applicant's estimated construction expenditures of $47,841,000 during the 1980–82 period.

Any person desiring to be heard or to make any protest with reference to this application should, on or before July 17, 1980, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceedings. 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. 80-20166 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER76-149]

Public Service Co. of Indiana; Filing

June 27, 1980.

The filing Company submits the following:

Take notice that on June 17, 1980, Public Service Company of Indiana (PSI) submitted for filing a compliance report pursuant to the Commission's order of May 15, 1980 in the above referenced proceeding.

Any person desiring to be heard or to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such protests should be filed on or before July 18, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20167 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Project Nos. 3045 and 3146]

Riceland Electric Cooperative, Inc. et al.; Applications for Preliminary Permits

June 27, 1980.

Take notice that the Riceland Electric Cooperative, Inc. and C&L Electric Cooperative, Inc. (RCL) and the Arkansas Power & Light Company (AP&L) filed, on February 13, 1980, and on April 18, 1980, respectively, competing applications [pursuant to the Federal Power Act, 16 U.S.C. sections 791(a)—825(r)] for preliminary permits for the proposed hydroelectric power projects, each to be known as the Lock and Dam No. 6 Power Projects, that would be located on the Arkansas River, in Pulaski County, near the City of Little Rock, Arkansas. Correspondence with RCL should be addressed to: Mr. Joe R. Moody, Benham-Holway Power Group, Suite 1150, #1 Union Plaza, Little Rock, Arkansas 72201 and Mr. Jim Bennett, Project Manager, c/o Riceland Electric Cooperative, Inc., P.O. Box 906, Stuttgart, Arkansas 72160. Correspondence with AP&L should be addressed to: Mr. W. Harry Jones, Manager, Civil Engineering, Arkansas Power & Light Company, P.O. Box 551, Little Rock, Arkansas 72203.

Purpose of Project: Project energy developed from Project No. 3045 would be wheeled through the Arkansas Electric Cooperative Corporation's transmission system for distribution to RCL's members. Project energy developed from Project No. 3146 would be used by AP&L to meet its present and future load requirements.

Proposed Scope and Cost of Studies under Permit—Each Applicant seeks issuance of a preliminary permit for a period of three years, during which time each Applicant proposes that it would

perform surveys and geologic investigations, reach final agreement on sale of project power, secure financing commitments, consult with Federal, State, and local government agencies concerning the potential environmental effects of the project, and prepare an application for FERC license, including an environmental report. RCL and AP&L estimate that the costs of the studies under the permit would be approximately $50,000.

Project Description: Each Applicant would utilize the existing Corps of Engineers Dam known either as Lock and Dam No. 6 or the Terry Dam.

RCL intends to construct: 1) five turbine/generators rated at 6.0 MW each operating under a head of 16 feet and using the water that is now discharged through the dam's 17 Taintor gates; 2) a new powerhouse 200 feet long and 75 feet wide located on the western bank of the river; 3) a new 5.5-mile long 115-kV transmission line; and 4) a new step-up substation. Applicants estimate that annual generation would average 168,000,000 kWH.

AP&L intends to construct: 1) a powerhouse containing turbine/generators with a potential capacity of 1–15 MW and 2) a 5.0-mile long, 115-kV transmission line. AP&L estimates annual generation would average 88,050,000 kWh.

Purpose of Preliminary Permit—A preliminary permit does not authorize construction. A permit, if issued, gives the Permittee, during the term of the permit, the right of priority of application for license while the Permittee undertakes the necessary studies and examinations to determine the engineering, economic, and environmental feasibility of the proposed project, the market for power, and all other information necessary for inclusion in an application for a license.

Agency Comments—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are invited to submit comments on the described applications for preliminary permit. (A copy of each application may be obtained directly from the Applicant.) Comments should be confined to substantive issues relevant to the issuance of a permit and consistent with the purpose of a permit as described in this notice. No other formal request for comments will be made. If an agency does not file comments within the time set below, it will be presumed to have no comments.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before *September 2, 1980,* either the competing application itself or a notice of intent to file a competing application. Submission of a timely notice of intent allows an interested person to file the competing application no later than *November 3, 1980.* A notice of intent must conform with the requirements of 18 CFR 4.33(b) and (c), (*as amended* 44 FR 61328, October 25, 1979). A competing application must conform with the requirements of 18 CFR, 4.33 (a) and (d), (*as amended* 44 FR 61328, October 25, 1979.)

Comments, Protests, or Petitions to Intervene: Anyone desiring to be heard or to make any protests about these applications should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's Rules of Practice and Procedure, 18 CFR, § 1.8 or § 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in Section 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be filed on or before *September 2, 1980.* The Commission's address is: 825 North Capitol Street, N.E., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20168 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-471]

Central Hudson Gas & Electric Corp.; Filing

June 30, 1980.

The filing company submits the following:

Take notice the Central Hudson Gas & Electric Corporation (Central Hudson), on June 19, 1980, tendered for filing as a rate schedule an executive agreement dated June 1, 1980 between Central Hudson and Consolidated Edison Company of New York, Inc. (Con Edison). The proposed rate schedule provides for the sale of generating capacity and associated energy by Central Hudson as available and as scheduled from day to day.

The rate schedule provides for a capacity charge of $3 per megawatt per hour scheduled and an energy charge equal to Central Hudson's incremental fuel and maintenance costs, incremental out-of-pocket costs, incremental cost of transmission losses and applicable taxes.

Central Hudson requests waiver of the notice requirements of Section 35.3 of the Commission's Regulations so that the proposed rate schedule can be made effective June 16, 1980 in accordance with the anticipated utilization by the parties.

Central Hudson states that a copy of its filing was served on Con Edison.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 21, 1980. 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. 80-20171 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-477]

Central Hudson Gas & Electric Corp.; Filing

June 30, 1980.

The filing Company submits the following:

Take notice the Central Hudson Gas & Electric Corporation (Central Hudson), on June 23, 1980, tendered for filing as a rate schedule an executed agreement dated June 18, 1980 between Central Hudson and Public Service Electric and Gas Company (PSE&G). The proposed rate scheduled provides for the sale of generating capacity and associated energy by Central Hudson as available and as scheduled from day to day.

The rate schedule provides for a capacity charge of $3 per megawatt per hour scheduled and an energy charge equal to Central Hudson's incremental fuel and maintenance costs, incremental out-of-pocket costs, incremental costs of transmission losses and applicable taxes.

Central Hudson requests waiver of the notice requirements of Section 35.3 of the Commission's Regulations so that the proposed rate schedule can be made effective July 1, 1980 in accordance with the anticipated utilization by the parties.

Central Hudson states that a copy of its filing was served on PSE&G.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE, Washington, DC 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 18, 1980. 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. 80-20172 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-443]

Delmarva Power & Light Co.; Tariff Change

June 30, 1980.

The filing Company submits the following:

Take notice that Delmarva Power & Light Company ("Delmarva") on June 3, 1980, tendered for filing a Service Agreement with the City of Seaford, Delaware. This Service Agreement provides for generation by Seaford of part of its electric requirements.

The Service Agreement was entered into at the request of Seaford, to facilitate certain "peak-shaving" programs of Seaford. The proposed effective date of the Service Agreement is May 29, 1980 and waiver of the Commission's notice provisions is requested.

Copies of the filing were served upon the public utility's jurisdictional customers and the Delaware Public Service Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 23, 1980. 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. 80-20173 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1897]

E. James Ferland; Filing

June 30, 1980.

Take notice that on June 4, 1980, E. James Ferland (Applicant), filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Exec. Vice President and Director, The Connecticut Light and Power Company; Public Utility

Exec. Vice President and Director, The Hartford Electric Light Company; Public Utility

Exec. Vice President and Director, Western Massachusetts Electric Company; Public Utility

Exec. Vice President and Director, Holyoke Water Power Company; Public Utility

Exec. Vice President and Director, Holyoke Power and Electric Company; Public Utility

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 15, 1980. 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. 80-20174 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-403]

Florida Gas Transmission Co.; Application

June 30, 1980.

Take notice that on June 17, 1980, Florida Gas Transmission Company (Applicant), P.O. Box 44, Winter Park, Florida 32790, filed in Docket No. CP80-403 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain pipeline facilities in Vermilion Parish, Louisiana, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to construct approximately 400 feet of 12-inch pipeline, and facilities appurtenant thereto, to interconnect Southern Natural Gas Company's 2,500 horsepower compressor at Kaplan, Vermilion Parish, Louisiana, and the existing 500 horsepower and proposed 500 horsepower compressors at Cow Island, Vermilion Parish, Louisiana. Applicant estimates that approximately 550 Mcf of natural gas could be saved per day by utilizing whenever possible two 500 horsepower compressors at Cow Island in lieu of the 2,500 horsepower compressor at Kaplan.

It is estimated that the cost of the proposed facilities would be $205,000, which cost would be met through internally generated funds.

It is asserted that the additional compression at Cow Island would be provided pursuant to Applicant's budget authority.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 21, 1980, file with the Federal Energy Regulatory 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 the subject to jurisdiction conferred upon the Federal Energy Regulatory 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 or its designee 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. 80-20175 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-479]

Florida Power & Light Co.; Filing

June 30, 1980.

The filing company submits the following:

Take notice that Florida Power & Light Company (FPL), on June 23, 1980, tendered for filing an amendment entitled "Amendment Number One to Contract Between Florida Power & Light Company and Jacksonville Electric Authority For Transmission of Power And Energy In The Implementation of The Power Sale Agreement Between Jacksonville Electric Authority and Alabama Power Company, Georgia Power Company, Gulf Power Company, Mississippi Power Company, and Southern Company Services, Inc."

FPL states that under the Amendment, it will provide an additional 50 MW of transmission service capacity, for a total contract demand of 100 MW, to Jacksonville Electric Authority in the implementation of its Power Sale Agreement with Alabama Power Company, Georgia Power Company, Gulf Power Company, Mississippi Power Company, and Southern Company Services, Inc.

FPL requests waiver of the Commission's Regulations to the extent necessary to permit the Amendment to become effective June 26, 1980. According to FPL, copies of the filing were served on the Managing Director of the Jacksonville Electric Authority.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 18, 1980. 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. 80-20176 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-480]

Florida Power & Light Co.; Filing

June 30, 1980.

The filing company submits the following:

Take notice that Florida Power & Light Company (FPL), on June 23, 1980, tendered for filing an Agreement, entitled "Agreement To Provide Specified Transmission Service Between Florida Power & Light Company and City of Gainesville."

FPL states that under the Agreement FPL will transmit power and energy for the City of Gainesville (Gainesville) as is required by Gainesville in the implementation of its interchange agreements with the Jacksonville Electric Authority, the Utilities Commission of the City of New Smyrna Beach and the City of Vero Beach, Florida.

FPL states that service was initiated prior to the Agreement being filed with the Commission in order to help Gainesville at a time when it was experiencing a capacity shortage on its system. FPL states that this was done at the request of Gainesville and with the concurrence of FERC staff. Accordingly, FPL requests waiver of the Commission's Regulations to the extent necessary to permit the Agreement to be effective as of June 5, 1980 to coincide with the commencement of service. According to FPL, copies of the filing were served upon Gainesville's Director of System Planning.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 18, 1980. 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. 80-20177 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-468]

Hartford Electric Light Co.; Amendment To Purchase Agreement With Respect to Middletown Unit No. 4

June 30, 1980.

The filing Company submits the following:

Take notice that on June 19, 1980, The Hartford Electric Light Company (HELCO) tendered for filing a proposed Amendment to Purchase Agreement With Respect to Middletown Unit No. 4 (Amendment) dated October 15, 1979 between HELCO and Village of Morrisville Water and Light Department (Morrisville).

HELCO states that a change has been made to the text of the Purchase Agreement With Respect to Middletown Unit No. 4 (Purchase Agreement). The change increases Morrisville's entitlement in Middletown Unit No. 4 for the term of the Amendment.

HELCO states that they were not notified of Morrisville's intent to increase their entitlement to capacity of Middletown Unit No. 4 until a date which prevented the filing of the Amendment sixty days prior to the proposed effective date of the Amendment. Therefore, HELCO requests that the Commission waive the standard notice period and permit the Amendment to become effective as of November 1, 1979.

HELCO states that copies of this rate schedule have been mailed or delivered to HELCO, Hartford, Connecticut and Morrisville, Morrisville, Vermont.

HELCO further states that the filing is in accordance with Section 35 of the Commission's Regulations.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedures (18 CFR 1.8 and 1.10). All

such petitions or protests should be filed on or before July 21, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20178 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-469]

Hartford Electric Light Co.; Amendment To Purchase Agreement With Respect to Middletown Unit No. 4

June 30, 1980.

The filing company submits the following:

Take notice that on June 19, 1980, The Hartford Electric Light Company (HELCO) tendered for filing a proposed Amendment to Purchase Agreement With Respect to Middletown Unit No. 4 (Amendment) dated October 15, 1979 between HELCO and Village of Hardwick Electric Light Department (Hardwick).

HELCO states that a change has been made to the text of the Purchase Agreement With Respect to Middletown Unit No. 4 (Purchase Agreement). The change increases Hardwick's entitlement in Middletown Unit No. 4 for the term of the Amendment.

HELCO states that they were not notified of Hardwick's intent to increase their entitlement to capacity of Middletown Unit No. 4 until a date which prevented the filing of the Amendment sixty days prior to the proposed effective date of the Amendment. Therefore, HELCO requests that the Commission waive the standard notice period and permit the Amendment to become effective as of November 1, 1979.

HELCO states that copies of this rate schedule have been mailed or delivered to HELCO, Hartford, Connecticut and Hardwick, Hardwick, Vermont.

HELCO further states that the filing is in accordance with Section 35 of the Commission's Regulations.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedures (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 21, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20179 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-467]

Hartford Electric Light Co.; Purchase Agreement

June 30, 1980.

The filing company submits the following:

Take notice that on June 19, 1980, The Hartford Electric Light Company (HELCO) tendered for filing a proposed rate schedule pertaining to a Purchase Agreement With Respect to Middletown Unit No. 4 between HELCO and Washington Electric Cooperative, Inc. (Washington) dated as of October 15, 1979.

HELCO states that the Purchase Agreement provides for a sale to Washington of a specified percentage of capacity and energy from HELCO's Middletown Unit No. 4 generating unit during the period November 1, 1979 through April 30, 1980.

HELCO requests that the Commission waive the sixty-day notice period and permit the rate schedule filed to become effective on November 1, 1979.

HELCO states that the capacity charge rate for the proposed service is a rate determined on a cost-of-service basis. The monthly transmission charge rate is equal to one-twelfth of the annual average unit cost of transmission service on the Northeast Utilities (NU) system determined in accordance with Section 13.9 of the New England Power Pool (NEPOOL) Agreement and the uniform rules adopted by the NEPOOL Executive Committee. The monthly Transmission Charge is determined by the product of (i) the transmission charge rate ($/w-month), and (ii) the number of kilowatts of winter capability which Washington is entitled to receive reduced to give due recognition for payments made by Washington to intervening systems. The Energy Charge is based on Washington's portion of the applicable fuel expenses and no special cost-of-service studies were made to derive this charge.

HELCO states that the services to be provided under the Purchase Agreement are similar to services provided by HELCO relating to an agreement between HELCO and North Attleborough Electric Department (FERC Rate Schedule No. HELCO 155).

HELCO states that a copy of the rate schedule has been mailed or delivered to HELCO, Hartford, Connecticut, and Washington, c/o Vermont Electric Power Company, Inc., Rutland, Vermont.

HELCO further states that the filing is in accordance with Part 35 of the Commission's Regulations.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Section 1.8 and 1.10 of the Commission's Rules of Practice and Procedures (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 21, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20180 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-470]

Hartford Electric Light Co.; Amendment To Purchase Agreement With Respect to Middletown Unit No. 4

June 30, 1980.

The filing company submits the following:

Take notice that on June 19, 1980, The Hartford Electric Light Company (HELCO) tendered for filing a proposed Amendment to Purchase Agreement With Respect to Middletown Unit No. 4 (Amendment) dated October 15, 1979 between HELCO and Village of Ludlow Electric Light Department (Ludlow).

HELCO states that a change has been made to the text of the Purchase Agreement With Respect to Middletown Unit No. 4 (Purchase Agreement). The change increases Ludlow's entitlement in Middletown Unit No. 4 for the term of the Amendment.

HELCO states that they were not notified of Ludlow's intent to increase

their entitlement to capacity of Middltown Unit No. 4 until a date which prevented the filing of the Amendment sixty days prior to the proposed effective date of the Amendment. Therefore, HELCO requests that the Commission waive the standard notice period and permit the Amendment to become effective as of November 1, 1979.

HELCO states that copies of this rate schedule have been mailed or delivered to HELCO, Hartford, Connecticut and Ludlow, Ludlow, Vermont.

HELCO further states that the filing is in accordance with Section 35 of the Commission's Regulations.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 21, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20181 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1901]

Daniel R. Herche; Application

June 30, 1980

Take notice that on June 6, 1980, Daniel R. Herche (Applicant), filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Assistant Controller; The Cincinnati Gas & Electric Company—Public Utility.
Assistant Controller; The Union Light, Heat and Company—Public Utility.
Assistant Controller; Miami Power Corporation—Public Utility.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 15, 1980. 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. 80-20182 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1848]

John G. Howard; Filing

June 30, 1980.

Take notice that on June 16, 1980, John G. Howard (Applicant), filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Director; Kentucky Power Company—Electric Utility.
Director; Kingsport Power Company—Electric Utility.
Director; Michigan Power Company—Electric Utility.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 15, 1980. 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. 80-20183 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-478]

Kansas City Power & Light Co.; Filing

June 30, 1980.

The filing Company submits the following:

Take notice that on June 23, 1980, Kansas City Power & Light Company ("KCPL") tendered for filing Service Schedules A-MPA for Reserve Capacity and B-MPA for Standby Service under the Municipal Participation Agreements between KCPL and the following municipalities:

City	Superseding and replacing
City of Kansas City, Kansas Board of Public Utilities.	Schedules A-MPA-1 and B-MPA-1, Supplement Nos. 7 & 8 to KCPL's Rate Schedule FERC No. 54.
City of Independence, Missouri.	Schedules A-MPA-1 and B-MPA-1, Supplement Nos. 7 & 8 to KCPL's Rate Schedule FERC No. 56.
City of Marshall, Missouri.....	Schedules A-MPA-1 and B-MPA-1, Supplement Nos. 1 & 2 to KCPL's Rate Schedule FERC No. 83.
City of Carrollton, Missouri	Schedules A-MPA and B-MPA, Supplement Nos. 1 & 2 to KCPL's Rate Schedule FERC No. 86.
City of Baldwin City, Kansas ...	Schedules A-MPA and B-MPA, Supplement Nos. 1 & 2 to KCPL's Rate Schedule FERC No. 85.
City of Garnett, Kansas.....	Schedules A-MPA and B-MPA, Supplement Nos. 1 & 2 to KCPL's Rate Schedule FERC No. 78.
City of Osawatomie, Kansas ...	Schedules A-MPA and B-MPA, Supplement Nos. 1 & 2 to KCPL's Rate Schedule FERC No. 77.

Docket No. ER80-478; City of Ottawa, Kansas; Schedules A-MPA and B-MPA (included in the Municipal Participation Agreement which has recently been executed with the City of Ottawa).

KCPL states that the purpose of this filing is to update the Reserve Capacity and Standby Service rates to those rate levels for similar service accepted for filing by the FERC effective December 31, 1978 in Docket No. ER79-231. KCPL requests an effective date 60 days for the date of this filing.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 18, 1980. 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. 80-20216 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-476]

Kansas Gas & Electric Co.; Cancellation

June 30, 1980.

The filing company submits the following:

Take notice that Kansas Gas and Electric Company on June 23, 1980, tendered for filing a Notice of Cancellation of Service Schedule F dated July 1, 1977, Supplement to Rate Schedule FERC No. 99 between Kansas Gas and Electric Company and Kansas City Power & Light Company. KG&E indicates that this cancellation is to be effective as of May 31, 1980.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory 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 procedures (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before July 18, 1980. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a petition to intervene. Copies of this application are filed with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20217 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1742]

M. H. Lewis; Filing

June 30, 1980.

Take notice that on June 4, 1980, M. H. Lewis (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Senior Vice President, Kentucky Utilities Company, Public Utility
Senior Vice President and Director, Old Dominion Power Company, Public Utility
Director, Electric Energy, Inc., Public Utility

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 15, 1980. 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. 80-20218 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1900]

Jerry L. Maulden; Filing

June 30, 1980.

Take notice that on June 6, 1980, Jerry L. Maulden (Applicant), filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

President, Chief Executive Officer, and Director, Arkansas Power & Light Company, Public Utility
President, Chief Exective Officer, and Director, Arkansas-Missouri Power Company, Public Utility

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 15, 1980. 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. 80-20219 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket Nos. RP80-85, etc.]

National Fuel Gas Supply Corp., et al.; Filing of Pipeline Refund Reports and Refund Plans

June 30, 1980.

Take notice that the pipelines listed in the Appendix hereto have submitted to the Commission for filing proposed refund reports or refund plans. The date of filing, docket number, and type of filing are also shown on the Appendix below.

Any person wishing to do so may submit comments in writing concerning the subject refund reports and plans. All such comments should be filed with or mailed to the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, on or before July 15, 1980. Copies of the respective filing are on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

Appendix

Filing date	Company	Docket No.	Type filing
6/16/80	National Fuel Gas Supply Corporation.	RP80-85	Report.
6/17/80	Transcontinental Gas Pipe Line Corporation.	RP73-69	Report.
6/20/80	Northern Natural Gas Company.	TA80-1-59	Plan.
6/24/80	Cities Service Gas Company.	RP72-142, *et al.*.	Report.

[FR Doc. 80-20220 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-291]

Northwest Pipeline Corp.; Amendment to Application

June 30, 1980.

Take notice that on June 6, 1980, Northwest Pipeline Corporation, P.O. Box 1526, Salt Lake City, Utah 84110, filed in Docket No. CP80-291 pursuant to Section 7(c) of the Natural Gas Act an amendment to its pending application so as to reflect a change in the rate schedule under which it sells and delivers gas to Northwest Natural Gas Company (Northwest Natural), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that it made an incorrect statement in Section IV of its application submitted herein. The last full sentence of Section IV states as follows:

To the extent volumes of gas in excesss of the 22,835 Mcf per day presently authorized as firm service are delivered at the Deer Island delivery point such volumes will be purchased pursuant to Applicant's presently effective IOS-1 (Interruptible) Rate Schedule.

The above sentence should have been stated as follows:

On any such day Northwest will *first* make available to Northwest Natural, Northwest Natural's total contract entitlement pursuant to Northwest's presently effective ODL-1 Rate Schedule and if in the event additional volumes are required on a given day such additional volumes will be provided by Northwest to Northwest Natural pursuant to

Northwest's presently effective IOS (interruptible) Rate Schedule.

Applicant further states that Northwest Natural believes it would primarily utilize ODL–1 contract demand and that any requirement for IOS–1 gas would be minimal.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before July 21, 1980, file with the Federal Energy Regulatory 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 be 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. All persons who have heretofore filed need not file again.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80–20221 Filed 7–3–80; 8:45 am]

BILLING CODE 6450–85–M

[Docket No. CP80–407]

Northwest Pipeline Corp.; Application

June 30, 1980.

Take notice that on June 18, 1980, Northwest Pipeline Corporation (Applicant), P.O. Box 1526, Salt Lake City, Utah 84110, filed in Docket No. CP80–407 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction of natural gas facilities and the reallocation of natural gas reserves within the existing contract demand to the Washington Water Power Company (Water Power), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that Water Power, an existing customer, has requested that it provide additional service at its McGuire, Idaho, delivery point so that Water Power may provide service to a new customer in that area. It is stated that Water Power requests an increase in its maximum daily delivery obligation under the Applicant's Rate Schedule ODL–1 from 38 Mcf per day to 732 Mcf per day at the McGuire delivery point, with a compensating decrease from 8,563 Mcf per day to 7,869 Mcf per day at the Mica, Washington, delivery point.

Applicant proposes to accede to Walter Power's reallocation request in accordance with the ODL–1 service agreement between Applicant and Water Power dated December 7, 1977. It is asserted that the proposed reduction in volumes of natural gas at the Mica delivery point would not jeopardize Water Power's ability to serve existing and projected requirements of its customers in that service area. Moreover, no increase in the total daily contract demand quantity of natural gas which Applicant is currently authorized to sell and deliver to Water Power is proposed.

In order to provide the herein proposed additional deliveries at the McGuire sales meter station, Applicant proposes to install and operate new metering facilities consisting of a replacement regulatory and relief valve, an additional turbine meter and appurtenant facilities.

Applicant estimates total cost of construction of the new facilities to be $15,000. It is stated that Water Power would reimburse Applicant for all expenses, exclusive of company labor, incurred in the installation.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 22, 1980, file with the Federal Energy Regulatory 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 petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory 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 or its designee 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. 80–20222 Filed 7–3–80; 8:45 am]

BILLING CODE 6450–85–M

[Docket No. CP80–406]

Northwest Pipeline Corp.; Application

June 30, 1980.

Take notice that on June 18, 1980, Northwest Pipeline Corporation (Applicant), P.O. Box 1526, Salt Lake City, Utah 84110, filed in Docket No. CP80–406 and application pursuant to Section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities and for permission and approval to abandon certain natural gas facilities in Nez Perce County, Idaho, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes herein to construct and operate a new sales meter station for the measurement of up to 18,384 Mcf of natural gas per day to The Washington Water Power Company (Water Power) for resale to Potlatch Forests Incorporated (PFI) in Nez Perce County, Idaho. Further, Applicant requests permission and approval to abandon the present Lewiston PFI meter station located at the terminus of Applicant's Lewiston lateral in Nez Perce County. Applicant and Water Power have determined that the present location is no longer suitable from an operational standpoint, and in addition, poses a potential hazard to the area because it is located under high power electrical lines, it is asserted. While Applicant states that volumes of gas would continue to be delivered to the terminus of the Lewiston lateral, Applicant would relocate the sales and delivery facilities to a new site, approximately .75 mile west of existing facilities.

Applicant asserts that the relocation of the existing sales meter station would consist of the installation and construction of one sales meter station with two 8-inch meter runs with appurtenances, including meter building.

Applicant estimates cost of construction of the proposed facilities to be $101,400 which would be financed from internally generated funds.

The facilities proposed to be abandoned are one meter station consisting of 2 8-inch meter runs with appurtenances and an existing meter building. The 2 meter runs would be used in the construction of the proposed new station and various small values would be returned to stock, it is stated.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 22, 1980, file with the Federal Energy Regulatory 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 157.70). 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 Energy Regulatory 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 or its designee on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20223 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-475]

Pacific Power & Light Co.; Amended Rate Schedule Filing

June 30, 1980.

The filing Company submits the following:

Take Notice that Pacific Power & Light Company (Pacific) on June 20, 1980, tendered for filing, in accordance with Section 35.13 of the Commission's Regulations, Supplement and Amendment No. 2, and Revision No. 5 to Exhibit A, to Pacific's Rate Schedule FPC No. 123 between Pacific and Tri-State Generation & Transmission Association, Inc. (Tri-State). Supplement and Amendment No. 2 provides for a new Point of Delivery to Tri-State and transmission of power and energy between the parties. Revision No. 5 to Exhibit A, in accordance with the terms of the rate schedule is revised annually by Tri-State and approved by Pacific, specifying amounts to be transferred for the fourth year of the commitment period.

Pacific requests waiver of the Commission's notice requirements to permit this rate schedule to become effective January 28, 1980, which it claims is the date of commencement of service.

Copies of the filing were supplied to Tri-State.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 18, 1980. 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. 80-20224 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-472]

Pacific Power & Light Co.; Filing

June 30, 1980.

The filing company submits the following:

Take notice that Pacific Power & Light Company (Pacific) on June 19, 1980, tendered for filing, in accordance with § 35.12 of the Commission's regulations, Contract No. 14-03-39213 dated February 6, 1973 and Amendatory Agreement No. 1 to Contract No. 14-03-39213 dated May 31, 1974 each among the Bonneville Power Administration (BPA), Washington Public Power Supply System (WPPSS), and Pacific providing for power exchange.

Pacific requests waiver of the Commission's notice requirements to permit this rate schedule to become effective July 1, 1980, which it claims is the date of commencement of service.

Copies of the filing were supplied to BPA and WPPSS.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory 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 and 1.10). All such petitions or protests should be filed on or before July 21, 1980. 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. 80-20225 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1899]

Doris E. Rogers; Filing

June 30, 1980.

Take notice that on June 1, 1980, Doris E. Rogers (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Assistant Treasurer, Central Vermont Public Service Corporation, Public Utility
Assistant Treasurer, Connecticut Valley Electric Company, Inc., Public Utility

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory 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 protest should be filed on or before July 15, 1980. 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. 80-20226 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RA80-48]

Alfred M. Rousseau; Filing of Petition for Review

June 27, 1980.

Take notice that Alfred M. Rousseau on June 9, 1980, filed a Petition for Review under 42 U.S.C. § 7194(b) (1977 Supp.) from an order of the Secretary of Energy.

Copies of the petition for review have been served on the Secretary, Department of Energy, and all participants in prior proceedings before the Secretary.

Any person desiring to be heard with reference to such filing should on or before July 11, 1980 file a petition to intervene with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8). Any person wishing to become a party or to participate as a party must file a petition to intervene. Such petition must also be served on the parties of record in this proceeding and the Secretary of Energy through John McKenna, Office of General Counsel, Department of Energy, Room 5142, 12th and Pennsylvania Ave., N.W., Washington, D.C. 20461. Copies of the petition for review are on file with the Commission and are available for public inspection at Room 1000, 825 North Capitol St., N.E., Washington, D.C. 20426.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20169 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1902]

William L. Sheafer; Filing

June 30, 1980.

Take notice that on June 12, 1980, William L. Sheafer, (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Assistant Controller, The Cincinnati Gas & Electric Company, Public Utility
Assistant Controller, The Union Light, Heat and Power Company, Public Utility
Assistant Controller, Miami Power Corporation, Public Utility

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 15, 1980. 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. 80-20227 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-482]

Tampa Electric Co.; Filing

June 30, 1980.

The filing Company submits the following:

Take notice that on June 24, 1980, Tampa Electric Company (Tampa) tendered for filing an Agreement for Interchange Service between Jacksonville Electric Authority (Jacksonville) and Tampa. Tampa asks that the Agreement be permitted to become effective on July 1, 1980, so that economcy interchange transactions between Tampa and Jacksonville may be initiated as soon as possible. Tampa requests waiver of the Commission's notice requirement to allow for such effective date.

Copies of the filing were served upon Jacksonville and the Florida Public Service Commission, according to Tampa.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 in accordance with the requirements of §§ 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 July 18, 1980. 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 persons wishing to be come a party should 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. 80-20228 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. GP80-20]

Tennessee Gas Pipeline Co.; Third-Party Protest [1]

June 30, 1980.

Take notice that in accordance with the procedures established by the Federal Energy Regulatory Commission (Commission) in Order No. 23-B,[2] and "Order on Rehearing of Order No. 23-B," [3] Associated Gas Distributors (AGD) protested on June 19, 1980, the assertion by Tennessee Gas Pipeline Company (Tennessee) and certain producers that the contracts identified in its protests constitute contractual authority for the producers to charge and collect any applicable maximum lawful price under the Natural Gas Policy Act of 1978 (NGPA).

AGD stated that the language of the following contracts does not constitute authority for the producer to increase prices to the extent claimed by Tennessee in its evidentiary submission:

Seller and Rate Schedule No. or Contract Date

Getty Oil Co., 229
Gulf Oil Corp., 28
Gulf Oil Corp., 87
Gulf Oil Corp., 89
Gulf Oil Corp., 349
Gulf Oil Corp., 263
Gulf Oil Corp., 398
Gulf Oil Corp., 404
Gulf Oil Corp., 407
Gulf Oil Corp., 417
Gulf Oil Corp., 107
Gulf Oil Corp., 489
Gulf Oil Corp., 80
Gulf Oil Corp., 620

J&M Well Service, Inc., 6/1/79
Hunt Oil Co., 11
Joseph P. Mueller, 6/1/72
CNG Producing Co., 49-11/11/79
Wilshire Oil Co. of Texas, 11/11/79
Denison Mines Inc., 11/11/79
Dew Oil & Gas, 12/1/79
Sohio Nat. Res., 125-11/1/79
Maurice L. Brown, 4/1/55
Tenneco Oil Co., 143
National Fuel Gas Supply, V-1
Tenneco Oil Co., 418-5/2/79
Tenneco Expl. Ltd., 18-6/21/79
Sklar Oil Co., 3/18/55
Sklar Oil Co., 11/1/79

[1] The term "third party protest" refers to a protest filed by a party who is not a party to the contract which is protested.

[2] "Order Adopting Final Regulations and Establishing Protest Procedure," Docket No. RM79-22, issued June 21, 1979.

[3] Docket No. RM79-22, issued August 6, 1979.

Any person, other than the pipeline and the seller, desiring to be heard or to make any response with respect to these protests should file with the Commission, on or before July 14, 1980, a petition to intervene in accordance with 18 CFR 1.8. The seller need not file for intervention because under 18 CFR 154.94(j)(4)(ii), the seller in the first sale is automatically jointed as a party.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20229 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CI73-681]

Texas Gas Exploration Corp.; Application for Waiver of Certificate Condition Pursuant to Commission Order Nos. 64 and 64-A

June 30, 1980.

Take notice that on May 30, 1980, Texas Gas Exploration Corporation (TGEC) filed an application for a waiver of its optional procedure certificate rate condition in order to allow it to collect up to the NGPA Section 102 price for gas underlying a lease covered by a 1974 optional procedure certificate.

In Opinion Nos. 706 and 706-A in Docket No. CI73-681 issued September 17 and November 13, 1974, respectively, the Commission granted TGEC its optional procedure certificate as originally requested. This certificate covered TGEC's interest in gas underlying Vermilion Blocks 255 and 256, Offshore Louisiana, Federal Domain. TGEC sells its gas to Consolidated Gas Supply Corporation under a January 5, 1973 contract with an initial rate of 45 cents/Mcf plus ½ cent/Mcf annual escalations. The present sales are made at 47 cents/Mcf.

TGEC believes that the Commission's prohibition in Order Nos. 64 and 64-A (Docket No. RM80-19, issued January 3, and February 27, 1980, respectively) against collection of all NGPA ceiling prices for gas sold pursuant to optional procedure certificates contravenes the provisions of the NGPA. Accordingly, TGEC has filed a petition for review of Order Nos. 64 and 64-A in the Fifth Circuit Court of Appeals.

In addition to the above petition for review, TGEC has filed the subject application for waiver of its certificate rate condition in accordance with the language on page 24 of Order No. 64 and 7-8 of Order No. 64-A, or in the alternative a waiver of 18 CFR 2.75(m).

TGEC believes that there are additional reserves underlying the acreage covered by its optional procedure certificate which may be recoverable if further exploration is undertaken. TGEC cannot, in its opinion, and will not participate in future development of this acreage so long as it is prohibited from collecting all NGPA prices applicable to its optional procedure sales.

Any person desiring to be heard or to make any protest with reference to said petition should on or before July 21, 1980, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene 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 rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-20230 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-474]

Utah Power & Light Co.; Tariff Change

June 30, 1980.

The filing Company submits the following:

Take notice that Utah Power & Light Company (Utah Power), on June 20, 1980, tendered for filing a proposed cancellation of a service agreement with the city of Monticello, Utah, dated March 20, 1969, on file with the Federal Energy Regulatory Commission (FERC) as part of Utah Power's FERC Electric Tariff, Volume No. 1.

The city of Monticello has operated its own municipal distribution system for a number of years, purchasing its energy at wholesale from Utah Power under FERC Rate Schedule RS-1. In 1978 the city gave a one-year notice to Utah Power that it intended to terminate the purchase agreement. On June 11, 1980 Utah Power was notified that Monticello would terminate service on or about July 1, 1980. Purchase of the Monticello distribution system, as well as Utah Power's Monticello substation, was authorized by the Utah Public Service Commission on February 27, 1980 (Case No. 79-035-04).

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory 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 July 18, 1980. 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. 80-20231 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-85-M

Nuclear R&D Subpanel of the Energy Research Advisory Board; Open Meeting

Notice is hereby given of the following meeting:

Name: Nuclear R&D Subpanel of the Energy Research Advisory Board (ERAB). ERAB is a Committee constituted under the Federal Advisory Committee Act (Public Law 92-463, 86 Stat. 770).

Date and time: July 22, 1980—10:00 a.m. to 4:00 p.m.

Place: Department of Energy, Forrestal Building, Room 4A-104, 1000 Independence Avenue SW., Washington, D.C. 20585.

Contact: Eudora M. Taylor, Staff Assistant, Energy Research Advisory Board, Department of Energy, Forrestal Building—MS 3F-032, 1000 Independence Avenue SW., Washington, D.C. 20585, Telephone: 202/252-8933.

Purpose of the parent board: To advise the Department of Energy on the overall research and development conducted in DOE and to provide long-range guidance in these areas to the Department.

Tentative agenda:

Receive public comment and discuss eight items pertaining to the technology base assessment of DOE's Nuclear R&D

—Converter Reactor Systems
—Commercial Nuclear Waste
—Advanced Nuclear Systems
—Spent Nuclear Fuel
—Breeder Reactor Systems
—Advanced Isotope Separation Systems
—Nuclear Uranium Assessment
—Gas Centrifuge.

Public participation: The meeting is open to the public. Written statements

may be filed with the Subpanel either before or after the meeting. Members of the public who wish to make oral statements pertaining to agenda items should contact the Energy Research Advisory Board at the address or telephone number listed above. Requests must be received at least 5 days prior to the meeting and reasonable provision will be made to include the presentation on the agenda. The Chairperson of the Subpanel is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business.

Transcripts: Available for public review and copying at the Freedom of Information Public Reading Room, 5B–180, Forrestal Building, 1000 Independence Avenue SW., Washington, D.C., between 8:00 a.m. and 4:00 p.m. Monday through Friday, except Federal Holidays.

Issued at Washington, D.C., on June 23, 1980.

Edward A. Frieman,

Director of Energy Research.

[FR Doc. 80-20109 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-01-M

Office of Energy Research

Fossil Energy R&D Subpanel of the Energy Research Advisory Board; Open Meeting

Notice is hereby given of the following meeting:

Name: Fossil Energy R&D Subpanel of the Energy Research Advisory Board (ERAB). ERAB is a Committee constituted under the Federal Advisory Committee Act (Public Law 92–463, 86 Stat. 770).

Date and time: July 10, 1980—10:00 a.m. to 4:00 p.m.

Place: L'Enfant Plaza Hotel, Room: Monet II, 480 L'Enfant Plaza E., S.W., Washington, D.C.

Contact: Eudora M. Taylor, Staff Assistant, Energy Research Advisory Board, Department of Energy, Forrestal Building—MS 3F–032, 1000 Independence Avenue, S.W., Washington, D.C. 20585, Telephone: 202/252–8933.

Purpose of the parent board: To advise the Department of Energy on the overall research and development conducted in DOE and to provide long-range guidance in these areas to the Department.

Tentative agenda:

—Presentation on DOE documents on technology base assessment

—Open discussion of general approach to final report

—Discussion in preparation of initial draft input to final R&D Panel report.

Public participation: The meeting is open to the public. Written statements may be filed with the Subpanel either before or after the meeting. Members of the public who wish to make oral statements pertaining to agenda items should contact the Energy Research Advisory Board at the address or telephone number listed above. Requests must be received prior to the meeting and reasonable provision will be made to include the presentation on the agenda. The Chairperson of the Subpanel is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business.

Transcripts: Available for public review and copying at the Freedom of Information Public Reading Room, 5B–180, Forrestal Building, 1000 Independence Avenue, S.W. Washington, D.C., between 8:00 a.m. and 4:00 p.m. Monday through Friday, except Federal Holidays.

Issued at Washington, D.C., on June 24, 1980.

Edward A. Frieman,

Director of Energy Research.

[FR Doc., 80-20110 Filed 7-3-80; 8:45 am]

BILLING CODE 6450-01-M

Office of Hearings and Appeals

Issuance of Proposed Decisions and Orders; Week of June 2 Through June 6, 1980

During the week of June 2 through June 6, 1980, the proposed decisions and orders summarized below were issued by the Office of Hearings and Appeals of the Department of Energy with regard to applications for exception.

Under the procedural regulations that apply to exception proceedings (10 CFR, Part 205, Subpart D), any person who will be aggrieved by the issuance of a proposed decision and order in final form may file a written notice of objection within ten days of service. For purposes of the procedural regulations, the date of service is deemed to be the date of publication of this Notice or the date an aggrieved person receives actual notice, whichever occurs first.

The procedural regulations provide that an aggrieved party who fails to file a Notice of Objections within the time period specified in the regulations will be deemed to consent to the issuance of the proposed decision and order in final form. An aggrieved party who wishes to contest a determination made in a proposed decision and order must also file a detailed statement of objections within 30 days of the date of service of the proposed decision and order. In the statement of objections, the aggrieved party must specify each issue of fact or law that it intends to contest in any further proceeding involving the exception matter.

Copies of the full text of these proposed decisions and orders are available in the Public Docket Room of the Office of Hearings and Appeals, Room B–120, 2000 M Street, N.W., Washington, D.C. 20461, Monday through Friday, between the hours of 1:00 p.m. and 5:00 p.m., except federal holidays.

Melvin Goldstein,

Director, Office of Hearings and Appeals.

June 30, 1980.

Proposed Decisions and Orders

BYS, Inc., Dallas, Texas, BXE–0617 crude oil

BYS, Inc. filed an Application for Exception from the provisions of 10 CFR § 212.73. The request, if granted, would permit the firm to sell the crude oil produced from the Humble-Dowdy Fee Lease located in Duval County, Texas at market prices. On June 5, 1980, the DOE issued a Proposed Decision and Order in which it tentatively determined that exception relief should be granted.

Hawaii Automotive and Retail Gasoline Dealers Assocation, Honolulu, Hawaii, DEE–8070 motor gasoline

The Hawaii Automotive and Retail Gasoline Dealer Assocation filed an Application for Exception from the provisions of 10 CFR § 212.93. The exception request, if granted, would permit gasoline stations in Hawaii to raise their profit margins 15 percent above the maximum legal level specified in the motor gasoline price regulations. On June 5, 1980, the Department of Energy issued a Proposed Decision and Order in which it tentatively determined that the exception request should be denied.

S&W Enterprises, Inc., Wink Texas, BEE–1019 crude oil

S&W Enterprises, Inc. filed an Application for Exception from the provisions of 10 CFR Part 212, Subpart D. The exception request, if granted, would permit the firm to sell the crude oil which it produces from a salt water disposal facility at upper tier ceiling prices. On June 5, 1980, the DOE issued a Proposed Decision and Order in which it tentatively determined that exception relief should be granted.

Petitions Involving the Motor Gasoline Allocation Regulations

The following firms filed Applications for Exception from the provisions of the Motor Gasoline Allocation Regulations. The exception requests, if granted, would result in an increase in the firms' base period allocation of motor gasoline. The DOE issued Proposed Decisions and Orders which determined that the exception requests be granted.

Company Name, Case No., and Location

J&B Automotive, BXE–0828; and Patchogue, NY

Ron's Skelly Service, DEE–7641; Red Oak, IA
Schneider's Automotive Repair, DEE–4908; Simi Valley, CA

Petitions Involving the Motor Gasoline Allocation Regulations

The following firms filed Applications for Exception from the provisions of the Motor Gasoline Allocation Regulations. The exception requests, if granted, would result in an increase in the firms' base period allocation of motor gasoline. The DOE issued Proposed Decisions and Orders which determined that the exception requests be denied.

Company Name, Case No., and Location

Busler Enterprises, Inc., BXE–0907; Evansville, IN
Columbia Amoco, DEE–6129; Ellicott City, MD
Harry Murray Chevron, BEE–1132; Folkston, GA
Omer's Shell Service, DEE–5892; Sacramento, CA
Truckstops Corp. of America, DEE–6966; Houston, TX
Webb's Garage & Mobil, DEE–6790; Austin, TX

[FR Doc. 80–20190 Filed 7–3–80; 8:45 am]
BILLING CODE 6450–01–M

Objection to Proposed Remedial Orders Week of June 9 Through June 13, 1980

During the week of June 9 through June 13, 1980, the notices of objection to proposed remedial orders listed in the Appendix to this Notice were filed with the Office of Hearings and Appeals of the Department of Energy.

Any person who wishes to participate in the proceeding which the Department of Energy will conduct concerning the proposed remedial orders described in the Appendix to the Notice must file a request to participate pursuant to 10 CFR 205.194 on or before July 28, 1980. The Office of Hearings and Appeals will then determine those persons who may participate on an active basis in this proceeding and will prepare an official service list which it will mail to all persons who filed requests to participate. Persons may also be placed on the official service list as non-participants for good cause shown.

All requests to participate in these proceedings should be filed with the Office of Hearings and Appeals, Department of Energy, Washington, D.C. 20461.

Melvin Goldstein,

Director, Office of Hearings and Appeals.

June 30, 1980.

Proposed Remedial Order

Britton Chevron, San Rafael, California, BRO–1236 motor gasoline

On June 9, 1980, Britton Chevron 1722 4th Street, San Rafael, California 94901 filed a Notice of Objection to a Proposed Remedial Order which the DOE Western District Office of Enforcement issued to the firm on May 28, 1980. In the Proposed Remedial Order, the Western District found that during the period August 1, 1979 to November 13, 1979, the firm committed pricing violations relating to the sale of motor gasoline in the State of California. According to the Proposed Remedial Order, the Britton Chevron violations resulted in $5,361.41 of overcharges.

Hassie Hunt Exploration Co., Dallas, Texas, BRO–1240 crude oil

On June 10, 1980, Hassie Hunt Exploration Co., 2500 First National Bank Building, Dallas, Texas, 75202, filed a Notice of Objection to a Proposed Remedial Order which the DOE Southwestern District Office of Enforcement issued to the firm on May 23, 1980. In the Proposed Remedial Order, the Southwestern District found that during the period September 1, 1973 to December 31, 1975, the firm committed pricing violations in the first sale of domestic crude oil. According to the Proposed Remedial Order, the Hassie Hunt Exploration Co. violations resulted in $90,364.08 in overcharges.

Marina Chevron Service, San Francisco, California, BRO–1237 motor gasoline

On June 9, 1980, Marina Chevron Service, 2301 Lombard Street, San Francisco, California 94123 filed a Notice of Objection to a Proposed Remedial Order which the DOE Western District Office of Enforcement issued to the firm on May 28, 1980. In the Proposed Remedial Order, the Western District found that during the period August 1, 1979 to January 11, 1980, the firm committed pricing violations relating to the sale of motor gasoline in the State of California. According to the Proposed Remedial Order, the Marina Chevron Service violations resulted in $4,484.87 of overcharges.

Ralph Mitchell's Hilltop, Richmond, California, BRO–1238 motor gasoline

On June 9, 1980, Ralph Mitchell's Hilltop, 4251 Hilltop Drive, Richmond, California 94803 filed a Notice of Objection to a Proposed Remedial Order which the DOE Western District Office of Enforcement issued to the firm on May 28, 1980. In the Proposed Remedial Order, the Western District found that during the period August 1, 1979 to January 11, 1980, the firm committed pricing violations relating to the sale of motor gasoline in the State of California. According to the Proposed Remedial Order, the Ralph Mitchell's Hilltop violations resulted in $6,976.99 of overcharges.

Smith's Chevron, Tehachapi, California, BRO–1239 motor gasoline

On June 9, 1980, Smith's Chevron 401 N. Mill Street, Tehachapi, California 93961 filed a Notice of Objection to a Proposed Remedial Order which the DOE Western District Office of Enforcement issued to the firm on May 14, 1980. In the Proposed Remedial Order, the Western District found that during the period August 1, 1979 to April 22, 1980, the firm committed pricing violations relating to the sale of motor gasoline in the State of California. According to the proposed Remedial Order, the Smith's Chevron violations resulted in $2,547.94 of overcharges.

[FR Doc. 80–20186 Filed 7–3–80; 8:45 am]
BILLING CODE 6450–01–M

ENVIRONMENTAL PROTECTION AGENCY

[FRL 1532–7]

Availability of Environmental Impact Statements

AGENCY: Office of Environmental Review (A–104), US Environmental Protection Agency.

PURPOSE: This Notice lists the Environmental Impact Statements (EISs) which have been officially filed with the EPA and distributed to Federal Agencies and interested groups, organizations and individuals for review pursuant to the Council on Environmental quality's Regulations (40 CFR Part 1506.9).

PERIOD COVERED: This Notice includes EIS's filed during the week of June 23, 1980 to June 27, 1980.

REVIEW PERIODS: The 45-day review period for draft EIS's listed in this notice is calculated from July 6, 1980 and will end on August 18, 1980. The 30-day review period for final EIS's as calculated from July 6, 1980 will end on August 4, 1980.

EIS AVAILABILITY: To obtain a copy of an EIS listed in this Notice you should contact the Federal agency which prepared the EIS. This Notice will give a contact person for each Federal agency which has filed an EIS during the period covered by the Notice. If a Federal agency does not have the EIS available upon request you may contact the Office of Environmental Review, EPA, for further information.

BACK COPIES OF EIS'S: Copies of EIS's previously filed with EPA or CEQ which are no longer available from the originating agency are available with charge from the following sources:

For public availability and/or hard copy reproduction of EISs' filed prior to March 1980: Environmental Law Institute, 1346 Connecticut Avenue, NW, Washington, DC 20036.

For hard copy reproduction or microfiche: Information Resources Press, 1700 North Moore Street, Arlington, Virginia 22209, (703) 558–8270.

For further information contact: Kathi L. Wilson, Office of Environmental Review (A–104), Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, (202) 245–3006.

SUMMARY OF NOTICE: On July 30, 1979, the CEQ Regulations became effective. Pursuant to Section 1506.10(a), the 30-day review period for final EIS's received during a given week will now be calculated from Friday of the following week. Therefore, for all final EIS's received during the week of June 23, 1980 to June 27, 1980 the 30-day review period will be calculated from July 6, 1980. The review period will end on August 4, 1980.

Appendix I sets forth a list of EIS's filed with EPA during the week of June 23, 1980 to June 27, 1980. The Federal agency filing the EIS, the name, address, and telephone number of the Federal agency contact for copies of the EIS, the filing status of the EIS, the actual date the EIS was filed with EPA, the title of the EIS, the State(s) and County(ies) of the proposed action and a brief summary of the proposed Federal action and the Federal agency EIS number, if available, is listed in this Notice. Commenting entities on draft EIS's are listed for final EIS's.

Appendix II sets forth the EIS's which agencies have granted an extended review period or EPA has approved a waiver from the prescribed review period. The Appendix II includes the Federal agency responsible for the EIS, the name, address, and telephone number of the Federal agency contact, the title, State(s) and County(ies) of the EIS, the date EPA announced availability of the EIS in the **Federal Register** and the newly established date for comments.

Appendix III sets forth a list of EIS's which have been withdrawn by a Federal agency.

Appendix IV sets forth a list of EIS retractions concerning previous Notices of Availability with have been made because of procedural noncompliance with NEPA or the CEQ regulations by the originating Federal agency.

Appendix V sets forth a list of reports or additional supplemental information relating to previously filed EIS's which have been made available to EPA by Federal agencies.

Appendix VI sets forth official corrections which have been called to EPA's attention.

William N. Hedeman, Jr.

Director, Office of Environmental Review (A-104)

Dated: June 30, 1980.

Appendix I

EIS's Filed With EPA During the Week of: June 23, 1980 Through June 27, 1980

U.S. DEPARTMENT OF AGRICULTURE

Contact: Mr. Barry Flamm, Director, Office of Environmental Quality, Office of the Secretary, U.S. Department of Agriculture, Room 412-A Admin. Building, Washington, D.C. 20250, (202) 447-3965.

Soil Conservation Service

Draft

Lost-Duck Creek Watershed, Kay County, Okla., June 27: Proposed is a Watershed Protection and Flood Prevention Plan for the Lost-Duck Creek Watershed in Kay County, Oklahoma. The plan includes the installation of conservation land treatment, 12 floodwater retarding structures, and approximately 12.75 miles of channel work. In addition to the selected plan the alternatives consider (1) land treatment only, and (2) land treatment and a system of floowater retarding structure. (EIS Order No. 800486.)

Rural Electrification Administration

Final supplement

Wheatland Generating Station/Grayrocks Dam (FS-1), Platte County, Wyo., June 23: Proposed is the construction and operation of the Wheatland Generating Station Units 1, 2 and 3 and associated transmission facilities near Wheatland, Platte County, Wyoming. In conjunction with the power plant, a 104,100 acre-foot water storage reservoir will be impounded by Grayrocks Dam on the Laramie River, and extensive transmission facilities will be constructed to integrate the power into existing transmission grids. (USDA-REA-76-2-FS) COMMENTS MADE BY: EPA, USDA, DOI, State and local agencies (EIS ORDER No. 800478.)

U.S. ARMY CORPS OF ENGINEERS

Contact: Mr. Richard Makinen, Office of Environmental Policy, Attn: DAEN-CWR-P, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 20 Massachusetts Avenue, Washington, D.C. 20314, (202) 272-0121.

Draft

West Beach Resort Development, Honolulu County, Ha., June 23: Proposed is the issuance of a permit for the development of the West Beach resort in Honolulu County, Oahu Island, Hawaii. The resort may include a maximum of 1680 residential units, 7520 hotel/condominium units, a 35-acre Marina with a capacity of 700 berths, a series of beach lagoons fronting the resort hotels, a tourist recreational-commercial center, an elementary school, a park, a shopping center and other support and recreational facilities. The alternatives considered include: (1) reducing the size and scope of the development, (2) no action and (3) denial of permits. (EWA district) (EIS ORDER No. 800480.)

Final

Rota Harbor Navigation Improvements, U.S. Trust Territory, June 24: Proposed are navigation improvements for the west harbor on the island of Rota of the Northern Mariana Islands. Three alternative plans were developed. Plan 1 consists of an entrance channel 800 feet long, 300 feet wide and 20 feet deep. Plan 2 includes, in addition to the channel in plan 1, an extension of the harbor basin to provide a protected berthing area. Plan 3 contains all the elements of 1 and 2 with the addition of a causeway to Anjota Island 500 feet in length and an existing revetted fill area seaward of the harbor basin. (Honolulu district) Comments made by: DOT, DOC, EPA, USDA, USN, and local agencies and businesses. (EIS ORDER No. 800481.)

Final supplement

Chena River Lakes flood control, Alaska, June 27: Proposed is a flood control plan for the Chena River Lakes near Fairbanks, Alaska. This statement supplements a final EIS, No. 721088, filed 10-27-71. Plan 1 consists of a levee crossing a major channel of the Tanana River protected by three L-shaped groins requiring a pilot channel. Plan 2 also consists of a levee, protected by four L-shaped groins requiring the pilot channel. Plans 3 and 4 consisting of an on-land levee alignment requiring either a pumping plant or excavation of additional interior drainage channels. (Alaska district) Comments made by: AHP, DOC, HUD, DOI, EPA, DOT, State and local agencies, individuals and businesses. (EIS Order No. 800485.)

U.S. DEPARTMENT OF ENERGY

Contact: Dr. Robert Stern, acting director, NEPA Affairs Division, Department of Energy, Mail Station 4G-064, Forrestal Bldg., Washington, D.C. 20585, (202) 252-4600.

Draft

Natural gas curtailment priorities, Regulatory Programmatic, June 27: Proposed is a programmatic review and regulatory analysis concerning the federal policy on curtailment of natural gas deliveries during periods of storage. Under the regulatory analysis the alternatives consider three generic classes of curtailment which are: (1) rationing, (2) pricing, and (3) beyond curtailment. Each of these classes considers several options and methods. (DOE/EIS-0065.) (EIS order No. 800484.)

DEPARTMENT OF HUD

Contact: Mr. Richard H. Broun, Director, Office of Environmental Quality, Room 7274 Department of Housing and Urban Development, 451 7th Street, S.W., Washington, D.C. 20410, (202) 755-6300.

Draft

Olympic Park/Harvest Housing Developments, Yellowstone County, Mont., June 25: Proposed is the issuance of HUD Home mortgage insurance for the Olympic Park and Harvest planned developments in Billings, Yellowstone County, Montana. The developments will encompass 160 acres each and will consist of 735 single and multifamily units. Other features of the developments will include office and commercial uses, parks and open space. (HUD-R08-EIS-80-VIIID.) (EIS Order No. 800483.)

U.S. DEPARTMENT OF COMMERCE

Contact: Dr. Sidney R. Galler, Deputy Assistant Secretary, Environmental Affairs, Department of Commerce, Washington, D.C. 20230, (202) 377-4335.

National Oceanic and Atmospheric Administration

Draft

Pink Shrimp Fishery, FMP, Pacific Ocean, June 27: Proposed is a Fishery management plan for the Pacific Pink Shrimp Fishery off the coast of Washington, Oregon and California. The plan considers various alternatives for the following management measures: (1) fishing seasons, (2) mesh size and net design restrictions, (3) maximum count per pound in possession, and (4) emergency in-season closure based on stock assessment. (EIS order No. 800469.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Affairs, U.S. Department of Transportation, 400 7th Street, S.W., Washington, D.C. 20590 (202) 426-4357.

Federal Highway Administration

Draft

San Bernardino Freeway Busway Extension, Los Angeles County, Calif., June 23: Proposed is the extension of the San Bernardino freeway busway from Mission Road to Alameda Street in the city and county of Los Angeles. The typical cross section of the busway extension would be a 54-foot wide elevated structure with a median barrier separation. The alternatives consider the recommended corridor, a corridor north of the CA-101 freeway and no action. (FHWA-CA-EIS-80-01-D.) (EIS Order No. 800479.)

Draft

North Valley River Crossing, Bernalillo County, N. Mex., May 7: Proposed is the construction of an additional crossing over the Rio Grande River in Alburquerque, Bernalillo County, New Mexico. The preferred crossing would be a parkway facility, extending from coors road (NM-448) to I-25. Seven alternative alignments are considered which vary in length, degree of access and number of lanes. The alignments considered are the Montano, the El Pueblo, the Corrals North, the La Cueva, the Roy, two 2-lane bridges and no action. (FHWA-NM-EIS-80-01-D.) (EIS Order No. 800482.)

The above EIS should have appeared in the notice published in the **Federal Register** on Friday, May 16, 1980. The comment period began on May 16, 1980 and will end on July 14, 1980. (See appendices II and VI.)

EIS's Filed During the Week of June 23 Through June 27, 1980

[Statement title index—by State and county]

State	County	Status	Statement title	Accession No.	Date filed	Originating agency No.
Alaska		Supple	Chena River Lakes Flood Control (FS)	800485	June 27, 1980	COE.
Pacific Ocean		Draft	Pink Shrimp Fishery, FMP	800469	June 27, 1980	DOC.
California	Los Angeles	Draft	San Bernardino Freeway Busway Extension	800479	June 23, 1980	DOT.
Hawaii	Honolulu	Draft	West Beach Resort Development	800480	June 23, 1980	COE.
Montana	Yellowstone	Draft	Olympic Park/Harvest Housing Developments	800483	June 25, 1980	HUD.
New Mexico	Bernalillo	Draft	North Valley River Crossing	800482	May 7, 1980	DOT.
Oklahoma	Key	Draft	Lost-Duck Creek Watershed	800486	June 27, 1980	USDA.
U.S. Trust Territory		Final	ROTA Navigation Improvements	800481	June 27, 1980	COE.
Programmtic		Draft	Natural Gas Curtailment Priorities	800484	June 27, 1980	DOE.
Regulatory		Draft	Natural Gas Curtailment Priorities	800484	June 27, 1980	DOE.
Wyoming	Platte	Supple	Wheatland Generating Station/Graysrock Dam (FS)	800478	June 23, 1980	USDA.

APPENDIX II.—Extension/Waiver of Review Periods on EIS's Filed With EPA

Federal agency contact	Title of EIS	Filing status/accession No.	Date notice of availability published in FEDERAL REGISTER	Waiver extension	Date review terminates
U.S. DEPARTMENT OF THE INTERIOR					
Mr. Bruce Blanchard, Director, Environmental Project Review, Room 4256, Interior Bldg., Department of the Interior, Washington, D.C. 20240, (202) 343-3891.	Mountain Valley/Sevier River Grazing Management, Sevier, Piute, and Sanpete Counties, Utah.	Draft 800396	June 2, 1980	Extension	July 21, 1980.
U.S. DEPARTMENT OF AGRICULTURE					
Mr. Barry Flamm, Director, Office of Environmental Quality, Office of the Secretary, U.S. Department of Agriculture, Room 412-A, Admin. Building, Washington, D.C. 20250, (202) 447-3965.	Lolo National Forest Plan, Missoula, Mineral, Sanders, Granite, Powell, Lewis and Clark, Flathead, Ravalli, and Lake Counties, Montana.	Draft 800275	Apr. 25, 1980	Extension	Sept. 26, 1980.
U.S. DEPARTMENT OF ENERGY					
Dr. Robert Stern, Acting Director, NEPA Affairs Division, Department of Energy, Mail Station 4G-064, Forrestal Bldg., Washington, D.C. 20285, (202) 252-4600.	Natural Gas Curtailment Priorities.	Draft 800484	July 7, 1980	Extension	Aug. 22, 1980.
U.S. DEPARTMENT OF TRANSPORTATION					
Mr. Martin Convisser, Director, Office of Environmental Affairs, U.S. Department of Transportation, 400 7th Street SW., Washington, D.C. 20590, (202) 426-4357	North Valley River Crossing	Draft 800482	July 7, 1980	Extension	July 14, 1980.

Appendix III.—*EIS's Filed With EPA Which Have Been Officially Withdrawn by the Originating Agency*

Federal agency contact	Title of EIS	Filing status/accession No.	Date notice of availability published in FEDERAL REGISTER	Date of withdrawal
U.S. DEPARTMENT OF AGRICULTURE				
Mr. Barry Flamm, Director, Office of Environmental Quality, Office of the Secretary, U.S. Department of Agriculture, Room 412-A Admin. Building, Washington, D.C. 20250, (202) 447-3965	North Siskiyou Planning Unit, Klamath National Forest, Siskiyou County, California.	Draft 90924	Sept. 7, 1979	May 7, 1980.

Appendix IV.—*Notice of Official Retraction*

Federal agency contact	Title of EIS	Status/No.	Date notice published in FEDERAL REGISTER	Reason for retraction
None.				

Appendix V.—*Availability of Reports/Additional Information Relating to EIS's Previously Filed With EPA*

Federal agency contact	Title of report	Date made available to EPA	Accession No.
None.			

Appendix VI.—*Official Correction*

Federal agency contact	Title of EIS	Filing status/accession No.	Date notice of availability published in FEDERAL REGISTER	Correction
U.S. DEPARTMENT OF TRANSPORTATION				
Mr. Martin Convisser, Director, Office of Environmental Affairs, U.S. Department of Transportation, 400 7th Street SW., Washington, D.C. 20590, (202) 426-4357	North Valley River Crossing	Draft 800482	July 7, 1980	Should have appeared with the notice published May 16, 1980. The comment period began on May 16, 1980 and will end on July 14, 1980.
U.S. DEPARTMENT OF COMMERCE				
Dr. Sidney R. Galler, Deputy Assistant Secretary, Environmental Affairs, Department of Commerce, Washington, D.C. 20230, (202) 377-4335.	Channel Islands Marine Sanctuary.	Final 800427	June 6, 1980	Please see below.

Notice of availability of the final EIS was published in the FEDERAL REGISTER on June 6, 1980. The following paragraph was inadvertantly omitted from the notice:

"Regulations for the sanctuary were proposed on December 5, 1979, contemporaneously with the issuance of the DEIS (44 FR 69970). A revised version of these regulations reflecting comments on the DEIS and the proposed regulations appears in this FEIS which, in large part analyses the impact of the proposed regulatory regime. Since any comments on the FEIS probably will constitute comments on these regulations, the comment period on the proposed regulations, which closed on March 7, 1980 has been reopened for a period of 30 days to run concurrent with the FEIS. All comments on the proposed regulations will be responded to in the final rulemaking document.

[FR Doc. 80-20137 Filed 7-3-80; 8:45 am]

BILLING CODE 6560-01-M

[OPTS-41003: FRL 1524-6]

Response to Interagency Testing; Committee Recommendations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Section 4(e) of the Toxic Substances Control Act (TSCA) (90 Stat. 2003, 15 U.S.C. 2601 et seq.) established an Interagency Testing Committee (ITC) to recommend to the Administrator of the Environmental Protection Agency (EPA) a list of chemicals to be considered for testing. The ITC may have up to 50 of its recommendations designated at any one time for priority consideration by EPA. TSCA requires EPA to respond to such priority recommendations within one year of their receipt by the Agency, either by initiating rulemaking proceedings under section 4(a) or by publishing in the **Federal Register** EPA's reasons for not having taken such action.

In the **Federal Register** of October 30, 1978 (43 FR 50630), EPA published receipt of the ITC's Third Report to EPA, in which the ITC designated two categories and one individual chemical substance for consideration. In the **Federal Register** of June 1, 1979 (44 FR 31866), EPA published receipt of the ITC's Fourth Report to EPA, in which the ITC designated one category and eleven individual chemicals for consideration. For the reasons stated herein, EPA is not responding to these ITC recommendations today.

FOR FURTHER INFORMATION CONTACT: John B. Ritch, Jr., Director, Industry Assistance Office (TS-799), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M Street, S.W., Washington, DC 20460 202/544-1404.

SUPPLEMENTARY INFORMATION: In October 1978, the ITC transmitted its Third Report to EPA, adding one chemical and two categories of chemicals to the section 4(e) list and in May 1979, the ITC transmitted its Fourth Report, adding eleven chemicals and one category of chemicals to the section 4(e) list. Each was designated to receive priority consideration (43 FR 50630, 44 FR 31866). These recommendations are summarized below.

Recommended Studies

Substance or category	Carcino-genicity	Muta-genicity	Terato-genicity	Chronic effects	Environ-mental effects	Epidemi-ology
Third report:						
Chlorinated benzenes, tri-,tetra-, and penta-	X	X	X	X	X	X
1,2-dichloropropane	X	X	X	X	X	X
Glycidol and its derivatives	X	X	X	X		X
Fourth report:						
Acetonitrile	X	X	X	X		X
Aniline and chloro-, bromo-, and/or nitro-anilines.	X	X	X	X	X	X
Antimony	X	X	X	X	X	X
Antimony sulfide	X	X	X	X	X	X
Antimony trioxide	X	X	X	X	X	X
Cyclohexanone	X	X	X	X	X	X
Hexachlorocyclopentadiene	X	X	X	X	X	
Isophorone	X	X	X	X		X
Mesityl oxide	X	X	X	X		X
4,4'-Methylenedianiline	X	X	X	X	X	X
Methyl ethyl ketone				X		X
Methyl isobutyl ketone		X	X	X		X

As of this date, EPA's evaluation has not progressed to a point where EPA is prepared to initiate rulemaking or announce a tentative or final determination not to require testing. There is a substantial backlog of ITC-designated chemicals for EPA to evaluate, and this has substantially affected EPA's ability to respond to the recommendations in the Third and Forth Reports. As required by the statute, EPA intends to respond to the ITC. However, EPA expects that the nature and timing of its response to the Third and Fourth Reports will be substantially affected by developments in litigation concerning EPA's compliance with section 4(e) and EPA's re-evaluation of the Section 4 implementation process.

In May 1979, the Natural Resouces Defense Council (NRDC) filed a lawsuit alleging that EPA's 12-month responses to the first two ITC reports were legally inadequate. *NRDC v. Costle* 79 Civ. 2411 (S.D.N.Y.). The Court agreed with NRDC and issued an order on February 5, 1980, requiring EPA to submit a compliance plan to the Court. EPA did so on March 6, 1980.

EPA proposed dates for initiating rulemaking (through advance notices of proposed rulemakings or proposed rules), or announcing tentative or final decisions not to test, for the chemicals designated in the first three ITC reports. With respect to the Third Report chemicals and the Fourth Report chemicals, EPA announced its intent to initiate rulemaking (with the publication of an Advance Notice of Proposed Rulemaking, unless otherwise noted) or announce its plans not to require testing by the following dates:

Third Report Chemicals	Dates	
	Health	Environmental
Higher Chlorobenzenes	6/80 (Proposed Rule)	9/81
Dichloropropane	1/82	1/82
Glycidol Group	1/82	N.R.
Fourth Report Chemicals		
Acetonitril	6/81	N.R.
Aniline Group	6/81	7/82
Antimony	6/81	7/82
Antimony Trioxide	6/81	7/82
Antimony Sulfide	6/81	7/82
Cyclohexanone	6/81	7/82
Hexachlorocyclopentadiene	9/81	2/83
Isophorone	9/81	N.R.
Mesityl Oxide	9/81	N.R.
4,4'-Methylenedianiline	9/81	2/83
Methyl Ethyl Ketone	9/81	N.R.
Methyl Isobutyl Ketone	9/81	N.R.

N.R. means not recommended by the ITC for environmental effects testing.

Since the submission of the compliance plan to the court, the Assistant Administrator for Pesticides and Toxic Substances has initiated a re-examination of the process by which EPA assesses ITC recommendations and issues test rules. EPA is seeking to find ways to issue test rules more rapidly and efficiently and will submit a new comnpliance plan to the court on September 15, 1980, reflecting the changes to be made as a result of this re-examination. EPA will publish the schedule in the **Federal Register.**

Dated: June 27, 1980.

Douglas M. Costle,

Administrator.

[FR Doc. 80-20126 Filed 7-3-80; 8:45 am]

BILLING CODE 6560-01-M

FEDERAL COMMUNICATIONS COMMISSION

Television Translator Applications Ready and Available for Processing

Released: June 27, 1980.

By the Chief, Broadcast Facilities Division.

Notice is hereby given pursuant to Section 73.3572(c) of the Commission's Rules, that on August 12, 1980, the television translator applications listed in the attached Appendix will be considered ready and available for processing. Pursuant to §§ 1.227(b)(1) and 73.3591(b) of the Rules, an application, in order to be considered with any application appearing on the attached list or with any other application on file by the close of business on August 11, 1980, which involves a conflict necessitating a hearing with any application on this list, must be substantially complete and submitted for filing at the offices of the Commission in Washington, D.C., by the close of business of August 11, 1980.

Any party in interest desiring the file pleadings concerning any pending television translator application, pursuant to Section 309(d)(1) of the Communications Act of 1934, as amended, is directed to § 73.3584(a) of the Rules, which specifies the time for filing and other requirements relating to such pleadings.

Federal Communications Commission.

William J. Tricarico,

Secretary.

UHF TV Translator Applications

BPTT-791231Ik (new), Malott & Vicinity, Washington, Television Reception District No. 1 Of Okanogan County Washington. Req: Channel 67, 788-794 MHz, 100 watts. Primary: KSPS-TV, Spokane, Washington.

BPTT-791231IL (new), Tonasket & Vicinity, Washington, Television Reception District No. 1 Of Okanogan County Washington. Req: Channel 67, 788-794 MHz, 100 watts. Primary: KSPS-TV, Spokane, Washington.

BPTT-800109IO (new), P/O Grant Junction, Palisade, Fruita, Mack, Loma, Colorado; Mesa County, Colorado. Req: Channel 69, 800-806 MHz, 100 watts. Primary: KOA-TV, Denver, Colorado.

BPTT-800114IK (new), Miami, Texas, Miami Translator System, Inc. Req: Channel 55, 717-25 MHz, 100 watts. Primary: KETA-TV, Oklahoma City, Oklahoma.

BPTT-800313ID (new), Ashford Elbe Mineral, Washington, Pierce County Television Reception Improvement District, No. 1. Req: Channel 50, 686-692 MHz, 100 watts. Primary: KSTW-TV, Tacoma, Washington.

BPTT-800313IF (new), Ashford Elbe Mineral, Washington, Pierce County Television Reception Improvement District No. 1. Req: Channel 56, 722-728 MHz, 20 watts. Primary: KIRO-TV, Seattle, Washington.

BPTT-800313IH (new), Ashford Elbe Mineral, Washington, Pierce County Television Reception Improvement District No. 1. Req: Channel 67, 788-794 MHz, 100 watts. Primary: KTPS-TV, Seattle, Washington.

BPTT-800317IC (new), Prescott Chino Valley, Arizona, Arizona Board of Regents For Arizona State University. Req: Channel 55, 716-722 MHz, 100 watts. Primary: KAET-TV, Phoenix, Arizona.

BPTT–800331IF (new), Troy, Montana, Troy TV District. Req: Channel 64, 770–776 MHz, 10 watts. Primary: KSPS–TV, Spokane, Washington.

UHF TV Translator Applications

BPTT–800102IC (new), East Wenatchee, Lake Wenatchee, Wenatchee Area, Washington, Apple Valley Educational TV Association. Req: Channel 18, 494–500 MHz, 100 watts. Primary: KWSU–TV, Pullman, Washington.

BPTT–800102ID (new), East Wenatchee, Washington, Apple Valley Educational TV Association. Req: Channel 27, 548–554 MHz, 100 watts. Primary: KWSU–TV, Pullman, Washington.

BPTT–800102IE (new), Rural Area in Vicinity of Orondo, Washington, Apple Valley TV Association. Req: Channel 39, 620–626 MHz, 100 watts. Primary: KWSU–TV, Pullman, Washington.

BPTT–800102IF (new), Portion of Wenatchee & Suburbs, Washington, Apple Valley Educational TV Association. Req: Channel 43, 644–650 MHz, 100 watts. Primary: KWSU–TV, Pullman, Washington.

BPTT–800102IG (new), Rural Area in Vicinity of Cashmere, Washington, Apple Valley Educational TV Association. Req: Channel 49, 680–686 MHz, 100 watts. Primary: KWSU–TV, Pullman, Washington.

BPTT–800108IA (new), Muncie, Indiana, Full Gospel Business Men's Fellowship, International Muncie, Indiana Chapter. Req: Channel 32, 578–584 MHz, 100 watts. Primary: WJAN–TV, Canton, Ohio.

BPTT–800107IN (new), Orangeville, Utah, Emery County, Req: Channel 62, 758–764 MHz, 100 watts. Primary: KBYU–TV, Provo, Utah.

BPTT–800109IJ (new), Grand Junction, Redlands, Collbran, Debeque, Skyway, Colorado, Mesa County, Colorado. Req: Channel 39, 620–626 MHz, 100 watts. Primary: KWGN–TV, Denver, Colorado.

BPTT–800109IK (new), Grand Junction, Redlands, Collbran, Debeque, Skyway, Colorado, Mesa County, Colorado. Req: Channel 41, 632–638 MHz, 100 watts. Primary: KRMA–TV, Denver, Colorado.

BPTT–800109IL (new), Grand Junction, Redlands, Collbran, Debeque, Skyway, Colorado, Mesa County, Colorado. Req: Channel 43, 644–650 MHz, 100 watts. Primary: KOA–TV, Denver, Colorado.

BPTT–800109IM (new), P/O Grand Junction, Palisade, Fruita, Mack, Loma, Colorado, Mesa County, Colorado. Req: Channel 65, 776–782 MHz, 100 watts. Primary: KWGN–TV, Denver, Colorado.

BPTT–800109IN (new), P/O Grand Junction, Palisade, Fruita, Mack, Loma, Colorado, Mesa County, Colorado. Req: Channel 67, 788–794 MHz, 100 watts. Primary: KRMA–TV, Denver, Colorado.

BPTT–800107IO (new), Bakersfield, California, International Panorama TV, Inc. Req: Channel 55, 716–722 MHz, 100 watts. Primary: KTBN–TV, Fontana, California.

BPTT–800109IP (new), Salem, Oregon, Full Gospel Business Men's Fellowship, International Salem, Oregon Chapter. Req: Channel 61, 752–758 MHz, 100 watts. Primary: WJAN–TV, Canton, Ohio.

BPTT–800111IE (new), Lund & Preston, Nevada, White Pine Television District No. 1. Req: Channel 49, 680–686 MHz, 100 watts. Primary: KLVX–TV, Las Vegas, Nevada.

BPTT–800111IF (new), Hoxie & Rural Area, Kansas, Sheridan County Kansas. Req: Channel 69, 800–806 MHz, 100 watts. Primary: KSMH–TV, Hays, Kansas.

BPTT–800114IL (new), Prescott, Washington, Prescott School District No. 402–37. Req: Channel 66, 782–788 MHz, 10 watts. Primary: KSPS–TV, Spokane, Washington.

BPTT–800121IF (new), Duckwater, Current Railroad Valley, Nevada, Railroad Valley General Improvement District. Req: Channel 55, 716–122 MHz, 20 watts. Primary: KTVN–TV, Reno, Nevada.

UHF TV Translator Applications

BPTT–800121IG (new), Duckwater, Currant, Railroad Valley, Nevada, Railroad Valley General Improvement District. Req: Channel 66, 782–788 MHz, 20 watts. Primary: KTVX–TV, Salt Lake City, Utah.

BPTT–800123IF (new), Vancouver, Washington/Portland, Oregon, Full Gospel Business Men's Fellowship, International, Portland Vancouver. Req: Channel 61, 752–758 MHz, 100 watts. Primary: WJAN–TV, Canton, Ohio.

BPTT–800125IC (new), Hagerman, Idaho, The Klix Corporation. Req: Channel 57, 728–734 MHz, 100 watts. Primary: KMVT–TV, Twin Falls, Idaho.

BPTT–800204IL (new), Dayton, Ohio, Buford Television Of Ohio, Inc. Req: Channel 66, 782–788 MHz, 100 watts. Primary: WBTI–TV, Cincinnati, Ohio.

BPTT–800304IN (new), Parowan, Summit, Enoch, Utah, Iron County. Req: Channel 42, 638–644 MHz, 100 watts. Primary: KSTU–TV, Salt Lake, Utah.

BPTT–800506IC (new), Burns, Oregon, Countywide Television Translator District. Req: Channel 69, 800–806 MHz, 100 watts. Primary: KTVZ–TV, Bend, Oregon.

BPTT–800509IF (new), Sycamore Mobile Home Park & Bagdad, Arizona, Cyprus Bagdad Copper Company. Req: Channel 51, 692–698 MHz, 1 watt. Primary: KTVK–TV, Phoenix, Arizona.

BPTT–800509IG (new), Sycamore Mobile Home Park & Bagdad, Arizona, Cyprus Bagdad Copper Company. Req: Channel 53, 704–710 MHz, 1 watt. Primary: KPHO–TV, Phoenix, Arizona.

BPTT–800509IH (new), Sycamore Mobile Home Park, Bagdad Copper Company, Cyprus Bagdad Copper Company. Req: Channel 55, 716–722 MHz, 1 watt. Primary: KAET–TV, Phoenix, Arizona.

BPTT–800509II (new), Sycamore Mobile Home Park & Bagdad, Arizona, Cyprus Bagdad, Arizona. Req: Channel 57, 728–734 MHz, 1 watt. Primary: KOOL–TV, Phoenix, Arizona.

BPTT–800509IJ (new), Sycamore Mobile Home Park & Bagdad, Arizona, Cyprus Bagdad Copper Company. Req: Channel 59, 740–746 MHz, 1 watt. Primary: KPNX–TV, Phoenix, Arizona.

BPTT–800516IB (new), Gallina, New Mexico, Gallina-Capulin TV Association. Req: Channel 63, 764–770 MHz, 20 watts. Primary: KNME–TV, Albuquerque, New Mexico.

BPTT–800516IC (new), Gallina, New Mexico, Gallina-Capulin TV Association. Req: Channel 65, 776–782 MHz, 20 watts. Primary: KOAT–TV, Albuquerque, New Mexico.

BPTT–790910IN (new), Athens, Catskill & Hudson, New York, Viacon Broadcasting, Inc. Req: Channel 60, 746–752 MHz, 100 watts. Primary: WAST–TV, Albany, New York.

BPTTV–791219IB (new), Roan Creek, Colorado, Garfield County. Req: Channel 2, 54–60 MHz, 10 watts. Primary: KWGN–TV, Denver, Colorado.

BPTTV–791226IE (new), Roan Creek, Colorado, Garfield County. Req: Channel 4, 66–72 MHz, 10 watts. Primary: KRMA–TV, Denver, Colorado.

BPTTV–791228IB (new), New Castle, Peach Valley & Canyon Creek, Colorado, Garfield County. Req: Channel 5, 76–82 MHz, 10 watts. Primary: KWGN–TV, Denver, Colorado.

VHF TV Translator Applications

BPTTV–800107IH (new), Rural Jackson County Southwest, Colorado, Jackson County. Req: Channel 11, 198–204 MHz, 1 watt. Primary: KBTV–TV, Denver, Colorado.

BPTTV–800107II (new), Rural Jackson County Southwest, Colorado, Jackson County. Req: Channel 3, 60–66 MHz, 1 watt. Primary: KMGH–TV, Denver, Colorado.

BPTTV–800107IJ (new), Walden, Colorado, Jackson County. Req: Channel 8, 180–186 MHz, 10 watts. Primary: KOA–TV, Denver, Colorado.

BPTTV–800107IK (new), Walden, Colorado, Jackson County. Req: Channel 10, 192–198 MHz, 10 watts. Primary: KMGH–TV, Denver, Colorado.

BPTTV–800107IL (new), Walden, Colorado, Jackson County. Req: Channel 12, 204–210 MHz 10 watts. Primary: KBTV–TV, Denver, Colorado.

BPTTV–800109IC (new), Gateway, Colorado, Mesa County, Colorado. Req: Channel 4, 66–72 MHz, 1 watt. Primary: KWGN–TV, Denver, Colorado.

BPTTV–800109ID (new), Collbran, Colorado, Mesa County, Colorado. Req: Channel 6, 82–88 MHz, 1 watt. Primary: KWGN–TV, Denver, Colorado.

BPTTV–800109IE (new), Gateway, Colorado, Mesa County, Colorado. Req: Channel 6, 82–88 MHz, 1 watt. Primary: KRMA–TV, Denver, Colorado.

BPTTV–800109IF (new), Gateway, Colorado, Mesa County, Colorado. Req: Channel 7, 174–180 MHz, 5 watts. Primary: KWGN–TV, Denver, Colorado.

BPTTV–800104IA (new), East Price, Utah, Carbon County. Req: Channel 5, 76–82 MHz, 10 watts. Primary: KSL–TV, Salt Lake City, Utah.

BPTTV–800111ID (new), Roan Creek, Colorado, Garfield County. Req: Channel 13, 210–216 MHz, 10 watts. Primary: KJCT–TV, Grand Junction, Colorado.

BPTTV–800121IC (new), Duckwater, Currant & Railroad Nevada, Railroad Valley General Improvement District. Req: Channel 6, 82–88 MHz, 10 watts. Primary: KTVN–TV, Reno, Nevada.

BPTTV–800121IE (new), Duckwater, Currant Railroad Valley, Nevada, Railroad Valley General Improvement District. Req:

Channel 12, 204–210 MHz, 10 watts. Primary: KVBC–TV, Las Vegas, Nevada.
BPTTV–800204IO (new), Arock, Oregon, Arock Community TV. Req: Channel 9, 186–192 MHz, 1 watt. Primary: KIVI–TV, Nampa, Idaho.
BPTTV–800204IP (new), Arock, Oregon, Arock Community TV. Req: Channel 13, 210–216 MHz, 1 watt. Primary: KBCI–TV, Boise, Idaho.
BPTTV–800206IA (new), Cantwell, Alaska, State Of Alaska. Req: Channel 2, 54–60 MHz, 10 watts. Primary: KTVA–TV, Channel 11, KENI–TV, Channel 2, KIMO–TV, Channel 13, KAKM–TV, Channel 7, Anchorage, Alaska, KTOO–TV, Channel 3, Juneau, Alaska, KYUK–TV, Channel 4, Bethel, Alaska, KUAC–TV, Channel 9, Fairbanks, Alaska.
BPTTV–800206IB (new), Hoonah, Alaska, State Of Alaska. Req: Channel 4, 66–72 MHz, 10 watts. Primary: KTVA–TV, Channel 11, KENI–TV, Channel 2, KIMO–TV, Channel 3, KAKM–TV, Channel 7, Anchorage, Alaska, KTOO–TV, Channel 3, Juneau, Alaska, KYUK–TV, Channel 4, Bethel, KUAC–TV, Channel 9, Fairbanks, Alaska.
BPTTV–800206IC (new), Takotna, Alaska, State of Alaska. Req: Channel 9, 186–192 MHz, 10 watts. Primary: KTVA–TV, Channel 11, KENI–TV, Channel 2, KIMD–TV, Channel 13, KAKM–TV, Channel 7, Anchorage, Alaska, KTOO–TV, Channel 3, Juneau, KYUK–TV, Channel 4, Bethel, KUAC–TV, Channel 9, Fairbanks, Alaska.
BPTTV–800206ID (new), Nikolai, Alaska, State of Alaska. Req: Channel 9, 186–192 MHz, 10 watts. Primary: KTVA–TV, Channel 11, KENI–TV, Channel 13, KIMO–TV, Channel 13, KAKM–TV, Channel 7, Anchorage, Alaska, KTOO–TV, Channel 3, Juneau, KYUK–TV, Channel 4, Bethel, KUAC–TV, Channel 9, Fairbanks, Alaska.
BPTTV–800306IA (new), Keller, Washington, Colville Confederated Tribes. Req: Channel 9, 186–192 MHz, 1 watt. Primary: KREM–TV, Spokane, Washington.
BPTTV–800311IB (new), Sumter, South Carolina, Capital Communications, Inc. Req: Channel 8, 180–186 MHz, 1 watt. Primary: WLTX–TV, Columbia, South Carolina.
BPTTV–800311IC (new), Orangeburg, South Carolina, Capital Communications, Inc. Req: Channel 8, 180–186 MHz, 1 watt. Primary: WLTX–TV, Columbia, South Carolina.
BPTTV–800312IB (new), Newberry, South Carolina, Capital Communications, Inc. Req: Channel 8, 180–186 MHz, 1 watt. Primary: WLTX–TV, Columbia, South Carolina.
BPTTV–800506IB (new), Riley, Oregon, Countywide Television Translator District. Req: Channel 5, 76–82 MHz, 10 watts. Primary: KTVZ–TV, Bend, Oregon.
BPTTV–800107IM (new), Rural Jackson County South West, Colorado, Jackspn County. Req: Channel 13, 210–216 MHz, 1 watt. Primary: KOA–TV, Denver, Colorado.
BPTTV–800109IH (new), Collbran, Colorado, Mesa County, Colorado. Req: Channel 11, 198–204 MHz, 1 watt. Primary: KRMA–TV, Denver, Colorado.
BPTTV–800109II (new), Collbran, Colorado, Mesa County, Colorado. Req: Channel 13, 210–216 MHz, 1 watt. Primary: KOA–TV, Denver, Colorado.
BPTTV–800123IE (new), Alamo, Ash Springs, Hiko, Nevada, Pahranagat Valley Television District KSL, West. Req: Channel 4, 67–72 MHz, 5 watts. Primary: KSL–TV, Salt Lake City, Utah.
BPTTV–800128IH (new), Murphy, Wilderville, Oregon, Oregon Broadcasting Company. Req: Channel 9, 186–192 MHz, 5 watts. Primary: KOBI–TV, Medford, Oregon.
BPTTV–800204IM (new), Opheim, Montana, Opheim Community Club. Req: Channel 13, 210–216 MHz, 1 watt. Primary: KUMV–TV, Williston, North Dakota.
BPTTV–800306IB (new), Keller & San Poil Valley, Washington, Colville Confederated Tribes. Req: Channel 11, 198–204 MHz, 1 watt. Primary: KXLY–TV, Spokane, Washington.
BPTTV–800306IC (new), Keller, Washington, Colville Confederated Tribes. Req: Channel 13, 210–216 MHz, 1 watt. Primary: KHQ–TV, Spokane, Washington.
BPTTV–800109IG (new), Gateway, Colorado, Mesa County, Colorado. Req: Channel 11, 198–204 MHz, 5 watts. Primary: KRMA–TV, Denver, Colorado.
BPTTV–800313IA (new), Ashford Elbe Mineral, Washington, Pierce County Television Reception Improvement, District No. 1. Req: Channel 2, 54–60 MHz, 10 watts. Primary: KIRO–TV, Seattle, Washington.
BPTTV–800313IB (new), Ashford Elbe Mineral, Washington, Pierce County Television Reception Improvement, District No. 1. Req: Channel 9, 186–192 MHz, 10 watts. Primary: KING–TV, Seattle, Washington.
BPTTV–800313IC (new), Ashford Elbe Mineral, Washington, Pierce County Television Reception Improvement, District No. 1. Req: Channel 13, 210–216 MHz, 10 watts. Primary: KOMO–TV, Seattle, Washington.
BPTTV–800509ID (new), Ferndale Swan Lake, Montana, Swan Hill TV, Inc. Req: Channel 5, 76–82 MHz, 10 watts. Primary: KREM–TV, Spokane, Washington.

[FR Doc. 80–20145 Filed 7–3–80; 8:45 am]
BILLING CODE 6712–01–M

[Report No. 1237]

Office of the Secretary

Petition for Reconsideration of Actions in Rulemaking Proceedings Filed

June 27, 1980.

Docket or RM No.	Rule Sec.	Subject	Date Rec'd.
20828...	64.702...	Amendment of Section 64.702 of the Commission's Rules and Regulations (Second Computer Inquiry). Filed by: Henry Geller, Assistant Secretary for Communications and Information & Gregg P. Skall, Attorney for National Telecommunications and Information Administration.	6–20–80

NOTE.—Oppositions to petitions for reconsideration must be filed on or before July 22, 1980. Replies to an opposition must be filed within 10 days after time for filing oppositions has expired.

Federal Communications Commission.
William J. Tricarico,
Secretary.

[FR Doc. 80–20144 Filed 7–3–80; 8:45 am]
BILLING CODE 6712–01–M

FEDERAL MARITIME COMMISSION

[Docket No. 80–45; Agreement Nos. 10386, as Amended, 10388, 10382, as Amended, and 10389]

Cargo Revenue Pooling/Equal Access Agreements in the United States/ Argentine Trades; Order of Investigation and Hearing and Conditional "Pendente Lite" Approval

The following agreements have been filed with the Federal Maritime Commission for approval pursuant to section 15 of the Shipping Act, 1916:

Agreement No. 10382, among Empresa Lineas Maritimas Argentinas S.A. (ELMA), A. Bottacchi S.A. de Navegacion C.F.I.I. (Bottacchi) (the Argentine-flag carriers), Delta Steamship Lines (Delta) (the U.S.-flag carrier), and Companhia de Navegacao Lloyd Brasileiro (Lloyd), Companhia Maritima Nacional (Nacional), Montemar S.A. Comercial y Maritima (Montemar), Reefer Express Lines Pty., Ltd. (REL)[1] (the nonnational-flag carriers), is a cargo revenue pooling and sailing agreement in the northbound trade from Argentine ports within the La Plata/Rosario range, to United States Gulf of Mexico Ports, from Brownsville, Texas to Key West, Florida. The Agreement supersedes Agreement No. 10346.

Agreement No. 10382–1, among ELMA, Bottacchi, Delta, Lloyd, Montemar, REL, and Navimex S.A. de C.V. (Navimex), provides for the entry of Navimex as a signatory and redefines the shares. The amendment provides for a reservation of a 4.3 percent pool share to be allocated to Transportacion Maritima Mexicana (TMM) should TMM agree to accept a 4.3 percent share.

Agreement No. 10386, among ELMA and Bottacchi (the Argentine-flag carriers), Moore McCormack Lines, Incorporated (Mooremac) and Sea-land Service, Inc. (Sea-Land)[2] (the U.S.-flag carriers), and Lloyd, A/S Ivarans Rederi

[1] Due to the specialized nature of REL's reefer service, REL's share of the trade is expressed in terms of tons carried and not as a percentage of the pool.

[2] Sea-Land does not presently serve the trade and currently assigns all of its rights and responsibilities under basic Agreement Nos. 10386 and 10388 to Mooremac.

(Ivarans),[3] Montemar, Van Nievelt, Goudriaan & Co., b.v. (Hopal) and REL[4] (the nonnational-flag carriers), is a cargo revenue pooling and sailing agreement applicable from the La Plata/Rosario range in Argentina to the entire U.S. Atlantic Coast. This agreement supersedes currently effective Agreement No. 10349.

Agreement No. 10386–2, among ELMA, Bottacchi, Mooremac, Sea-Land, Lloyd, Ivaran, Montemar, Hopal and REL, redefines the assigned pool shares under basic Agreement No. 10386.

Agreement No. 10388, among ELMA, Bottacchi, Mooremac, and Sea-Land, is a cargo revenue pooling, sailing and equal access agreement in the trade from the entire U.S. Atlantic Coast to the La Plata/Rosario range in Argentina. This agreement supersedes currently effective Agreement No. 10350.

Agreement No. 10389 among Delta, ELMA and Bottacchi, is a cargo revenue pooling and sailing agreement in the southbound trade from U.S. Gulf of Mexico ports to the La Plata/Rosario range in Argentina. This agreement supersedes currently effective Agreement No. 10345.

All of the foregoing agreements were duly published in the **Federal Register.** The only agreements with outstanding protests/comments are Agreement Nos. 10382 and 10382–1, which were protested by TMM and commented upon by Navimex.

Position of Proponents

Agreement Nos. 10382, 10382–1, and 10389

In statements submitted in support of the agreements, Proponents refer to the Commission's Order of June 22, 1979, in Docket No. 78–52, in which the Commission found that the predecessor agreement, Agreement No. 10346, was justified under the *Svenska* standard.[5] *(FMC v. Aktiebolaget Svenska Amerika Linien,* 390 U.S. 238 (1968)). In Docket 78–52, the Commission found that the agreement served an important public benefit by maintaining international harmony through the avoidance of disruptive retaliatory action and resultant international conflict. Additionally, the Commission recognized that the inbound and outbound trades are "interlinked" and the agreement served a serious transportation need by avoiding a disruption of U.S. foreign commerce and consequential injury to shipper and carrier interest in the U.S./Argentina trades, particularly southbound.

Proponents contend that the principal need and justification for approval of Agreement No. 10389 lies in Argentina's cargo preference laws and the likelihood of intergovernmental conflict, with resulting injury to U.S. shipper and carrier interests, in the event the Agreement is not approved.

Further, Proponents assert that the State Secretary of Maritime Interests (SEIM) has made its position known that participation of nonnational-flag lines in the northbound trade is to be on the same basis as national-flag lines, with fixed shares and minimum sailing requirements. Proponents stated that without minimum sailing requirements and fixed shares for the nonnational-flag shares, it was necessary to do away with the overcarriage and undercarriage penalties for the national-flag lines to the nonnational-flag lines. The change from fixed shares to open competition within the nonnational-flag share during the period from July 23, 1979 to December 31, 1979, was, according to Proponents, most notable for its almost total lack of nonnational-flag carriage.

Additional justification for approval is contended to lie in the lack of any reported malpractices in the trade and the relatively stable rates which have existed under the present and prior agreements.

In the northbound pool, the agreed upon and allocated shares within the nonnational-flag share are argued to be rational and justifiable, reflecting due consideration of appropriate factors such as past trade history and carryings, including experience under Agreement No. 10346 from December 1, 1978 through December 31, 1979; the various parties' present and future capacity and intentions in the trade; and, Brazil's overall contribution to the overall trade area and geographic proximity to Argentina.

Agreement No. 10386

Statements submitted by Proponents of Agreement No. 10386 contend that the agreement is justified in that it implements the objectives of a Memorandum of Understanding between the Governments of Argentina and the United States dated March 31, 1978, assures stability in the northbound trade, accommodates the policies of the Governments of the U.S. and Argentina as to the division of traffic, assures shippers access to Mooremac's service, prevents a recurrence of disruption in the trade, and assures equal access to southbound controlled cargo inasmuch as the Argentine Government considers the northbound and southbound agreements to be interlinked.

Agreement No. 10386–2

Proponents of Agreement No. 10386–2 claim that this modification is a resolution of the conflicting aspirations of the third-flag carriers that was realized after good faith negotiations, is consistent with the aforecited Memorandum of Understanding, is in the public interest, and that prompt Commission approval will continue the needed stability to the trade.

Agreement No. 10388

Proponents, in support of Agreement No. 10388, argue that approval of the agreement is warranted because it will prevent Mooremac's potential loss of government-controlled cargo and will prevent fines on shippers who use U.S.-flag carriers, will ensure equality of treatment for shippers/consignees regardless of the flag of the carrier they use, and will satisfy each country's objectives of equality of service obligations and national carriage. The statement contends that the serious transportation need and important public benefit connected with this agreement have been proven in light of the Commission's acknowledged policy of preserving intergovernmental harmony and promoting commercial solutions to potentially conflicting national policies.

Position of Commentator Protestants

Navimex

Navimex did not protest approval of Agreement No. 10382, but stated that it reluctantly accepted its 1.9 percent share, which it deemed unfair. Navimex avers that there is no basis for the assigned allocations or the denial to Navimex of a share comparable to its actual trade participation.

TMM

In its protest of Agreement No. 10382,[6] TMM claims that Agreement No. 10382 seeks to overturn the "open third-flag competition" condition of Agreement No. 10346, as set forth in the Commission's Order of June 22, 1979, and is supported by no new evidence. TMM claims that proponents have not met the heavy burden of demonstrating that the anticompetitive effects of restricting competition are outweighed by a serious transportation need or other important public benefit which the agreement can secure, *Svenska, supra,*

[3] Ivarans had originally protested Agreement Nos. 10386 and 10386–1, but later withdrew its protest.

[4] Similar to Agreement No. 10382, REL is not assigned a percentage pool share under Agreement No. 10386, but its share is expressed in terms of tons carried.

[5] As approved, the agreement did not specify fixed third-flag shares.

[6] TMM advised the Commission that for the reasons advanced in its protest of Agreement No. 10382, it also opposes Agreement No. 10382–1.

and further cites the hearing requirements set forth in *Marine Space Enclosure v. Federal Maritime Commission*, 420 F.2d 577 (D.C. Cir. 1979).

TMM asserts that, although ELMA informed the principals at a meeting of pool members that SEIM had instructed the pool "to provide fixed pool shares within the nonnational-flag share," it produced no document to substantiate this "instruction." TMM further believes that its 4.3 percent pool share does not properly reflect its recent actual participation in the trade, and is unjustly discriminatory and unfair to TMM.

TMM states that any contention by Proponents that experience under Agreement No. 10346 was taken into account when assigning nonnational-flag shares under Agreement No. 10382 was misleading, in that TMM was the only nonnational-flag carrier to operate in the trade from July 23, 1979, to December 31, 1979. Additionally, present and future capacities could not have been considered, since the record shows that TMM is offering nearly monthly service in the trade and intends to offer at least 10 sailings per year. Further, TMM believes that Proponents' principal reliance on the zonalism factor in the allocation of nonnational shares was rejected by the Commission in its Order of June 22, 1979.

TMM does not believe that fixing of third-flag shares can be justified solely on a basis of intergovernmental harmony. TMM maintains that open competition within the third-flag share is the proper and desirable means of providing for third-flag participation in the trade, but is willing to support approval of the pending agreement on condition that the pool shares of the Mexican-flag carriers be reassigned between the Mexican-flag carriers at the end of each pool period to account for any failure to provide their minimum sailing requirements, and all third-flag shares be renegotiated at the end of each pool period.

TMM emphasized in a further submission that there is no evidence of inadequate or insufficient service in the trade.

Response to Protests

Response to Navimex

Proponents contend that due consideration was given to Navimex's carryings throughout the entire 2½ year period preceding negotiation of Agreement No. 10382, and that Navimex has failed to establish that its past carryings entitle it to a greater share than the 1.9 percent which it was allocated and elected to accept.

Response to TMM

Proponents believe there is substantial evidence that SEIM requires fixed shares for nonnational-flag participants. They believe this interest was transmitted to pool participants by ELMA at the principals' meeting, is supported by the minutes of a meeting between Admiral Guevara and Samuel B. Nemirow, Assistant Secretary of Commerce, which reflect that both sides "indicated their intention to urge participants in the northbound Argentina/U.S. pools to arrive at fixed shares. * * *," and is reflected in an affidavit of an official of the U.S. Maritime Administration (Marad), which states that during the course of the discussions with SEIM, the Argentine side expressed unequivocally its view that participation by third-flag carriers in the northbound Argentine/U.S. trade must be by way of specifically allocated shares.

Proponents feel that fixed shares should not be determined solely upon either the number of sailings, without regard to past carryings, or on the basis of a carrier's statements of future intentions and expectations.

Proponents contend that TMM's claim to a 4.3 percent share cannot be justified based on past or present carryings. TMM's 4.3 percent share can only be accommodated by relying on its intentions with respect to sailings in the trade. Equal weight must also be given to the intentions of the other lines.

Proponents points out that "zonalism" was not even mentioned at the February principals' meeting, although they do not believe that consideration given to "zonalism" would be improper under the Commission's Report and Order, since past carryings of other carriers were not disregarded.

Proponents aver that TMM's protest raises no issue of material fact requiring an evidentiary hearing and substantial evidence exists to justify approval of the agreements.

Proponents state that consideration must be given to the threat of intergovernmetnal conflict if the agreements are not approved on the basis of fixed shares and minimum sailings, and that the Commission recognized that this was a valid concern in *Docket No. 78–52, supra.*

Proponents believe that TMM's suggested condition of annual renegotiation and FMC approval is wholly impractical in view of the time lag before pool statistics are available and the length of FMC proceedings.

Discussion

Cargo revenue pooling and sailing agreements of the type now before us are *per se* violative of the antitrust laws of the United States and are subject to disapproval unless justified.[7] To justify approval of such an agreement, and exemption from the United States antitrust laws, an agreement's proponents must demonstrate that a particular agreement is required by a serious transportation need, necessary to secure important public benefits, or in furtherance of a valid regulatory purpose of the Shipping Act. *Federal Maritime Commission* v. *Svenska Amerika Linien*, 390 U.S. 238 at 243 (1968).

Such anticompetitive agreements must be examined by the Commission in light of its responsibilities to protect the public interest. As the Court of Appeals stated in *Marine Space enclosures, Inc.*[8]

> Antitrust questions in general, and in particular contracts involving such all-encompassing restraints, present issues of the kind that should be explored sua sponte in order to discharge an agency's "active and independent duty to guard the public interest" and if need be, the Commisison should order a hearing to ascertain whether their exists "alternative courses, other than those suggested by the applicant." At 585.

Given the Commission's statutory mandate to guard the public interest, and because anticompetitive restraints are by their nature contrary to the public interest, the Agreements now before us need the type of examination which can best be provided by evidentiary hearing. Moreover, and as discussed below, both Proponents' justification and the protest raise factual and legal issues that require further examination.

In general, Proponents have argued, in reliance on earlier Commission consideration of certain other South American pooling/equal access agreements, that the present Agreements should be approved because they avoid international conflict, disruptive retaliatory action, and the disruption of United States foreign commerce and the consequential injury to shipper and carrier interests in the United States/Argentina trade. Specifically, the documents filed in connection with these Agreements advise of the Argentine government's

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[7] Docket No. 78–51, *Agreement No. 10349*, and Docket No. 78–52, *Agreement No. 10346*, served June 22, 1979, 19 S.R.R. 499; *Agreement No. 10068—Pooling, Sailing, and Equal Access Agreements to Cargo in the Argentina/United States Pacific Coast Trades*, —— F.M.C. ——, 17 S.R.R. 1323 (1977); *Mediterranean Pools Investigation*, 9 F.M.C. 264 (1966).

[8] *Marine Space Enclosures, Inc.* v. *FMC*, 420 F.2d 577 (1969).

intent to disapprove, effective June 30, 1980, Agreement Nos. 10345, 10346, 10349, and 10350, previously approved by the Commission, *if* the Agreements now under consideration are not approved by that date. In addition, the Commission is advised that such an event will cause service disruption in the United States/Argentina trade, be injurious to United states shippers, and prevent or restrict United States-flag carriers, as well as third-flag carriers, from freely and actively participating in this trade. Such results would arise by virtue of existing and/or promised decrees, laws, and regulations.[9]

The Commission is concerned that the Agreements now before us are not in fact commercial "agreements" but rather the product of unilateral government action. While the Commission in Docket Nos. 78–51 and 78–52 recognized international conflict and governmental harmony as a basis in finding Agreement Nos. 10346 and 10349 justified, when the evidence now before the Commission is considered in light of the extensive evidence in our *recent* Report and Order of Approval in those dockets, the question of government influence may not be ignored and must be examined further. This is particularly so, given the short period between our approval of these agreements on June 22, 1979, and December 26, 1979, when ELMA advised that the Argentine government directed the formulation of new pools in these trades.

While the Commission is concerned about the possible existence of such influence with respect to all the "Agreements" and their individual signatories, particular emphasis should be placed on the effects upon the third-flag parties. On June 22, 1979, the Commission found that the third-flag allocations in Agreement Nos. 10346 and 10349 had been allocated in an unjustly discriminatory and unfair manner within the meaning of section 15, Shipping Act, 1916. The Commission then, to avoid an arbitrary allocation of these shares, and consistent with its interest in preserving as much competition as possible, approved the third-flag allocation providing that the agreements were modified to provide for open competition *within* the third-flag group. Nevertheless, the parties, at the direction of the Argentine government and applying essentially the same criteria considered in Docket Nos. 78–51 and 78–52, have submitted "agreements" providing for specific allocations to the third-flag group. Such a proposal not only appears inconsistent with the Commission's findings in Docket Nos. 78–51 and 78–52 but also emphasizes the question of government influence and its effects on the agreements now before us.

On the other hand, the Commission views with grave concern information which indicates that failure to approve the Agreements in question will cause agencies of the Argentine government to declare null and void all existing pool agreements in the Argentine/United States trades. Such an action by the Argentine government could have potentially disastrous effects not only on all carriers which serve the trade, but on the flow of commerce between the two nations.

While the Commission is desirous of avoiding any disruption in the Argentine/United States trade, it is in no position to ignore its statutory responsibility to approve agreements filed pursuant to section 15 of the Shipping Act, 1916, only when it is satisfied an agreement meets the standards established by the Shipping Act.

Because the Argentine government has declared that all pool agreements will be declared null and void absent Commission approval by June 30, 1980, the Commission considers an emergency situation to exist in this trade. The threatened disruption of ocean trade between the United States and Argentina is an emergency of sufficient magnitude to lead the Commission to believe that approval of these Agreements pending our investigation of them and their approvability under the Shipping Act standards is not only justified, but is the only responsible course of action available to the Commission. Such approval should avoid disruption of United States/Argentina trade,[10] assure shipper service, while preserving carrier interests pending the conclusion of our investigation.

In general, the restrictive features of the Agreements, and the apparent circumstances surrounding them appear to run counter to that part of the public interest reflected in the antitrust laws favoring free and open competition. On the other hand, the protection of U.S. commerce from disruptive acts stemming from the invocation of cargo preference laws also is a strong public interest consideration. Our determination here to grant conditional *pendente lite* approval represents a balancing of these conflicting considerations.[11]

To insure compliance with the requirements of section 15 pending our investigation, the *pendente lite* approval provided herein shall be conditioned upon the following:

I. The addition of a new article to the four *basic* pooling agreements to specify that any changes in the terms of the agreements, with the exception of changes in national-flag membership and changes in the carrying rate or rates in Articles 7–b–3 or 7–b–4, will be filed with the appropriate government authorities for approval.

Such a condition will insure that the approvability of any substantive change in either Agreement is reviewed by the Commission prior to its becoming effective. Changes in national-flag membership can be exempted from this requirement, in that a separate association agreement is required to be filed or appropriately amended to accomplish such a change. Also, the carrying rate levels are internal matters and any changes therein will have minimal impact on the shipping public and will affect all participating carriers equally, with the exclusion of the specialized case of REL;

II. The amendment of the articles in Agreement Nos. 10382 and 10386 which involve the admission of nonnational-flag carriers, changes in the minimum sailing requirement and changes due to a transfer/successor, by requiring appropriate governmental approval of any such changes. All of these articles merely propose to notify the government authorities in case of any changes. Changes in nonnational-flag membership and changes due to transfer or succession can affect assigned shares and the minimum sailing requirements. The minimum sailing requirement itself bears heavily on the regularity of service resulting from the Agreement and any change thereto should be reviewed and approved by the Commission;

III. The amendment of Agreements Nos. 10382 and 10386 by requiring 15 days' notice to the pool accountant, as opposed to the proposed notice of 30 days, relative to the admission of both national and nonnational-flag carriers. Such a change will still provide ample time to accomplish such notice, will

[9] See for example Decree No. 507 and other laws and decrees as described in Docket Nos. 78–51 and 78–52, *supra*. See also the March 18, 19, 1980 principles meeting in Buenos Aires.

[10] Because Agreement No. 10382 provides for TMM's participation, TMM may, if it so chooses, participate in the Argentina/United States Gulf trade as provided for in the Agreement and in SEIM Resolution 619 pending this investigation.

[11] The Commission's authority to grant interim approval in an appropriate case has been recognized in many court decisions. See, e.g., *City of Los Angeles* v. *FMC*, 128 U.S. App. D.C. 326, 388 F.2d 582 (1967); *FMC* v. *Pacific Maritime Association*, 435 U.S. 40, 59–60 (1978); *Transamerican Trailer Transport, Inc.* v. *FMC*, 160 U.S. App. D.C. 351, 365, 492, F.2d 617, 631 (1974); *New York Shipping Assn.* v. *FMC*, 495 F.2d 1215 (2nd Cor. 1974), *cert. den.*, 419 U.S. 964 (1974).

expedite any new admission, and will be consistent with recent Commission thinking in this regard;

IV. The amendment of the four *basic* pooling Agreements to specify that semiannual and annual pool statements will be furnished to the Commission within 90 days from the last day of the reporting period involved. The proposed agreements are indefinite, stating merely that these reports will be filed "within ninety (90) days"; and

Finally, it is suggested that Lloyd and Nacional amend their association agreement, Agreement No. 10265, to delete reference to its approval being coextensive with Agreement No. 10346, as required in the Conditional Order of Approval dated January 17, 1979.

Therefore, it is ordered, That pursuant to sections 15 and 22 of the Shipping Act, 1916, a proceeding is hereby instituted to determine whether Agreement Nos. 10386, 10386–2, 10388, 10382, 10382–1, and 10389 are unjustly discriminatory or unfair as between carriers, shippers, exporters, importers, or ports, or between exporters from the United States and their foreign competitors, detrimental to the commerce of the United States, contrary to the public interest, or are in violation of the Shipping Act, 1916, and, therefore, whether they should be approved, disapproved, or modified.

It is further ordered, That Agreement Nos. 10388 and 10389 are approved *pendente lite* effective from the date of this Order;

It is further ordered, That Agreement Nos. 10386, 10386–2, 10382, and 10382–1 are approved *pendente lite* effective from the date of this Order [12] provided that the parties file within 30 days from the date of this Order the Agreements modified as follows:

I. A new article is added to Agreement Nos. 10382, 10386, 10388, and 10389, entitled "Amendments," to read as follows:

"Any change in or modification of this Agreement, with the exception of changes in national-flag membership or changes in the carrying rate or rates in Articles 7–b–3 and 7–b–4, will be filed for approval with the appropriate governmental authorities having jurisdiction";

II. Article 2(c) of Agreement Nos. 10382 and 10386 is amended by adding the following language at the end of the sentence:

"upon obtaining approval of such entry from the appropriate governmental authorities having jurisdiction";

III. Article 2(f) of Agreement Nos. 10382 and 10386 is amended by inserting the following language between "quarter," and "provided":

"following approval by the appropriate governmental authorities having jurisdiction";

IV. Articles 2(f) and 2(g) of Agreement Nos. 10382 and 10386 are amended by changing the word and number "thirty (30)," to "fifteen (15)";

V. Article 5(c) of Agreement Nos. 10382, 10386, 10388, and 10389 are modified by deleting all of the language after the word "immediately," and substituting therefor the following:

"filing such changes for approval with the appropriate governmental authorities having jurisdiction";

VI. The second paragraph of Article 9(g) in Agreement Nos. 10382, 10386, 10388, and 10389 is amended by adding the following language at the end of the first sentence:

"from the last day of the reporting period involved";

VII. Article 14(b) of Agreement Nos. 10382, 10386, 10388 and 10389 is amended by deleting the phrase "immediately notify" and substituting therefor the following:

". . . then the parties will file such change for approval with . . ."; and,

It is further ordered, That the parties, in addressing the approvability of these Agreements under the standards of section 15 specifically address the following issues:

1. Whether there is a need for fixed, individual third-flag shares and if so whether the specific third-flag shares fixed by Agreement Nos. 10382, 10382–1, 10386 and 10386–2 are supported by sufficient evidence,

2. Whether the facts surrounding the negotiations and execution of these Agreements indicate conduct inconsistent with the provisions of the United States/Argentina Memorandum of Understanding of March 31, 1978 providing for "commercial agreement."

It is further ordered, That the carriers listed in the Appendix attached hereto are hereby made proponents and protestants as so designated in the Appendix;

It is further ordered, That that in accordance with the Commission's Rules of Practice and Procedure (46 C.F.R. 502.42), Hearing Counsel shall be a party to this proceeding;

It is further ordered, That a public hearing shall be held in this proceeding and that the matter be assigned for hearing and decision by an Administrative Law Judge of the Commission's Office of Administrative Law Judges at a date and place to be hereafter determined by the Presiding Administrative Law Judge, but in any event within the time restrictions set forth in Rule 61 (46 C.F.R. 502.61).

The hearing shall include oral testimony and cross-examination in the discretion of the Presiding Officer only upon a proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matters in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record;

It is further ordered, That the Presiding Administrative Law Judge issue his Initial Decision in this proceeding on or before March 31, 1981;

It is further ordered, That notice of this Order be published in the **Federal Register**, and a copy thereof be served upon Proponents and Protestants as listed in the Appendix hereto and the Commission's Bureau of Hearing Counsel;

It is further ordered, That any person other than Proponents, Protestants, and the Bureau of Hearing Counsel having an interest and desiring to participate in this proceeding shall file a petition for leave to intervene in accordance with Rule 72 (46 C.F.R. 502.72) of the Commission's Rules of Practice and Procedure;

It is further ordered, That all future notices, orders, and/or decisions issued by or on behalf of the Commission in this proceeding, including notice of the time and place of hearing or prehearing conference, shall be mailed directly to all parties of record;

It is further ordered, That all documents submitted by any party of record in this proceeding shall be filed in accordance with Rule 118 of the Commission's Rules of Practice and Procedure (46 C.F.R. 502.118), as well as being mailed directly to all parties of record.

By the Commission.[13]

Francis C. Hurney,

Secretary.

Appendix

Proponents:

Empresa Lineas Maritimas Argentinas S.A. (ELMA)

A. Bottacchi S.A. de Navegacion C.F.I.I. (Bottacchi)

Delta Steamship Lines, Inc. (Delta)

[12] The conditional subsequent approval granted herein should not be construed as indicating a change of Commission policy with regard to such approvals. We have given this type of approval to these Agreements due to the emergency conditions that would exist in these trades should the pools lapse pending our investigation.

[13] Chairman Daschback would have approved all the Agreements without investigation and hearing.

Companhia de Navegacao Lloyd Brasileiro (Lloyd)
Companhia Maritima Nacional (Nacional)
Montemar S.A. Comercial y Maritima (Montemar)
Navimex S. A. de CV (Navimex)
Reefer Express Lines Pty., Ltd. (REL)
Moore McCormack Lines, Inc. (Mooremac)
Sea-Land Service, Inc. (Sea-Land)
A/S Ivarans Rederi (Ivaran)
Van Nievelt, Goudriaan & Co. bv (Hopal)

Protestants:

Transportacion Maritima Mexicana (TMM)

[FR Doc. 80-20117 Filed 7-3-80; 8:45 am]
BILLING CODE 6730-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of Human Development Services

Reallotment of Funds

AGENCY: Office of Human Development Services (HDS), DHHS.

ACTION: Notice of Reallotment of Funds.

SUMMARY: The Administration on Developmental Disabilities in the Office of Human Development Services proposes to reallot funds which will not be utilized by American Samoa, the Commonwealth of the Northern Mariana Islands, and the Trust Territory of the Pacific Islands, to the fifty States, the District of Columbia, Guam, Puerto Rico and the Virgin Islands.

DATE: Effective August 6, 1980.

ADDRESS: 330 Independence Avenue, S.W., Room 3735, Washington, D.C. 20201. Consideration will be given to any comments on this proposed reallotment of funds if received by August 6, 1980. Comments must be in writing and submitted to the Administration on Developmental Disabilities, Department of Health and Human Services, 330 Independence Avenue, S.W., Washington, D.C. 20201.

SUPPLEMENTARY INFORMATION: Section 132(d) of the Developmental Disabilities Services and Facilities Construction Act, as amended by P.L. 95-602, provides that the amount of a State's fiscal year allotment (as determined in accordance with Section 132(a)(1)) which will not be utilized by that State shall be available for reallotment to other States. Any reallotment shall be in proportion to the original allotment of the States for that fiscal year. The additional allotments shall be reduced to the extent it exceeds the sum the Secretary estimates a State needs and will be able to use during such period.

Section 132(d) further provides that such allotments shall not be made until 30 days after notice has been published in the **Federal Register.**

Funds originally reserved for American Samoa, Commonwealth of the Northern Mariana Islands and the Trust Territory of the Pacific Islands to be used for: Planning and Services Formula Grants (Basic Support) and Protection and Advocacy Formula Grants will be reallotted as follows:

State:	Basic support
Alabama	$8,830
Alaska	2,492
Arizona	3,989
Arkansas	5,128
California	32,590
Colorado	4,093
Connecticut	4,986
Delaware	2,492
District of Columbia	2,492
Florida	14,937
Georgia	10,483
Hawaii	2,492
Idaho	2,492
Illinois	17,957
Indiana	10,101
Iowa	5,602
Kansas	4,128
Kentucky	8,266
Louisiana	8,602
Main	2,524
Maryland	6,455
Massachusetts	10,074
Michigan	16,238
Minnesota	7,254
Mississippi	6,242
Missouri	9,453
Montana	2,492
Nebraska	2,947
Nevada	2,492
New Hampshire	2,492
New Jersey	11,489
New Mexico	2,588
New York	30,905
North Dakota	2,492
Ohio	19,867
Oklahoma	5,697
Oregon	4,181
Pennsylvania	22,613
Rhode Island	2,492
Tennessee	9,707
Texas	22,923
Utah	2,698
Vermont	2,492
Virginia	9,433
Washington	5,940
West Virginia	4,938
Wisconsin	8,952
Wyoming	2,492
Guam	1,346
Puerto Rico	9,594
Virgin Islands	1,346
Total	40,500

State:	Protection and advocacy
Alaska	$707
Arizona	975
Arkansas	1,238
California	7,865
Colorado	996
Connecticut	1,203
Delaware	707
District of Columbia	707
Hawaii	707
Idaho	707
Illinois	4,334
Indiana	2,438
Iowa	1,352
Kansas	996
Louisiana	2,076
Maine	707
Maryland	1,558
Massachusetts	2,432
Michigan	3,919
Minnesota	1,751
Missouri	2,282
Montana	707
Nebraska	714
Nevada	707
New Hampshire	707
New Jersey	2,773
New Mexico	707
New York	7,459
North Dakota	707
Ohio	4,795
Oklahoma	1,375
Oregon	1,009
Pennsylvania	5,458
Rhode Island	707
South Carolina	1,587
South Dakota	707
Tennessee	2,343
Texas	5,533
Utah	707
Vermont	707
Virginia	2,277
Washington	1,434
West Virginia	1,192
Wisconsin	2,161
Wyoming	707
Guam	424
Puerto Rico	2,315
Virgin Islands	424
Total	90,000

(Catalog of Federal Domestic Assistance Program No. 13.630 Developmental Disablities Basic Support and Advocacy Grants)

Dated: June 13, 1980.

Evelyn Provitte,

Commissioner, Administration on Developmental Disablities.

Approved: June 30, 1980.

Cesar A. Perales,

Assistant Secretary for Human Development Services.

[FR Doc. 80-20119 Filed 7-3-80; 8:45 am]
BILLING CODE 4110-92-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Environmental Quality

[Docket No. NI-20]

Notice of Intended Environmental Impact Statement

The Department of Housing and Urban Development gives notice that an Environmental Impact Statement (EIS) is intended to be prepared for each of the following projects under HUD programs as described in the appendices of this Notice: Gem Heights Subdivision, Pierce County, Washington; Midvale Farms Subdivision, Tucson, Arizona. This Notice is required by the Council on Environmental Quality under its rules (40 CFR 1500).

Interested individuals, governmental agencies, and private organizations are invited to submit information and comments concerning a particular project to the specific person indicated

in the appropriate part of the appendices.

Particularly solicited is information on reports or other environmental studies planned or completed in the project area, issues and data which the EIS should consider, recommended mitigating measures and alternatives, and major issues associated with the proposed project. Federal agencies having jurisdiction by law, special expertise or other special interests should report their interests and indicate their readiness to aid the EIS effort as a "cooperating agency."

Issued at Washington, D.C., July 1, 1980.

Francis G. Haas,

Deputy Director, Office of Environmental Quality.

Appendix

EIS on Gem Heights Subdivision, Pierce County, Wash.

The HUD Area Office in Seattle, Washington intends to prepare an EIS on the project described below and solicits information and comments for consideration in the EIS. The EIS will be a joint statement with Pierce County to satisfy both Federal and State environmental requirements.

Description. The development is located South of Puyallup and East of Spanaway in the South Hill area between 160th Street East and 176th Street East, and between 86th Avenue East and one-fourth mile West of SR–161. It comprises 475 acres to be developed in eight phases consisting of approximately 1,700 dwelling units (single and multifamily), commercial and office space, and elementary and junior high school sites.

Need. The EIS is being prepared because of its size, potential impact on community services and infrastructures, use of individual sewerage disposal system and proximity to employment centers.

Alternatives Perceived. The alternatives identified included no-action, open space, five acre lots and short platting, reduced density, manufacturing/industrial use, and delayed phasing.

Comments. Comments and information are requested on the proposed development. They will be used in preparing the draft EIS and the scoping process. Comments are requested within 21 days of publication of this Notice in the **Federal Register** and should be submitted to: Richard L. Moore, HUD Seattle Area Office M/S 421; 1321 2nd Avenue; Seattle, Washington 98101; or call (206) 442–7229.

Appendix

EIS on Midvale Farms Subdivision, Tucson, Ariz.

The HUD Los Angeles Area Office intends to prepare an Environmental Impact Statement on the project described herein and solicits information and comments for consideration in the EIS.

Description. The Midvale Farms housing development project is a proposed land development of approximately 1,600 acres. The project will provide for an approximate 3,000 dwelling units in a mixture of housing densities and types. Community recreation uses, open space, certain supporting convenience commercial uses and employment commercial uses are anticipated in the development.

The project is located generally west of the City of Tucson, Arizona, within its urban area, and bordering a portion of the northside of the San Xavier Indian Reservation. The boundaries of the project are generally as follows: the Santa Cruz River on the west, Irvington Road on the north, Valencia Road and a quarter-section south of Valencia Road for the southern boundary.

Consideration for approval of an "early start" segment of the total project is permitted under HUD regulations 24 CFR Part 50.21(h), however, due to extent and degree of impact related to the 100-year base floodplain of the Santa Cruz River area, no consideration will be given the "early start" segment, until the base floodplain impact issue is resolved in accord with Executive Order 11988. The "early start" segment, which shall be less than 200 dwelling units, is locally identified as a part of Tract-1104, consists of approximately 80 acres of which only a portion would be considered for "early start" approval providing certain fundamental environmental considerations can be satisfactorily cleared.

HUD's participation in this land development project is through the Federal mortgage insurance program which is intended to facilitate homeownership and the construction and financing of housing. By insuring commercial lenders against loss, HUD encourages such lenders to invest capital in the home mortgage market.

Need. An EIS is proposed due to HUD threshold requirements in accordance with housing program regulations and certain perceived environmental impacts such as the following: impact on the 100-year base floodplain, water resources, energy, transportation, cultural resources and community services and facilities. This announcement and the EIS preparation and distribution process will form HUD's primary means of inviting public participation in the "eight-step" review process required by the implementing regulations of Executive Order 11988 and the required decision making process HUD will carry-out for this special Federal environmental concern. This announcement is intended to satisfy Steps 1 and 2 of the "eight step" review process.

Alternatives Perceived. At this time the HUD alternatives include: no project, accept the project as proposed and/or accept project with conditions or modifications of the project.

Scoping. HUD will hold a pre-project "scoping" meeting in accordance with Section 1501.7 of the implementing regulations of the 1969 National Environmental Policy Act. At this meeting, open to all persons, groups, organizations, Federal, State and local agencies, HUD wishes to identify all significant issues to be analyzed in the environmental impact statement. Time and place of this scoping meeting will be announced at a later date by notice in a local newspaper of general circulation and the mailing of a letter of invitation. The HUD mailing list covers most Federal, State and local public agencies and some private local organizations and groups.

Comments. Comments regarding this proposal should be sent on or before July 22, 1980 to: John J. Tuite, Area Manager, Attention: William Shortall, Environmental Protection Specialist, U.S. Department of Housing and Urban Development, 2500 Wilshire Boulevard, Los Angeles, California 90057, or call (213) 688–5899 (FTS 8–798–5899).

[FR Doc. 80–20115 Filed 7–3–80; 8:45 am]

BILLING CODE 4210–01–M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

Colorado: Realty Action, Non-competetive Sale of Public Lands in Gunnison County, Colo.

The following described land has been examined and identified as suitable for disposal by sale under Section 203 of the Federal Land Policy and Management Act of 1976 (90 Stat. 2750; 43 U.S.C. 1713), at no less than the appraised fair market value. ($3,150):

New Mexico Principal Meridian

T. 45 N., R. 2 W., A monumented, metes and bounds parcel in the E½E½W½SW¼ of section 13; Beginning at corner No. 1 from which the W–¼ Corner between sections 13 and 24 bears S. 0° 23' 30" W. 29.532 chains, by metes and bounds, S. 67° 42.2'

W. 4.038 chains to corner No. 2, S. 9° 02.5'
W. 3.341 chains to corner No. 3, S. 23° 35.6'
E. 2.803 chains to corner No. 4, S. 15° 07.8'
E. 4.318 chains to corner No. 5, S. 29° 51.4'
E. 1.597 chains to corner No. 6, S. 79° 34.5'
W. 2.360 chains to corner No. 7, S. 9° 52.1'
E. 5.847 chains to corner No. 8, S. 21° 52.9'
E. 6.359 chains to corner No. 9, N. 0° 23' 30"
E. 25.049 chains to corner No. 1, the place of beginning.

The tract described contains 6.295 acres in Gunnsion County.

The sale of this land will be held on approximately the fourth day of September, 1980.

The lands are being offered as a direct, non-competitive sale to Mr. Joseph Youmans, the owner of the adjoining tract and improvements on the sale tract who, with his father before him, developed the tract with fences, an access road to his buildings on adjoining lands he owns, and clearing of native vegetation and establishment in its place a native hay meadow, under the mistaken belief that the tract was part of his private land. Disposal by direct sale to Mr. Youmans rather than by public auction, will legalize his occupancy of the lands, preserve his access road from the county road to his farmstead buildings, protect his equity investment in the improvements on the lands and avoid an undue hardship if he were required to cease his use of the land. The sale will resolve a trespass situation, which, but for the fact of the land having been withdrawn from entry under the public land laws, would have been resolved by an offer of sale under the Unintentional Trespass Sale Act of September 26, 1968, (82 Stat. 870; 43 U.S.C. 1431–35). The described parcel is part of a public land tract bordering both sides of Cebolla Creek that has been withdrawn from operation of the general land laws for the U.S. Fish and Wildlife Service, for use of the Colorado Division of Wildlife. Both agencies have advised that they do not object to sale of the described parcel, inasmuch as the conveyed land would not infringe on fisheries management or public use on the remaining public lands along Cebolla Creek, from which the parcel has been separated and adequately marked by survey. The parcel is not suitable for, nor needed for, management by another Federal Department or agency. Disposal would best serve the public interest. The sale will be consistent with the Bureau of Land Management's planning for the lands. Disposal would have no adverse impact on local planning and zoning. The Gunnison County Commissioners have not objected to sale of the land.

The terms and conditions applicable to the sale are:

1. The patent will include a reservation of a right of way for ditches and canals constructed by the authority of the United States in accordance with 43 U.S.C. 945.

2. All mineral rights will be reserved to the United States.

3. The sale of these lands will be subject to all valid existing rights.

Detailed information concerning the sale, including environmental assessment report and land report, is available for review at the Bureau of Land Management Montrose District Office, Highway 550 South, P.O. Box 1269, Montrose, Colorado 81401.

On or before August 12, 1980 interested parties may submit comments to the Secretary of the Interior (LLM–320), Washington, D.C. 20240. Any adverse comments will be evaluated by the Secretary of the Interior who may vacate or modify this realty action and issue a final determination. In the absence of any action by the Secretary of the Interior, this realty action will become the final determination of the Department of the Interior and the required payment, plus the cost of publishing the notice, shall be requested of Mr. Joseph Youmans. Such payment, in full, shall be in accordance with 43 CFR 1822.1–2.

Charles W. Luscher,

Acting State Director.

June 27, 1980.

[FR Doc. 80–20143 Filed 7–3–80; 8:45 am]

BILLING CODE 4310–84–M

Nevada; Filing of Plats of Survey and Order Providing for Opening of Lands

1. The Plat of Survey of lands described below will be officially filed at the Nevada State Office, Reno, Nevada, effective at 10:00 a.m. on August 15, 1980:

Mount Diablo Meridian, Nevada

T. 23 N., R. 20 E. Sections 22 and 27

2. The portion of the township surveyed is rolling land located North of Sparks, Nevada. The soil is sandy clay loam to rocky. The vegetation is sagebrush and native grass in the lower areas.

There are numerous trail roads throughout the township and an improved gravel road crosses through sections 22 and 27 in a southeasterly direction.

3. Subject to valid existing rights, the provisions of existing withdrawals and classifications, and the requirements of applicable law, the lands are hereby opened to such applications and petitions as may be permitted. All such valid applications received at or prior to 10:00 a.m. on August 15, 1980, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in order of filing.

Inquiries concerning these lands shall be addressed to the Nevada State Office, Bureau of Land Management, 300 Booth Street, Reno, Nevada 89509.

Dated: June 26, 1980.

Virginia A. McCold,

Acting Chief, Branch of Records and Data Management.

[FR Doc. 80–20141 Filed 7–3–80; 8:45 am]

BILLING CODE 4310–84–M

National Park Service

Gateway National Recreation Area; Gateway Advisory Commission Field Tour

Notice is hereby given in accordance with the Federal Advisory Committee Act that the members of the Gateway National Recreation Area Advisory Commission will meet for an all day field tour of the Units of Gateway National Recreation Area on Friday, August 8, 1980, at 10:00 a.m., at Building #69, Headquarters, Floyd Bennett Field, Brooklyn, New York.

The Commission was established by Pub. L. 92–592 to meet and consult with the Secretary of the Interior on general policies and specific matters relating to the development of Gateway National Recreation Area.

The members of the Commission are:

1. Marian Heiskell, Chairman, New York, New York
2. Alexander J. D. Greeley, New York, New York
3. Paul Larson, Lakewood, New Jersey
4. Robert C. Holmes, Newark, New Jersey
5. Orin Lehman, Albany, New York
6. Gordon Litwin, Newark, New Jersey
7. Sheldon Pollack, New York, New York
8. Jose A. Sanchez, Jersey City, New Jersey
9. Ross Sandler, New York, New York
10. Peter M. Rivera, Bronx, New York

The field tour will be open to the public. However, there will be no transportation provided for the general public. Persons wishing to participate, must provide their own transportation.

Persons wishing further information concerning this field tour, may contact Herbert S. Cables, Jr., Superintendent, Gateway National Recreation Area, Headquarters, Building #69, Floyd Bennett Field, Brooklyn, New York 11234, (212) 630–0353.

Dated: June 24, 1980.

Robert Nash,

Acting Regional Director, North Atlantic Region.

[FR Doc. 80-20091 Filed 7-3-80; 8:45 am]

BILLING CODE 4310-70-M

Upper Delaware Citizens Advisory Council; Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Upper Delaware Citizens Advisory Council will be held at 7:00 p.m., July 25, 1980, at the Arlington Hotel, Narrowsburg, New York. The Advisory Council was established by Pub. L. 95-625, Section 704 (f) to encourage maximum public involvement in the development and implementation of plans and programs authorized by the Act and section noted above. The Council is to meet and report to the Delaware River Basin Commission, to the Secretary of the Interior and to the Governors of New York and Pennsylvania on the preparation of a management plan and on programs which relate to land and water use in the Upper Delaware region.

The matters to be discussed at this meeting include:

1. Implementation of Section 704 of the National Parks and Recreation Act of 1978.

2. New Business.

The meeting will be open to the public. Any member of the public may file with the Council a written statement concerning the matters to be discussed. The statement should be addressed to the Council c/o Upper Delaware National Scenic and Recreational River, Drawer C, Narrowsburg, NY 12764.

Persons wishing further information concerning this meeting, or who wish to submit written statements, may contact John T. Hutzky, Area Manager, Upper Delaware National Scenic and Recreational River, Drawer C, Narrowsburg, NY 12764, phone 914-252-3947.

Minutes of the meeting will be available for inspection four weeks after the meeting at the temporary headquarters of the Upper Delaware National Scenic and Recreational River in Narrowsburg, NY.

Dated: June 23, 1980.

John W. Bond,

Acting Regional Director, Mid-Atlantic Region.

[FR Doc. 80-20090 Filed 7-3-80; 8:45 am]

BILLING CODE 4310-70-M

Appalachian National Scenic Trail Advisory Council; Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Appalachian National Scenic Trail Advisory Council will be held in Mountain Lake, Virginia, on August 22 and 23 from 9:00 am to approximately 1:00 pm each day. The agenda of the meeting will include a discussion of the cooperative management system that is being established among the Appalachian Trail Conference and its member clubs and their government partners for management of the Appalachian Trail, along with discussions of trail protection progress and the comprehensive plan for the trail. The Council has been re-established by Pub. L. 95-248 to meet and consult with the Secretary of the Interior on general policies and specific matters relating to administration of the Appalachian National Scenic Trail. The Council was originally established by Pub. L. 90-543.

The meeting will be open to the public, although space will be limited. Persons will be accomodated on a first-come, first-served basis. Any person may file with the Council a written statement concerning the matters to be discussed.

Persons wishing further information concerning this meeting or who will wish to submit written statements, may contact David A. Richie, Project Manager, Appalachian Trail Project Office, Harpers Ferry Center, Harpers Ferry, West Virginia 05425, at Area Code 304-535-2346.

Minutes of the meeting will be available for public inspection four weeks after the meeting at the above address. Copies of the minutes will also be available from the Appalachian Trail Office, National Park Service, 15 State Street, Boston, Massachusettes 02109; Room 3120, Interior Building, 18th and C Streets NW., Washington, DC and at the Headquarters of the Appalachian Trail Conference, Washington Street, Harpers Ferry, West Virginia.

Dated: June 27, 1980.

David A. Richie,

Project Manager.

[FR Doc. 80-20210 Filed 7-3-80; 8:45 am]

BILLING CODE 4310-70-M

Santa Monica Mountains National Recreation Area Advisory Commission; Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Santa Monica Mountains National Recreation Area Advisory Commission will be held at Colina Elementary School, 1500 Hillcrest Drive, Thousand Oaks, CA., on Wednesday, July 23, 1980 at 9:30 a.m.

The Advisory Commission was established by Pub. L. 95-625 to provide for free exchange of ideas between the National Park Service and the public and to facilitate the solicitation of advice or other counsel from members of the public on problems pertinent to the National Park Service in Los Angeles and Ventura Counties.

Members of the Commission are as follows:

Dr. Norman P. Miller, Chairperson
Honorable Marvin Braude
Ms. Sarah Dixon
Dr. Henry David Gray
Ms. Mary C. Hernandez
Mr. Mike Levett
Ms. Susan Barr Nelson
Mr. Carey Peck
Ms. Marilyn Whaley Winters

The major agenda items include a status report of Santa Monica Mountains National Recreation Area, discussion of procedures and by-laws, Interim Management and Use Guidelines Committee report, General Management Plan update, and Land Acquisition update.

The meeting is open to the public. Any member of the public may file with the Commission a written statement concerning issues to be discussed.

Person wishing to receive further information on this meeting or who wish to submit written statements may contact the Superintendent, Santa Monica Mountains National Recreation Area, 23018 Ventura Boulevard, Woodland Hills, CA 91364.

Minutes of the meeting will be available for public inspection by August 25, 1980 at the above address.

Dated: June 27, 1980.

Robert S. Chandler,

Superintendent, Santa Monica Mountains National Recreation Area.

[FR Doc. 80-20211 Filed 7-3-80; 8:45 am]

BILLING CODE 4310-10-M

Office of Surface Mining Reclamation and Enforcement

[Federal Lease No. C-18820]

Lone Star Steel Co., Milton Strip Mine Extension, Holmes Tract LeFlore County, Okla.; Notice of Pending Decision To Approve Coal Mining and Reclamation Plan

AGENCY: Office of Surface Mining Reclamation and Enforcement, Department of the Interior.

ACTION: Notice of pending decision to approve surface coal mining and reclamation plan with stipulations.

SUMMARY: Pursuant to Section 1506.6 of Title 40 and Section 211.5 of Title 30, Code of Federal Regulations, notice is hereby given that the Region IV Office of Surface Mining Reclamation and Enforcement (OSM) has completed a technical and environmental review of Lone Star Steel Company's Milton Strip Mine—Holmes Tract mining and reclamation plan and that the Regional Director proposes to approve the plan with stipulations. Notice of availability of Lone Star Steel Company's application was published in the **Federal Register** on March 7, 1980, 45 FR No. 47, p. 14942.

Location of Lands

Applicant: Lone Star Steel Company.
Mine Property Name: Milton Strip Mine—Holmes Tract.
State: Oklahoma.
County: LeFlore.
General Description of Affected Lands: T. 8 N., R. 24 E., W½NW¼, Section 18.

SUPPLEMENTARY INFORMATION: This mine plan is a proposal to extend an existing operation being conducted by the Lone Star Steel Company, located approximately 3 miles southwest of Bokoshe, Oklahoma in LeFlore County. The coal is in two seams identified as the Hartshorne coal of the Pennsylvanian Series. The proposed mine plan area is 18.61 acres, of which 8 acres of surface would be disturbed by mining. Approximately 47,000 tons will be mined for one year. Coal will be trucked one mile to a tipple situated on a Lone Star Steel owned spur of the KCS railroad.

Based on a mining and reclamation plan submitted to OSM to fulfill the requirements of the Surface Mining Control and Reclamation Act of 1977, OSM has prepared a technical analysis and environmental assessment. From its analyses, OSM has determined that no significant environmental impacts will occur from the proposed mining operation.

The purpose of this notice is to inform the public that based on OSM staff analysis of the mining and reclamation plan and the reviews of other State and Federal agencies, the Regional Director, Region IV, OSM, proposes to approve with stipulations Lone Star Steel Company's mining and reclamation plan for the Milton Strip Mine—Holmes Tract. Any person having an interest that may be adversely affected by the proposed approval may request, in writing, a public meeting.

The Regional Director's final decision will be based on the OSM staff review, and the recommendations of the Bureau of Land Management, the Geological Survey, the Oklahoma Department of Mines, and any public comments received on or before 20 days after publication of this notice in the **Federal Register.**

DATES: All requests for a public meeting must be made on or before July 28, 1980. No decision on the plan will be made by the Regional Director prior to 20 days after publication of this Notice.

ADDRESSES: The technical analysis, environmental assessment, and proposed stipulations are available on request from the Office of Surface Mining, Region IV. Any comments on the proposed approval should be submitted to the Regional Director, Region IV, Office of Surface Mining, 818 Grand Avenue, Scarritt Building, Kansas City, Missouri 64106.

FOR FURTHER INFORMATION CONTACT: Richard E. Dawes, Assistant Regional Director, Technical Services and Research, Office of Surface Mining, Region IV, 818 Grand Avenue, Scarritt Building, Kansas City, Missouri. Telephone: 816/374–5109 or FTS 758–5109.

Raymond L. Lowrie,
Regional Director.

[FR Doc. 80–20256 Filed 7–3–80; 8:45 am]
BILLING CODE 4310–05–M

Water and Power Resources Service

[INT–FES 80–18]

Animas-La Plata Project, Colorado-New Mexico; Notice of Availability of Final Environmental Statement

Pursuant to section 120(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a final environmental statement on the proposed Animas-La Plata Project, which would develop water for use in southwestern Colorado and northwestern New Mexico. Water would be diverted and stored for the irrigation of Indian and non-Indian land, for municipal and industrial use in several communities, and for the development of resources on the Southern Ute and Ute Mountain Indian Reservations. In addition, the project would benefit reservoir fisheries and recreation and mitigate for losses of wildlife habitat and cultural resources.

Copies are available for inspection at the following locations:

Director, Office of Environmental Affairs, Room 7622, Water and Power Resources Service, Washington, DC 20240, Telephone: (202) 343–4991.

Division of Management Support, General Services, Library Section, D–950, Engineering and Research Center, Denver Federal Center, Denver, CO 80225, Telephone: (303) 234–3019.

Office of the Regional Director, Water and Power Resources Service, Federal Building, 125 South State Street, Salt Lake, UT 84147, Telephone: (801) 524–5404.

Durango Project Office, Water and Power Resources Service, P.O. Box 640, 835 Second Avenue, Durango, CO 81301.

Single copies of the statement may be obtained on request from the Commissioner of Water and Power Resources Service, Washington, DC or the Regional Director, Salt Lake City, Utah. Copies will also be available for inspection in libraries in the project vicinity.

Dated: July 1, 1980.

James H. Rathlesberger,
Special Assistant to Assistant Secretary of the Interior.

[FR Doc. 80–20121 Filed 7–3–80; 8:45 am]
BILLING CODE 4310–49–M

INTERSTATE COMMERCE COMMISSION

Transportation of Used Household Goods in Connection With a Pack-and-Crate Operation on Behalf of the Department of Defense; Special Certificate Letter Notice(s)

The following letter notices request participation in a Special Certificate of Public Convenience and Necessity for the transportation of used household goods, for the account of the United States Government, incident to the performance of a pack-and-crate service on behalf of the Department of Defense under the Direct Procurement Method or the Through Government Bill of Lading Method under the Commission's regulations (49 CFR 1056.40) promulgated in "Pack-and-Crate" operations in Ex Parte No. MC–115, 131 M.C.C. 20 (1978).

An original and one copy of verified statement in opposition (limited to argument and evidence concerning applicant's fitness) may be filed with the Interstate Commerce Commission on or before July 28, 1980. A copy must also be served upon applicant or its representative. Opposition to the applicant's participation will not operate to stay commencement of the proposed operation.

If applicant is not otherwise informed by the Commission, operations may commence within 30 days of the date of its notice in the **Federal Register,** subject to its tariff publication effective date.

HG–13–80 (Special certificate—used household goods), filed April 14, 1980. Applicant: KEDNEY MOVING & STORAGE COMPANY, 11 Second Street, N.E., P.O. Box 1736, Minot, ND 58701. Representative: William R. Spicer (address same as applicant). Authority sought: Between points in Divide, Burke, Renville, Bottineau, Rolette, Towner, Williams, Mountrail, Ward, McHenry, Pierce, Benson, McKenzie, McClean, Sheridan, Wells, Golden Valley, Billings, Dunn, Mercer, Oliver, Burleigh, Kidder, Stark, Morton, Slope, Hettinger, Grant, Emmons, Logan, Bowman, Adams, Sioux, and McIntosh Counties, ND, serving Minot Air Force Base, ND.

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80–20215 Filed 7–3–80; 8:45 am]

BILLING CODE 7035–01–M

[Volume No. 19]

Petitions, Applications, Finance Matters (Including Temporary Authorities), Alternate Route Deviations, Intrastate Applications, Gateways, and Pack & Crate

Petitions For Modification, Interpretation or Reinstatement of Motor Carrier Operating Rights Authority

Notice

The following petitions seek modification or interpretation of existing motor carrier operating rights authority, or reinstatement of terminated motor carrier operating rights authority.

All pleadings and documents must clearly specify the suffix numbers (e.g., M1 F, M2 F) where the docket is so identified in this notice.

The following petitions, filed on or after March 1, 1979, are governed by Special Rule 247 of the Commission's general rules of practice (49 CFR 1100.247). These rules provide, among other things, that a *petition to intervene either with or without leave* must be filed with the Commission within 30 days after the date of publication in the **Federal Register** with a copy being furnished the applicant. Protests to these applications will be *rejected.*

A petition for intervention without leave must comply with Rule 247(k) which requires petitioner to demonstrate that if (1) holds operating authority permitting performance of any of the service which the applicant seeks authority to perform, (2) has the necessary equipment and facilities for performing that service, and (3) has performed service within the scope of the application either (a) for those supporting the application, or, (b) where the service is not limited to the facilities of particular shippers, from and to, or between, any of the involved points.

Persons unable to intervene under Rule 247(k) may file a petition for leave to intervene under Rule 247(1). In deciding whether to grant leave to intervene, the Commission considers, among other things, whether petitioner has (a) solicited the traffic or business of those persons supporting the application, or, (b) where the indentity of those supporting, the application is not included in the published application notice, has solicited traffic or business identical to any part of that sought by applicant within the affect marketplace. Another factor considered is the effects of any decision on petitioner's interests.

Samples of petitions and the text and explanation of the intervention rules can be found at 43 FR 50908, as modified at 43 FR 60277.

Petitions not in reasonable compliance with these rules may be rejected. Note that Rule 247(e), where not inconsistent with the intervention rules, still applies. Especially refer to Rule 247(e) for requirements as to supplying a copy of conflicting authority, serving the petition on applicant's representative, and oral hearing requests.

MC 21763 and Sub-2(M1F) (Notice of filing of petition to modify licenses), filed February 29, 1980. Petitioner: ALLIED BUS CORPORATION, d.b.a. ALLIED TOURS, 165 West 46th St., New York, NY 10036. Representative: S. Harrison Kahn, Suite 733-Investment Bldg., 1511 K St., NW., Washington, DC 20005. Petitioner holds a *brokers* license in MC–21763, issued October 13, 1959, in the name of Allied Bus Corp., to engage in operations at New York, NY, to arrange for the transportation of *passengers and their baggage,* in round-trip charter operations, from New York, NY, points on Long Island, NY, and those in NY and NJ within 30 miles of Columbus Circle, New York, NY, to points in the U.S. (except AK and HI), and return; and in MC–21763 Sub 2, issued January 27, 1976, issued in the name of Allied Bus Corp, to engage in operations at New York, NY and Los Angeles, CA, to arrange for the transportation of *passengers and their baggage,* in all expense tours, in special and charter operations, between points in the U.S. (including AK and HI), restricted to passengers having an immediately prior or subsequent movement by air to or from a foreign country.

By the instant petition, petitioner seeks to modify the licenses as follows: To engage in authorized broker activities of motor carrier passenger transportation at New York, NY, Los Angeles and San Francisco, CA, Dallas, TX, and Miami, FL, between points in the U.S. (including AK and HI).

MC 125808 (Sub-1(M2F)) (Notice of filing of petition to modify certificate), filed April 25, 1980. Petitioner: AAACON AUTO TRANSPORT, INC., 230 West 41st St., New York, NY 10036. Representative: Ralph J. Zola, 228 West 41st St., New York, NY 10036. Petitioner holds a motor *common carrier* certificate in MC 125808 (Sub-1) issued December 23, 1966, authorizing transportation over irregular routes, of *used passenger automobiles,* in driveway service, in secondary movements, with or without baggage, personal effects, and sporting equipment, between points in the U.S., including AK, but excluding HI, restricted against the transportation of any traffic (1) having a prior movement by rail or water, (2) moving on government bills of lading, or (3) moving to automobile dealers.

By the instant petition, petitioner seeks to modify the commodity description by deleting the word "used".

MC 128273(M–1F) et al. (Notice of filing of petition to modify certificates), filed December 18, 1979. Petitioner: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban (same address as applicant). Petitioner holds motor *common carrier* authority, issued in MC 128273 and subs thereto, which authorizes transportation over irregular routes, as follows: (1) MC 128273, issued September 12, 1967. (1) *Treated posts and poles,* and (2) *untreated posts and poles,* when moving in the same vehicle and at the same time with treated posts and poles described in (1) above, From Dennison, TX, to points in CO, IA, KS, OK, NE, ND, and SD, with no transportation for compensation on return, except as otherwise authorized. (2) MC 128273 (Sub-1) issued May 17, 1967. *Animal feed* (except in bulk) From the plantsite at or near Golden Meadow, LA, and storage facilities at or near Lockport, LA, or Lipton Pet Foods, Inc., to points in MT, WY, CO, NM, AZ, ND, SD, NE, KS, OK, TX, MN, IA, MO, WI and IL, with no transportation for compensation on return except as otherwise authorized. (3) MC 128273 (Sub-2) issued November 26, 1968. *Defluorinated phosphate* From the plantsites of the Hooker Chemical Co., at or near Houston, TX, to points in AR, CO, IA, KS, MN, MO, NE, ND, SD, OK and WY, with no transportation for compensation on return except as

otherwise authorized. (4) MC 128273 (Sub-6) issued August 7, 1968. *Paper and paper products* (except commodities in bulk) (1) From the plantsites and storage facilities of Olinkraft, Inc., at Monore and West Monroe, LA, to points in CO, IL (except Chicago and points in its commercial zone as defined by the Commission and except points in IL within the commercial zone of St. Louis, MO, as defined by the Commission), IN (except points in IN within the commercial zone of Chicago, IL, as defined by the Commission), IA, KS (except points in KS within the commercial zone of Kansas City, MO, as defined by the Commission), MO (except Kansas City and St. Louis, MO, and points in their commercial zones as defined by the Commission), NE, OK and WY, with no transportation for compensation on return except as otherwise authorized. (2) From the plantsites and storage facilities of Sterling Pulp and Paper Company at Eau Claure, WI, Flambeau Paper Company at Park Falls, WI, Badger Paper Mills at Peshtigo, WI, Consolidated Paper Company at Wisconsin Rapids, WI, Thilmany Pulp and Paper Company at Kaukauna, WI, and Charmin Division of Proctor & Gamble Company at Green Bay, WI, to points in AL, LA, NM, AZ, NE, MS, TN (except Memphis and points in its commercial zone as defined by the Commission), KY (except Louisville and points in its commercial zone as defined by the Commission and except points in KY within the commercial zone of Cincinnati, OH, as defined by the Commission), MO (except Kansas City and St. Louis and points in their commercial zones, as defined by the Commission), TX, KS (except points in KS within Kansas City, MO commercial zone, as defined by the Commission), OK and AR (except points within AR within the Memphis, TN, commercial zone, as defined by the Commission, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to traffic originating at the above-named plantsites and storage facilities and destined to points in the above-named destination states. (5) MC 128273 (Sub-8) issued July 12, 1968. *Diammonium Phosphate*, in bulk, From Depue, Colfax, and Riverdale, IL, and Des Moines, IA, to points in IL, IA, IN, MI, OH, WI, MO, KS, NE, SD, ND and MN, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to traffic originating at the plantsites or warehouse facilities of the New Jersey Zinc Company and destined to points in the above-named states. (6) MC 128273 (Sub-9) issued November 26, 1968. *Dry fertilizer and fertilizer materials*, From the plantsite of W. R. Grace & Co., located at or near Henry, IL, to points in IA, IN, KY, MI, MN, MO, OH and WI, with no transportation for compensation on return except as otherwise authorized. (7) MC 128273 (Sub-11) issued November 26, 1968. *Dry fertilizer*, From the plantsite and storage facilities of Smith-Douglas Division, the Borden Chemical Company, at Texas City, TX, to points in AR, IL, IA, KS, MN, MO, MT, ND, OK, SD and WI, with no transportation for compensation on return except as otherwise authorized. (8) MC 128273 (Sub-12) issued August 22, 1968. Insecticides, herbicides and fungicides, in packages, and dry fertilizer and dry fertilizer materials, From the plantsite of the Gulf Oil Corporation (Faustina Works) near Donaldsonville, LA, to points in AL, AR, MS, MO, OK, TN and TX, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of traffic originating at the above-described plantsite and destined to points in the above-named states. (9) MC 128273 (Sub-14) issued September 27, 1968. (1) *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products*, and (2) *materials and supplies* used in the manufacture and distribution of the commodities described in (1) above (except commodities in bulk, and commodities which, because of size or weight, require the use of special equipment). Between the sites of the plant and storage facilities of the Nekoosa-Edwards Paper Company in Little River County, AR, on the one hand, and, on the other, points in TX, OK, KS, NE, SD, ND, NM, CO, LA, MS, AL, TN, KY, MO, IA, MN, WI, IL, IN, MI, OH, PA and NY. Restriction: The operations authorized herein are restricted to the transportation of traffic originating at the origins indicated and destined to the destinations specified. (10) MC 128273 (Sub-16) issued July 3, 1968. *Paper and paper products*, From ports on the Arkansas River in Arkansas, to points in OK and CO, those in that part of TX on and north of U.S. Hwy. 80 (except points in the commercial zones of Fort Worth, Dallas and Texarkana, TX, as defined by the Commission), points in MO (except points in the commercial zones of St. Louis and Kansas City, MO, as defined by the Commission), and those in KS (except those in the commercial zone of Kansas City, KS, as defined by the Commission) with no transportation for compensation on return except as otherwise authorized. (11) MC 128273 (Sub-17) issued August 26, 1969. (This certificate also embraces those operations authorized in MC 128273 (Sub-18) *Plastic Twine*, From New Orleans, LA, to points in AR, OK, CO, KS, MO, IL, NE, IA, SD, WY, MN, ND and MT, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized above are restricted against the transportation of shipments destined to points in the commercial zones of St. Louis, MO, and Chicago and Alton, IL, as defined by the Commission. *Twine*, From New Orleans, LA, to points in WV, VA, NC, SC, GA, AL, MS, TN and MI, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized immediately above are restricted against the transportation of shipments destined to points in the commercial zone of Memphis, TN, as defined by the Commission. From New Orleans, LA, to points in WI, IN, OH and KY, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized immediately above are restricted against the transportation of shipments destined to the Chicago, IL, commercial zone as defined by the Commission. (12) MC 128273 (Sub-19) issued June 11, 1968. *Sisal products* (except sisal cloth), From Houston, TX, and New Orleans, LA, to points in OK, AR, CO, KS, MO, IL, NE, IA, SD, WY, MN, ND and MT, with no transportation for compensation on return, except as otherwise authorized. Restriction: The operations authorized herein are restricted against the transportation of shipments destined to points in the commercial zones of St. Louis, MO, and Chicago and Alton, IL, as defined by the Commission. (13) MC 128273 (Sub-20) issued June 11, 1968. *Sugar, in bags or packages*, from New Orleans, Gramercy, Houma, Mathews, Reserve and Supreme, LA, to points in IL (except Chicago and the commercial zone thereof, as defined by the Commission), IN, IA, KS, KY (except Louisville and the Commercial zone thereof, as defined by the Commission), MO (except Kansas City and St. Louis and the respective commercial zones thereof as defined by the Commission), OH and TN (except Memphis and the commercial zone thereof as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. From points in Arkansas to Gramercy, Mathews, New

Orleans, Reserve, Southdown and Supreme, LA. (14) MC 128273 (Sub-21) issued June 6, 1969. *Rubber* (except commodities in bulk), from Vicksburg, MS, to points in CA, CT, GA, IA, KY, MI, NC, SC, and TN; and *materials and supplies used in the processing of rubber* (except commodities in bulk), from points in the above-named destination states to Vicksburg, MS. (15) MC 128273 (Sub-25) issued April 28, 1969. *Flowable materials handling equipment, and flowable materials processing equipment, grain drying, processing and storage equipment, power transmission equipment,* and *materials and supplies* used in the manufacture and installation of the above-described articles, between Fort Scott and La Cygne, KS, on the one hand, and, on the other, points in the United states (except AK and HI). *Metal buildings, metal canopies, metal panels, metal windows, metal doors, metal extrusions,* and *materials and supplies* used in the manufacture and installation of the above-described articles, between Fort Scott, KS, on the one hand, and, on the other, points in the United States (except AK and HI). Restriction: The service authorized herein is subject to the following conditions: Said operations are restricted to the transportation of traffice originating at the above-named point or points and destined to the respective above-named destination points. Said operations are restricted against the transportation of commodities in bulk. (16) MC 128273 (Sub-26) issued April 28, 1969. *Signs, sign parts and accessories therefor,* from the plantsite of Universal Unlimited, Inc., at Glen Cove, Long Island, NY, to points in AR, AZ, CA, CO, ID, IL, IN, IA, KS, KY, LA, MN, MI, MS, MO, MT, NE, NM, NV, ND, OK, OR, SD, TN, TX, UT, WA, WI, and WY, with no transportation for compensation on return except as otherwise authorized. (17) MC 128273 (Sub-27) issued August 19, 1969. *Automobile cleansing devices,* from Siloam Springs, AR, Fort Scott, KS, and Kansas City, MO, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to traffic originating at Siloam Springs, AR, Fort Scott, KS, and Kansas City, MO. (18) MC 128273 (Sub-29) issued November 26, 1968. *Furniture parts,* from points in MN, to points in AL, AR, GA, MS and OK, with no transportation for compensation on return except as otherwise authorized. (19) MC 128273 (Sub-31) issued April 28, 1969. (1) *Candy and confectionery products,* except in bulk, and (2) *advertising materials and premium merchandise,* moving in mixed loads with candy and confectionery products, except commodities in bulk, and (3) materials and supplies used in the manufacture, sale, and/or distribution of candy and confectionery products, except commodities in bulk, between plantsites and storage facilities of the Reed Candy Company located at or near Campbellsville, KY, on the one hand, and, on the other, points in AL, AR, CA, CO, CT, FL, GA, ID, IL, IN (except Anderson, Evansville, Fort Wayne, Indanapolis and Marion), IA, KS, LA, MA, MI (except Detroit, Flint, Lansing, Pontiac and Saginaw), MN, MS, MO, MT, NE, NJ, NY, NV, NM, NC, OH (except Cincinnati and Dayton), OK OR, PA, SC, SD, TN (except Memphis and Knoxville), TX, UT, WA, WI, WY and ND. Restriction: The operations authorized herein are restricted to the transportation of traffic orginating at or destined to the plantsites or storage facilities of Reed Candy Company at or near Campbellsville, KY. (20) MC 128273 (Sub-32) issued April 28, 1969. *Paper and paper products,* from the plantsite of the West Virginia Pulp and Paper Company located at or near Wickliffe, KY, to points in AL, AR, CT, DE, FL, GA, IL, IN, IA, KS, LA, ME, MD, MA, MI, MN, MS, MO, NE, NJ, NY, NC, ND, OH, OK, PA, RI, SC, SD, TN, TX, VT, VA, WV, WI, NH and DC; and *Materials and supplies* used in the manufacture and processing of paper and paper products (except commodities in bulk), from the destination points specified herein to the plantsite of West Virginia Pulp and Paper Company located at or near Wickliffe, KY. (21) MC 128273 (Sub-37) issued April 16, 1970. *Clay and clay products* (except in bulk), from Paris, TN, and Olmsted, IL, to points in OK, AR, MO, IA, MN, WI, IN, OH, KY, AL, MS, PA and MI, with no transportation for compensation on return except as otherwise authorized. From Paris, TN, to points in IL, with no transportation for compensation on return except as otherwise authorized. From Olmsted, IL, to points in TN, with no transportation for compensation on return except as otherwise authorized. (22) MC 128273 (Sub-39) issued October 2, 1969. *Paper, paper products and pulpboard,* from Savannah, GA, to points in MS, LA, TX, OK, AR, MO, KS, NE, IA, MN, WI, IL (except Chicago, IL, and its commercial zone as defined by the Commission), points in IN south of U.S. Hwy. 40 (except points in the Indianapolis, IN, commercial zone, as defined by the Commission), points in MI north of State Hwy. 21, and KY (except Louisville and its commercial zone as defined by the Commission, and points in KY which are within the commercial zone of Cincinnati, as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. From the millsite of Union Camp Corporation in Autauga County, AL, to points in MS, LA, TX, OK, AR, MO, KS, NE, IA, MN, WI, IL (except Chicago, IL, and its commercial zone as defined by the Commission), IN (except Indianapolis, IN, and its commercial zone as defined by the Commission), MI and KY (except Louisville, KY, and it commercial zone as defined by the Commission, and points in KY within the commercial zone of Cincinnati, OH, as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. (23) MC 128273 (Sub-40) issued July 30, 1969. *Paper,* from points in Talladega County, AL, to points in AR, KS, LA, MO, NE, OK and TX; and *Materials and supplies* used in the manufacture and distribution of paper, except commodities in bulk, from points in AR, KS, LA, MO, NE, OK and TX, to points in Talladega County, Al. (24) MC 128273 (Sub-41) issued April 6, 1970. *Urea and urea products, dry,* from the site of the Gulf Oil Corporation plant at or near Donaldsonville, LA, (Faustina Works) to points in AR, IL, IA, KS, MO (except points in the St. Louis, MO-East St. Louis, IL, commercial zone as defined by the Commission), NE, OK and TX (except points in Harris, Montgomery, Galveston, Fort Bend, Brazoria, Liberty, Chambers and Waller Counties, TX), with no transportation for compensation on return except as otherwise authorized, *Fertilizer, fertilizer materials and ingredients, urea and urea products, dry,* having a prior movement by rail or water, from the terminal and storage facilities of Gulf Oil Corporation and Occidental Chemical Company located in the Kansas City, MO-Kansas City, KS, commercial zone as defined by the Commission, to points in AR, IA, KS, MO (except the St. Louis, MO-East St. Louis, IL, commercial zone as defined by the Commission), NE and OK, with no transportation for compensation on return except as otherwise authorized. From the terminal and storage facilities of Gulf Oil Corporation and Occidental Chemical Company in Cairo and Peoria, IL, to points in IL (except points in IL in the St. Louis, MO-East St. Louis, IL, commercial zone as defined by the Commission), KY, IN and TN, with no transportation for compensation on return except as otherwise authorized. *Fertilizer, fertilizer materials and ingredients, urea and urea products, dry,*

in packages, from Little Rock, Pine Bluff, and Fort Smith, AR, to points in AR, IL, IA, KS, MS, MO (except points in the St. Louis, MO-East St. Louis, IL, commercial zone as defined by the Commission), NE, OK, TN and TX (except points in Harris, Montgomery, Galveston, Fort Bend, Brazoria, Liberty, Chambers and Waller Counties, TX), with no transportation for compensation on return except as otherwise authorized. From Gulf Oil Corporation terminal and storage facilities in Sikeston, MO, to points in IL, IN, KY and TN, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are subject to the condition that the authorities granted herein may not be joined one to the other or joined with authority now held by Midwestern Distribution, Inc., for the purpose of performing through operations. (25) MC 128273 (Sub-42), issued November 2, 1970. *Paper and paper products,* From points in Little River County, AR, to points in AZ, CA, ID, MT, NV, OR, UT, WA and WY; From points in Portage and Wood Counties, WI, to points in AZ, CA, CO, ID, MT, NM, NV, OR, UT, WA and WY; and *Materials and supplies* used in the manufacture of paper and paper products (except commodities in bulk and commodities which because of size or weight require the use of special equipment), From points in AZ, CA, ID, MT, NV, OR, UT, WA and WY, to Little River County, AR. From points in AZ, CA, CO, ID, MT, NM, NV, OR, UT, WA and WY to points in Wood and Portage Counties, WI. (26) MC 128273 (Sub-43), issued May 19, 1975. *Printing, coated and writing paper,* From the plantsite of Potlatch Corporation, at Brainerd and Cloquet, MN, to points in AL, AZ, AR, CA, CO, FL, GA, ID, IL, (except points in that part north of U.S. Hwy. 24), IN (except points in that part north of U.S. Hwy. 24), IA, KS, KY, LA, MS, MO, MT, NE, NV, NM, NC, OH, OK, OR, SC, TN, TX, UT, VA, WA, WV and WY, with no transportation for compensation on return except as otherwise authorized. *Printing paper,* From the plantsites of Bergstrom Paper Company at Neenah, WI, to points in MT, WY, CO, NM, AZ, UT, ID, WA, OR, NV and CA, with no transportation for compensation on return except as otherwise authorized. (27) MC 128273 (Sub-44), issued May 19, 1975. *Paper and paper products* (except commodities in bulk), From the plantsites and storage facilities of Olinkraft, Inc., at Monroe and West Monroe, LA, to Kansas City, MO, St. Louis, MO, Chicago, IL, and points in AL, AZ, AR, CA, CT, DE, FL, GA, ID, KY, ME, MD, MA, MI, MN, MS, MT, NV, NH, NM, NJ, NY, NC, ND, OH, OR, PA, RI, SC, SD, TN, TX, UT, VT, VA, WA, WV, WI and DC, with no transportation for compensation on return except as otherwise authorized. (28) MC 128273 (Sub-46), issued April 9, 1970. *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products* and *materials and supplies used in the manufacture and distribution of the above-named commodities* (except commodities which, because of size or weight, require the use of special equipment, and except commodities in bulk), From the plantsites and warehouse facilities of the Hammermill Paper Company in Erie County, PA, to Selma, AL, and points in AZ, AR, CA, CO, ID, IL, IA, KS, LA, MN, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA, WI and WY, with no transportation for compensation on return except as otherwise authorized. From Selma, AL, and points in AZ, AR, CA, CO, ID, IL, IA, KS, LA, MN, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA and WY, to the plantsites and warehouse facilities of the Hammermill Paper Company in Erie County, PA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of traffic originating at the above-named origin points and destined to the above-named respective destination point or points. (29) MC 128273 (Sub-47), issued December 17, 1979. *Cooling towers and fluid coolers, parts thereof, and materials and supplies* used in the construction and installation of cooling towers and fluid coolers, From Olathe, KS, and points in San Joaquin County, CA, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted against the transportation of commodities, which, because of size or weight, require the use of special equipment, to points in ND, SD, MN, WI, and those in the Upper Peninsula of MI. (30) MC 128273 (Sub-48), issued February 9, 1970. *Reconstituted leaf tobacco,* in containers, From Spotswood, NJ, to St. Louis, MO, with no transportation for compensation on return except as otherwise authorized. (31) MC 128273 (Sub-49), issued May 19, 1975. *Paper and paper products,* From the plantsites and storage facilities of Kimberly-Clark Corporation, located at Fullerton, CA, and Simpson Lee Paper Company, located at Anderson, CA, and Northwest Paper Company and its parent corporation, Potlatch Corporation, located at Pomona, CA, to points in AZ, AR, CO, ID, IL, IN, IA, KS, LA, MI, MN, MO, MT, NE, NV, NM, ND, OH, OK, OR, SD, TX, UT, WA, WI and WY, with no transportation for compensation on return except as otherwise authorized. From points in Marinette County, WI, to points in CA, NV, UT and WY, with no transportation for compensation on return except as otherwise authorized. *Materials and supplies used in the manufacture and distribution of paper and paper products,* From Brainerd and Cloquet, MN, and points in AR, IL, IN, IA, KS, LA, MI, MO, NE, OH, OK, TX, WI and WY, to the plantsites and storage facilities of Kimberly-Clark Corporation, located at Fullerton, CA, and Simpson Lee Paper Company, located at Anderson, CA, and Northwest Paper Company and its parent corporation, Potlatch Corporation, located at Pomona, CA, with no transportation for compensation on return except as otherwise authorized. *Woodpulp used in the manufacture and distribution of paper and paper products,* From points in CO, ID, MT, NV, NM, SD, ND, OR, UT, WA, AZ and MN (except Brainerd and Cloquet), to the plantsites and storage facilities of Kimberly-Clark Corporation, located at Fullerton, CA, and Simpson Lee Paper Company, located at Anderson, CA, and Northwest Paper Company and its parent corporation, Potlatch Corporation, located at Pomona, CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are subject to the following conditions: Said operations are restricted against the transportation of commodities in bulk, Said operations are restricted against tacking with other authority held by the carrier. (32) MC 128273 (Sub-50), issued September 28, 1970. (1) *Cellulose materials and products, paper and paper products,* and (2) *materials, equipment and supplies used in the production and distribution of the commodities described in (1) above* (except all such commodities in bulk), Between the plantsite of Charmin Paper Products Co, near Neely's Landing, MO, on the one hand, and, on the other, points in TN (except Memphis, TN, and points in its commercial zone as defined by the Commission), AL, MS, AR (except Blytheville, Armorel, Huffman and Barfield, and points in their commercial zones as defined by the Commission, and points in AR within the Memphis, TN, commercial zone as defined by the Commission),

LA, TX, OK, KS, NE, CO, NM, AZ, UT, NV and CA. (33) MC 128273 (Sub-52), issued August 7, 1970. *Plastic pipe, plastic tubing, plastic conduit, plastic mouldings, valves, fittings, compounds, joint sealer, bonding cement, thinner, vinyl building products and accessories used in the installation of such products* (except commodities in bulk), From McPherson, KS, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. From Waco, TX, to points in FL, GA, AL, MS, LA, TN, AR, OK, KS, CO, NM, AZ, UT, NV and CA, with no transportation for compensation on return except as otherwise authorized. (34) MC 128273 (Sub-53), issued April 15, 1970. *Plastic pipe, cement asbestos pipe, fittings, compounds, joint sealer, bonding cement, plastic siding and materials and supplies used in the installation of plastic and plastic products,* From the plantsite of CertainTeed Products Corporation at Social Circle, GA, to points in TX, LA, AR, MO, IA, MN, WI, KY, TN, MS, FL, ME, NH and VT, with no transportation for compensation on return except as otherwise authorized. (35) MC 128273 (Sub-54), issued May 24, 1971. *Paper and paper articles,* From the facilities of International Paper Company at Pine Bluff, AR, to points in AL, GA, IL, IN, IA, KS, KY, LA, MI, MS, MO, OK, TN, TX and WI; and *Returned shipments of paper and paper articles,* From points in AL, GA, IL, IN, IA, KS, KY, LA, MI, MS, MO, OK, TN, TX and WI to the facilities of International Paper Company at Pine Bluff, AR. Restriction: Restricted against the joinder or tacking of the authority granted herein with that otherwise held by carrier so as to perform a through transportation service. (36) MC 128273 (Sub-56), issued March 29, 1971. *Animal feed, in containers,* From New Orleans, LA, to points in MT, WY, CO, NM, AZ, ND, SD, NE, KS, OK, TX, MN, IA, MO, WI, IL, CA, OR, UT and WA, with no transportation for compensation on return except as otherwise authorized. From Golden Meadow, LA, to points in CA, OR, UT and WA, with no transportation for compensation on return except as otherwise authorized. (37) MC 128273 (Sub-57), issued March 18, 1975. *Paper and paper products,* From Hamilton, OH, to points in AZ, AR, CA, CO, IA, KS (except Kansas City and Wichita, KS, and points within their commercial zones as defined by the Commission), KY (except Louisville, KY, and points within its commercial zone as defined by the Commission), LA (except New Orleans and Baton Rouge, LA, and points within their commercial zones as defined by the Commission), MO (except St. Louis, MO, and points in its commercial zone as defined by the Commission, and the commercial zone of Kansas City, KS, as defined by the Commission), MT, NV, NE, NM, ND, OK (except Oklahoma City and Tulsa, OK, and points within their commercial zones as defined by the Commission), OR, SD, TX (except Dallas, Fort Worth, San Antonio, and Houston, TX, and points within their commercial zones as defined by the Commission), UT, WA, WY, IL (except points in that part of IL on and north of U.S. Hwy, 36 and points in the commercial zone of St. Louis, MO, as defined by the Commission), and MN (except Minneapolis and St. Paul MN, and points within their commerical zones as defined by the Commission, NC and SC, and From Watervliet, MI, to points in AZ, AR, CA, CO, ID, KS, KY (except Lousiville, KY, and points in its commercial zone as defined by the Commission), LA, MN (except Minneapolis and St. Paul, MN, and points within their commercial zones as defined by the Commission), MS, MO (except St. Louis, MO, and points in its commercial zone as defined by the Commission), MT, NV, NM, ND, OK, OR, SD, TX, UT, WA, WY, AL, GA, FL, NC, SC, TN and IL (except points in IL on and north of U.S. Hwy. 36 and points in the St. Louis, MO, commercial zone as defined by the Commission); and *Materials and supplies used in the production and distribution of paper products,*

From points in AZ, AR, CA, CO, IA, KS (except Kansas City and Wichita, KS, and points within their commercial zones as defined by the Commission), KY (except Louisville, KY, and points in its commercial zone as defined by the Commission), LA (except Baton Rouge and New Orleans, LA, and points within their commercial zones as defined by the Commission), MO (except St. Louis, MO, and points in its commercial zone and the commercial zone of Kansas City, KS, as defined by the Commission), MT, NV, NE, NM, ND, OK (except Oklahoma City and Tulsa, OK, and points within their commercial zones as defined by the Commission), OR, SD, TX (except Dallas, Fort Worth, San Antonio and Houston, TX, and points within their commercial zones as defined by the Commission), UT, WA, WY, IL (except points in that part of IL on and north of U.S. Hwy 36, and points in the commercial zone of St. Louis, MO, as defined by the Commission), and MN (except Minneapolis and St. Paul, MN, and points within their commercial zones as defined by the Commission), NC, SC, and Selma, AL, to plantsites and storage facilities of Hammermill Paper Company, including its Beckett Paper Company division of Hamilton, OH. From points in AZ, AR, CA, CO, ID, KS, KY (except Louisville, KY, and points in its commercial zone as defined by the Commission), LA, MN, (except Minneapolis and St. Paul, MN, and points within their commercial zones as defined by the Commission), MS, MO (except St. Louis, MO, and points in its commercial zone as defined by the Commission), MT, NV, NM, ND, OK, OR, SD, TX, UT, WA, WY, AL, GA, FL, NC, SC, TN and IL (except points in that part of IL on and north of U.S. Hwy 36 and points in the St. Louis, MO, commercial zone as defined by the Commission), to plantsites and storage facilities of Watervliet Paper Company, Inc., at Watervliet, MI. Restriction: Service from Hamilton, OH, is restricted to movement of traffic that originates at plantsites and storage facilities of Hammermill Paper Company, including its Beckett Paper Company, and which is destined to points in the above-specified destination territories; and service from Watervliet, MI, is restricted to movement of traffic that originates at plantsites and storage facilities of Watervliet Paper Company, Inc., and which is destined to points in the above-specified destination territories. *Paper and paper products,* From Lock Haven, PA, to points in AZ, AR, CA, CO, ID, IL, IA, KS, KY, LA, MN, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TN, TX, UT, WA, WY and Selma, AL; and *Materials and supplies used in the production and distribution of paper products,* From the destination states named in the authority immediately above, to Lock Haven, PA. (38) MC 128273 Sub 58, issued January 10, 1972. *Woodpulp, paper, paper products,* From the plantsites of Southland Paper Mills, Inc., at Herty and Sheldon, TX, to points in AL, AZ, AR, CA, CO, DE, FL, GA, IL, IN, IA, KS, KY, LA, MD, MI, MN, MS, MO, NE, NJ, NM, NY, NC, ND, OH, OK, PA, SC, SD, TN, VA, WV and WI, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted against the transportation of newsprint from Herty, TX, to points in KS and OK. (39) MC 128273 Sub 59, issued June 26, 1972.

Agricultural pesticides and organic phosphate compound mixtures, in containers, From the facilities of Chemagro Corporation at Randolph, WI, and Wyoming, Mendota and Peoria, IL, to points in IN, TX, NM, CO, AL, GA, FL, SC and NC, with no transportation for compensation on return except as otherwise authorized. From the facilities

of Chemagro Corporation at Winnsboro and Opelousas, LA, and West Helena, AR, to points in LA, MO, AR, KS, IA, NE, WI, MN, ND, SD, IL, IN, OK, KY, TN, TX, NM, CO, MS, AL, GA, FL, SC and NC, with no transportation for compensation on return except as otherwise authorized. (40) MC 128273 Sub 61, issued September 24, 1971.

Lumber and particleboard, From Huttig, AR, and Lillie and Winnfield, LA, to points in ND, SC, NE, CO, NM, KS, OK, TX, MN, IA, MO, AR, LA, MS, AL, GA, FL, SC, NC, KY, VA, WV, IL, IN, OH, PA, MD, NJ, DE, WI, MI, NY, CT, RI, MA, NH, VT, ME and DC, with no transportation for compensation on return except as otherwise authorized: *Wood shavings and sawdust,* From Huttig, AR, To Lillie, LA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of shipments originating at the above-named origin points and destined to the above-named destination points. (41) MC 128273 Sub 62, issued April 5, 1971. *Paper and paper products,* From Franklin, VA, to points in AL, AR, CO, IL (except Chicago and points in its Commercial Zone as defined by the Commission), IN (except points on and north of U.S. Hwy 40), IA, KS, KY, LA, MI (except points on and south of Michigan Hwy 21), MN, MS, MO, NE, NM, ND, OK, SD, TX, WI and WY, with no transportation for compensation on return except as otherwise authorized. (42) MC 128273 Sub 63, issued October 12, 1971. *Paper and paper products,* From the plantsite and storage facilities of Union Camp Corporation, at or near Normal, IL, to points in AR, IN (except Terre Haute and Indianapolis and points within their commercial zones as defined by the Commission), IA, KY, KS, LA, NY, MD, MI, MN, MS, MO (except St. Louis and points within its commercial zone as defined by the Commission), NE, NM, ND, OH (except Dayton, Columbus, and Springfield and points within their commercial zones as defined by the Commission), OK, PA, SD, TX (except Lubbock, El Paso and Amarillo and points within their commercial zones as defined by the Commission), VA, WV, WI and DC, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted above is restricted to the transportation of shipments originating at the above-named origin points. *Honeycomb paper products,* From the plantsite and storage facilities of Union Camp Corporation at or near Glens Falls, NY, to points in AL, AR, CO, GA (except points in that part of GA on and north of U.S. Hwy 80), IL, IN, IA, KS, KY, LA, MD, MI, MN, MS, MO, NE, NM, ND, OH, OK, PA, SD, TN, TX, WV, WI, WY and DC, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted immediately above is restricted to the transportation of shipments originating at the above-named origin points. (43) MC 128273 Sub 65, issued March 20, 1972. *Paper, paper products, and plastic products,* From the plantsites and storage facilities of (a) Brown Company at Kalamazoo and Parchment, MI, (b) Allied Paper, Inc., and Union Camp Corporation at Kalamazoo, MI, and (c) Georgia-Pacific Corporation at Kalamazoo and Portage, MI, to points in the United States (except points in AK, HI, IL, IN, OH, MI, IA, NE, points in that part of PA west of a line beginning at the PA–WV state line and extending along U.S. Hwy 119 to junction U.S. Hwy 219, thence along U.S. Hwy 219 to the NY–PA state line, points in that part of WI on and east of U.S. Hwy 41, the Minneapolis-St. Paul, MN, commercial zone as defined by the Commission, the Kansas City, MO-Kansas City, KS, commercial zone as defined by the Commission, Austin, MN, Buffalo, Syracuse and Rochester, NY, Louisville, KY and St. Louis, MO, and points in their respective commercial zones, as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of shipments originating at the above-named plantsites and storage facilities at Kalamazoo, Parchment and Portage, MI, and destined to the above-described destination points. (44) MC 128273 Sub 67, issued December 10, 1971. *Paper,* From points in Talladega County, AL, to points in IL, IN, IA, KY, MD, OH, TN, VA, WV and DC; and *Materials and supplies used in the manufacture and distribution of paper, except commodities in bulk,* From points in IL, IN, IA, KY, MD, OH, TN, VA, WV and DC, to points in Talladega County, AL. (45) MC 128273 Sub 68, issued February 10, 1977. (1) *Paper and paper products, and products produced or distributed by manufacturers and converters of paper and paper products,* (a) From Memphis, TN, to points in AR, CO, IA, KS, KY, LA, MS, NE, NM, OH, OK and TX; and (b) From Conway, AR, to points in CA, CT, NY, NC, SC, TN and WI; and (2) *Materials and supplies used in the manufacture and distribution of paper and paper products,* except commodities which, because of size or weight require the use of special equipment, and except commodities in bulk, From the destinations specified in 1(a) above to Memphis, TN. From the destinations specified in 1(b) above to Conway, AR. Restriction: The operations authorized in 1(a) and 1(b) above are restricted to traffic which originates at the plantsites and storage facilities of Kimberly-Clark Corporation at Memphis, TN, and Conway, AR. (46) MC 128273 Sub 70, issued October 13, 1971. *Dry phosphatic feed ingredients,* From Houston and Port Arthur, TX, to points in AR, CO, IA, KS, MN, MO, NE, NM, OK, SD, MS and LA, with no transportation for compensation on return except as otherwise authorized. (47) MC 128273 Sub 71, issued January 21, 1974. *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products,* and *materials and supplies used in the manufacture and distribution of the foregoing commodities,* (except commodities which, because of size or weight require the use of special equipment and commodities in bulk), Between the plantsites and storage facilities of Kimberly-Clark Corporaiton, and Bergstrom Paper Company, at West Carrollton, OH, on the one hand, and, on the other, points in CA, OR, WA, ID, MT, NV, UT, AZ, WY, CO, NM, KS, MO (except St. Louis and points in the St. Louis, MO-East St. Louis, IL, Commercial zone as defined by the Commission), OK, AR, TX and LA. (48) MC 128273 Sub 73, issued October 5, 1977. *Canned goods* (except frozen), From points in CA, to points in AL, AR, CO, CT, DE, FL, GA, KS, LA, ME, MD, MA, MS, NE, NH, NJ, NM, NY, NC, ND, OK, RI, SC, SD, TN, TX, VT, VA, WV and WY and DC, (except form Fullerton, CA, to points in AL, AR, CO, FL, GA, KS, LA, MS, NE, ND, OK, SD, TN and WY), with no transportation for compensation on return except as otherwise authorized. *Animal feed* (except frozen), From Vernon, CA, to points in DE, FL, ME, MD, MI, NH, NJ, NC, OH, SC, VT and WY and DC, with no transportation for compensation on return except as otherwise authorized. From San Diego, CA, to Chicago, IL, and points in AL, AR, DE, FL, GA, IN, LA, ME, MD, MI, MS, NH, NJ, NC, OH, OK, SC, TN and VT and DC, with no transportation for compensation on return except as otherwise authorized. (49) MC 128273 Sub 76, issued October 13, 1971. *Paper and paper products,* From Brainerd and Cloquet, MN, to points in CT, DE, ME, MD, MA, MI, NH, NJ, NY, PA, RI, VT and DC; and *Materials and supplies used in the*

manufacture and distribution of commodities named above (except commodities which, because of size or weight require the use of special equipment, and commodities in bulk). From points in CT, DE, ME, MD, MA, MI, NH, NJ, NY, PA, RI, VT and DC, to Brainerd and Cloquet, Mn. (50) MC 128273 Sub 77, issued March 8, 1972. *Twine,* From New Orleans, LA, to points in WA, OR, ID, CA, NV, UT, AZ, NM, TX, FL, MD, PA, NJ, NY, VT, NH, ME, MA, CT, RI and DE, with no transportation for compensation on return except as otherwise authorized. MC 128273 (Sub-88) issued December 12, 1972. *Paper and paper products, pulpboard, products produced or distributed by manufacturers and converters of paper and paper products; and materials, equipment and supplies used in the manufacture and distribution of the foregoing commodities* (except commodities which, because of size or weight, require the use of special equipment and except commodities in bulk). Between Springhill, Bastrop and Hodge, LA, on the one hand, and, on the other, points in the United States (except AK and HI). Between Mobile, AL, and Moss Point, MS, on the one hand, and, on the other, points in the United States (except AK, HI, AL, points in that part of FL west of the Apalachicola River, GA, SC, NC, TN, Louisville, KY, and its commercial zone, as defined by the Commission, IN, points in that part of OH on, west and north of a line beginning at a point on the OH-PA state line near Sharon, PA, and extending along U.S. Hwy. 62 to Columbus, OH, thence along U.S. Hwy 23 to Circleville, OH, and thence along U.S. Hwy 22 to Cincinnati, OH, points in that part of IL north and east of a line extending along U.S. Hwy 36 from the IN-IL state line to Springfield, IL, thence along IL Hwy 29 to Peru, IL, thence along U.S. Hwy 51 to the IL-WI state line, Charleston, WV, and its commercial zone as defined by the Commission, and points in that part of WV north of U.S. Hwy 33, PA, points in that part of NY north and east of U.S. Alt. Hwy 20 from Lake Erie to its junction with U.S. Hwy 20, thence along U.S. Hwy 20 to its junction with New York Hwy 8, thence along New York Hwy 8 to the NY-PA state line, MA, CT, RI, NJ, MD, DC, Richmond, VA, and its commercial zone as defined by the Commission, and Wilmington, DE, and its Commercial zone as defined by the Commission). Restriction: The operations authorized under the route next above are restricted to traffic which originates at or is destined to Mobile, AL, and/or Moss Point, MS. (52) MC 128273 (Sub-93) issued May 27, 1975. *Paper, paper toweling and tissue,* From the plantsite and storage facilities of Potlatch Corporation at or near Lewiston, ID, to points in AZ, CA, MT, OR, UT and WA, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of shipments originating at the above-named shipper's plantsite and storage facilities and destined to points in the above-named destination states. (53) MC 128273 (Sub-95) issued February 7, 1973. *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products,* From Snowflake, AZ, to points in NM, CO, KS, NE, IA, MN, WI, MO, IL, OK and TX; and Materials and supplies used in the manufacture and distribution of paper and paper products (except commodities in bulk), From points in the above-specified destination states to Snowflake, AZ. (54) MC 128273 (Sub-96) issued August 5, 1976. *Paper and paper products* (except in bulk), From Asheville, Waynesville and Canton, NC, Hamilton, OH, Courtland, AL, and Houston, TX, to points in the United States in and west of MN, IA, MO, AR and LA (except AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of shipments originating at the plantsites used by Champion International Corporation and destined to points in the described destination territory. (55) MC 128273 (Sub-97) issued June 28, 1973. *Toys and playground equipment,* From Bossier City, LA, to points in the United States (except AK, AZ, CA, CT, HI, IL, IN, IA, KS, KY, MA, MO, NY, OH, OK, OR, PA, RI, TX, WA and WI), with no transportation for compensation on return except as otherwise authorized. (56) MC 128273 (Sub-99) issued December 26, 1972. *Paper and paper products,* From Oswego, NY, to points in CA, OR, UT and WA, with no transportation for compensation on return except as otherwise authorized. (57) MC 128273 (Sub-102) issued February 7, 1973. *Paper and paper products,* From Riegelsville, Milford, Hughesville and Warren Glen, NJ, to points in the United States (except AK, HI, CT, ME, VT, MA, RI, NY, PA, NJ, MD, DE, VA, NC, SC, GA, FL, AL, and DC, and except Chicago, IL, and points in the Chicago, IL, commercial zone as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. From Riegelwood and Cape Fear, NC, to points in AZ, CA, CO, ID, MT, NV, NH, NM, ND, OK, OR, SD, TX, UT and WA, with no transportation for compensation on return except as otherwise authorized. (58) MC 128273 (Sub-104) issued June 28, 1973. *Paper and paper products, products produced or distributed by manufacturers and converters of paper and paper products,* and *materials and supplies used in the manufacture and distribution of the foregoing commodities* (except commoditie which, because of size or weight, require the use of special equipment, and commodities in bulk), Between Westfield, West Springfield and Woronoco, MA, on the one hand, and, on the other, points in OH, MS, TN, KY, IN, MI, WI, IL, and points in that part of the United States in and west of MN, IA, MO, AR and LA (except AK and HI). Restriction: This authority granted herein is restricted to the transportation of shipments originating at or destined to the facilities of Strathmore Paper Company, Division of Hammermill Paper Company, at Westfield, West Springfield and Woronoco, MA. (59) MC 128273 (Sub-105) issued October 18, 1973. *Paper and paper products* (except commodities which, because of size or weight, require the use of special equipment and commodities in bulk), From Chillicothe and Schooleys, OH, and Kingsport and Gray, TN, to points in AZ, AR, CA, CO, ID, IA, KS, LA, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA and WY, with no transportation for compensation on return except as otherwise authorized.

Restriction: The authority granted herein is restricted to the transportation of traffic which originates at the plantsites and storage facilities of The Mead Corporation at Chillicothe and Schooleys, OH, and Kingsport and Gray, TN. (60) MC 128273 (Sub-107), issued March 1, 1974. *Paper and paper products.* From the facilities of Miami Valley Paper Shippers' Association, Inc., at Hamilton, OH, Diamond International Corporation at Middleton, Lockland, Norwood, Sharonville, and Hamilton, OH, Peninsula Paper Company at Ypsilanti, MI, the Harding-Jones Paper Company at Excello, OH, Sorg Paper Company at Middleton, OH, Interstate Folding Box Company at Middleton and Miamisburg, OH, Minnesota Mining and Manufacturing Co. Paper Products Division at Hartford City, IN, Olinkraft, Inc. at Evendale, OH, Miami Valley Paper Company at Franklin, OH, and West Carrollton Parchment Company at West Carrollton, OH, to points in that part of the United States in and west of LA, AR, MO, IA and MN (except

Minneapolis, MN, and points in its commercial zone as defined by the Commission, points in St. Louis County, MO, and St. Louis, MO, and points in the St. Louis, MO-East St. Louis, IL, commercial zone as defined by the Commission, and points in AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized above are restricted to the transportation of shipments originating at the described facilities and destined to points in the destination territory authorized herein. From the facilities of Fletcher Paper Company at Alpena, MI, to points in TX, WA, OR and CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized under the route description next above are restricted to the transportation of shipments originating at the described facilities at Alpena and destined to points in the named destination states. The authority granted herein to the extent that it duplicates any authority heretofore granted to or now held by carrier shall not be construed as conferring more than one operating right. (61) MC 128273 (Sub-111), issued February 12, 1973. *Paper and paper products* (except those commodities which because of size or weight require the use of special equipment and commodities in bulk), From the plantsites and storage facilities of Nekoosa Edwards Paper Company, Inc., at or near Ashdown, AR, to points in CT, DE, ME, MD, MA, NH, NJ, RI, VT and DC, with no transportation for compensation on return except as otherwise authorized. (62) MC 128273 (Sub-113), issued January 24, 1973. *Paper and paper products*, From Richmond, VA, to points in WA, OR, CA, ID, NV, AZ, UT, MT, WY, CO, NM, KS, OK, TX, NE, SD, ND, MN, IA, MO, AR and LA, with no transportation for compensation on return except as otherwise authorized. (63) MC 128273 (Sub-117), issued October 16, 1972. *Clay and clay products* (except in bulk), From Olmstead, IL, and Paris, TN, to points in WA, OR, CA, ID, NV, UT, AZ, MT, WY, CO, NM, ND, SD, NE, KS, TX, LA, ME, NH, VT, MA, CT, RI, NY, NJ, DE, MD, VA, WV, NC, SC, GA, FL and DC, with no transportation for compensation on return except as otherwise authorized. (64) MC 128273 (Sub-118), issued June 28, 1973. *Pet foods, in containers*, From the facilities of Kal Kan Foods, Inc., at Columbus, OH, to points in that part of the United States on and east of U.S. Hwy 85 (except points in OH), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is limited to the transportation of shipments originating at the described facilities and destined to the above-described destination territory. (65) MC 128273 (Sub-119), issued November 6, 1972. *Dry feed ingredients*, From the terminal facilities of Smith Douglass, Division of Borden Chemical, Borden, Inc., at Beaumont, TX, to points in LA, AR, OK, KS, MO, NM, CO and MS, with no transportation for compensation on return except as otherwise authorized. (66) MC 128273 (Sub-120), issued February 2, 1973. *Paper and paper articles*, From the facilities of Union Camp Corporation at or near Savannah, GA, to points in ME, NH and VT, with no transportation for compensation on return except as otherwise authorized. (67) MC 128273 (Sub-121), issued January 24, 1973. *Dry feed ingredients*, From the plantsite and warehouse facilities of Farmland Industries, Inc., located in Jasper County, MO, to points in NM, CO, ND, SD, NE, KS, OK, TX, MN, IA, AR, LA, WI, IL, KY, TN and IN, with no transportation for compensation on return except as otherwise authorized. (68) MC 128273 (Sub-122), issued January 25, 1974. *Paper and paper products*, From Savannah, GA to points in NM, AZ, CO, NV, UT, CA, OR, WA, ID, MT, WY, ND and SD, with no transportation for compensation on return except as otherwise authorized. *Chemicals, in containers*, From Savannah, GA, Valdosta, GA, and Jacksonville, FL, to points in NM, AZ, CO, NV, UT, CA, OR, WA, ID, MT, WY, ND, and SD, with no transportation for compensation on return except as otherwise authorized. (69) MC 128273 (Sub-123), issued March 20, 1973. (1) *Non-ferrous scrap metal* (except commodities which, because of size or weight, require the use of special equipment), (a) From points in the United States (except points in AK, HI and NE, points within 50 miles of Knoxville, TN, and those in Marshall County, KY, and Scott County, IA, and Calvert City, KY, Baltimore, MD, Newark, OH, Wilmington, DE, Philadelphia, PA, and Fort Atkinson, WI) to Fort Scott, KS, with no transportation for compensation on return except as otherwise authorized. (b) From points in the United States (except those excepted in (1)(a) above) to Hernando, MS, with no transportation for compensation on return except as otherwise authorized. (c) From points in the United States (except AL, AK, AR, CT, DE, GA, IN, IL, IA, KY, MA, MI, MD, MO, KS, FL, NC, SC, NJ, OH, OK, NY, PA, TN, RI, HI, WV, VA, WI and NE) to Carteret, NJ, St. Louis, MO, Decatur, AL, Cleveland, OH, and East Morris and Chicago, IL, with no transportation for compensation on return except as otherwise authorized. (2) *Recycled non-ferrous metal ingots and billets* (except commodities which, because of size or weight, require the use of special equipment), (a) From Fort Scott, KS, to points in the United States (except points in AK and HI, Points within 50 miles of Knoxville, TN those in Marshall County, KY, and Scott County, IA, and Calvert City, KY, Baltimore, MD, Scottsboro, AL, Newark, OH, Wilmington, DE, Philadelphia, PA, and Fort Atkinson, WI), with no transportation for compensation on return except as otherwise authorized. (b) From Cleveland, OH, Chicago, IL, and Carteret, NJ, to points in the United States (except AL, AK, AR, CT, DE, GA, IN, IL, IA, KY, MA, MI, MD, MO, KS, FL, NC, SC, NY, OH, OK, NJ, PA, TN, RI, HI, WV, VA, WI and NE), with no transportation for compensation on return except as otherwise authorized. (3) *Aluminum* (except commodities which, because of size or weight, require the use of special equipment), From Chalmette, LA, to points in the United States (except IN, IL, OH, AK, HI, MN and WI, points within 50 miles of Knoxville, TN, those in Marshall County, KY, and Scott County, IA, and Louisville, and Calvert City, KY, Baltimore, MD, Scottsboro, AL, Newark, OH, Wilmington, DE, Philadelphia, PA, St. Louis, MO, and Fort Atkinson, WI), with no transportation for compensation on return except as otherwise authorized. (4) *Copper* (except commodities which, because of size or weight, require the use of special equipment), From Carteret, NJ, to points in the United States (except those states excepted in (2)(b) above), with no transportation for compensation on return except as otherwise authorized. (5) *Lead* (except commodities which, because of size or weight require the use of special equipment) From Buick, MO, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. (6) *Zinc* (except commodities which, because of size or weight, require the use of special equipment), From Blackwell, OK, and Sauget, IL, to points in the United States (except those states excepted in (2)(b) above), with no transportation for compensation on return except as otherwise authorized. (7) *Molybdenum*, (a) From Climax, Henderson and Urad, CO, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. (b) From Langeloth, PA, to points in the

United States (except those points excepted in (2)(b) above), with no transportation for compensation on return except as otherwise authorized. Restriction: The service authorized herein is subject to the following restrictions: (1) Part (1)(a) above is restricted to traffic originating at points in the named origin territory and destined to the plantsites and/or storage facilities of Central Non-Ferrous, Inc., at Fort Scott, KS; (2) Part (2)(a) above is restricted to traffic originating at the plantsites and/or storage facilities of Central Non-Ferrous, Inc., at Fort Scott, KS, and destined to points in specified destination territory; (3) Parts (2)(b), (4), (5), (6) and (7) above are restricted to traffic originating at the plantsites and/or storage facilities of American Metal Climax, Inc., and/or its subsidiaries at the named origins and destined to points in the specified destination territory; (4) Parts (1)(b) and (1)(c) are restricted to traffic originating at points in the specified origin territory and destined to the plantsites and/or storage facilities of American Metal Climax, Inc., and/or its subsidiaries at the named destination points; and (5) Part (3) above is restricted to traffic originating at the plantsites and/or storage facilities of Kaiser Aluminum, Inc., at Chalmette, LA, and destined to points in the specified destination territory. (70) MC 128273 (Sub-124), issued March 15, 1973. *Beds and materials and supplies used in the manufacture of beds,* From the plantsite and storage facilities of Leggett & Platt, Inc., at or near Carthage, MO, to points in GA, KY, MA, MN, MI, OH, WI, IN, TN, AL, SC, NC, VA, WV, PA, MD, DE, NJ, NY, CT, RI, VT, NH and ME, with no transportation for compensation on return except as otherwise authorized. (71) MC 128273 (Sub-126), issued November 15, 1973. *Foodstuffs, not frozen, in containers,* From the facilities of Hunt-Wesson Foods, Inc., at Fullerton, Hayward, Davis and Oakdale, CA, to points in AL, AR, CT, FL, GA, IL, IN, KY, MI, MN, MS, NJ, NC, ND, OH, PA, SC, SD, TN and WI, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of shipments originating at the above-named facilities and destined to points in the named destination states.

(72) MC 128273 (Sub-127), issued February 15, 1974. *Paper and paper products,* From Vicksburg, MI, to Ripon, CA, with no transportation for compensation on return except as otherwise authorized. From Ripon, CA, to points in AZ, AR, CO, ID, IL, IN, IA, KS, LA, MI, MN, MO, MT, NE, NV, NM, ND, OH, OK, SD, TX, UT, WI and WY, and *Materials and supplies used in the manufacture and distribution of paper and paper products* (except commodities in bulk, and commodities which, because of size or weight, require the use of special equipment), From points in AZ, AR, CO, ID, IL, IN, IA, KS, LA, MI, MN, MO, MT, NE, NV, NM, ND, OH, OK, SD, TX, UT, WI and WY, to Ripon, CA. (73) MC 128273 (Sub-128), issued July 9, 1973. *Lawn and garden tractors,* From Belleville, PA, to points in MN, IA, MO, AR, LA, ND, SD, NE, KS, OK, TX, MT, WY, CO, NM, ID, UT, AZ, NV, WA, OR, and CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at the plantsite and storage facilities of the New Holland Division of Sperry Rand Corporation of Belleville, PA, and destined to points in the named destination states. (74) MC 128273 (Sub-129), issued November 14, 1973. *Cellulose products and paper products,* From Patterson, NC, to points in that part of the United States in and west of MI, IN, KY, MO, AR and MS (except AK and HI), with no transportation for compensation on return except as otherwise authorized. (75) MC 128273 (Sub-131), issued October 26, 1973. *Paper, paper products, and woodpulp,* From the facilities of International Paper Company at or near Texarkana (Cass County), TX, to points in the United States (except AK, HI and TX), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized above are restricted to the transportation of shipments originating at the named facilities. *Supplies used in the manufacture of paper, paper products and woodpulp* (except commodities in bulk), From points in the United States (except AK and HI) to the facilities of International Paper Company at or near Texarkana (Cass County), TX, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized immediately above are restricted to the transportation of shipments destined to the named facilities. (76) MC 128273 (Sub-133), issued November 12, 1973. *Bedsprings, bedstead rails, cots and cot frames, unupholstered day bed, bed frames, springs and spring assemblies, metal sleeper fixtures, and materials and supplies used in the manufacture of the foregoing commodities* (except commodities in bulk), Between Hominy, OK, on the one hand, and, on the other, points in MN, IA, MO, AR, LA, WI, IL, MI, IN, MS, OH, KY, TN, AL, PA, MD, WV, VA, NC, SC, GA and DC. (77) MC 128273 (Sub-135), issued October 10, 1974. (1) *Machinery as is dealt in by wholesale and retail recreational, lawn, and garden equipment supply stores and dealers,* and (2) *Parts, accessories and attachments of and for the commodities described in (1) above,* From Evansville, IN, to points in AZ, CA, CO, CT, DE, ID, KY (except points in the Louisville, KY, commercial zone as defined by the Commission), LA, ME, MD, MA, MI (except points in the Upper Peninsula of MI), MN (except points in the Minneapolis-St. Paul commercial zone as defined by the Commission), MT, NH, NJ, NY, ND, PA, RI, TN, TX, UT and WV, and to points in DC with no transportation for compensation on return except as otherwise authorized. (78) MC 128273 (Sub-137), issued June 11, 1974. *Materials, equipment and supplies used in the production and distribution of paper and paper products* (except commodities in bulk), From points in GA, NC, TN, KY, WV, VA, OH, IN, IL, MO and WI to Cloquet and Brainerd, MN, with no transportation for compensation on return except as otherwise authorized. (79) MC 128273 (Sub-139), issued March 19, 1975. *Rubber, rubber products and such commodities as are dealt in by rubber manufacturers* (except commodities in bulk), From Des Moines, IA, to points in AR, CO, KS (except Kansas City, KS), LA, MN, MO (except Kansas City and St. Louis, MO), MT, NE, ND, OK, SD, and TX, with no transportation for compensation on return except as otherwise authorized. Restriction: The service authorized herein is restricted to the transportation of shipments originating at the plantsites or storage facilities of Firestone Tire and Rubber Company at Des Moines, IA. (80) MC 128273 (Sub-140), issued December 10, 1974. *Rubber, rubber products and such other commodities as are manufactured, processed or dealt in by rubber manufacturers* (except commodities in bulk), From points in Rutherford County, TN, to points in that part of the United States on and west of a line beginning at the mouth of the Mississippi River and extending along the Mississippi River to junction with the western boundary of Itasca County, MN, thence northward along the western boundaries of Itasca and Koochiching Counties, MN, to the United States-Canada Boundary line, and to points in Wi, MN and LA, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of shipments originating at the facilities of

Firestone Tire and Rubber Company in Rutherford County, TN.

(81) MC 128273 (Sub-142), issued March 9, 1976. *Canned goods* (non frozen), From points in California to points in IL, IN, IA, KY, MI, MN, MO, OH, PA and WI, with no transportation for compensation on return except as otherwise authorized. (82) MC 128273 (Sub-143), issued April 7, 1975. *Non-ferrous metal scraps, nickel, nickel products, cobalt, copper, and ammonium sulphate* (except commodities in bulk), Between the plantsite and storage facilities of American Metal Climax, Inc., and its subsidiaries at or near Port Nickel, LA, on the one hand, and, on the other, points in the United States (except AK and HI). (83) MC 128273 (Sub-144), issued April 7, 1975. *Stone and stone products,* From points in Costilla County, CO, to points in CA, AL, MS, GA, SC, NC, TN, VA, WV, KY, DE, FL and MD, with no transportation for compensation on return except as otherwise authorized. (84) MC 128273 (Sub-145), issued August 7, 1975. *Aluminum and aluminum products* (except commodities in bulk, and commodities which, because of size or weight, require the use of special equipment), From Ravenswood, WV, to points in TN, NC, SC, MS, AL, GA, FL, WI, IL, MN, IA, MO, AR, LA, TX, OK, KS, NE, SD, ND, MT, WY, CO, NM, AZ, UT, ID, WA, OR, NV, and CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of shipments originating at the facilities of Kaiser Aluminum & Chemical Corporation at or near Ravenswood, WV. (85) MC 128273 (Sub-146), issued July 12, 1974. *Carnivorous animal food* (except in bulk), From the facilities of Kal Kan Foods, Inc., at Columbus, OH, to points in UT, CA, and points in that part of CO west of U.S. Hwy 85, with no transportation for compensation on return except as otherwise authorized. (86) MC 128273 (Sub-147), issued October 2, 1974. *Refined copper* (except in bulk), From Amarillo, TX, to points in the United States (except AK, HI, MT, WY, ID, ND, SD, CO, UT, NM, NV and TX), and *Materials and supplies used in the manufacture and distribution of refined copper* (except commodities in bulk), From points in the United States (except AK, HI, MT, WY, ID, ND, SD, CO, UT, NM, NV and TX), to Amarillo, TX. Restriction: The authority granted herein is restricted to the transportation of shipments originating at or destined to the facilities of American Smelting and Refining Company at Amarillo, TX. (87) MC 128273 (Sub-148), issued August 14, 1975. *Toys and athletic equipment,* From Hagerstown, MD, and Lancaster and Old Forge, PA, to points in MS, LA, MN and points in the Unitd States (except AK and HI), which are on and west of the Mississippi River, with no transportation for compensation on return except as otherwise authorized. (88) MC 128273 (Sub-149), issued April 24, 1975. *Paper and paper products,* From Reigelsville, Milford, Hughesville and Warren Glen, NJ, to Chicago, IL, with no transportation for compensation on return except as otherwise authorized. (89) MC 128273 (Sub-151), issued April 22, 1976. *Tires and tire products,* From East Danville, VA, to points in AZ, CO, ID, IA, KS, MN, MT, NE, NV, NM, ND, OR, SD, UT, WA, WI and WY; and *Tires and equipment, materials and supplies used in the manufacture and distribution of rubber and rubber products* (except those requiring special equipment), From points in AZ, CO, ID, IA, KS, MN, MT, NE, NV, NM, ND, OR, SD, UT, WA, WI and WY, to East Danville, VA. Restriction: The operations authorized herein are restricted against the movement of commodities in bulk. (90) MC 128273 (Sub-152), issued August 14, 1975. *Charcoal briquets, lighter fluid, grill lighters, hickory chips, and fireplace logs,* From Branson, MO, to points in that part of the United States in and east of MN, IA, KS, AR and LA, with no transportation for compensation on return except as otherwise authorized. From Dickinson, ND, to points, in MN, CO, WI, OK, NM and TX, with no transportation for compensation on return except as otherwise authorized. (91) MC 128273 (Sub-153), issued August 14, 1975. *Clay and clay products* (except in bulk), From points in Stoddard County, MO, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. (92) MC 128273 (Sub-154), issued February 3, 1975. (1) *Paper and paper products,* From Sodus, MI, to points in AZ, AR, CA, CO, ID, KS, KY (except Louisville, KY, and points in its commercial zone as defined by the Commission) , LA, MN (except Minneapolis and St. Paul, MN, and points within their commercial zones as defined by the Commission), MS, MO (except St. Louis, MO, and points in its commercial zone as defined by the Commission), MT, NV, NM, ND, OK, OR, SD, TX, UT, WA, WY, AL, GA, FL, NC, SC, TN, and IL (except points in that part of IL on and north of U.S. Hwy 36, and points in the St. Louis, MO, commercial zone as defined by the Commission); and (2) *Materials and supplies used in the distribution of paper and paper products,* From points in AZ, AR, CA, CO, ID, KS, KY (except Louisville, KY, and points in its commercial zone as defined by the Commission), LA, MN, (except Minneapolis and St. Paul, MN, and points within their commercial zones as defined by the Commission), MS, MO (except St. Louis, MO, and points in its commercial zone as defined by the Commission), MT, NV, NM, ND, OK, OR, SD, TX, UT, WA, WY, AL, GA, FL, NC, SC, TN and IL (except points in that part of IL on and north of U.S. Hwy 36 and points in the St. Louis, MO, commercial zone as defined by the Commission), to Sodus, MI. Restriction: The operations authorized herein are restricted to the transportation of traffic originating at or destined to the facilities of Watervliet Paper Company, a Division of Hammermill Paper Company at Sodus, MI. (93) MC 128273 (Sub-155), issued February 3, 1976. *Non-ferrous metals, aluminum fluxes, aluminum dross, and aluminum slag* (except commodities in bulk and those which, because of size or weight, require the use of special equipment), Between Checotah, OK, on the one hand, and, on the other, points in the United States (except AK and HI). Restriction: The authority granted herein is restricted to the transportation of shipments originating at and destined to the above-named points. (94) MC 128273 (Sub-156), issued September 21, 1976. *Bed springs, bedstead rails, cots and cot frames, unupholstered day beds, bed frames; springs and spring assemblies, metal sleeper fixtures, and materials and supplies used in the manufacture of the foregoing commodities* (except commodities in bulk), From Carthage, MO, to points in IA, NE, IL and TX, with no transportation for compensation on return except as otherwise authorized. (95) MC 128273 (Sub-157), issued September 21, 1976. *Bed springs, bedstead rails, cots and cot frames, unupholstered day beds, bed frames, springs and spring assemblies, metal sleeper fixtures, and materials and supplies used in the manufacture of the foregoing commodities* (except commodities in bulk), From Ennis, Dallas, and Fort Worth, TX, to points in ND, SD, NE, KS, OK, IA, MO, AR, and points in the United States on and east of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, MN, thence northward along the western boundaries of Itasca and Koochiching Counties, MN, to the

United States-Canada boundary line, with no transportation for compensation on return except as otherwise authorized. (96) MC 128273 (Sub-159), issued September 20, 1977. *Coffee, in containers and packages,* From New Orleans, LA, to points in AZ, NV and CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of shipments originating at New Orleans, LA, and destined to points in the above-named destination states. (97) MC 128273 (Sub-160), issued July 26, 1976. *Zinc and Zinc products* (except commodities which, because of size or weight, require the use of special equipment), From Corpus Christi, TX, to points in the United States (except MT, WY, ID, ND, SD, UT, NM, NV, AK, HI, AL, FL, GA, LA, MS, OK, TN and TX) with no transportation for compensation on return except as otherwise authorized. (98) MC 128273 (Sub-161), issued October 31, 1975. *Plumbing fittings, fixtures, equipment, materials and supplies* (except chemicals), From Alliance and Salem, OH, to points in the United States (except AL, AK, FL, GA, HI, OH, NC, SC and TN), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to traffic originating at the plantsites and storage facilities of the Crane Co. at or near Alliance and Salem, OH.

(99) MC 128273 (Sub-162), issued October 13, 1976. *Household appliances and parts and accessories for household appliances.* From Little Rock, AR, to points in AZ, NM, TX and TN (except Memphis and points in its commercial zone as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. (100) 128273 MC (Sub-163), issued October 28, 1975. *Lead and lead alloys* (except commodities in bulk, and commodities which, because of size or weight require the use of special equipment), from Glover, MO, to points in the United States (except MO, AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority authorized herein is restricted to the transportation of traffic originating at Glover, MO. (101) MC 128273 (Sub-165), issued August 9, 1978. *Printed matter, publications and exempted matter,* as described by section 203(b)(7) of the Interstate Commerce Act, when transported at the same time and in the same vehicle with printed matter and publications, from the plantsites and warehouse facilities of R. R. Donnelley & Sons Co. and/or its subsidiaries at or near Glasgow, KY, Gallatin, TN, and Chicago and Mattoon, IL, to points in the United States in and east of ND, SD, NE, KS, OK and TX. Restriction: The authority granted herein is restricted to the transportation of traffic which originates at the specified origins and is destined to points in the specified destination territory. (102) MC 128273 (Sub-166,), issued March 5, 1976 *Such commodities as are dealt in by hardware distributors and industrial supply houses,* from the facilities of W. W. Grainger Co., Inc., at Bensonville, Chicago and Elk Grove Village, IL, to points in OR, WA, CA, NV, AZ, UT, ID, MT, WY, CO, and NM, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at the facilities of W. W. Grainger Co., Inc., at Bensonville, Chicago and Elk Grove Village, IL. (103) MC 128273 (Sub-167), issued October 4, 1977. *Household appliances and parts and accessories for household appliances,* from Louisville and Appliance Park, KY, to points in MT, WY, CO, NM, ND, SD, NE, KS, MN (except points in the Minneapolis-St. Paul, MN, commercial zone as defined by the Commission), IA (except points in the Davenport, IA-Rock Island and Moline, IL, commercial zone as defined by the Commission), MO (except points in the St. Louis, MO-East St. Louis, IL, commercial zone as defined by the Commission), AR, WV, PA, NY and MD, with no transportation for compensation on return except as otherwise authorized. (104) MC 128273 (Sub-170), issued March 13, 1978. *Printed matter, publications and exempted printed matter, as described by section 203(b)(7) of the Interstate Commerce Act,* when transported at the same time and in the same vehicle with printed matter and/or publications, from the plantsites and warehouse facilities of R. R. Donnelley & Sons Company and its subsidiaries at or near Warsaw, IN, to points in the United States in and east of ND, SD, NE, KS, OK and TX, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic which originates at the specified origins and is destined to points in the specified destination territory. (105) MC 128273 (Sub-171), issued July 2, 1976. *Bicycles, bicycle parts and bicycle accessories,* from Enid, OK, to points in the United States (except St. Joseph, St. Louis and Kansas City, MO, points in the St. Joseph, MO, commercial zone as defined by the Commission, points in the St. Louis, MO, commercial zone as defined by the Commission, those in MO which are within the Kansas City, MO-Kansas City, KS, commercial zone as defined by the Commission, and points in AK, CO, HI, KS, NE, OK and TX), with no transportation for compensation on return except as otherwise authorized. (106) MC 128273 (Sub-172), issued July 26, 1976. *Equipment, materials and supplies* (except commodities in bulk), *used in the manufacture and distribution of rubber and rubber products; and such other commodities as are dealt in by rubber manufacturers,* except tires, from points in AR, KY, LA, TN and TX, to the plantsite and storage facilities of Firestone Tire & Rubber Company at Los Angeles and Salina, CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to the transportation of traffic destined to the plantsites and storage facilities of Firestone Tire & Rubber Company at the above-indicated destination points. (107) MC 128273 (Sub-177), issued February 3, 1976. *Petroleum and petroleum products, vehicle body sealer, and sound deadener compound* (except commodities in bulk), from Bradford, Petrolia, Emlenton, Rouseville, Karns City, Farmers Valley and Reno, PA, Buffalo, NY, and St. Marys and Congo, WV, to points in NM, UT, AZ, CA, NV, WY, MT, ID, WA and OR, with no transportation for compensation on return except as otherwise authorized. (108) MC 128273 (Sub-178), issued October 12, 1977. (1) *Sugar, in containers and packages,* from New Orleans, Houma and Supreme, LA, to Chicago, IL, Louisville, KY, Memphis, TN, and Kansas City and St. Louis, MO, with no transportation for compensation on return except as otherwise authorized. (2) *Condiments, in individual servings,* when moving in mixed loads with sugar, from New Orleans, LA, to Chicago, IL, Louisville, KY, Memphis, TN, and Kansas City and St. Louis, MO, with no transportation for compensation on return except as otherwise authorized.

(109) MC 128273 (Sub-179), issued October 4, 1977. *Canned Goods,* from points in OR and WA, to points in the United States (except points in CA, NV, ID, UT, AZ, AK, and HI), with no transportation for compensation or return except as otherwise authorized. (110) MC 128273 (Sub-180) (M2F), issued February 10, 1978 (1) *Molybdenum compounds, molybdenum ores,*

molybdenum concentrates, molybdenum chemicals, molybdenum alloys and sulfuric acid, tungsten and tungsten concentrates (except commodities in bulk, and commodities which, because of size or weight, require the use of special equipment), from the facilities of Climax Molybdenum Company, a subsidiary of AMAX, Inc., at or near Fort Madison, IA, to points in the United States (except IA, AK and HI); and (2) *Materials and supplies used in the production and distribution of the commodities in (1) above* (except commodities in bulk and commodities which, because of size or weight, require the use of special equipment), from points in the United States (except IA, AK and HI), to the facilities of Climax Molybdenum Company, a subsidiary of AMAX, Inc., at or near Fort Madison, IA. Restriction: The authority granted herein is restricted to the transportation of shipments originating at or destined to the facilities of Climax Molybdenum Company, a subsidiary of AMAX, Inc., at or near Fort Madison, IA. (111) MC 128273 (Sub-181), issued October 1, 1976. (1) *Such machincery as is dealt in by wholesale and retail recreational, lawn, and garden supply stores and dealers,* and (2) *parts, accessories and attachments for the commodities described in (1) above,* from Evansville, IN, to point in WA, OR, NV, SD and MS, with no transportation for compensation on return except as otherwise authorized. (112) MC 128273 (Sub-184), issued March 5, 1976. *Cordage, cordage products and scrap materials generated in the manufacture of cordage and cordage products,* from Tracy, MN, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. (113) MC 128273 (Sub-185), issued October 1, 1976. *Cordage, cordage products and cordage scrap materials,* from Kingman, KS, to points in the United States (except AK, HI and KS), with no transportation for compensation or return except as otherwise authorized. (114) MC 128273 (Sub-186), issued January 17, 1977. *Athletic and sporting goods, toys and games, and parts and accessories for the above-named commodities,* from the facilities of Indian Industries, Inc., at Evansville, IN, to points in the United States (except AK, HI and IN), with no transportation for compensation on return except as otherwise authorized. (115) MC 128273 (Sub-188), issued January 17, 1977. (1) *Paper mill products and pulp mill products* (except commodities in bulk), from the facilities of Potlatch Corporation in Desha County, AR, to points in the United States (except AK, AR, and HI); and, (2) *Materials, equipment and supplies used in the manufacture and distribution of paper mill products and pulp mill products* (except commodities in bulk), from points in the United States (except AK, AR and HI), to the facilities of Potlatch Corporation, in Desha County, AR. (116) MC 128273 (Sub-189) issued July 2, 1976. *Materials, equipment and supplies used in the production and distribution of paper and paper products* (except commodities in bulk), from points in AR to Cloquet and Brainerd, MN, with no transportation for compensation on return except as otherwise authorized. (117) MC 128273 (Sub-192), issued February 23, 1977. *Refined copper,* from Amarillo, TX, to points in WY, ID, MT, ND, SD, CO, UT, NM, and NV; and, *Materials and supplies used in the manufacture and distribution of refined copper,* from points in WY, ID, MT, ND, SD, CO, UT, NM and NV to Amarillo, TX. *Articles of unusual value,* from Amarillo, TX, to points in the United States (except AK, HI and TX), and, *Dore bullion,* from points in the United States (except AK, HI and TX), to Amarillo, TX. Restriction: The operations authorized herein are restricted against the transportation of commodities in bulk. (118) MC 128273 (Sub-194), issued Jaunary 17, 1977. *Aluminum and aluminum articles, including extrusions* (except commodities which, because of size or weight, require the use of special equipment), from points in Grayson County, TX, to points in the United States (except AK, HI and TX), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of shipments originating at the named origins (119) MC 128273 (Sub-195), issued May 19, 1977. *Materials and supplies used in the manufacture, distribution and sale of paper and paper products* (except commodities in bulk), from points in the United States (except AK and HI), to Monroe and West Monroe, LA, with no transportation for compensation on return except as otherwise authorized. (120) MC 128273 (Sub-198), issued November 19, 1976. *Vermiculite, vermiculite products, and plant media mix* (except commodities in bulk), from Pine Bluff, AR, and DeKalb, IL, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. (121) MC 128273 (Sub-199), issued May 7, 1979. (1) *Non-ferrous metals and non-ferrous metal alloys* (except in bulk), between points in the United States (except AK and HI). (2) *Non-ferrous metal ores and non-ferrous metal ore concentrates* (except in bulk), from Climax and Henderson, CO, to points in the United States (except AK and HI). (122) MC 128273 (Sub-201), issued January 17, 1977. *Plumbing fittings and fixtures,* from Nevada, MO, to points in AR, IL, LA, IA, NV, WI, MN, ND, SD, NE, KS, OK, TX, MT, WY, CO, NM, AZ, UT, ID, WA, OR and CA, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at Nevada, MO. (123) MC 128273 (Sub-202), issued August 17, 1977. *Paper and paper products* (except in bulk), *and commodities produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk), from points in Little River County, AR, to points in FL, GA, NC, SC, VA, and WV, with no transportation for compensation on return except as otherwise authorized. from points in Portage and Wood Counties, WI, to points in AL, AR, FL, GA, LA, MS, OK, TN and TX, with no transportation for compensation on return except as otherwise authorized.

(124) MC 128273 Sub 203, issued July 29, 1977. *Aluminum building sections, panels, curtain wall units, doors and door frames, windows and window frames, molding and architectural shapes and parts and accessories for the above-commodities,* (1) Between plantsites and other facilities of Kawneer Co., Inc., at or near Visalia, CA, Bloomsburg, PA, Denison, TX, and Harrisonburg, VA, on the one hand, and, on the other, points in AL, AZ, AR, CA, CO, FL, GA (except Joneboro, GA), ID, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, MT, NE, NV, NM, ND, OH, OK, OR, SD, TN, TX, UT, WA, WI, and WY. (2) Between the plantsites and other facilities of Kawneer Co., Inc., at or near Franklin, IN, on the one hand, and, on the other, points in AL, AZ, AR, CA, CO, FL, GA, ID, IL (except points in DuPage, Cook, Will, Kendall, Kane and Lake Counties, IL), IN, IA, KS, KY, LA, MN, MS, NO, MT, NE, NV, NM, ND, OK, OR, SD, TN, TX, UT, WA, WI and WY. Restriction: The authority granted herein is restricted to movement of traffic which either originates at or is destined to plantsites and other facilities of Kawneer Co., Inc. (125) MC 128273 Sub 204, issued April 8, 1977. *Paper, paper products, labels and wrappers,* From the facilities of Georgia-Pacific Corporation at or near Norwood and Cincinnati, OH, to points in the United States (except AL, AK, CT, FL, GA, HI, IL, IN, IA, MA, MI, MN, NE, NC, ND, OH, RI, SC, SD,

TN and WI, and points in the commercial zones of Louisville, KY, and Pittsburgh, PA, as defined by the Commission), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at the named facilities. (126) MC 128273 Sub 205, Issued January 10, 1978. *Bicycles*, From Lawrenceburg, TN, to points in OR, WA, NE, CO, UT, CA, AZ, NV, ID, MT, ME, NH, NM, ND, SD, VT and WY, with no transportation for compensation on return except as otherwise authorized. (127) MC 128273 Sub 206, issued July 26, 1976. *Malt beverages*, From the plantsites and storage facilities of Miller Brewing Company at Fort Worth, TX, to points in LA; and *Empty malt beverage containers*, From points in LA to the plantsites and storage facilities of Miller Brewing Company at Fort Worth, TX. (128) MC 128273 Sub 207, issued August 24, 1977. *Charcoal, charcoal briquettes, hickory chips and charcoal lighter fluid* (except such commodities in bulk), From Paris, AR, and Jacksonville, TX, to points in AZ, CA, CT, DE, FL, ID, IN, NV, NH, NJ, KY, ME, MD, MA, MI, MT, NY, NC, OH, OR, PA, RI, SC, UT, VT, VA, WA, WV, WY and DC; and *Charcoal lighter fluid and materials and supplies used in the manufacture and distribution of charcoal and charcoal briquettes* (except such commodities in bulk), From points in AZ, CA, CT, DE, FL, ID, IN, KY, ME, MD, MA, MI, MT, NV, NH, NJ, NY, NC, OH (except Marion), OR, PA, RI, SC, UT, VT, VA, WA, WV, WY and DC, to Paris, AR, and Jacksonville, TX. Restriction: The authority granted in the route description next above is restricted to traffic destined to Paris, AR, and Jacksonville, TX. (129) MC 128273 Sub 208, issued December 1, 1977. *Clay and clay products* (except in bulk, in tank vehicles), From points in Marion County, FL, to points in AZ, CA, CO, ID, KS, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA and WY, with no transportation for compensation on return except as otherwise authorized. (130) MC 128273 Sub 210, issued November 16, 1977. *Paper and paper products, plastic products, and containers and products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk), From the facilities of Continental Can Co., Inc., at or near Fort Worth, TX, and Shelbyville, IL, to points in AZ, CA, CO, ID, NV, OR, UT and WA, with no transportation for compensation on return except as otherwise authorized. Restricted: The operations authorized herein are restricted to the transportation of traffic originating at the above-named facilities. (131) MC 128273 Sub 211, issued April 8, 1977. *Rubber* (except in bulk), From Vicksburg, MS, to points in AZ, CO, ID, MT, NV, NM, OR, UT, WA and WY; and *Equipment, materials and supplies used in the processing of rubber* (except commodities in bulk), From points in AZ, CO, ID, MT, NV, NM, OR, UT, WA and WY, to Vicksburg, MS. (132) MS 128273 Sub 212, issued October 4, 1977. (1) *Clay and clay products* (except in bulk) (a) From Kosse, Gonzales, Palestine, and Zavalla, TX, to points in ME, NH, VT, MA, CT, RI, DE, NJ, MD, VA, WV, KY, MN, ND, SD, NE, KS, MT, WY, ID, and NV, with no transportation for compensation on return except as otherwise authorized. (b) From points in Big Horn County, WY, to points in the United States (except WY, AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations in (1)(a) and (1)(b) above are restricted against the transportation of brick and tile. (2) *Soapstone and soapstone products* (except in bulk), From Gonzales, Palestine and Zavalla, TX, to points in the destination states listed in (1)(a) above, with no transportation for compensation on return except as otherwise authorized. (3) *Ground barites* (except in bulk), From Gonzales, Houston and Zavalla, TX, and Morgan City, LA, to points in the destination states listed in (1)(a) above, with no transportation for compensation on return except as otherwise authorized. (133) MC 128273 Sub 214, issued February 21, 1979. *Packaged lubricants, anti-freeze, and automotive chemicals* (except commodities in bulk), (1)(a) From Bradford, Oil City, and New Kensington, PA, and Congo and St. Mary's, WV, to points in MO, KS, OK, TX, AR, LA, MS, and points in KY (except Louisville, KY), and TN, on and west of Interstate Hwy 65, with no transportation for compensation on return except as otherwise authorized. (1)(b) From Bradford, PA, to Springfield, MO, with no transportation for compensation on return except as othwerwise authorized. (2) From Chicago, IL (except points in IN in the Chicago commercial zone as defined by the Commission), to points in the destination territory named in (1)(a) above, with no transportation for compensation on return except as otherwise authorized. (3) From Wichita, KS, to points in MO (except Kansas City, MO), OK, TX, AR, LA, MS, and points in KY (except Louisville, KY), and TN, on and west of Interstate Hwy 65, with no transportation for compensation on return except as otherwise authorized. (4)(a) From Beaumont and Port Arthur, TX, to points in MO, KS, OK, AR, LA, MS, and points in KY (except Louisville, KY), and TN, on and west of Interstate Hwy 65, with no transportation for compensation on return except as otherwise authorized. (4)(b) From Beaumont, TX, to Idabel and Oklahoma City, OK, and Harrison and Fort Smith, AR, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted under 1(a), (2), (3), and 4(a) above are restricted to the transportation of shipments destined to the facilities of Wal-Mart Stores, Inc., located at points in the above-named destination states. (134) MC 128273 Sub 219, issued November 5, 1976. *Pet foods;* except in bulk, From the plant and storage facilities of Hi-Life Packing Company, located at or near Chicago, IL, and Hamilton, MI, to points in AL, AR, CT, FL, GA, KS, KY, LA, MA, MS, MO, NJ, NY, NC, OK, PA, SC, TN, TX, VA and WV, with no transportation for compensation on return except as otherwise authorized. (135) MC 128273 Sub 220, issued March 15, 1977. *Dry powdered printing ink*, in mixed loads with paper and paper products, From Riegelsville, Hughesville, Milford and Warren Glen, NJ, to points in AZ, AR, CA, CO, ID, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, MT, NE, NV, ND, OH, OK, OR, SD, TN, TX, UT, WA, WV, WI and WY, with no transportation for compensation except as otherwise authorized. (136) MC 128273 Sub 221, issued December 1, 1977. *Mineral micronutrients used in the manufacture of plant and animal food* (except in bulk), From Beckemeyer, IL, Clearwater, SC, Lakeland, FL, and Cedertown, Bainbridge, and Tifton, GA, to points in WI, IL, IN, KY, MI, OH, DE, MD, VA, NJ, PA and NY, with no transportation for compensation on return except as otherwise authorized.

(137) MC 128273 (Sub-223), issued October 1, 1976. *Stone and stone products*, From points in Costilla County, CO, to points in CT, MA, NH, NJ, NY, PA, RI and VT, with no transportation for compensation on return except as otherwise authorized. (138) MC 128273 (Sub-224), issued August 10, 1977. *Paper printed matter*, From Oklahoma City, OK, to points in the United States (except AK, HI and OK), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of shipments originating at the facilities of Oklahoma

Graphics, Division of the Oklahoma Publishing Company. (139) MC 128273 (Sub-225), issued June 30, 1977. *Canned pet food* (except frozen), in mixed loads with canned goods, From San Diego, CA, to points in IA, IL (except Chicago), KS, MN, MO, NE, ND, SD and WI, with no transportation for compensation on return except as otherwise authorized. From Terminal Island, CA, to points in the United States in and east of ND, SD, WY, CO and NM (except points in TX), with no transportation for compensation on return except as otherwise authorized. (140) MC 128273 (Sub-226), issued January 12, 1978. *Petroleum products, in containers*, From New Orleans, LA, to points in AZ, CA, ID, MT, NV, NM, OR, UT, WA and WY, with no transportation for compensation on return except as otherwise authorized. (141) MC 128273 (Sub-227), issued January 12, 1978. *Sisal products*, From Laredo, TX, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized herein. (142) MC 128273 (Sub-229), issued September 13, 1977. *Stone and stone products*, From points in Costilla County, CO, to points in AR, IN, IL, LA, MI, MN, ND, OH, OK, TX and WI, with no transportation for compensation on return except as otherwise authorized. *Stone and stone products* (except primary building stone), From points in Costilla County, CO, to points in IA, KS, MO and SD, with no transportation for compensation on return except as otherwise authorized. (143) MC 128273 (Sub-230), issued February 21, 1979. *Paper and paper products*, From Franklin, VA, to points in OH, TN, IN (except points south of U.S. Hwy 40), MI (except points north of Michigan Hwy 21), and Chicago, IL, with no transportation for compensation on return except as otherwise authorized. (144) MC 128273 (Sub-231), issued June 1, 1977. *Motorcycles, recreational vehicles and machines, accessories and parts, equipment, materials and supplies used in the manufacture, distribution and/or sale of the above-described commodities* (except motor homes and except commodities in bulk), From points in Lancaster County, NE, to points in the United States (except AK and HI), with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to movement of traffic which originates at the plantsites and/or storage facilities of Kawasaki Motors Corporation U.S.A., in Lancaster County, NE. (145) MC 128273 (Sub-232), issued July 29, 1977. *Printed matter* (except commodities in bulk), From Willard, OH, and Crawfordsville, IN, to points in AR, IA, KS, LA, MN, MO, NE, ND, OK, SD and TX, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to movement of traffic which originates at plantsites and storage facilities of R. R. Donnelley and Sons Co. at Willard, OH, and/or Crawfordsville, IN. (146) MC 128273 (Sub-233), issued December 20, 1977. *Plumbing fixtures, and materials, equipment and supplies used in the distribution or sale of plumbing fixtures*, From Ferguson, KY, to points in the United States (except AK, HI and KY), with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at the plantsite of the Crane Co., at or near Ferguson, KY. (147) MC 128273 (Sub-234), issued January 12, 1978. *Motorcycles, recreational vehicles and machines* (except automobiles, trucks and buses), *and accessories and parts thereof*, From points in Los Angeles and Orange Counties, CA, to points in WA, OR, ID, UT, NV and AZ, with no transportation for compensation on return except as otherwise authorized. Restriction: The operations authorized herein are restricted to traffic of the Kawasaki Motors Corp., U.S.A. originating at the facilities used by Kawasaki Motors Corp., U.S.A., and destined to points in the named destination states. (148) MC 128273 (Sub-235), issued January 12, 1978. (a) *Household appliances*, and (b) *parts and accessories for household appliances*, From the warehouse facilities of General Electric Company at Little Rock, AR, to points in LA, MS and OK, with no transportation for compensation on return except as otherwise authorized. (149) MC 128273 (Sub-236), issued March 31, 1978. *Mowers, tillers, garden and lawn tractors, motorcycles, bicycles, outboard motors, parts and accessories of the named items, and lubricants used in the operations of those items* (except commodities in bulk, and those requiring special equipment), From the plantsites and storage facilities of Kiehaefer Corporation, at Fond du Lac, WI, Airens Corporation, at Brillion, WI, Outboard Marine Corporation, at Peoria, Galesburg and Waukegan, IL, Edco Corporation, at Des Moines, IA, Murray Ohio Manufacturing Company, at Lawrenceburg, TN, Pro, Inc., at Gardner, KS, and Harley-Davidson Company, at York, PA, to points in LA, those in that part of MS on or south of U.S. Hwy 80, and those in that part of AR on or south of Arkansas Hwy 4, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted above is restricted to the transportation of traffic originating at the named origin points and destined to the indicated destinations. *Juvenile furniture and toys*, From Brent, AL, to points in LA, MS and AR, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted under the route description next above is restricted to the transportation of traffic originating at the facilities of N.D. Cass Company, at Brent, AL, and destined to the indicated destinations. (150) MC 128273 (Sub-239), issued July 5, 1977. *Adhesives*, when moving in mixed shipments with paper and paper products, From Chillicothe and Schooleys, OH, to points in AZ, AR, CA, CO, ID, IA, KS, LA, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA and WY, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at the facilities of the Mead Corporation at Chillicothe and Schooleys, OH.

(151) MC 128273 Sub 240, issued February 24, 1978. *Such commodities as are manufactured, processed, sold, used, distributed or dealt in by manufacturers, converters and printers of paper and paper products (except commodities in bulk)*, From the facilities of (1) Akrosil Corporation at or near Menasha, WI, (2) Appleton Papers Division of NCR at or near Appleton, Combined Locks and Portage, WI, (3) Badger Paper Mills, Inc., at or near Peshtigo, WI, (4) George Banta Company, Inc., and subsidiaries at or near Neenah, Menasha and Rhinelander, WI, (5) Bay West Division of Mosinee Paper Corporation at or near Green Bay and Columbus, WI, (6) Bergstrom Paper Company at or near Neenah, WI, (7) Brown Company at or near Eau Claire and Ladysmith, WI, (8) Callenor Company, Inc., at or near Menomonee Falls, WI, (9) Central Paper Co., at or near Menasha, WI, (10) Flambeau Paper Co., at or near Park Falls, WI, (11) Georgia-Pacific Corporation at or near Tomahawk, WI, (12) Gilbert Paper Co., at or near Menasha, WI, (13) Hoffmaster Co., Inc., at or near Oshkosh, WI, (14) Kimberly-Clark Corporation at or near Neenah, WI, (15) Mid-tec Paper Corp., at or near Kimberly, WI, (16) Pacon Corporation at or near Appleton, WI, (17) Thilmany Pulp & Paper Co., Division of Hammermill Paper at or near Kaukauna,

WI, (18) Ward Paper Company at or near Merrill, WI, (19) Wausau Paper Mills Co., at or near Brokaw, WI, (20) Weyerhaeuser Company at or near Rothschild, WI, (21) Wisconsin Paper Group, Inc., at or near Menasha, WI, (22) Wisconsin Tissue Mills, Inc., at or near Menasha, WI, (23) Consoldiated Papers, Inc., at or near Appleton, Biron, Stevens Point and Wisconsin Rapids, WI, and (24) Fort Howard Paper Company at or near Green Bay, WI, to points in AL, AR, AZ, CA, CO, ID, KS, KY, LA, MS, MO, MT, NV, NM, OK, OR, TN, TX, UT, WA and WY, with no transportation for compensation on return except as otherwise authorized. Restriction: The service described herein is restricted (a) to the transportation of traffic originating at the above-named facilties and destined to points in the above-named states (except that the destined-to restriction shall not apply to movements in foreign commerce). (152) MC 128273 Sub 241, issued January 12, 1978. *Paper and paper products,* From Ripon and Anderson, CA, to points in AL, CT, DE, FL, GA, KY, ME, MA, MD, MS, NH, NJ, NY, NC, PA, RI, SC, TN, VT, VA, WV and DC, with no transportation for compensation on return except as otherwise authorized. (153) MC 128273 Sub 242, issued September 6, 1978. (1) *Foodstuffs and materials and supplies used in the manufacture and distribution of bakery products* (except frozen foods, sugar, commodities in bulk and meat, meat products, meat by-products, and articles distributed by meat packinghouses, as defined by the Commission in Appendix I to the Decision in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209), From the facilities of Rust Sales Company at Denver, CO, to points in AZ, AR, CA, IL, IA, KS, MN, MO, MT, NE, NV, NM, ND, OK, SD, TX, UT, WI and WY. (2) *Canned goods* (except frozen foods and commodities in bulk), From the facilities of Skyland Food Corporation at Delta, CO, Fort Lupton Canning Company at Fort Lupton, CO, and Western Foods Products Company, Inc., at Fort Collins and LaJunta, CO, to points in AZ, AR, CA, NE, NV, NM, ND, OK, SD, TX, UT, WI and WY. Restriction: The authority granted above is restricted to the transportation of traffic originating at the named points and destined to points in the defined destination territory. (154) MC 128273 Sub 244, issued March 30, 1978. *Aluminum* (except commodities which, because of size or weight, require the use of special equipment), From Chalmette, LA, to Philadelphia, PA, and St. Louis, MO, and points in IL, IN, MN, OH and WI, with no transportation for compensation on return except as otherwise authorized. (155) MC 128273 Sub 245, issued January 12, 1978. *Refrigerant and dispersant gas, in containers,* From the facilities of Kaiser Aluminum and Chemical Corporation, at Gramercy, LA, to points in AZ, CA, OR and WA, with no transportation for compensation on return except as otherwise authorized. (156) MC 128273 Sub 246, issued March 7, 1978. *Animal feed,* From Irvine and Santa Fe Springs, CA, to points in KY, IL, IN, MI, OH and TN, with no transportation for compensation on return except as otherwise authorized. (157) MC 128273 Sub 247, issued January 17, 1978. *Coffee* (except coffee beans and except in bulk), From Edgewater, NJ, to points in WI, MN, ND and SD, with no transportation for compensation on return except as otherwise authorized. Restriction: The authority granted herein is restricted to the transportation of traffic originating at facilties of Hills Bros. Coffee, Inc., at Edgewater, NJ, and destined to the named destination states. (158) MC 128273 Sub 248, issued April 21, 1978. *Printed matter,* from Willard, OH, and Crawfordsville, IN, to points in AZ, CA, CO, ID, MT, NV, NM, OR, UT, WA and WY, with no transportation for compensation on return except as otherwise authorized. (159) MC 128273 (Sub-252), issued April 13, 1978. *Canned goods* (except frozen and commodities in bulk), From the plantsite and warehouse facilities of Joan of Arc Company located at or near Turkey, NC, to points in AZ, AR, CA, CO, ID, IA, KS, LA, MN, MO, MT, NE, NV, NM, MD, OK, OR, SD, TX, UT, WA, WI and WY. Restriction: The authority granted herein is restricted to movement of traffic which originates at the plantsite and/or warehouse facilities of the above-named shipper and destined to points within the destination territory described. (160a) MC 128273 (Sub-253), issued January 26, 1979. *Coffee, tea, sugar, cream, cream substitutes, beverages, beverage stirrers, and beverage filters* (except in bulk), From the facilities of CFS Continental, at Houston, TX, to points in the United States (except AK, HI, LA and TX). (160a) MC 128273 (Sub-254), issued May 8, 1978. *Electrical appliances, electrical motors, household stools, kitchen chairs, lawn care products, home care products, personal care products, barbeque equipment and recreational equipment,* From the facilities of Neosho Products Company, Division of Sunbeam Corporation, located at or near Neosho, MO, to those points in the United States in and east of MS, TN, KY, IL, WI and MN, with no transportation for compensation on return except as otherwise authorized. (161) MC 128273 (Sub-255), issued October 16, 1978. *Paints, stains and vanishes* (except in bulk), From the facilities of Baltimore Paint and Chemical Company at or near Baltimore, MD, to points in that part of the United States in and west of MI, OH, KY, TN and MS (except AK and HI). (162) MC 128273 (Sub-257), issued January 25, 1978. *Paper and paper products,* From the facilities of Fort Howard Paper Company at or near Muskogee, OK, to points in AL, AZ, AR, CA, CO, FL, GA, ID, KS, KY, LA, MS, MO, MT, NE, NV, NM, NC, OR, SC, TN, TX, UT, VA, WY and WI; and *Materials, supplies and equipment used in the manufacture and distribution of paper and paper products* (except commodities in bulk, and those which, because of size or weight, require the use of special equipment), From the above-specified destinations to the above-specified origin point. Restriction: The authority granted herein is restricted to the transportation of shipments originating at or destined to the facilities of the named shipper at or near Muskogee, OK. (163) MC 128273 (Sub-259), issued May 8, 1978. *Toys and games and parts for toys and parts for toys and games,* From Booneville, AR, To points in CT, DE, FL, GA, IL (except East St. Louis, and points in the St. Louis, MO-East St. Louis, IL, commercial zone), IN, KY, ME, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN (except Memphis and points in its commercial zone), VT, VA, WV, WI and DC, with no transportation for compensation on return except as otherwise authorized. (164) MC 128273 (Sub-260), issued April 13, 1978. *Paper, woodpulp, paper products and products produced and utilized by manufacturers and converters of the foregoing commodities* (except commodities in bulk), Between Oswego, NY, on the one hand, and, on the other, points in the United States which are in and west of MN, IA, MO, AR, and LA (except those in AK, CA, HI, OR, UT and WA). Restricted: The authority granted herein is restricted to traffic originating at or destined to Oswego, NY. (165) MC 128273 (Sub-261), issued April 11, 1978. *Toys and playground equipment,* From Bossier City, LA, to points in AZ, CA, OR and WA, with no transportation for compensation on return except as otherwise authorized. (166) MC 128273 (Sub-262), issued June 9, 1978. *Paper, paper products, wood flour, and products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk in tank vehicles), From Berlin

and Gorham, NH, to points in the United States in and west of MN, IA, MO, AR and LA (except AK and HI). (167) MC 128273 (Sub-263), issued May 2, 1979. *Printed matter*, From Crawfordsville, IN and Willard, OH, to points in the United States in and east of WI, IL, KY, TN and MS, restricted to the movement of traffic which originates at the facilities of R. R. Donnelley & Sons Company, at Crawfordsville, IN, and Willard, OH. (168) MC 128273 (Sub-264), issued October 17, 1978. (a) *Glass and glass products and glazing units*, From the facilities of Fourco Glass Company at Clarksburg, WV, and in Taylor County, WV, to those points in the United States in and west of WI, IL, MO, AR, LA and MS (except AK and HI), and (b) *Materials, equipment and supplies used in the manufacture and distribution of commodities described in (a) above* (except in bulk), From the destination points in (a) above to the origins in (a) above. (169) MC 128273 (Sub-265), issued August 30, 1978. *Toys, games and children's vehicles*, From the facilities of Louis Marx Company, located at or near Girard, PA, Glendale, WV, and Columbus, OH, to those points in that part of the United States in and west of WI, IL, MO, TN and AL (except AK and HI). (170) MC 128273 (Sub-266), issued September 28, 1978. *Charcoal, hickory chips and charcoal lighter fluid* (except commodities in bulk), From Dickinson, ND, to points in AZ, CA, ID, MT, NV, OR, UT, WA and WY.

(171) MC 128273 Sub 269, issued August 25, 1978. *Paper and paper products*, From the facilities of the Mead Corporation at or near Groos (Escanaba) MI, to points in AL, AR, CT, FL, GA, IA, KS, KY (except Louisville), ME, MD, MA, MO (except St. Louis), NE, NH, NJ, NY, NC, PA, RI, SC, TN, VT, VA and DC. (172) MC 128273 Sub 270, issued August 30, 1978. *Paper and paper products, printed matter and products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk, in tank vehicles), From the facilities of Scott Paper Company at Winslow, Portland, Westbrook, and Somerset County, ME, to points in AL, MS and TN, and points in the United States in and west of MN, IA, MO, AR and LA (except AK and HI). (173) MC 128273 Sub 272, issued March 2, 1979. (1) *Room air conditioners, residential heating and air conditioning units, household trash compactors, microwave ovens, household ranges, stoves and range hoods*, From Fayetteville, TN, to points in AZ, AR, CA, CO, ID, IL, IA, KS, LA, MN, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA, WI and WY, and (2) *Equipment, materials and supplies used in the manufacture and distribution of the commodities in (1) above* (except commodities in bulk, in tank vehicles), From points in the destination states named in (1) above to Fayetteville, TN. (174) MC 128273 Sub 273, issued October 16, 1979. *Coffee and coffee products, tea, freeze-dried coffee, extract of, instant, soluble, dry in jars, packages or cartons, beverage preparations, liquid tea concentrates* (except commodities in bulk, in tank vehicles) From Linden and Morris Plains, NJ, to points in AL, AZ, AR, CA, CO, GA, ID, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, MT, NE, NV, NM, ND, OH, OK, OR, SD, TN, TX, UT, WA, WI and WY, Restricted to traffic originating at the facilities of the Coca Cola Company Foods Division at (1) Linden, NJ and (2) Morris Plains, NJ, and destined to the involved destination states. (175) MC 128273 Sub 274, issued February 23, 1979. (1) *Such merchandise* used by, dealt in or distributed by wholesale or retail grocery, department, drug and variety stores and institutional supply firms (except frozen foods, meat, meat products and meat by-products, salad dressings, yeast, uncooked bakery goods, candy and confectionery products and, in bulk, in tank vehicles), (2) *supplies and materials* (except frozen foods, meat, meat products and meat by-products, salad dressings, yeast, uncooked bakery goods, candy and confectionery products and, in bulk, in tank vehicles), used in the manufacture and sale of such merchandise described in (1) above. Between Byhalia, MS, on the one hand, and, on the other, points in the United States (except AK and HI). Restriction: the authority granted herein is restricted to traffic originating at or destined to the facilities of Gem, Inc., at or near Byhalia, MS. (176) MC 128273 Sub 275, issued October 16, 1979. To operate as a comon carrier, by motor vehicle, in interstate or foreign commerce; over irregular routes, transporting: (1) *Printed matter*, from the facilities of R. R. Donnelley and Sons Company at Lancaster, PA, and Old Say-brook, CT, to all points in the United States (except AK and HI); and (2) *Materials, equipment, and supplies* (except paper, commodities which because of size or weight require the use of special equipment, and commodities in bulk, in tank vehicles), from all points in the United States (except AK and HI), to the facilities of R. R. Donnelley and Sons Company at Lancaster, PA, and Old Saybrook, CT. Restrictions: (1) Restricted in paragraph 1 to traffic which originates at Lancaster, PA, and Old Saybrook, CT, and is destined to points involved in the destination territory. (2) Restricted in Paragraph 2 to traffic originating at points involved in the origin territory and destined to Lancaster, PA, and Old Saybrook, CT. (3) Restricted against the transportation of printed matter from Old Saybrook, CT, to Springfield, Boston, Pittsfield, Worcester, and Lawrence, MA, Providence and Woonsocket, RI, Concord and Manchester, NH, Burlington, Rutland, and Brattleboro, VT, Bangor, Portland and Augusta, ME, and New York and Albany, NY. (177) MC 128273 Sub 276, issued November 29, 1978. *Paper and paper products*, (except in bulk), From the facilities of the International Paper Company at or near Jay and Livermore Falls, NE, to points in AL, AZ, AR, CA, CO, DE, FL, GA, ID, IL, IN, IA, KS, KY, LA, MD, MI, MN, MS, MO, MT, NE, NV, NM, NC, ND, OH, OK, OR, SC, SD, TN, TX, UT, VA, WA, WV, WI, WY, DC, points in that part of New York on and west of Interstate Hwy 81, and points in that part of Pennsylvania on and west of U.S. Hwy 15. Restriction: The authority granted herein is restricted to the transportation of traffic originating at the named origins and destined to the indicated destinations. (178) MC 128273 Sub 277, issued April 16, 1979. *Paper and paper products, pulpboard, products produced or distributed by manufacturers and converters of paper and paper products, and materials, equipment and supplies used in the manufacture and distribution of the foregoing commodities* (except commodities which, because of size or weight require the use of special equipment, and except commodities in bulk, in tank vehicles), (1) Between Camden, AR, and Redwood, MS, on the one hand, and, on the other, points in the United States (except AK and HI), (2) Between Pine Bluff, Ar, on the one hand, and, on the other, points within the States of AZ, CA, CO, CT, DE, FL, ID, ME, MD, MA, MN, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OR, PA, RI, SC, SD, UT, VT, VA, WA, WV, WY, and the DC. (3) From points in the States of AL, GA, IL, IN, IA, KS, KY, LA, MI, MS, MO, OK, TN, TX, and WI, to Pine Bluff, AR. (4) Between Mobile, AL and Moss Point, MS, On the one hand, and, on the other points in AL, CT, Wilmington, DE, and its commercial zone as defined by the Commission, points in that part of FL west of the Apalachicola River, GA, points in IL north and east of a line extending along U.S. Hwy 36 from the IL–IN State line to Springfield, IL, then along IL Hwy 29 to Peru, IL, then along U.S. Hwy 51 to the IL–WI State line, IN,

Louisville, Ky, and its commercial zone as defined by the Commission, MD, MA, NJ, points in that part of NY north and east of U.S. Alternate Hwy 20 from Lake Erie to junction U.S. Hwy 20, then along U.S. Hwy 20 to junction NY Hwy 8, then along NY Hwy 8 to the NY–PA State line, NC, points in that part of OH on, west and north of a line beginning at a point on the OH–PA State line near Sharon, PA, extending along U.S. Hwy 62 to Columbus, OH, then along U.S. Hwy 23 to Circleville, OH, and then along U.S. Hwy 22 to Cincinnati, OH, PA, RI, SC, TN, Richmond, VA, and its commercial zone as defined by the Commission, points in that part of WV north of U.S. Hwy 33, Charleston, WV, and its commercial zone as defined by the Commission, and the District of Columbia. Restriction: The authority granted in (1), (2), (3), and (4) above is restricted to traffic originating at or destined to the facilities of International Paper Company at Mobile, AL, Camden and Pine Bluff, AR, Moss Point and Redwood, MS. (179) MC 128273 Sub 278, issued October 16, 1979. To operate as a common carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *such commodities as are manufactured or distributed by manufacturers of rubber or plastic products,* (except commodities in bulk and commodities which, because of size or weight, require the use of special equipment), From the facilities of BF Goodrich Company, Chemical Division, at or near Henry, IL, Louisville, KY, Pedricktown, NJ, and Akron and Avon Lake, OH, to points in the United States in and west of MN, IA, MO, AR and LA (except AK and HI), Restricted to the transportation of traffic originating at the facilities of BF Goodrich Company, Chemical Division, and destined to points in the described destination States. (180) MC 128273 Sub 280, issued October 16, 1979. To operate as a common carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting, (1) *petroleum and petroleum products, vehicle body sealer,* and *sound deadener compound* (except commodities in bulk, in tank vehicles), (a) from Bradford, Petrolia, Emlenton, Karns City and Farmers Valley, PA; Buffalo, NY; and St. Mary's and Congo, WV to points in AL, AR, CO, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, NE, ND, OK, SD, TN, TX, WI; and (b) from East Butler and Warren, PA to all points in the United States in and west of MI, IN, KY, TN and AL (except AK and HI); and, (2) *commercial and Industrial petroleum lubricants, oils* and *greases,* and *materials, equipment and supplies* used in connection with the sale and distribution of petroleum oils, lubricants and greases (except commodities in bulk, in tank vehicles), from Toledo, OH, to all points in the United States in and west of MI, IN, KY, TN and AL (except AK and HI), (1) Restricted against the movement of traffic moving from the facilities of Quaker State Oil Refining Corporation at Congo and St. Marys, WV, to points in AR and OK; and (2) Restricted to traffic originating at the above-named origin points and destined to the above-described destination territories.

(181) MC 128273 (Sub-281), issued February 23, 1979. (1) *Petroleum and petroleum products, vehicle body sealer, sound deadener compounds,* and *filters* (except in bulk), from Jasper, TN, to points in the United States (except AK and HI). (2) *Materials, supplies* and *equipment* used in the manufacture, sale, and distribution of the commodities named in (1) above (except in bulk), from points in OH, WV, PA, AL, GA, VA, and KY to Jasper, TN. (3) *Petroleum and petroleum products, vehicle body sealer, sound deadener compounds,* and *filters,* (except in bulk), from points in OH, NY, RI, PA, and WV to Jasper, TN. Restriction: The authority granted herein is subject to the following conditions: The authority granted in (1) is restricted to the transportation of traffic originating at Jasper, TN. The authority granted in (2) and (3) is restricted to the transportation of traffic destined to Jasper, TN. (182) MC 128273 (Sub-282), issued October 25, 1978. *Paper and paper products* (except commodities in bulk, in tank vehicles,), from the facilities of Champion International Corporation at Cincinati, OH, to points in the United States in and west of MN, IA, MO, AR and LA (except AK and HI). Restriction: The authority granted herein is restricted to the transportation of traffic originating at the named origin and destined to the named destination territory. (183) MC 128273 (Sub-286F), issued October 25, 1979. To operate as a common carrier by motor vehicle in interstate or foreign commerce, over irregular routes, transporting *motorcycles, recreational vehicles,* and *those commodities used by or dealt in by manufacturers and distributors of motorcycles and recreational vehicles,* except self-propelled vehicles weighing individually in excess of 1,500 pounds, commodities in bulk, and commodities which, by reason of size or weight require special equipment, (1) from points in Los Angeles and Orange Counties, CA, ports of entry in the states of NJ and NY, Atlanta and Savannah, GA, Baltimore, MD, Edison, NJ, Charleston, SC, Houston, TX, Norfolk, VA, and Seattle, WA, to points in the United States, except AK, KI, and points in Lancaster County, NE, and (2) from points in the United States, except AK, HI, and NE, to points in Lancaster County, NE; Restriction: to the transportation of traffic originating at or destined to facilities utilized by Kawasaki Motors, Corp., U.S.A., except such traffic moving in foreign commerce. (184) MC 128273 (Sub-287F), issued October 16, 1979. To operate as a common carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *paper and paper products,* and *products produced or distributed by manufacturers and converters of paper and paper products,* and *materials and supplies used in the manufacture and distribution of paper and paper products,* (except commodities in bulk, and commodities which because of size or weight require the use of special equipment), between the facilities of Scott Paper Company at Muskegon and Detroit, MI, on the one hand, and, on the other, points in the United States (except AK, HI, IL, IN, MI, OH and WI). Restriction: (1) to transportation of traffic originating at the named origins and destined to the named destinations and (2) against the transportation of traffic moving between Philadelphia, PA, and its commercial zone, and the facilities of Scotts Paper Company, at Detroit, MI. (185) MC 128273 (Sub-288F), issued January 24, 1979. *Pulpboard products* and *fiberboard products, containers, container ends and sealing machines,* from the facilities of the Mead Corporation at or near Avondale, GA, to points in the United States in and west of MN, SD, NE, MO, AR and TX (except AK and HI). (186) MC 128273 (Sub-289F), issued October 16, 1979. To operate as a common carrier, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting: *Paper, paper products, and plastic products,* from Kalamazoo and Parchment, MI, to points in IL, IN, IA, NE and OH, and points in that part of PA west of a line beginning at the PA-WV state line and extending over U.S. Hwy 119 to junction U.S. Hwy 219, then over U.S. Hwy 219, to the NY-PA state line, points in that part of WI on and east of U.S. 41, Minneapolis and St. Paul, MN, and points in their commercial zone as defined by the Commission, Kansas City, MO, and Kansas City, KS, and points in their commercial zone as defined by the Commission, Louisville, KY, Austin, MN St. Louis MO, Buffalo, Syracuse and Rochester, NY and points in their commercial zones as defined by the Commission. Restriction: Restricted

to traffic which originates at the facilities of Allied Paper, Inc.; Georgia-Pacific Corporation; and/or Brown Company. (187) MC 128273 (Sub-290F), issued January 24, 1979., *Paper and paper products, printed matter, and products produced or distributed by manufacturers and converters of paper and paper products,* from the facilities of Scott Paper Company at Winslow, Portland, Westbrook, and points in Somerset County, ME, to points in CT, DE, FL, GA, IL, IN, KY, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, VT, VA, WV and WI. (188) MC 128273 (Sub-291F), issued April 26, 1979. To operate as a common carrier, by motor vehicle, in interstate of foreign commerce, over irregular routes, transporting: *Paper and paper products* (except in bulk, in tank vehicles), from the facilities of the Mead Corporation, at or near Escanaba, MI, to points in CA. (189) MC 128273 (Sub-294F), issued May 3, 1979. (1)(a) *Cushioning materials, absorbents, ceiling tile, insulating materials,* and *mulch,* and (b) *equipment, materials,* and *accessories used in the installation or application of the commodities in (1)(a) above,* from Cloquet, MN to points in the United States (except AK, HI, IL, IA, KS, MN, MO, NE, ND, SD, WI, and the Upper Peninsula of MI), and, (2) *materials, equipment and supplies used in the manufacture, distribution or application of the commodities in (1)(a) above* except commodities in bulk, in tank vehicles), from points in the United States (except AK, HI, IL, IA, KS, MN, MO, NE, ND, SD, WI, and the Upper Peninsula of MI) to Cloquet, MN, Restricted in (1) and (2) to the transportation of traffic originating at or destined to the facilities of Conwed Corporation at or near Cloquet, MN. (190) MC 128273 (Sub-296F), issued November 6, 1979. *Canned Goods,* from points in Cameron, Hidalgo, and La Vaca Counties, TX, to points in the United States (except AK, HI and TX). (191) MC 128273 (Sub-297F), issued May 29, 1979. (1) *Such commodities as are manufactured, dealt in or distributed by sporting goods stores,* between Milwaukee, WI, and Richmond, IN, on the one hand, and, on the other, points in the United States (except AK and HI); (2) *Bicycles, accessories and parts, materials, equipment, and supplies used in the manufacture, distribution, and sale of bicycles,* between Azusa and City of Industry, CA, on the one hand, and, on the other, points in the United States (except AK, CA, and HI): (3) *Bicycles, tricycles and parts, materials, equipment and supplies used in the manufacture, distribution and sale of bicycles and tricycles,* between Celina, OH, on the one hand, and, on the other, points in the United States (except AK, HI and OH); and (4) *Automotive parts, accessories and service equipment, and materials, equipment and supplies used by automotive service and supply dealers,* between Delphos, OH, on the one hand, and, on the other, points in the United States (except AK, HI and OH). Restrictions: All of the above authority is restricted, (a) against the transportation of commodities in bulk; in tank vehicles, and, (b) to the transportation of shipments originating at or destined to the facilities of Huffy Corporation, at (1) Milwaukee, WI; (2) Richmond, IN; (3) Azusa, CA; (4) City of Industry, CA; (5) Celina, OH; and (6) Delphos, OH. (192) MC 128273 (Sub-298F), issued February 14, 1980. *Such commodities as are manufactured, processed, or dealt in by manufacturers of rubber and rubber products, and equipment, materials, and supplies used in the manufacture and distribution of rubber and rubber products* (except commodities in bulk), between the facilities of the Goodyear Tire & Rubber Company, at or near Lawton, OK, on the one hand, and, on the other, points in the United States (except AK and HI). (193) MC 128273 (Sub-299F), issued May 6, 1980. *Animal food and animal food ingredients* (except commodities in bulk, in tank vehicles), from the facilities of Star-Kist Foods, Inc., Perham, MN, and Muscatine, IA, to points in the United States (except AK and HI).

Restriction: The above authority is restricted to the transportation of shipments originating at the named facilities of the shipper. (194) MC 128273 (Sub-301F), issued October 16, 1979. *Paper and paper products produced or distributed by manufacturers and converters of paper and paper products* (except commodities in bulk, in tank vehicles), (1) From the facilities of: Olinkraft, Inc., at Evandale, OH; Diamond International Corporation at Hamilton, Lockland, Middletown and Norwood, OH, Miami Valley Paper Shippers' Association at Hamilton, OH; Interstate Folding Box Company at Miamisburg and Middletown, OH; Sorg Paper Company at Middletown, OH, and West Carrollton Parchment Co., at West Carrollton, OH, to those points in the United States in and east of WI, IL, KY, TN, and MS, points in St. Louis County, MO and St. Louis, MO, and Minneapolis, MN, (2) From the facilities of Beckett Paper Company, Division of Hammermill Paper Co., at Hamilton, OH, to points in ID, WI, MI, IN, OH, PA, NY, VT, ME, RI, NH, MA, CT, NJ, DE, MD, VA, WV, TN, MS, AL, GA, and FL, those points in IL on and north of U.S. Hwy 36, and Kansas City and Wichita, KS, Louisville, KY, New Orleans and Baton Rouge, LA, St. Louis, MO, Oklahoma City and Tulsa, OK, Dallas, Fort Worth, San Antonio and Houston, TX, and Minneapolis and St. Paul, MN, and (3) From the facilities of: Brown-Bridge Division of Kimberly-Clark Corporation at Troy, OH; Crystal Tissue Company at Middletown, OH; Duro Paper Bag Manufacturing Company at Covington, Erlanger and Ludlow, KY; and French Paper Company at Niles, MI, to points in the United States (except AK and HI). The authority contained in (1), (2) and (3) is Restricted to traffic originating at the named origin facilities. The authority authorized to the extent it duplicates any heretofore granted to applicant shall not be construed as conferring more than one operating right. (195) MC 128273 (Sub-303F), issued October 16, 1979. (1) *Such products as are manufactured and distributed by manufacturers and converters of paper and paper products, and wood flour* (except in bulk, in tank vehicles), from Berlin, Gorham, and Nashua, NH, and Lawrence and Lowell, MA, to points in the United States in and east of WI, IL, KY, TN and MS; and (2) *Materials and supplies used in the manufacture and distribution of the commodities named in (1) above,* (except commodities in bulk, in tank vehicles), from points in the United States in and east of WI, IL, KY, TN, and MS, to Berlin, Gorham, and Nashua, NH, and Lawrence and Lowell, MA. Restricted in (1) and (2) above to the transportation of traffic originating at or destined to the facilities of Brown Company at Berlin, Gorham, and Nashua, NH, and Lawrence and Lowell, MA. (196) MC 128273 (Sub-305F), issued October 16, 1979. *Printed matter and such products as are manufactured and distributed by manufacturers and converters of paper and paper products,* (except commodities in bulk, in tank vehicles), from Niagara Falls, NY, to points in AL, AR, FL, GA, IL, IN, IA, KS, KY, LA, MI, MN, MO, MS, NE, NC, OH, OK, SC, TN, TX, VA, WV, WI, Restricted to the transportation of traffic originating at Niagara Falls, NY. (197) MC 128273 (Sub-306F), issued October 16, 1979. *Paper* from Brewer, ME, to points in the United States (except AK, HI, and ME), Restricted to the transportation of traffic originating at the named origin. (198) MC 128273 (Sub-307), issued November 21, 1979. *Such products as are manufactured and distributed by manufacturers and converters of paper and paper products,* (except commodities in bulk, in tank vehicles), (1) From the facilities of Fletcher Paper Company at Alpena, MI,

to points in AL, AZ, AR, CO, CT, DE, FL, GA, ID, IL, IN, IA, KS, KY, LA, ME, MD, MA, MN, MS, MO, MT, NE, NV, NH, NJ, NM, NY, NC, ND, OH, OK, PA, RI, SC, SD, TN, UT, VT, VA, WV, WI, and WY, and, (2) From the facilities of Watervliet Paper Company, Inc., at Watervliet and Sodus, MI, to points in CT, DE, IN, IA, ME, MN, MA, NE, NH, NJ, NY, OH, PA, RI, VT, VA, WV, and WI, and those in IL north of U.S. Hwy 36, restricted in (1) and (2) above to the transportation of traffic originating at the named origin facilities and destined to the indicated destinations. (199) MC 128273 (Sub-309F), issued June 8, 1979. (1) *Water heaters and water heater parts*, and (2) *materials, equipment, and supplies used in the manufacture distribution, and sale of the commodities named in (1) above*, (except commodities in bulk, in tank vehicles, and those which because of size or weight, require the use of special equipment), between Middleville, MI, and Los Angeles, CA, on the one hand, and, on the other, points in the United States (except AK and HI), and (3) *Water heaters and water heater parts*, and (4) *accessories for the commodities named in (3) above* (except commodities in bulk, in tank vehicles, and those which because of size or weight require the use of special equipment), from Philadelphia, PA, Boston, MA, Atlanta, GA, Louisville, KY, Dallas, TX, Minneapolis, MN, Denver, CO, and Portland, OR, to points in the United States (except AK and HI). (200) MC 128273 (Sub-311F), issued October 16, 1979. *Such commodities as are dealt in by manufacturers and converters of paper and paper products*, (except commodities in bulk), From the facilities of the Mead Corporation at Chillicothe and Schooley's OH, to points in AZ, AR, CA, CO, ID, IA, KS, LA, MS, MO, MT, NE, NV, NM, ND, OK, OR, SD, TX, UT, WA, and WY, restricted to the transportation of traffic originating at the named origin facilities.

(201) MC 128273 (Sub-312F) issued May 30, 1979. *Perlite, vermiculite, vermiculite products, plant and soil media mix, and peat moss* (except commodities in bulk in tank vehicles), From Tampa, FL, to points in the United States (except AK, FL, and HI). (202) MC 128273 (Sub-313F) issued December 10, 1979. *Sugar, in containers*, from Sugar Land, TX, to points in the United States (except AK, HI & TX). (203) MC 128273 (Sub-315F) issued December 13, 1979. *Talc* (except in bulk in tank vehicles), from Three Forks, MT, to points in the United States (except AK, HI and MT). (204) MC 128273 (Sub-316F) issued May 2, 1979. *Such commodities as are used or distributed by building materials supply houses*, (except commodities in bulk, in tank vehicles, and commodities which because of size or weight require the use of special equipment), between Kansas City, MO, on the one hand, and, on the other, points in the United States (except AK, HI, and MO), restricted to the transportation of traffic originating at or destined to the facilities of Zea Chemical & Research, at Kansas City, MO. (205) MC 128273 (Sub-318F) issued April 26, 1979. (1) *Paper and Paper products*, (except commodities in bulk, in tank vehicles), from the facilities of International Paper Co., at or near Pittsburg, KS, to points in the United States (except AK and HI), and (2) *Equipment, materials, and supplies* used in the manufacture and distribution of paper and paper products, (except commodities in bulk, in tank vehicles) in the reverse direction, restricted to the transportation of traffic originating at or destined to the facilities of International Paper Co., at or near Pittsburg, KS. (206) MC 128273 (Sub-320F) issued June 14, 1979. (1) *Cots, beds, and parts and accessories for cots and beds, and (2) materials, and supplies used* in the manufacture of the commodities named in (1) above, (except commodities in bulk, in tank vehicles), (a) From Carthage, MO, to points in AZ, AR, CA, CO, FL, ID, KS, LA, MS, MT, NV, NM, ND, OK, OR, SD, UT, WA and WY, (b) From Hominy, OK, to points in AZ, CA, CO, CT, DE, FL, ID, KS, ME, MA, MT, NE, NV, NH, NJ, NM, NY, ND, OR, RI, SD, TX, UT, VT, WA, and WY, and (c) From Ennis, Dallas, and Fort Worth, TX, to points in the United States on and west of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to junction with the western boundary of Itasca County, MN, then north over the western boundaries of Itasca and Koochiching Counties, MN, to the United States and Canadian boundary lines (except points in AK, AR, MI, IA, KS, MO, NE, ND, OK, and SD). (207) MC 128273 (Sub-321F) issued October 23, 1979. *Animal feed, feed ingredients, and materials, equipment and supplies* used in the manufacture and distribution of animal feed and feed ingredients, (except commodities in bulk, in tank vehicles); between the facilities used by Perk Foods, at or near (a) Kansas City, KS, and (b) Camp Hill and Mechanicsburg, PA, on the one hand, and, on the other, those points in the United States in and east of ND, SD, NE, KS, OK, and TX, restricted to the transportation of traffic originating at or destined to the above-named facilities of Perk Foods. (208) MC 128273 (Sub-322F) issued October 23, 1979. *Charcoal briquets* (except commodities in bulk, in tank vehicles), from Pachuta, MS, to points in AL, FL, GA, SC, NC, TN, and LA.

(209) MC 128273 (Sub-330F), issued August 8, 1979. *Materials, equipment, and supplies used in the manufacture and distribution of mining company products*, (except commodities in bulk, in tank vehicles and commodities, which because of size or weight require the use of special equipment), from points in the United States (except AK, CO, and HI), to the facilities of Colorado Aggregate Co., Inc., at points in Costilla County, CO. Restricted to the transportation of traffic originating at the named origins and destined to the named facilities. (210) MC 128273 (Sub-332), issued August, 20, 1979. (1) *Petroleum, petroleum products, vehicle body sealer compounds and sound deadener compounds*, (except commodities in bulk, in tank vehicles), *and filters*, from points in Warren County, MS, to points in the United States (except AK and HI), and (2) The commodities named in (1) above, and materials, equipment, and supplies used in the manufacture and distribution of the commodities named in (1) above, (except commodities in bulk, in tank vehicles), from points in AL, GA, IL, IN, KY, NY, OH, OK, PA, RI, SC, VA, and WV, to points in Warren County, MS, restricted in (1) and (2) above to the transportation of traffic originating at or destined to the facilities of Quaker State Oil Refining Corporation at points in Warren County, MS. (211) MC 128273 (Sub-334F), issued November 21, 1979. *Such commodities as are dealt in or used by manufacturers and converters of paper and paper products*, (except commodities in bulk, in tank vehicles), (1) From the facilities of Hammermill Paper Company at Erie, PA, to points in FL, AL (except Selma), GA, SC, TN and KY, (2) From the facilities of Hammermill Paper Company, at Lock Haven, PA, to points in FL, AL (except Mobile), GA and SC and (3) From the facilities of Hammermill Paper Company at Oswego, NY, to points in FL, MS, AL, GA, SC, TN and KY. Restricted in (1), (2) and (3) above to the transportation of traffic originating at the named facilities and destined to the indicated destinations. (212) MC 128273 (Sub-335F), issued November 21, 1979. *Such commodities as are dealt in or used by manufacturers and distributors of sporting goods, and recreational equipment*, (except commodities in bulk, in tank vehicles), between Ponca City, OK, on the one hand, and, on the other, points in the United States (except AK, HI and OK), restricted to the transportation of traffic

originating at or destined to the facilities of Huffy Corporation. (213) MC 128273 (Sub-337F), issued November 28, 1979. *Such commodities as are dealt in or used by manufacturers and distributors of sporting goods and recreational equipment,* (except commodities in bulk), from points in the United States (except AK, HI and WI), to the facilities of Frabil Manufacturing Company, Division of Huffy Corporation, at or near Milwaukee, WI, restricted to the transportation of traffic destined to the indicated destination. (214) MC 128273 (Sub-340F), issued April 11, 1980. *Such commodities as are dealt in or used by manufacturers and converters of paper products and plastic products* (except commodities in bulk, in tank vehicles, and commodities the transportation of which because of size or weight requires the use of special equipment), from points in the United States (except AK, HI and MI), to the facilities of Brown Company, at or near Kalamazoo, MI, restricted to the transportation of traffic originating at the named origins and destined to the named destination. (215) MC 128273 (Sub-341F), issued April 11, 1980. *Foodstuffs (non-frozen) and materials equipment and supplies* used in the manufacture or distribution of foodstuffs, (except frozen commodities, and commodities in bulk, in tank vehicles), between points in Reno County, KS, on the one hand, and, on the other, points in AL, AR, AZ, CO, ID, IL, IN, IA, KY, LA, MI, MN, MS, MO, MT, NE, NM, ND, OH, OK, SD, TN, TX, UT, WI and WY, restricted to the transportation of traffic originating at or destined to the facilities of Western Food Products Co. (216) MC 128273 (Sub-342F), issued April 11, 1980. (1) *Such commodities as are dealt in or used by manufacturers, converters, and printers of paper and paper products* (except commodities in bulk, in tank vehicles), from the facilities of Daniels Packaging Co., Inc., at or near Hendersonville, NC, to points in the United States (except AK and HI), and (2) *Paper and paper products, and woodpulp,* (except commodities in bulk, in tank vehicles), from the facilities of Federal Paper Board Co., Inc., at or near Riegelwood and Cape Fear, NC to points in AL, AR, CT, DE, FL, GA, IL, IN, IA, KS, KY, LA, ME, MD, MA, MI, MN, MS, MO, NE, NJ, NY, OH, PA, RI, SC, TN, VA, VT, WV, WY, and DC. Restriced in (1) and (2) above to the transportation of traffic originating at the named origin facilities and destined to the indicated destinations. (217) MC 128273 (Sub-344F), issued April 7, 1980. (1) *Paper and paper articles* (except commodities in bulk, in tank vehicles) and (2) *materials, equipment, and supplies* used in the manufacture or distribution of the commodities in (1) above (except commodities in bulk, in tank vehicles), between the facilities of Olinkraft, Inc., at or near Kankakee, IL, on the one hand, and, on the other, points in the United States (except AK, HI, and IL), resricted to the transportation of traffic originating at or destined to the above named facilities of Olinkraft, Inc., (218) MC 128273 (Sub-345F), issued February 25, 1980. *Refrigerant gas, in containers,* from the facilities of Kaiser Aluminum and Chemical Corporation, at Gramercy, LA, to points in the United States (except AL, AZ, CA, HI, LA, OR and WA), restricted to the transportation of traffic originating at the named origin facilities. By the instant petition, peititioner to modify seeks the certificates above to read: General commodities (except commodities in bulk, in tank vehicles, and those which, because of size or weight, require the use of special equipment, Class A and B explosives, household goods as defined by the Commission) between points in the United States (except AK and HI). Condition: Issuance of this modified certificate is subject to prior or coincidental cancellation, at applicant's written request, of all Certificates listed and all subsequent certificates issued in docket involved.

MC 133453 (Sub-8)(M1F) (Notice of filing of petition to modify permit), filed April 17, 1980. Petitioner: TROJAN TRANSPORTATION, INC., P.O. Box 125, Delanco, NJ 08075. Representative: Anthony C. Vance, Esq., 1307 Dolley Madison Blvd., McLean, VA 22101. Petitioner holds motor *contract carrier* permit in MC 133453 Sub-8, issued September 22, 1970, to operate in interstate or foreign commerce, over irregular routes, transporting (1) such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses, and, in connection therewith, *equipment, materials, and supplies* used in the conduct of such business, (a) between points within a territorial area encompassing portions of NJ, DE and PA, and (b) between points in the territory specified in (a) above, on the one hand, and, on the other, New York, NY, Newark, NJ, Washington, DC, Baltimore and Bel Air, MD, and points in the canning district in the vicinity of Aberdeen, MD, and, (2) *fruits, vegetables, farm products, poultry, and seafood,* from points in NJ, PA, DE, NY, and MD, to points in the territory specified in (a) above, all of the authority granted in (a) and (b) being restricted "to a transportation service to be performed under special and individual contracts or agreements, with persons (as defined in Section 203(a) of the Interstate Commerce Act), who operate retail stores, the business of which is the sale of food, for the transportation of the commodities indicated and in the manner specified above." By the instant petition, petitioner seeks to have only the last quoted restriction modified to read as follows: "Restriction: The operations described herein are limited to a transportation service to be performed under special and individual contracts or agreements with persons who deal in such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses."

MC 134477 (Sub-228)(M1F), and MC 134477 (Sub-229)(M1F) (Notice of filing of petition to amend restrictions), filed April 22, 1980. Petitioner: SCHANNO TRANSPORTATION, INC., 5 West Mendota Rd., West St. Paul, MN 55118. Representative: Thomas D. Fischbach, P.O. Box 43496, St. Paul, MN 55164. Petitioner holds motor *common carrier* authority in Certificates Nos. MC 134477 Sub-288F, issued August 6, 1979, authorizing transportation, by motor vehicle, in interstate or foreign commerce, over irregular routes, of *chemicals* (except in bulk), (1) from points in IN, KY, MI, OH, and TN, to points in IL, IA, KS, MN, MO, NE, and WI, and (2) from Chicago, IL, to points in IA, KS, MN, MO, NE, and WI, restricted to the transportation of traffic originating at the named origins and destined to the facilities of McKesson Chemical Company and Van Waters & Rogers, Division of Univar Corporation, at points in the named destinations States, and in MC 134477 Sub-299F, issued July 10, 1979, transporting *chemicals* (except in bulk), from points in CT, DE, ME, MD, MA, NJ, NY, PA, RI, VA, and WV, to points in IL, IN, IA, KS, MN, MO, NE, and WI, restricted to traffic originating at points in the named origin states and destined to the facilities of McKesson Chemical Company and Van Waters & Rogers, Division of Univar, at points in the named destination States. By the instant petition, petitioner seeks to amend the above restrictions so as to read: restricted to traffic originating at points in the named origin states and destined to points in the named destination states.

MC 138799(M1F) (Notice of filing of petition to modify certificate), filed April 14, 1980. Petitioner: PENINSULA CHARTER LINES, INC., 160 Demeter St., East Palo Alto, CA 94303. Representative: Eldon M. Johnson, The Hartford Bldg., 650 California St., Suite

2808, San Francisco, CA 94108. Petitioner holds a motor *common carrier* certificate in MC 138799 issued March 23, 1976, authorizing transportation over irregular routes, of *passengers and their baggage*, in the same vehicle with passengers, in special and charter operations, in round-trip sightseeing or pleasure tours, beginning and ending at points in San Mateo County, CA, and Palo Alto, CA, and extending to points in AZ, CA, CO, ID, MT, NV, NM, OR, UT, WA, and WY. By the instant petition, petitioner seeks to delete the phrase "in round-trip sightseeing or pleasure tours" from the above authority.

MC 142539 (Sub-5)(M1F) (Notice of Petition To Modify Permit) filed April 29, 1980. Petitioner: B.W.T. TRANSPORT, INC., 757 River Dr., Passaic, NJ 07055. Representative: Robert B. Pepper, 168 Woodbridge Ave., Highland Park, NJ 08904. Petitioner holds a motor *contract carrier* permit in MC 142539 (Sub-5F) issued February 22, 1980, authorizing transportation over irregular routes, of (1) *chemicals, petroleum, and petroleum products* (except commodities in bulk), and (2) *materials and supplies* used in the manufacture and sale of the commodities in (1) (except commodities in bulk), between Paterson and Perth Amboy, NJ, and Chicago, IL, on the one hand, and, on the other, those points in the U.S. in and east of ND, SD, NE, KS, OK, and TX, under continuing contract(s) with Witco Chemical Corp., of New York, NY. By the instant petition, petitioner seeks to modify the above authority by adding the commodity "cleaning compounds" to part (1) of the above commodity description.

MC 142639(M1F) (Notice of Petition To Modify Permit), filed May 1, 1980. Petitioner: KELLY MCKNIGHT WRECKER SERVICE, INC., P.O. Box 1052, Arlington, TX 76010. Representative: Billy R. Reid, 1721 Carl Sn., Fort Worth, TX 76103. Petitioner holds a motor *common carrier* certificate in MC 142639 issued October 27, 1977, authorizing transportation over irregular routes, of *wrecked, disabled, repossessed, and replacement vehicles and trailers* (except mobile homes) by wrecker equipment, between points in TX and OK, on the one hand, and, on the other, points in the U.S. (except AK and HI). By the instant petition, petitioner seeks to modify the above commodity description by deleting the wording "by wrecker equipment" from the above authority.

Republications of Grants of Operating Rights Authority Prior to Certification Notice

The following grants of operating rights authorities are republished by order of the Commission to indicate a broadened grant of authority over that previously noticed in the **Federal Register.**

An original and one copy of a petition for leave to intervene in the proceeding must be filed with the Commission on or before August 6, 1980. Such pleading shall comply with Special Rule 247(e) of the Commission's *general rules of practice* (49 CFR 1100.247) addressing specifically the issue(s) indicated as the purpose for republication, and including copies of intervenor's conflicting authorities and a concise statement of intervenor's interest in the proceeding setting forth in detail the precise manner in which it has been prejudiced by lack of notice of the authority granted. A copy of the pleading shall be served concurrently upon the carrier's representative, or carrier if no representative is named.

MC 144833 (Sub-1F) (Republication), filed February 7, 1979, published in the Federal Register issue of April 24, 1980, and republished this issue. Applicant: SOUTH RIVER BUS COMPANY, a corporation, 148 Whitehead Avenue, South River, NJ 08882. Representative: Robert B. Pepper, 168 Woodbridge Avenue, Highland Park, NY 08904. A decision of the Commission, *Review Board 3*, decided January 17, 1980, and served February 4, 1980, finds that the present and future public convenience and necessity require operations by applicant, in interstate or foreign commerce, as a *contract carrier* by motor vehicle, over irregular routes, in the transportation of *passengers and their baggage*, in the same vehicle with passengers, between Lakewood, NJ, on the one hand, and, on the other, New York, NY, and Philadelphia, PA, under continuing contract(s) with the Capitol Hotel, of Lakewood, NJ; that applicant is fit, willing, and able properly to perform the granted service and to conform to the requirements of Title 49, Subtitle IV, U.S. Code, and the Commission's regulations. The purpose of this republication is to broaden the scope of authority to operate under two-way radial movements.

Permanent Authority Decisions Volume; Decision-Notice

Decided: June 17, 1980.

The following broker, freight forwarder or water carrier applications are governed by Special Rule 247 of the Commission's *rules of practice* (49 CFR 1100.247). These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after the date notice of the application is published in the **Federal Register.** Failure to file a protest within 30 days will be considered as a waiver of opposition to the application. A protest under these rules shall comply with Rule 247(e)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (as specifically noted below), and specify with particularity the facts, matters, and things relied upon. The protest shall not include issues or allegations phrased generally. A protestant shall include a copy of the specific portion of its authority which it believes to be in conflict with that sought in the application, and describe in detail the method—whether by joinder, interline, or other means—by which protestant would use this authority to provide all or part of the service proposed. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission. A copy shall be served concurrently upon applicant's representative, or upon applicant if no representative is named. If the protest includes a request for oral hearing, the request shall meet the requirements of section 247(e)(4) of the special rules and shall include the certification required in that section.

Section 247(f) provides, in part, that an applicant which does not intend timely to prosecute its applications shall promptly request that it be dismissed, and that failure to prosecute an application under the procedures of the Commission will result in its dismissal.

Further processing steps will be by Commission notice, decision, or letter which will be served on each party of record. *Broadening amendments will not be accepted after July 7, 1980.*

Any authority granted may reflect adminstratively acceptable restrictive amendments to the service proposed below. Some of the applications may have been modified to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exceptions of those applications involving duly noted problems (e.g., unresolved common control, unresolved fitness questions, and jurisdictional problems) we find, preliminarily, that each applicant has demonstrated that its proposed service

is either (a) required by the public convenience and necessity, or, (b) will be consistent with the public interest and the transportation policy of 49 U.S.C. 10101. Each applicant is fit, willing, and able properly to perform the service proposed and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where specifically noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient protests, filed within 30 days of publication of this decision-notice (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except those with duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of this decision notice. To the extent that the authority sought below may duplicate an applicant's existing authority, such duplication shall not be construed as conferring more than a single operating right.

Applicants must comply with all specific conditions set forth in the grant or grants of authority within 90 days after the service of the notification of the effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

By the Commission, Review Board No. 2, Members Chandler, Liberman, and Eaton.

MC 12798 (Sub-2F), filed March 27, 1980. Applicant: XYZ CORPORATION, 1760 14th St., Boulder, CO 80302. Representative: Charles J. Williams, 1815 Front St., Scotch Plains, NJ 07076. To engage in operations, in interstate or foreign commerce, as a *Broker*, at Denver, Boulder, Fort Collins, Greeley, Longmont, and Loveland, CO, in arranging for the transportation by motor vehicle, of *passengers and their baggage*, in special or charter operations, between points in the U.S. (including AK and HI). (Hearing site: Denver, CO.)

MC 130216 (Sub-1F) filed April 10, 1980. Applicant: IL PROGRESSO ITALO-AMERICANO PUBLISHING CO., INC., 260 Audobon Ave., New York, NY 10033. Representative: Larsh B. Mewhinney, 555 Madison Ave., New York, NY 10022. To engage in operations, in interstate or foreign commerce, as a *broker*, at New York, NY, in arranging for the transportation, by motor vehicle, of *passengers and their baggage*, in charter and special operations, between points in the U.S. (including AK and HI). (Hearing site: New York, NY.).

MC 130628F, filed October 15, 1979. Applicant's name and address are DISTRIBUTION DEVELOPMENT, INC., 1010 Jorie Blvd., Suite 244, Oak Brook, IL 60521. The name under which operations will be performed is DISTRIBUTION DEVELOPMENT, INC. Applicant is represented by Philip A. Lee in this proceeding whose address is 120 W. Madison St., Chicago, IL 60602. Following are the names and business address for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Donald Haun, President, Director and Shareholder, (Same address as applicant), and Darla Sue Haun, Secretary, Treasurer, Director, and Shareholder, (Same address as applicant). The daily operations will be managed by Donald Haun, whose business address is the same as applicant. Applicant is affiliated with the following shipper or warehouses: Allied Egry Business Systems, Dayton, OH; W. H. Barber Co., Chicago, IL, and Alco Grauvere, Chicago, IL.

MC 130861F, filed April 21, 1980. Applicant's name and address is PAN AMERICAN VAN LINES, INC., 18420 South Santa Fe Avenue, Long Beach, CA 90801. The name under which operations will be performed is PAN AMERICAN VAN LINES, INC. Applicant is represented by Alan F. Wohlstetter in this proceeding whose address is 1700 K Street, N.W., Washington, DC 20006. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: (Vacant), President, P.O. Box 238, Long Beach, CA 90801, Melvin A. Kuit, Vice President/General Manager/and Director, Augusta D. Steffens, Vice President/Finance, William C. Fogle, Vice President/Operations, John H. Tillotson, Jr., Vice President, Sales/Director, S. Dale Ham, Vice President/Traffic, W. LaMoine Eggleston, Treasurer/Asst. Secretary, Samuel E. Sax, Secretary, (all same address as president), John H. Wilbur, Director, Jacksonville, FL, Frank R. Liggett, Director, Raleigh, NC, and Peninsula Life Insurance Company, shareholder, P.O. Box 2667, Jacksonville, FL 32203. The daily operations will be managed by William C. Fogle whose business address is 18420 South Santa Fe Avenue, Long Beach, CA 90801. Applicant is affiliated with the following shipper or warehouse: None.

MC 130880F, filed April 28, 1980. Applicant: ROCKY MOUNTAIN SKI TOURS, INC., 6171 Mission Gorge Rd., Suite 104, San Diego, CA 92120. Representative: Roger Curtis McKee, 110 West "C" St., Suite 1803, San Diego, CA 92101. To engage in operations, in interstate or foreign commerce, as a *broker*, at San Diego, CA, in arranging for the transportation, by motor vehicle, of *passengers and their baggage*, in special and charter operations, between San Diego, CA, on the one hand, and, on the other, points in NV and CA. (Hearing site: San Diego or Los Angeles, CA.)

Note.—Applicant is cautioned that arrangements for charter parties or groups should be made in conformity with the requirements set forth in *Tauck Tours, Inc., Extension-New York, N.Y.*, 54 MCC 291 (1952).

MC 130906F, filed May 15, 1980. Applicant's name and address are P. J. TRUCKING, INC., P.O. Box 376, Summit, IL 60501. The name under which operations will be performed is P. J. TRUCKING, INC. Applicant is repesented by William H. Towle in this proceeding whose address is 180 No. LaSalle St., Chicago, IL 60601. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Richard Knusta, President, Treasurer and Director, Joseph Candela, Secretary and Director, Joseph W. Zawacki, Shareholder, and Phillip DeFalco, Shareholder, all addresses are the same as applicant's. The daily operations will be managed by Richard Knusta, whose business address is P.O. Box 376, Summit, IL 60501. Applicant is affiliated with the following shipper or warehouse: None.

MC 130918F, filed May 21, 1980. Applicant: BELLEFONTE CHARTER BUS SERVICE, INC., 228 N. McAllister Street, Bellefonte, PA 16823. Representative: Walter E. Armstrong (same address as applicant). To engage in operations, in interstate or foreign commerce, as a *broker*, at Bellefonte, PA, in arranging for the transportation by motor vehicle, of *passengers and their baggage*, in charter and special operations, between points in Centre County, PA, on the one hand, and, on the other, points in the U.S., including AK and HI. (Hearing site: Bellefonte or State College, PA.)

Note.—Applicant is cautioned that arrangements for charter parties or groups should be made in conformity with the requirements set forth in *Tauck Tours, Inc., Extension—New York, N.Y.*, 54 M.C.C. 291 (1952).

MC 130927F, filed May 29, 1980. Applicant's name and address are SENECA FREIGHT LINES, INC., 2777 U.S. Rt. 1, Trevose, PA 19047. The name under which operations will be performed is SENECA FREIGHT LINES, INC. Applicant is represented by Francis W. Doyle, in this proceeding whose address is 232 Maple Ave., Southampton, PA 18966. Following are the names and business addresses for all persons who are officers and directors, partners (including limited or "silent" partners), and first five principal shareholders, with their appropriate titles: Richard S. Bray, President & Director, and shareholder, and Mark J. Hughes, Secretary-Treasurer & Director, and shareholder, both addresses are the same as applicant's. The daily operations will be managed by Mark J. Hughes, whose business address is 2777 U.S. Rt. 1, Trevose, PA 19047. Applicant is affiliated with the following shipper or warehouse: None.

FF–81 Sub 5F, filed February 26, 1980. Applicant: CALIFORNIA WESTERN FREIGHT ASSOCIATION, d.b.a. WESTERN FREIGHT ASSOCIATION, 3336 San Fernando Rd., Los Angeles, CA 90065. Representative: S. S. Eisen, 370 Lexington Ave., New York, NY 10017. To operate, in interstate commerce, as a *freight forwarder* of *general commodities* (except those of unusual value, classes A and B explosives, corrosive liquids, automobiles, household goods as defined by the Commission, personal effects, commodities in bulk, and those requiring special equipment), from points in CT, DE, IL, IN, KY, MA, MD, ME, MI, NJ, NY, OH, PA, RI, TN, VA, VT, WV, and DC, to points in AK. (Hearing site: New York, NY.)

Motor Carrier Alternate Route Deviations Notice

The following letter-notices to operate over Deviation routes for operating convenience only have been filed with the Commission under the deviation Rules—Motor Carrier of Property (49 CFR 1042.4(c)(11)). Protests against the use of any proposed deviation route herein described may be filed with the Commission in the manner and form provided in such rules at any time, but will not operate to stay commencement of the proposed operations unless filed on or before August 6, 1980. Each applicant states that there will be no significant effect on either the quality of the human environment or energy policy and conservation.

Motor Carriers of Property

MC 41432 (Deviation No. 33), EAST TEXAS MOTOR FREIGHT LINES, INC., 2355 Stemmons Freeway, P.O. Box 10125, Dallas, TX 75207, filed June 3, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Philadelphia, PA over US Hwy 30 to Bedford, PA and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Philadelphia, PA over US Hwy 13 to junction DE Hwy 273. then over DE Hwy 273 to Newcastle, DE, then return over DE Hwy 273 to junction US Hwy 13, then over US Hwy 13 to junction US Hwy 40, then over US Hwy 40 to Baltimore, MD, then over US Hwy 140 to Westminster, MD, then over MD Hwy 97 to the MD-PA State line, then over PA Hwy 16 to Waynesboro, PA, then over PA Hwy 316 to the PA-MD State line, then over MD Hwy 60 to Hagerstown, MD, then over US Hwy 40 to Cumberland, MD, then over US Hwy 220 to Bedford, PA and return over the same route.

MC 58902 (Deviation No. 3), MANLEY TRUCK LINE, INC., 300 S. Jefferson, P.O. Box 1575 S.S.S., Springfield, MO 65805, filed June 2, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: (1) From Junction MO Hwy 32 and US Hwy 54 near El Dorado, MO over US Hwy 54 to junction MO Hwy 13, then over MO Hwy 13 to junction MO Hwy 32 near Bolivar, MO, (2) From Kansas City, MO over Interstate Hwy 435 to junction US Hwy 71, then over US Hwy 71 to Joplin, MO, and (3) From junction KS Hwy 10 and Interstate Hwy 35, over Interstate Hwy 35 to junction US Hwy 169, then over US Hwy 169 to junction US Hwy 59 near Garnett, KS and return over the same routes for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: (1) From junction MO Hwy 32 and US Hwy 54 over MO Hwy 32 to junction MO Hwy 13, (2) From Kansas City, MO over US Hwy 69 to junction KS Hwy 57, then over KS Hwy 57 to junction MO Hwy 57, then over MO Hwy 57 to Joplin, MO, and (3) From junction KS Hwy 10 and Interstate Hwy 35 over KS Hwy 10 to Lawrence, KS, then over US Hwy 59 to junction US Hwy 169 near Garnett, KS and return over the same routes.

MC 133917 (Deviation I), filed May 5, 1980. Applicant: CARTHAGE FREIGHT LINE, INC., P.O. Box 315, Carthage, TN 37030. Representative: Henry E. Seaton, 929 Pennsylvania Bldg., 425 13th St., N.W., Washington, DC 20004. Carrier proposes to operate as a *common carrier* by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Mitchell, TN over Interstate Highway 65 to junction Interstate Highway 24, thence over Interstate Highway 24 to Murfreesboro, TN, and return over same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities by permissive joinder of the following two routes: (1) from Carthage, TN over Tennessee Highway 25 to junction Tennessee Highway 109 at Gallatin, TN, thence over Tennessee Highway 109 to junction Interstate Highway 65 at or near Mitchell, TN; (2) from Gordonsville, TN over Interstate Highway 40 to Lebanon, TN, thence over US Highway 231 to Murfreesboro, TN, and return over the same route.

Motor Carrier Alternate Route Deviations Notice

The following letter-notices to operate over deviation routes for operating convenience only have been filed with the Commission under the Deviation Rules—Motor Carrier of Passengers (49 CFR 1042.2(c)(9)). Protests against the use of any proposed deviation route herein described may be filed with the Commission in the manner and form provided in such rules at any time, but will not operate to stay commencement of the proposed operations unless filed on or before August 6, 1980. Each applicant states that there will be no significant effect on either the quality of the human evironment or energy policy and conservation.

Motor Carriers of Passengers

MC 1515 (Deviation No. 754), GREYHOUND LINES, INC., Greyhound Tower, Phoenix, AZ 85077, filed May 30, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of passengers and their baggage and *express* and *newspapers* in the same vehicle with passengers, over a deviation route as follows: From junction Interstate Hwy 8 and CA Hwy 98 over CA Hwy to Calexico, CA and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From junction Interstate Hwy 8 and CA Hwy 98 over Interstate Hwy 8 to junction unnumbered hwy,

then over unnumbered hwy to El Centro, CA, then over CA Hwy 86 to junction CA Hwy 111, then over CA Hwy 111 to Calexico, CA and return over the same route.

MC 28642 (Deviation No. 6), DENVER–COLORADO SPRINGS–PUEBLO MOTOR WAY, INC., 2450 Curtis St., Denver, CO 80205, filed May 29, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage* and *express* and newspapers in the same vehicle with passengers, over a deviation route as follows: From Alamosa, CO over US Hwy 285 to junction US 64 Hwy at Tres Piedras, NM, then over US Hwy 64 to junction NM Hwy 3 near Taos, NM and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From Alamosa, CO over US Hwy 160 to Ft. Garland, CO, then over CO Hwy 159 to the CO–NM State Line, then over NM Hwy 3 to junction US Hwy 64 near Taos, NM and return over the same route.

MC 29957 (Deviation No. 21) (Cancels Deviation No. 16), TRAILWAYS SOUTHERN LINES, INC. (formerly Continental Southern Lines, Inc.), 315 Continental Ave., Dallas, TX 75207, filed May 27, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage* and *express* and *newspapers* in the same vehicle with passengers, over deviation routes as follows: From Memphis, TN over Interstate Hwy 55 to St. Louis, MO, and return over the same route with the following access route: Between Interstate Hwy 55 and Cape Girardeau over MO Hwy 74 and US Hwy 61, and return over the same routes for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From Memphis, TN over US Hwy 64 to junction TN Hwy 100, then over TN Hwy 100 to junction TN Hwy 18, then over TN Hwy 18 to junction US Hwy 45, then over US Hwy 45 via Jackson, TN to Fairview, TN, then over US Hwy 45E to Fulton, KY, then over US Hwy 51 to Cairo, IL, then over IL Hwy 159 to Belleville, IL, then over US Hwy 460 to E. St. Louis, IL, then over the Eads Bridge to St. Louis, MO and return over the same route.

MC 54591 (Deviation No. 10), SOUTHEASTERN TRAILWAYS, INC., P.O. Box 1207, Indianapolis, IN 46206, filed April 18, 1980. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express* and *newspapers* in the same vehicle with passengers, over a deviation route as follows: From junction US Hwy 25 and Interstate hwy 75 near Dry Ridge, KY, over Interstate Hwy 75 to junction US Hwy 460 near Georgetown, KY, then over US Hwy 460 to junction US Hwy 62, then over US Hwy 62 to junction Interstate Hwy 64, then over Interstate Hwy 64 to junction US Hwy 60, then over US Hwy 60 to Frankfort, KY and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From junction US Hwy 25 and KY Hwy 22 near Dry Ridge, KY over KY Hwy 22 to Owenton, KY, then over US Hwy 127 to Frankfort, KY and return over the same route.

Motor Carrier Intrastate Application(s) Notice

The following application(s) for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to Section 10931 (formerly Section 206(a)(6)) of the Interstate Commerce Act. These applications are governed by Special Rule 245 of the Commission's *general rules of practice* 49 CFR 1100.245), which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, and any other related matters shall be directed to the State Commission with which the application if filed and shall *not* be addressed to or filed with the Interstate Commerce Commission.

Florida Docket No. 800251–CCT, filed March 18, 1980. Applicant: TRANS-IT-ALL, INC., P.O. Box 711, Palmetto, FL 33561. Representative: MS. PATRICIA A. PETRUFF, P.O. Drawer 9480, Bradenton, FL 33506. Certificate of Public Convenience and Necessity sought to operate a freight service, as follows: Transportation of: Piggyback trailers only, loaded or empty, having prior or subsequent movement by rail between railroad ramps located in Hillsborough County, FL, on the one hand, and points in Florida on the other. Intrastate, interstate and foreign commerce authority sought. Hearing: July 8, 1980, County Commissioners Meeting Room, Manatee County Courthouse, Eleventh & Manatee Avenues, Bradenton, FL. Requests for procedural information should be addressed to Florida Public Service Commission, Fletcher Bldg., 101 East Gaines Street, Tallahassee, FL 32301, and should not be directed to the Interstate Commerce Commission.

New York Docket No. T–2068, filed May 29, 1980. Applicant: J. P.'s EXPRESS, INC., Campion Road, New Hartford, NY 13413. Representative: MURRAY J. S. KIRSHTEIN, 118 Bleecker Street, Utica, NY 13501. Certificate of Public Convenience and Necessity sought to operate a freight service, as follows: Transportation of: General commodities, between the counties of Onondaga, Madison, Oneida, Herkimer, Montgomery, Schenectady, Albany, Rensselaer, Dutchess and Orange and the City of New York. Intrastate, interstate and foreign commerce authority sought. Hearing: Date, time and place not yet fixed. Requests for procedural information should be addressed to Department of Transportation, 1220 Washington Ave., State Campus Bldg. #4, Room G–21, Albany, NY 12232, and should not be directed to the Interstate Commerce Commission.

New York Docket No. T–9762, filed May 19, 1980. Applicant: TRI CITIES WAREHOUSE CO., INC., Commerce Road, Vestal, NY 13850. Certificate of Public Convenience and Necessity sought to operate a freight service, as follows: Transportation of: General commodities, from the Town of Vestal (Broome County) to all points in the State. Intrastate, interstate and foreign commerce authority sought. Hearing: Date, time, and place not yet fixed. Requests for procedural information should be addressed to Department of Transportation, 1220 Washington Ave., State Campus Bldg. #4, Room G–21, Albany, NY 12232, and should not be directed to the Interstate Commerce Commission.

Texas Docket No. 002627C6A, filed May 1, 1980. Applicant: CENTRAL FREIGHT LINES INC., 5601 West Waco Drive, P.O. Box 238, Waco, TX 76703. Representative: PHILLIP ROBINSON, Robinson, Felts, Meyers, Starnes, & Latting, P.O. Box 2207, Austin, TX 78768. Certificate of Public Convenience and Necessity sought to operate a freight service, as follows: Transportation of: General commodities over the following routes: (1) Between Paris, TX, and Gladewater, TX, as follows: From Paris, TX, over U.S. Hwy 271 to Gladewater, TX, and return over the same route serving the termini and all intermediate points; (2) Between Mineola, TX, and Gladewater, TX, as follows: From

Mineola, TX, over U.S. Hwy 80 to Gladewater, TX, and return over the same route serving the termini and all intermediate points, and the off route facility of Gulf Oil-US near Big Sandy, TX; (3) Between Marshall, TX, and Quitman, TX, as follows: From Marshall, TX, over Texas Hwy 154 to Quitman, TX, and return over the same route serving the termini and all intermediate points; (4) Between Jefferson, TX, and Mount Pleasant, TX, as follows: From Jefferson, TX, over Texas Hwy 49 to Mount Pleasant, TX, and return over the same route serving the termini and all intermediate points; (5) Between Marshall, TX, and Atlanta, TX, as follows: From Marshall, TX, over Texas Hwy 43 to Atlanta, TX, and return over the same route serving the termini and all intermediate points and the off-route point of Uncertain, TX; (6) Between Jefferson, TX, and Atlanta, TX, as follows: From Jefferson, TX, over U.S. Hwy 59 to Atlanta, TX, and return over the same route serving the termini and all intermediate points; (7) Between Sulphur Springs, TX, and Atlanta, TX, as follows: From Sulphur Springs, TX, over U.S. Hwy 67 and I–30 to Mount Pleasant, TX, thence over U.S. Hwy 67 to Naples, TX, thence over Texas Hwy 77 to Atlanta, TX, and return over the same route serving the termini and all intermediate points; (8) Between Longview, TX, and Naples, TX, as follows: From Longview, TX, over U.S. Hwy 259 to the junction of Texas Hwy 338, thence over Texas Hwy 338 to Naples, TX, and return over the same route serving the termini and all intermediate points; (9) Between Sulphur Springs, TX, and Linden, TX, as follows: From Sulphur Springs, TX, over Texas Hwy 11 to Linden, TX, and return over the same route serving the termini and all intermediate points; (10) Between Nacogdoches, TX, and Joaquin, TX, as follows: From Nacogdoches, TX, over U.S. Hwy 59 to the intersection of U.S. Hwy 84, thence over U.S. Hwy 84 to Joaquin, TX, and return over the same route serving the termini and all intermediate points; (11) Between New Boston, TX, and Paris, TX, as follows: From New Boston, TX, over U.S. Hwy 82 to Paris, TX, and return over the same route serving the termini and all intermediate points; (12) Between New Boston, TX, and the intersection of U.S. Hwy 67 and I–30 near Mount Pleasant, TX, as follows: From New Boston, TX, over I–30 to the intersection of I–30 with U.S. Hwy 67 near Mount Pleasant, TX, and return over the same route serving the termini and all intermediate points; (13) Between Henderson, TX, and Marshall, TX, as follows: From Henderson, TX, over Texas Hwy 43 to Marshall, TX, and return over the same route serving the termini and all intermediate points; (14) Between the intersection of the U.S. Hwy 259 and Texas Hwy 338 near Naples, TX, as follows: From the intersection of U.S. Hwy 259 and U.S. Hwy 82 near DeKolb, TX, as follows: From the intersection of U.S. Hwy 259 with Texas Hwy 338 near Naples, TX, over U.S. Hwy 259 to the intersection of U.S. Hwy 259 with U.S. Hwy 82 Near DeKalb, TX, and return over the same route serving the termini and all intermediate points; (15) Between Linden, TX, and Palestine, TX, as follows: From Linden, TX, over Texas Hwy 155 to Palestine, TX, and return over the same route, serving termini and all intermediate points. (16) Between Winnsboro, TX, and Clarksville, TX, as follows: From Winnsboro, TX, over Texas Hwy 37 to Clarksville, TX, and return over the same route, serving the termini and all intermediate points; (17) Between Italy, TX, and Terrell, TX, as follows: From Italy, TX, over Texas Hwy 34 to Terrell, TX, and return over the same route serving only the termini and the intermediate point of Ennis, TX, and serving Kaufman, TX, as a point of joinder, only; (18) Between Kilgore, TX, and the intersection of Texas Hwy 135 and U.S. Hwy 271 near Gladewater, TX, as follows: From Kilgore, TX, over Texas Hwy 135 to the intersection of Texas 135 and U.S. Hwy 271 near Gladewater, TX, and return over the same route serving the termini and all intermediate points. To transport general commodities over the following alternate routes serving the described termini and serving no intermediate points: (1) Between Greenville, TX, and Point, TX, as follows: From Greenville, TX, over U.S. Hwy 69 to Point, TX, and return over the same route; (2) Between Greenville, TX, and Quinlan, TX, as follows: From Greenville, TX, over Texas Hwy 34 to Quinlan, TX, and return over the same route; (3) Between Lone Star, TX, and Hughes Springs, TX, as follows: From Lone Star, TX, over Texas FM Hwy 250 to Hughes Springs, TX, and return over the same route serving the termini and no intermediate points; (4) Between Linden, TX, and Bivins, TX, as follows: From Linden, TX, over Texas FM Hwy 1841 to Bivins, TX, and return over the same route serving the termini and no intermediate points.

Note.—Applicant proposes to tack and coordinate the proposed additional services with all services authorized in intrastate commerce under Certificates 2627, 2054, 4336 and 4337 and with all services now authorized in interstate and foreign commerce under authorities granted in Docket No. MC–30867 and all subs thereunder. Applicant seeks no duplicate authority.

Intrastate, interstate and foreign commerce authority sought. Hearing: Date, time and place not yet fixed. Requests for procedural information should be addressed to Transportation Division, Railroad Commission of Texas, P.O. Drawer 12967, Capitol Station, Austin, TX, 78711, and should not be directed to the Interstate Commerce Commission.

Permanent Authority Decisions, Decision-Notice; Substitution Applications: Single-Line Service for Existing Joint-Line Service

Decided: June 18, 1980.

The following applications, filed on or after April 1, 1979, are governed by the special procedures set forth in § 1062.2 of Title 49 of the Code of Federal Regulations (49 CFR 1062.2).

The rules provide, in part, that carriers may file petitions with this Commission for the purpose of seeking intervention in these proceedings. Such petitions may seek intervention either with or without leave as discussed below. However, all such petitions must be filed in the form of verified statements, and contain all of the information offered by the submitting party in opposition. Petitions must be filed with the Commission within 30 days of publication of this decision-notice.

Petitions for intervention without leave (i.e. automatic intervention), may be filed only by carriers which are, or have been, participating in the joint-line service sought to be replaced by applicant's single-line proposal, and then only if such participation has occurred within the one-year period immediately preceding the application's filing. Only carriers which fall within this filing category can base their opposition upon the issue of the public need for the proposed service.

Petitions for intervention with leave may be filed by any carrier. The nature of the opposition; however, must be limited to issues other than the public need for the proposed service. The appropriate basis for opposition, i.e. applicant's fitness, may include challenges concerning the veracity of the applicant's supporting information, and the bona-fides of the joint-line service sought to be replaced (including the issue of its substantiality). Petitions containing only unsupported and undocumented allegations will be rejected.

Petitions not in reasonable compliance with the requirements of the rules may be rejected. An original and

one copy of the petition to intervene shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or upon applicant if no representative is named.

Further processing steps will be by Commission notice, decision, or letter which will be served on each party of record. *Broadening amendments will not be accepted after July 7, 1980.*

Any authority granted may reflect administratively acceptable restrictive amendments to the service proposed below. Some of the applications may have been modified to conform to the Commission's policy of simplifying grants of operating authority.

Findings:

With the exception of those applications involving duly noted problems (e.gs., unresolved common control, unresolved fitness questions, and jurisdictional problems) we find, preliminarily, that each applicant has demonstrated that its proposed service is required by the present and future public convenience and necessity. Each applicant is fit, willing, and able properly to perform the service proposed and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations. Except where specifically noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In those proceedings containing a statement or note that duel operations are or may be involved we find, preliminarily and in the absence of the issue being raised by a petitioner, that the proposed dual operations are consistent with the public interest and the transportation policy of 49 U.S.C. 10101 subject to the right of the Commission, which is expressly reserved, to impose such terms, conditions or limitations as it finds necessary to insure that applicant's operations shall conform to the provisions of 49 U.S.C. 10930 (a) (formerly section 210 of the Interstate Commerce Act).

In the absence of legally sufficient petitions for intervention, filed on or before August 6, 1980 (or, if the application later becomes unopposed), appropriate authority will be issued to each applicant (except those with duly noted problems) upon compliance with certain requirements which will be set forth in a notification of effectiveness of the decision-notice. To the extent that the authority sought below may duplicate an applicant's other authority, such duplication shall be construed as conferring only a single operating right.

Applicants must comply with all specific conditions set forth in the grant or grants of authority within 90 days after the service of the notification of the effectiveness of this decision-notice, or the application of a non-complying applicant shall stand denied.

By the Commission, Review Board Number 4, Members Fitzpatrick, Fisher, and Dowell.

MC 2228 (Sub-72F), filed March 10, 1980. Applicant: MERCHANTS FAST MOTOR LINES, INC., P.O. Drawer 591, Abilene, TX 79604. Representative: Jerry Prestridge, P.O. Box 1148, Austin, TX 78767. To operate as a *common carrier*, by motor carrier, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except those of unusual value, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Amarillo, TX, and Denver, CO, over U.S. Hwy 287, serving no intermediate points and serving the junction of U.S. Hwy 287 and U.S. Hwy 50 for purposes of joinder only, and (2) between U.S. Hwy 287 and U.S. Hwy 50 over U.S. Hwy 50 to Pueblo, CO, then over Interstate Hwy 25 to Denver, CO, and return over the same route, serving the intermediate points of Pueblo and Colorado Springs, CO. Condition: To the extent any certificate issued in this proceeding authorizes the transportation of classes A and B explosives it shall be limited in point of time to a period expiring 5 years from the date of issuance. (Hearing site: Dallas, TX.)

Note.—The sole purpose of this application is to substitute single-line for joint-line operations. Applicant intends to tack this authority with its otherwise authorized operations.

MC 3252 (Sub-111F), filed October 1, 1979. Applicant: MERRILL TRANSPORT CO., 1037 Forest Ave., Portland, ME 04104. Representative: Francis E. Barrett, Jr., Esq., 10 Industrial Park Road, Hingham, MA 02043. To operate as a *common carrier* by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting *petroleum products*, in bulk, in tank vehicles, from points in Passaic, Bergen, Hudson, Essex, Union, Middlesex, Ocean, Monmouth, Gloucester, and Camden Counties, NJ to points in ME. (Hearing site: Portland, ME or Boston, MA.)

Note.—The sole purpose of this application is to substitute single-line for joint-line operations.

MC 110988 (Sub-418F), filed March 3, 1980. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Ave., Appleton, WI 54911. Representative: Matthew J. Reid, Jr., P.O. Box 2298, Green Bay, WI 54306. To operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over irregular routes, transporting (1) *acids and chemicals*, from points in IL, to points in AL, AR, CO, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, NE, ND, NJ, NY, OH, OK, PA, SD, TN, TX, WV, WI, and WY; and (2) *agricultural pesticides*, from points in IL, to points in the U.S. (except AK and HI). (Hearing site: Chicago, IL.)

Note.—The sole purpose of this application is to substitute single line for joint-line operations.

Permanent Authority Notices, Substitution Applications: Single-Line Service for Existing Joint-Line Service

The following applications, filed on or after April 1, 1979, are governed by the special procedures set forth in § 1062.2 of Title 49 of the Code of Federal Regulations (49 CFR 1062.2). These proposals are published as "service sought", (as opposed to decision-notices), because in each case it appears questionable as to whether all or part of the authority sought should be issued, weighing applicant's evidence under 49 CFR 1062.2. (For example, questions may be raised relating to applicant's contentions concerning why the involved joint-line service has been cancelled or is in a state of deterioration which warrant a decision on the merits, regardless of whether the application is opposed.)

The rules provide, in part, that carriers may file petitions with this Commission for the purpose of seeking intervention in these proceedings. Such petitions may seek intervention either with or without leave as discussed below. However, all such petitions must be filed in the form of verified statements, and contain all of the information offered by the submitting party in opposition. Petitions must be filed with the Commission on or before August 6, 1980.

Petitions for intervention without leave (i.e., automatic intervention), may be filed only by carriers which are, or have been, participating in the joint-line service sought to be replaced by applicant's single-line proposal and then only if such participation has occurred within the one-year period immediately proceeding the application's filing. Only carriers which fall within this filing category can base their opposition upon the issue of the public need for the proposed service.

Petitions for intervention with leave may be filed by any carrier. The nature of the opposition, however, must be

limited to issues other than the public need for the proposed service. The appropriate basis for opposition, i.e., applicant's fitness, may include challenges concerning the veracity of the applicant's supporting information, and the bona-fides of the joint-line service sought to be replaced (including the issue of its substantiality). Pettions containing only unsupported and undocumented allegations will be rejected.

Petitions not in reasonable compliance with the requirements of the rules may be rejected. An original and one copy of the petition to intervene shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or upon applicant if no representative is named.

Further processing steps will be by Commission notice, decision, or letter which will be served on each party of record. *Broadening amendments will not be accepted after July 7, 1980.*

MC 128709 (Sub-7F), filed November 6, 1979. Applicant: PARIS MOTOR FREIGHT, INC., P.O. Box 1787, Fort Smith, AR 72901. Representative: David B. Schneider, P.O. Box 1540 Edmond, OK 73034. Authority sought to operate as a *common carrier*, by motor vehicle, in interstate or foreign commerce, over regular routes, transporting *general commodities* (except commodities in bulk, household goods as defined by the Commission, and commodities requiring special equipment), between Mansfield and Ft. Smith, AR, over U.S. Hwy 71. (Hearing site: Little Rock or Ft. Smith, AR.)

Note.—The sole purpose of this application is to substitute single-line for joint-line operations. Applicant intends to tack the authority sought with its existing authority.

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-20214 Filed 7-3-80; 8:45 am]

BILLING CODE 7035-01-M

Transportation of Government Traffic; Special Certificate Letter Notice(s)

The following letter notices request participation in a Special Certificate of Public Convenience and Necessity for the transportation of general commodities, (except classes A and B explosives, radioactive materials, etiologic agents, shipments of secret materials, and weapons and ammunition which are designated sensitive by the United States Government), between points in the United States (including Alaska and Hawaii), restricted to the transportation of traffic handled for the United States Government or on behalf of the United States Government where the government contractor (consignee or consignor), is directly reimbursed by the government for the transportation costs, under the Commission's regulations (49 CFR 1062.4), pursuant to a general finding made in Ex Parte No. MC-107, *Government Traffic*, 131 M.C.C. 845 (1979).

An original and one copy of verified statement in opposition (limited to argument and evidence concerning applicant's fitness) may be filed with the Interstate Commerce Commission on or before July 28, 1980. A copy must also be served upon applicant or its representative.

If applicant is not otherwise informed by the Commission on or before August 6, 1980, operations may commence subject to its tariff publication's effective date, or the filing of an effective tender pursuant to 49 U.S.C. 10721.

GT-990-80 (special certificate—Government traffic), filed June 27, 1980. Applicant: EAST-WEST MOTOR FREIGHT, INC., P.O. Box 607, Selmer, TN 38375. Representative: Stephen L. Edwards, 806 Nashville Bank & Trust Bldg., Nashville, TN 37201. Government Agency involved: Departments of Defense, Agriculture, Transportation and Energy; Tennessee Valley Authority, General Services Administration, U.S. Postal Service, and U.S. Government Printing Office.

GT-991-80 (special certificate—Government traffic), filed June 27, 1980. Applicant: MARKIEL LEASING CORP., 14 Tara Drive, P.O. Box 237, Matawan, NJ 07747. Representative: Robert B. Pepper, Forrest Park Bldg., 168 Woodbridge Ave., Highland Park, NJ 08904. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-992-80 (special certificate—Government traffic), filed June 27, 1980. Applicant: MONROE CONTRACTORS EQUIPMENT, INC., 1640 Penfield Rd., Rochester, NY 14625. Representative: S. Michael Richards, 2112 Empire Blvd., P.O. Box 225, Webster, NY 14580. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-993-80 (special certificate—government traffic), filed June 30, 1980. Applicant: EUGENE L. FRAZIER, d.b.a. Sunset Transport Systems, 2200 N. Parmalee Ave., Compton, CA 90222. Representative: Milton W. Flack, 8383 Wilshire Blvd., Suite 900, Beverly Hills, CA 90211. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-994-80 (special certificate—government traffic), filed June 30, 1980. Applicant: ALERT MOTOR FREIGHT, INC., P.O. Box 1045, Delran, NJ 08075. Representative: Robert B. Pepper, Forrest Park Bldg., 168 Woodbridge Ave., Highland Park, NJ 08904. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-995-80 (special certificate—government traffic), filed June 30, 1980. Applicant: DUDLEY TRUCKING CO., INC., 724 Memorial Drive, S.E., Atlanta, GA 30316. Representative: Archie B. Culbreth, P.C., Suite 202, 2200 Century Parkway, Atlanta, GA 30345. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-996-80 (special certificate—government traffic), filed June 30, 1980. Applicant: RAEFORD TRUCKING COMPANY, P.O. Box 219, Sanford, NC 27330. Representative: Edward G. Villalon, Suite 1032, Pennsylvania Bldg., 13th St. & Pennsylvania Ave., N.W., Washington, DC 20004. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-997-80 (special certificate—government traffic), filed June 30, 1980. Applicant: PORT AREA SERVICES, INC., 1601 1st St., Galena Park, TX 77547. Representative: John W. Carlisle, P.O. Box 967, Missouri City, TX 77459. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-998-80 (special certificate—government traffic), filed June 30, 1980. Applicant: BHY TRUCKING, INC., 9440 Telephone Rd., Houston, TX 77075. Representative: John W. Carlisle, P.O. Box 967, Missouri City, TX 77459. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-999-80 (special certificate—government traffic), filed June 30, 1980. Applicant: VALDEZ TRANSFER, 422 South 33rd Avenue, Phoenix, Arizona 85009. Representative: Tereso Valdez (address same as applicant). Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1000-80 (special certificate—government traffic), filed June 30, 1980. Applicant: MILLSTEAD VAN LINES, INC., 401 S.W. Sunset Boulevard, P.O. Drawer 878, Bartlesville, Oklahoma 74003. Representative: Thomas F. Sedberry, Lanham, Hatchell, Sedberry & Hoffman, Suite 801 Vaughn Building, 807 Brazos Street, Austin, Texas 78701. Government agency involved:

Department of Defense, General Services Administration, Internal Revenue Service.

GT-1001-80 (special certificate—government traffic), filed June 30, 1980. Applicant: SUMMIT CITY ENTERPRISES, INC., 3200 Maumee Avenue, Fort Wayne, Indiana 46803. Representative: Irving Klein, 371 Seventh Avenue, New York, New York 10001. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1002-80 (special certificate—government traffic), filed June 30, 1980. Applicant: ACME SAFEWAY VAN & STORAGE CO., 4711 Gasmer, Houston, Texas 77035. Representative: John W. Carlisle, P.O. Box 967, Missouri City, TX 77459. Government agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1003-80 (special certificate—government traffic), filed June 30, 1980. Applicant: RELIANCE TRUCK CO., 2500 N. 24th Ave., Phoenix, AZ 85005. Representative: Cecil A. Pelts (address same as applicant). Government agency involved: General Services Administration, Department of Defense.

GT-1004-80 (special certificate—government traffic), filed June 30, 1980. Applicant: TREADWAY CARRIERS, INC., 9333 N. Meridian Street, Indianapolis, IN 46260. Representative: Charles E. Mayer (address same as applicant). Government agency involved: Department of Transportation, General Services Administration, National Aeronautics & Space Administration.

GT-1005-80 (special certificate—Government traffic), filed June 30, 1980. Applicant: TRIANGEL TRANSPORTATION & WAREHOUSING, SYSTEMS, INC., 5051 Still Creek Avenue, Burnaby, BC Canada V5C 4H6. Representative: Henry C. Winters, 525 Evergreen Building, Renton, WA 98055. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1006-80 (special certificate—Government traffic), filed June 30, 1980. Applicant: ALLIED INTERNATIONAL TRUCKING CO., INC., (a Massachusetts corporation), 210 Beacham Street, Everett, Massachusetts 02149. Representative: Raymond P. Keigher, Esq., Lawson & Keigher, 843 Investment Building, 1511 K Street NW., Washington, DC 20005. Government Agency involved: Department of Defense.

GT-1007-80 (special certificate—Government traffic), filed June 30, 1980. Applicant: RAY BELLEW AND SONS, INC., 7810 Almeda Genoa Road, Houston, TX 77075. Representative: John Carlisle, P.O. Box 967, Missouri City, TX 77459. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1008-80 (special certificate—Government traffic), filed June 30, 1980. Applicant: MALCOM CARLISLE AND CAROLYN SAGER, d.b.a. CARLISLE AND SAGER TRUCKING COMPANY, 6422 Brookside, Houston, TX 77023. Representative: John Carlisle, P.O. Box 967, Missouri City, TX 77459. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1009-80 (special certificate—Government traffic), filed June 30, 1980. Applicant: GLENN McCLENDON TRUCKING COMPANY, INC., Post Office Drawer "H", Lafayette, AL 36862. Representative: Archie B. Culbreth and John P. Tucker, Jr., Archie B. Culbreth, P.C. Suite 202, 2200 Century Parkway, Atlanta, GA 30345. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1010-80 (special certificate—Government traffic), filed June 27, 1980. Applicant: M. T. SERVICES, INC., P.O. Box 18402, Baltimore, MD 21237. Representative: Raymond P. Keigher, Esq., Lawson & Keigher, 843 Investment Building, 1511 K Street NW., Washington, DC 20005. Government Agency involved: Department of Defense.

GT-1011-80 (special certificate—Government traffic), filed June 30, 1980. Applicant: JACKSON TRANSFER, INC., 3951 Pleasant Drive—Suite 110, Atlanta, GA 30340. Representative: Jack Pearce, Esquire, 1000 Connecticut Ave. NW., Washington, DC 20036. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1012-80 (special certificate—Government traffic), filed June 28, 1980. Applicant: NATIONWIDE CARRIERS, INC., P.O. Box 104, Maple Plain, MN 55359. Representative: Allan L. Timmerman (same address as applicant). Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition).

GT-1013-80 (special certificate—Government traffic), filed June 28, 1980. Applicant: WADDELL TRANSFER, INC., Post Office Box 168, Atkins, VA 24311. Representative: William P. Jackson, Jr., 3426 N. Washington Blvd., Post Office Box 1240, Arlington VA 22210. Government Agency involved: Agencies listed in U.S. Government Manual (1979-80 edition) and resissuers thereof.

GT-1014-80 (special certificate—Government traffic), filed June 27, 1980. Applicant: FOGARTY VAN LINES, INC., 1103 Cumberland Avenue, Tampa, FL 33602—P.O. Box 3402, Tampa, FL 33601. Representative: David Earl Tinker, Esquire, 1000 Connecticut Avenue NW., Suite 1200, Washington, DC 20036. Government Agency involved: Department of Defense, and General Services Administration.

By the Commission.

Agatha L. Mergenovich, Secretary.

[FR Doc. 80-20095 Filed 7-1-80; 9:40 am]

BILLING CODE 7035-01-M

INTERNATIONAL TRADE COMMISSION

[TA-201-44]

Certain Motor Vehicles and Certain Chassis and Bodies Therefor; Investigation and Hearings

AGENCY: United States International Trade Commission.

ACTION: On the basis of a petition properly filed on June 12, 1980, and on the Commission's own motion, the Commission on June 30, 1980, instituted investigation No. TA-201-44 under section 201(b)(1) of the Trade Act of 1974 (19 U.S.C. 2251(b)(1) to determine whether automobile trucks, except automobile truck tractors and truck trailers imported together; on-the-highway, passenger automobiles; and bodies (including cabs) and chassis for automobile trucks except truck tractors; provided for in items 692.02 and 692.03; 692.10 and 692.11; and 692.20 and 692.21; of the Tariff Schedules of the United States, are being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article.

EFFECTIVE DATE: June 12, 1980.

SPECIAL PROCEDURE AND PUBLIC HEARINGS: In view of the complexity of the subject matter and the large volume of trade, the Commission has divided the 6-month investigative period into two segments of 4½ months and 1½ months, respectively.

During the first segment of the investigation, the Commission will consider the question of serious injury to the domestic industry under section 201(b)(1). At the close of this 4½ month period, the Commission will make its determination under section 201(b)(1). A public hearing concerning the question of injury will be held beginning at 10:00

a.m., EDT, Wednesday, October 8, 1980, in the Hearing Room of the U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. 20436. A prehearing conference for the purpose of establishing time limitations for participants in this hearing will be held at 10:00 a.m., EDT, on Tuesday, September 16, 1980, in Room 117 (the "Sunshine Room") of the International Trade Commission Building in Washington. All persons wishing to appear at the hearing should so notify the Secretary to the Commission, in writing, no later than the close of business Monday, September 15, 1980.

To facilitate the hearing process, it is requested that persons wishing to appear at the hearing submit prehearing briefs enumerating and discussing the issues which they wish to raise at the hearing. Nineteen copies of such prehearing briefs should be submitted to the Secretary to the Commission no later than the close of business Wednesday, October 1, 1980. Copies of any prehearing briefs submitted will be made available for public inspection in the Office of the Secretary. While submission of prehearing briefs does not prohibit submission of prepared statements in accordance with § 201.12(d) of the Commission's *rules of practice and procedure* (19 CFR 201.12(d)), it would be unnecessary to submit such a statement if a prehearing brief is submitted instead. Therefore, for the purpose of this proceeding, the Commission has waived the requirements of rule § 201.12(d). Any prepared statements submitted will be made a part of the transcript. Oral presentations should, to the extent possible, be limited to issues raised in the prehearing briefs. Posthearing briefs should be filed with the Secretary no later than the close of business October 17, 1980.

The second segment of the investigation, if necessary, will be concerned with the question of import relief to be recommended to the President under § 201(d)(1). (There will be no second segment if the Commissioners' determination under § 201(b)(1) is in the negative, since there will be no basis for recommending relief.) If there is a second segment, the Commission will hold a public hearing with respect to the question of relief beginning at 10:00 a.m., EST, Monday, November 24, 1980, in the Hearing Room of the International Trade Commission Building. All persons wishing to appear at this hearing should so notify the Secretary to the Commission, in writing, no later than the close of business Thursday, November 13, 1980. a prehearing conference for the purpose of establishing time limitations for participants in this hearing will be held at 10:00 a.m., EST, Friday, November 14, 1980, in Room 117 (the "Sunshine Room") of the International Trade Commission Building.

To facilitate this second hearing, it is requested that persons wishing to appear at the hearing submit prehearing briefs in accord with the procedures outlined above not later than the close of business Thursday, November 20, 1980. Posthearing briefs are not requested.

Persons not represented by counsel or public officials who have relevant matter to present may give testimony without regard to the suggested prehearing procedures outlined above.

In brief, the calendar of pertinent dates is as follows—

Injury phase

Staff report available, Sept. 10.
Notice of hearing appearance due, Sept. 15.
Prehearing conference, Sept. 16.
Prehearing briefs, Oct. 1.
Hearing, Oct. 6.
Post hearing briefs, Oct. 17.

Remedy phase (if necessary)

Notice of hearing appearance due, Nov. 13.
Prehearing conference, Nov. 14.
Prehearing briefs, Nov. 20.
Hearing, Nov. 24.

COMMISSION DATA AVAILABLE: The Commission will make available to requesting interested parties by September 10, 1980, a non-confidential version of its staff-prepared prehearing report. It is hoped that data in this report will serve as a common statistical base for presentations at the hearings.

OTHER WRITTEN SUBMISSIONS: Other written submissions, except for posthearing briefs, should be filed with the Secretary to the Commission prior to the public hearing concerning the subject matter of the submission. Commercial or financial data which is confidential should be clearly marked "Confidential Business Information" and should be submitted in accord with the requirements of § 201.6 of the Commission's rules of practice and procedure (19 CFR 201.6). Submissions should also conform to the general requirements of § 201.8 of the Commission's Rules (19 CFR 201.8).

FOR FURTHER INFORMATION CONTACT: Mr. Larry Reavis, Investigator (telephone: 202–523–0296) or Mr. William Gearhart, Advisory Attorney (202–523–0487).

INSPECTION OF PETITION: The petition filed in this case is available for public inspection at the Office of the Secretary, U.S. International Trade Commission, and at the New York City Office of the U.S. International Trade Commission located at 6 World Trade Center.

SUPPLEMENTARY INFORMATION: The petition in the matter was filed by the International Union, United Automobile, Aerospace & Agricultural Implement Workers of America (UAW).

Section 201(d)(2) requires that the Commission transmit its report to the President not later than 6 months after the petition is filed, in this case by December 12, 1980.

By order of the Commission.

Issued: July 1, 1980.

Kenneth R. Mason,

Secretary.

[FR Doc. 80–20150 Filed 7–3–80; 8:45 am]

BILLING CODE 7020–02–M

DEPARTMENT OF LABOR

Mine Safety and Health Administration

[Docket No. M–80–56–M]

Cargill Inc.; Petition for Modification of Application of Mandatory Safety Standard

Cargill Incorporated, Box 339, Patterson, Louisiana 70392 has filed a petition to modify the application of 30 CFR 57.21–59 (gassy mines-ventilation) to its Belle Isle Mine located in St. Mary Parish, Louisiana, in accordance with section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The mine is located on an island that is accessible only by means of a crewboat. The trip requires 30 minutes of travel through coastal waters. Under certain weather conditions, the boat trip can be hazardous.

2. Application of 30 CFR 57.21–59 requires certain qualified persons to perform pre-shift functions. Special trips made solely for the purpose of making pre-shift examinations increase the exposure of personnel to boat travel hazards.

3. As an alternative to application of 30 CFR 57.21–59, the petitioner proposes to install underground to surface continuous methane monitoring equipment and to institute a number of precautions and practices such as:

a. Daily inspections of the continuous recording methane monitoring system. The system will automatically de-energize the main electrical circuit underground if any sensor detects more than 0.50 percent methane.

b. Qualified persons will check exhaust air at the shaft collar and

surface-located recorders for methane underground. Records will be kept of these inspections. Each production heading also will be checked for methane before starting and during the normal production sequence.

c. Should the methane detection system fail, preshift examinations will be made until system repairs have been completed. The system will be recalibrated at 30-day intervals and the records will be retained for inspection by any interested person.

4. The petitioner states that the alternative method will at all times guarantee miners no less than the same measure of protection afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments on or before August 6, 1980. Comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

Dated: June 26, 1980.

Frank A. White,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 80-20054 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-80-59-M]

Cargill Inc.; Petition for Modification of Application of Mandatory Safety Standard

Cargill Incorporated, P.O. Box 339, Patterson, Louisiana 70392 has filed a petition to modify the application of 30 CFR 57.21-20 (gassy mine—ventilation) to its Belle Isle Mine located in St. Mary Parish, Louisiana, in accordance with section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. The petitioner's main ventilation fan is non-permissible equipment. The fan is located underground approximately 300 feet from the intake air shaft landing.

2. The petitioner's mine was classified gassy in June 1979, and it is now subject to all of the mandatory standards of 30 CFR 57.21.

3. To comply with 30 CFR 57.21-20, the petitioner is installing multiple main fans on the surface and a fan drift intersecting its ventilation/service shaft at a depth of approximately 16 feet beneath the shaft collar. The new surface fans will be of equal capacity to the presently installed underground fan. However, intake air quantities required to ventilate the mine will cause air velocities at the intersection of the fan drift and the ventilation/service shaft to approach 2900 feet per minute, or 33 miles per hour. Weak-wall stoppings or shaft doors will exist in a horizontal plane at the shaft collar elevation.

4. The ventilation shaft for these new surface fans also must serve as the main service shaft because cross-sectional space dimensions are too limited in the production shaft (there are only two shafts) by shaft sets, head frame enclosure and materials handling equipment.

5. The petitioner contends that movement of equipment, materials, and supplies through the shaft will interfere with the ventilation system. Conversely, turbulance resulting from the high intake air velocity will cause instability and excessive motion of loads suspended beneath the conveyance, and any damage to the conveyance system would adversely affect use of the shaft as an escape route in the event of an emergency.

6. The petitioner proposes to modify the application of 30 CFR 57.21-20 to permit substitution of the present nonpermissible underground main mine fan system for the new surface main fans while heavy equipment and supplies are moved through the ventilation doors and are lowered into the mine during controlled periods not to exceed four (4) hours per day. During this time, petitioner would:

a. Conduct spot methane checks.

b. Install a continuous methane detection sensor to provide both surface monitoring and recording with visual and audible warnings.

c. Install an automatic signalling device to warn of fan system malfunction.

d. Provide for fan de-energization of the underground main mine fan if an alarm is activated.

7. The petitioner asserts that the described alternate method will achieve the same result as 30 CFR 57.21-20 during such limited periods when the ventilation shaft is used for service purposes, and it will at all times guarantee the miners no less than the same measure of protection afforded by the standard.

Request for Comments

Persons interested in this petition may furnish written comments on or before August 6, 1980. Comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

Dated: June 24, 1980.

Frank A. White,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 80-20055 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-80-54-M]

Flintkote Cement Co.; Petition for Modification of Application of Mandatory Safety Standard

The Flintkote Company, Calaveras Cement Division, 8750 Wonderland Boulevard, Redding, California 96001, has filed a petition to modify the application of 30 CFR 56.13-20 (compressed air) to its Redding Cement Plant and Gray Rock Quarry located in Shasta County, California, and its Cataract Quarries and San Andreas Cement Plant, located in Calaveras County, California. The petition is filed under section 101(c) of the Federal Mine Safety and Health Act of 1977, Pub. L. 95-164.

The substance of the petition follows:

1. The Petition requests permission to use compressed air below 10 p.s.i. to blow dirt from soiled clothing while it is being worn.

2. Electric blowers and vacuums do not clean clothing as effectively as compressed air.

3. Workers might take it upon themselves to clean clothing with compressed air from nonapproved stations and nozzles. This could lead to an individual accidentally using over 100 p.s.i. of compressed air.

4. The petitioner believes using approved blow-off stations and nozzles, with compressed air below 10 p.s.i., would greatly reduce the risk of human error when using compressed air to clean clothing, and would more effectively remove soil from a worker's clothing.

Request for Comments

Persons interested in this petition may respond on or before August 6, 1980. Comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

Dated: June 24, 1980.

Frank A. White,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 80-20056 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-80-49-M]

Hy-Rock Products Co., Inc.; Petition for Modification of Application of Mandatory Safety Standard

Hy-Rock Products Company, Inc., Post Office Box 187, Marengo, Indiana 47140 has filed a petition to modify the application of 30 CFR 57.20-32 (telephones) to its Marengo mine and mill located in Crawford County, Indiana. The petition is filed under section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. Petitioner, a non-metal mine operator, requests a modification of the standard requiring telephone or equivalent two-way communication from underground working areas to the surface.

2. Petitioner's mine is three-fourths of a mile straight into a hill, one mile wide; roadways are smooth and 60 feet wide, and can accommodate vehicles travelling 15 to 40 mph.

3. Should a disaster cause the telephone to malfunction, the delay between trying to reach help by telephone and driving out for help could be the crucial minutes in saving someone's life.

4. Petitioner states a telephone might cause static electricity that could detonate explosives.

5. Because a telephone is potentially dangerous, petitioner requests a modification of the standard.

Request for Comments

Persons interested in this petition may furnish written comments on or before August 6, 1980. Comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

Dated: June 23, 1980.

Frank A. White,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 80-20057 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-43-M

[Docket No. M-80-88-C]

Kentucky Carbon Corp.; Petition for Modification of Application of Mandatory Safety Standard

Kentucky Carbon Corporation, Post Office Box 596, Phelps, Kentucky 41553 has filed a petition to modify the application of 30 CFR 75.1002-1(a) (permissible equipment) to its Kencar No. 1 Mine located in Pike County, Kentucky. The petition is filed under section 101(c) of the Federal Mine Safety and Health Act of 1977.

A summary of the petitioner's statements follows:

1. Petitioner, currently operating one long wall panel, plans a second long wall operation. Entries for these panels are driven with continuous mining equipment.

2. After coal production along the panel face ceases, long wall equipment (chocks, shields, pan line, shear) is removed by a hoist which pulls the heavy equipment from the face into a recovery entry.

3. Under the standard a hoist, which, in this case, is not a permissible piece of equipment, may have to be maintained 150 feet from the long wall face.

4. At this distance the pull would not be direct, the ropes would be subject to severe strain, and the hoist operator could not see miners at the equipment being hoisted.

5. As an alternative to the 150-foot distance, petitioner would:

(a) Move the non-permissible hoist within 25 feet of the long wall face for recovering long wall equipment.

(b) Course intake air directly to the return to ventilate the hoist; and

(c) Maintain two fire extinguishers at hoist and test regularly for gas, though methane in measurable amounts has never been detected in the mine.

6. Petitioner states that adherence to the standard will diminish miner safety whereas the alternative will achieve no less protection than that provided by the standard.

Request for Comments

Persons interested in this petition may furnish written comments on or before August 6, 1980. Comments must be filed with the Office of Standards, Regulations and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

Dated: June 28, 1980.

Frank A. White,

Director, Office of Standards, Regulations and Variances.

[FR Doc. 80-20058 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-43-M

Office of the Secretary

Affirmative Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor herein presents summaries of certifications of eligibility to apply for worker adjustment assistance issued during the period 1980.

In order for an affirmative determination to be made and a certification of eligibility to apply for adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

In the following cases it has been concluded that all of the criteria have been met.

TA-W-7545; American Nail Corp., Earth City, Mo.

The investigation was initiated on April 7, 1980 in response to a petition which was filed on behalf of workers at American Nail Corporation, Earth City, Missouri. The workers produce threaded pallet nails.

U.S. imports of wire nails and staples increased absolutely and relative to domestic production in each year compared to the previous year from 1975 through 1978. Imports of wire nails and staples increased relative to domestic production during 1979 compared to the average for the 1975-1978 period. The ratio of imports to domestic production was 110.0 percent during 1979. The ratio of imports to domestic production increased from 110.4 percent in the first quarter of 1979 to 141.0 percent in the first quarter of 1980.

A Department survey revealed that major customers of American Nail Corporation decreased purchases from the subject firm while increasing purchases of imported pallet nails in 1979 compared to 1978 and in January-March 1980 compared to the same period in 1979.

In this case, therefore, the certifying officer has determined that:

"All workers of American Nail Corporation, Earth City, Missouri who became totally or partially separated from employment on or after March 13, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7911; Dunlop Tire and Rubber Corp., Utica, N.Y.

The investigation was initiated on May 5, 1980 in response to a petition which was filed by the Amalgamated Clothing and Textile Workers' Union on behalf of workers at the Utica, New York plant of Dunlop Tire and Rubber Corporation. The workers produce fabric used in the production of passenger car, truck and bus tires at other Dunlop plants.

U.S. imports of passenger car tires increased absolutely and relative to domestic production in 1979 compared to 1978 and increased relatively in the first quarter of 1980 compared to the same period of 1979.

U.S. imports of truck and bus tires increased absolutely and relative to domestic production in 1979 compared to 1978 and in the first quarter of 1980 compared to the same period of 1979.

Company imports of passenger car, truck and bus tires increased in 1979 compared to 1978.

A Department survey revealed that a significant proportion of customers of Dunlop Tire and Rubber Corporation decreased purchases of passenger car, truck and bus tires from domestic sources while decreasing purchases of imports of these tires.

In previous determinations involving other facilities of Dunlop, workers producing tires at the Huntsville, Alabama plant (TA–W–6703, issued on March 7, 1980) and at the Buffalo, New York plant (TA–W–6817, issued on March 12, 1980) were certified eligible to apply for adjustment assistance.

In this case, therefore, the certifying officer has determined that:

"All workers of the Utica, New York plant of Dunlop Tire and Rubber Corporation who became totally or partially separated from employment on or after April 22, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7507, 7507A, 7507B, 7507C, and 7508, Dyeing and Finishing Unlimited, Hoboken, N.J., Washington Knitting Mills, Easton, Pa., Hoboken, N.J.; New York, N.Y.: Milano Knitting Mills, Hoboken, N.J.

The investigation was initiated on March 31, 1980 in response to petitions which were filed by the Amalgamated Clothing and Textile Workers Union on behalf of workers at Dyeing and Finishing Unlimited, Hoboken, New Jersey (TA–W–7507) and Milano Knitting Mills, Hoboken, New Jersey (TA–W–7508). The investigation has been expanded to cover workers at Washington Knitting Mills, Easton, Pennsylvania (TA–W–7507A), Hoboken, New Jersey (TA–W–7507B), and New York, New York (TA–W–7507C). The workers at Dyeing and Finishing Unlimited and Washington Knitting Mills dye and finish textiles for ladies undergarments. Workers at Milano Knitting Mills produce the ladies' undergarments.

The three firms covered by the petitions, Dyeing and Finishing Unlimited (TA–W–7507), Washington Knitting Mills (TA–W–7507A, 7507B, and 7507C) and Milano Knitting Mills (TA–W–7508), constitute an integrated dyeing, finishing and assembling operation to produce ladies' undergarments. Workers at Dyeing and Finishing Unlimited and Washington Knitting Mills dye and finish textiles used by Milano Knitting Mills to produce ladies undergarments. Imports of ladies' undergarments competitive with those produced at the petitioning firms are included in the category "Women's Girls' and Infant's Underwear." Imports of Women's, Girls' and Infants' Underwear have increased absolutely in each year from 1975 to 1979.

A Department survey of Washington Knitting Mills' customers revealed that customers had decreased their purchases from Washington Knitting Mills and increased their purchases of imported ladies underwear during the period under investigation.

In this case, therefore, the certifying officer has determined that:

"All workers of The Easton, Pennsylvania plant the Hoboken, New Jersey warehouse and the New York, New York sales and administrative offices of Washington Knitting Mills, and Milano Knitting Mills, Hoboken, New Jersey who became totally or partially separated from employment on or after March 7, 1979 and all workers of Dyeing and Finishing Unlimited, Hoboken, New Jersey who became totally or partially separated from employment on or after November 1, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7590; Harwood Cedar Products, Elma, Wash.

The investigation was initiated on April 14, 1980 in response to a petition which was filed on behalf of workers at Harwood Cedar Products, Elma, Washington. The workers produce cedar shakes and ridges.

U.S. imports of red cedar shakes, shingles, hips and ridges increased absolutely and relative to domestic production in 1978 compared with 1977 and in 1979 compared with 1978. Imports increased during the first quarter of 1980 compared with the same period of 1979.

A Department of Labor survey of Harwood Cedar Products' customers revealed that customers reduced purchases of red cedar shakes and ridges from Harwood Cedar Products in 1979 compared with 1978 while at the same time increasing purchases of imported red cedar shakes and ridges.

In this case, therefore, the certifying officer has determined that:

"All workers of Harwood Cedar Products, Elma, Washington who became totally or partially separated from employment on or after March 20, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7608; John Knight, Ltd., New York, N.Y.

The investigation was initiated on April 14, 1980 in response to a petition which was filed on behalf of workers at John Knight, Ltd., New York, New York. The workers produce men's and ladies' coats.

The average level of U.S. imports of women's, misses' and children's coats and jackets for the 1978–1979 period exceeded the average level of imports for the preceding three years.

U.S. imports of women's, misses' and children's suits increased both absolutely and relative to domestic production in 1978 compared to 1977. Sales and production of suits at John Knight, Ltd. ceased in the second quarter of 1979.

The Office of Trade Adjustment Assistance conducted a survey of major customers of John Knight, Ltd. Customers representing a significant proportion of the firm's sales reduced purchases of ladies' coats and rainwear from John Knight and increased purchases of imports in 1979 compared to 1978.

In this case, therefore, the certifying officer has determined that all workers of John Knight, Ltd., New York, New York who became totally or partially separated from employment on or after March 28, 1979 and before March 1, 1980 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7943; Keystone Metal Moulding Co., East Detroit, Mich.

The investigation was initiated on May 12, 1980 in response to a petition which was filed on behalf of workers at the East Detroit, Michigan facility of Keystone Metal Moulding Company. The workers of the East Detroit, Michigan facility of Keystone Metal Moulding Company perform administrative, engineering, sales and warehousing functions necessary to support the production of automotive metal moulding at the company's Pontotoc, Mississippi plant and Clanton, Alabama plant.

U.S. imports of automotive metal moulding increased in 1979 compared with 1978, both absolutely and relative to domestic production.

Workers at the Pontotoc, Mississippi plant of Keystone Metal Moulding Company were certified eligible to apply for adjustment assistance on November 16, 1979 with an impact date set on May 6, 1979 (TA-W-6065). Workers at the company's Clanton, Alabama plant were certified on March 21, 1980 with an impact date of August 26, 1979 (TA-W-6821).

In this case, therefore, the certifying officer has determined that:

"All workers of the East Detroit, Michigan facility of Keystone Metal Moulding Company who became totally or partially separated from employment on or after January 1, 1980 are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974."

TA-W-7778; Knoxville Glove Co., Knoxville, Tenn.

The investigation was initiated on April 28, 1980 in response to a petition which was filed by the Amalgamated Clothing and Textile Workers of America on behalf of workers at the Knoxville Glove Company, Knoxville, Tennessee. The workers produce cotton and leather work gloves.

U.S. imports of cotton and leather work gloves increased both absolutely and relative to domestic production in 1979 compared with 1978, and increased absolutely in the first quarter of 1980 compared with the first quarter of 1979.

A Departmental survey of customers which purchased cotton and leather work gloves from the Knoxville Glove Company indicated that these customers increased their reliance on imported work gloves in 1979 compared to 1978.

In this case, therefore, the certifying officer has determined that:

"All workers of the Knoxville Glove Company, Knoxville, Tennessee who became totally or partially separated from employment on or after April 15, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.' '

TA-W-7693; Northwood Chrysler Plymouth, Inc., Northwood, Ohio

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at Northwood Chrysler Plymouth, Incorporated, Northwood, Ohio. The workers were engaged in the sale and servicing of Chrysler and Plymouth automobiles and Plymouth trucks.

Prior to its closing in March 1980, Northwood Chrysler Plymouth, Incorporated sold and serviced all Chrysler and Plymouth car and truck lines which Chrysler Corporation marketed in the United States. Since workers at Northwood Chrysler Plymouth, Incorporated did not produce an article within the meaning of Section 222(3) of the Trade Act, they may be certified only if their separation was importantly caused by a reduced demand for their services from either the parent firm or from a firm otherwise related to Northwood Chrysler Plymouth, Incorporated by ownership or control. In either case, the reduction in demand for services must originate at a production facility whose workers independently meet the statutory criteria for certification, and that reduction must directly and substantially relate to the product or products adversely impacted by imports.

The Department determined that sales and employment declines at Northwood Chrysler Plymouth, Incorporated, a firm which was largely owned by Chrysler Corporation, were directly and substantially related to increased imports of articles like or directly competitive with Chrysler and Plymouth car and truck lines produced by Chrysler Corporation. Sales of trade-impacted Chrysler and Plymouth cars and trucks accounted for a major proportion of the total sales of Northwood Chrysler Plymouth, Incorporated in both 1978 and 1979. Production of these car and truck lines declined significantly from MY 1978 to MY 1979 at Chrysler's Hamtramck, Newark, St. Louis, Lynch Road, Jefferson, Warren Truck, and Missouri Truck assembly plants. Certifications were issued on behalf of workers at all seven of these facilities on November 6, 1979 (TA-W-5979-83, 6037-38).

In this case, therefore, the certifying officer has determined that:

"All workers of Northwood Chrysler Plymouth, Incorporated, Northwood, Ohio, who became totally or partially separated from employment on or after August 1, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA-W-7863; Pan American Tanning Corp., Gloversville, N.Y.

The investigation was initiated on April 28, 1980 in response to a petition which was filed by the United Textile Workers of America on behalf of workers at Pan American Tanning Corporation, Gloversville, New York. The workers produce tanned cattleskin.

U.S. imports of tanned cattleskin increased relative to U.S. production in 1978 compared to 1977, and in 1979 compared to 1978.

A Departmental survey of Pan American's one customer indicated that the customer increased reliance on imported tanned cattleskin in 1979 compared to 1978, and during the first four months of 1980 compared to the similar period in 1979.

In this case, therefore, the certifying officer has determined that:

"All workers of Pan American Tanning Corporation, Gloversville, New York who became totally or partially separated from employment on or after June 9, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA-W-7648; Pence Springs Manufacturing Co., W. Va.

The investigation was initiated on April 21, 1980 in response to a petition which was filed by the Amalgamated Clothing and Textile Workers Union on behalf of workers at Pence Springs Manufacturing Company, Pence Springs West Virginia, a division of Zimco Industries Incorporated, New York, New York. The workers produce men's and boys' rainwear and boys' ski jackets.

U.S imports Men's and Boys' Water Repellent Rainwear increased both absolutely and relative to domestic production in 1978 compared to 1977. Imports declined absolutely in 1979 compared to 1978.

U.S. imports of water proof rainwear increased absolutely and relative to domestic production in 1978 compared to 1977. U.S. imports of water proof rainwear increased absolutely in 1979 compared to 1978.

U.S. imports of men's and boys' nontailored outer jackets increased absolutely and relative to domestic production in 1978 compared to 1977. Imports increased absolutely in the first quarter of 1980 compared to the same quarter of 1979.

The Office of Trade Adjustment Assistance conducted a survey of customers of Zimco Industries, Incorporated (Pence Spring's parent firm and selling organization). Customers representing a significant proportion of Zimco's sales in 1979 reduced purchases from Zimco and increased purchases of imported men's and boys' outerwear.

On August 24, 1979, the United States Department of Commerce certified Zimco Industries, Incorporated as eligible to apply for firm trade adjustment assistance (F-NY-0657).

In this case, therefore, the certifying officer has determined that:

"All workers of Pence Springs Manufacturing Company, Pence Springs, West Virginia, a division of Zimco Industries, Incorporated, New York, New York who became totally or partially separated from employment on or after October 27, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7615; Point Brass Foundry, Inc., Bayonne, N.J.

The investigation was initiated on April 14, 1980 in response to a petition which was filed on behalf of workers at Bergen Point Brass Foundry, Incorporated, Bayonne, New Jersey. The workers produce non-ferrous castings.

U.S. imports of brass and bronze foundry products increased both absolutely and relative to domestic production in 1979 compared to 1978 and increased absolutely in the first three months of 1980 compared to the comparable period in 1979.

A customer survey conducted by the Department of Commerce revealed that customers who decreased their purchases from Bergen Point Brass Foundry, Incorporated and increased pruchases of imported non-ferrous castings for the year ended October 31, 1979 compared to the year ended October 31, 1978 represented a significant proportion of the firm's decline in sales. The U.S. Department of Commerce on February 11, 1980 certified Bergen Point Brass eligible to apply for firm adjustment assistance.

In this case, therefore, the certifying officer has determined that:

"All workers of Bergen Point Brass Foundry, Incorporated, Bayonne, New Jersey who became totally or partially separated from employment on or after June 1, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–8051; Solix Sportswear Corp., New York, N.Y.

The investigation was initiated on May 19, 1980 in response to a petition which was filed by the Amalgamated Clothing and Textile Workers Union on behalf of workers at Solix Sportswear Corporation, New York, New York. The workers produce men's outerwear.

U.S. imports of men's and boys' nontailored outer jackets increased in 1979 over the average level of imports during 1975–1978.

A Department survey of customers of Solix Sportswear revealed that the manufacturer for which Solix worked exclusively did not purchase imported men's outerwear or use the services of foreign contractors.

A survey of retail outlets of the manufacturer revealed that retail outlets decreased purchases of men's coats from the manufacturer while increasing purchases of imported coats during 1979 compared to 1978. Workers at the manufacturing facility were certified as eligible to apply for adjustment assistance on February 26, 1980.

In this case, therefore, the certifying officer has determined that:

"All workers of Solix Sportswear Corporation, New York, New York who became totally or partially separated from employment on or after May 8, 1979 and before December 1, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7240; Sunstar, Inc., Garden Grove, Calif.

The investigation was initiated on March 3, 1980 in response to a petition which was filed on behalf of workers at Sunstar, Incorporated, Garden Grove, California. The workers produce athletic shoes.

U.S. imports of athletic footwear increased relative to domestic production from 1978 to 1979 and increased absolutely and relative to domestic production during the first quarter of 1980 compared to the same period of 1979. During the past five years, the ratio of imports to domestic production has remained above 200 percent.

The Department conducted a survey of major customers of Sunstar, Incorporated. The survey revealed that these customers have decreased purchases from Sunstar and increased their reliance on foreign sources from 1978 to 1979 and during the first quarter of 1980 compared to the same period of 1979.

In this case, therefore, the certifying officer has determined that:

"All workers of Sunstar, Incorporated, Garden Grove, California who became totally or partially separated from employment on or after February 13, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

TA–W–7539 & 7539A; Wojski's Inc., Wojski Fixture Corp., Mount Clemens, Mich.

The investigation was initiated on March 31, 1980 in response to a petition which was filed on behalf of workers at Wojski's Incorporated, Mount Clemens, New York. The workers produce small diameter fabricated tubing for brake and fuel lines. The Petition has been expanded to cover workers producing fixtures for tube fabricating at Wojski Fixture Corporation, Mount Clemens, Michigan.

U.S. imports of brake lines and of fuel lines increased absolutely and relative to domestic production in 1978 and 1979 compared with the respective preceding year.

A survey of Wojski's Incorporated's major customer revealed that the customer had increased its purchases of imported brake and fuel lines and decreased its purchases from Wojski's Incorporated in 1979 compared to 1978.

Wojski Fixture Corporation provides fixtures exclusively to Wojski's Incorporated.

In this case, therefore, the certifying officer has determined that:

"All workers of Wojski's Incorporated and Wojski Fixture Corporation, Mount Clemens, Michigan who became totally or partially separated from employment on or after April 14, 1979 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974."

I hereby certify that determinations were issued with respect to all of the aformentioned cases during the week of June 23–27th, 1980.

Signed at Washington D.C. this 30th day of June 1980.

Marvin M. Fooks,

Director, Office of Trade Adjustment Assistance.

[FR Doc. 80–20200 Filed 7–3–80; 8:45 am]

BILLING CODE 4510–28–M

Negative Determination Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 USC 2273) the Department of Labor herein presents summaries of negative determinations regarding eligibility to apply for worker adjustment assistance issued during the period June 16–20th, 1980.

In order for an affirmative determination to be made and a certification of eligibility to apply for adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) That a significant number or proportion of workers in the workers's firm, or an appropriate subdivision thereof, have become totally or partially separated, or are threatened to become totally or partially separated.

(2) That sales or production, or both, of the firm or subdivision have decreased absolutely,

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

In each of the following cases it has been concluded that at least one of the above criteria has not been met.

TA–W–7630; Blue Arrow, Inc., Flint, Mich.

The investigation was initiated on April 21, 1980 in response to a petition which was filed by the International Brotherhood of Teamsters, Chauffeurs, Warehouseman and Helpers of America

on behalf of workers at the Flint, Michigan facility of Blue Arrow, Incorporated. The workers at the Flint, Michigan facility of Blue Arrow, Incorporated are engaged in providing the service of transporting general commodities.

The investigation revealed that workers of the Flint, Michigan facility of Blue Arrow, Incorporated do not produce an article within the meaning of section 222(3) of the Act. The Department of Labor has consistently determined that the performance of services does not constitute production of an article, as required by Section 222 of the Trade Act of 1974; and this determination has been upheld in the U.S. Court of Appeals.

Therefore, workers of the Flint, Michigan facility of Blue Arrow, Incorporated may be certified only if their separation was caused importantly by a reduced demand for their services from a parent firm, a firm otherwise related to the Flint, Michigan facility of Blue Arrow, Incorporated by ownership, or a firm related by control. In any case, the reduction in demand for services must originate at a production facility whose workers independently meet the statutory criteria for certifications and that reduction must directly relate to the product impacted by imports. These conditions have not been met for workers of the Flint, Michigan facility of Blue Arrow, Incorporated.

In this case, therefore, the certifying officer has determined that all workers of the Flint, Michigan facility of Blue Arrow, Incorporated, are denied eligibility to apply for adjustment assistance under section 223 of the Trade Act of 1974.

TA-W-7663; P & K American, Inc., Humptulips, Wash.

The investigation was initiated on April 21, 1980 in response to a petition which was filed on behalf of workers at P & K American, Incorporated, Humptulips, Washington. Workers at the plant produce cedar shakes and shingles.

The investigation revealed that criterion (3) has not been met.

P & K American, Incorporated's sales of cedar shakes and shingles increased in 1979 compared with 1978 before declining in the first quarter of 1980 compared to the same quarter of 1979.

P & K American's cedar shakes and shingles are primarily destined for the home construction industry in the southwest region of the United States. The decline in sales and employment at the mill during the first quarter of 1980 and its subsequent temporary closing in April 1980 coincided with a sharp downturn in domestic housing starts which began in late 1979 and has continued through the first quarter of 1980. According to U.S. Department of Commerce statistics, the annual rate of housing starts in March 1980 was 1.04 million units, 44 percent below the rate of 1.87 million units reported for September 1979 when interest rates began increasing sharply. The annual rate of housing starts in March 1980 is 42 percent lower than in March 1979, and is the lowest rate in five years.

A Department of Labor survey of P & K American's customers revealed that the customers' overall demand for cedar shakes and shingles declined sharply during the first quarter of 1980 compared with the same period of 1979, coincident with the decline in home construction. Sources cited the sharp downturn in the home construction industry as the primary reason for the reduction in purchases of shakes and shingles.

In this case, therefore, the certifying officer has determined that all workers of P & K American, Incorporated, Humptulips, Washington are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

I hereby certify that determinations were issued with respect to all of the aforementioned cases during the week of June 16–20th, 1980.

Signed at Washington, D.C. this 24th of June 1980.

Harold A. Bratt,

Acting, Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20199 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8783]

Aetna Industries, Inc., Genesee Stamping Division, Owosso, Mich.; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 16, 1980 in response to a worker petition received on May 30, 1980 which was filed on behalf of workers producing metal automotive stampings at the Genesee Stamping Division, Owosso, Michigan of Aetna Industries, Incorporated.

On June 9, 1980, a petition was filed on behalf of the same group of workers (TA-W-8636).

Since the identical group of workers is the subject of the ongoing investigation TA-W-8636, a new investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20206 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8019]

Benmax Sportswear Co., Asbury Park, N.J.; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on May 19, 1980 in response to a worker petition received on May 8, 1980 which was filed on behalf of workers at Benmax Sportswear Company, Asbury Park, New Jersey. Workers at the plant produced women's suits, jackets, and coats.

The petitioning group of workers in this case was included in a determination (TA-W-2895) issued on June 9, 1978 which certified as eligible to apply for adjustment assistance all workers of Benmax Sportswear Company, Asbury Park, New Jersey. Benmax Sportswear Company permanently closed in February, 1980. All workers had been permanently separated by the end of March, 1980. Since all workers separated, totally or partially, from Benmax Sportswear Company, Asbury Park, New Jersey on or after December 15, 1976 (impact date) and before June 9, 1980 (expiration date of the determination) are covered by an existing determination, a new investigation would serve no purpose. Therefore, this investigation is terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20201 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-7274]

Butte, Anaconda & Pacific Railway Co., Anaconda, Mont.; Negative Determination Regarding Application for Reconsideration

By letter of May 28, 1980, the United Transportation Union requested administrative reconsideration of the Department of Labor's Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance in the case of workers and former workers of Butte, Anaconda & Pacific Railway Company, Anaconda, Montana. The determination was

published in the **Federal Register** on May 9, 1980, (45 FR 30744).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) If it appears that the determination complained of was based on a mistake in the determination of facts previously considered; or

(3) If, in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justifies reconsideration of the decision.

The union claims in its application for reconsideration that the Department failed to consider as imports the many imported items such as autos and televisions that are composed of copper. The union further claims that the Butte Anaconda and Pacific (B.A. & P.) Railway's revenue did not really increase but increased because of inflation. Lastly, the union claims that B.A. & P. hauled not only copper but many other items, i.e., burnt lime, gold and silver and other minerals.

The Department's review showed that the B.A. & P. is a wholly-owned railroad of the Anaconda Copper Company operating between Butte and Anaconda, Montana, and that the workers of the B.A. & P. were denied eligibility because they did not meet the increased import criterion of Section 222 of the Trade Act of 1974. U.S. imports of refined copper decreased both absolutely and relative to domestic production in 1979 compared to 1978.

The Department does not see any validity in the union's claim that the Department failed to consider as imports the many imported items which contain copper. The Department cannot consider imports of final articles which incorporate copper, such as autos and televisions, as like or directly competitive with the copper produced at the mine and hauled by the railroad. Court decisions have upheld the Department's interpretation that components or raw materials are not like or directly competitive with the final articles incorporating them.

Also, the Department does not see any validity in the union's claim that inflation was a factor in increased railroad revenue since company data indicate that the tonnage hauled by the B.A. & P. railroad of all products increased in 1979 over 1978 and in the first 2 months of 1980 compared to the same period in 1979.

The Department does not see that the union's claim that the B.A. & P. hauls other items such as imported burnt lime from Canada as well as gold and silver forms a basis for certification under the Trade Act of 1974. Copper concentrates, copper precipitates, milk of lime, lime rock, burnt lime and concentrator slurry are all hauled by the B.A. & P. railroad and are either inputs for copper refining or the non-saleable by-product of the mining and refining of copper. Further, gold and silver are only found in trace amounts in the concentrates and as such together with sulphuric acid which is also hauled by the railroad do not form a significant percent of B.A. & P. railroad's hauling tonnage.

Conclusion

After review of the application and the investigative file, I conclude that there has been no error or misinterpretation of fact or misinterpretation of the law which would justify reconsideration of the Department of Labor's prior decision. The application is, therefore, denied.

Signed at Washington, D.C., this 25th day of June 1980.

C. Michael Aho,

Director, Office of Foreign Economic Research.

[FR Doc. 80-20209 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8834]

Dana Corp., Ecorse, Mich.; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 16, 1980 in response to a worker petition received on June 3, 1980 which was filed on behalf of workers at the Ecorse, Michigan plant of Dana Corporation. This plant was part of the Parish Frame Division. The workers produced light truck frames.

On June 19, 1980, workers at the Ecorse, Michigan plant of Dana Corporation were denied eligibility to apply for adjustment assistance (TA-W-7665). The petition alleged that Dana Corporation transferred production of light-duty truck frames to its Canadian facility. The investigation revealed that production at the Hayes-Dana plant in Canada decreased from 1978 to 1979 and in the first four months of 1980 compared to the same period of 1979. Furthermore, surveyed customers of the Ecorse plant indicated that they decreased purchases of imported truck frames in the first four months of model year (MY) 1980 compared to the same period of MY 1979. The model year extends from September of one year through August of the next year. Domestic consumption of light-duty trucks declined in 1979 compared to 1978.

On June 16, 1980, the Department instituted another investigation on behalf of workers at the Ecorse, Michigan plant of Dana Corporation (TA-W-8834). The petition alleges that Dana Corporation transferred production of light duty truck frames to its Canadian facility. This petition presents no new information which would change the determination previously made under TA-W-7665.

Since an investigation has already been conducted pursuant to the facts and statements presented in the current petition (TA-W-8834) and since the current petition presents no additional information pursuant to the previous determination (TA-W-7665) that would change that determination, another investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20208 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8653]

Highland Bolt & Nut Co., Utica, Mich.; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 9, 1980 in response to a worker petition received on May 22, 1980 which was filed on behalf of workers and former workers at the Highland Bolt and Nut Company, Utica, Michigan.

The Notice of Investigation was published in the **Federal Register** on June 13, 1980 (45 FR 40257-58). No public hearing was requested and none was held.

On May 13, 1980, a petition was filed on behalf of the same group of workers (TA-W-8257).

Notice of Investigation was published in the **Federal Register** on June 3, 1980 (45 FR 37561-65). No public hearing was requested and none was held.

Since the identical group of workers is the subject of the ongoing investigation TA-W-8257, a new investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20204 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8786]

Honsel-Hayes Aluminum Products Co., Division of Hayes-Albion Corp., Tiffin, Ohio, Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 16, 1980 in response to a worker petition received on May 30, 1980 which was filed by the United Auto Workers on behalf of workers and former workers of the Honsel-Hayes Aluminum Products Company, Division of Hayes-Albion Corporation, Tiffin, Ohio.

On May 13, 1980, a petition was filed on behalf of the same group of workers (TA-W-8140).

Notice of Investigation was published in the **Federal Register** on June 6, 1980 (45 FR 38177-79). No public hearing was requested and none was held.

Since the identical group of workers is the subject of the ongoing investigation (TA-W-8140) a new investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20205 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8796]

Lapeer Fabricators, Lapeer, Mich.; Termination of Investigation

Pursuant to to Section 221 of the Trade Act of 1974, an investigation was initiated on June 16, 1980 in response to a worker petition received on May 21, 1980 which was filed on behalf of workers and former workers producing plastic interior automotive trim at Lapeer Fabricators, Lapeer, Michigan.

On April 29, 1980, a petition was filed on behalf of the same group of workers (TA-W-7940).

Since the identical group of workers is the subject of the ongoing investigation TA-W-7940, a new investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20207 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8652]

M.N.P. Manufacturing Corp., Utica, Mich.; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 9, 1980 in response to a worker petition received on May 22, 1980 which was filed on behalf of workers and former workers at the M.N.P. Manufacturing Corporation, Utica, Michigan.

The Notice of Investigation was published in the **Federal Register** on June 13, 1980 (45 FR 40257-58). No public hearing was requested and none was held.

On may 13, 1980, a petition was filed on behalf of the same group of workers (TA-W-8253).

Notice of Investigation was published in the **Federal Register** on June 3, 1980 (45 FR 37561-65). No public hearing was requested and none was held.

Since the identical group of workers is the subject of the ongoing investigation TA-W-8253, a new investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20203 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

[TA-W-8426]

Uniroyal, Inc., Plastics Plant, Port Clinton, Ohio; Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 2, 1980 in response to a worker petition received on May 23, 1980 which was filed on behalf of workers at the Port Clinton, Ohio Plastics Plant of Uniroyal, Incorporated. The workers produce vinyl coated fabrics.

The investigation revealed that another petition (TA-W-8326) had also been filed. Since the identical group of workers is the subject of the ongoing investigation (TA-W-8326), a new investigation would serve no purpose. Consequently, the investigation has been terminated.

Signed at Washington, D.C. this 26th day of June 1980.

Harold A. Bratt,

Acting Director, Office of Trade Adjustment Assistance.

[FR Doc. 80-20202 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

Negative Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor herein presents summaries of negative determinations regarding eligibility to apply for worker adjustment assistance issued during the period June 23-27, 1980.

In order for an affirmative determination to be made and a certification of eligibility to apply for adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) that a significant number or proportion of workers in the worker's firm, or an appropriate subdivision thereof, have become totally or partially separated, or are threatened to become totally or partially separated.

(2) that sales or production, or both, of the firm or subdivision have decreased absolutely,

(3) that increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

In each of the following cases it has been concluded that at least one of the above criteria has not been met.

TA-W-7780; Adventure Apparel, Inc.; Fayette, Ala.

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at Adventure Apparel, Incorporated, Fayette, Alabama. The workers produce children's outerwear jackets and children's sportswear, consisting of pants, skirts, jumpers and dresses.

The investigation revealed that criterion (3) has not been met.

Sales of children's sportswear and outerwear produced by Adventure Apparel, Incorporated increased in each quarter of 1979 compared to the same quarter of the previous year, with the exception of the fourth quarter of 1979. The sales decline in the fourth quarter of 1979 and in January 1980 is attributable to the company moving its production facilities to a new location. In addition, in the fourth quarter of the year, production is typically lower than the

remainder of the year due to the seasonality involved in the production of children's jackets. Sales by Adventure Apparel increased in the first quarter of 1980 compared to the preceding quarter and to the same quarter of the previous year. Sales and production are equivalent at Adventure Apparel.

U.S. imports of women's, misses' and children's coats and jackets (includes all infants' coats and jackets); men's and boys' nontailored outer jackets; children's dresses (includes infants' dresses and jumpers and girls' jumpers); women's, misses' and children's slacks and shorts (includes all infants' pants) and men's and boys' dress and sport trousers and shorts decreased in 1979 compared to 1978.

In this case, therefore, the certifying officer has determined that all workers of Adventure Apparel, Incorporated, Fayette, Alabama are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7707; A One Shakes, Forks, Wash.

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at A One Shakes, Forks, Washington. Workers at A One Shakes produce cedar shakes.

The investigation revealed that criterion (3) has not been met.

A One Shakes began operating in March 1979 and was temporarily closed in April 1980.

A One's cedar shakes are primarily destined for the home construction industry in the southwest region of the United States. The temporary closing of the mill in April 1980 coincided with a sharp downturn in domestic housing starts which began in late 1979 and has continued through the first quarter of 1980. According to U.S. Department of Commerce statistics, new housing starts declined thirteen percent from 2.02 million units in 1978 to 1.75 million units in 1979. New housing starts totalled 240.8 thousand units in the first quarter of 1980, a decline of twenty-six percent from the 326.4 thousand units the first quarter of 1979.

A Department of Labor survey of A One's customers revealed that the customers' overall demand for cedar shakes and shingles declined during the first quarter of 1980 compared with the same period of 1979, coincident with the decline in home construction. Sources cited the downturn in the home construction industry as the primary reason for the reduction in purchases of shakes and shingles.

In this case, therefore, the certifying office has determined that all workers of A One Shakes, Forks, Washington are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7135; Airco Carbon Graphite, Punxsutawney, PA.

The investigation was initiated on February 19, 1980 in response to a petition which was filed by the United Steelworkers of American on behalf of workers at Airco Carbon Graphite, Punxsutawney, Pennsyulvania. Workers at the plant produce carbon arc gouging rods and battery carbons.

The investigation revealed that criterion (3) has not been met.

Combined sales of battery carbons and gouging rods at Airco Carbon Graphite increased in 1979 compared to 1978. A survey was conducted of the major customers and competitors of Airco Carbon Graphite. No evidence was discovered of imports displacing sales of carbon arc gouging rods and battery carbons produced by Airco Carbon Graphite. Declines in sales or production and the separations of workers at Airco Carbon Graphite can be attributed to normal business fluctuations.

In this case, therefore, the certifying officer has determined that all workers of Airco Carbon Graphite, Punxsutawney, Pennsylvania are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7460; Alison Ayres; New York, N.Y.

The investigation was initiated on March 31, 1980 in response to a petition which was filed by the International Ladies' Garment Workers' Union on behalf of workers at Alison Ayres, New York, New York. The workers produce ladies' dresses.

The investigation revealed that criterion (3) has not been met.

U.S. imports of women's and misses' dresses declined absolutely in 1979 compared to 1978. In addition, the ratio of imports to domestic production for women's and misses' dresses was 5 percent or less throughout the 1975 to 1978 period.

The Office of Trade Adjustment Assistance conducted a survey of major customers of Alison Ayres. The survey revealed that for most of the customers, import purchases represented an insignificant proportion of their total demand for ladies' dresses; many customers did not import at all. Most of those customers who did import dresses and who reduced purchases from Alison Ayres either decreased their import purchases or increased their purchases of domestically-produced dresses while they increased their purchases of imported dresses in 1979 compared to 1978 and in the first quarter of 1980 compared to the first quarter of 1979. Those customers who reduced purchases from Alison Ayres and other domestic suppliers while increasing purchases of imported dresses were an insignificant proportion of Alison Ayres' sales in 1978, 1979 and the first quarter of 1980.

In this case, therefore, the certifying officer has determined that all workers of Alison Ayres, New York, New York are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7865; Brown Shoe Co., Mountain Grove, Mo.

The investigation was initiated on April 28, 1980 in response to a petition which was filed by Local 781 of the Footwear Division of the United Food and Commercial Workers Union on behalf of workers at the Mountain Grove, Missouri plant of Brown Shoe Company. Workers at the Mountain Grove Plant produce women's shoes.

The investigation revealed that criterion (3) has not been met.

Average employment of production workers at the Mountain Grove, Missouri plant of Brown Shoe Company increased in 1979 from 1978. Production in quantity by the plant increased during the same period. Compared to the same quarter of the previous year, declines in production and employment occurred at the Mountain Grove plant in the second quarter of 1979 and the first quarter of 1980. Workers laid off during this period are covered by the previous certification (TA-W-2376).

On April 7, 1978 the Department issued a certification of eligibility to apply for adjustment assistance benefits applicable to workers of the Mountain Grove, Missouri plant of Brown Shoe Company (TA-W-2376). That certification expired on April 7, 1980.

A survey conducted by the Department revealed that most customers surveyed which decreased purchases of women's dress shoes from Brown Shoe Company in 1979 and the first quarter of 1980 did not increase purchases of imported women's dress shoes during the same period. Most customers surveyed which increased import purchases in 1979 and the first quarter of 1980 also increased purchases from other domestic sources during the same period.

In this case, therefore, the certifying officer has determined that all workers

of the Mountain Grove, Missouri plant of Brown Shoe Company are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7562 and 7566; Central New Hampshire Dye, Inc.; Cormier Hosiery Mills, Inc.; Laconia, N.H.

The investigation was initiated on April 7, 1980 in response to a petition which was filed on behalf of workers at Central New Hampshire Dye, Incorporated and Cormier Hosiery Mills, Incorporated, both firms of Laconia, New Hampshire. Workers dye socks and yarn and produce hosiery and knit fabrics respectively.

The investigation revealed that criterion (3) has not been met.

Central New Hampshire Dye, Incorporated and Cormier Hosiery Mills, Incorporated have substantially the same owners. Central Dye was established and still functions to dye yarn and socks for Cormier Hosiery.

U.S. imports of all hosiery except pantyhose decreased in the 1979 compared to in 1978. U.S. imports have been less than 1% of U.S. production in each year from 1974 to 1978.

Customers of Cormier Hosiery Mills who purchased hosiery did not increase imports of these products and decrease purchases from Cormier Hosiery Mills during the period under investigation.

Inasmuch as all types of finished fabric are generally interchangeable and substitutable in their end uses, all types of finished fabric may be considered like or directly competitive with the knit fabric produced by Cormier Hosiery Mills, Incorporated.

U.S. imports of all finished fabric decreased absolutely in 1979 compared to 1978. Preliminary estimates indicate that domestic production increased in 1979 compared to 1978. The ratio of imports of finished fabric to domestic production did not exceed 2.1 percent from 1975 through 1978.

In this case, therefore, the certifying officer has determined that all workers of Central New Hampshire Dye, Incorporated and Cormier Hosiery Mills, Incorporated, both firms of Laconia, New Hampshire are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7485–7487; C.G. Conn Ltd., Conn Organ Division, Oak Brook, Ill. (TA–W–7485), Greer, S.C. (TA–W–7486), Lombard, Ill. (TA–W–7487)

The investigation was initiated on March 31, 1980 in response to a petition which was filed on behalf of workers at C.G. Conn Ltd., Conn Organ Division, Oak Brook, Illinois (TA–W–7485), Greer, South Carolina (TA–W–7486), and Lombard, Illinois (TA–W–7487). The workers produce electronic organs.

The investigation revealed that criterion (3) has not been met.

U.S. imports of electronic organs measured in both quantity and value declined absolutely and relative to domestic production in 1979 compared to 1978 and declined absolutely in January-March 1980 compared to the same period in 1979.

U.S. consumption of electronic organs peaked in 1977 then declined in 1978 and 1979. U.S. consumption of electronic organs during 1979 was lower than any other year during the 1975–79 period. U.S. production followed the same trends as U.S. consumption during this period.

The relative level of imports to domestic production of electronic organs has been low over the past five years because foreign producers are at a competitive disadvantage in two respects. First, the bulk of patents covering these products are owned by domestic firms, which severely curtails entry of foreign producers into the market. Second, the successful marketing of electronic organs in the United States requires a well established service organization, which most foreign firms have yet to develop.

In this case, therefore, the certifying officer has determined that all workers of C.G. Conn Ltd., Conn Organ Division, Oak Brook Illinois (TA–W–7485), Greer, South Carolina (TA–W–7486), and Lombard, Illinois (TA–W–7487) are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7770; D&R Cedar Products, Inc., Forks, Wash.

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at D & R Cedar Products, Inc., Forks, Washington. Workers at the D & R plant produce shakes and shingles.

The investigation revealed that criterion (3) has not been met.

D & R's sales of cedar shakes and shingles increased in 1979 compared with 1978 before declining in the first quarter of 1980 compared to the same quarter of 1979.

Average employment of production workers increased in 1979 compared with 1978. Although employment increased slightly in the first quarter of 1980 compared to the same quarter in 1979, average hours declined sharply over the period.

D & R's cedar shakes and shingles are primarily destined for the home construction industry in the southwest region of the United States. The decline in sales and employment at the mill during the first quarter of 1980 coincided with a sharp downturn in domestic housing starts which began in late 1979 and has continued through the first quarter of 1980. According to U.S. Department of Commerce statistics, new housing starts declined thirteen percent from 2.02 million units in 1978 to 1.75 million units in 1979. New housing starts totalled 240.8 thousand units in the first quarter of 1980, a decline of twenty-six percent from the 326.4 thousand units in the first quarter of 1979.

A Department of Labor survey of D & R's customers revealed that the customers' overall demand for cedar shakes and shingles declined sharply during the first quarter of 1980 compared with the same period of 1979, coincident with the decline in home construction. Sources cited the sharp downturn in the home construction industry as the primary reason for the reduction in purchases of shakes and shingles.

In this case, therefore, the certifying officer has determined that all workers of D & R Cedar Products, Inc., Forks, Washington are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7747; Dana Corp., Toledo, Ohio

The investigation was initiated on April 28, 1980 in response to a petition which was filed by the United Auto Workers on behalf of workers at the Toledo, Ohio plant of the Dana Corporation. This plant is part of the Spicer Transmission Division. Workers at the Toledo plant primarily produced heavy-duty truck transmissions and transfer cases.

The investigation revealed that criterion (3) has not been met.

Industry sources indicate that imports of transmissions for heavy-duty trucks (gross vehicle weight over 33,000 pounds) were negligible in 1978, 1979 and the first quarter of 1980.

Industry sources also indicate that imports of transfer cases were negligible in 1978, 1979 and the first quarter of 1980.

In this case, therefore, the certifying officer has determined that all workers of the Toledo, Ohio plant of Dana Corporation are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7736; Floral Fashions, Inc.; Tiverton, R.I.

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at Floral Fashions, Incorporated. The

workers produce primarily women's skirts and vests.

The investigation revealed that criterion (3) has not been met.

Floral Fashions, Incorporated operates as a contractor producing primarily women's skirts, and vests. The Department of Labor conducted a survey of the manufacturers for whom Floral Fashions performed contract work. The survey revealed that customers for whom Floral Fashions produced women's skirts and vests did not import skirts or vests nor employ foreign sources during 1978, 1979 or January-April, 1980. During this time period, the manufacturers increased their contract work with domestic contractors other than Floral Fashions. The manufacturers reported that their company sales increased from 1978 to 1979 and in the first four months of 1980 compared to the same period of 1979.

In this case, therefore, the certifying officer has determined that all workers of Floral Fashions, Incorporated, Tiverton, Rhode Island are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–8004; Independence Steel Sales and Service, Inc., Warren, Mich.

The investigation was initiated on May 19, 1980 in response to a petition which was filed on behalf of workers at the Independence Steel Sales and Service, Inc., Warren, Michigan. Workers at the Warren plant process steel strip and sheet.

The investigation revealed that criterion (3) has not been met.

Independence Steel Sales and Service, Inc. processes steel strip and sheet for the automotive industry. The petition alleges that increased imports of automobiles contributed importantly to the decline in sales or production and separation of workers at the plant. Imported automobiles cannot be considered like or directly competitive with steel strip and sheet. Imports of carbon steel strip and sheet must be considered in determining import injury to workers at the Warren, Michigan plant.

U.S. imports of carbon steel strip and sheet declined both absolutely and relative to domestic shipments in 1979 compared to 1978. Independence Steel Sales and Service was permanently shut down on December 13, 1979.

In this case, therefore, the certifying officer has determined that all workers of the Independence Steel Sales and Service, Inc., Warren, Michigan are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7677; Island Creek Coal Co.; Northern Division; Donegon No. 1 Preparation Plant; Fenwick, W. Va.

The investigation was initiated on April 21, 1980 in response to a petition which was filed on behalf of workers at the Donegan No. 1 Preparation Plant of the Island Creek Coal Company, Northern Division, Fenwick, West Virgina. Workers at the mine produce metallurgical coal.

The investigation revealed that criterion (3) has not been met.

A domestic article may be "directly competitive with" an imported article at a later stage of processing (29 CFR 90.2). Coke is metallurgical coal at a later stage of processing. Imports of coke and imports of metallurgical coal may therefore be considered in determining import injury to workers mining coal which is processed into coke.

U.S. imports of metallurgical coal decreased absolutely and relative to domestic production from 1977 to 1978 and from 1978 to 1979. Imports of metallurgical coal were insignificant relative to domestic production from 1975 through 1979. Imports of coke decreased absolutely and relative to domestic production in 1979 compared to 1978 and in the first two months of 1980 compared to the same period in 1979.

In this case, therefore, the certifying officer has determined that all workers of the Donegan No. 1 Preparation Plant of Island Creek Coal Company, Northern Division, Fenwick, West Virginia are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7795; Island Creek Coal Co.; Northern Division; Bird No. 2 and Bird No. 3, Tire Hill, Pa.

The investigation was initiated on April 28, 1980 in response to a petition which was filed by the United Mines Workers of America on behalf of workers at the Bird No. 2 and Bird No. 3 Mines of the Island Creek Coal Company, Northern Division, Tire Hill, Pennsylvania. Workers at the mines produce metallurgical coal.

The investigation revealed that criterion (3) has not been met.

A domestic article may be "directly competitive with" an imported article at a later stage of processing (29 CFR 90.2). Coke is metallurgical coal at a later stage of processing. Imports of coke and imports of metallurgical coal may therefore be considered in determining import injury to workers mining coal which is processed into coke.

U.S. imports of metallurgical coal decreased absolutely and relative to domestic production from 1977 to 1978 and from 1978 to 1979. Imports of metallurgical coal were insignificant relative to domestic production from 1975 through 1979. Imports of coke decreased absolutely and relative to domestic production in 1979 compared to 1978 and in the first two months of 1980 compared to the same period in 1979.

In this case, therefore, the certifying officer has determined that all workers of the Bird No. 2 and Bird No. 3 of Island Creek Coal Company, Northern Division, Fenwick, West Virginia are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7759; JA–I, Inc., Springfield, Mass.

The investigation was initiated on April 28, 1980 in response to a petition which was filed by the International Ladies' Garment Workers' Union on behalf of workers at Ja–I, Incorporated, Springfield, Massachusetts. The workers produce ladies' jackets and skirts.

The investigation revealed that criterion (2) has not been met.

Evidence developed during the course of the investigation revealed that sales at Ja-I, Incorporated increased in each quarter of 1979 compared to the corresponding quarter of 1978 and increase in each of the first four month of 1980 compared to the same month of 1979. Sales and production are equivalent at Ja-I, Incorporated.

The average number of employees at Ja–I increased in the second, third, and fourth quarters of 1979 compared to each preceding quarter, and also increased in the first four months of 1980 compared to the same period of 1979.

In this case, therefore, the certifying officer has determined that all workers of Ja–I, Incorporated, Springfield, Massachusetts are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7541; Jonathan Logan, Inc., Imerman Division, New York, N.Y.

The investigation was initiated on March 31, 1980 in response to a petition which was filed by the International Ladies' Garment Worker's Union on behalf of workers at Jonathan Logan, Incorporated, 114 W 41st Street, New York, New York. The Imerman Division of Jonathan Logan is located at that address. The workers produce girls' slips and nightwear.

The investigation revealed that criterion (3) has not been met.

The Office of Trade Adjustment Assistance conducted a survey of a random sample of customers of the

Imerman Division of Jonathan Logan, Incorporated. None of the customers responding to the survey purchased any imported girls' slips or nightwear in 1978, 1979, or during the first quarter of 1980.

Sales of the Imerman Division increased in 1979 compared to 1978 and in the first quarter of 1980 compared to the first quarter of 1979.

In this case, therefore, the certifying officer has determined that all workers of Jonathan Logan, Incorporated, Imerman Division, New York, New York are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7841; Metcalfe Industries, Inc.; Edmonton, Ky.

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at Metcalfe Industries, Incorporated, Edmonton, Kentucky. The workers produced ladies' corduroy and denim pants and knit shirts and blouses.

The investigation revealed that criterion (3) has not been met.

Metcalfe Industries was founded in 1977 as a pilot operation of Colonial Corporation of America, operating in a temporary location until it was moved to a permanent facility in August/September, 1979. Initially, Metcalfe produced men's corduroy and denim pants for Colonial Corporation; during the most recent year, Metcalfe has produced ladies' corduroy and denim pants and knit shirts and blouses.

Total company sales by Colonial Corporation of America of men's and ladies' corduroy and denim pants, knit shirts and blouses increased in 1979 compared to 1978 and increased in the January–April period of 1980 compared to the same period of 1979. Likewise, company-wide production of these garments increased in the third and fourth quarters of 1979 compared to the corresponding quarter of 1978 and increased in January–April 1980 compared to January–April 1979.

Production at Metcalfe Industries also increased in the third quarter of 1979 compared to the third quarter of 1978 but then declined in the fourth quarter of 1979 compared to the like quarter one year earlier. This declne in the fourth quarter of 1979 resulted from readjustments in the production operation subsequent to Metcalfe's move to a permanent facility. Production at Metcalfe then increased substantially in each of the first four months of 1980 compared to the corresponding month of 1979.

Similarly, average employment at Metcalfe increased steadily, on a monthly basis, from October 1979 through April 1980, following the establishment of a permanent production facility.

U.S. imports of women's, misses' and children's slacks and shorts, and blouses and shirts decreased absolutely in 1979 compared to 1978. U.S. imports of men's and boys' woven cotton and man-made jeans and dungarees decreased absolutely in 1979 compared to 1978.

In this case, therefore, the certifying officer has determined that all workers of Metcalfe Industries, Incorporated, Edmonton, Kentucky are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7405; Mickey Madann Handbags, New Bedford, Mass.

The investigation was initiated on March 24, 1980 in response to a petition which was filed by the International Leather Goods, Plastic, and Novelty Workers Union on behalf of workers at Mickey Madann Handbags, New Bedford, Massachusetts. The workers produce vinyl handbags.

The investigation revealed that criterion (3) has not been met.

U.S. imports of plastic handbags decreased in 1979 compared to 1978.

Workers at Mickey Madann Handbags were certified eligible to apply for adjustment assistance on March 31, 1978 (TA-W-2416). That certification remained in effect until March 31, 1980. Average employment at Mickey Madann increased in the first five months of 1980 compared to the same period in 1979.

In this case, therefore, the certifying officer has determined that all workers of Mickey Madann Handbags, New Bedford, Massachusetts are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7739; N.I.D. Shake Co., Humptulips, Wash.

The investigation was initiated on April 28, 1980 in response to a petition which was filed on behalf of workers at the N.I.D. Shake Company, Humptulips, Washington. Workers at the company produce cedar shakes.

The investigation revealed that criterion (3) has not been met.

All cedar shakes produced at the N.I.D. Shake Company were sold through a broker. This broker purchased no imported cedar shakes in 1978, 1979 or the first four months of 1980. A Department survey of the broker's customers found that those customers purchased no imported cedar shakes in 1978, 1979 or the first four months of 1980.

In this case, therefore, the certifying officer has determined that all workers of the N.I.D. Shake Company, Humptulips, Washington are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7447; Otto B. May Co., Inc., Newark, N.J.

The investigation was initiated on March 31, 1980 in response to a petition which was filed on behalf of workers at the Newark, New Jersey facility of the Otto B. May Company, Incorporated. The workers produce chemical dyestuffs.

The investigation revealed that criterion (3) has not been met.

Results of a Department of Labor survey indicated that customers representing a significant portion of Otto B. May's sales decline did not increase import purchases while reducing purchases from the subject firm in 1979 compared to 1978.

In this case, therefore, the certifying officer has determined that all workers of the Otto B. May Company, Newark, New Jersey are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7807; Penn-Dixie Steel Corp., Blue Island Fine & Speciality Wire Division, Blue Island, Ill.

The investigation was initiated on April 28, 1980 in response to a petition which was filed by the United Steelworkers of American on behalf of workers at the Blue Island Fine & Speciality Wire Division of the Penn-Dixie Steel Corporation, Blue Island, Illinois. Workers at the division produce wire and wire products.

The investigation revealed that criterion (3) has not been met.

U.S. imports of carbon steelwire and wire products declined both absolutely and relative to domestic shipments in 1979 compared to 1978. Imports declined absolutely in the first quarter of 1980 compared to the same quarter in 1979.

A Department of Labor survey revealed no customers with decreased purchases from the Blue Island Fine & Speciality Wire Division and increased purchases of imported wire and wire products in 1979 compared to 1978, or in the first four months of 1980 compared to the same period in 1979.

In this case, therefore, the certifying officer has determined that all workers of the Blue Island Fine & Speciality Wire Division of the Penn-Dixie Steel Corporation, Blue Island, Illinois are denied eligibility to apply for adjustment

assistance under Section 223 of the Trade Act of 1974.

TA–W–7779; Sheller-Globe Corp.; the City Machine and Tool Co. Division; Toledo, Ohio

The investigation was initiated on April 28, 1980 in response to a petition which has filed by the International Union of Automobile, Aerospace and Agricultural Implement Workers of America on behalf of workers at Sheller-Globe Corporation, the City Machine and Tool Company Division, Toledo, Ohio. Workers at the plant produce tools and dies for automotive use.

The investigation revealed that criterion (3) has not been met.

Imported automobiles cannot be considered like or directly competitive with domestically produced tools and dies for automotive use. Imports of tools and dies for automotive use must be considered in determining import injury to workers producing tools and dies for automotive use at the City Machine and Tool Company Division of Sheller-Globe Corporation, Toledo, Ohio.

U.S. imports of tools and dies for automotive use were negligible during 1978 and 1979, and during the first five months of 1980.

In this case, therefore, the certifying officer has determined that all workers of the City Machine and Tool Company Division of Sheller-Globe Corporation, Toledo, Ohio are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–8003; Sun Cutter Corp., Elk Rapids, Mich.

The investigation was initiated on May 19, 1980 in response to a petition which was filed on behalf of workers at Sun Cutter Corporation, Elk Rapids, Michigan. Workers produce automotive cutting blades to cut ring and pinion gears.

The investigation revealed that criterion (3) has not been met.

Industry sources indicate that U.S. imports of tools and dies for automotive use, which include cutting blades, were negligible in 1977, 1978, and 1979.

Petitioners allege that increased imports of automobiles have caused decreases in production and employment at Sun Cutter Corporation.

Imports of tools and dies for automotive use which include cutting blades must be considered in determining import injury to workers producing automotive cutting blades at Sun Cutter Corporation.

In this case, therefore, the certifying officer has determined that all workers of Sun Cutter Corporation, Elk Rapids, Michigan are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7614; Superior Hat Leather Co., Inc., Peabody, Mass.

The investigation was initiated on April 14, 1980 in response to a petition which was filed on behalf of workers at Superior Hat Leather Company, Incorporated, Peabody, Massachusetts. The workers produce finished leather hides.

The investigation revealed that criterion (3) has not been met.

U.S. imports of tanned and finished cattlehides decreased absolutely in 1979 compared to 1978 and decreased absolutely in the first quarter of 1980 compared to the first quarter of 1979. U.S. imports of tanned and finished sheep skins decreased absolutely and relative to domestic production in 1979 compared to 1978 and decreased in the first quarter of 1980 compared to the first quarter of 1979.

Sales, production and employment increased in each quarter of 1979 compared to 1978 and increased in the first quarter of 1980 compared to the same quarter of 1979.

In this case, therefore, the certifying officer has determined that all workers of Superior Hat Leather Company, Incorporated, Peabody, Massachusetts are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7131; The Dickey Grabler Co., Cleveland, Ohio

The investigation was initiated on February 19, 1980 in response to a petition which was filed by the United Auto Workers on behalf of workers at the Dickey Grabler Company, Cleveland, Ohio. Workers at the Dickey Grabler plant produce metal stampings for auto parts and casket handles.

The investigation revealed that criterion (3) has not been met.

It is alleged on the petition that increased imports of automobiles, trucks and vans have caused a decline in sales, production and employment. Imported automobiles cannot be considered like or directly competitive with automobile brackets. Imports of automotive brackets must be considered, in determining import injury to workers producing these brackets at the Dickey Grabler Company.

U.S. imports of automotive brackets and metal stampings for casket handles are not separately identifiable in the Tariff Schedules of the United States. Industry sources indicate that imports of casket handle metal stampings are negligible because casket hardware must be custom fitted to the casket and imports of caskets are negligible.

A Department of Labor survey revealed that Dickety Grablers' customers decreased their imports of automotive brackets in 1979 compared to 1978 while increasing their domestic purchases over the same period. Although the customers increased their purchases of imported brackets in the first two months of 1980 compared to the same period in 1979, they increased purchases from domestic sources by a greater amount.

In this case, therefore, the certifying officer has determined that all workers of the Dickey Grabler Company, Cleveland, Ohio are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–8045; Thom McAn Shoe Co., Auburn, Mass.

The investigation was initiated on May 19, 1980 in response to a petition which was filed by the International Brotherhood of Teamsters, Chaffeurs, Warehousemen and Helpers of America on behalf of workers at Thom McAn Shoe Company, Auburn, Massachusetts. Workers at the Auburn plant are engaged in the warehousing and distribution of shoes.

The investigation revealed that criterion (1) has not been met.

There have been no layoffs and no reduction in hours worked at the Auburn warehouse during 1979 and the January-May period of 1980. There is no immediate threat of total or partial separation of workers at this plant.

In this case, therefore, the certifying officer has determined that all workers of Thom McAn Shoe Company, Auburn, Massachusetts, are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA–W–7551; Universal Clothes, Inc., New York, N.Y.

The investigation was initiated on April 7, 1980 in response to a petition which was filed on behalf of workers at by the Universal Clothes, Incoporated, New York, New York. Workers at the New York plant produce men's suit coats and sportcoats.

The investigation revealed that criterion (3) has not been met.

U.S. imports of men's and boys' tailored dress coats and sportcoats and tailored suits decreased absolutely in 1979 compared with 1978 and in the first quarter of 1980 compared with the first quarter of 1979.

Universal Clothes produces men's suit coats and sportcoats for several manufacturers. The largest of these manufacturers, which accounted for the

bulk of Universal's production in 1979 and for all of production in the first quarter of 1980, had no foreign contracts. A survey of some of the manufacturer's customers revealed that most customers either did not import or decreased purchases of imported suits and sportcoats. Customers that increased their purchases of imported suits and sportcoats accounted for an insignificant proportion of the manufacturer's sales in 1979 and the first quarter of 1980.

In this case, therefore, the certifying officer has determine that all workers of Universal Clothes, Incorporated, New York, New York are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-8186; U.S.M. Corp., Bailey Division, Hopkinsville, Ky.

The investigation was initiated on May 27, 1980 in response to a petition which was filed by the Local 2048 of the U.A.W. on behalf of workers at the Hopkinsville, Kentucky plant of the Bailey Division of U.S.M. Corporation. Workers primarily produce automobile front ends.

The investigation revealed that criterion (3) has not been met.

U.S. imports of motor vehicle bumpers decreased absolutely and relative to domestic production in 1979 from 1978. U.S. imports of motor vehicle grilles amounted to less than two percent of total domestic production in 1979.

A Department survey of customers of U.S.M. Corporation, Bailey Division revealed that none of the customers surveyed increased purchases of imported automobile bumpers from 1978 to 1979.

The survey further revealed that customers surveyed which increased purchases of automobile grilles from foreign sources also increased in-house production and purchases from other domestic sources in 1979 from 1978. Import purchases by customers surveyed represented an insignificant proportion of total customer purchases of grilles in 1979.

Petitioners allege that increased imports of automobiles have caused decreases in production and employment at the Hopkinsville, Kentucky plant of U.S.M. Corporation, Bailey Division. Although imported automobiles incorporate automobile front ends, imports of the whole product are not "like or directly competitive" with their component parts.

Imports of automobile front ends must be considered in determining import injury to workers producing automobile front ends at the Hopkinsville, Kentucky plant of U.S.M. Corporation, Bailey Division.

In this case, therefore, the certifying officer has determined that all workers of the Hopkinsville, Kentucky plant of the Bailey Division of U.S.M. Corporation are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

TA-W-7854; Wyckoff Steel Division, Ampco-Pittsburgh Corp., Newark, N.J.

The investigation was initiated on April 28, 1980 in response to a petition which was filed behalf of workers at the Wyckoff Steel Division, Ampco-Pittsburgh Corporation, Newark, New Jersey. Workers at the Newark plant produce cold finished steel bars.

The investigation revealed that criterion (3) has not been met.

Production of steel bars at the Newark plant increased in 1979 compared to 1978, and in the first quarter of 1980 compared to the same quarter of 1979.

Employment at the plant remained stable in 1979 compared to 1978. Employment increased in third and fourth quarters of 1979 compared to the same quarters of 1978, before declining in the first five months of 1980 compared to the same period of 1979.

Imports of cold finished carbon steel bars declined absolutely and relative to domestic production in 1979 compared to 1978, before increasing in the first quarter of 1980 compared to the same quarter of 1979. Imports were less than seven percent of domestic production in the first quarter of 1980 and in the full year of 1979.

In this case, therefore, the certifying officer has determined that all workers of the Wyckoff Steel Division, Ampco-Pittsburgh Corporation, Newark, New Jersey are denied eligibility to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

I hereby certify that determinations were issued with respect to all of the aforementioned cases during the week of June 23-27th, 1980.

Signed at Washington, D.C., this 30th, day of June 1980.

Marvin M. Fooks,

Director, Office of Management Administration and Planning.

[FR Doc. 80-20059 Filed 7-3-80; 8:45 am]

BILLING CODE 4510-28-M

NUCLEAR REGULATORY COMMISSION

Abnormal Occurrence; Loss of Confinement System Resulting in Plutonium Deposition in an Employee

Section 208 of the Energy Reorganization Act of 1974, as amended, requires the NRC to disseminate

information on abnormal occurrences (i.e., unscheduled incidents or events which the Commission determines are significant from the standpoint of public health and safety). The following incident was determined to be an abnormal occurrence using the criteria published in the **Federal Register** on February 24, 1977 (42 FR 10950). Appendix A (Example III.B.1) of the Policy Statement notes that for fuel cycle licensees, an event which seriously compromised the ability of a confinement system to perform its designated function can be considered an abnormal occurrence. In this case, as a result of the confinement system failure, exposure to an operator appears to have exceeded that noted in § 20.103, 10 CFR Part 20, "Exposure of individuals to concentrations of radioactive materials in air in restricted areas." The following is a description of the event and the remedial action taken.

Date and Place—The Babcock and Wilcox Company, Nuclear Materials and Manufacturing Division, Apollo, Pennsylvania, reported that on November 16, 1979, an operator, working in the Parks Township Plutonium Facility, received an apparent internal deposition of plutonium when the integrity of the glovebox, in which he was working, was compromised.

Nature and Probable Consequences—On November 16, 1979, at about 8:00 a.m. a technician was repairing a powder blender in a plutonium contaminated glovebox. At this time he was pounding on a shaft removed from the blender with a hammer using the floor of the glovebox as a base while attempting to remove a frozen bearing from the shaft. Attached to the bottom of this glovebox was a "well" that was used to hold containers to collect discharges from the blending unit.

At about 8:30 a.m. a second technician, while monitoring himself for contamination prior to leaving the area, discovered elevated levels of alpha radiation apparently from plutonium contamination. The technician doing the repair work immediately monitored his shoes and work clothing and found elevated contamination levels on his work clothing in the area of his upper body. Other employees working in the area were requested to monitor themselves for contamination and contaminated shoes were found on several individuals. The area was evacuated.

Fifteen individuals were working in the area; twelve of the fifteen showed positive results on nose smears; only the individual working on the blender had excessively high nose smear contamination results. All twelve individuals were placed on a bioassay program and were whole body counted.

This incident involved occupational hazards due to the loss of confinement in the glovebox. There was no release of contamination to the off-site environment and the building containment systems were operable. Bioassay and whole body counting results indicated that eleven of the twelve individuals were not subjected to detectable internal deposition of radioactive material. The twelfth individual, according to the licensee's evaluation (which has been reviewed by NRC inspectors) was originally believed to have been subjected to an internal deposition in the lung of between forty to fifty nanocuries (nCi) of plutonium, as determined by in-vivo lung counting at the University of Pittsburgh. This individual is the person who was working at the glovebox at the time of the incident.

Recent in-vivo lung counting was performed on this individual at Los Alamos Scientific Laboratory (LASL) using a new, sophisticated phantom (human body mock-up). The evaluation by LASL indicates a lung burden of 10 to 15 nCi of plutonium plus about 3 nCi of americium 241. The new phantom is being routed to national laboratories and certain other facilities for calibration purposes; however, it is not expected to be available to the University of Pittsburgh for 3 to 4 months, and thus, it will be several months before it is known whether the apparent discrepancy in the counting results is due to calibration procedures. Isotopic analysis of an air sample collected at the time fo the incident appears to support the LASL lung count.

Calculations have been performed based on the International Commission on Radiological Protection (ICRP) Task Group Lung Model and ICRP parameters for transfer of the inhaled material to the bone. For the upper value of 50 nCi, total dose to the lung would be about 100 rems, 95%, of which would occur within about 6 years after the intake. The total bone dose in 50 years would be about 320 rems or 6 to 7 rems per year. Using ICRP risk weighting factors for partial body exposures, the effective whole body dose equivalent in the first year would be about 6 rems (compared to an average annual limit for whole body dose of 5 rems).

Review of available records indicates that a lung burden of 50 nCi of plutonium represents one of the three largest Pu burdens to an occupational worker at licensed facilities. Further, the lack of audible alarms indicates that the potental was present for larger burdens and exposure to additional personnel.

Cause or Causes—The cause of the airborne release was due to equipment/

material failure. The seal located between the glovebox and the glovebox "well" located under the floor of the glovebox had apparently failed and/or bolts holding the "well" in place loosened.

Actions Taken To Prevent Recurrence

Licensee—Operations in the area were suspended pending decontamination of the room. The licensee has repaired the original seal and in addition has installed a secondary seal between the glovebox floor and the well. Consultant medical attention was furnished to the employee directly involved. The employee involved has been removed from work in potentially contaiminated areas indefinitely. Audible alarm, continuous air monitors were installed in the area as safety warning devices to supplement existing air sampling devices and provide more complete coverage of the work area.

The licensee will continue to evaluate the employe's medical condition and deposition plutonium body burden; however, it may be some time before better determination of the deposition is available and before the actual half-life in the lung (ICRP estimates 500 days) can be estimated.

NRC—An investigation was conducted in which several items (not event related) of noncompliance with regulatory requirements were identified. These items were corrected by the licensee. Subsequent action included a letter to the licensee confirming that a request for a license amendment will be submitted to the NRC which specifies the criteria for use and location of the audible alarm, continuous air monitoring devices. The NRC has also reviewed license commitments of other plutonium processing licensees to assure that the audible alarm, continuous air monitors are used in their operations.

Dated at Washington, D.C. this 30th day of June 1980.

For the Nuclear Regulatory Commission.

Samuel J. Chilk,

Secretary of the Commission.

[FR Doc. 80-20148 Filed 7-3-80; 8:45 am]

BILLING CODE 7590-01-M

Advisory Committee on Reactor Safeguards; Revised Notice of Meeting

In accordance with the purposes of Sections 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232b.), the Advisory Committee on Reactor Safeguards will hold a meeting on July 10–12, 1980, in Room 1046, 1717 H Street NW., Washington, D.C. Notice of this meeting was published on June 25, 1980 (45 FR 42904).

Items scheduled for this meeting have been revised as noted below to permit discussion of recent operating experience at nuclear facilities which represent substantive safety issues which could have a direct impact on the public health and safety.

The revised agenda for the subject meeting will be as follows:

Thursday, July 10, 1980

8:30 A.M.–9:15 A.M.: Opening Session (Open)—The Committee will hear and discuss the report of the ACRS Chairman regarding matters to be considered during the meeting with the NRC Commissioners and miscellaneous matters relating to ACRS activities.

9:15 A.M.–12:30 P.M. and 1:30 P.M.–4:30 P.M.: ACRS Report on NRC Safety Research Budget (Open)—The Committee will discuss its proposed report to the NRC regarding the propoed NRC safety research budget for Fiscal Year 1982.

Portions of this session will be closed as necessary to discuss Proprietary Information.

4:30 P.M.–6:00 P.M. Recent Reactor Operating Experience (Open):—The Committee will hear and discuss reports from the NRC Staff regarding recent operating experience at nuclear plants including events related to the potential loss of scram capability in boiling water reactors and inadvertent reduction of plant pressure to the saturation pressure in pressurized water reactors.

6:00 P.M.–7:00 P.M.: Proposed ACRS Reports to NRC Chairman/Commissioners (Open)—The Committee will discuss proposed reports to the NRC Chairman and Commissioner V. Gilinsky regarding primary coolant pump trip and termination of high-pressure coolant injection during transients, and the use of in-core thermocouples in nuclear reactors.

Dated: July 1, 1980.

John C. Hoyle,

Advisory Committee Management Officer.

[FR Doc. 80-20147 Filed 7-3-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-155]

Consumers Power Co. (Big Rock Point Nuclear Plant); Request for Action Under 10 CFR 2.206

Notice is hereby given that by petition dated April 1, 1980, the Concerned Citizens for the Charlevoix Area requested that the Big Rock Point Nuclear Plant be shut down immediately because, they contend, the plant does

not meet containment integrity requirements. This petition is being treated as a request for action under 10 CFR 2.206 of the Commission's regulations, and accordingly action will be taken on the petition within a reasonable time.

Copies of the petition are available for inspection in the Commission's Public Document Room at 1717 H Street, N.W., Washington, D.C. 20555 and in the local public document room at Charlevoix Public Library, 107 Clinton Street, Charlevoix, Michigan 49720.

Dated at Bethesda, Maryland this 26th day of June, 1980.

For the Nuclear Regulatory Commission.

Harold R. Denton,

Director, Office of Nuclear Reactor Regulation.

[FR Doc. 80-20149 Filed 7-3-80; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF MANAGEMENT AND BUDGET

Improving Government Regulations; Delay in Publication of Semiannual Agenda

July 1, 1980.

AGENCY: Office of Management and Budget.

ACTION: Delay in publication of Semiannual Agenda.

SUMMARY: The publication of OMB's semiannual agenda of upcoming actions on OMB's directives was to be published in the **Federal Register** July 7, 1980. Delays have caused this date to slip to July 21, 1980.

FOR FURTHER INFORMATION CONTACT: Budget and Management Officer, Room 5208, New Executive Office Building, Washington, D.C. 20503, (202) 395-7250.

David R. Leuthold,

Budget and Management Officer.

[FR Doc. 80-20232 Filed 7-3-80; 8:45 am]

BILLING CODE 3110-01-M

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area No. 1864]

Alabama; Declaration of Disaster Loan Area

Mobile County and adjacent counties within the State of Alabama constitute a disaster area as a result of damage caused by tornadoes, strong winds, rains and flooding which occurred on May 16, 1980 through May 19, 1980. Eligible persons, firms and organizations may file applications for loans for physical damage until close of business on August 29, 1980, and for economic injury until the close of business on March 30, 1981, at:

Small Business Administration, District Office, 908 South 20th Street, Birmingham, Alabama 35205

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: June 30, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-20250 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

[License No. 02/02-0391]

Cineffects Capital Corp.; Issuance of License To Operate as a Small Business Investment Company

On February 20, 1980, a Notice was published in the **Federal Register** (45 FR 11291) stating that Cineffects Capital Corporation, 115 West 45th Street, New York, New York 10036, had filed an application with the Small Business Administration pursuant to Section 107.102 of the SBA Rules and Regulations governing small business investment companies (13 CFR 107.102 1980), for a license to operate as a small business investment company.

Interested parties were given until the close of business March 6, 1980, to submit their comments. No comments were received.

Notice is hereby given that, having considered the application and all other pertinent information, SBA on June 11, 1980, issued License No. 02/02-0391 to Cineffects Capital Corporation, pursuant to Section 301(c) of the Small Business Investment Act of 1958, as amended.

(Catalog of Federal Domestic Assistance Program No. 59.011 Small Business Investment Companies)

Dated: June 25, 1980.

Michael K. Casey,

Associate Administrator for Investment.

[FR Doc. 80-20255 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1861]

Iowa; Declaration of Disaster Loan Area

Davis, Lee, Decatur and Wayne Counties and adjacent counties within the State of Iowa constitute a disaster area as a result of damage caused by flooding, wind, hail and tornado which occurred on June 1-2, 1980. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on

August 25, 1980, and for economic injury until the close of business on March 25, 1981, at:

Small Business Administration, District Office, 210 Walnut Street, Des Moines, Iowa 50309

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: June 25, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-20249 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

Optional Peg Rate

The Small Business Administration publishes on a quarterly basis an interest rate called the optional "peg" rate (13 C.F.R. § 120.3(b)(2)(iii)). This rate is a weighted average cost of money to the government for maturities similar to the average SBA loan. This rate may be used as a base rate for fluctuating interest rate SBA loans.

For July-September quarter of 1980, this rate will be eleven and one-half (11½) percent.

Dated: June 27, 1980.

Rita M. McCoy,

Associate Administrator for Financial Assistance.

[FR Doc. 80-20253 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

[License No. 02/02-5386]

Pan Pac Capital Corp.; Issuance of a Small Business Investment Company License

On April 14, 1980, a notice was published in the **Federal Register** (45 FR 2506) stating that an application had been filed by Pan Pac Capital Corporation, 195 Hudson Street, New York, New York 10013, with the Small Business Administration (SBA), pursuant to Section 107.102 of the Regulations governing small business investment companies (13 CFR 107.102 (1980)) for a license as a small business investment company.

Interested parties were given until close of business April 29, 1980, to submit their comments to SBA. No comments were received.

Notice is hereby given that, pursuant to Section 301(d) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information, SBA issued License No. 02/02-5386 on June 11, 1980, to Pan Pac Capital Corporation to operate as a small business investment company.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: June 26, 1980.

Michael K. Casey,

Associate Administrator for Investment.

[FR Doc. 80-20252 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

[License No. 02/02-5297]

Rainbow-Bridge Capital Corp.; Issuance of a Small Business Investment Company License

On April 16, 1980, a notice was published in the **Federal Register** (45 FR 25966) stating that an application had been filed by Rainbow-Bridge Capital Corporation, 45-44 19th Street, Flushing, New York 11358, with the Small Business Administration (SBA), pursuant to Section 107.102 of the Regulations governing small business investment companies (13 CFR 107.102 (1980)) for a license as a small business investment company.

Interested parties were given until close of business May 1, 1980, to submit their comments to SBA. No comments were received.

Notice is hereby given that, pursuant to Section 301(d) of the Small Business Investment Act of 1958, as amended, after having considered the application and all other pertinent information, SBA issued License No. 02/02-5297 on June 12, 1980, to Rainbow-Bridge Capital Corporation to operate as a small business investment company.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: June 26, 1980.

Michael K. Casey,

Associate Administrator for Investment.

[FR Doc. 80-20251 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

[License No. 02/02-5388]

Transportation SBIC, Inc.; Issuance of a License To Operate as a Small Business Investment Company

On April 2, 1980, a notice was published in the **Federal Register** (45 FR 2179), stating that Transportation SBIC, Inc. located at 34 Wenwood Drive, Glen Head, New York 11545, has filed an application with the Small Business Administration pursuant to 13 C.F.R. 107.102 (1980) for a license to operates as a small business investment company under the provisions of Section 301(d) of the Small Business Investment Act of 1058, as amended.

Interested parties were given until the close of business April 17, 1980 to

submit their comments to SBA. No comments were received.

Notice is hereby given that having considered the application and other pertinent information, SBA has issued License No. 02/02-5388 to Transportation SBIC, Inc. on June 23, 1980.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: June 26, 1980.

Michael K. Casey,

Associate Administrator for Investment.

[FR Doc. 80-20254 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area #1848]

Wyoming; Declaration of Disaster Loan Area

Lincoln County and adjacent counties within the State of Wyoming constitute a disaster area as a result of damage caused by flooding beginning on or about April 23, 1980. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on August 4, 1980, and for economic injury until the close of business on March 4, 1981, at:

Small Business Administration, District Office, Federal Building—Room 4001, 100 East B Street, P.O. Box 2839—82601, Casper, Wyoming 82601

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Date: June 5, 1980

A. Vernon Weaver,

Administrator.

[FR Doc. 80-20248 Filed 7-3-80; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Radio Technical Commission for Aeronautics (RTCA), Special Committee 133—Airborne Weather and Ground Mapping Pulsed Radar; Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 U.S.C. App. I) notice is hereby given of a meeting of Special Committee 133 on Airborne Weather and Ground Mapping Pulsed Radar to be held on July 29-31, 1980 in RTCA Conference Room 261, 1717 H Street, N.W., Washington, D.C. commencing at 9:30 a.m.

The Agenda for this meeting is as follows: (1) Chairman's Introductory Remarks; (2) Approval of Minutes of Eleventh Meeting Held on April 29-30 1980; (3) Review Comments Received on Final Draft Minimum Operational Performance Standards for Airborne Radar Approach Equipment; (4) Review Comments Received on Draft Minimum Operational Performance Standards for Weather Radar Equipment; (5) Review Revised Draft Minimum Operational Preformance Standards for Digital Displays; (6) Other Business.

Attendance is open to the interested public but limited to space available. With the approval of the Chairman, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the RTCA Secretariat, 1717 H Street, N.W. Washington, D.C. 20006; (202) 296-0484. Any member of the public may present a written statement to the committee at any time.

Issued in Washington, D.C., on June 27, 1980.

Karl F. Bierach,

Designated Officer.

[FR Doc. 80-20104 Filed 7-3-80; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

Granting of Relief From Disabilities Incurred by Conviction

In FR Doc. 80-17694, in the issue of Thursday, June 12, 1980 appearing at page 39998, please make the following correction:

On page 39998, in the third column, the eighth line up from the bottom which reads "David, Mark W., Route 3 . . .", should be corrected to read "Davis, Mark. W., Route 3 . . ."

BILLING CODE 1505-01-M

Internal Revenue Service

[Delegation Order No. 183]

Delegation of Authority Regarding Extension of Time for Making General Elections

AGENCY: Internal Revenue Service, Treasury.

ACTION: Delegation of authority.

SUMMARY: Regulations 1.9100-1 authorize the Commissioner to grant a reasonable extension of time fixed by the regulations for making elections or

applications for relief in regard to tax under Subtitle A of the Internal Revenue Code. Such requests or applications are filed with the National Office, pursuant to Rev. Proc. 79–63, 1979–52 I.R.B. 26. It has been determined that such requests and applications can be more effectively handled by delegating the authority to act on them to lower levels. Delegation Order No. 183 has been issued for that purpose. The text of the delegation order appears below.

EFFECTIVE DATE: June 23, 1980.

FOR FURTHER INFORMATION CONTACT: Philip E. Bennet, Office of the Assistant Commissioner (Technical), 1111 Constitution Avenue NW., Room 3510, Washington, D.C. 20224, (202) 566–4216 (Not toll free).

This document does not meet the criteria for significant regulations set forth in paragraph 8 of the Treasury Directive appearing in the **Federal Register** for Wednesday, November 8, 1978.

Gerald G. Portney,

Assistant Commissioner (Technical).

[No. 183]

Date of issue: June 23, 1980.

Effective date: June 23, 1980.

Extension of Time for Making Certain Elections

I. Pursuant to authority granted to the Commissioner of Internal Revenue by 26 CFR 1.9100–1, the Assistant Commissioner (Technical) and the Assistant Commissioner (Employee Plans and Exempt Organizations) are authorized to grant a reasonable extension of time fixed by regulations for making an election or application for relief in respect of tax under Subtitle A of the Code, subject to the requirements of 26 CFR 1.9100–1.

II. This authority may be redelegated to Division Directors and Branch Chiefs. In the case of granting extensions of time for filing applications for change in accounting method and accounting period not involving precedent issues this authority may be redelegated to the Chief of Ruling Section 1, Corporation Tax Branch.

Jerome Kurtz,

Commissioner.

[FR Doc. 80–20197 Filed 7–3–80; 8:45 am]

BILLING CODE 4830–01–M

Sunshine Act Meetings

Federal Register
Vol. 45, No. 131
Monday, July 7, 1980

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

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[M-284, July 1, 1980]

CIVIL AERONAUTICS BOARD.

TIME AND DATE: 9:30 a.m., July 8, 1980.

PLACE: Room 1027, 1825 Connecticut Avenue NW., Washington, D.C. 20428.

SUBJECT:

1. Ratification of Items adopted by notation.

2. Docket 37680, Petitions for review of staff action in Order 80-3-26 awarding Pacific Southwest unused Santa Ana (Orange County)—San Francisco authority (memo No. 9774, BDA).

3. Docket 38187, *Lone Star Airways Houston-Miami Subpart Q Proceeding,* application of Lone Star Airways, Inc. for certificate authority (BDA).

4. Dockets 37607, Allstates Air Cargo, Inc. and 37617, Aeronaves De Puerto Rico, Inc.—certification as section 418 all-cargo air carriers (memo No. 9759, BDA).

5. Docket 37021, Objection of ATC to the findings and conclusions of Show Cause Order 79-11-20 wherein the Board tentatively concluded that the provisions of previously approved agreements permitting non-member participation in the Area Settlement Plan that require removal of individual ticket stock may be adverse to the public interest and should be disapproved (memo No. 7750-F BDA).

6. Docket 34578, Petition of Koerner-Liberman Travel and Docket 38061, Agreement CAB 27001-A14 filed by the Air Traffic Conference of America relating to ATC's rules on travel agent arbitration bond procedures. (memo No. 9014-A, BDA).

7. Docket 37982, Fare Flexibility for Puerto Rico/Virgin Islands, Hawaii, and Alaska (BDA, OGC).

8. Dockets 37100, 37148, 37189, 37201, 37153, 37516, 38016, 37583, 37651, 37645, 37686, 38165, and 38069, Transamerica Airlines, Inc. Petition for Reconsideration of Order 80-2-112, and petitions for Review of Staff Action approving contract marketing tariff proposals of Pan American, American, Braniff, Aer Lingus and Air Florida (BDA).

9. Dockets 38220, 38228, 38254, 38294, 38321, Complaints against tariffs of World, Texas International and Midway implementing government discount fares contracted by the General Services Administration (BDA, OGC).

10. Docket 32484; Petition of Ozark Air Lines, Inc., for reconsideration of Order 80-4-183 (BDA, OCCR, OGC, OC).

11. Docket 38324, Application of Air Oregon, Inc. for compensation for losses for compulsory service to Albany/Corvallis, Oregon (memo No. 9776, BDA, OCCR, OC).

12. Dockets EAS-405, and 406, Seeking proposals to provide essential air service at Kokomo/Logansport/Peru and Lafayette, Indiana (memo No. 9775, BDA, OCCR, OGC).

13. Docket EAS 446; Appeal of Essential Air Service Determination of Shreveport, Louisiana (memo No. 9532-A, OGC, OCCR, BDA).

14. Docket EAS 667, Appeal of Essential Air Service Determination of Erie, Pennsylvania (memo No. 9768, OGC, OCCR, BDA).

15. Dockets 73188, 36113, 27557. Removal of limitations on Off-route and cargo charters, and termination of Cargo Charter Transfer Rate Investigation (OGC, BDA, SIA).

16. Docket 37970, Part 315, Information submitted in section 408 applications (OGC).

17. Docket 37169, Petition for rulemaking by Golden Holiday Tours, Inc., to make the direct carrier responsible for returning stranded charter passengers (OGC, BCP, BDA).

18. Docket 33363, *Former Large Irregular Air Service Investigation;* Dockets 37357, 37358, *Applications of San Diego Padres Air Travel, Inc.;* Order on Review (memo No. 9770, OGC).

19. Dockets 33363, 36890, 36891, *Former Large Irregular Air Service Investigation,* Application of Great American Airways, Inc., Order on Discretionary Review (memo No. 9772, OGC).

20. Docket 35634 IATA agreement proposing a 3 percent cargo rate increase to/from American Samoa (memo No. 9773, BIA, BDA).

21. Docket 37855, Application of British Caledonian Airways Limited for amendment of its foreign air carrier permit to serve St. Louis, Missouri (memo No. 9767, BIA, OGC, BALJ).

22. Docket 34851, Lufthansa application for amendment of foreign air carrier permit (memo No. 9771, BIA, OGC, BALJ).

23. Docket 37825, Request of LTU, a German charter carrier, for an exemption to carry cargo in the unused belly space of passenger charter flights (memo No. 9769, BIA, OGC).

24. Docket 38033, Application of Guyana Airways to amend its foreign air carrier permit to add passenger authority between Guyana and Miami via intermediate points (BIA, OGC, BALJ).

25. Docket 37559, Application of Thai Airways International Limited (THAI) for an initial foreign air carrier permit to engage in: (1) scheduled air service between the terminal point Bangkok, via the intermediate points Tokyo and Seattle, and the coterminal points Los Angeles and Dallas/Fort Worth; and (2) charter air services, as specified (BIA, OGC, BALJ).

26. Docket 36280, Belize Airways Limited. Application for renewal of foreign air carrier permit (BIA, OGC, BALJ, BCP).

STATUS: Open.

PERSON TO CONTACT: Phyllis T. Kaylor, the Secretary (202) 673-5068.

[S-1295-80 Filed 7-2-80; 3:34 pm]

BILLING CODE 6320-01-M

2

COMMISSION ON CIVIL RIGHTS.

DATES AND TIMES:

July 7, 1980, 9 a.m.–12 noon, 1:30–5 p.m.;
July 8, 9 a.m.–12 noon, 1:30–5 p.m.;
July 9, 10 a.m.–12 noon, 1:30–4 p.m.

PLACE: Room 512, 1121 Vermont Avenue, NW., Washington, D.C.

STATUS: Portion open to public, portion closed to public.

MATTERS TO BE CONSIDERED: Monday, July 7, 1980:

I. Approval of agenda.
II. Approval of minutes of last meeting.
III. Review of statement on "Police Practices and the Preservation of Civil Rights."
IV. Commission budget and authorization (1 hour session—closed to the public).
VI. Review of proposed fiscal year 1982 program.

Tuesday, July 8, 1980—open to public:

VII. Staff director's Report:
A. Status of funds.
B. Personnel report.
C. Office Directors' reports.
VIII. Civil rights developments in the southern region.
IX. Masschusetts SAC recharter.
X. Interim appointment to Alaska SAC.
XI. Interim appointment to Washington, SAC.
XII. Viewing of Georgia SAC film report, "Affirmative Action in Georgia: Reality or Myth."
XIII. Viewing of new Commission exhibit.
XIV. Transmittal of Colorado SAC handbook, *Energy Handbook: Challenges, Alternatives and Resources.*
XV. Review of affirmative action statement update.

Wednesday, July 9—open to public:

Press conference to release statement "Police Practices and the Preservation of Civil Rights."

Review of affirmative action statement update (continued).

PERSON TO CONTACT FOR FURTHER INFORMATION: Charles Rivera, Press and Communications Division (202) 254–6697.

[S–1290–80 Filed 7–2–80; 10:53 am]

BILLING CODE 6335–01–M

3

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION.

TIME AND DATE: 9:30 a.m. (eastern time), Tuesday, July 8, 1980.

PLACE: Commission Conference Room, No. 5250, fifth floor, Columbia Plaza Office Building, 2401 E Street NW., Washington, D.C. 20506.

STATUS: Part will be open to the public and part will be closed to the public.

MATTERS TO BE CONSIDERED: Open to the public:

1. Proposed contract for services needed in connection with a court case.
2. Report on Commission operations by the Executive Director.

Closed to the public:

Litigation authorization: General Counsel recommendations.

Note.—Any matter not discussed or concluded may be carried over to a later meeting.

CONTACT PERSON FOR MORE INFORMATION: Marie D. Wilson, Executive Officer, Executive Secretariat, at (202) 634–6748.

This Notice Issued July 1, 1980.

[S–1291–80 Filed 7–2–80; 12:33 pm]

BILLING CODE 6570–06–M

4

FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 45 FR 42110, June 25, 1980.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., June 25, 1980.

CHANGE IN THE MEETING: The following item has been added:

Item Number, Docket Number, and Company

CP–5—CP80–22, Northern Natural Gas Co., a division of InterNorth, Inc.

Kenneth F. Plumb,

Secretary.

[S–1288–80 Filed 7–2–80; 8:50 am]

BILLING CODE 6450–85–M

5

FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 45 FR 43925, June 30, 1980.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 10 a.m., July 2, 1980.

CHANGE IN THE MEETING: The following items have been added:

Item Number, Docket Number, and Company

M–14—RM80–18, Treatment Under the Incremental Pricing Program of Natural Gas Used as Boiler Fuel To Raise Steam Which Forms an Integral Step in the Manufacturing Process for Fertilizer.

Kenneth F. Plumb,

Secretary.

[S–1289–80 Filed 7–2–80; 8:50 am]

BILLING CODE 6450–85–M

6

FEDERAL HOME LOAN BANK BOARD.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: Vol. 45, FR p. 43926, June 30, 1980.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 9:30 a.m., July 3, 1980.

PLACE: 1700 G Street NW., amphitheater, Second floor., Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Marshall (202–377–6677).

CHANGES IN THE MEETING: The following items have been added to the agenda for the open meeting:

Regulation on credit cards travelers convenience withdrawals and third-party payments.

Regulation on mobile homes loan consumer protection provisions.

Regulation on NOW accounts.

Regulation on administrative enforcement of the Truth in Lending Act—Restitution.

The following item has been withdrawn from the open meeting:

Bank membership and insurance of accounts—Home Savings & Loan Association, Salt Lake City, Utah.

No. 363, July 2, 1980.

[S–1293–80 Filed 7–2–80; 3:31 pm]

BILLING CODE 6720–01–M

7

FEDERAL HOME LOAN BANK BOARD.

TIME AND DATE: 9:30 a.m., July 9, 1980.

PLACE: 1700 G Street NW., Amphitheater, second floor, Washington, D.C.

STATUS: Open meeting.

CONTACT PERSON FOR MORE INFORMATION: Mr. Marshall (202–377–6677).

MATTERS TO BE CONSIDERED:

Application for Branch Office—First Federal Savings and Loan Association of Charlotte County, Punta Gorda, Florida.

Applications for Branch Office—Western Federal Savings and Loan Association, Los Angeles, California AND Oceanside Federal Savings and Loan Assocation, Oceanside, California AND San Diego Federal Savings and Loan Association, San Diego, California.

Bank Membership and Insurance of Accounts—Alliance Savings and Loan Association, Houston, Texas.

Preliminary Application for Conversion to a Federal Mutual Charter—Yorkville Savings and Loan Association, Chappaqua, New York.

Application for Permission to Convert from Federal Mutual to Federal Stock Form—Dominion Federal Savings and Loan Association of McLean, McLean, Virginia.

No. 362, July 2, 1980.

[S–1294–80 Filed 7–2–80; 3:31 pm]

BILLING CODE 6720–01–M

8

POSTAL SERVICE.

(Board of Governors)

Notice of Vote to Close Meeting. On June 30, 1980, the Board of Governors of the United States Postal Service voted to close to public observation its meeting scheduled for July 17, 1980. Each of the members of the Board voted in favor of closing this meeting, which is expected to be attended by the following persons: Governors Wright, Hardesty, Allen, Camp, Ching and Sullivan; Postmaster General Bolger; Deputy Postmaster General Benson; Counsel to the Governors Califano; and Secretary of the Board Cox.

The meeting to be closed will consist of a continuation of the discussion by the Governors of the Opinion and Recommended Decision Upon Reconsideration of the Postal Rate Commission re Electronic Mail Classification Proposal, 1978 (Commission Docket No. MC78–3), dated April 8, 1980.

The Governors are of the opinion that public access to the discussion would be likely to disclose matters whose disclosure would be inconsistent with the public's interest in having the Governors candidly discuss the pro's and con's of possible alternatives open to them under the pertinent part of the Postal Reorganization Act (39 U.S.C. § 3625(a)) without concern for unreasonably influencing particular litigation, including both litigation that may arise from the Governors' final decision in the Electronic Mail case and

litigation currently pending before the Court of Appeals for the D.C. Circuit concerning the jurisdiction of the Federal Communications Commission over the Postal Service's planned Electronic Computer Originated Mail (E-COM) service.

Accordingly, the Governors have determined that, pursuant to section 552b(c)(10) of title 5, United States Code, and section 7.3(j) of title 39, Code of Federal Regulations, the portion of the meeting to be closed is exempt from the open meeting requirement of the Government in the Sunshine Act in that it is likely to specifically concern the participation of the Postal Service in a civil action or proceeding, and that the public interest does not require the discussion of this matter to be open to the public. In accordance with section 552b(f)(1) of title 5, United States Code, and section 7.6(a) of title 39, Code of Federal Regulations, the General Counsel of the United States Postal Service has certified that in his opinion the portion of the meeting to be closed might properly be closed to public observation pursuant to 552b(c)(10) of title 5, United States Code, and section 7.3(j) of title 39, Code of Federal Regulations.

Louis A. Cox,

Secretary.

[S-1292-80 Filed 7-2-80; 3:22 pm]

BILLING CODE 7710-12-M

9

SECURITIES AND EXCHANGE COMMISSION.

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meetings during the week of July 7, 1980, in Room 825, 500 North Capitol Street, Washington, D.C.

An open meeting will be held on Tuesday, July 8, 1980, at 10:00 a.m. Closed meetings will be held on Tuesday, July 8, 1980, following the 10:00 a.m. open meeting, Wednesday, July 9, 1980, at 2:30 p.m. and on Thursday, July 10, 1980, at 9:00 a.m.

The Commissioners, their legal assistants, the Secretary of the Commission, and recording secretaries will attend the closed meetings. Certain staff members who are responsible for the calendared matters may be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, the items to be considered at the closed meetings may be considered pursuant to one or more of the exemptions set forth in 5 U.S.C. 522b(c)(4)(8)(9)(A) and (10) and 17 CFR 200.402(a)(4)(8)(9)(i) and (10).

Chairman Williams and Commissioners Loomis and Evans determined to hold the aforesaid meetings in closed session.

The subject matter of the open meeting scheduled for Tuesday, July 8, 1980, at 10:00 a.m., will be:

1. Consideration of whether to approve a proposed rule change by the Chicago Board Options Exchange (the "CBOE"), SR-CBOE-80-1, to revise its rules with respect to the organization and procedures used by the CBOE to discipline its members and their associated persons. For further information, please contact Stuart Strauss at (202) 272-2405.

2. Consideration of whether to propose for comment amendments to Rule 10a-1 under the Securities Exchange Act of 1934 to (a) modify Rule 10a-1 to permit a market maker, under certain specified circumstances, to effect short sales of a security at a price equal to that market maker's most recently communicated offer for that security, and (b) modify Rule 10a-1 to provide a new definition of the term "third market maker." For further information, please contact Bruce Beatt at (202) 272-2888.

3. Consideration of whether to propose for comment revisions of Form U-4, the Uniform Application for Securities and Commodities Industry Registration. For further information, please contact Elizabeth S. York at (202) 272-2376.

4. Consideration of whether to propose for comment amendments to the Securities Exchange Act of 1934 Rules 17a-1 and 17a-6 to extend the record retention, production, and destruction requirement embodied therein to registered clearing agencies and the Municipal Securities Rulemaking Board. For further information, please contact Judith W. Axe at (202) 272-2415.

5. Consideration of whether to approve a proposed rule change of the National Association of Securities Dealers, Inc. (the "NASD") authorizing the Board of Governors of the NASD to adopt rules relating to the sponsorship and distribution of direct participation programs (i.e., tax shelter programs) by NASD members and their affiliates and associates. For further information, please contact Susan Davis at (202) 272-2846.

6. Consideration of whether to affirm action, taken by the Commission's Duty Officer, approving the appearance of a former Commission employee in a private suit to testify about a matter on which he worked while at the Commission. For further information, please contact Theodore Bloch at (202) 272-2454.

7. Consideration of whether to authorize the Division of Corporation Finance to publish amendments to existing Guides 61 and 3, "Statistical Disclosure by Bank Holding Companies". For further information, please contact William H. Carter at (202) 272-2604.

The subject matter of the closed meeting scheduled for Tuesday, July 8, 1980, following the 10:00 a.m. open meeting, will be:

Formal orders of investigation.
Litigation matters.
Access to investigative files by Federal, State, or Self-Regulatory Authorities.
Institution of injunctive actions.
Dismissal of injunctive action.
Settlement of injunctive actions.
Settlement of administrative proceeding of an enforcement nature.
Institution of administrative proceeding of an enforcement nature.
Subpoena enforcement action.
Regulatory matters bearing enforcement implications.
Freedom of Information Act appeal.
Consideration of *amicus* participation.
Freedom of Information and Privacy Act appeals.
Administrative proceeding of an enforcement nature.
Personnel security matter.

The subject matter of the closed meeting scheduled for Wednesday, July 9, 1980, at 2:30 p.m., will be:

Legislative and regulatory matters bearing enforcement implications.

The subject matter of the closed meeting scheduled for Thursday, July 10, 1980, at 9:00 a.m., will be:

Settlement of proposed enforcement action.
Institution of injunctive action.

At times changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact: John Granda at (202) 272-2209.

July 1, 1980.

[S-1287-80 Filed 7-1-80; 4:44 pm]

BILLING CODE 8010-01-M

federal register

Monday
July 7, 1980

Part II

Department of Labor

Employment Standards Administration, Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decision

DEPARTMENT OF LABOR

Employment Standards Administration, Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of the character and in the localities specified therein.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of part 1 of subtitle A of title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138) and of Secretary of Labor's Orders 12–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions are effective from their date of publication in the **Federal Register** without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR, Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

Modifications and Supersedeas Decisions to General Wage Determination Decisions

Modifications and supersedeas decisions to general wage determination decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the modifications and supersedeas decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 FR 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of part 1 of subtitle A of title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138) and of Secretary of Labor's Orders 13–71 and 15–71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing general wage determination decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Modifications and supersedeas decisions are effective from their date of publication in the **Federal Register** without limitation as to time and are to be used in accordance with the provisions of 29 CFR Parts 1 and 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Office of Government Contract Wage Standards, Division of Construction Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rulemaking procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Determination Decision.

New General Wage Determination Decision.

None.

Modifications to General Wage Determination Decisions

The numbers of the decisions being modified and their dates of publication in the **Federal Register** are listed with each State.

California:	
CA80-5110	Mar. 14, 1980.
CA80-5114	Apr. 18, 1980.
CA80-5117	May 23, 1980.
Connecticut:	
CT79-2011	Apr. 6, 1979.
Florida:	
FL79-1111	July 20, 1979.
FL80-1072	May 16, 1980.
Georgia:	
GA79-1148	Nov. 16, 1979.
GA79-1149	Nov. 23, 1979.
GA80-1066	Apr. 25, 1980.
Maryland:	
MD78-3002	Mar. 3, 1978.
New Jersey:	
NJ79-3029	Jan. 4, 1980.
Pennsylvania:	
PA78-3037	Apr. 21, 1978.
PA79-3006	Mar. 30, 1979.
PA79-3012	May 18, 1979.
PA80-3030	May 30, 1980.
PA80-3032	May 30, 1980.
South Dakota:	
SD60-5118	June 16, 1980.
Tennessee:	
TN79-1104	June 29, 1979.
TN79-1146	Nov. 16, 1979.
TN80-1063	Mar. 21, 1980.
TN80-1067	Apr. 25, 1980.
TN80-1078	June 13, 1980.

Supersedeas Decisions to General Wage Determination Decisions

The numbers of the decisions being superseded and their dates of publication in the **Federal Register** are listed with each State. Supersedeas decision numbers are in parentheses following the numbers of the decisions being superseded.

Florida:	
FL80-1038(FL80-1081)	Jan. 18, 1980.
Georgia:	
GA79-1122(GA80-1082)	Aug. 31, 1979.
Massachusetts:	
MA78-2090(MA80-2045)	Sept. 22, 1978.
New York:	
NY79-3042(NY80-3041)	Nov. 16, 1979.
Ohio:	
OH80-2006(OH80-2044)	Feb. 22, 1980.
OH79-2086(OH80-2052)	Dec. 21, 1979.
Pennsylvania:	
PA79-3008(PA80-3043)	Apr. 27, 1979.

Cancellation of General Wage Determination Decisions

None.

Signed at Washington, D.C., this 27th day of June 1980.

Dorothy P. Come,

Assistant Administrator, Wage and Hour Division.

BILLING CODE 4510-27-M

MODIFICATION PAGE 1

DECISION NO. CA80-5110 - Mod. #3

(45 FR 16796 - March 14, 1980)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Alameda, Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Fresno, Glenn, Humboldt, Kings, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Modoc, Monterey, Napa, Nevada, Placer, Plumas, Sacramento, San Benito, San Francisco, San Joaquin, San Mateo, Santa Cruz, Shasta, Sierra, Siskiyou, Solono, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo and Yuba Counties, California					
Change:					
BRICK TENDERS:					
Fresno, Kings, Madera and Tulare Cos.	$12.14	1.30	1.75		
PLASTERERS' TENDERS:					
Alameda and Contra Costa Cos.	11.09	1.30	2.75		
Fresno, Kings and Madera Cos.	10.41	1.30	1.75	1.40	
San Francisco and San Mateo Cos.	11.88	1.15	1.90	1.50	
Alpine, Amador, El Dorado, Nevada, Placer, Sacramento, Sierra and Yolo Cos.	11.26	1.30	1.75	1.10	
Calaveras and San Joaquin Cos.	11.91	1.30	1.75	1.40	
Marin County	12.32	1.30	1.75	1.40	
Monterey County	13.65	1.30	1.75		
San Benito, Santa Clara and Santa Cruz Cos.	12.65	1.30	1.70	1.25	
Solano County	13.00	1.30	1.75	1.40	
Napa County	13.45	1.30		1.40	
SHEET METAL WORKERS:					
San Benito, Santa Clara and Santa Cruz Cos.	16.06	1.30	2.46		.16

MODIFICATION PAGE 2

DECISION NO. CA80-5114 - Mod. #1

(45 FR 26610 - April 18, 1980)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Alameda, Amador, Calaveras, Contra Costa, Del Norte, El Dorado, Humboldt, Marin, Mariposa, Merced, Monterey, Napa, Nevada, Placer, Sacramento, San Benito, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Solano, Sonoma, Sutter, Tuolumne, Yolo and Yuba Counties, California					
Change:					
BRICK TENDERS:					
Calaveras and San Joaquin Cos.	$12.14	1.30	1.75		
San Francisco and San Mateo Cos.	12.13	1.15	1.90		
Amador, El Dorado, Nevada, Placer, Sacramento and Yolo Cos.	12.14	1.30	1.75		

DECISION NO. CA80-5117 - Mod. #3

(45 FR 35110 - May 23, 1980)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Imperial, Kern, Los Angeles, Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara and Ventura Counties, California					
Change:					
SOFT FLOOR LAYERS:					
Area 3	$12.80	.85	.85	1.18	.07

DECISION NO. CT79-2011 Mod #14
(44 FR 20921-April 6, 1979)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Hartford, Middlesex, New Haven, New London, & Tolland Counties Connecticut					
Change:					
Painters:					
New Haven Co.:Bethany, Branford, E. Haven, Hamden, Milford, (South on Gulf Street N. on North Street New Haven, N. Branford, N. Haven, Orange, W. Haven, Woodbridge, & Woodmont					
Brush	$10.70	.50	.60		.02
Tapers	11.05	.50	.60		.02
Paperhangers	11.20	.50	.60		.02
Spray	13.35	.50	.60		.02
Structural Steel	11.20	.50	.60		.02
Hartford Co.: Avon, Bloomfield, Broad Brook, Canton, E. Granby, E. Hartford, E. Windsor, Enfield, Farmington, Glastonbury, Granby, Hartford, Manchester, Marborough, Rocky Hill, Poquonock, Sinsbury, S. Windsor, Suffield, W. Hartford, W. Sinsbury, Wethersfield, Windsor, Windsor Locks, Tolland Co. Andover, Ashford, Bolton, Columbia, Coventry, Ellington, Herbron, Mansfield Rockville, Strafford, Somers, Tolland, Union, Vernon & Wellington					
Brush; Tapers	11.00	1.20	1.10		
Paperhangers;	11.50	1.20	1.10		
Spray;	14.00	1.20	1.10		
Hazardous Work;	11.58	1.20	1.10		

DECISION NO. FL79-1111-
MOD. NO. 2
(44 FR 24858 - July 20, 1979)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Bay County, Florida					
CHANGE					
Electricians	11.80	.55	.3%		.5%
Sprinkler Fitters	11.36	.75	1.05		.10

DECISION NO. FL80-1072,
MOD. NO. 1
(45 FR 32535 - May 16, 1980)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Cape Canaveral Air Force Station, Patrick Air Force Base, Kennedy Space Flight Center and Melabar Radar Site, Florida					
CHANGE					
Laborers:					
Air Tool operators; Concrete laborers; Hod carriers; Mason tenders; Mortar mixers; Kettleman (excl. roofing and waterproofing); Pipelayers; Powderman; Form Setters (paving, curbing and gutter); Well point and dewatering	7.15	.60	.30		.01
Gunite laborers	7.42	.60	.30		.01
Gunnite nozzlemen	7.82	.60	.30		.01
Unskilled laborers	7.00	.60	.30		.01
Carpenters:					
Carpenters; Radial saw operators; and Soft floor layers	9.25	.55	.80		.12
Piledrivermen	9.75	.55	.80		.12
Ironworkers	10.68	.65	.90	.65	.05

DECISION #GA79-1148 - Mod. #4
(44 FR 66135 - November 16, 1979)
Chatham County, Georgia

CHANGE:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Electricians:					
Wiremen	$11.30	.60	3% + .85		1/5 of 1%
Cable splicers	11.55	.60	3% + .85		1/5 of 1%
Ironworkers	11.00	.70	1.00		.03
Painters:					
Brush & roller	9.85				
Paperhangers, drywall tapers, & paint burners	10.10				
Window jacks, steel brush, & steel roller	10.35				
Sandblasting, paint spraying, paint mitts & gloves, & power tools (no roller over 9")	10.60				
Plumbers & Pipefitters:					
Contracts $15,000.00 or less	11.55	.65	.75		.05
Contracts over $15,000.00	12.20	.65	.75		.05
Power Equipment Operators:					
Cranes, derricks, draglines, side booms, cherry pickers, mechanics, piledrivers, crawlers, backhoes (3/4 cy. & up), concrete pumps, clam shells, drill operators, concrete mixer plants, locomotives, two-drum hoists, shovels, generators (250 KW & up), hydraulic cranes over ten tons, and finish motor graders;	11.63	.55	.50		.02
Bulldozers, hydraulic boom trucks (10 tons & under), scrapers, end loaders, fork tractors, one drum hoists, air compressors (600 CFM & over), tuggers, rollers, plain tractors, firemen, rubber tired backhoes (less than 3/4 cy.), push dozer, & trenching machine;	10.20	.55	.50		.02
Oilers, pump operators (over 4" diameter), air compressors (under 600 CFM);	9.06	.55	.50		.02
Mechanics' tenders, servicing welding machines, & pumps (up to 4" diameter).	7.04	.55	.50		.02

DECISION #GA79-1149 - Mod. #3
(44 FR 67307 - November 23, 1979)
Richmond County, Georgia

CHANGE:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Asbestos workers	$10.93	.45	.25		.02
Ironworkers	11.00	.70	1.00		.03
Power Equipment Operators:					
Cranes, derricks, draglines, side booms, cherry pickers, mechanics, piledrivers, crawlers, backhoes (3/4 cy. & up), concrete pumps, clam shells, drill operators, concrete mixer plants, locomotives, two drum hoists, shovels, generators (250 KW & up), hydraulic cranes over ten tons, and finish motor grader;	11.63	.55	.50		.02
Bulldozers, hydraulic boom trucks (10 tons & under), scrapers, end loaders, fork tractors, one drum hoists, air compressors (600 CFM & over), tuggers, rollers, plain tractors, fireman, rubber tired backhoes (less than 3/4 cy.), push dozer, & trenching machines;	10.20	.55	.50		.02
Oilers, pump operators (over 4" diameter), air compressors (under 600 CFM);	9.06	.55	.50		.02
Mechanics' tenders, servicing welding machines, & pumps (up to 4" diameter).	7.04	.55	.50		.02

DECISION #GA80-1066 - Mod. #2
(45 FR 28062 - April 25, 1980)
Clayton, DeKalb, & Fulton Counties, Georgia

CHANGE:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Bricklayers & Stone masons	$11.00	.75	.57		.10
Carpenters, Drywall hangers, & Resilient floor layers	11.35	.70	.45		.02
Carpet layers	9.40	.70	.45		.02
Cement masons	10.45	.60	.80		
Laborers:					
Group 1	7.70	.30	.33		.10
Group 2	7.92	.30	.33		.10
Group 3	8.20	.30	.33		.10
Group 4	8.45	.30	.33		.10
Group 5	8.77	.30	.33		.10
Lathers	11.30	.25	.35		.06
Marble masons, Tile setters, & Terrazzo workers	11.20	.75	.57		.03
Painters:					
Brush, roller, drywall finisher	11.10	.65	.90		.05
Paperhanger	11.35	.65	.90		.05
Drywall taping (where pressurized tools are used), boatswain chair & windowjack work, all steel above 25' (where no scaffold is erected), & any scaffold above 25' (not floored solid)	11.60	.65	.90		.05
Spray, steamcleaning, waterblasting, sandblasting, steeple-jack work, gold leafing, stencil designing, graining, & marbelizing	12.10	.65	.90		.05
Piledrivermen	11.50	.70	.45		.02
Plasterers	10.92	.60	.80		
Power Equipment Operators:					
Group A	10.90	.63	.75		.09
Group B	10.55	.63	.75		.09
Group B-1	10.65	.63	.75		.09
Group C	8.25	.63	.75		.09
Group D-1	8.93	.63	.75		.09
Group D-2	7.50	.63	.75		.09
Group E	7.76	.63	.75		.09
Group F	6.64	.63	.75		.09
Roofers	8.40	.35	.20		.02

DECISION NO. MD 78-3002 MOD. #7
(42 FR 9076 - March 3, 1978)
Allegany & Garrett Counties, Maryland.

CHANGE:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Carpenters	$11.37	.75	1.00		.03
Cement Masons	12.51	.75			
Piledrivermen	11.68	.75	1.00		.03
Truck Drivers:					
Group 1	9.28	1.00	1.25		
Group 2	9.44	1.00	1.25		
Group 3	9.65	1.00	1.25		
Group 4	9.87	1.00	1.25		
Group 5	10.12	1.00	1.25		

DECISION #NJ79-3029 - Mod. #4
(44 FR 1350 - January 4, 1980)
Bergen, Essex, Hudson, Hunterdon, Middlesex, Morris, Passaic, Somerset, Sussex, Union, and Warren Counties, New Jersey

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Change:					
Bricklayers, Stone Masons, Cement Masons, and Plasterers:					
Zone 2	12.60	.84	.90		.02
Zone 6	12.15	1.05	1.05		.02
Zone 8	12.54	.85	.75		.11
Carpenters, Insulators, and Millwrights:					
Zone 3					
Millwrights	12.82	8%	7%		½%
Electricians and Cable Splicers:					
Zone 4	13.84	7%	3% + .80		
Zone 5	13.69	11%	9% + .58		1.5%
Glaziers:					
Zone 2	12.75	.91	1.15		
Zone 3	13.45	1.00	2.00		.05
Laborers, Building Construction:					
Zone 1					
Laborers, Air Tool Ops. (Jackhammers and Vibrators), Mason Tenders, Mortar Mixers, Pipelayers (Concrete and Clay), and Plasterers Tenders	8.80	.85	.85		.10
Zone 2					
Laborers, Air Tool Ops. (Jackhammers and Vibrators), Mason Tenders, Mortar Mixers, Pipelayers (Concrete and Clay), Plasterers Tenders, Wrecking and Demolition	8.55	1.10	.85		.10
Zone 3					
Laborers	9.35	.65	.65		.10
Mortar Mixers, Scaffold Men, Pneumatic Hammer Ops., Bell Men, and Carpenters Tenders	9.60	.65	.65		.10
Zone 4					
Laborers	9.20	.80	.50		.10
Zone 5					
Laborers	8.90	.75	.85		.10

DECISION #NJ79-3029 - Mod. #4 (Continued)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Laborers, Building Construction (Continued):					
Zone 7					
Laborers	8.45	.85	1.25		.10
Zone 9					
Laborers	9.20	.55	.75		.10
Zone 12					
Laborers, Tenders, Scaffolds, Excavation, Bituminous, Concrete and Aggregates, Pipelayers, Underpinning, Lagging, Bracing, and Wrecking	8.90	.85	.75		.10
Zone 13					
Laborers	8.90	.75	.85		.10
Zone 14					
Laborers	8.75	.85	.75		.10
Zone 15					
Laborers	8.80	.85	.85		.10
Zone 16					
Laborers, Air Tool Ops., Mason Tenders, Plasterers Tenders, and Mortar Mixers	8.90	.75	.85		.10
Zone 17					
Laborers, Hod Carriers, Power Tool Ops., and Plasterers Tenders	9.10	.65	.55		.10
Marblesetters, Terrazzo Workers, and Tile Setters:					
Zone 2					
Marble Setters	10.25	1.21	1.71	f	
Painters:					
Zone 2					
Brush and Roller	11.73	1.00	1.10	.50	.10
Spray	12.80	1.00	1.10	.50	.10
Paperhanging and Wall Covering	12.80	1.00	1.10	.50	.10
Repaint	11.25	1.00	1.10	.50	.10
Pipefitters:					
Zone 2	13.52	.94	1.76	1.35	.07

DECISION #NJ79-3029 - Mod. #4 (Continued)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Plumbers:					
Zone 1	15.08	1.00	1.35		.25
Roofers:					
Zone 1					
Composition	14.35	1.34	1.00		
Zone 3					
Composition, Damp and Waterproofing, and Slate and Tile	14.97	1.00	1.00		
Zone 4					
Slate and Tile	13.45	1.00	1.50		
Slate and Tile Helpers	8.85	1.00	1.50		
Sheet Metal Workers:					
Middlesex County	13.07	6%	5% + .11	8%	.04
Warren County	11.66	3% +1.02	1.18		.14
Sprinkler Fitters:					
Zone 2	15.16	.85	1.20		.08
Omit:					
Sussex County from Zone 4 for Roofers					

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DECISION NO. PA78-3037					
MOD. NO. 6					
(43 FR 17239 - April 21, 1978)					
Blair County, Pennsylvania					
CHANGE:					
Electricians	$13.35	.55	3%+.40	.60	.10
Plumbers & Pipefitters	12.78	.83	1.18	.75	.25
Sheet metal workers	11.66	1.44	1.18		.14
Glaziers	11.44	.92	1.15	1.15	.02
Ironworkers:					
Structural & Reinforcing	12.75	.975	1.665		.04
Laborers	9.63	10%	9%		
Painters	10.39	.75	.45		.02
Plasterers	12.85				.01
Plumbers & Pipefitters	12.78	.83	1.18	.75	.25
Roofers	14.76	.77	1.50		.16
Stonemasons	9.90	.75	.90		.01
Terrazzo Workers	9.90	.75	.90		.01
Tile Setters	9.90	.75	.90		.01
Power Equipment Operators:					
Backhoe	13.875	1.05	1.00		.09
Cranes	14.125	1.05	1.00		.09
DECISION NO. PA79-3006					
MOD. NO. 5					
(44 FR 19099 - March 30, 1979)					
Franklin County, Pennsylvania					
CHANGE:					
Asbestos Workers	11.61	1.12	.90		.01
Cement masons	11.33	.80	.80		
Bricklayers	11.07	.60	.57		.12
Electricians	12.46	.65	3%+.67		1/4%
Painters	8.40	.35	.15		
Plumbers	11.80	1.00	1.00		.12
Sheet Metal Workers	11.66	1.44	1.18		.14

MODIFICATION PAGE 13

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DECISION NO. PA79-3012 **MOD. NO. 7** (44 FR 29253 - May 18, 1979) Adams, Berks, Bradford, Carbon, Columbia, Cumberland, Dauphin, Northampton, Pike, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, Monroe, Montour, Northumberland, Perry, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Wayne, Wyoming & York Cos., Pa.					
CHANGE:					
Truck Drivers:					
Class I	$10.32				
Class II	10.39				
Class III	10.88				
DECISION NO. PA80-3030 **MOD. NO. 1** (45 FR 36764 May 30, 1980) Luzerne County, Pennsylvania					
CHANGE:					
Bricklayers & Stonemasons:					
Remainder of County	11.35	1.05	.95		
Soft Floor Layers	10.35	.60	.70		.05
Sheet Metal Workers	11.95	.75	.81		.02
Sprinkler Fitters	14.53	.85	1.20		.08
DECISION NO. PA80-3032 **MOD. NO. 1** (45 FR 36767 - May 30, 1980) Columbia, Montour, & Snyder Counties, Pa.					
CHANGE:					
Electricians:					
Zone 3	12.46	.65	3%+.67		1/4%
Glaziers					
Zone 2	10.81	.60	.60		.01
Soft Floor Layers	10.35	.60	.70		.05
Sprinkler Fitters	14.53	.85	1.20		.08
DECISION #SD80-5118 - Mod. #2 (45 FR 38248-June 16, 1980) Statewide, South Dakota					
Add:					
Motor Grader, Rough	$7.80				

MODIFICATION PAGE 14

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DECISION #TN79-1104 - Mod. #5 (44 FR 38137 - June 29, 1979) Hamilton, Marion, Polk, & Rhea Counties, Tennessee					
CHANGE:					
Bricklayers, Stone masons, Marble masons, Tile setters, & Terrazzo workers for Hamilton, Marion, & Rhea Counties	$12.20	.55	.30		
Roofers:					
Slate & Tile	11.12		.10		.05
Composition, Damp, & Waterproofers	10.90		.10		.05
Kettlemen	10.25		.10		.05
DECISION #TN79-1146 - Mod. #2 (44 FR 66147 - November 16, 1979) Davidson County, Tennessee					
CHANGE:					
Asbestos workers	$12.70	.75	1.25		.05
Elevator Constructors:					
Mechanics	10.81	1.195	.82	a + b	.035
Helpers	7.57	1.195	.82	a + b	.035
DECISION #TN80-1063 - Mod. #1 (45 FR 18655 - March 21, 1980) Carter, Greene, Hawkins, Johnson, Sullivan, Unicoi, & Washington Counties, Tennessee					
CHANGE:					
Sheet metal workers	$11.60	.77	.96		.08

DECISION #TN80-1067 - Mod. #2
(45 FR 28071 - April 25, 1980)
Shelby County, Tennessee

CHANGE:

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Ironworkers	$11.15	.73	1.00		.145
Painters:					
Commercial	11.125	.55	.50		.10
Industrial, spray, & sandblast	11.375	.55	.50		.10
Pipefitters & Air conditioning mechanics	14.67	.75	.30		
Plumbers	14.17	.75	.75		
Sheet metal workers	13.11	1.24	.62		.09

DECISION #TN80-1078 - Mod. #1
(45 FR 40465 - June 13, 1980)
Anderson, Knox, Monroe, & Roane Counties, Tennessee

CHANGE:

Bricklayers, Stone masons, Marble masons, Tile setters, & Terrazzo workers for Roane County Only	$12.20	.55	.30		
Painters	9.60	.40	.50		

SUPERSEDEAS DECISION

STATE: Florida
COUNTIES: Hardee, Highland, Polk & Desoto
DECISION NO: FL80-1081
DATE: Date of Publication

Supersedes Decision No. FL80-1038 dated January 18, 1980 in 45 FR 3861
DESCRIPTION OF WORK: Residential Construction Projects consisting of single family homes and apartments up to and including 4 stories

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
A/C Mechanics	$5.50				
Drywall Hangers	7.50				
Drywall Finishers	7.50				
Bricklayers	8.50				
Carpenters	5.82				
Cement Masons	8.00				
Electricians	6.10	7%	3%	5%	.05
Laborers	3.50				
Painters	5.50				
Plumbers	7.00				
Roofers	6.00				
Sheet Metal Workers	5.71				

SUPERSEDEAS DECISION

STATE: GEORGIA
COUNTIES: DEKALB & FULTON
DECISION NUMBER: GA80-1082
DATE: DATE OF PUBLICATION
Supersedes Decision Number GA79-1122, dated August 31, 1979, in 44 FR 51491.
DESCRIPTION OF WORK: HEAVY CONSTRUCTION PROJECTS (does not include Sewer & Water Lines Construction Projects).

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
BRICK MASONS	$11.00	.75	.57		.10
CARPENTERS	11.35	.70	.45		.02
CEMENT MASONS/FINISHERS	10.45	.60	.80		
ELECTRICIANS	12.05	8%	12%		½ of 1%
IRONWORKERS	10.55	.70	.67		.07
LABORERS:					
Unskilled	7.70	.30	.33		.10
Air tool operators (air, electric, or gas powered, such as jackhammer, paving breaker, tamper, vibrator, spade, chipping hammer, & barco tamp), & pipe layers	7.92	.30	.33		.10
Tunnel laborers	8.45	.30	.33		.10
Powdermen	8.77	.30	.33		.10
Miners	10.30	.30	.33		.10
PAINTERS:					
Brush & Roller	11.10	.65	.90		.05
Spray	12.10	.65	.90		.05
PILEDRIVERMEN	11.50	.70	.45		.02
PLUMBERS & PIPEFITTERS	11.90	1.00	.85		.11
SHEET METAL WORKERS	11.50	.70	.91		.07
TRUCK DRIVERS	6.13				
WATERPROOFERS (ROOFERS)	8.40	.35	.20		.02
WELDERS: Receive rate prescribed for craft performing operation to which welding is incidental.					
POWER EQUIPMENT OPERATORS:					
Backhoe, Crane, Mechanic, & Mucker	10.90	.63	.75		.09
Bulldozer, Front end loader, & Motor grader	10.55	.63	.75		.09
Oiler/Greaser, & Pump	7.50	.63	.75		.09

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5 (a)-(1) (ii)).

SUPERSEDEAS DECISION

STATE: Massachusetts
COUNTY: Worcester
DECISION NUMBER: MA80-2045
DATE: Date of Publication
Supersedes DecisionMA78-2090 dated September 22, 1978 in 43 FR 43214
DESCRIPTION OF WORK: Building Construction (including Residential) heavy and highway construction

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASBESTOS WORKERS	$12.22	.87	.80		.01
BOILERMAKERS	13.50	1.175	10%		.03
BRICKLAYERS:CEM. MASONS, PLASTERERS, and STONEMASONS: Warren	11.00	.83	1.05		.06
Hopedale, Milford and Southboro	11.60	1.20	1.00		.09
Residential	9.28	1.20	1.00		.09
Ashburnham, Gardner, Harvard, Hubbardston, Lancaster, Leominster, Lunenburg, Petersham, Phillipston, Princeton, Royalston, Sterling, Templeton, Westminster and Winchendon	12.20	.90	.70		.09
Residential	9.76	.90	.70		.09
Veneer plasterers	9.76	.90	.70		.09
Remainder of County	10.95	.95	1.25		.02
CARPENTERS, SOFT FLOOR LAYERS:					
Hardwick, Warren, W. Brookfield	10.80	.60	1.00		.02
Remainder of County	12.20	.75	1.00		.07
ELECTRICIANS:					
Warren W. Warren	10.85	.85	3%+.40		.03
Ashburnham, Athol, Bolton, Fitchburg, Gardner, Harvard, Hubbardston, Lancaster, Leominster, Lunenburg, Phillipston, Westminster, and Winchendon	12.20	.75	3%+.70		.02
Remainder of County	13.07	8%	5½%+.30		.01
ELEVATOR CONSTRUCTORS	11.45	1.045	.82	a+b	.035
ELEVATOR CONSTRUCTOR' HELPERS	8.015	1.045	.82	a+b	.035
GLAZIERS:					
East Douglas	10.25	.62	1.38		.01
Remainder of County	11.85	.77	.69		.03
IRONWORKERS:					
Southboro	12.25	1.15	1.85		.10
Blackstone	11.18	1.15	2.35		.05
Remainder of County	12.25	1.15	1.85		.10

DECISION NO. MA80-2045

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
LABORERS (BUILDING):					
Laborers, Carpenter tenders and wrecking laborers	$9.55	.75	1.10		.10
Jackhammer operators, Pavement breakers, Asphalt rakers, Carbide core drilling machine, Chain saw operators, Pipelayers Barco type jumping tampers Laser beam, Concrete pump, Mason tenders, Mortar mixers, Ride-on motorized buggies, and fence and bean rail erectors	9.80	.75	1.10		.10
Air track, block pavers, Rammers and Curb setters	10.50	.75	1.10		.10
Blasterers and powdermen	10.55	.75	1.10		.10
Pre-Cast Floor and Roof Plank Erectors	10.05	.75	1.10		.10
LATHERS:					
Sturbridge and Warren	10.85	.45	.25		.01
Blackstone and Lunenberg	11.95	1.00	1.00		.07
Remainder of County	12.20	.75	1.00		.07
LINE CONSTRUCTION:					
Line	12.50	.70	3%t.50	d	3/8of1%
Equipment operator	11.17	.70	3%t.50	d	3/8of1%
Driver groundman	8.93	.70	3%t.50	d	3/8of1%
Groundman	8.18	.70	3%t.50	d	3/8of1%
MARBLE SETTERS:					
Ashburnham, Fitchburg, Harvard, Lancaster, Leominster, Lunenberg Princeton, Sterling, Westminster	10.90	.85	1.50		

DECISION NO. MA80-2045

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MARBLE SETTERS: (Cont'd)					
Auburn, Barre, Berlin, Blackstone, Bolton, Boylston, Brookfield, Charlton, Clinton, Douglas, Grafton, Hardwick, Holden, Leicester, Mendon, Millbury, Millville, New Braintree, Northboro, Northbridge, Okham, Oxford, Paxton, Rutland, Shrewsburg, Sutton, Upton, Uxbridge, Webster, West Boylston Westboro and Worcester	12.20	.90	.70		.09
Warren	11.00	.83	1.05		.06
MARBLE SETTERS' FINISHERS	9.00	.90	.75		
MILLWRIGHTS	12.15	.95	1.00		.10
PAINTERS:					
Warren, West Warren:					
Brush and Tapers	10.02	1.20	.65		.06
Spray-epoxys & interior dry fogs & materials thinned with anything other than water &/or minerial spirits,	13.36	1.36	.8667		.08
Spray-materials thinned with water &/or minerial spirits, excluding epoxys & interior dry fogs	13.89	1.20	.65		.06
Swing Stage under 40' Steel	10.207	1.20	.65		.06
Swing Stage over 40' Steel	10.52	1.20	.65		.06
Holedale, Mendon, Milford, Southboro, Upton, and Westboro:					
Brush (New Construction) Paperhangers and Tapers	9.00	.85	.70		.06
Brush (Repaint)	8.45	.85	.70		.06

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PAINTERS: (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Remainder of County:					
Brush	11.71	.82	1.40		.04
Steel	13.83	.82	1.40		.04
Sandblasting; Spray	12.71	.82	1.40		.04
Repaint	9.96	.82	1.40		.04
PILEDRIVERMEN	11.90	.85	1.00		
PIPEFITTERS:					
Holedale and Southboro	12.82	1.30	1.08		.05
Remainder of County	11.83	.80	.80		.05
Pondville	13.36	.94	1.45		.07
PLUMBERS:					
Holedale and Southboro	13.12	1.23	.85		.05
Ashburnham, Athol, Bolton, Fitchburg, Gardner, Harvard, Hubbardston, Lancaster, Leominster, Lunenburg, Petersham, Phillipston Royalston, Templeton, Westminster and Winchendon	11.33	.80	.65	4%	.05
Remainder of County	11.58	1.15	.65		.05
ROOFERS	11.00	1.12	.98		.02
SHEET METAL WORKERS	11.66	.85	.75		.03
SPRINKLER FITTERS	13.31	.75	1.05		.08
TERRAZZO WORKERS and TILE Setters:					
Ashburnham, Fitchburg, Harvard, Lancaster, Leominster, Lunenburg, Princeton, Sterling and Westminster	10.90	.85	1.50		
Auburn, Barre, Berlin, Blackstone, Bolton, Boylston, Brookfield, Charlton, Clinton, Douglas, Dudley, Grafton Hardwick, Holden, Leicester, Mendon, Millbury, Millville, New Braintree, Northboro, Northbridge, Oakham, Oxford, Paxton, Rutland Shrewsbury, Southbridge,					

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TERRAZZO WORKERS and TILE SETTERS: (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Spencer, Sturbridge, Sutton, Upton, Uxbridge, Webster, W. Boylston, Westboro and Worcester	12.20	.90	.70		.09
Warren	11.00	.83	1.05		.06
Hubbardston, Gardner, Phillipston, Petersham, Athol, Royalston, Winchenden (only Tile Setters)	12.20	.90	.70		.09
TERRAZZO WORKERS' FINISHERS	10.60		1.10		.05
TILE SETTERS' FINISHERS	9.00	.90	.75		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day; G-Friday after Thanksgiving

FOOTNOTES:
a. Employer contributes 8% of basic hourly rate for 5 years or more of service or 6% of basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.
b. Holidays: A through G
c. Holidays: A through F, Washington's Birthday, Good Friday and Christmas Eve, provided the employee has worked at least 45 full days during the 120 calendar days immediately prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.
d. Holidays: A through F and Bunker Hill Day, provided the employee has worked 10 days prior to the listed holidays.

DECISION NO. MA80-2045

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
LABORERS					
Class I	$9.55	.75	1.10		.10
Class II	9.80	.75	1.10		.10
Class III	10.50	.75	1.10		.10
Class IV	10.55	.75	1.10		.10

CLASSIFICATIONS

Class I: Carpenter tenders, Cement finisher tenders, Laborers, Wrecking laborers

Class II: Asphalt rakers, Fence and guard rail erectors, Laser beam operator, Mason tender, Pipelayer, Pneumatic drill operator, Penumatic tool operator, Wagon drill operator

Class III: Air track operator, Block pavers, Rammers, Curb setters

Class IV: Blasters, Powdermen

Building Construction:
Royalston, Phillipston, Athol, Petersham, Hardwick, New Braintree, Brookfield, E. Brookfield, N. Brookfield, Oakham, Barre, Templeton, Winchendon, Sturbridge, W. Brookfield, and Warren

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
POWER EQUIPMENT OPERATORS:					
CLASS I	$11.28	.95	1.00	a	.07
CLASS II	11.08	.95	1.00	a	.07
CLASS III	10.88	.95	1.00	a	.07
CLASS IV	10.51	.95	1.00	a	.07
CLASS V	9.54	.95	1.00	a	.07
CLASS VI	9.02	.95	1.00	a	.07
CLASS VII	8.14	.95	1.00	a	.07

CLASSIFICATIONS

CLASS I Shovels, Cranes, Hydraulic Cranes 10 ton capacity or over, Draglines, Derricks, Elevators with Chicago Boom, Backhoes, Gradalls, Elevating Graders, Pile Driving Rigs, Concrete Road Pavers, three drum Hoisting and Trenching Machines, Belt-type Loaders, Front End Loader 5½ yards or over, Dual Drum Paver, Automatic Grader (i.e. C.M.I.) Combination Back Hoe Loader 3/4 yard hoe or over

CLASS II Rotary Drill (with mounted compressor), compressor hose (3 to 6 compressors), Rock and Earth Boring Machines (excluding McCarthy and similar drills), Graders Front End Loaders-4 yards to 5½ yards, two Drum Hoist, High Fork Lifts with capacity of 15 feet and over, Scrapers-21 yards and over (struck load), sonic Hammer Console

CLASS III Combination Backhoe-Loader-up to 3/4 hoe, Bulldozer, Push Cats, Scraper-up to 21 yards (struck load)-self propelled or tractor drawn, Tireman, Front End Loaders-up to 4 yards, Asphalt pave, Asphalt Roller-10 ton or over, Well Drillers, Mechanics, Welders, Pumpcrete Machines, Concrete pumps and similar type pumps, Engineer or Fireman on High Pressure Boiler (on site), Self-Loading Batch Plant, Well Point, Electric Pumps used in Well Point System, Pumps-12 inches and over (total discharge), compressor (one or two) 900 cu. ft. and over, Powered Grease Truck, Automatic Elevators, (manually or remote controls), Grout Pumps, Boom Truck, Hydraulic Cranes-under 10 ton

CLASS IV Asphalt Roller-under 10 ton

CLASSIFICATIONS (CONT'D)

CLASS V Single Drum Hoist, Self-Propelled Roller, Self-Propelled Compactors Power Pavement Breakers, Concrete Pavement Finishing Machines, Two Bag Mixers with Skip, McCarthy and similar drills, Batch Plants (not self-loading) Bulk Cement Plants, Self- Propelled Material Spreaders, A Frame Trucks, Fork Lifts up to 15 feet

CLASS VI Compressors (one or two) 315 cu. ft. to 900 cu. ft., Pumps-4 inches to 12 inches (total discharge), Tractor (without blade or bucket) Drawing rollers Rubber, Tire Roller, Compactors or other machines used for pulverizing, Grading or Seeding

CLASS VII Compressors (up to 315 cu. ft.), Small Mixers, Pumps (up to 4 inches), Power Heaters, Welding Machines, Conveyors, Oiler, Helpers on Grease Truck, and Grease Trucks with hand greasing equipment

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays;; A through F, Veterans' Day and Columbus Day

Sturbridge, Brookfield, N. & E. Brookfield, Oakham, Barre, Templeton, Winchendon, Royalston, Phillipston, Athol, Petersham, Hardwich, New Braintree, W. Brookfield, and Warren:

HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
POWER EQUIPMENT OPERATORS:					
CLASS I	11.28	.95	1.00	a	.07
CLASS II	11.08	.95	1.00	a	.07
CLASS III	10.88	.95	1.00	a	.07
CLASS IV	10.51	.95	1.00	a	.07
CLASS V	9.54	.95	1.00	a	.07
CLASS VI	9.02	.95	1.00	a	.07
CLASS VII	8.14	.95	1.00	a	.07
CLASS VIII	11.78	.95	1.00	a	.07

CLASSIFICATIONS

CLASS I Shovels, Crawler and Truck Cranes, Derricks, Backhoes, Trenching Machines, Elevating Graders, Belt-type Loaders, Gradalls, Pile Drivers, Concrete Pavers, on site Processing Plant (Engineer in charge), Dragline, Clam Shell, Cableways, Shaft Hoists, Mucking Machines, Front End Loader-5½ yards and over Tower Cranes, Self-propelled Hydraulic Cranes-10 tons and over, Dual Paver, Automatic Graders-Excavator (C.M.I or equal), Scrapers towing pan or wagon, Tandem Dozers or Push Cats (2 units in tandem), Welder using semi automatic Welding Machine, Shotcrete Machine, Tunnel Boring Machine

CLASS II Rotary Drill (with mounted Compressor), Compressor House 3 to 6 Compressors), Rock and Earth Boring Machines (excluding McCarthy and similar drills), Grader, Front End Loaders-4 yards to 5½ yards, Scarper-21 yards and over (struck Load), Forklifts-7 ft. lift and over or 3 ton capacity and over, Sonic Hammer Console

CLASSIFICATIONS (CONT'D)

CLASS III Bulldozer, Push Cats, Scrapers-up to 21 yards (struck load) self-propelled or Tractor Drawn, Self-powered Asphalt Paver, Front End Loaders-up to 4 yards, Mechanics, Welders, Well Driller, Pump-crete Machine, Engineer or Fireman on High Pressure Boiler (on job), Well point Operators, Electric Pumps used in well Point system, Tire-man, Pumps-16 inches or over total discharge, Compressors (1 or 2) cu. ft. and over, Powered Grease Truck, Asphalt Roller-10 ton and over, Tunnel Locomotives and Dinkys, Grout Pumps, Hydraulic Jacks (jacking pipe, slip forms, etc.), Boom Truck Self-Propelled Hydraulic Cranes up to 10 ton, Self-loading Batch Plant (on job).

CLASS IV Asphalt Roller-up to 10 ton

CLASS V Hoists, Conveyors, Self-powered Rollers and Compactors, Power Pavement Breaker, Self-propelled Material Spreader, Self-powered Concrete Finishing Machine, Two Bag Mixer with skip, McCarthy and similar Drills, Batch Plant (not self-loading), Bulk Cement Plant

CLASS VI Compressor (315 cu. ft. to 900 cu. ft., 1 or 2), Pumps 4" to 16" total discharge, Tractor without blade drawing sheeps-foot roller, Rubber tired roller or other type of compactors including machines for pulverizing and aerating soil

CLASS VII Compressor (up to 315 cu. ft.), Small Mixers with skip, Oiler, Pumps up to 4", Grease Truck, Helper on powered Grease Truck, Power Heaters, Welding Machines, A-Frame Trucks, Forklifts-up to 7 ft. lift and up to 3 ton capacity, Hydro Boom, Parts Man (in repair shop), Power Safety Boat

CLASS VIII Operator of Cranes with 200 ft. of boom or more

FOOTNOTES:
a. Holidays: New Year's Day; Washington's Birthday; Memorial Day; Independence Day; Labor Day; Columbus Day; Veteran's Day; Thanksgiving Day and Christmas Day

BUILDING CONSTRUCTION: Remainder of County POWER EQUIPMENT OPERATORS:	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLASS I	$13.41	1.18	1.15	a	.03
CLASS II	13.29	1.18	1.15	a	.03
CLASS III	11.22	1.18	1.15	a	.03
CLASS IV	12.23	1.18	1.15	a	.03
CLASS V	9.97	1.18	1.15	a	.03
CLASS VI	10.54	1.18	1.15	a	.03

CLASSIFICATIONS

CLASS I Cranes, shovels, truck cranes, cherry pickers, draglines, trench hoes, backhoes, three drum machines, derricks, pile drivers, elevator towers, hoists, gradalls, shovel dozers, front end loaders, fork lifts, augers, boring machines, rotary drills, post hole hammers, post hole diggers, pump-crete machines, asphalt plant (on site), concrete batching and/or mixing plant (on site, crusher plant (on site), paving concrete mixers, timber jacks, Boom over 150' including jib additional $.50 per hour; Boom over 185' including jib - additional $.90 per hour; Boom 210' including jib-additional $1.25 per hour; Boom over 250' including jib - additional $1.90 per hour; Boom over 295' including jib - additional $2.65 per hour
CLASS II Sonic or vibratory hammers, graders, tandem scrapers, concrete pumps, bulldozers, tractors, york rakes, mulching machines, portable steam boiler, portable steam generators, rollers, spreaders, tampers (self propelled or tractor drawn), asphalt pavers, mechanics maintenance, paving screed machines, stationary steam boilers, paving concrete finishing machines, cal trucks, ballast regulators, switch tampers, rail anchor machinery, tire trucks (when operated by the employer on the job site)
CLASS III Pumps (1-3 grouped), compressors, welding machines (1-3 grouped), generators, concrete vibrators, lighting plants, heaters (power driven 1-5), well-point systems (operating and installing), syphones-pullsometers, concrete Mixers, values controlling permanent plant air or steam, conveyors, Jackson type tampers, single diaphragn pump, lighting plants
CLASS IV Assistant engineers (firemen)
CLASS V Oilers (other than truck cranes and gradalls)
CLASS VI Oilers on truck cranes and gradalls

PAID HOLIDAYS:
A- New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving day; F-Christmas Day

FOOTNOTE:

a. Holidays: A through F, Washington's Birthday, Columbus Day, Veterans' Day and Patriots Day.

DECISION NO. MA80-2045

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
HEAVY & HIGHWAY CONSTRUCTION:					
Remainder of County:					
POWER EQUIPMENT OPERATORS					
GROUP 1	13.41	1.18	1.15	a	.03
Hourly premium for boom lengths including jib					
Over 150 feet + $.50					
Over 185 feet + .90					
Over 210 feet + 1.25					
Over 250 feet + 1.90					
Over 295 feet + 2.65					
GROUP 2	13.29	1.18	1.15	a	.03
GROUP 3	11.22	1.18	1.15	a	.03
GROUP 4	12.23	1.18	1.15	a	.03
GROUP 5	9.97	1.18	1.19	a	.03
GORUP 6	10.54	1.18	1.15	a	.03

CLASSIFICATIONS

GROUP 1 Power shovels, cranes, truck cranes, derricks, pile divers, trenching machines, mechanical hoist pavement breakers, cement concrete pavers, draglines, hoisting engines, three drum machines, pumpcrete machines, uke loaders, shovel dozers, front end loaders, mucking machines, shaft hoists, steam engines, backhoe, gradalls, cable ways fork lifts, cherry pickers, boring machines, rotary drills, post hole hammers, port hole diggers, asphalt plant on job site, concrete batching and/or mixing plant on job site, crusher plant on job site, paving concrete mixers, timber jacks

GROUP 2 Sonic or vibratory hammers, graders, scrapers, tandem scrapers, bulldozer, tractors, mechanic maintenance, York rakes, mulching machines paving screed machines, stationary steam boilers, paving concrete finishing machine, grout pumps, portable steam boilers, portable steam generators, rollers, spreaders, asphalt pavers, locomotives or machines used in place thereof, tampers, self propelled or tractor drawn, cal tracks, ballast regulators, rail anchor machines, switch tampers

GROUP 3 Pump (1-3 grouped), compressors, welding machine (1-3 grouped), generators, lighting plants, heaters (power driven) (1-5), syphons-pulsometers, concrete mixers, valves controlling permanent plant air steam, conveyors, wellpoint system (operating and installing)

DECISION NO. MA80-2045

CLASSIFICATION CONT'D

GROUP 4 Assistant Engineers (fireman)

GROUP 5 Oilers (other than truck cranes & gradalls)

GROUP 6 Oilers (on truck cranes & gradalls)

FOOTNOTES:

a. Holidays - New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, Washington's Birthday, Columbus Day, Veterans Day and Patriots Day

DECISION NO, MA80-2045

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
TRUCK DRIVERS					
CLASS I	9.565	1.00	1.10	a+b	
CLASS II	9.735	1.00	1.10	a+b	
CLASS III	9.805	1.00	1.10	a+b	
CLASS IV	9.925	1.00	1.10	a+b	
CLASS V	10.025	1.00	1.10	a+b	
CLASS VI	10.315	1.00	1.10	a+b	
CLASS VII	10.605	1.00	1.10	a+b	

CLASSS I - Station wagons, Panel trucks and pickup truck

CLASS II - Two axle equipment; Helpers on low bed when assigned at the discretion of the employer, warehousemen, Forklift operators

CLASS III - Three axle equipment and Tiremen

CLASS IV - Four and five axle equipment

CLASS V - Specialized earth moving equipment under 35 tons other than convential type trucks, Low bed, Vachual, Mechanics, Paving restoration equipment, Mechanics

CLASS VI - Specialized earth moving equipment over 35 tons

CLASS VII - Trailers for earth moving equipment (double hookup)

FOOTNOTES:

a. One half day's pay each month in which an employee has worked 15 days provided he has been employed for 4 months.

b. Holidays: A through F, Washington's Birthday, Columbus Day, Veteran's Day and Patriots' Day provided an employee works two days of the calendar week in which the holiday falls.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5(a)(1)(ii)).

SUPERSEDEAS DECISION

STATE: New York COUNTIES: Nassau and Suffolk
DECISION NO. NY80-3041 DATE: Date of Publication
Supersedes Decision No. NY79-3042 dated November 16, 1979 in 44 FR 66141
DESCRIPTION OF WORK: Building construction (excluding single family homes and apartments up to and including 4 stories), Heavy and Highway construction porjects.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Asbestos Workers	12.38	1.02	1.82		
Boilermakers	13.19	5%	15%	7%	.02
Bricklayers	12.00	1.48	3.98		
Carpenters:					
Nassau County (except that part South of the Southern State Parkway, West of Seaford Creek also Smithtown, Islip Island Sound on the North and Middle Island Railroad track on the South):					
Building	13.40	1.50	1.49	.95	.06
Heavy and Highway	13.45	1.50	1.49	.95	.06
Nassau County (Remainder of County):					
Building, Heavy, and Highway	13.04	1.85	1.78	1.11	.04
Suffolk County:					
Building	13.40	1.33	1.71	.90	.06
Heavy and Highway	13.45	1.33	1.71	.90	.06
Cement Masons	11.70	1.74	1.19		.03
Divers	15.38	1.875	1.78	1.03	.05
Electricians	14.55	7%+.60	17½%	8½%	5/8%
Elevator Constructors	11.52	.745	.35+d	e+f	.02
Glaziers	13.75	.66	1.91	.67	.01
Ironworkers, Ornamental Finisher	11.90	1.51	3.30	1.00	.14
Ironworkers, Structural	12.50	1.86	3.85	1.60+g	.11
Ironworkers, Reinforcing	10.75	1.325	1.985	.75+h	.03
Laborers, Building	10.34	1.29	1.43	1.00	.14
Lathers, Metallic	10.79	1.325	1.985	.75+h	.03
Leadburners	10.75	.40	.25	i	.01
Marble Carvers	10.45	1.21	1.71	j	
Marble Cutters & Setters	10.25	1.21	1.71	j	
Marble Polishers	10.93	1.21	1.71	j	
Marble Finishers, Crane Operators & Derrickmen	9.55	1.21	1.71	j	
Painters:					
Suffolk County:					
Brush and Drywall Finishers	9.20	3.00	.60		.18
Structural Steel	11.60	3.00	.60		.18
Spray and Scaffold	10.40	3.00	.60		.18
Nassau County:					
Inwood, Lawrence, Cedarhurst, Woodmere, Hewlett, Hewlett Bay,					

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Painters: (Con't)					
Nassau County:					
Hewlett Neck, Hewlett Park, East Rockaway, part of Oceanside, part of Lynbrook, part of Rockville Center, Atlantic Beach, Long Beach, Lido Beach, Point Lookout, Gibson and part of Valley Stream:					
Painters	10.92	9½%	1.04+k	3%	
Spray and Scaffold	13.26	9½%	1.04+k	3%	
Fire escapes	12.48	9½%	1.04+k	3%	
West of Port Washington Blvd. and North on the shore and West of Long Beach Road and South of Sunrise Highway on the South Shore:					
Structural Steel	11.68	11%	14%		
Structural Steel Spray	12.68	11%	14%		
Remainder of County:					
Painters	8.91	1.29	1.60	.50	.03
Paperhangers	10.23	10%	18%		
Piledrivers & Dockbuilders	12.94	1.85	1.78	1.01+c	.05
Plumbers:					
Nassau County:					
Building, Heavy & Highway Jobbing (repairs to present plumbing systems that does not change the existing roughing or any other minor alterations job where the change to the existing roughing does not have a lobor cost in excess of $1,500,000)	9.00	.81	1.01	.75	.15
Suffolk County:					
Building, Heavy & Highway	11.25	1.47	1.95	1.30	.235
Roofers:					
Composition, Damp & Waterproofer	11.13	1.21	2.55	1.50	.01
Slate & Tile	11.07	.55	1.40	2.00	
Sheet Metal Workers	12.135	3%+.90	4%+1.20	3%+.75	1%+.03
Sprinkler Fitters & Steamfitters	13.88	2.75	1.12	1.00	.07

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Stone Derrickmen & Riggers	14.62				.01
Stonemasons	14.00	.75	1.00		
Terrazzo Finisher	9.84	1.21	1.50		
Terrazzo Finisher Machine Operator	9.99	1.21	1.50		
Terrazzo Workers	11.88	1.32	1.50		
Tile Setters	11.725	1.15	1.10		
Tile Setters Finishers	10.21	1.055	.77		
Truck Drivers:					
Building:					
Ready-mix concrete, sand, gravel, asphalt & bulk cement	9.37	1.2125	1.8525	1+m	
Euclids & Turnapulls	9.225	1.2125	1.8525	1+m	
Heavy:					
Euclids & Turnapulls	9.325	1.2125	1.8525	1+m	
High-rise	9.94	1.2125	1.8525	1+m	

Welders receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5 (a) (1) (ii)).

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

c. Employees employed on the last working day before Christmas Day and New Years Day and who report to work on such days shall receive 3 hours pay without working the afternoon.

d. Employer contributes $8.00 per day to Annuity Fund.

e. Paid Holidays: A through F, Lincoln's Birthday, Washington's Birthday, Columbus Day, Armistice Day and Election Day.

f. Employer contributes 6.4% of basic hourly rate for 5 years or more of service or 4.2% of basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

g. Paid Holidays: Christmas Eve and New Years Eve: If employee works a full ½ day on the working day immediately preceeding Christmas Day and New Years Day, they shall receive a full day's pay.

h. Work on Christmas Eve and New Years Eve shall terminate at noon, but employees will receive a full day's pay.

i. Paid Holidays: A through F, Washington's Birthday, Good Friday and Christmas Eve providing the employee has worked 30 full days during the 90 calendar days prior to the holiday and the regularly scheduled work days immediately preceeding and following the holiday.

j. Paid Holiday: ½ day's pay for Labor Day.

k. Employer contributes $5.00 per day to an Annuity Fund.

l. Employer contributes $4.00 per day to a Security Fund.

m. For each 15 days worked with the contract year an employee will receive one day's vacation with pay, with a maximum vacation of 3 weeks per year.

LABORERS HEAVY AND HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Concrete & curb form setters, asphalt rakers	9.30	10%	13%	.75+a	
Asphalt workers & roller boys, asphalt top shovelers & smoothers, asphalt tampers	9.10	10%	13%	.75+a	
Jackhammers, & drill men, hoppermen, carpenters' tenders, pipe jointers & setters, concrete laborers (structures), stone spreading laborers, trackmen, grading & excavating laborers, yard laborers, puddlers on concrete pavement, asphalt plant (batcher & hopper men), all other unskilled laborers	8.70	10%	13%	.75+a	

Footnote:
Paid Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, Columbus Day, Lincoln's Birthday, Washington's Birthday, Veterans' Day, and Election Day, provided the employee worked or shows up for work on the scheduled day before and the scheduled day after the holiday.

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Asphalt spreader	12.28	8%+.25	2.00	a	.15
Backhoe, dragline, gradall, piledriver, shovel	12.555	8%+.25	2.00	a	.15
Batching plant (on site of job), power winch (used for stone or steel), power winch truck mounted (used for stone or steel), pump (concrete)	12.455	8%+.25	2.00	a	.15
Bending machine, generator (small), vibrator (1 to 5) dinky locomotive	11.105	8%+.25	2.00	a	.15
Boiler, bulldozer, compressor (on crane), compressor (pile work), compressor (stone setting), concrete breaker, conveyor, generator (pilework), loading machine (front end), maintenance engineer, mechanical compactors (machine drawn), powerhouse, power winch truck mounted (used for other than steel or stone), pulvi-mixer, power winch (used for other than steel), pump (double action diaphram), pump (gypsum), pump (hydraulic), pump (jet), pump (single action - 1 to 3), pump (well point), welding and burning, welding machine (pilework)	12.105	8%+.25	2.00	a	.15
Boom truck, crane (crawler or truck), conveyor-multi plant engineer, stone spreader (self-propelled)	12.305	8%+.25	2.00	a	.15
Compressor, compressor (2 or more in battery), generator, mulch machine, pin puller, portable heaters, pump (4 inch or over), trac tamper, welding machine	11.855	8%+.25	2.00	a	.15
Crane and boom truck (setting structural or stone)	12.68	8%+.25	2.00	a	.15

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION (CON'T)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Bulldozer (use for excavation), fireman, loading machine, powerboom, scoop (carry-all scraper) vac-all	11.73	8% .25	2.00	a	.15
CMI or maxim spreader, concrete spreader, derrick, sideboom tractor	12.655	8% .25	2.00	a	.15
Compressor (structural steel)	12.255	8% .25	2.00	a	.15
Concrete saw or cutter, mixer (with skip), mixer (2 small, with or without skip), pump (up to 3 inches), tractor caterpiller or wheel	11.355	8% .25	2.00	a	.15
Crane with clam shell bucket	12.555	8% .25	2.00	a	.15
Crane, crawler or truck: Boom lengths of 100' (including jib) but less than 150'	12.805	8% .25	2.00	a	.15
Boom lengths of 150' (including jib) but less than 250'	13.055	8% .25	2.00	a	.15
Boom lengths of 250' (including jib) but less than 350'	13.305	8% .25	2.00	a	.15
Boom lengths of 350'	13.805	8% .25	2.00	a	.15
Curb machine (asphalt or concrete), curing machine, pump (submersible), tower crane maintenance man	12.055	8% .25	2.00	a	.15
Dredge	12.43	8% .25	2.00	a	.15
Elevator, forklift, hoist (1 drum)	12.48	8% .25	2.00	a	.15
Forklift (walk-behind, power operated)	12.27	8% .25	2.00	a	.15
Grader	11.88	8% .25	2.00	a	.15
Hoist (2 and drum)	12.53	8% .25	2.00	a	.15
Hoist (multiple platform)	15.15	8% .25	2.00	a	.15
Mechanical compactors (hand operated), trench machine (hand)	10.73	8% .25	2.00	a	.15
Hoist tandem platform	13.53	8% .25	2.00	a	.15
Hydra-hammer, ridge cutter	11.27	8% .25	2.00	a	.15
Lead engineer	13.755	8% .25	2.00	a	.15
Loading machine (with capacity of 10 yds. or over)	11.98	8% .25	2.00	a	.15
Oiler, stump chipper	10.755	8% .25	2.00	a	.15
Power buggies	10.98	8% .25	2.00	a	.15

POWER EQUIPMENT OPERATORS: BUILDING CONSTRUCTION (CON'T)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Roller, trench machine	12.355	8%+.25	2.00	a	.15
Scoop, carry-all, scraper in tandem	12.73	8%+.25	2.00	a	.15
Sideboom tractor (used in tank work)	12.815	8%+.25	2.00	a	.15
Stripping machine	11.78	8%+.25	2.00	a	.15
Tank work	12.58	8%+.25	2.00	a	.15
Tower crane (engineer)	13.11	8%+.25	2.00	a	.15
Tower crane (oiler)	10.605	8%+.25	2.00	a	.15
Welding machine, structural steel	12.33	8%+.25	2.00	a	.15

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

Footnote:
a. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, and Veterans' Day

POWER EQUIPMENT OPERATORS: HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Asphalt spreader, boom truck, boring machine (other than post holes), CMI or maxim spreader, crane (crawler or truck), conveyor (multi), plant engineer, concrete spreader, sideboom tractor, stone spreader, (self-propelled), cherry picker	12.28	8%+.25	2.00	a	.15
Backhoe, crane (stone setting), crane (structural steel), dragline, gradall, piledriver, road paver, shovel	12.65	8%+.25	2.00	a	.15
Batching plant (on site of job), crane (on barge), derrick, sideboom tractor (used in tank work), tank work	12.505	8%+.25	2.00	a	.15
Bending machine, mechanical compactors (hand operated), pump (centrifugal, up to 3 inches), trench machine (hand)	10.03	8%+.25	2.00	a	.15
Boiler	11.78	8%+.25	2.00	a	.15
Boring machine (post holes)	12.22	8%+.25	2.00	a	.15
Bulldozer, concrete finishing machine, conveyor, curb machine, (asphalt or concrete), curing machine, dinky locomotive, fireman, forklift, hoist (1 drum), loading machine, maintenance engineer, pulvi-mixer, pump (4 in. or over), pump (hydraulic), pump (jet), pump (submersible), pump (well point), roller (5 tons and over), scoop (carry-all, scraper), maintenance man (tower crane), vac-all, welding & burning	11.47	8%+.25	2.00	a	.15
Compressor (on crane), generator (pile work), welding machine (pile work), power winch (used for other than stone or structural steel), poser house, loading machine (front end), compressor (pile work), power winch (truck mounted, used for					

POWER EQUIPMENT OPERATORS: HEAVY & HIGHWAY CONSTRUCTION (CON'T)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
other than stone or steel), hoist (2 drum)	12.005	8%+.25	2.00	a	.15
Compressor (2 or more in battery)	11.70	8%+.25	2.00	a	.15
Compressor (stone setting), compressor (structural steel), welding machine (structural steel)	12.165	8%+.25	2.00	a	.15
Compressor, mulch machine, pin puller, pump (double action diaphragm), pump (gypsum), pump (single action 1 to 3), striping machine, welding machine	11.905	8%+.25	2.00	a	.15
Loading machine, with bucket capacity of 10 yds. or over	11.72	8%+.25	2.00	a	.15
Concrete breaker, concrete saw or cutter, forklift (walk-behind, poser operated), hydra-hammer, mixer (with skip), mixer (2 small with or without skip), mixer (2 bag or over with or without skip), power buggies, power grinders, ridge cutter	10.38	8%+.25	2.00	a	.15
Dredge	12.115	8%+.25	2.00	a	.15
Generator (small)	10.065	8%+.25	2.00	a	.15
Grader	11.685	8%+.25	2.00	a	.15
Hoist (3 drum), power winch (truck mounted, used for stone or steel), power winch (used for stone setting & structural steel), trench machine	12.495	8%+.25	2.00	a	.15
Mechanic	10.08	8%+.25	2.00	a	.15
Mechanical compactors (machine drawn), roller (over 5 tons)	11.82	8%+.25	2.00	a	.15
Oiler, root cutter, stump chipper, tower crane (oiler, track tamper (2 engineers, each)	10.07	8%+.25	2.00	a	.15
Portable heaters	11.645	8%+.25	2.00	a	.15
Power boom	10.52	8%+.25	2.00	a	.15
Pump (concrete)	11.74	8%+.25	2.00	a	.15
Scoop (carry-all, scraper in tandem), tower crane (engineer)	12.905	8%+.25	2.00	a	.15
Tractor (caterpiller or wheel)	9.855	8%+.25	2.00	a	.15

FOOTNOTE: a. Paid Holidays: New Year's Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving Day and Christmas Day provided employee works the day after the holiday.

SUPERSEDEAS DECISION

STATE: OHIO COUNTIES: *SEE BELOW
DECISION NO.: OH80-2044 DATE: Date of Publication
Supersedes Decision No. OH80-2006, dated February 22, 1980 in 45 FR 12090
DESCRIPTION OF WORK: Building Construction Projects (Does not include single family homes and apartments up to and including 4 stories

*ADAMS, ALLEN, ASHLAND, AUGLAIZE, BROWN, BUTLER, CARROLL, CHAMPAIGN, CLARK, CLERMONT, CLINTON, COLUMBIANA, COSHOCTON, CRAWFORD, DARKE, DEFIANCE, DELAWARE, ERIE, FAIRFIELD, FAYETTE, FRANKLIN, FULTON, GALLIA, GEAUGA, GREENE, HAMILTON, HANCOCK, HARDIN, HENRY, HIGHLAND, HOLMES, HURON, KNOX, LAWRENCE, LICKING, LOGAN, MADISON, MARION, MEDINA, MEIGS, MERCER, MIAMI, MONTGOMERY, MORROW, MUSKINGUM, OTTAWA, PAULDING, PERRY, PICKAWAY, PIKE, PREBLE, PUTNAM, RICHLAND, ROSS, SANDUSKY, SCIOTO, SENECA, SHELBY, TUSCARAWAS, UNION, VAN WERT, WARREN, WAYNE, WILLIAMS, WOOD, & WYANDOT

ASBESTOS WORKERS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, BROWN, BUTLER (Twps. of Fairfield, Hanover, Liberty, Milford, Morgan, Oxford, Ripley, Ross, St. Clair, Union & Wayne), CLERMONT, HAMILTON, HIGHLAND, & WARREN (Twps. of Deerfield, Hamilton, Harlan, Salem, Union, & Washington) COS.	$14.76	.90	1.50		.02
ALLEN, DEFIANCE, MERCER, PAULDING, VAN WERT, & WILLIAMS COUNTIES	13.80	.55	1.25		
ASHLAND, COSHOCTON, HOLMES, MEDINA, RICHLAND, TUSCARAWAS, & WAYNE COS.	13.66	.60	.99		.02
AUGLAIZE, BUTLER (Middletown & Vicinity), CHAMPAIGN, CLARK, CLINTON, DARKE, GREENE, LOGAN, MIAMI, MONTGOMERY, PREBLE, SHELBY, & WARREN (Twps. of Clear Creek, Franklin, Massie, Turtle Creek, & Wayne) COS.	13.65	.55	1.57		.02
CARROLL, & COLUMBIANA COS.	15.74	.55	1.75		.02

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CRAWFORD, DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, HARDIN, KNOX, LICKING, MADISON, MARION, MORROW, MUSKINGUM, PERRY, PICKAWAY, ROSS, & UNION COS.	14.23	.60	1.30		.02
ERIE (E½), GEAUGA, & HURON COS.	15.04	.99	1.25		
ERIE (W½), FULTON, HANCOCK, HENRY, OTTAWA, PUTNAM, SANDUSKY, SENECA, WOOD & WYANDOT COS.	13.83	.55	1.40		.04
GALLIA, LAWRENCE, MEIGS, PIKE, & SCIOTO COS.	14.15	.50	.70		.03
BOILERMAKERS					
ADAMS, BROWN, BUTLER, CHAMPAIGN, CLARK, CLERMONT, CLINTON, FAIRFIELD, FAYETTE, FRANKLIN, GALLIA, GREENE, HAMILTON, HIGHLAND, LAWRENCE, LICKING, MADISON, MEIGS, MIAMI, MONTGOMERY, MUSKINGUM, PERRY, PICKAWAY, PIKE, PREBLE, ROSS, SCIOTO, & WARREN COS.	11.70	1.275	1.20	1.50	.04
ALLEN, ASHLAND, AUGLAIZE, CRAWFORD, DARKE, DEFIANCE, DELAWARE, ERIE, FULTON, HANCOCK, HARDIN, HENRY, HURON, KNOX, LOGAN, MARION, MERCER, MORROW, OTTAWA, PAULDING, PUTNAM, RICHLAND, SANDUSKY, SENECA, SHELBY, UNION, VAN WERT, WILLIAMS, WOOD, & WYANDOT COS.	13.575	1.075	1.00		.03
CARROLL, COSHOCTON, GEAUGA, HOLMES, MEDINA, TUSCARAWAS, & WAYNE COS.	12.68	.90	1.20		.03
COLUMBIANA CO.	11.785	7.5%	7%		.01

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BRICKLAYERS; Caulkers; Cleaners; Pointers; & Stonemasons	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, & SCIOTO COS.	14.10		.50		.05
ALLEN, AUGLAIZE, MERCER & VAN WERT COS.	13.04		.70		.02
ASHLAND, CRAWFORD, HARDIN, HOLMES, MARION, MORROW, RICHLAND, WAYNE (Except Milton & Chippewa Twps.) & WYANDOT (except Crawford, Ridge, Richland & Tymochtee Twps.) COS.	12.98	.80	1.00		.02
BROWN, BUTLER, CLERMONT, HAMILTON, PREBLE (Dixon, Israel, Lanier, Somers & Gratis Twps.) & WARREN COS.	13.595	.65	.45		.02
CARROLL, COLUMBIANA (Twps. of Knox, Butler, West, & Hanover), & TUSCARAWAS COS.	13.14	.95	.70		.01
CHAMPAIGN, CLARK, & LOGAN COS.	11.32	.85	1.10		.03
CLINTON & HIGHLAND COS.	11.00				
COLUMBIANA (Twps. of East Liverpool, Wayne, Franklin, Madison, St. Clair, & Yellow Creek) CO.	12.75	.70	.50		
COLUMBIANA (Twps. of Center, Elk Run, Fairfield, Middleton, New Waterford, Perry, Salem, & Unity) CO.	13.595	.85	1.25		.02
COSHOCTON, FAIRFIELD, KNOX, LICKING, MUSKINGUM & PERRY COS.	11.40	.80	1.70		.10
DARKE, MIAMI, & SHELBY COS.	12.03	.85	1.10		.03
DEFIANCE, FULTON, (except Twps. of Fulton, Amboy & Swan Creek), HENRY (except Twps of Monroe, Barlow, Liberty, Washington, Richfield, Marion & Damascus & that part of Harrison outside city limits of City of Napolean), PAULDING, PUTNAM, & WILLIAMS COS.	13.08	1.20	.50		

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DELAWARE, FRANKLIN, MADISON, PICKAWAY, & UNION COS.	13.69	.90	1.25		.10
ERIE, HANCOCK, HURON, OTTAWA, SANDUSKY, SENECA, WOOD (Perry & Bloom Twps.), & WYANDOT (Twps. of Tymochtee, Crawford, Ridge, & Richland), COS. & ISLAND OF LAKE ERIE NORTH OF SANDUSKY	13.19	.80	1.25		.01
FAYETTE, PIKE, & ROSS COS.	13.96		.50		.05
FULTON (Twps. of Fulton, Amboy & Swan Creek), HENRY (Twps. of Washington, Damascus, Richfield, Bartlow, Liberty, Harrison, Monroe, & Marion), & WOOD (Twps. of Perrysbury, Ross, Lake, Troy, Freedom, Montgomery, Webster, Center, Portage, Middleton, Plain, Liberty, Henry, Washington Weston, Milton, Jackson, & Grand Rapids) COS.	13.175	1.06	1.40		.01
GALLIA & MEIGS COS.	12.95	.70			
GEAUGA COUNTY	15.57	.80	1.15		a
GREENE, MONTGOMERY & PREBLE (Except Dixon, Israel, Lanier, Somers, Gratis Twps.) COS.	12.43	.85	1.10		.03
LAWRENCE CO.	13.65		.50		.05
MEDINA (Twps. of Hinckley, Granger, Brunswick, Medina, Liverpool, Montville, & York) CO.	14.83	1.21	1.33		.07
MEDINA (Twps. of Wadsworth, Guilford, Westfield, Lafayette, Sharon), & WAYNE (Twps. of Milton & Chippewa) COS.	12.91	.88	.80		.02
MEDINA (Twps. of Litchfield, Chatham, Harrisville, Homer, & Spencer) CO.	14.95		.80	b	.01

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CARPENTERS					
ADAMS, FAYETTE, GALLIA, HIGHLAND, LAWRENCE, MEIGS, PIKE, ROSS, & SCIOTO COS.	11.67	.60	1.00		.05
ALLEN, AUGLAIZE, CHAMPAIGN, CLARK COSHOCTON, DELAWARE, FAIRFIELD, FRANKLIN, HARDIN, HOLMES, KNOX, LICKING, LOGAN, MADISON, MARION, MERCER, MORROW, MUSKINGUM, PERRY, PICKAWAY, PUTNAM, UNION, VAN WERT & WYANDOT COS.	12.72	.85	1.00		.04
ASHLAND, CRAWFORD, ERIE, HANCOCK (City of Fostoria), HURON, OTTAWA, RICHLAND, SANDUSKY, SENECA, & WOOD (City of Fostoria) COS.	14.17	.85	1.00	c	.08
BROWN, BUTLER, CLERMONT, CLINTON, HAMILTON, & WARREN COS.	13.20	.75	.85		.075
CARROLL, TUSCARAWAS, & WAYNE COS.	12.68	.65	.80		.02
COLUMBIANA COUNTY	12.73	1.04	1.15		.04
DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & SHELBY COS.	12.15	1.00	1.40		.07
DEFIANCE, HENRY, PAULDING, & WILLIAMS COS.	13.12	1.20	.75		
FULTON, HANCOCK (except City of Fostoria), & WOOD (except City of Fostoria) COS.	13.70	1.20	.75		.05
GEAUGA COUNTY	14.78	1.09	1.60		.07
MEDINA COUNTY	14.40	.70	1.00		.02
CEMENT MASONS					
ADAMS, LAWRENCE (except Fayette, Union & Rome Twps.), PIKE & SCIOTO COS.	14.87		.60		.05

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		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ALLEN, AUGLAIZE, HARDIN, LOGAN, MERCER, & VAN WERT COS.	12.25	.70	.75		.05
ASHLAND, CRAWFORD, MARION, MORROW, RICHLAND, & WYANDOT (Exclu. Tymochtee, Crawford, Ridge, & Richland Twps.) COS.	12.50	.60			
BROWN, BUTLER, CLERMONT, HAMILTON, HIGHLAND, & WARREN COS.	14.23	.90	.95		.30
CARROLL & TUSCARAWAS COS.	13.14	.95	.70		.01
CHAMPAIGN, CLARK, CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & SHELBY COS.	12.23	.60	.60		.07
COLUMBIANA CO.	14.15	.70	.50		.05+d
DEFIANCE, PAULDING, & WILLIAMS COS.	13.50	.60			
DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, KNOX, LICKING, MADISON, MUSKINGUM, PERRY, PICKAWAY, ROSS, & UNION COS.	12.15	.70	1.25		.05
ERIE, HURON, OTTAWA, SANDUSKY, SENECA, WOOD (Perry & Bloom Twps.), WYANDOT (Tymochtee, Crawford, Ridge & Richland Twps.) COS. & the ISLAND OF LAKE ERIE N. of SANDUSKY	13.19	.80	1.25		.01
FULTON, HANCOCK, HENRY, PUTNAM, & WOOD (Exclu. Perry & Bloom Twps.) COS.	14.99	.60			.02
GALLIA & MEIGS COS.	12.95	.70			
GEAUGA CO.	15.57	.80	1.15		a
HOLMES, & WAYNE (except Milton & Chippewa Twps.) COS.	13.73		1.00		.02
LAWRENCE (Fayette, Union, & Rome Twps.) CO.	13.65		.50		.05

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		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MEDINA (Twps. of Litchfield, Chatham, Homer, Harrisville, & Spencer) CO.	14.95		.80	b	.01
MEDINA (except Twps. of Litchfield, Chatham, Homer, Harrisville & Spencer) CO.	12.39	.60	.75		.02
ELECTRICIANS					
ADAMS, PIKE (Twps. of Camp Creek, Marion, Newton, Scioto, Sunfish, & Scioto), & SCIOTO COS.	12.50	.50	3%+.60	1.00	.04
ALLEN, AUGLAIZE, HARDIN, LOGAN, MERCER, SHELBY, VAN WERT & WYANDOT (Twps. of Crawford, Jackson, Marseil, Mifflin, Ridgeland, Ridge & Salem) COS.	13.95	.60	3%+.43		.04
ASHLAND, CRAWFORD, HURON (Twps. of Richmond, New Haven, Ripley & Greenwich), KNOX (Twps. of Liberty, Clinton, Union, Howard, Monroe, Middlesburg, Morris, Wayne, Berlin, Pike, Brown, & Jefferson), MARION, MORROW, RICHLAND, & WYANDOT (Twps. of Sycamore, Crane, Eden, Pitt & Antrim) COS.	13.15	.60	3%+.50		.1%
BROWN, CLERMONT, & HAMILTON COS.					
Up to & incl. 18 mi. radius from Hamilton Co. Court House, Cincinnati	13.70	.70	3%+.80		½%
Over 18 mi. radius up to & inclu. 21 mi. radius from Hamilton Co. Court House, Cincinnati	14.00	.70	3%+.80		½%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Over 21 mi. radius up to & incl. 25 mi. radius from Hamilton Co. Court House, Cincinnati	$14.10	.70	3%+.80		½%
Over 25 mi. radius from Hamilton Co. Court House, Cincinnati	14.25	.70	3%+.80		½%
BUTLER, & WARREN (Twps. of Deerfield, Hamilton, Harlan, Massie, Salem, Turtle Creek, Union, & Washington) COS.					
E. of Interstate #75	14.25	.55	3%+1.00		½%
W. of Interstate #75	13.70	.55	3%+1.00		½%
CARROLL (N ½ incl. Fox, Harrison, Rose & Washington Twps.), COLUMBIANA (Knox Twp.), HOLMES, TUSCARAWAS (N. of Auburn, Clay, Rush, & York Twps.), & WAYNE (S. of Baughman, Chester, Green & Wayne Twps.) COS.	14.46	.79	3%+.60		.3%
CARROLL (S ½ excl. Fox, Harrison, Rose & Washington Twps.) CO.	14.50	7%	14%	10%	½%
CHAMPAIGN, CLARK, & MADISON (Twps. of Paint, Pike, Somerford, Union, & Stokes) COS.	12.49	.75	3%+.90		.04
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & WARREN (Twps. of Wayne, Clear Creek, & Franklin) COS.:					
Electrical, Communications Installers within 11 mi. radius of 3rd & Main Street, Dayton	14.13	.75	3%+1.00		.5%
Electrical, Communications Installers beyond 11 mi. radius of 3rd & Main Street, Dayton	14.36	.75	3%+1.00		.5%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
COLUMBIANA (Twps. of Center, Elk Run, Franklin, Hanover, Liverpool, Madison, Middleton, St. Clair, Washington, Wayne, West & Yellow Creek) CO.	13.30	2.00	3%+.53		.09
COLUMBIANA (Twps. of Butler, Fairfield, Perry, Salem, & Unity) CO.	14.52	.75	11%		.5%
COSHOCTON, KNOX (Twps. of Jackson, Clay, Morgan, Miller, Milford, Hilliard, Butler, Harrison, Pleasant, & College), LICKING, MUSKINGUM, PERRY, & TUSCARAWAS (Twps. of Auburn, York, Jefferson, Clay, Rush, Oxford, Washington, Salem, Perry & Bucks) COS.	12.10	.40	3%+1.02		.03
DEFIANCE, FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS, & WOOD COS.	15.10	.85	3%+.95		.3%
DELAWARE, FAIRFIELD, FRANKLIN, MADISON (Twps. of Canaan, Darby, Deer Creek, Fairfield, Jefferson, Monroe, Oak Run, Pleasant & Range), PICKAWAY (Twps. of Circleville, Darby, Harrison, Jackson, Madison, Monroe, Washington, Muhlenberg, Scioto & Walnut), & UNION COS.	14.00	.50	3%+1.02		.06
ERIE & HURON (Twps. of Lyme, Ridgefield, Norwalk, Townsend, Wakeman, Sherman, Peru, Bronson, Hartland, Clarkfield, Norwick, Greenfield, Fairfield, Fitchville, & New London) COS.	14.75	.73	3%		.1%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
FAYETTE, HIGHLAND, PICKAWAY, (Deer Creek, Perry, Pickaway, Salt Creek, & Wayne Twps.), PIKE (except Camp Creek, Marion, Newton, Scioto, Sunfish & Union Twps.), & ROSS COUNTIES	14.25	.50	3%		.02
GALLIA CO.	13.62	.50	3%+1.00	1.00	.04
GEAUGA (Twps. of Russell, Chester & Bainbridge) CO.	15.82	.90	3%+.56		.03
GEAUGA (Twps. of Auburn, Middlefield, Parkman & Troy) CO.	15.54	.75	7%		.7%
GEAUGA (Rem. of Co.) CO.	14.98	.85	3%+.70		.2%
LAWRENCE CO.	12.52	.50	3%+1.00	1.00	.04
MEDINA (Litchfield, Liverpool Twps.) CO.	13.95	.75	3%+1.00		.1%
MEDINA (Rem. of Co.), & WAYNE (N½) COS.	13.66	.74	3%+.65		.2%
MEIGS CO.	12.45	.50	3%+.80	1.25	.04
ELEVATOR CONSTRUCTORS					
ADAMS, BROWN, BUTLER, CLERMONT, CLINTON, DARKE, GREENE, HAMILTON, HIGHLAND, MIAMI, MONTGOMERY, PREBLE, & WARREN COS.	13.02	.745	.56	e&f	.035
ALLEN, AUGLAIZE, DEFIANCE, MERCER, PAULDING, PUTNAM VAN WERT, & WILLIAMS COS.	12.33	.745	.56	e&f	.035

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHLAND, CHAMPAIGN, CLARK, COSHOCTON, CRAWFORD, DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, HARDIN, HOLMES, KNOX, LICKING, LOGAN, MADISON, MARION, MORROW, MUSKINGUM, PERRY, PICKAWAY, RICHLAND, ROSS, SHELBY TUSCARAWAS, & UNION COS.	12.97	.745	.56	e&f	.035
CARROLL COUNTY	11.06	.545	.35	e&f	.02
COLUMBIANA COUNTY	12.78	.745	.56	e&f	.035
ERIE, GEAUGA, & HURON COS.	15.25	1.195	.82	e&f	.035
FULTON, HANCOCK, HENRY, OTTAWA, SANDUSKY, SENECA, WOOD, & WYANDOT COS.	13.225	.745	.56	e&f	.035
GALLIA, LAWRENCE, MEIGS, PIKE, SCIOTO COS.	12.06	.745	.35	e&f	.02
MEDINA & WAYNE COS.	14.425	1.195	.82	e&f	.035
GLAZIERS					
ADAMS, BROWN, BUTLER (Hamilton & Vicinity), CLERMONT, CLINTON (S ½), HAMILTON, HIGHLAND (S. Part), & WARREN (Lebanon & South) COS.	14.10		.60		.01
ALLEN, AUGLAIZE, HANCOCK, HARDIN, LOGAN, MERCER, PAULDING, PUTNAM, SHELBY (N. part), VAN WERT, & WYANDOT (Western part) COS.	10.35		.80		
ASHLAND, CRAWFORD, HURON (S. ½), KNOX, MARION, RICHLAND, & WYANDOT (E. part) COS.:					
Outside Replacement	11.29	.50			.01
Outside all other work	11.67	.50			.01

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
BUTLER (exclu. Hamilton & Vicinity), CHAMPAIGN, CLARK, CLINTON (N½), DARKE, FAYETTE (W½), GREENE, HIGHLAND (N. Part), MIAMI, MONTGOMERY, PREBLE, SHELBY (S. Part), WARREN (N. of Lebanon) COS.	12.23	.70		.01	
CARROLL, COSHOCTON, HOLMES, MEDINA, TUSCARAWAS, & WAYNE COS.:					
New Work	11.79	.71	1.01		
Replacement	9.49	.71	1.01		
COLUMBIANA COUNTY	13.76	.85	1.00		
DEFIANCE, ERIE (NW Tip of Co. to Rte. #4), FULTON, HENRY, OTTAWA, SANDUSKY, SENECA, WILLIAMS, & WOOD COS.	12.675	.70	1.00		.01
DELAWARE, FAIRFIELD, FAYETTE (E½), FRANKLIN, LICKING, MADISON, MUSKINGUM, PERRY, PICKAWAY, PIKE, ROSS, UNION COS.	13.22		.57		.01
ERIE (exclu. NW Tip of Co. to Rte. #4), GEAUGA, HURON (N½), & MEDINA COS.	14.53	.60	1.00		.01
LAWRENCE, & SCIOTO COS.	11.30		.80		
IRONWORKERS					
ADAMS (E ½), GALLIA, LAWRENCE, PIKE (S ½), & SCIOTO COS.:					
Up to 10 miles from Union Hall in Ashland, Ky.	11.92	.90	1.20		.01
10 to 15 miles from Union Hall in Ashland, Ky.	12.07	.90	1.20		.01
15 to 20 miles from Union Hall in Ashland, Ky.	12.17	.90	1.20		.01
20 miles & over from Union Hall in Ashland, Ky.	12.27	.90	1.20		.01

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS (W ½), BROWN, BUTLER (S½), CLERMONT, CLINTON (S. of a line drawn from Blanchester to Lynchburg), HAMILTON, HIGHLAND (exclu. E. 1/5 and portion of Co. inside lines drawn from Marshall to Lynchburg & from the N. Co. line through E. Monroe to Marshall), & WARREN (S½) COS.					
Reinforcing	12.18	1.00	2.25		.02
Ornamental; Structural	14.08	1.00	1.60		.03
ALLEN (S½), AUGLAIZE, BUTLER (N ½), CHAMPAIGN (W 2/3), CLARK (W 3/4), CLINTON (Excl. S. of a line drawn from Blanchester to Lynchburg), DARKE, GREENE, HIGHLAND (Inside lines drawn from Marshall to Lynchburg & from the N. Co. line through E. Monroe to Marshall), LOGAN (W 2/3), MERCER (S½), MIAMI, MONTGOMERY, PREBLE, SHELBY, & WARREN (N½) COS.					
Within 15 miles radius of Local Union Office #290	13.06	1.00	1.60		.06
Outside 15 miles radius of Local Union Office #290	13.21	1.00	1.60		.06
ALLEN (N½), DEFIANCE (except Portion S. of a line drawn from where Rte. 66 meets the N. line through Independence to the E. Co. border), MERCER (N½), PAULDING, PUTNAM (except portion E. of a line drawn from the N. border down thru Miller City to where 696 meets the S. border), VAN WERT & WILLIAMS (except portion E. of a line drawn from Pioneer thru Stryker to the S. border) COS.	12.35	1.00	1.70		.02

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHLAND, CARROLL, COSHOCTON (Exclu. portion w. of a line beginning at N. W. Co. line going thru Walhonding & Tunnel Hill to the S. Co. line), HOLMES, RICHLAND, STARK, TUSCARAWAS, & WAYNE COS.	13.48	.80	.95		.05
CHAMPAIGN (E 1/3), CLARK (E½), COSHOCTON (W. of a Line beginning at N. W. Co. line going through Walhonding & Tunnel Hill to the So. Co. Line), CRAWFORD (S. of Rte 30), FAYETTE, HARDIN (except a line drawn from Roundhead to Maysville), HIGHLAND (E 1/5), KNOX, LOGAN (E 1/3), MARION, MORROW, MUSKINGUM (W. of a line Starting at Adams, Mill going to Adamsville & going from Adamsville thru Blue Rock to the S. Border), PERRY, PIKE (N⅓), ROSS & WYANDOT (S. of Rte. 30) COS.	13.85	1.00	2.35		.05
CRAWFORD (Area between lines drawn from where hwy 598 & 30 meet thru N. Liberty to the N. border & from said Hwy. junction point due W. to the border), DEFIANCE (S. of a line drawn from where Rt. 66 meets the N. Line thru Independence to the E. Co. border), ERIE (W. 1/3), FULTON, HANCOCK, HARDIN (N. of a line drawn from Maysville to a point 4 miles S. of the N. line on the E. line), HENRY,					

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
HURON (W. of a line drawn from the N. Border thru Monroeville & Willard), OTTAWA, PUTNAM (E. of a line drawn from the N. border down thru Miller City to where 696 meets the S. border), SANDUSKY, SENECA, WILLIAMS (E. of a line drawn from Pioneer thru Stryker to the S. border), WOOD & WYANDOT (Area N. of (Area N. of Rte. #30) COS.	13.45	1.06	1.48		.06
DELAWARE, FAIRFIELD, LICKING, MADISON, PICKAWAY, & UNION COS.	13.75	1.00	2.35		.05
COLUMBIANA (exclu. portion E. of a line from Damascus to Highlandtown), ERIE (exclu. W 1/3), GEAUGA (except portion E. of a line from Austinburg to Middlefield & South), HURON (exclu. portion W. of a line drawn from the N. border through Monroeville & Willard), & MEDINA COS.	14.97	1.05	1.45		.08
FRANKLIN CO.	13.60	1.00	2.35		.05
COLUMBIANA (E. of a line from Damascus to Highlandtown), & GEAUGA (E. of a line from Austinburg to Middlefield & South) CO.	14.25	.75	1.30		.09
MEIGS CO.	13.10	1.00	1.45		.03
MUSKINGUM (except portion W. of a line starting at Adams Mill going to Adamsville & going from Adamsville through Blue Rock to the S. Border) CO.	12.60	.90	1.75		.05
LATHERS					
AUGLAIZE, BUTLER, CHAMPAIGN, CLARK (W½), CLINTON, DARKE, FAYETTE, GREENE, LOGAN (W½), MERCER, MIAMI, MONTGOMERY, PREBLE, SHELBY, WARREN (N½) COS.	13.39		.40		.01

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLARK (E½), COSHOCTON (SW¼), CRAWFORD, DELAWARE, FAIRFIELD, FRANKLIN, HIGHLAND (N.E. Tip), KNOX, LICKING, LOGAN (E½), MADISON, MARION, MORROW, MUSKINGUM, PERRY, PICKAWAY, ROSS, UNION & WYANDOT COS.	12.45		.40		.01
CLERMONT, HAMILTON, HIGHLAND (except NE Tip), & WARREN (S. ½ of Co.) COS.	14.02		.35		.025
COLUMBIANA, COSHOCTON (NE¼), MEDINA, & WAYNE (NW¼) COS.	13.56	.88	.50		.01
DEFIANCE, FULTON, HANCOCK, OTTAWA, PAULDING, SANDUSKY, SENECA, WILLIAMS & WOOD COS.	13.76	1.20	.10		.01
ERIE, & HURON COS.	15.30				.01
GEAUGA CO.	13.38		1.50		.01
LAWRENCE CO.	9.315		.10		
MARBLE SETTERS; Terrazzo Workers; & Tile Setters					
ADAMS, & SCIOTO COS.	14.10		.50		.05
ALLEN, AUGLAIZE, MERCER & VAN WERT COS.:					
Tile Setters	13.04		.70		.02
ASHLAND, CRAWFORD, HARDIN, HOLMES, MARION, MORROW, RICHLAND, WAYNE (except Milton & Chippewa Twps.), & WYANDOT (except Crawford, Ridge, Richland, & Tymochtee Twps.) COS.	12.98	.80	1.00		.02
BROWN, BUTLER, CLERMONT, HAMILTON, PREBLE (Dixon, Israel, Lanier, Somers, & Gratis Twps.) & WARREN COS.:					
Marble Setters	13.435	.65	.45		
Terrazzo Workers; Tile Setters	13.385	.65	.45		

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CARROLL & TUSCARAWAS COS.:					
Marble Setters	12.22	.95	.70		
Terrazzo Workers	12.14	.95	.70		
Tile Setters	12.05	.95	.70		
CHAMPAIGN, CLARK, DARKE, GREENE, LOGAN, MIAMI, MONTGOMERY, PREBLE (except Dixon, Israel, Lanier, Somers, & Gratis Twps.), & SHELBY COS.	11.51	.85	.35		
CLINTON & HIGHLAND COS. Liverpool, Wayne, Franklin, Madison, St. Clair & Yellow Creek) CO.	11.00 12.75	.70	.50		
COLUMBIANA (Twps. of Center, Elk Run, Fairfield, Middleton, New Waterford, Perry, Salem & Unity) CO.	15.255				
COSHOCTON, FAIRFIELD, KNOX, LICKING, MUSKINGUM, & PERRY COS.	11.40	.80	1.70		.10
DEFIANCE, FULTON (except Twps. of Fulton, Amboy & Swan Creek), HENRY (except Twps. of Monroe, Barlow, Liberty, Washington, Richfield, Marion & Damascus & that part of Harrison outside city limits of city of Napolean), PAULDING, PUTNAM, & WILLIAMS COS.:					
Marble Setters	13.08	1.20	.50		
DELAWARE, FRANKLIN, MADISON, PICKAWAY, & UNION COS.	13.95				

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ERIE, HANCOCK, HURON, OTTAWA, SANDUSKY, SENECA, WOOD (Perry & Bloom Twps.), & WYANDOT (Twps. of Tymochtee, Crawford, Ridge & Richland), & ISLAND OF LAKE ERIE North of SANDUSKY	13.19	.80	1.25		.01
FULTON (Twps. of Fulton, Amboy & Swan Creek), HENRY (Twps. of Washington, Damascus, Richfield, Bartlow, Liberty, Harrison, Monroe, & Marion), & WOOD (Twps. of Perrysburg, Ross, Lake, Troy, Freedom, Montgomery, Webster, Center, Portage, Middleton, Plain, Liberty, Henry, Washington, Weston, Milton, Jackson & Grand Rapids) COS.:					
Marble Setters	13.175	1.06	1.40		.01
FULTON & WOOD (except Twps. of Troy, Freedom, Montgomery, Webster, Center, Portage, Middleton, Plain, Liberty, Henry, Washington Weston, Milton, Jackson & Grand Rapids) COS.:					
Terrazzo Workers; Tile Setters	13.53	1.06	.30		
GALLIA & MEIGS COS.:					
Terrazzo Workers; Tile Setters	12.95	.70			
GEAUGA CO.	15.57	.80	1.15		a
LAWRENCE CO.	13.65		.50		.05
MEDINA (Twps. of Hinckley, Granger, Brunswick, Medina, Liverpool, Montville, & York) CO.:					
Marble Setters; Terrazzo Workers	14.83	1.21	1.33		.07
Tile Setters	14.955		2.00		

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MEDINA (Twps. of Wadsworth, Guilford, Westfield, Lafayette, & Sharon), & WAYNE (Twps. of Milton & Chippewa) COS.	12.02	.81	.60		
MEDINA (Twps. of Litchfield, Chatham, Harrisville, Homer, & Spencer) COS.	14.95		.80	b	.01
MARBLE SETTERS' FINISHERS; TERRAZZO WORKERS' FINISHERS & TILE SETTERS' FINISHERS					
ADAMS, BROWN, BUTLER, CLERMONT, GALLIA, HAMILTON, HIGHLAND, LAWRENCE, MEIGS, SCIOTO & WARREN COS.:					
Marble Setters' Finishers	12.35				
Marble Sanders; Polishers; Sawyers; & Waxers	12.515				
Terrazzo Workers' Finishers & Grinders	12.35				
Terrazzo Base Grinders (While operating base grinding machine)	12.77				
Tile Setters' Finishers	12.35				
ALLEN, DEFIANCE, FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS & WOOD COS.	11.00	1.06	.40	.50	
ASHLAND, ERIE, GEAUGA, HURON, MEDINA (excl. Twps. of Wadsworth, Guilford, Westfield, Lafayette, & Sharon), & RICHLAND COS.:					
Marble Setters' Finishers	13.76		2.00		
Terrazzo Workers' Finishers	14.32		2.00		
Tile Setters' Finishers	14.29		2.00		

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
AUGLAIZE, CHAMPAIGN, CLARK, DARKE, GREENE, HARDIN, LOGAN, MERCER, MIAMI, MONTGOMERY, PREBLE & SHELBY COS.	10.84				
CARROLL & TUSCARAWAS COS.:					
Terrazzo Workers' Finishers	11.26	.95	.70		
Terrazzo Grinders	11.60	.95	.70		
Tile Setters' Finishers	11.14	.95	.70		
COLUMBIANA, COSHOCTON, HOLMES, & WAYNE (exclu. Twps. of Milton & Chippewa) COS.	14.405				
DELAWARE, FAIRFIELD, FRANKLIN, MADISON, PICKAWAY, & UNION COS.	10.05				
MEDINA (Twps. of Wadsworth, Guilford, Westfield, Lafayette, & Sharon), WAYNE (Twps. of Milton & Chippewa) COS.	11.52	.81	.60		
MILLWRIGHTS					
ALLEN, AUGLAIZE, CHAMPAIGN, CLARK, COSHOCTON, DELAWARE, FAIRFIELD, FRANKLIN, HARDIN, HOLMES, KNOX, LICKING, LOGAN, MADISON, MARION, MERCER, MORROW, MUSKINGUM, PERRY, PICKAWAY, PUTNAM, UNION, VAN WERT & WYANDOT COS.	13.37	.85	1.00		.04
ASHLAND, CRAWFORD, ERIE (E. of B & O RR Tracks), GEAUGA, HURON, MEDINA & RICHLAND COS.	14.45	1.09	1.93		.07
BROWN, BUTLER, CLERMONT, CLINTON, HAMILTON & WARREN COS.	13.34	.50	1.10		.10
CARROLL, TUSCARAWAS, & WAYNE COS.	13.16	.65	.80		.02
COLUMBIANA CO.	13.51	.835	7%		.04
DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & SHELBY COS.	12.36	1.00	1.25		.07
DEFIANCE, ERIE (W. of B & O RR Tracks), FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, SANDUSKY, SENECA, WILLIAMS & WOOD COS.	13.70	1.20	.75		.05

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
PAINTERS					
ADAMS, HIGHLAND, PIKE, & SCIOTO COS.:					
Brush; Exterior Bldgs. under 40 ft.; Paper or Wall Covering; Taping & Washing	12.95		.80		
Floor Sanding; Power Tools; Rollers; & Swing Stage	13.45		.80		
Burning; Sandblasting; Spray; & Steamcleaning	13.95		.80		
ALLEN, AUGLAIZE, DEFIANCE, HARDIN, MERCER, PAULDING, PUTNAM, SHELBY, VAN WERT, & WILLIAMS COS.:					
Brush; Drywall Taping; & Rollers	11.05	1.06	.50		.03
Wallcovering	11.30	1.06	.50		.03
Sandblasting; Spray; & Steamcleaning	11.55	1.06	.50		.03
ASHLAND, CRAWFORD, MARION, MORROW, & RICHLAND COS:					
Brush; Cleaner; Roller; & Washer	9.80		.50		
Drywall; Paperhanger; Pot Tender; Spray & Wall Coverer	10.55		.50		
BROWN, CLERMONT, & HAMILTON COS.:					
Brush; Paperhanging; Roller; Taping; Wallcovering; & Washing	14.70		.35		g
Steamcleaning	14.85		.35		g
Spray	15.20		.35		g
Hopper Tender; Sandblasting; & Waterblasting	15.60		.35		g
BUTLER & WARREN COS.:					
Brush; Paperhanging; Roller; Taping; Wallcovering; & Washing	12.58				
Hopper Tender; Sandblasting; & Spray	13.58				

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CARROLL, HOLMES, TUSCARAWAS & WAYNE COS.:					
Brush; Rollers	12.01	.93	.60		.02
Paperhangers	12.11	.93	.60		.02
Drywall	12.41	.93	.60		.02
Spray	12.51	.93	.60		.02
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE COS.:					
Brush; Roller	13.21		1.00		.11
Drywall Taping & Spackling; & Wallcovering	13.56		1.00		.11
Structural Steel	13.61		1.00		.11
Cleaning; Sandblast; & Spray	13.71		1.00		.11
COLUMBIANA CO.:					
Brush; Hydro-jet Cleaning; Paperhanging; Roller; Steamcleaning; Wallwashing; & Waterproofing	13.45	.85	1.15		
Drywall Taping	13.60	.85	1.15		
Open Structural Steel	13.66	.85	1.15		
Spray	13.95	.85	1.15		
COSHOCTON CO.:					
Brush; Drywall Tapers; Paperhangers; Wallpaper Cleaners; & Wall Washers	6.00				
Scaffold & Removal of Wallpaper; Swing Stage	6.25				
Spray	6.50				
DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, MADISON, PICKAWAY, & UNION COS.:					
Drywall Sanders	12.54	.85	.85		.02
Brush; Paperhangers; Rollers; & Wall Washing	12.79	.85	.85		.02
Structural Steel	13.09	.85	.85		.02
Drywall Tapers & Finishers	13.19	.85	.85		.02
Spray	13.29	.85	.85		.02
Sandblasting; Steam Cleaning	13.49	.85	.85		.02

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ERIE, HANCOCK, HURON, SANDUSKY, SENECA, & WYANDOT COS.:					
Old Commercial:					
Brush; Rollers; & Wash & Clean Surfaces	9.90	.70	.70		h
Drywall & Paperhangers	10.15	.70	.70		h
Sandblasting; Spray	10.40	.70	.70		h
New Commercial:					
Brush; Rollers; & Wash & Clean Surfaces	10.80	.70	.70		h
Drywall & Paperhangers	11.05	.70	.70		h
Sandblasting; & Spray	11.30	.70	.70		h
FULTON, HENRY, OTTAWA, & WOOD COS.:					
Brush; Drywall Tapers & Finishers; Paperhangers; Spray & Sandblasting Pot Tenders	11.93	1.06	1.30		
Pressure Cleaning; Sandblasting; & Spray	12.48	1.06	1.30		
GALLIA, LAWRENCE, & MEIGS COS.:					
Brush; Roller	10.05			i	
Drywall Tapers & Finishers; Paperhangers; Wall washers	10.68			i	
Open Structural Steel	10.65			i	
Spray	11.15			i	
GEAUGA CO.:					
Brush; Paperhangers & Rollers	14.31	.97	1.10		.05
Spray	14.71	.97	1.10		.05
KNOX, LICKING, MUSKINGUM & PERRY COS.:					
Brush; Paperhangers	9.00				
Spray	9.45				
MEDINA CO.:					
Brush; Paperhangers; & Roller	14.65	1.07	.60		
Structural Steel; Drywall Finisher & Taper	15.40	1.07	.60		
Spray	15.50	1.07	.60		
ROSS CO.:					
Brush; Paperhanging; Roller; Taping	9.50				
Pot Tender; Structural Steel	9.75				
Sandblast; Spray	10.25				

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PILEDRIVERMEN	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, FAYETTE, GALLIA, HIGHLAND, LAWRENCE, MEIGS, PIKE, ROSS, & SCIOTO COS.	11.98	.60	1.00		.05
ALLEN, AUGLAIZE, CHAMPAIGN, CLARK, COSHOCTON, DELAWARE, FAIRFIELD, FRANKLIN, HARDIN, HOLMES, KNOX, LICKING, LOGAN, MADISON, MARION, MERCER, MORROW, MUSKINGUM, PERRY, PICKAWAY, PUTNAM, UNION, VAN WERT, & WYANDOT COS.	13.37	.85	1.00		.04
ASHLAND, CRAWFORD, ERIE (E. of B & O RR Tracks), GEAUGA, HURON, MEDINA, & RICHLAND COS.	14.60	1.09	1.78		.09
BROWN, BUTLER, CLERMONT, CLINTON, HAMILTON, & WARREN COS.	13.20	.75	.85		.075
CARROLL, TUSCARAWAS, & WAYNE COS.	13.16	.65	.80		.02
COLUMBIANA CO.	12.98	5.5%	10%		½%
DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & SHELBY COS.	12.15	1.00	1.40		.07
DEFIANCE, ERIE (W. of B&O RR Tracks), FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, SANDUSKY, SENECA, WILLIAMS, & WOOD COS.	13.70	1.20	.75		.05
PIPEFITTERS; Plumbers; Steamfitters					
ADAMS, GALLIA, HIGHLAND, LAWRENCE, PIKE, & SCIOTO COS.:					
Within 10 mi. radius of Portsmouth	14.37	.85	1.00		
Over 10 and within 20 mi. radius of Portsmouth	14.62	.85	1.00		
Over 20 mi. and within 35 mi. radius of Portsmouth	14.72	.85	1.00		
Over 35 mi. radius of Portsmouth	14.97	.85	1.00		

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ALLEN, AUGLAIZE, HARDIN, MERCER, SHELBY, & VAN WERT COS.	14.55	.60	.90		.05
ASHLAND, CRAWFORD, ERIE, HURON, KNOX, MORROW, RICHLAND, & WYANDOT COS	14.28	.80	.95		.05
BROWN, CLERMONT, HAMILTON, & WARREN (S 1/3 of Co.) COS.:					
Pipefitters; Steamfitters	14.60	1.075	1.90		.08
Plumbers; Gas Fitters	13.82	1.05	1.20		.07
BUTLER (N½) & WARREN (N. of Rte. 63 exclu. Lebanon & South Lebanon) COS.	14.10	.90	1.00		.05
BUTLER (S½) & WARREN (S. to Rte. 63 to Hamilton Co. line, W. to Indiana State line, E. to Rte. 42 including Lebanon, South Lebanon, & Mason) COS.	14.12	.80	1.10		.02
CARROLL (Twps. of Ross, Monroe, Union, Lee, Orange, Perry, & Loudon) COSHOCTON, HOLMES, MUSKINGUM, & TUSCARAWAS COS.	15.95	.77	.60		.08
CARROLL (exclu. Twps. of Ross, Monroe, Union, Lee, Orange, Perry, & Loudon), & WAYNE COS.	14.17	.75	.70	j	.10
CHAMPAIGN, CLARK, GREENE (Twps. of Cedarville, Ross, Jefferson, Ceasar Creek, & New Jasper), LOGAN, & MADISON (W. of Rte #38 including city of London) COS.	14.25	.83	.85		.04
CLINTON, DARKE, FAYETTE, GREENE (exclu. Twps. of Miami, Cedarville, Ross, Jefferson, Ceasar Creek, & New Jasper), MIAMI,					

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MONTGOMERY, & PREBLE COS.	13.91	1.05	1.05		.03
COLUMBIANA CO. (exclu. Washington & Yellow Creek Twps. & Liverpool Twp. - Secs. 35 & 36 - W. of Co. Rd. #427)	14.54	1.17	.80		.05
COLUMBIANA CO. (Washington & Yellow Creek (Twps. & Liverpool Twp. - secs. 35 & 36 - West of Co. Rd. #427)	13.95	1.10	1.89	1.10	.12
DEFIANCE, FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS, & WOOD COS.	15.64	1.35	1.15		.12
DELAWARE, FAIRFIELD, FRANKLIN, LICKING, MADISON (E. of Rte. #38 not inclu. city of London), MARION, PERRY, PICKAWAY, ROSS, & UNION COS.	13.77	.96	.82		.06
GEAUGA, & MEDINA (N. of #18 exclu. City of Medina) COS.: Pipefitters	14.81	1.31	1.35		.10
GEAUGA, & MEDINA (N. of Rte. #18 & Smith Rd.) COS.: Plumbers	14.88	1.10	1.40		.02
MEDINA (S. of #18 exclu. City of Medina) CO.	14.19	.91	1.40		.05
MEIGS CO.	13.83	.62	.75		.06
PLASTERERS					
ADAMS, LAWRENCE (except Fayette, Union & Rome Twps.), PIKE & SCIOTO COS.	14.87		.60		.05
ALLEN, AUGLAIZE, DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, HARDIN, KNOX, LICKING LOGAN, MADISON, MERCER, MUSKINGUM, PERRY, PICKAWAY, ROSS, UNION & VAN WERT COS.	13.34	.70	.30		.02

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHLAND, CRAWFORD, MARION, MORROW, RICHLAND, & WYANDOT (Exclu. Tymochtee, Crawford, Ridge, & Richland Twps.) COS.	10.95				
BROWN, BUTLER, CLERMONT, HAMILTON, HIGHLAND & WARREN COS.	13.895		.75		.02
CARROLL, COLUMBIANA (Twps. of Knox, Butler, West, & Hanover), & TUSCARAWAS COS.	13.14	.95	.70		.01
CHAMPAIGN, CLARK, CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & SHELBY COS.	13.80				
COLUMBIANA (Exclu. Twps. of Knox, Butler, West, & Hanover) CO.	14.46	.70			.03
ERIE, HURON, OTTAWA, SANDUSKY, SENECA, WOOD (Perry & Bloom Twps.), WYANDOT (Tymochtee, Crawford, Ridge & Richland Twps.) COS. & the ISLAND OF LAKE ERIE N. of SANDUSKY	13.19	.80	.125		.01
FULTON, HANCOCK, HENRY, PUTNAM & WOOD (exclu. Perry & Bloom Twps.) COS.	14.65	.60			.01
GALLIA & MEIGS COS.	12.95	.70			
GEAUGA CO.	15.57	.80	1.15		a
HOLMES & WAYNE (except Milton & Chippewa Twps.) COS.	13.73		1.00		.02
LAWRENCE (Fayette, Union, & Rome Twps.) CO.	13.65		.50		.05
MEDINA (Twps. of Litchfield, Chatham, Homer, Harrisville & Spencer) CO.	14.95		.80	b	.01
MEDINA (except Twps. of Litchfield, Chatham, Homer, Harrisville & Spencer) CO.	13.56	.70	1.00		.01

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ROOFERS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, GALLIA, LAWRENCE, MEIGS, MUSKINGUM, PIKE & SCIOTO COS.	12.50		.60		
ALLEN, AUGLAIZE, CHAMPAIGN, DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, HARDIN, KNOX, LICKING, LOGAN, MADISON, MARION, MERCER, MORROW, PERRY, PICKAWAY, PUTNAM, ROSS, UNION, VAN WERT & WYANDOT COS.	12.80	.85	.65		.01
ASHLAND, CARROLL, COLUMBIANA, COSHOCTON, CRAWFORD, HOLMES, MEDINA, RICHLAND, TUSCARAWAS & WAYNE COS.	14.02	.94	.85		.04
BROWN, BUTLER, CLERMONT, HAMILTON, HIGHLAND, & WARREN COS.	15.47		1.20		.02
CLARK, CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & SHELBY COS.:					
Composition, Damp, & Waterproof	13.25	.80	.75		
Slate, Tile & Asbestos	13.47	.80	.75		
DEFIANCE, FULTON, HANCOCK, HENRY, PAULDING, WILLIAMS & WOOD COS.	12.98	1.05	1.50		.02
ERIE, GEAUGA, HURON, OTTAWA SANDUSKY, & SENECA COS.	16.53	.25	.50		.05
SHEET METAL WORKERS					
ADAMS, DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, GALLIA, KNOX, LAWRENCE, LICKING, MADISON, MARION, MEIGS, MORROW, MUSKINGUM, PERRY, PICKAWAY, PIKE, ROSS, SCIOTO & UNION COS.	12.07	.86+k	1.12		.15
ALLEN, AUGLAIZE, BUTLER, CHAMPAIGN, CLARK, CLINTON, DARKE, GREENE, HARDIN, LOGAN, MERCER, MIAMI, MONTGOMERY, PREBLE, SHELBY, VAN WERT, WARREN & WYANDOT COS	12.85	1.10+k	1.25		.16

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHLAND, CARROLL, COSHOCTON CRAWFORD, HOLMES, MEDINA, RICHLAND, TUSCARAWAS, & WAYNE COS.	12.41	.81	.84		.05
BROWN, CLERMONT, HAMILTON, & HIGHLAND COS.	13.835	1.06	.85		.06
COLUMBIANA CO.	14.14	.75	.83		.06
DEFIANCE, FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, PUTNAM, SENECA, WILLIAMS, & WOOD COS.	13.155	1.20	1.57		.045
ERIE, HURON, & SANDUSKY COS	13.91	.85	1.20		.06
GEAUGA CO.	14.90	.80	1.58		.06
SOFT FLOOR LAYERS					
ADAMS, FAYETTE, GALLIA, HIGHLAND, LAWRENCE, MEIGS, PIKE, ROSS, & SCIOTO COS.	11.67	.60	1.00		.05
ALLEN, AUGLAIZE, CHAMPAIGN, CLARK, COSHOCTON, DELAWARE FAIRFIELD, FRANKLIN, HARDIN, HOLMES, KNOX, LICKING, LOGAN, MADISON, MARION, MERCER, MORROW, MUSKINGUM, PERRY, PICKAWAY, PUTNAM, UNION, VAN WERT, & WYANDOT COS.	12.72	.85	1.00		.04
ASHLAND, CRAWFORD, ERIE, HURON, OTTAWA, RICHLAND, SANDUSKY, & SENECA COS. and the portion of the city of Fostoria located in HANCOCK and WOOD COS.	14.17	.85	1.00	c	.08
BROWN, BUTLER, CLERMONT, CLINTON, HAMILTON, & WARREN COS.	11.50	.75	.85		.05
CARROLL, TUSCARAWAS, & WAYNE COS.	12.51	.65	.80		.02
DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE & SHELBY COS.	11.05	1.00	1.00		.07
COLOMBIANA CO.	12.73	1.04	1.15		.04

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DEFIANCE, FULTON, HANCOCK, (except city of Fostoria), HENRY, PAULDING, WILLIAMS, & WOOD (except city of Fostoria) COS.	12.03	1.20	.75		.04
GEAUGA CO.	14.78	1.09	1.60		.07
SPRINKLER FITTERS					
GEAUGA, & MEDINA (N. of #18, exclu. City of Medina) COS.	14.81	1.31	1.35		.10
REMAINING COS.	15.04	.85	1.20		.08

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; & F-Christmas Day

FOOTNOTES:

a. $75.00 per year
b. 2 paid holidays: C & D
c. 2 paid holidays: B & D
d. $25.00 per year
e. 7 paid Holidays: A through F and Day after Thanksgiving
f. Employer contributes 8% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years; 6% for employee who has worked in business less than 5 years.
g. $25.00 per year
h. $50.00 per year
i. 6 paid holidays: A, C, E, F, Decoration Day, & Veterans' Day
j. 1 paid Holiday: D, providing the employee has worked 5 consecutive days before and after the holiday.
k. 3% of gross earnings to SASMI

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LABORERS

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, GALLIA, HIGHLAND, LAWRENCE, MEIGS, PIKE, & SCIOTO COS.:					
Bottom men; Building & Construction Laborers; Carpenters' Tenders; Mason Tenders; Mortar Mixers; Pipelayers; Plasterers' Tenders; Sheeting & Shoring Men	9.42	.70	.90		.10
Air & Machine Driven Tool Op.; Asphalt Rakers & Smoothers; Burning & Cutting Torches; Chain saws; Form Setters; Hand Spikers & Powered Concrete Buggies	9.67	.70	.90		.10
Gunnite Machine Op.; Gunnite Nozzlemen; Powdermen & Blasters	9.94	.70	.90		.10
ALLEN, AUGLAIZE, MERCER, PAULDING, PUTNAM, SHELBY & VAN WERT COS.:					
Building Laborers; Laser Beam; Power Wheelbarrow or Power Buggy	9.35	.80	.80		.10
All Machine Driven Tools (Gas, Electric, Air); Asphalt Rakers; Caisson; Cement Finishers' Tenders; Cofferdam; Demolition; Packers; Pot Tenders; Pump Man Under 4" Discharge; Spikers by Hand (Railroad); Tamper; Torch Man; Tunnel & Vibrators	9.50	.80	.80		.10
Blaster Tender; Cylinder, Shaft; Jackhammer; Man-Hole Builders; Mason Tenders; Mortar Mixers; Plasterers' Tenders; Sewer Bottom Man; Sewer Pipelayer; Sewer, Water Conduit, Gas, Oil Pipeline, except Mainlines; & Wagon Drill Tender	9.65	.80	.80		.10
Blaster-Powderman; Gunnite Ops.; Muckers & Miners (Tunnel & Caisson) Free Air; Sandblasters; & Wagon Drill/Op.	9.65	.80	.80		.10

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHLAND, CARROLL, COSHOCTON, CRAWFORD, DELAWARE, HANCOCK, HARDIN, HOLMES, KNOX, MARION, MORROW, RICHLAND, SENECA STARK, TUSCARAWAS, WAYNE & WYANDOT COS.					
Building & Construction Laborers; Carpenters' Tenders; Concrete Handler; Finisher Tenders; Guard Rail Erector; Tool Cribmen; & Utility Construction Laborer	9.51	.80	.80		.10
Air & Power Driven Tools; Bottom Men; Burner on Demolition; Caisson Worker; Cofferdam Worker; Creosote Workers; Form Setter; Hod Carrier; Laser Beam Setup Men; Mason Tender; Mortar Mixers; Muckers; Pipe-Layers; Plasterers' Tenders; Powder Men & Dynamite Blaster; Scaffold Building; Swinging Scaffold; & Tunnel Laborers	9.71	.80	.80		.10
Gunnite Operator	10.11	.80	.80		.10
BROWN, CLERMONT, CLINTON & HAMILTON COS.:					
GROUP 1	11.15	.80	.80		.10
GROUP 2	11.25	.80	.80		.10
GROUP 3	11.30	.80	.80		.10
GROUP 4	11.35	.80	.80		.10
GROUP 5	11.50	.80	.80		.10
GROUP 6	11.65	.80	.80		.10
GROUP 7	11.90	.80	.80		.10
GROUP 8	10.62	.80	.80		.10
GROUP 9	10.77	.80	.80		.10

GROUP 1 - Common Laborers; Cement Masons' Tenders; Hand Operated Mechanical Mule; & Mechanical Sweeper
GROUP 2 - Bottom Man; Pipelayer
GROUP 3 - Burning Torch Operator; Concrete Pump Hose Man; Jackhammer; Mechanical & Air Tamper Operator; Mechanical Concrete Buggies; Power Operated Mechanical Mule; Vibrator Man

GROUP 4 - Bottom Jackhammer Man; Mason Tenders; Plasterers' Tenders; Stonemasons' Tenders
GROUP 5 - Plaster Mixer Pump Operator
GROUP 6 - Tunnel Laborer
GROUP 7 - Gunnite Nozzle Operator
GROUP 8 - Demolition Construction - Wrecking Laborers
GROUP 9 - Demolition Construction - Jackhammer Man; Burner; & Wall Man

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
BUTLER & WARREN COS.					
Common Laborers	10.44	.80	.80		.10
Asphalt Rakers; Hand Air Tamper Chisel; Smoothers Hand Air Pump; Tampers; Vibrator Power Tamper Op.	10.54	.80	.80		.10
Mason Tenders; Mortar Mixers; & Scaffold Builders	10.77	.80	.80		.10
Concrete Pumps & Hose Men; Gunnite Operators; & Sandblasters	10.79	.80	.80		.10
CHAMPAIGN, CLARK, & LOGAN COS.:					
Carpenters' Tenders; Laborers	9.45	.80	.80		.10
Air and Machine Driven Tool Operators; Asphalt Raker and Tamper; Barko and Chain Saw; Bottom Man Gunnite Machine Operator & Nozzle Man; Hand Spikers; Jackhammer; Power Concrete and Buggies; Sewer Pipelayers; & Wagon Drill	9.70	.80	.80		.10
Mason Tenders; Mortar Mixers; & Plasterers' Tenders	9.85	.80	.80		.10
Miners and Muckers for Tunnel and Caisson, Powdermen and Blasters	9.95	.80	.80		.10
COLUMBIANA CO.:					
Carpenter Tenders; General Laborers	10.30	.70	.90		.10
Brick Handlers; Men Mixing Cement for Cement Finishers; Mortar Mixer Machine Operator; Mortarmen for Masons & Plasterers; Scaffold Builders; Tenders for Brick Masons, Plasterers, Stone Masons, & Tile Setters	10.47	.70	.90		.10

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Acetylene Burners; Air Blow Pipe; Air Pump; Air Spades; Air Tampers; All Power Driven Tools; Chipping Hammers; Concrete Saw; Jackhammers; Laborers Operating Concrete Busters; Panel Cleaning Machine Operators; Pipelayer and Tenders Working in Ditches or Tunnels and Hand Spikers on Railroads, and Laborer Handling Concrete for Test or Working with Tar, Acid, & Creosote; Power Buggy; Power Saw; Sandblaster; Scuba Divers; Vibrators; & Welders	10.50	.70	.90		.10
DARKE, GREENE, MIAMI, MONTGOMERY, & PREBLE COS.:					
Laborers	10.29	.70	.70		.10
All Machine & Power Driven Tools; Chipping Hammers; Power Buggies; Railroad Spikers by Hand; Swinging Scaffold over 15 ft.; & Vibrators	10.44	.70	.70		.10
Air Drill; Batter Board Setter & Bottom Men; Jackhammer; Man Hole Builders; Sandblasters; & Sewer Pipelayers	10.49	.70	.70		.10
Caisson Work; Scaffold W/Power Tools	10.54	.70	.70		.10
Torch Man on Wrecking	10.59	.70	.70		.10
Caisson Work w/Jackhammer	10.74	.70	.70		.10
Gunnite Operator; Wagon Drill Operator, and Blaster - Powder Man	10.79	.70	.70		.10
Tenders for Bricklayers and Masons	10.92	.70	.70		.10

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Tenders for Lathers and Plasterers	10.96	.70	.70		.10
DEFIANCE, FULTON, HENRY, & WILLIAMS COS.:					
Carpenter Tenders; Cement Finishers' Tenders; Laborers	9.57	.80	.80		.10
Gunnite Pot Man; Mason Tenders	9.69	.80	.80		.10
All Power Driven Tools and Buggies; Burners, Torchmen and Nozzle Man for Concrete Pump	9.72	.80	.80		.10
Plasterers' Tenders	9.745	.80	.80		.10
Bellman; Bottom Man; & Brick Expeditor	9.805	.80	.80		.10
Nozzle Operator for Gunnite Work	10.22	.80	.80		.10
ERIE, HURON, OTTAWA, AND SANDUSKY COS.:					
Building and Construction Laborers; Carpenter Tenders; Concrete Handler; Finisher Tenders; Guard Rail Erectors; Tool Cribmen; & Utility Construction Laborers	10.66	.80	.80		.10
Air and Power Driven Tools; Bottom Men; Burner on Demolition Work; Caisson Workers; Cofferdam; Workers; Creosote Workers; Form Setters; Hod Carrier; Laser Beam set Up Men; Mason Tenders; Mortar Mixers; Mucker; Pipelayers; Plasterers' Tenders; Powder Men & Dynamite Blasters; Scaffold; Swinging Scaffold; & Tunnel Laborers	10.86	.80	.80		.10
Gunnite Operator	11.26	.80	.80		.10

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
FAIRFIELD, FAYETTE, FRANKLIN, MADISON, PICKAWAY, & UNION COS.:					
Carpenter Tenders; Cleaning, Debris; Cleaning of all Material; Common Laborers; Conveyor Belt; General Clean Up; Handling & Conveying All Material; Lanscape; Loading and Unloading All Trucks; Man on Bucket Pouring Concrete; Pouring of all Concrete; Salamander; Sod Layers; Washing of all Windows; & Wire Mesh Handlers or Setters	10.34	.70	.90		.10
Air or Electrical Pneumatic Tool Operator; All Scaffold Builders (Swinging Scaffold); Asphalt and Blacktop Rakers; Bottom Man; Brick Tenders; Caisson Bottom Man; Cement Mason Tender; Concrete Saw Operator, and Brush Feeders on Pulverizers; Forklift Operator; Gunnite Nozzle Man; Jackhammer Operator; Laser Gun, Burners; Mortar Mixers & Operator; Pipe Layers; Plasterers' Tenders; Power Buggy Operator; Power Driven Tools; Power Wheelbarrow Operator; Sand and Vacuum Cleaning; Sandblasting of Concrete; Stone Mason Tender; Vibrator Man; Wagon and Churn Drill Operators; & Wall Wrecker & Bar Man on Demolition	10.64	.70	.90		.10

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
GEAUGA CO.:					
Equipment Replacing Wheelbarrow & Concrete Buggy; Laborers	12.51	1.58	1.70		
Fire Brick Tenders; Power Driven Tools & Vibrators; Sewer & Utilities Laborers	12.66	1.58	1.70		
Acetylene Burner; Jackhammer; & Mucker	12.71	1.58	1.70		
Air Track and Wagon Drill; Mason Tender Handling Carbon Block & Bottom, Block Material; & Swinging Scaffold	12.76	1.58	1.70		
Acid Brick Tenders; Blasters & Shooters; Caisson; Cofferdams; Cylinder; Gunnite Operator; Mine Workers w/o Air; & Well	12.99	1.58	1.70		
Topman on Free Standing Radial Stack	13.16	1.58	1.70		
LICKING CO.:					
All Portable Heaters; Carpenter Tender; Cleaning of All Material; Common Laborers; Conveyor Belt; General Clean-up Incl. Vacuum Cleaning; Handling and Conveying All Material; Landscape; Loading & Unloading all Trucks; Man on Bucket Pouring Concrete; Pouring of all Concrete; Sod Layers; Washing of all Windows; Water Pumps up to & Incl. 4" Intake	10.34	.70	.90		.05
Air or Electrical Pneumatic Tool Operators; All Scaffold Builders; Asphalt & Blacktop Rakers; Bottom Man; Brick Tender; Brush Feeders on Pulverizers; Burners; Cement Mason Tender; Concrete Saw Operators; Fork Lift Operators					

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Gunnite Nozzleman; Jackhammer Operator; Laser Gun; Mortar Mixer & Operator; Pipelayers; Plasterers' Tender; Power Buggy Operators; Power Driven Tools; Power Wheelbarrow Operators; Sandblasting; Stonemason Tender; Swinging Scaffolds; Vibrator Man; Wagon & Churn Drill Operators; Wall Wrecker & Bar Man on Demolition; Welders on Demolition	10.64	.70	.90		.05
MEDINA Co.:					
Carpenter Tenders; Common Laborers; Concrete Bucket Tender; Landscape Laborers; Mason Tender; & Welder Tenders	10.92	.80	.80		.16
Air Driven boring Machine; Asphalt Raker; Hook-up Man on Demolition Work; Material Mixer; Paving Bed Maker; Power Tools - Air, Gas, or Electric; Scaffold Erector; Structural Precast Erector; Tamper Operator; & Wire Mesh Handler	11.07	.80	.80		.16
Barco Type Tampers; Bottom Man; Burners; Form Setters; Hod Carriers; Jackhammer; Muckers - Tunnel; Pipelayers; Power Buggy or Power Wheelbarrow; Power Saws; & Rock Drillers	11.12	.80	.80		.16
Dynamite Men; Gunnite Nozzlemen; Pump Hose Nozzlemen; Tunnel Miners; & Water Line Caulkers	11.42	.80	.80		.16

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MUSKINGUM & PERRY COS.:					
Building & Construction Laborers; Carpenter Tenders; Planters (Landscape); Plumbers Tenders & Tree Trimmers	9.32	.80	.80		.10
Air & Machine Driven Tools Operators; Asphalt Plant Aggremeter Operator; Asphalt Plant Mixer Men; Brick Slingers; Car Pushers & Tunnel Laborers; Caulkers; Cement Handlers; Concrete Puddlers (behind mixers); Curb Cutters & Setters; Cutting with Burning Torches; Dumpmen (Batch Trucks); Hand Spikers Operators; Jackhammer Operator; Mason Tenders; Mortar Mixers; Muckers; Pipelayers; Plasterers' Tenders; Proportioning Plant Operator; Pump Men (Under 4"); Road Form Setters; Sewer Bottom Men Sheeting & Shoring Men; Stone Mason Tenders; Vibrator Operator; & Yarners & Wrenchmen	9.42	.80	.80		.10
Brick Droppers; Lock Tenders; & Powdermen or Blasters	9.57	.80	.80		.10
ROSS CO.:					
All Water Pumps Up to & Incl. 3" Intake; clean-Up Incl. Vacuum Cleaning; Cleaning Debris; Common Laborers; Conveyor Belt; Handling & Conveying All Materials; Landscape; Loading & Unloading All Trucks; Man on Bucket Pouring Concrete; Pouring of All Concrete; Sod Layers; & Washing of All Windows	9.84	.70	.90		.10

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Air or Electrical Pneumatic Tool Operators; All Scaffold Builders (Swinging Scaffolds); Asphalt & Blacktop Rakers; Bottom Man; Brick Tenders; Brush Feeders on Pulverizers; Burners; Carpenters' Tenders; Cement Masons' Tenders; Concrete Saw Operators; Forklift Operators; Gunnite Nozzle Man; Jackhammer Operator; Laser Gun; Mortar Mixer & Operators; Pipelayers; Plasterers' Tenders; Power Buggy Operators; Power Driven Tools; Power Wheelbarrow Operators; Sandblasting; Stonemasons' Tenders; Vibrator Man; Wagon & Churn Drill Operators; Wall Wreckers & Bar Man on Demolition; Welders on Demolition	10.04	.70	.90		.10
WOOD CO.:					
Unskilled Laborers	11.41	.80	.80		.11
Plasterers' Tenders	11.43	.80	.80		.11
Mason tenders	11.54	.80	.80		.11
All Power Driven Tools & Buggies	11.565	.80	.80		.11
Gunnite Pot Men; Mortar Mixers	11.61	.80	.80		.11
Pipelayers	11.665	.80	.80		.11

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LINE CONSTRUCTION	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, GALLIA, LAWRENCE, MEIGS, SCIOTO & PIKE (Twps. of Camp Creek, Marion, Newton, Scioto, Sunfish & Union) COS.:					
Cable Splicers; Linemen & Welders	15.05	.60	3%+.50	.90	½%
Linemen	13.68	.60	3%+.50	.90	½%
Operators: All Mechanized Equipment	10.94	.60	3%+.50	.90	½%
Groundmen	8.89	.60	3%+.50	.90	½%
ALLEN, AUGLAIZE, HARDIN, LOGAN, MERCER, SHELBY, VAN WERT, & WYANDOT (Twps. of Crawford, Jackson, Marseil, Mifflin, Ridgeland, Ridge & Salem) COS.:					
Linemen	14.18	.70	3%		½%
Equipment Operators	12.76	.70	3%		½%
Groundmen; Truck Drivers	9.32	.70	3%		½%
ASHLAND, CRAWFORD, HURON, (Twps. of Richmond, New Haven, Ripley & Greenwich) KNOX (Twps.of Liberty, Clinton, Union, Howard, Monroe, Middlesburg, Morris, Wayne, Berlin, Pike, Brown & Jefferson), MARION, MORROW, RICHLAND, & WYANDOT (Twps. of Sycamore, Crane, Eden, Pitt, Antrim & Tymochtee) COS.:					
Equipment Operators; Linemen	12.30	.60	3%+.50		½%
Line Truck Driver	8.00	.60	3%+.50		½%
Groundmen	7.38	.60	3%+.50		½%
BROWN, CLERMONT, & HAMILTON COS.:					
ZONE I: Up to & incl. 18 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	13.90	.70	3%+.60		½%
Groundmen	10.41	.70	3%+.60		½%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ZONE II: Over 18 mi. radius up to & incl. 21 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	14.20	.70	3%+.60		½%
Groundmen	10.65	.70	3%+.60		½%
ZONE III: Over 21 mi. radius up to & incl. 25 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	14.30	.70	3%+.60		½%
Groundmen	10.73	.70	3%+.60		½%
ZONE IV: Over 25 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	14.45	.70	3%+.60		½%
Groundmen	10.84	.70	3%+.60		½%
BUTLER, WARREN (Deerfield, Hamilton, Harlan, Massie, Salem, Turtle Creek, Union & Washington Twps.) COS.:					
ZONE I: West of Interstate #75:					
Linemen	13.70	.55	3%+1.00		½%
Cable Splicers	14.20	.55	3%+1.00		½%
Groundmen	9.59	.55	3%+1.00		½%
ZONE II: East of Interstate #75:					
Linemen	14.25	.55	3%+1.00		½%
Cable Splicers	14.75	.55	3%+1.00		½%
Groundmen	10.14	.55	3%+1.00		½%
CARROLL (N ½ Incl. Fox, Harrison, Rose & Washington Twps.), COLUMBIANA (Knox Twp.), HOLMES, TUSCARAWAS (N. of Auburn, Clay, Rush, & York Twps.), & WAYNE (S. of Baughman, Chester, Greene & Wayne Twps.) COS.:					
Cable Splicers	13.70	.79	3%+.60		.3%
Line Equipment Ops.	12.20	.79	3%+.60		.3%
Groundmen; Truck Drivers	8.60	.79	3%+.60		.3%
Linemen	14.46	.79	3%+.60		.3%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CARROLL (S. of Fox, Harrison, Rose & Washington Twps.) CO.:					
Linemen; Line Equipment Ops.; Truck Drivers	14.50	7%	14%	10%	½%
Cable Splicers	15.00	7%	14%	10%	½%
Groundmen	9.43	7%	14%	10%	½%
CHAMPAIGN, CLARK, GEAUGA (Bainbridge, Russell & Chester Twps.), & MADISON (except Darby, Canaan, Monroe, Deer Creek, Jefferson, Fairfield, Oak Run, Range, & Pleasant Twps.) COS.:					
Cable Splicers; Equipment Ops.; Linemen	16.68	.60	3%		½%
Groundmen	10.84	.60	3%		½%
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, & WARREN (Wayne, Clear Creek, & Franklin Twps.), COS.:					
Cable Splicers; Linemen	14.13	.75	3%+1.00		½%
Operators:					
Hole Digging Equipment, Cranes, Hydraulic Lift or Bucket	14.13	.75	3%+1.00		½%
Line Truck with Winch or Pole & Steel Handling	10.60	.75	3%+1.00		½%
None-Specialized Truck & Misc. Equipment; Groundmen - Truck Driver	8.48	.75	3%+1.00		½%
COLUMBIANA CO. (Center, Elk Run, Franklin, Hanover, Liverpool, Madison, Middleton, St. Clair, Washington, Wayne, West & Yellow Creek Twps.):					
Linemen; Heavy Equipment Ops.	13.30	15%	7%		½%
Groundmen & Truck Drivers	11.90	15%	7%		½%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
COLUMBIANA (Twps. of Butler, Fairfield, Perry, Salem, & Unity), & GEAUGA (Twps. of Auburn, Middlefield, Parkman, Burton, & Troy) COS.:					
Cable Splicers; Linemen; Operator - Poledigging Equipment	16.21	.70	3%		½%
Groundmen	12.97	.70	3%		½%
COSHOCTON, MUSKINGUM, PERRY, & TUSCARAWAS (Rem. of Co.) COS.:					
Cable Splicers; Equipment Op.; Linemen	13.95	.50	3%		½%
Groundmen	8.41	.50	3%		½%
DEFIANCE, FULTON, HANCOCK, HENRY, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS, & WOOD COS.:					
Linemen	15.12	.70	3%	a	½%
Technicians	14.59	.70	3%	a	½%
Cable Splicers	15.37	.70	3%	a	½%
Operator Class I	12.04	.70	3%	a	½%
Operator Class II	10.61	.70	3%	a	½%
Groundmen	9.10	.70	3%	a	½%
DELAWARE, FRANKLIN, MADISON (Darby, Canaan, Monroe, Deer Creek, Jefferson, Fairfield, Oak Run, Range & Pleasant Twps.), PICKAWAY (Twps. of Circleville, Darby, Harrison, Jackson, Madison, Monroe, Muhlenburg, Scioto, Walnut, & Washington), & UNION COS.:					
Cable Splicers; Equipment Ops. & Linemen	14.93	.50	3%		½%
Groundmen	8.41	.50	3%		½%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ERIE, & HURON (Lyme, Ridgefield, Norwalk, Townsend, Wakeman, Sherman, Peru, Bronson, Hartland, Clarksfield, Norwick, Greenfield, Fairfield, Fitchville, & New London Twps.):					
Cable Splicers; Equipment Ops. & Linemen	14.75	.73	3%		½%
Truck Driver (Winch) Groundman; Groundman	9.59	.73	3%		½%
FAIRFIELD, KNOX (Butler, Clay, College, Harrison, Hilliar, Jackson, Morgan, Milford, Miller, & Pleasant), & LICKING COS.:					
Cable Splicers; Linemen; Operators: All Mechanized Equipment	13.85	.70	3%		½%
Groundmen - Truck Driver	10.97	.70	3%		½%
Groundmen	8.45	.70	3%		½%
FAYETTE, HIGHLAND, PICKAWAY (Deer Creek, Perry, Pickaway, Salt Creek, & Wayne Twps.), PIKE (excl. Camp Creek, Marion, Newton, Scioto, Sunfish, & Union Twps.), & ROSS COS.:					
Linemen; Equipment Operators	14.25	.50	3%		½%
Truck Drivers	8.40	.50	3%		½%
Groundmen	8.04	.50	3%		½%
GEAUGA (excl. Bainbridge, Chester, Russell, Auburn, Middlefield, Parkman & Troy Twps.) CO.:					
Cable Splicers; Equipment Ops. & Linemen	14.98	.85	3%+.70		½%
Truck Drivers (Winch) Groundman; Groundman	9.74	.85	3%+.70		½%
MEDINA (Litchfield & Liverpool Twps.) COS.:					
Cable Splicer; Equipment Op.; & Linemen	13.95	.75	3%+1.00		½%
Truck Driver (Winch) Groundman; Groundman	9.07	.75	3%+1.00		½%

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MEDINA (Brunswick, Chatham, Granger, Guilford, Harrisville, Hinckley, Homer, Lafayette, Medina, Montville, Sharon, Spencer, Wadsworth, Westfield, & York Twps.), & WAYNE (Northern ½ of Co.) COS.:					
Linemen	13.66	.74	3%+.65		½%
Cable Splicers	14.46	.74	3%+.65		½%
Equipment Operators	10.25	.74	3%+.65		½%
Truck Drivers; Groundman	6.83	.74	3%+.65		½%
FOOTNOTE:					
a. 10 paid holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Day after Thanksgiving Day; Christmas Eve; Christmas Day; New Year's Eve, & Good Friday					
POWER EQUIPMENT OPERATORS:					
All Counties, except Columbiana Co.:					
Well & Pump Work (Incl. Drilling & Repair of all Water Wells; Test Holes & Wells; & Installation & Repair of Deep Well Type of Shallow Well Pumps on Water Wells)					
Well Driller & Pump Installer	8.10	.34	.27	a&b	

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FOOTNOTES:

a. 9 Paid Holidays: New Year's Day; Good Friday; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday after Thanksgiving; Christmas Eve Day; & Christmas Day
b. Employees who have been in continuous employment of the company for less than 1 year as of January 1 will receive pro-rated vacation based on 5/12 day per full month of employment, but not exceeding 5 days' vacation; 3rd continuous calendar year - 2 wks' paid vacation; 11th continuous calendar year - 3 wks' paid vacation

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POWER EQUIPMENT OPERATORS COLUMBIANA COUNTY	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLASS I	14.36	1.05	1.00		.16
CLASS II	13.67	1.05	1.00		.16
CLASS III	13.03	1.05	1.00		.16
CLASS IV	12.62	1.05	1.00		.16
CLASS V	12.52	1.05	1.00		.16
CLASS VI	14.63	1.05	1.00		.16

CLASS I - Asphalt Planer Heater; Austin Western & Similar Type; Backfiller W/Drag Attachment; Backhoe; Batch Plant-Central Mix; Batch Plant-Portable Concrete; Berm Builder-Automatic; Boat Derrick; Boat-Tug; Boring Mach. Attached to Tractor; Bullclam; Bulldozer; C.M.I. Road Builder & Similar Types; Cable Placer & Layer; Carrier-Straddle; Carryall - Scraper or Scoop; Chicago Boom; Compactor W/Blade Attached; Concrete Spreader Finisher Comb.; Crane; Crane-Stationary or Climbing; Crane- Electric Overhead Crane-Side Boom; Crane Truck; Crane-Tower; Derrick-Boom; Derrick-Car; Diggers-wheel (not trencher or road widener); Double Nine; Drag Line; Dredge; Drill-Kenny or Similar Type; Electromatic; Fork Lift; Frankie Pile; Gradall; Grader-Power; Gurry; Gurry-Self-Propelled; High Lift; Hoist-Monorail; Hoist-Stationary & Mobile Tractor; Hoist-2 or 3; Jackall; Jumbo Mach.; Kocal and Kuhlman; Land-Seagoing Vehicle; Loader - Elevating; Loader-Front end; Locomotive; Mechanic as Welder; Metro Clip Harvester W/Boom; Mucking Mach.; Paving-Asphalt Finishing Mach.; Paver Road Concrete; Paver-Slip Form; Place Crete Mach; Post Driver; Power Driven Hydraulic Pumps & Jacks; Pump Crete Machine; Regulator-Ballast; Reigs-Drilling; Shovels; Spikemaster; Stone-crusher; Tie Puller & Loader; Tie Tamper; Tractor-Double Boom; Tractor w/Attachments; Trench Mach.; Trucks-Boom; Truck-Tire-Assigned to Job; Tunnel Machine (Mark 21 Java or Similar); Whirley

CLASS II - Asphalt Plant; Bending Machine; Boring Mach.; Chip Harvester W/O-Boom; Cleaning Mach.- Pipeline Type; Coating Mach.-Pipeline Type; Concrete Belt Placer; Concrete Finisher; Concrete Planer or Asphalt; Concrete Spreader; Elevator; Fork Lift Walk Behind; Form Line Mach.; Grease Truck Op.; Grout Pump; Gunnite Mach.; Hoist-Single Drum; Huck Bolting Mach.; Hydraulic Scaffold; Paving Breaker; Pipe Dream; Pot Fireman; Power Broom; Refrigeration Plant; Sasgen Derrick; Seeding Mach.; Self-Propelled Mobile Vibrator Compactor or Roller; Soil Stabilizer (Pump Type); Spray Cure Mach.-Self Propelled; Straw Blower Mach.; Sub-Grader; Tube Finisher or Broom C.M.I. or Similar Type; Tugger Hoist

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CLASS III - Batch Plant-Job Related; Boiler Op.; Compressor (125 CFM or Over); Curb Builder (Self-Propelled); Generator-Steam; Jack-Hydraulic Driven; Mixer-Concrete; Mulching Mach.; Pin Puller; Pulverizer; Pump; Road Finishing Mach. (Pulltype); Roller; Saw-Concrete-Self-Propelled; Spray Cure Mach.-Motor Powered; Spreader (Side Driver Shoulder Attachment); Tractor; Trencher Form; Water Blaster

CLASS IV - Brake Man; Compressor Under 125 CFM; Conveyor; Conveyor 12 Feet or Under Other Than Servicing Bricklayers; Deck Hand; Drill Wagon; Fireman; Generator Sets; Heaters-Portable Power (2 to 5); Jacks Hydraulic (Railroad); Ladavator; Roller (Walk Behind 1 Ton or Over); Steam Jenny; Syphons; Tender Mechanic; Vibrator-Gasoline; Welding Machines (2) (Fuel Burning)

CLASS V - Oiler

CLASS VI - Rigs-Pile Driving or Caisson Type

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POWER EQUIPMENT OPERATORS	ZONE I Basic Hourly Rates	ZONE II Basic Hourly Rates	ZONE III Basic Hourly Rates	Fringe Benefits Payments			
				H & W	Pensions	Vacation	Education and/or Appr. Tr.
GROUP A	13.44	13.16	13.72	.96	1.00		.11
GROUP B	13.28	13.00	13.57	.96	1.00		.11
GROUP C	12.93	12.64	13.22	.96	1.00		.11
GROUP D	12.12	11.86	12.44	.96	1.00		.11
GROUP E	11.79	11.53	12.12	.96	1.00		.11
GROUP F	9.58	9.33	9.94	.96	1.00		.11

POWER EQUIPMENT OPERATORS

ZONE I: Allen, Ashland, Carroll, Coshocton, Defiance, Fulton, Hancock, Hardin, Henry, Holmes, Ottawa, Paulding, Putnam, Richland, Sandusky, Seneca, Tuscarawas, Van Wert, Wayne, Williams, & Wood Counties

ZONE II: Adams, Auglaize, Brown, Butler, Champaign, Clark, Clermont, Clinton, Crawford, Darke, Delaware, Fairfield, Fayette, Franklin, Gallia, Greene, Hamilton, Highland, Knox, Lawrence, Licking, Logan, Madison, Marion, Meigs, Mercer, Miami, Montgomery, Morrow, Muskingum, Perry, Pickaway, Pike, Preble, Ross, Scioto, Shelby, Union, Warren, & Wyandot Counties

ZONE III: Erie, Geauga, Huron, & Medina Counties

GROUP A - A-Frames; Boiler or Compressor Operator Mounted on Crane (Piggy-Back Operation); Boom Trucks (All Types); Cableways; Cherry Pickers; Combination Concrete Mixer and Tower; Concrete Pumps; Cranes (All Types); Derricks (All Types); Draglines; Dredge (Dipper, Clam or Suction) 3 Man Crew: Elevating Grader or Euclid Loader; Floating Equipment; Gradalls; Hammerhead Tower Cranes; Helicopter Operator and Helicopter Winch Operator When Hoisting Builders Materials; Hoes (All Types); Hoisting Engines (Two or More Drums); Lift Slab or Panel Jack Operator; Locomotives (All Types); Maintenance Engineer (Mechanic or Welder); Mixer Paving (Multiple Drum); Mobile Concrete Pumps with Boom; Panelboard (All Types on Site); Pile Driver; Power Shovels; Rotary Drills used on Caisson Work for Foundations and Sub-Structure Work; Side Boom; Slip Form Pavers; Straddle Carriers Building Construction on Site); Trench Machine (Over 24" Wide); Tug Boat

GROUP B - Asphalt Paver; Bulldozer; C.M.I. Type Equipment; End-Loaders; Kohlman Type Loaders (Dirt Loading); Lead Greaseman; Mucking Machines; Power Grader; Power Scoops; Power Scrapers; Push Cat

GROUP C - Air Compressor (Pressurizing Shafts or Tunnels); Asphalt Rollers; Fork Lifts; Hoist (One Drum); House Elevators; Man Lift; Power Boilers (Over 15 lbs. Pressure); Pump Operators Installing Well Points or other Type of Dewatering System; Pumps (4" and Over Discharge); Submersible Pumps (4" and Over Discharge); Trenchers 24" and under

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GROUP D - Compressors on Building Construction; Conveyors (Building Material); Generators; Gunnite Machines; Mixers, (Capacity more than One Bag); Mixers (One Bag Capacity, Side Loader); Pavement Breaker (Hydraulic or Cable); Post Driver; Post Hole Diggers; Road Widening Trencher Rollers; Welder Operator

GROUP E - Backfiller & Tampers; Bar and Joint Installing Machines; Batch Plant; Bullfloats; Burlap and Curing Machines; Clefplanes; Concrete Spreading Machine; Crushers; Deck Hands; Drum Fireman (Asphalt); Farm Type Tractors Pulling Attachments; Finishing Machines; Form Trenchers High Pressure Pumps Over ½" Discharge; Hydro Seeders; Self-Propelled Power Spreader; Self Propelled Sub-Grader; Tire Repairman; Tractors Pulling Sheeps Foot Roller or Grader; Vibratory Compactor (With Integral Power)

GROUP F - Inboard & Outboard Motor Boat Launch; Light Plant Operator; Oiler; Power Driven Heaters (Oil Fired); Power Boilers (Less than 15 lbs. Pressure); Pumps under 4" Discharge Submersible Pumps under 4" Discharge; Tenders

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TRUCK DRIVERS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, BROWN, HIGHLAND, LAWRENCE (W. of Coal Grove & W. of St. Rte. #75), PIKE, ROSS, & SCIOTO COS.:					
Bus Drivers (Incl. all Equipment used for Hauling Men & Materials); Dump to & Incl. 2 Tons; Fuel Trucks; Jeeps; Pickups; & Station Wagons	8.96	21.50a			
Dumps Over 2 Tons; Euclids; Fork Lifts (Incl. Mason Tending Work); Lowboys; Semi-Tractor; & Tandems	9.88	21.50a			
BUTLER & WARREN COS.:					
Jeeps; Pickups; & Single Axle Trucks	10.89	25.00b	41.00a		
Fork Lifts; Tandem Axle Dump Trucks; Tandem Axle Trucks; Truck Warehousemen & Winch Trucks	11.04	25.00b	41.00a		
Semi Combination & Combination of Hauling Units	11.14	25.00b	41.00a		
Drag & Lowboys	11.30	25.00b	41.00a		
Euclids; Mechanics	11.34	25.00b	41.00a		
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, & PREBLE COS.:					
Straight Flat & Dump Truck; Winch Truck	8.40	29.50a	11.00a	c&e	
Ready Mix Dump Crete	8.46	29.50a	11.00a	c&e	
Tandem Truck & Tractor Trailer Combination	8.51	29.50a	11.00a	c&e	
Euclid to 12 Yds.	8.57	29.50a	11.00a	c&e	
Euclid over 12 Yds.	8.93	29.50a	11.00a	c&e	
DELAWARE, FAYETTE, FRANKLIN, MADISON, PICKAWAY & ROSS COS.:					
Dump & Straight	9.71	33.00a			
Tandem & Semi-Farm Tractor	9.81	33.00a			
Lowboy	9.91	33.00a			

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
GALLIA, LAWRENCE (E. of Ohio St. Rte. #75), & MEIGS COS.:					
Dump Trucks (Up to 5 Cubic Yds.); Flatbody Material Truck (Straight Job); Greasers; Panel Trucks; Pickups; Station Wagons; Tiremen; Trucks Tenders; Warehousemen; & Washers	9.84	93.17d	60.67d	1.00	
Tank Trucks (Straight)	9.94	93.17d	60.67d	1.00	
Agitator or Mixer Trucks (Up to 5 Cu. Yds.); Dump Trucks (5 Cu. Yds. & Over); Semi-Dump Trucks; Semi-Trailers (Whether Flat, Rack or Pole & Hauled or Pushed by Truck or Tractors); Tank Truck (Semi)	10.09	93.17d	60.67d	1.00	
Distributor Trucks (Front End & Backend); Fork Trucks; Low Boy; Trailers; Monorail Truck; Truck Crane; & Winch Trucks	10.14	93.17d	60.67d	1.00	
Material Checker & Receiver; Mechanic's Tender	10.19	93.17d	60.67d	1.00	
Agitator or Mixer Truck (5 Cu. Yds. & over)	10.24	93.17d	60.67d	1.00	
A-Frame; Athey Wagon or Similar Equipment; Dual Purpose Trucks; End Dumpsters; Hydraulic Lift Tailgate Truck & Farm Type Tractors; Hydrolift Mechanic; Ross Carriers; Tri-Axle Dump Trucks; & Turnarockers	10.49	93.17d	60.67d	1.00	

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FOOTNOTES:

a. Per week per employee

b. Per week per employee providing employee has been on payroll at least 30 days

c. 1 year's employment - 1 week's paid vacation; 7 years' employment - 2 weeks' paid vacation providing the employee has been on payroll for 8 months during the previous 12 month period

d. Per month per employee

e. An employee who has been on the payroll 30 days or more & has worked his last scheduled workday within 7 calendar days before his next scheduled workday within 7 calendar days after New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, & Christmas Day shall receive 8 hours' pay for said holidays.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5(a)(1)(ii)).

SUPERSEDEAS DECISION

STATE: OHIO
COUNTIES: Statewide
DECISION NO: OH80-2052
DATE: Date of Publication
Supersedes Decision No. OH79-2086, dated December 21, 1979 in 44 FR 75895
DESCRIPTION OF WORK: Heavy and Highway Construction (Does not include Railroad Construction)

BRICKLAYERS & STONE MASONS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS & SCIOTO COUNTIES	$12.90		.50		.05
ALLEN, AUGLAIZE, MERCER & VAN WERT COS.	13.04		.70		.02
ASHLAND, CRAWFORD, HARDIN, HOLMES, MARION, MORROW, RICHLAND, & WAYNE (except Twps. of Milton & Chippewa) COS. & WYANDOT Co. (except Twps. of Crawford, Richland, Ridge & Tymochtee)	12.98	.80	1.00		.02
ASHTABULA COUNTY					
Bricklayers	14.42	.95	1.50		
Sewer Bricklayers	14.67	.95	1.50		
ATHENS COUNTY	12.35	.70	1.00		.05
BELMONT, JEFFERSON (Warren, Mt. Pleasant, & Dillonvale), & MONROE COS.	12.90	.65	.77		.02
BROWN, BUTLER, CLERMONT, HAMILTON, PREBLE (Twps. of Dixon, Gratis, Isreal, Lanier, & Somers), & WARREN COS.	13.595	.65	.45		.02
CARROLL, COLUMBIANA (Twps. of Butler, Hanover, Knox & West), MAHONING (Twp. of Smith), STARK, & TUSCARAWAS COS.	13.14	.95	.70		.01
CHAMPAIGN, CLARK & LOGAN COS.	11.32	.85	1.10		.03
CLINTON & HIGHLAND COS.	11.00				
COLUMBIANA CO., (Twps. of Center, Elk Run, Fairfield, Middletown, New Waterford, Perry, Salem & Unity), MAHONING CO. (except Smith Twp.)	13.595	.85	1.25		.02

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BRICKLAYERS & STONEMASONS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
COLUMBIANA CO. (Twps. of E. Liverpool, Franklin, Madison, St. Clair, Washington, Wayne & Yellow Creek), JEFFERSON CO. (Twps. of Bush, Creek & Saline)	$ 12.75	.70	.50		
COSHOCTON, GUERNSEY, KNOX, LICKING, MORGAN, MUSKINGUM COUNTIES	11.40	.80	1.70		.10
CUYAHOGA CO. & MEDINA CO. (except the Twps. of Chatham, Wadsworth, Guilford, Westfield, Sharon, Lafayette, Harrisville, Homer, Litchfield & Spencer)	14.83	1.21	1.33		.07
DARKE, MIAMI, & SHELBY COS.	12.03	.85	1.10		.03
DEFIANCE, FULTON (except Twps. of Amboy, Fulton, & Swan Creek), HENRY (except Twps. of Barlow, Damascus, Liberty, Marion, Monroe, Richfield, Washington & that part of Harrison outside City limits of Napolean), PAULDING, PUTNAM, & WILLIAMS Cos.	13.08	1.20	.50		
DELAWARE, FRANKLIN, MADISON, PICKAWAY & UNION COS.	13.69	.90	1.25		.10
ERIE, HANCOCK & HURON, OTTAWA, SANDUSKY, SENECA, WOOD (Perry & Bloom Twps.) WYANDOT (Tymochtee, Crawford, Ridge, & Richland Twps.) COS. & ISLAND OF LAKE ERIE N. of SANDUSKY	13.19	.80	1.25		.01
FAIRFIELD, HOCKING & PERRY COS.	11.40	.80	1.70		.10
FAYETTE, PIKE, & ROSS COS.	13.96		.50		.05
FULTON (Rem. of Co.), HENRY (Rem. of Co.), LUCAS, & WOOD (Rem. of Co.) COS.	13.175	1.06	1.40		.01
GALLIA & MEIGS COS.	12.95	.70			
GEAUGA & LAKE COS.	15.57	.80	1.15		75.00p/y
GREENE & MONTGOMERY COS. & Remainder of PREBLE CO.	12.43	.85	1.10		.03

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BRICKLAYERS & STONEMASONS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
HARRISON Co. & the Remainder of JEFFERSON Co.	$11.33	.50			.02
JACKSON & VINTON Cos.	13.00	.70	.80		.05
LAWRENCE County	13.65		.50		.05
LORAIN Co. & MEDINA Co. (Chatham, Harrisville, Homer, Litchfield, & Spencer Twps.)	14.95		.80	a	.01
MEDINA (Remainder of Co.), PORTAGE, SUMMIT & WAYNE (Twps. of Milton & Chippewa) COS. Bricklayers	12.91	.88	.80		.02
NOBLE Co. (Remainder of Co.) & WASHINGTON Co.	12.95	.70	.50		.05
TRUMBULL COUNTY	13.99	.75	.50		.02

FOOTNOTE: a. 2 pd. Holidays: Independence Day and Labor Day

CARPENTERS & PILEDRIVERMEN					
ADAMS, FAYETTE, GALLIA, HIGHLAND, JACKSON, LAWRENCE, MEIGS, PIKE, ROSS, & SCIOTO COS.					
Carpenters	11.80	.55	1.00		.03
Piledrivermen	12.09	.55	1.00		.03
ALLEN, AUGLAIZE, CHAMPAIGN, CLARK, COSHOCTON, DELAWARE, FAIRFIELD, FRANKLIN, GUERNSEY, HARDIN, HOLMES, KNOX, LICKING, LOGAN, MADISON, MARION, MERCER, MORGAN, MORROW, MUSKINGUM, NOBLE, PERRY, PICKAWAY, PUTNAM, UNION, VAN WERT, & WYANDOT COS.					
Carpenters	11.47	.60	1.00		.04
Piledrivermen	12.12	.60	1.00		.04

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ASHLAND, CRAWFORD, ERIE (East of B & O Railroad Tracks), HURON, LORAIN and RICHLAND COUNTIES	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
Carpenters	$14.17	.85	1.00	b	.08
Piledrivermen	14.60	1.09	1.78		.09
ASHTABULA, CUYAHOGA, GEAUGA and LAKE COUNTIES					
Carpenters	14.78	1.09	1.60		.07
Piledrivermen	13.60	.95	1.67		.05
ATHENS, HOCKING, VINTON and WASHINGTON COUNTIES					
Carpenters	11.47	.60	1.00		.04
Piledrivermen	12.12	.60	1.00		.04
BELMONT and MONROE COUNTIES					
Carpenters	12.73	1.04	1.15		.04
Piledrivermen	13.43	1.04	1.15		.04
BROWN, BUTLER, CLERMONT, CLINTON, HAMILTON and WARREN COUNTIES					
Carpenters	12.85	.75	.85		.075
Piledrivermen	12.85	.75	.85		.075
CARROLL, STARK, TUSCARAWAS and WAYNE COUNTIES					
Carpenters	12.68	.65	.80		.02
Piledrivermen	13.16	.65	.80		.02
COLUMBIANA, & JEFFERSON COUNTIES					
Carpenters	12.73	1.04	1.15		.04
Piledrivermen	11.85	5.5%	10%		.5%
DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE & SHELBY COUNTIES					
Carpenters	12.15	1.00	1.40		.07
Piledrivermen	12.15	1.00	1.40		.07
DEFIANCE, HENRY, PAULDING and WILLIAMS COUNTIES					
Carpenters	13.12	1.20	.75		
Piledrivermen	13.70	1.20	.75		.05
ERIE (West of B & O Railroad Tracks), OTTAWA, SANDUSKY & SENECA COS. and City of Fostoria in HANCOCK & WOOD COUNTIES					
Carpenters	14.17	.85	1.00	b	.08
Piledrivermen	13.70	1.20	.75		.05

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
FULTON, LUCAS, HANCOCK & WOOD COS. excluding the City of Fostoria					
Carpenters; Piledrivermen	$13.70	1.20	.75		.05
HARRISON COUNTY					
Carpenters	12.73	1.04	1.15		.04
Piledrivermen	13.43	1.04	1.15		.04
MAHONING & TRUMBULL COS.					
Carpenters	12.77	1.34	1.35		.06
Piledrivermen	13.56	1.34	1.35		.06
MEDINA, PORTAGE & SUMMIT COS.					
Carpenters	14.40	.70	1.00		.02
Piledrivermen	13.60	.95	1.67		.05
FOOTNOTE: b. 2 Paid Holidays: Memorial Day & Independence Day.					
CEMENT MASONS:					
ASHTABULA, BROWN, BUTLER, CLERMONT, COLUMBIANA, DEFIANCE, ERIE, HAMILTON, HIGHLAND, HURON, MAHONING, MEDINA, OTTAWA, PAULDING, PORTAGE, SANDUSKY, SENECA, STARK, SUMMIT, TRUMBULL, WARREN and WILLIAMS COS.	12.08	.60	.45		.02
CUYAHOGA, FULTON, GEAUGA, HANCOCK, HENRY, LAKE, LORAIN, LUCAS, PUTNAM, And WOOD COS.	12.73	.60	.45		.02
REMAINING COUNTIES	11.53	.60	.45		.02
ELECTRICIANS:					
ADAMS, JACKSON (All but Coal, Jackson, Liberty, Milton & Washington Twps.), PIKE (Twps. of Camp Creek, Marion, Newton, Scioto, Sunfish & Union) & SCIOTO COS.	12.50	.50	3%+.60	1.00	.04
ALLEN, AUGLAIZE, HARDIN, LOGAN, MERCER, SHELBY, & VAN WERT COS. & WYANDOT CO. (West of Crane, Pitt, & Tymochtee Twps.)	13.95	.60	3%+.43		.04

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ELECTRICIANS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHLAND, CRAWFORD, HURON (Twps. of Greenwich, New Haven, Richmond, & Ripley), Knox (N½ inclu. Clinton, Howard, Liberty, Monroe & Union Twps.), MARION, MORROW, RICHLAND, & WYANDOT (Rem. of Co.) COS.	$13.15	.60	3%+.50		.1%
ASHTABULA CO. (all but Colebrook, Orwell, Wayne, Williamsfield & Windsor Twps.)	14.70	1.00	3%+1.00		.2%
ASHTABULA (Rem. of Co.), GEAUGA (Twps. of Auburn, Middlefield, Parkman, & Troy), MAHONING (Milton Twp.), PORTAGE (Twps. of Charleston, Edinburg, Freedom, Hiram, Palmyra, Paris, & Windham & TRUMBULL (except Hubbard & Liberty Twps.) COS.	15.54	.75	7%		.7%
ATHENS, MEIGS, MONROE, MORGAN, NOBLE, VINTON (East of Clinton, Elk and Swan Twps.) & WASHINGTON COS.	12.45	.50	3%+.80	1.25	.04
BELMONT Co.	12.60	.50	3%+.35	1.00	.04
BROWN, CLERMONT & HAMILTON COUNTIES					
Within 18 Mi. of Hamilton County Court House	13.70	.70	3%+.80		½%
From 18 to 21 Miles	14.00	.70	3%+.80		½%
From 21 to 25 Miles	14.10	.70	3%+.80		½%
Over 25 Miles	14.25	.70	3%+.80		½%
BUTLER CO. & WARREN CO. excluding Clear Creek, Franklin & Wayne Twps.):					
West of Interstate 75	13.30	.55	3%+1.00		½%
East of Interstate 75	13.85	.55	3%+1.00		½%
CARROLL (S. of Fox, Harrison, Rose & Washington Twps.), HARRISON, & JEFFERSON COS.	14.50	7%	14%	10%	½%

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ELECTRICIANS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CARROLL (Rem. of Co.), COLUMBIANA (Knox Twp.), HOLMES, MAHONING (Smith Twp.), STARK, TUSCARAWAS (N ½ excl. Twps. of Auburn, Clay, Rush, York, Salem, Jefferson, Oxford, Washington, Perry, & Bucks), & WAYNE (S. of Baughman, Chester, Green, & Wayne Twps.) COS.	$14.46	.79	3%+.60		.3%
CHAMPAIGN & CLARK COS. & MADISON CO. (Twps. of Paint, Pike, Somerford, Stokes & Union)	12.49	.75	3%+.90		.04
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, & PREBLE COS. & WARREN CO. (Rem. of Co.)					
Within 11 Mi. Radius of 3rd & Main Streets, Dayton	14.13	.75	3%+1.00		.5%
Beyond 11 Mi. Radius	14.36	.75	3%+1.00		.5%
COLUMBIANA CO. (except Twps. of Butler, Fairfield, Knox, Perry, Salem & Unity)	13.30	2.00	3%+.53		.09
COLUMBIANA (Twps. of Butler, Fairfield, Perry, Salem, & Unity), MAHONNING (exclu. Milton & Smith Twps.), & TRUMBULL (Twps. of Hubbard & Liberty) COS.	14.52	.75	11%		.5%

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ELECTRICIANS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
COSHOCTON, GUERNSEY, KNOX (Jackson, Clay, Morgan, Miller, Milford, Hilliard, Butler, Harrison, Pleasant, and College Twps.), LICKING, MUSKINGUM, PERRY, TUSCARAWAS (S½ incl. Twps. of Auburn, Clay, Rush, York, Salem, Jefferson, Oxford, Washington, Perry, and Bucks) COS.	12.10	.40	3%+1.02		.03
CUYAHOGA, GEAUGA (Twps. of Bainbridge, Chester, & Russell), and LORAIN (Twp. of Columbia) COS.	15.82	.90	3%+.56		.03
DEFIANCE, FULTON, HANCOCK, HENRY, LUCAS, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS & WOOD COS.	15.10	.85	3%+.95		.3%
DELAWARE, FAIRFIELD, FRANKLIN, MADISON (Rem. of Co.) & PICKAWAY CO. (Excl. Deer Creek, Perry, Pickaway, Salt Creek & Wayne Twps.) & UNION COS.	14.00	.50	3%+1.02		.06
ERIE CO., HURON CO. (Rem. of Co.)	14.75	.73	3%		.1%
FAYETTE, HIGHLAND, HOCKING, JACKSON (Rem. of Co.), PICKAWAY, PIKE, ROSS, & VINTON COS.	14.25	.50	3%		.02
GALLIA CO.	12.97	.50	3%+1.00	1.00	.04
GEAUGA (except Auburn, Bainbridge, Chester, Middlefield, Parkman, Russell, & Troy Twps.), & LAKE COS.	14.98	.85	3%+.70		.2%
LAWRENCE COUNTY	12.52	.50	3%+1.00	1.00	.04
LORAIN CO. (Rem. of Co.) and MEDINA CO. (Twps. of Litchfield & Liverpool)	13.95	.75	3%+1.00		.1%

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ELECTRICIANS (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MEDINA (Rem. of Co.), PORTAGE (exclu. Twps. of Charleston, Edinburg, Freedom, Hiram, Palmyra, Paris, & Windham), SUMMIT, & WAYNE (Rem. of Co.) COS.	13.66	.74	3%+.65		.2%
IRONWORKERS:					
ADAMS(½), GALLIA, JACKSON (S½), LAWRENCE, PIKE (S½), & SCIOTO COS.					
Up to 10 miles from Union Hall in Ashland, Ky.	11.27	.90	1.05		.01
10 to 15 miles from Union Hall in Ashland, Ky.	11.42	.90	1.05		.01
15 to 30 Miles from Union Hall in Ashland Ky.	11.52	.90	1.05		.01
20 Miles & over from Union Hall in Ashland, Ky.	11.62	.90	1.05		.01
ADAMS,(W½), BROWN, BUTLER (S½), CLERMONT, CLINTON (S. of a line drawn from Blanchester to Lynchburg), HAMILTON, HIGHLAND (exclu. E 1/5 and portion of Co. inside lines drawn from Marshall to Lynchburg & from the N. Co. line through E. Monroe to Marshall) & WARREN (S ½) COS.					
Reinforcing	12.18	1.00	2.25		.02
Ornamental; Structural	14.08	1.00	1.60		.03
ALLEN (S½), Auglaize, BUTLER (N ½), CHAMPAIGN (W 2/3), CLARK (W 3/4), CLINTON (excl. S. of a line drawn from Blanchester to Lynchburg), Darke, Greene, Highland (Inside lines drawn from Marshall to Lynchburg & from the N. Co. line through E. Monroe to Marshall), LOGAN (W 2/3),					

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IRONWORKERS (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MERCER (S½), MIAMI, MONTGOMERY, PREBLE, SHELBY, & WARREN (N½) COS.					
Within 15 miles radius of Local Union Office #290	13.06	1.00	1.60		.06
Outside 15 miles radius of Local Union Office #290	13.21	1.00	1.60		.06
ALLEN (N½), DEFIANCE (except portion S. of a line drawn from where Rt. 66 meets the N. line through Independence to the E. Co. border), Mercer (N½), PAULDING, PUTNAM (except portion E. of a line drawn from the N. border down thru Miller city to where 696 meets the S. border), VAN WERT, & WILLIAMS (except portion E. of a line drawn from Pioneer thru Stryker to the S. border) Cos.	12.35	1.00	1.70		.02
ASHLAND, CARROLL, COSHOCTON (exclu. portion w. of a line beginning at NW Co. line going thru Walhonding & Tunnel Hill to the S. Co. line), HOLMES, RICHLAND, STARK, TUSCARAWAS, & WAYNE COS.	13.48	.80	.95		.05
ASHTABULA (NE ¼) CO.	13.00	1.86	1.01		.15
ASHTABULA (S½), CUYAHOGA, ERIE (Exclu. W 1/3), GEAUGA (except portion E. of a line from Austinburg to Middlefield & South), HURON (Exclu. portion W.					

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IRONWORKERS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
of a line drawn from the N. border through Monroeville & Willard), LAKE, LORAIN, MEDINA, PORTAGE (Exclu. Ravenna Ordnance Depot), & SUMMIT COS.	14.97	1.05	1.45		.08
ASHTABULA (NW ½), COLUMBIANA, GEAUGA (E. of a line from Austinburg to Middlefield & South), MAHONING, PORTAGE (E. of a line from Middlefield to Shalersville to Deerfield), & TRUMBULL COS.	14.25	.75	1.30		.09
ATHENS, MEIGS, MORGAN, NOBLE & WASHINGTON COS.	13.10	1.00	1.45		.03
BELMONT, GUERNSEY, HARRISON, JEFFERSON, MONROE, & MUSKINGUM (except portion W. of a line starting at Adams Mill going to Adamsville & going from Adamsville through Blue Rock to the S. border) COS.	14.06	.90	1.75		.05
CHAMPAIGN (E 1/3), CLARK (E½), COSHOCTON (W. of a Line Beginning at NW Co. line going through Walhonding & Tunnel Hill to the S. Co. line), CRAWFORD (S. of Rte 30), FAYETTE, HARDIN (except a line drawn from Roundhead to Maysville), HIGHLAND (E 1/5), HOCKING, JACKSON (N½ of Co.), KNOX, LOGAN (E 1/3), MARION, MORROW, MUSKINGUM (W. of a line starting at Adams Mill going to Adamsville and going from Adamsville thru Blue Rock to the S. border), PERRY, PIKE (N½), ROSS, VINTON, & WYANDOT (S. of Rte 30) COS.	13.85	1.00	2.35		.05

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IRONWORKERS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CRAWFORD (Area between lines drawn from where hwy 598 & 30 meet thru N. Liberty to the N. border & from said hwy junction point due W. to the border), DEFIANCE (S. of a line drawn from where Rte. 66 meets the N. line thru Independence to the E. Co. border), ERIE (W 1/3), FULTON, HANCOCK, HARDIN (N. of a line drawn from Maysville to a point 4 miles S. of the N. line on the E. line), HENRY, HURON (W. of a line drawn from the N. border thru Monroeville & Willard), LUCAS, OTTAWA, PUTNAM (E. of a line drawn from the N. border down thru Miller City to where 696 meets the S. border), SANDUSKY, SENECA, WILLIAMS (E. of a line drawn from Pioneer thru Stryker to the S. border), WOOD, & WYANDOT (Area N. of Rte. # 30) COS.	13.45	1.06	1.48		.06
DELAWARE, FAIRFIELD, LICKING, MADISON, PICKAWAY, & UNION COUNTIES	13.75	1.00	2.35		.05
FRANKLIN COUNTY	13.60	1.00	2.35		.05
PAINTERS:					
ADAMS, HIGHLAND, JACKSON, PIKE & SCIOTO COUNTIES					
Brush	13.95		.80		
Spray	14.95		.80		
ALLEN, AUGLAIZE, DEFIANCE, HARDIN, MERCER, PAULDING, PUTNAM, SHELBY, VAN WERT & WILLIAMS COS.					
Brush & Roller	11.35	1.06	.50		.03
Sandblasting; Spray; Steam Cleaning	11.85	1.06	.50		.03
ASHLAND, CRAWFORD, MARION, MORROW, & RICHLAND COS.					
Brush	9.80		.50		
Structural Steel	10.30		.50		
Spray	10.55		.50		

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PAINTERS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHTABULA, CUYAHOGA, GEAUGA, & LAKE COS., LORAIN (North East Part) and PORTAGE & SUMMIT COS. (North of the Ohio Turnpike)					
Brush	14.31	.97	1.10		.05
Bridge and Open Steel; Closed Steel Over 55'	15.01	.97	1.10		.05
Closed Steel Below 55'; Spray	14.71	.97	1.10		.05
ATHENS & HOCKING COUNTIES					
Brush	12.00				
Spray	12.65				
BELMONT, HARRISON & JEFFERSON COS.	10.05	.50	.40		
BROWN, CLERMONT & HAMILTON COS.					
Brush	14.85		.35		25.00p/yr
Spray	15.35		.35		25.00p/yr
BUTLER & WARREN COUNTIES					
Brush	12.73				
Spray	13.23				
CARROLL, HOLMES, STARK, TUSCARAWAS & WAYNE COS.					
Brush	12.31	.93	.60		.02
Spray	12.84	.93	.60		.02
Structural Steel	13.02	.93	.60		.02
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY & PREBLE COUNTIES					
Brush; Roller	13.21		1.00		.11
Structural Steel	13.61		1.00		.11
Spray	13.71		1.00		.11
COLUMBIANA, MAHONING, PORTAGE (Ravenna Ordnance Depot), & TRUMBULL COS.					
Brush	13.65	.85	1.15		
Sandblasting; Spray	14.35	.85	1.15		
COSHOCTON COUNTY					
Brush; Roller	8.10				
Spray; Sandblasting	8.60				
Sandblasting pot tend	7.60				

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PAINTERS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DELAWARE, FAIRFIELD, FAYETTE, FRANKLIN, MADISON, PICKAWAY & UNION COS.					
Brush	12.79	.85	.85		.02
Structural Steel	13.09	.85	.85		.02
Spray	13.29	.85	.85		.02
ERIE, HANCOCK, HURON, SANDUSKY, SENECA & WYANDOT COUNTIES					
Brush	10.80	.70	.70		50.00p/yr
Structural Steel	11.65	.70	.70		50.00p/yr
FULTON, HENRY, LUCAS, OTTAWA & WOOD COUNTIES					
Brush	11.93	1.06	1.30		
Spray	12.48	1.06	1.30		
Bridge Railings	12.18	1.06	1.30		
GALLIA, LAWRENCE, MEIGS, & VINTON COUNTIES					
Brush; Roller	11.70			c	
Sandblasting; Spray; Waterblasting	12.00			c	
GUERNSEY COUNTY					
Brush; Roller; Sandblasting and Steamcleaning	9.50				
KNOX, LICKING, MUSKINGUM and PERRY COUNTIES					
Sandblasting; Steel; Bridge	9.50				
Spray	9.95				
LORAIN COUNTY (Rem. of Co.)					
Brush	11.85	.85	.10	d	
Spray; Sandblasting	12.35	.85	.10	d	
Roller	12.10	.85	.10	d	
MEDINA, PORTAGE (Up to & incl. the Ohio Turnpike), & SUMMIT (Up to & incl. the Ohio Turnpike) COS.:					
Brush; Paperhanger; & Roller	14.65	1.07	.60		
Structural Steel	15.40	1.07	.60		
Spray	15.50	1.07	.60		
MONROE, MORGAN, NOBLE, & WASHINGTON COS.					
Bridges; Guard Rails; & Structural Steel	11.72	.60	.40		.02
ROSS COUNTY					
Brush	11.00				
Spray	11.25				

FOOTNOTES: c. 6 paid holidays: Decoration Day; July 4th; Thanksgiving Day; Christmas Day; New Year's Day; & Veteran's Day
d. 2 paid holidays: Labor Day and July 4th

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PLUMBERS AND STEAMFITTERS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, ATHENS, GALLIA, HIGHLAND, JACKSON, LAWRENCE, PIKE, SCIOTO, & VINTON COS.	$14.37	.85	1.00		
ALLEN, AUGLAIZE, HARDIN, MERCER, SHELBY & VAN WERT COS.	14.55	.60	.90		.05
ASHLAND, CRAWFORD, ERIE, HURON, KNOX, LORAIN, MORROW, RICHLAND & WYANDOT COS.	14.28	.80	.95		.05
ASHTABULA, CUYAHOGA, GEAUGA, LAKE, MEDINA (N. of Rt. 18 exclu. city of Medina), PORTAGE (N. of #303), & SUMMIT (N. of Rt. #303, excl. city of Hudson) COS.:					
Plumbers	14.88	1.10	1.40		.02
Pipefitters	14.81	1.31	1.35		.10
BELMONT CO. & MONROE CO. South of Rt. 78	11.20	.40	9%	10%	.05
BROWN, CLERMONT, HAMILTON & WARREN COS. (N. of Rte #63 excluding Lebanon and S. Lebanon)					
Plumbers; Gas Fitters	13.82	1.05	1.20		.07
Steamfitters; Pipefitters	14.60	1.075	1.90		.08
BUTLER CO. (North Half)	14.10	.90	1.00		.05
BUTLER (South Half) & WARREN (S. of Rte. #63 including Lebanon and S. Lebanon) COS.	14.12	.80	1.10		.02
CARROLL CO. (Except Twps. of Ross, Monroe, Union, Lee, Orange, Perry & London), STARK & WAYNE COS.	14.17	.75	.70	e	.10
CARROLL (Twps. of Ross, Monroe, Union, Lee, Orange, Perry & London), COSHOCTON, GUERNSEY, HOLMES, MORGAN (South of State Rte. #78 & from McConnelsville West on State Rte #37 to the Perry Co. line), MUSKINGUM, NOBLE, & TUSCARAWAS COS.	15.95	.77	.60		.08

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PLUMBERS & STEAMFITTERS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CHAMPAIGN, CLARK, GREENE (Twps. of Cedarville, Ceasar Creek, New Jasper, Jefferson, & Ross), LOGAN & MADISON (West of Rt. 38 including the city of London) COS.	$14.25	.83	.85		.04
CLINTON, DARKE, FAYETTE, GREENE (Rem. of Co.), MIAMI, MONTGOMERY, & PREBLE COUNTIES	13.91	1.05	1.05		.03
COLUMBIANA (excluding Washington & Yellow Creek Twps. & Liverpool Twp. secs. 35 & 36 - West of County Rd. #427), MAHONING COS. & TRUMBULL CO. (Hubbard & Liberty Twps. Youngstown Municipal Airport & the Filtration Plant of the Mahoning Valley Sanitary District)	14.54	1.17	.80		.05
COLUMBIANA (Washington & Yellow Creek Twps., & Liverpool Twp. secs 35 & 36 West of County Rd. #427), HARRISON AND JEFFERSON COUNTIES	13.95	1.10	8%	8%	.12
DEFIANCE, FULTON, HANCOCK, HENRY, LUCAS, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS & WOOD COS.	15.64	1.35	1.15		.12
DELAWARE, FAIRFIELD, FRANKLIN, HOCKING, LICKING, MADISON (Rem. of Co.), MARION, PERRY, PICKAWAY, ROSS & UNION COS.	13.77	.96	.82		.06
MEDINA (Rem. of Co.), PORTAGE, & SUMMIT (S. of Rte #303) COS.	14.19	.91	1.40		.05
MEIGS, MONROE (Rem. of Co.), MORGAN (Rem. of Co.), & WASHINGTON COS.	13.83	.62	.75		.06
TRUMBULL CO. (Rem. of Co.)	14.69	1.07	1.15		.03

FOOTNOTE:
e. One paid holiday: Labor Day providing employee has worked 5 consecutive days before and after the Holiday

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LABORERS:	Basic Hourly Rates ZONE 1	Basic Hourly Rates ZONE 2	Basic Hourly Rates ZONE 3	Fringe Benefits Payments H & W	Pensions	Vacation	Education and/or Appr. Tr.
GROUP I	$11.08	$10.00	$ 9.57	.70	.90		.10
GROUP II	11.205	10.125	9.695	.70	.90		.10
GROUP III	11.28	10.20	9.77	.70	.90		.10
GROUP IV	11.43	10.35	9.92	.70	.90		.10
GROUP V	11.73	10.65	10.22	.70	.90		.10

GROUP I - Asphalt Laborer; Carpenter Tender; Concrete Curing Applicator; Dump Man (Batch Trucks); Flagman; Grade Checker; Guardrail & Fence Installers; Joint Setter; Laborers (Construction); Landscape Laborer; Mesh Handlers & Placers; Plant Laborers or Yardmen; Right-of-way Laborers; Riprap Laborer & Grouter; Scaffold Erector; Seal Coating Surface Treatment or Road Mix Laborer; Sign Installer; Slurry Seal; Utility Man or Handyman; & Waterproofing Laborer

GROUP II - Asphalt Raker; Concrete Puddler; Kettle Man (Pipeline); Machine Driven Tools; Mason Tender; Mortar Mixer; Power Buggy or Power Wheelbarrow; Sheeting & Shoring Man; & Surface Grinder Man

GROUP III - Air Track & Wagon Drill; Bottom Man; Car Pusher (Without Air); Cofferdam (Below 25 feet deep); Concrete Saw Man; Cutting with Burning Torch; Form Setter; Hand Spiker (Railroad); Pipelayer; Tunnel Laborer (Without Air) and Caisson; Undergroundman (Working in Sewer & Waterline, Cleaning, Repairing & Reconditioning); & Welder Tender (Pipeline)

GROUP IV - Blaster; Muckers; Powder Man; Top Lander; Wrencher (Mechanical Joints & Utility Pipeline); & Yarner

GROUP V - Concrete Crew in Tunnels; Curb Setter & Cutter; Gunnite Nozzle Man; Miner Without Air; Utility Pipeline Tapper; & Waterline Caulker

ZONE DEFINITIONS

ZONE 1 - Cuyahoga, Geauga & Lake Cos.
ZONE 2 - Ashtabula, Erie, Huron, Lorain, Lucas, Mahoning, Medina, Ottawa, Portage, Stark, Summit, Trumbull & Wood Cos.
ZONE 3 - Remainder of Counties

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POWER EQUIPMENT OPERATORS ZONE 1 - Columbiana, Mahoning & Trumbull Cos.	Basic Hourly Rates	Fringe Benefits Payments H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLASS I	$ 14.36	1.05	1.00		.16
CLASS II	13.67	1.05	1.00		.16
CLASS III	13.03	1.05	1.00		.16
CLASS IV	12.62	1.05	1.00		.16
CLASS V	12.52	1.05	1.00		.16
CLASS VI	14.63	1.05	1.00		.16

CLASS I - Asphalt Planer Heater; Austin Western & Similar Type; Backhoe; Batch Plant-Central Mix; Batch Plant-Portable Concrete; Beam Builder-Automatic; Backfiller W/Drag Attachments; Boat Derrick; Boat-Tug; Boring Mach. Attached to Tractor; Bullclam; Bulldozer; C.M.I. Road Builder & Similar Types; Cable Placer & Layer; Carrier-Straddle; Carryall - Scraper or Scoop; Chicago Boom; Compactor W/Blade attached; Concrete Spreader Finisher Comb., Crane; Crane-Stationary or climbing; Crane-Electric Overhead; Crane-Side Boom; Crane Truck; Crane-Tower; Derrick-Boom; Derrick-Car; Diggers-Wheel (Not Trencher or Road Widener); Double Nine; Drag Line; Dredge; Drill-Kenny or Similar Type; Electromatic; Fork Lift; Frankie Pile; Gradall; Grader-Power; Gurry; Gurry-Self-Propelled; High Lift; Hoist-Monorail; Hoist-Stationary & Mobile Tractor; Hoist-2 or 3; Jackall; Jumbo Mach.; Kocal or Kuhlman; Land-Seagoing Vehicle; Loader - Elevating; Loader-Front End; Locomotive; Mechanic as Welder; Metro Clip Harvester w/ Boom; Mucking Mach.; Paver-Asphalt Finishing Mach.; Paver - Road Concrete; Paver-Slipform; Place Crete Mach; Post Driver; Power Driven Hydraulic Pumps & Jacks; Pump Crete Machine; Regulator-Ballast; Rigs-Drilling; Shovels; Spikemaster; Stonecrusher; Tie Puller & Loader; Tie Tamper; Tractor-Double Boom; Tractor w/ Attachments; Trucks-Boom; Truck-Tire-Assigned to Job; Trench Mach.; Tunnel Machine (Mark 21 Java or Similar); Whirley

CLASS II - Asphalt Plant; Bending Machine; Boring Mach.; Chip Harvester W/O Boom; Cleaning Mach.- Pipeline Type; Coating Mach-Pipeline Type; Concrete Belt Placer; Concrete Finisher; Concrete Planer or Asphalt; Concrete Spreader; Elevator; Fork Lift Walk Behind; Form Line Mach.; Grease Truck Op.; Grout Pump; Gunnite Mach.; Huck Bolting Mach.; Hydraulic Scaffold; Paving Breaker; Pipe Dream; Pot Fireman; Power Broom; Refrigeration Plant; Sasgen Derrick; Seeding Mach.; Self-Propelled Mobile Vibrator Compactor or Roller; Hoist-Single Drum; Soil Stabilizer (Pump Type); Spray Cure Mach.-Self Propelled; Straw Blower Mach.; Sub-Grader; Tube Finisher or Broom C.M.I. or Similar Type; Tugger Hoist

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POWER EQUIPMENT OPERATORS
ZONE 1 - Columbiana, Mahoning & Trumbull Counties (Cont'd)

CLASS III - Batch Plant-Job Related; Boiler Op.; Compressor (125 CFM or Over); Curb Builder (Self-Propelled); Generator- Steam; Jack-Hydraulic Driven; Mixer-Concrete; Mulching Mach.; Pin Puller; Pulverizer; Pump; Road Finishing Mach. (Pulltype); Roller; Saw-Concrete-Self-Propelled; Signal Man; Spray Cure Mach. Motor Powered; Spreader (Side Driver Shoulder Attachment); Tractor; Trencher-Form; Water Blaster

CLASS IV - Brake Man; Compressor Under 125 CFM; Conveyor; Conveyor 12 Feet or Under Other Than Servicing Bricklayers; Deck Hand; Drill Wagon; Fireman; Generator Sets; Heaters-Portable Power (2 to 5); Ladavator; Roller (Walk Behind 1 Ton or over); Steam Jenny; Syphons; Tender-Mechanic; Jacks Hydraulic (Railroad); Vibrator-Gasoline; Welding Machines (2) (Fuel Burning)

CLASS V - Oiler

CLASS VI - Rigs-Pile Driving or Caisson Type

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POWER EQUIPMENT OPERATORS:	Basic Hourly Rates ZONE 2	Basic Hourly Rates ZONE 3	Fringe Benefits Payments			
			H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLASS A	$13.33	$12.59	.96	1.00		.15
CLASS B	13.23	12.47	.96	1.00		.15
CLASS C	12.19	11.43	.96	1.00		.15
CLASS D	11.72	11.00	.96	1.00		.15
CLASS E	9.53	8.64	.96	1.00		.15

CLASS A - Air Compressor On Steel Erection; Asphalt Plant Engineer (Cleveland District Only); Boiler Op.; Compressor or Generator When Mounted On Rig; Cableway; Combination Concrete Mixer & Tower; Concrete Plants (Over 4 Yds. Cap.); Concrete Pumps; Cranes (All Types Incl. A Frames, Boom Trucks, Cherry Pickers); Derricks; Draglines; Drege (Dipper Clam or Suction); Elevation Grader or Euclid Loader; Floating Equipment (All Types); Helicopter Crew (Hoist or Winch); Hoes (All Types); Hoisting Engines (Including Shaft & Tunnel Work); Industrial Type Tractor; Jet Engineer Dryer (D8 or D9) Diesel Tractor; Locomotives (Standard Guage); Maintenance Op. Class A; Mixer (Paving Single or Double Drum); Mucking Mach.; Multiple Scraper; Piledriving Mach. (All Types); Power Shovel; Quad 9 (Double Pusher); Refrigerating Mach. (Freezer Operation); Rotary Drill on Caisson Work; Slip Form Paver; Tower Derricks; Tree Shredder; Trench Mach. (Over 24" Wide); Truck Mounted Concrete Pump; Tug Boat; Tunnel Mach. and/or Mining Machine; Wheel Excavator

CLASS B - Asphalt Paver; Automatic Subgrader Mach. Self-Propelled (CMI Type); Boring Mach. Op. (More than 48"); Bulldozers; Endloader; Kolman Loader (Production Type Dirt); Lead Grease Man; Maintenance Op., Class B (in Zone 2 Portage & Summit Cos. only); Power Grader; Power Scraper; Push Cat; Trench Mach. (24" Wide & Under)

CLASS C - Air Compressor on Tunnel Work (Low Pressure); Asphalt Plant Engineer (in Zone 2 Portage & Summit Cos. Only); Locomotive (Narrow Guage); Concrete Mixers (More than 1 Bag Cap.); Mixers (1 Bag Cap. - Side Loader); Power Boiler over 15 lb. Pressure; Pump Op. Installing & Operating Well Points; Pumps (4" & Over Discharge); Rollers (Asphalt); Utility Op. (Small Equipment); Welding Mach. & Generators.

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POWER EQUIPMENT OPERATORS (CONT'D)

CLASS D - Back Fillers; Bar (Joint & Mesh Installing Mach.); Batch Plant; Boring Mach. Op. (48" or less); Bull Floats; Burlap & Curing Mach.; Compressor (Portable, Sewer, Hvy. & Hwy.); Concrete Plant (4 Yd. & Under Cap.); Concrete Saw (Multiple); Conveyors (Hwy.); Crusher, Deckhand; Drill Highway (W. Integral Power); Farm Type Tractors W/ Attachs. (Hwy.); Finishing Mach.; Fireman (Floating Equipment, All Types); Fork Lift (Hwy.); Form Trenchers; Hydro Hammer; Hydro Seeder; Pavement Breaker; Plant Mixers; Post Driver; Post Hole Digger (Power Auger); Power Brush Burner; Power Form Handling Equip.; Road Widening Trencher; Rollers (Brick, Grade, Macadam); Self-Propelled Power Spreader; Self Propelled Power Subgrader; Steam Fireman; Tractor (Pulling Sheepfoot Roller or Grader); Vibratory Compactor W/Integral Power

CLASS E - Drum Fireman (Asphalt Plant); Inboard-Outboard, Motor Boat-Launch; Oil Heaters (Asphalt Plant); Oilers; Power Driven Heaters; Pumps (Under 4" Discharge); Signalmen; Tenders; Tire Repairmen

ZONE DEFINITIONS

ZONE 2 - Ashtabula, Cuyahoga, Erie, Geauga, Lake, Lorain, Medina, Portage & Summit Counties

ZONE 3 - Remainder of Counties

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TRUCK DRIVERS ZONE 1 - CUYAHOGA, LAKE & GEAUGA COUNTIES	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLASS I	$ 8.70	26.00a	26.00a	b&c	
CLASS II	8.85	26.00a	26.00a	b&c	
CLASS III	9.20	26.00a	26.00a	b&c	
CLASS IV	9.20	26.00a	26.00a	b&c	

CLASS I - Straight & Dumps (Including Asphalt); Straight Fuel; Warehousemen

CLASS II - Semi Fuel; Semi Pole Drivers (Hauling Steel Pipe); & Semi Tractor Drivers

CLASS III - Agitator or Bulk Concrete Drivers; Dry Batch Truck; Ready-Mix

CLASS IV - Carry-All Driver; Darts; Double Hook-up Tractor Trailers Including Team Track & Railroad Siding; Euclids; Extra Long Trailers & Semi Pole Trailers, Except When Hauling Steel Pipe; Fork Lifts; Hi-Lifts; Low Boys; Semi-Tractor & Tri-Axle Trailer; Tag Along Trailer, Expandable Trailers, Load (Requiring Road Permits); Tandem Tractor, Tandem Trailer & Tri-Axle Trailer; Tank Asphalt Spreaders; & Tournarockers

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgivng Day; F-Christmas Day.

FOOTNOTES:

a. Per Week Per Employee

b. One week's paid vacation for one year of service; two weeks for five years; three weeks for ten years & four weeks for seventeen years.

c. Seven paid holidays: A through F Plus National Election Day

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TRUCK DRIVERS ZONE II - Remainder of the State	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CLASS I	$ 9.97	25.00a	18.50a		.05
CLASS II	10.02	25.00a	18.50a		.05
CLASS III	10.07	25.00a	18.50a		.05
CLASS IV	10.17	25.00a	18.50a		.05
CLASS V	10.27	25.00a	18.50a		.05
CLASS VI	10.44	25.00a	18.50a		.05

CLASS I - Asphalt Distributors; Batch Trucks; 4 Wheel Service Truck; 4 Wheel Dump Trucks; & Oil Distributors
CLASS II Tandems
CLASS III - Fuel Trucks; Pole Trailers; Ready Mix Trucks; & Semi-Tractor Trucks
CLASS IV - All Trucks Five Axle & Over
CLASS V - Asphalt Oiler Spraybar Man When Operated From Cab
CLASS VI - Euclid Wagons; Euclid End Dumps; Heavy Duty Equipment; & Low Boys

FOOTNOTE:
a. Per Week Per Employee

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LINE CONSTRUCTION

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ADAMS, ATHENS, GALLIA, LAWRENCE, MEIGS, & SCIOTO COS., JACKSON CO. (except Coal, Jackson, Liberty, Milton & Washington Twps.), PIKE CO. (Twps. of Camp Creek, Marion, Newton, Scioto, Sunfish & Union), & VINTON CO. (E. of Clinton, Elk & Swan Twps.):					
Cable Splicers; Linemen Welders	$14.00	.50	3%+.50	1.00	½%
Linemen	12.73	.50	3%+.50	1.00	½%
Operators: All Mechanized Equipment	10.18	.50	3%+.50	1.00	½%
Groundmen	8.27	.50	3%+.50	1.00	½%
ALLEN, AUGLAIZE, HARDIN, LOGAN, MERCER, SHELBY, VAN WERT, & WYANDOT (Twps. of Crawford, Jackson, Marseil, Mifflin, Ridgeland, Ridge & Salem) COS.:					
Linemen	14.18	.70	3%		½%
Equipment Operators	12.76	.70	3%		½%
Groundmen; Truck Drivers	9.32	.70	3%		½%
ASHLAND, CRAWFORD, HURON (Twps. of Richmond, New Haven, Ripley & Greenwich), KNOX (Twps. of Liberty, Clinton, Union, Howard, Monroe, Middlesburg, Morris, Wayne, Berlin, Pike, Brown & Jefferson), MARION, MORROW, RICHLAND, & WYANDOT (Twps. of Sycamore, Crane, Eden, Pitt, Antrim & Tymochtee) COS.:					
Equipment Operators; Linemen	12.30	.60	3%+.50		½%
Line Truck Driver	8.00	.60	3%+.50		½%
Groundmen	7.38	.60	3%+.50		½%
ASHTABULA CO., except Twps. of Colebrook, Orville, Wayne, Williamsfield, & Windsor:					
Cable Splicers; Equipment Ops.; Line Truck Drivers; & Linemen	13.05	.90	3%+.85		½%
Groundmen	9.80	.90	3%+.85		½%

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LINE CONSTRUCTION (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASHTABULA (Twps. of Colebrook, Wayne, Williamsfield, Orwell, & Windsor), COLUMBIANA (Twps. of Butler, Fairfield, Perry, Salem, & Unity), GEAUGA (Twps. of Auburn, Middlefield, Parkman, Burton, & Troy), MAHONING (excl. Smith Twp.), PORTAGE (Charleston, Edinburg, Freedom, Hiram, Nelson, Palmyra, Paris, Windom Twps.), & TRUMBULL COS.:					
Cable Splicers; Linemen; Operator - Poledigging Equipment	$16.21	.70	3%		½%
Groundmen	12.97	.70	3%		½%
BELMONT COUNTY:					
Equipment Operators; Linemen & Technicians	12.60	.50	3%+.35	1.00	.04
Cable Splicers; Welders	12.85	.50	3%+.35	1.00	.04
Groundmen	10.08	.50	3%+.35	1.00	.04
BROWN, CLERMONT, & HAMILTON COS.:					
ZONE I: Up to & incl. 18 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	13.90	.70	3%+.60		½%
Groundmen	10.41	.70	3%+.60		½%
ZONE II: Over 18 mi. radius up to & incl. 21 mi. radius from Hamilton Co. Court House, Cincinnati;					
Linemen; Machine Ops.	14.20	.70	3%+.60		½%
Groundmen	10.65	.70	3%+.60		½%
ZONE III: Over 21 mi. radius up to & incl. 25 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	14.30	.70	3%+.60		½%
Groundmen	10.73	.70	3%+.60		½%
ZONE IV: Over 25 mi. radius from Hamilton Co. Court House, Cincinnati:					
Linemen; Machine Ops.	14.45	.70	3%+.60		½%
Groundmen	10.84	.70	3%+.60		½%

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LINE CONSTRUCTION (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
BUTLER, WARREN (Deerfield, Hamilton, Harlan, Massie, Salem, Turtle Creek, Union & Washington Twps.) COS.:					
ZONE I: West of Interstate #75:					
Linemen	$13.30	.55	3%+1.00		½%
Cable Splicers	13.80	.55	3%+1.00		½%
Groundmen	9.31	.55	3%+1.00		½%
ZONE II: East of Interstate #75:					
Linemen	13.85	.55	3%+1.00		½%
Cable Splicers	14.35	.55	3%+1.00		½%
Groundmen	9.86	.55	3%+1.00		½%
CARROLL (N. ½ incl. Fox, Harrison, Rose & Washington Twps.), COLUMBIANA (Knox Twp.), HOLMES, MAHONING (Smith Twp.), STARK, TUSCARAWAS (N. of Auburn, Clay, Rush, & York Twps.), & WAYNE (S. of Baughman, Chester, Green & Wayne Twps.) COS.:					
Cable Splicers	13.70	.79	3%+.60		.3%
Linemen	14.46	.79	3%+.60		.3%
Line Equipment Ops.	12.20	.79	3%+.60		.3%
Groundmen; Truck Drivers	8.60	.79	3%+.60		.3%
CARROLL (S. of Fox, Harrison, Rose & Washington Twps.), HARRISON, & JEFFERSON COS.:					
Linemen; Line Equipment Ops.; Truck Drivers	14.50	7%	14%	10%	½%
Cable Splicers	15.00	7%	14%	10%	½%
Groundmen	9.43	7%	14%	10%	½%

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LINE CONSTRUCTION (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
CHAMPAIGN, CLARK, CUYAHOGA, GEAUGA (Bainbridge, Russell & Chester Twps.), LORAIN (Columbia Twp.), & MADISON (except Darby, Canaan, Monroe, Deer Creek, Jefferson, Fairfield, Oak Run, Range, & Pleasant Twps.) COS.:					
Cable Splicers; Equipment Ops.; Linemen	$16.68	.60	3%		½%
Groundmen	10.84	.60	3%		½%
CLINTON, DARKE, GREENE, MIAMI, MONTGOMERY, PREBLE, WARREN (Wayne, Clear Creek, & Franklin Twps.), COS.:					
Cable Splicers; Linemen Operators:	14.13	.75	3%+1.00		½%
Hole Digging Equipment, Cranes, Hydraulic Lift or Bucket	14.13	.75	3%+1.00		½%
Line Truck with Winch or Pole & Steel Handling	10.60	.75	3%+1.00		½%
None-Specialized Truck & Misc. Equipment; Groundmen - Truck Driver	8.48	.75	3%+1.00		½%
COLUMBIANA (Center, Elk Run, Franklin, Hanover, Liverpool, Madison, Middleton, St. Clair, Washington, Wayne, West & Yellow Creek Twps.) CO.:					
Linemen; Heavy Equipment Ops.	13.30	15%	7%		½%
Groundmen & Truck Drivers	11.90	15%	7%		½%
COSHOCTON, GUERNSEY, MUSKINGUM, PERRY, & TUSCARAWAS (Rem. of Co.) COS.:					
Cable Splicers; Equipment Ops.; Linemen	13.95	.50	3%		½%
Groundmen	8.41	.50	3%		½%

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LINE CONSTRUCTION (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
DEFIANCE, FULTON, HANCOCK, HENRY, LUCAS, OTTAWA, PAULDING, PUTNAM, SANDUSKY, SENECA, WILLIAMS, & WOOD COS.:					
Linemen	$15.12	.70	3%	a	½%
Technicians	14.59	.70	3%	a	½%
Cable Splicers	15.37	.70	3%	a	½%
Operator Class I	12.04	.70	3%	a	½%
Operator Class II	10.61	.70	3%	a	½%
Groundmen	9.10	.70	3%	a	½%
DELAWARE, FRANKLIN, MADISON, (Darby, Canaan, Monroe, Deer Creek, Jefferson, Fairfield, Oak Run, Range & Pleasant Twps.), PICKAWAY (Twps. of Circleville, Darby, Harrison, Jackson, Madison, Monroe, Muhlenburg, Scioto, Walnut, & Washington), & UNION COS.:					
Cable Splicers; Equipment Ops. & Linemen	14.93	.50	3%		½%
Groundmen	8.41	.50	3%		½%
ERIE, & HURON (Lyme, Ridgefield, Norwalk, Townsend, Wakeman, Sherman, Peru, Bronson, Hartland, Clarksfield, Norwick, Greenfield, Fairfield, Fitchville, & New London Twps.) COS.:					
Cable Splicers; Equipment Ops. & Linemen	14.75	.73	3%		½%
Truck Driver (winch) Groundman; Groundman	9.59	.73	3%		½%
FAIRFIELD, KNOX (Butler, Clay, College, Harrison, Hilliar, Jackson, Morgan, Milford, Miller, & Pleasant), & LICKING COS.:					
Cable Splicers; Linemen; Operators: All Mechanized Equipment	13.85	.70	3%		½%
Groundmen - Truck Driver	10.97	.70	3%		½%
Groundmen	8.45	.70	3%		½%

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LINE CONSTRUCTION (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
FAYETTE, HIGHLAND, HOCKING, JACKSON (Coal, Jackson, Liberty, Milton, & Washington Twps.), PICKAWAY (Deer Creek, Perry, Pickaway, Salt Creek, & Wayne Twps.), PIKE (Excl. Camp Creek, Marion, Newton, Scioto, Sunfish, & Union Twps.), ROSS, VINTON (W ½ of Co., incl. Clinton, Elk & Swan Twps.) COS.:					
Linemen; Equipment Operators	14.25	.50	3%		½%
Truck Drivers	8.40	.50	3%		½%
Groundmen	8.04	.50	3%		½%
GEAUGA (Excl. Bainbridge, Chester, Russell, Auburn, Middlefield, Parkman & Troy Twps.), & LAKE COS.:					
Cable Splicers; Equipment Ops. & Linemen	14.98	.85	3%+.70		½%
Truck Drivers (Winch) Groundman; Groundman	9.74	.85	3%+.70		½%
LORAIN (Exclu. Columbia Twp.), & MEDINA (Litchfield & Liverpool Twps.) COS.:					
Cable Splicers; Equipment Op.; & Linemen	13.95	.75	3%+1.00		½%
Truck Driver (winch) Groundman; Groundman	9.07	.75	3%+1.00		½%
MEDINA (Brunswick, Chatham, Granger, Guilford, Harrisville, Hinckley, Homer, Lafayette, Medina, Montville, Sharon, Spencer, Wadsworth, Westfield, & York Twps.), PORTAGE (Atwater, Aurora, Brimfield, Deerfield, Franklin, Mantus, Randolph, Ravenna, Rootstown, Shalersville, Streetsboro & Suffield Twps.), SUMMIT, & WAYNE (Northern ½ of Co.) COS.:					

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LINE CONSTRUCTION (CONT'D)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
MEDINA CO. (CONT'D)					
Linemen	$13.66	.74	3%+.65		½%
Cable Splicers	14.46	.74	3%+.65		½%
Equipment Operators	10.25	.74	3%+.65		½%
Truck Drivers; Groundman	6.83	.74	3%+.65		½%
MONROE, MORGAN, NOBLE, & WASHINGTON COUNTIES:					
Cable Splicers; Equipment Operators.; Linemen	14.93	.60	3%		½%
Groundmen	8.41	.60	3%		½%

FOOTNOTE: a. 10 paid holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Day after Thanksgiving Day; Christmas Eve; Christmas Day; New Year's Eve; & Good Friday

POWER EQUIPMENT OPERATORS:					
Statewide, except Columbiana, Mahoning & Trumbull Cos.:					
Well & Pump Work (Incl. Drilling & Repair of all Water Wells; Test Holes & Wells; & Installation & Repair of Deep Well Type & Shallow Well Pumps on Water wells)					
Well Driller & Pump Installer	7.60	.34	.27	a&b	

DECISION NO. OH80-2052

FOOTNOTES:

a. 9 Paid Holidays: New Year's Day; Good Friday; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Friday after Thanksgiving; Christmas Eve Day; & Christmas Day
b. Employees who have been in continuous employment of the company for less than 1 year as of January 1 will receive pro-rated vacation based on 5/12 day per full month of employment, but not exceeding 5 days' vacation; 3rd continuous calendar year - 2 wks' paid vacation; 11th continuous calendar year - 3 wks' paid vacation

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5 (a) (1) (ii)).

SUPERSEDEAS DECISION

STATE: Pennsylvania

COUNTIES: Cumberland, Dauphin, Perry, Juniata, New Cumberland Depot in York County

DECISION NO.: PA80-3043

DATE: Date of Publication

Supersedes Decision No. PA79-3008 dated April 27, 1979 in 44 FR 25124

DESCRIPTION OF WORK: Building Erection and Foundation Excavation Project, (does not include family homes or garden type apartments up to and including 4 stories).

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
ASBESTOS WORKERS	11.61	1.12	.90		.01
BOILERMAKERS	14.64	1.175	1.00		.02
BRICKLAYERS & BLOCK LAYERS	11.07	.60	.57		.01
CARPENTERS	10.92	.55	.65		.05
CEMENT MASONS	11.33	.80	.80		
ELECTRICIANS	12.46	.65	3%+.67		½ of 1%
ELEVATOR CONSTRUCTORS	11.23	.745	.56	b+c	.025
ELEVATOR CONSTRUCTORS' HELPERS	7.86	.745	.56	b+c	.025
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	5.615				
GLAZIERS	10.81	.60	.60		.01
IRONWORKERS, STRUCTURAL	12.505	1.24	1.36		.03
IRONWORKERS, ORNAMENTAL	12.505	1.24	1.36		.03
IRONWORKERS, REINFORCING	12.505	1.24	1.36		.03
LABORERS:					
Group 1	8.65	.55	.66		
Group 2	9.12	.55	.66		
Group 3	8.05	.55	.66		
Group 4	9.01	.55	.66		

Group 1 General Laborers: Air, fuel and electric tool operators and all other pneumatic and mechanical tools, including blow-pipe and vacuum cleaners. Cassion workers (top men), pipelayers for all clay, terra cotta, ironstone, vitrified concrete or non-metallic pipe & the making of joints for same. Power-buggy, precast slab placers & signal men, Blaster helper, excavation of all foundation, digging of trenches, piers and manholes. Wrecking and moving of all structures. Underpinning & shoring, stripping, dismantling, oiling & moving of concrete forms, loading and carrying, of reinforcing steel, handling & distribution of lumber, and all other building materials to stock piles, unloading, carrying, distribution, and laying of precast concrete slabs and planks for flooring & roofing, general cleanup & removal of refuge, debris, and all scrap material(s), vibrator operator (concrete placing - whose power is supplied by compressed air, electric, gasoline & any other means):

Group 2 Semi-Skilled: Cassion worker (bottom men), blasters, wagon air track and diamond point drill operators, burning torches, green cutting machine (nozzle men), and steam jenny. Plasterer & cement mason tenders, machine mixers, plasterer pump and scaffold builders (excluding masonry scaffolding). Sand blasting (nozzle man):

DECISION NO. PA80-3043

LABORERS CONT'D

Group 3 Nursery Workers, window washers, floor scrubbers, and watchmen. Tenders of propane gas burners, salamander(s), smudge pots, tool room workers. Fire watch:

Group 4 Mason Tenders: (Brick & Block), machine mixers, motorized stockers, scaffold builders (masonry), motor pump, conveyors, mechanical cleaners and sandblasting for masonry and masonry equipment.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
LATHERS	10.71	.40	.25		.01
LEAD BURNERS	10.75	.40	.25	a	.01
MARBLE SETTERS	12.40	.60	.57		
MILLWRIGHTS	13.52	.60	.70		.05
LINE CONSTRUCTION:					
Linemen	12.05	.45	3%		3/8%
Groundmen	7.23	.45	3%		3/8%
Cable Splicers	12.05	.45	3%		3/8%
Winch Truck Operator	8.43	.45	3%		3/8%
PAINTERS:					
Brush	9.62	.35	.33		.02
Structural Steel	10.07	.35	.33		.02
Spray	10.37	.35	.33		.02
Tanks, Bridges, Stacks	10.87	.35	.33		.02
PILEDRIVERMEN	11.79	2.63	1.40	f	.13
PLASTERERS	10.31	.80	.80		.01
PLUMBERS	11.80	1.00	1.00		.12
ROOFERS:					
Composition	10.76	.80	.55		
SHEET METAL WORKERS	11.66	1.44	1.18		.14
SOFT FLOOR LAYERS	10.35	.60	.70		.05
SPRINKLER FITTERS	14.53	.85	1.20		.08
STEAM FITTERS	11.80	1.00	1.00		.12
STONE MASONS	11.07	.60	.57		.02
TERRAZZO WORKERS & TILE SETTERS	11.15	.60	.57		

DECISION NO. PA80-3043

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
TRUCK DRIVERS:					
Truck Drivers, Building Pick-ups, dump, service trucks, flat trucks, to and including 2 highway license plates	9.47	d	e		
Transit mix, winch trucks, tractors all types euclids, ross lumber and over 2 plates	9.72	d	e		

Welders - Receive rate prescribed for craft performing operation to which welding is incidental

PAID HOLIDAYS: (Where Applicable)
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Eight paid holidays, A throug F and Washington's Birthday, Good Friday and Christmas Eve provided the employee has worked 45 full days prior to the holiday, and is available for work the days preceding and following the holiday.

b. Employer contributes 8% basic hourly rate for 5 years or more of service or 6% basic hourly rate for 6 months to 5 years of service as vacation pay credit.

c. Paid Holidays: A through F, plus the Friday after Thanksgiving Day.

d. $93.03 per month for employees who have worked sixty hours or more during the month.

e. $57.89 per month for employees who have worked sixty hours or more during the month.

f. Paid Holidays: Washington's Birthday; Good Friday; Memorial Day; Labor Day; Presidential Election Day; Veteran's Day and Thanksgiving Day.

"Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR, 5.5 (a)(1) (ii))."

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	Education and/or Appr. Tr.
GROUP 1	$13.19	7.9%	10.3%	a	1.8%
GROUP 2	12.90	7.9%	10.3%	a	1.8%
GROUP 3	12.03	7.9%	10.3%	a	1.8%
GROUP 4	11.26	7.9%	10.3%	a	1.8%
GROUP 5	10.79	7.9%	10.3%	a	1.8%
GROUP 6	9.88	7.9%	10.3%	a	1.8%
GROUP 7	13.44	7.9%	10.3%	a	1.8%
GROUP 7-A	13.69	7.9%	10.3%	a	1.8%
GROUP 7-B	13.93	7.9%	10.3%	a	1.8%

CLASSIFICATIONS DEFINITIONS

GROUP 1: Machines doing hook work, any machine handling machinery, cable spinning machines, helocopters, machines similar to the above

GROUP 2 : All types of cranes, all types of backhoes, cableways, draglines, keystones, all types of shovels, derricks, trench shovels, trenching machines, hoist wirh two towers, pavers 21E and over, all types overhead cranes, building hoists (double drum) gradalls, mucking machines in tunnel, all front end loaders 3-½ c.y. and over, tandem scrapers, pippin type bachoes, boat Captains, batch plant operators (concrete) drills, self-contained rotary drills, fork lifts, 20 ft. lift and over machine to the above

GROUP 3: Conveyors, building hoists (single drum) scrapers and tournapulls, spreaders, high or low pressure boilers, concrete pumps, well drillers, bulldozers and tractors, asphalt palnt engineers, roller (high grade finishing), ditch witch type trencher, all loaders under 3-½ cu. yds., mechanic-welders, motor patrols, drill helper-self contained rotary drills, core drill operator, forklift trucks under 20 ft. lift, machines similar to the above

GROUP 4: Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, road finishingmachines concrete breaking machines, rollers, seaman pulverzing mixer, power broom, seeding spreader, tireman (for power equipment) machines similar to above

GROUP 5: - Fireman, grease truck

GROUP 6: Oilers and deck hands (personnel boats), core drill helper

GROUP 7; All machines with booms (including jib, masts, leads, etc): 100 ft. and over

GROUP 7-A: 150 ft. and over
GROUP 7-B: 200 ft. and over

FOOTNOTES:

a. Paid Holidays: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day, provided the employee works the day before and after the holiday.

[FR Doc. 80-19895 Filed 7-3-80; 8:45 am]

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federal register

Monday
July 7, 1980

Part III

Department of Housing and Urban Development

Office of the Assistant Secretary for Fair Housing and Equal Opportunity

Availability of Funding Under the Fair Housing Assistance Program

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Fair Housing and Equal Opportunity

[Docket No. N-80-1012]

Availability of Funding Under the Fair Housing Assistance Program; Non-competitive and Competitive Solicitation

AGENCY: Department of Housing and Urban Development.

ACTION: Announcement of non-competitive and competitive solicitation for funding available under the Fair Housing Assistance Program.

SUMMARY: HUD is accepting applications from eligible State and local fair housing agencies for funding under the Fair Housing Assistance Program (FHAP). Agencies must meet eligibility criteria and minimum funding standards for specific project proposals in order to qualify for consideration under the various components of the program.

This announcement of non-competitive and competitive solicitation for funding available under the FHAP is based on the Interim Regulation published by the Department as 24 CFR Part 111 in the **Federal Register** on May 14, 1980 (45 FR 31880). Interested agencies are urged to review the regulation and the factors for award in this announcement in order to determine whether or not they should apply under this program.

The program has two types of available funding: Type I, Non-competitive Funding, and Type II, Competitive Funding. Type I, Non-competitive Funding, encompasses the component of Contributions and the categories of Mandatory Training and Individualized Training Support in the component of Training and Technical Assistance. Type II, Competitive Funding, encompasses the Data and Information Component, the Innovative Projects Component, and the Technical Assistance category of the Training and Technical Assistance Component.

Eligible agencies can apply for either or both types of funding and may apply in any or all the funding categories.

FOR FURTHER INFORMATION CONTACT: Richard W. Frethey, Office of Procurement and Contracts, Room B-133 (711 Building) (ACRF), 451 Seventh Street, S.W., Washington, D.C. 20410. Telephone: (202) 724-0045. Type I and Type II Funding Application Kits are available upon written or telephone request. To assure a prompt response, it is suggested that requests for application kits be made by telephone.

Date: Applications for both type I, Non-competitive Funding, and Type II, Competitive Funding may be submitted between July 7, 1980 and September 5, 1980. Any application received after the specified date will not be considered unless it is received before awards are made and meets one of the late application exceptions specified in the application kit.

Program background: Title VIII of the Civil Rights Act of 1968, as amended (Federal Fair Housing Law), prohibits discrimination in the sale, rental, and financing of housing and in the provision of brokerage services. Section 810(c) of Title VIII provides that wherever a State or local fair housing law provides rights and remedies substantially equivalent to those in Title VIII, the Secretary is required to refer to the appropriate State or local agency any complaint filed under Title VIII that appears to constitute a violation of such State or local fair housing law. Section 816 of Title VIII provides that the Secretary may cooperate with State and local agencies charged with the administration of State and local fair housing laws and, with the consent of such agencies, may utilize their services and their employees and may reimburse such agencies for services rendered in carrying out Title VIII.

The Fair Housing Assistance Program was authorized by Congress for fiscal year 1980 to provide resources to the Department to enable it to effectively enhance the fair housing enforcement capabilities of State and local civil rights agencies and to assure prompt and effective processing of fair housing complaints. The FHAP consists of four components: Contributions, Training and Technical Assistance, Data and Information Systems and Innovative Projects. A sum of $3.7 million has been appropriated for the program.

Eligible applicants: In order to be eligible to participate in the program, an agency must first meet the following criteria: (1) It must be certified as a substantially equivalent agency pursuant to the standards enunciated at 24 CFR Part 115; and (2) It must have executed a written Memorandum of Understanding with the Department. Such a a memorandum must describe the working relationship to be in force between the agency and the appropriate HUD Regional Office of Fair Housing.

Notwithstanding the provisions above, in the event that an agency has, in fact, applied to the Department for recognition as a substantially equivalent entity, and has been found by the Department to have both statutory authority equivalent to Title VIII and an equivalent operational capability to that of the Department, the fact that the agency has not yet been listed in the **Federal Register** as a certified agency shall not serve to prevent the agency from submitting funding proposals pursuant to the Fair Housing Assistance Program. In such circumstances, the agency may enter into negotiations with the Regional Office of Fair Housing in order to develop a Memorandum of Understanding and may, at the same time, submit funding proposals. However, no funds will be obligated to any agency which has not been officially recognized as substantially equivalent.

All proposals under all categories must address or have ultimate relevance to matters affecting fair housing which are cognizable under Title VIII.

Method of distribution: Applicants for Type I, Non-competitive Funding, must submit all information required in the Type I application kit along with their indication of the level of funding applied for under each category. Maximum amounts available will be specified to each applicant at the time the kit is provided to the agency, in accordance with the distribution formula established in 24 CFR Section 111.102, Section 111.103(b) and Section 111.103(c). In order to be eligible to apply for and receive these funds, an agency must demonstrate in its application that it meets or will meet all of the criteria specified in Section 111.107 and Section 111.108(a) and provide required information concerning the agency, its budget, and its need for capacity building funds.

Applicants for Type II, Competitive Funding, must submit all information required in the Type II application kit including a separate and detailed proposal for each category of funding applied for. A separate budget will be required for each proposal which details total costs and specifies the level of FHAP funding requested for implementation of the project.

Maximum amounts available for each category are established in 24 CFR Sections 111.103(d), 111.104 and 111.105.

In order to be eligible to apply for and receive these funds, an agency must demonstrate in its application that it meets or will meet the criteria specified in Sections 111.108(b), 111.109(a), 111.109(b), 111.109(c), 111.110(a) and (b) or 111.110(a) and (c) as applicable.

Applications for Type II funding will be evaluated competitively and awarded points based on the factors identified below. The weight of each factor is indicated by the assigned number of points. Each sub-factor is

considered relatively equal to each other sub-factor within the indicated factor.

Factors for award:

I. Management Factors (40 points)

A. Agency Management Quality (15 points)

1. Qualifications and experience of key agency personnel who will have ultimate responsibilty for project oversight. (5 points)

2. Soundness of Agency organizational structure in relationship to project implementation. (5 points)

3. Evidence of Agency capability to carry out similar projects effectively, based on past or current experience. (5 points)

B. Project Planning and Management Quality (25 points)

1. Project planning (16 points)

a. Clarity of identification of tasks and objectives within basic project components.

b. Assignment of responsibility and accountability for accomplishing task.

c. Identification and availability of resources necessary to accomplish task.

d. Estimated timetable for implementation and completion of project.

2. Project Management (9 points)

a. Qualifications of key personnel, including project manager, other project staff, and outside consultants.

b. Degree to which proposal includes clear procedures for ongoing minitoring of project implementation and final results.

c. Degree to which performance of proposed sub-contractors and consultants, if any, can be guaranteed.

II. Substantive Factors (60 points)

A. General Substantive Value (30 points)

1. Degree to which the proposal identifies significant problems and issues relating to discriminatory housing practices. (10 points)

2. Degree to which the proposal identifies the specific nature of the project, describes the basic components, and clearly demonstrates how the project will address the problems or issues identified above. (10 points)

3. Degree to which individual proposal meets the specific criteria for each category of funding requested. (10 points)

B. Recurrent Utility or Replicability (30 points)

1. Extent which the project can be replicated by other interested agencies or utility of project in improving agency's ongoing capability to promote fair housing and to enhance enforcement activity. (15 points)

2. Degree to which the project strengthens an agency's administrative enforcement process and compliance procedures, or exent to which the project focuses on "pattern and practice" type discrimination and addresses problems and concerns characteristic of institutional/systemic discrimination in housing. (15 points)

Application requirements: The format and content requirements for applications are described in the respective application kits. Agencies should not begin preparing applications until they have obtained application kits. Type I applications and Type II applications require separate kits and each proposal under the Type II application kit will require a separate detailed description for each category of funding.

Applicant notification: All applicants will be notified by mail of the results of their Type I applications as soon as evaluation of their application is completed. Applicants will be notified of the results of their Type II applications after selections for cooperative agreement awards are made. No information will be available to applicants during the period of HUD evaluation except for notification of those applicants that are determined ineligible.

Awards for Type I applications are expected to be announced within four weeks of receipt of the application. Awards for Type II applications are expected to be announced by HUD in September, 1980.

After submission of the application but prior to award, HUD may require applicants to participate in negotiations and to submit application revisions resulting from negotiations. It is expected that applicants will be funded in the form of fixed price cooperative agreements; however, HUD reserves the right to award the type of agreement most appropriate after negotiation.

Authority: Section 7(d), Department of HUD Act (42 U.S.C. 3535(d)); Title VIII of the Civil Rights Act of 1968, as amended (42 U.S.C. 3601)

Issued at Washington, D.C., June 30, 1980.

Sterling Tucker,

Assistant Secretary for Fair Housing and Equal Opportunity.

[FR Doc. 80-20114 Filed 7-3-80; 8:45 am]

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federal register

Monday
July 7, 1980

Part IV

Department of Agriculture

Federal Grain Inspection Service

Adjustment of Fees for Federal Rice Inspection Services

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service [1]

7 CFR Part 68

Federal Grain Inspection Service; Adjustment of Fees for Federal Rice Inspection Services

AGENCY: Federal Grain Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: The Federal Grain Inspection Service (FGIS) is increasing the fees for Federal rice inspection services approximately 15 percent from the present schedule effective August 10, 1980. Rice inspection services are made available only upon the request of an applicant. The cost of performing rice inspection services has exceeded revenue since August 1978 when the fees were lowered to reduce the reserve fund. The reserve fund has been reduced sufficiently so an increase in fees will be implemented to reduce the rate of loss for this program activity.

EFFECTIVE DATE: August 10, 1980.

FOR FURTHER INFORMATION CONTACT: Don W. Gassler, Rice and Commodities Branch, Inspection Division, FGIS, USDA, Room 0637 South Building, 1400 Independence Avenue, SW., Washington, D.C. 20250, 202–447–8601. The Final Impact Statement describing the options considered in developing this final rule and the impact of implementing each option is available on request from the Director, Issuance and Coordination Staff, FGIS, USDA, Room 1127 Auditors Building, 1400 Independence Avenue, SW., Washington, D.C. 20250, 202–447–3910.

SUPPLEMENTARY INFORMATION: This final action has been reviewed under USDA procedures established in Secretary's Memorandum 1955 to implement Executive Order 12044, and has been classified as "significant."

Dr. L. E. Bartelt, Administrator, FGIS, has determined that a situation exists which warrants publication without opportunity for a public comment period on this final action because the collection of fees which are reasonable and as nearly as possible cover the costs for providing inspection service is prescribed in Section 203(h) of the Agricultural Marketing Act of 1946. The need for the increase in fees for services and the amount of the increase is known to members of the trade and is based on facts within the knowledge of FGIS. These changes are being announced in advance of the implementation date to provide the users of the inspection service ample time to incorporate the increase in fees into their handling costs.

Therefore, pursuant to the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that publication of a notice of proposed rulemaking and other public procedures on the provisions of § 68.42c of the regulations, as set forth in this document, are impractical and unnecessary, and good cause is found for making these changes effective August 10, 1980.

In August 1978, the fees for rice inspection services were lowered in order to reduce the operating reserve fund which is maintained for contingencies when fees may not cover costs of providing the inspection service. The rate of monetary loss for the rice inspection program has rapidly increased in the past months which necessitates a fee increase at this time. FGIS had considered raising fees approximately 10 percent in March of this year but, at the request of representatives of the rice industry, postponed the increase until August so as to coincide with the start of the new crop year. As a result of the postponement, together with the rapid increase in costs of providing the inspection service, it has been determined that the fee increase shall be 15 percent. This increase will reduce, but not halt, the rate of loss for the rice inspection program. The FGIS fee schedule for rice inspection services will be monitored closely throughout the year to determine if the level of the fees is adequate to maintain a reasonable operating reserve. When practicable, future adjustments in rice inspection fees to cover program costs will become effective to coincide with the crop year for rice.

The adjustments in fees include changes in the:

(1) Commitment service hourly rates, except holidays, from $14.80 to $17.00 between the hours of 6 a.m. and 6 p.m. and from $17.80 to $20.40 between the hours of 6 p.m. and 6 a.m. For holidays, from $20.80 to $24.00.

(2) Noncommitment service hourly rates for Monday through Friday, except holidays, from $18.80 to $21.60 between the hours of 6 a.m. and 6 p.m. and from $21.60 to $24.80 between the hours of 6 p.m. and 6 a.m. For holidays, from $24.60 to $28.20.

(3) Inspection for quality fee per lot or sublot when performed at other than the point of sampling and the per sample fee for sample inspection from $10.90 to $12.50 for rough rice, $9.30 to $10.70 for brown rice for processing, and $7.80 to $9.00 for milled rice.

(4) Fee per factor for any single factor from $3.10 to $3.60.

(5) Fee for extra copies of certificates (per copy) from $1.00 to $1.15.

(6) Establishment of a $10.00 fee (per sample) for the Parboiled Light Interpretive Line.

In 7 CFR Part 68—Regulations and Standards for Inspection and Certification of Certain Agricultural Commodities and Products thereof, § 68.42c Fees for Federal rice inspection services is revised to read as follows:

§ 68.42c Fees for Federal rice inspection services.

The following fees apply to the Federal rice inspection services specified below:

Service and Fees

(a) *Appeal inspection.* The same inspection fee is charged as would have been charged if the inspection were not an appeal. No charge is made if the appeal result indicates a material error was made on the original inspection.

(b) *Commitment service.* An applicant may enter into an agreement with FGIS for rice inspection on a weekly basis, whereby the applicant agrees to pay for a minimum of 8 hours of service per day per person, for 5 consecutive days per week and FGIS agrees to make official inspection personnel available to perform such service for the applicant at reduced hourly rates. If one of the 5 consecutive days per week falls on a holiday and inspection services are not needed, the applicant is not charged for this day.

To enter into a commitment agreement, the applicant must give FGIS 60 days written notice specifying the proposed effective date of the commitment. However, a commitment may become effective prior to the proposed effective date with the consent of both parties. To terminate a commitment, the applicant must give FGIS 60 days written notice specifying the date of termination.

The commitment service can be used by one applicant who guarantees to pay for the full 8 hours per day per person for 5 consecutive days per week, or by two or moe applicants each guaranteeing to share the cost of the 8 hours per day per person. Each party to the commitment must agree to assume an even number of hours so that charges may be easily prorated.

Under a commitment service, FGIS reserves the right to: (1) Determine the number of official inspection personnel needed to perform the service for a commitment applicant, (2) terminate a commitment agreement by giving the applicant 60 days written notice specifying the date of termination, and (3) temporarily reassign official inspection personnel from a commitment applicant when, in the opinion of the Administrator, the official inspection personnel are not needed to perform service for the commitment applicant. The

[1] Including matters within the responsibility of the Federal Grain Inspection Service.

commitment applicant, in such instances, is credited with the number of commitment hours charged to other applicants or other FGIS activities.

Hourly rates for commitment services begin when the official inspection personnel arrive at the point of service and end when they depart from the point of service, computed to the nearest quarter hour (less mealtime, if any). Hourly rates include the cost of travel and transportation to perform the service requested, the original certificate, and four copies.

(1) Hourly rates per person per hour for commitment service, but see paragraph (d) of this section:

(i) For all work performed between the hours of 6 a.m. and 6 p.m. for 5 consecutive days per week, except holidays [1]—$17.00

(ii) For all work performed before 6 a.m. or after 6 p.m. for 5 consecutive days per week and any time during the 2 remaining days per week, except on holidays [1]—$20.40

(iii) For all work performed on holidays [1]—$24.00

(2) Minimum fees for service performed under a commitment service agreement shall be on the basis of 8 hours per day per person for 5 consecutive days per week calculated at the hourly rate of $17.00. If one of the 5 consecutive days per week falls on a holiday and inspection services are not needed, the applicant is not charged for that day. Further, when the commitment applicant's hours are charged to other applicants or activities of FGIS, these hours shall not be included in the minimum fee.

(3) Standby time per person per hour is charged at the applicable hourly rate.

(c) *Extra copies of certificates.* Per copy—$1.15

(d) *Inspection for quality.* [2] Charges per lot or sublot when performed other than at the point of sampling, but see paragraphs (b) and (f) of this section:

(1) Rough rice—$12.50

(2) Brown rice for processing—$10.70

(3) Milled rice—$9.00

(e) *Interpretive line samples.* [3]

(1) Milling Degree, per set [4]—$50.00

(2) Parboiled Light, per sample [5]—$10.00

(f) *Noncommitment service.* A noncommitment service is provided for applicants who do not enter into a commitment service agreement with FGIS. Service on a noncommitment basis will be furnished to applicants in the order in which requests are received, insofar as consistent with good management, efficiency, and economy. Precedence will be given, when necessary, to (1) commitment service participants, (2) requests for appeal service, (3) requests by Government agencies, and (4) requests by regular users of the service. Hourly rates begin when the official inspection personnel arrive at the point of service and end when they depart from the point of service, computed to the nearest quarter hour (less mealtime, if any). Hourly rates include the cost of travel and transportation to perform the service requested, the original certificate and the copies.

(1) Hourly rates per person per hour for noncommitment service, but see (d):

(i) For all work performed between the hours of 6 a.m. and 6 p.m., Monday through Friday, except on holidays [1]—$21.60

(ii) For all work performed before 6 a.m. or after 6 p.m., Monday through Friday, and any time Saturday or Sunday, except on holidays [1]—$24.80

(iii) For all work performed on holidays [1]—$28.20

(2) Minimum fee per person per callout or inspection visit for noncommitment service is at the applicable hourly rate with a 2 hour minimum.

(3) Standby time per person per hour is to be charged at the applicable hourly rate.

(g) *Sample inspection.*

(1) Inspection for quality [2] per sample:

(i) Rough rice—$12.50

(ii) Brown rice for processing—$10.70

(iii) Milled rice—$9.00

(2) Factor analysis for any single factor: Per factor—$3.60.

(Sec. 203, 60 Stat., 1087, as amended, (7 U.S.C. 1622))

Done at Washington, D.C., on June 27, 1980.

L. E. Bartelt,

Administrator.

[FR Doc. 80-20140 Filed 7-3-80; 8:45 am]

BILLING CODE 3410-02-M

[1] Holiday shall mean the legal public holidays specified in paragraph (a) of section 6103, title 5, of the United States Code (5 U.S.C. 6103(a)) and any other day declared to be a holiday by Federal Statute or Executive Order. If the specified legal public holiday falls on a Saturday, the preceding Friday shall be deemed to be the holiday, or if the specified legal public holiday falls on a Sunday, the following Monday shall be deemed to be the holiday.

[2] Includes kind, class, grade, factor analysis, equal to type, milling yield, or any other quality designation as defined in the rice standards or instructions, whether singly or combined, except as provided for in paragraph (g).

[3] Interpretive line samples may be purchased from the U.S. Department of Agriculture, Federal Grain Inspection Service, Standardization Division, Board of Appeals and Review, Richards-Gebaur AFB, Building #221, Grandview, MO 64030. Interpretive line samples are also available for examination at selected FGIS field offices. A list of the field offices may be obtained from Director, Inspection Division, FGIS, USDA, Washington, D.C. 20250.

[4] The interpretive line samples illustrate the lower limit for milling degrees only.

[5] The interpretive line sample illustrates the color limit for the factor "Parboiled Light" rice.

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July 7, 1980

Part V

Federal Emergency Management Agency

Disaster Assistance: Project Administration; Final Rule

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 205

[Docket No. FEMA-DR-205]

Disaster Assistance: Project Administration

AGENCY: Federal Emergency Management Agency, Disaster Response and Recovery.

ACTION: Final rule.

SUMMARY: This subpart provides guidance for the administration of Federal disaster assistance for State and local governments and qualifying private nonprofit institutions under the Disaster Relief Act of 1974, Pub. L. 93-288, as amended. It describes procedures to be used by grantees and recipients of assistance in applying for Federal disaster relief for governmental bodies and eligible private nonprofit facilities. The procedures include those relating to project applications, advance of funds, inspection, audit and final payment.

EFFECTIVE DATE: August 6, 1980.

FOR FURTHER INFORMATION CONTACT: Laurie Dove, Office of Public Assistance, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, D.C. 20472; telephone: (202) 634-7835.

SUPPLEMENTARY INFORMATION: A notice issued in the **Federal Register** on May 2, 1979, establishing CFR Title and Chapter for FEMA regulations (Title 44, Chapter I, Federal Emergency Management Agency, with Subchapters A-E) indicated that Disaster Assistance would be Subchapter D, Parts 200-299. On September 28, 1979, FEMA published a Notice of Transfer and Redesignation that transferred the Federal Disaster Assistance Regulations from 24 CFR Parts 2200-2205 to 44 CFR Part 200 *et seq.*

The regulations implementing the Disaster Relief Act of 1974 (44 CFR Part 205) are in the process of reorganization and revision. The final rule revises and recodifies the material in the existing 44 CFR Part 205, §§ 205.7, 205.10, 205.11, 205.17, 205.19, 205.21, 205.33(a), 205.52, 205.54 (part), and 205.60 as a new Subpart H. The rule is expanded to implement the requirements of OMB Circular A-102 and to incorporate material published previously in the FEMA Handbook for Applicants DR&R-1. Portions of the material have been revised to clarify existing administrative policy and procedures.

On December 20, 1979, the Associate Director for Disaster Response and Recovery published in the **Federal Register** (44 FR 75408) a proposed rule to revise and recodify the material in the existing 44 CFR Part 205 as a new Subpart H. The proposed rule incorporated material previously published in the FEMA Handbook for Applicants DR&R-1 and portions of the material have been revised to clarify existing policy and procedures. Comments were invited to February 19, 1980. In addition, copies were sent to each State official responsible for disaster operations.

Twelve responses were received that included comments from State or local government agencies in California, Georgia, New York, and Pennsylvania.

A number of comments were mainly administrative or editorial in nature. Some pertained to various time limitations. Still others objected to certain restrictions that stem directly from provisions in the Act or in OMB Circular A-102, such as local preference, availability of materials, interest earned on advances, and cost-plus-percentage-of-cost contracts.

A definition for payment bond was added to Section 205.111. Request was made that we include "bi-state" agencies in the definition of "applicant". Pub. L. 93-288 provides for grant assistance to "state or local governments" and we are unable to justify an interpretation that a bi-state agency was intended to be an eligible applicant under the Act.

The time limitations for submitting project applications (§ 205.114(e)(1)) on major disasters was increased from 60 to 90 days. Time limitations on the accomplishment of eligible work on major disasters (§ 205.116(b)(2)) was modified to require that direct Federal assistance performed by a Federal agency mission assignment be accomplished within three months, and the authority granted a Regional Director to extend the prescribed completion date for permanent work was extended.

Some comments received objected to the guidance provided by OMB Circular A-102 and were therefore rejected. Recommendations were also received that certain applicants be permitted to act in the capacity of the Governor's Authorized Representative. Under Pub. L. 93-288, as amended, FEMA grant or loan assistance may be provided only when requested by the Governor and our regulations provide for a Federal/State agreement. The Governor may designate more than one Governor's Authorized Representative but that discretion should remain with him/her. Further recommendation was made that FEMA and the State take joint action with local authorized agents of applicants in project administration. We agree that such FEMA/State joint action is desirable, but, with large numbers of applicants, it is only practicable for the FEMA/State joint action to be taken with applicants individually or in small groups with common interests.

Recommendation was also made that § 205.122 be changed to include "equipment" and "materials." Our interpretation is that Section 318, Pub. L. 93-288, as amended, was intended only to apply to materials. However, under other FEMA broad program authorities we can provide assistance in assuring availability of equipment. The program authority of Section 318 has rarely been used and no change to include "equipment" in this final rule, as recommended, appears justified.

Comment was made that we should not rely upon cross referencing to other regulations, but should include the cross referenced material in this subpart. Considering the volume of information involved, this does not appear practicable. However, we do expect to provide more detailed coverage of cross referenced material in implementing handbooks and training aids.

Several comments were made that decision-making be decentralized more to the Regional Director. Each reference in this subpart to decision-making by the Associate Director has been reevaluated and some appropriate changes have been made.

Comment was made that § 205.112(d)(6) on local preference could create situations in conflict with State or local regulations or requirements. Sufficient latitude is written into § 205.112(d)(6) so that the State or local governments need not apply conflicting approaches, but the basic intent of providing local preference should be respected and followed.

Suggestion was made that buildings and facilities of voluntary relief organizations should be eligible for FEMA grant assistance. Such eligibility determination is not within the scope of Subpart H but could be addressed on a case-by-case basis under 44 CFR Subpart E. Change to that subpart to cover this comment is not contemplated.

Concern was expressed in a comment that FEMA should review projects under Section 402(f), Pub. L. 93-288, early enough so that no design or construction would be undertaken under flexible funding without review of environmental protection, floodplain management and hazard mitigation. Appropriate changes have been made in this subpart.

Comment was also received that an optional procedure should be provided for the Regional Director to approve direct Federal assistance immediately following a Presidential declaration. This comment was addressed by adding § 205.121(c) to this subpart.

A Finding of Inapplicability of section 102(2)(c) of the National Environmental Policy Act of 1969 has been made in accordance with "Procedures for Protection and Enhancement of Environmental Quality." Interested parties may obtain and inspect copies of this Finding of Inapplicability at the Office of the Rules Docket Clerk of the Federal Emergency Management Agency in Washington, D.C. 20472.

The regulation is in consonance with the provision of Executive Order 12044 dated November 16, 1979, and does not impose an unnecessary burden on the small business sector of the economy.

This regulation essentially is administrative in nature and does not influence project eligibility or program funding. Consequently, it does not impact, adversely, on the central cities, suburban communities, nor non-metropolitan communities. As provided in Executive Order 12044, March 23, 1978, this regulation does not have any significant economic consequence on the general economy, individual industries, geographic regions or levels of government.

Program Number Disaster Relief 83.300

Accordingly, it is proposed that the Federal Disaster Assistance Regulations, 44 CFR Part 205, be amended by deleting §§ 205.7, 205.10, 205.11, 205.17, 205.19, 205.21, 205.33(a), 205.52, 205.54(part) and 205.60 and adding a new subpart H as follows:

§§ 205.7, 205.10, 205.11, 205.17, 205.19, 205.21, 205.33(a), 205.52, 205.54(part) and 205.60 [Deleted]

Subpart H—Project Administration

Sec.

205.110 General.
205.111 Definitions.
205.112 Implementation of OMB Circular A-102 (Rev.).
205.113 Federal grant assistance.
205.114 Project applications.
205.115 Documentation.
205.116 Project performance.
205.117 Final inspections.
205.118 Claims for reimbursement.
205.119 Federal funding.
205.120 Appeals.
205.121 Direct Federal assistance.
205.122 Availability of materials.

Authority: Sec. 601, Disaster Relief Act of 1974, Pub. L. 93-288, 88 Stat. 163 (42 U.S.C. 5201) Executive Order 12148 (44 FR 43239); Delegation of Authority.

Subpart H—Project Administration

§ 205.110 General.

This subpart provides guidance for administration of Federal assistance for State and local governments, and qualifying private nonprofit institutions under Pub. L. 93-288, as amended. The basic policies and procedures are provided for (a) Federal grants to eligible applicants, including the notice of interest, damage survey report, project application, advance of funds, inspection, audit, and final payment; and (b) direct Federal assistance by a Federal agency as the result of a mission assignment. The requirements of OMB Circular A-102, Revised, are applicable and have been incorporated either directly or by appropriate cross reference.

§ 205.111 Definitions.

(a) "Advance of funds" means a sum of money provided to a State, local government, or other Federal agency prior to audit and or final settlement of its claim.

(b) "Applicant" means the State, local government, or eligible private nonprofit facility submitting a project application or request for direct Federal assistance under the Act or on whose behalf the Governor's Authorized Representative takes such action.

(c) "Associate Director" means the Associate Director for Disaster Response and Recovery, FEMA.

(d) "Bid guarantee" means a firm commitment, such as a bid bond, certified check, or other negotiable instrument accompanying a bid as assurance that the bidder will, upon acceptance of the bid, execute such contractual documents as may be required within the time specified.

(e) "Bill for collection" means a request issued to an applicant by FEMA to collect excess funds that were over-advanced or paid in error to the applicant.

(f) "Damage Survey Report (DSR)" means a report of damages or requirements caused by a major disaster or emergency including location, description and estimate of required work.

(g) "Emergency work" means that work which must be done immediately to save lives and to protect property and public health and safety, or to avert or lessen the threat of a major disaster.

(h) "FEMA" means the Federal Emergency Management Agency.

(i) "Force account" means an applicant's own labor forces consisting of its regular and extra employees.

(j) "Line item" means a DSR under one category of work attached to a project application.

(k) "Notice of Interest" means an identification of each potential applicant and the categories of disaster requirements each has identified which may be eligible for Federal disaster assistance.

(l) "Offset" means a collection procedure whereby FEMA withholds funds due an applicant or the State in an amount to satisfy an uncollectible debt owed by the applicant on a Bill for collection.

(m) "Payment bond" means a bond executed in connection with a contract to assure payment as required by law of all persons supplying labor and material in the execution of the work provided for in the contract.

(n) "Performance bond" means a bond executed in connection with a contract to secure fulfillment of all the contractor's obligations under the contract.

(o) "Permanent work" means the restorative work that must be done, through repairs or replacement, to restore an eligible facility on the basis of its predisaster design and in conformity with current applicable codes, specifications, and standards.

(p) "Public assistance" means the Federal financial assistance provided to State and local governments or to eligible private nonprofit organizations for disaster-related requirements.

(q) "Standards" means codes, specifications, and standards which were in general use and locally enforced at the time of the major disaster, plus those additional standards authorized as deviations or prescribed by the Associate Director in accordance with these regulations.

§ 205.112 Implementation of OMB Circular A-102 (Rev.).

(a) [Reserved]

(b) *Bonding and insurance.* A state or local unit of government receiving a grant under the Act for construction or facility improvement which requires contracting shall follow its own requirements relating to bid guarantees, performance bonds, and payment bonds except for contracts exceeding $100,000. For contracts exceeding $100,000, the Regional Director may accept the bonding policy and requirements of the grantee provided that the Regional Director has made a determination that the Government's interest is adequately protected. If such determination has not been made, the minimum requirements shall be as follows:

(1) A bid guarantee from each bidder equivalent to 5 percent of the bid price.

(2) A performance bond on the part of the contractor for 100 percent of the contract price.

(3) A payment bond on the part of the contractor for 100 percent of the contract price.

(c) *Property management standards.* Uniform standards governing the utilization and disposition of property furnished by the Federal Government or acquired in whole or in part with Federal funds by State and local governments are applicable as stated in Attachment N, OMB Circular A–102, Revised.

(d) *Procurement standards.* State and local governments are required to apply uniform standards, as stated in Attachment O, OMB Circular A–102 Revised, in establishing procedures for the procurement of supplies, equipment, construction, and other services with Pub. L. 93–288 grant funds. Additionally, the following standards are required:

(1) State and local statutes: The State, local government, or other organization issuing a contract shall assure that procurement of work and services authorized under project applications complies with provisions of the Act, and, unless waived by the Governor's proclamation of an emergency, with State or local statutes, regulations, and ordinances not in conflict with Federal policies or procedures.

(2) Contingent payment: Contracts entered into by an applicant under the Act or the regulations will not contain a provision which makes the payment for such work contingent upon reimbursement under this Act.

(3) The cost-plus-percentage-of-cost and percentage-of construction-cost method of contracting shall not be used. Any CPPC contracts entered into by applicants in violation of this prohibition will be reviewed carefully by the Regional Director or his designee and rejected or reimbursed on a reasonable cost basis at his discretion, depending on the policy considerations involved in the particular case.

(4) Competitive bidding: Contracting for construction work shall be based on competitive bids wherever possible. Any negotiations shall be in accordance with Attachment O, OMB Circular A–102, Revised.

(5) Debarred contractors: The applicant may not enter into any contract with parties whose names appear on the FEMA Consolidated List of Debarred, Suspended and Ineligible Contractors. The Regional Director may retroactively approve the use of debarred contractors already under contract on a case-by-case basis if he determines such approval to be in the public interest.

(6) Use of local firms and individuals: In the expenditure of funds for eligible disaster assistance activity which may be carried out by contract with private organizations, firms, or individuals, preference shall be given, to the extent feasible and practicable, to those organizations, firms, and individuals who reside or do business primarily in the area affected by such major disaster. Contracting procedures should be designed to give local contractors the opportunity to participate in maximum free and open competition with other contractors. Local preference should be mentioned in the invitations for bids and requests for proposals and also included in the provisions of the contract. Contracting officers may assure the use of local firms and individuals in various ways, such as:

(i) Advertising in the local disaster area.

(ii) Including local contractors in negotiations.

(iii) Subdividing some large contracts down into smaller sized contracts.

(iv) Stressing that a contractor shall give first priority to utilizing resources in the disaster area when procuring supplies and equipment, awarding subcontracts, and employing workmen.

(v) When it is necessary for competitive negotiation, the applicant may permit a local contractor to revise his proposal to meet a lower offering received from a non-local contractor if the original proposal from the local contractor does not exceed 130 percent of the lower non-local proposal.

(vi) When a low bid is received from a non-local contractor under competitive bidding procedures, the applicant may offer a local contractor the opportunity of accepting the work at the low bid amount, provided that the original bid from the local contractor does not exceed 130 percent of the low bid, and a "local preference" clause was included in the bid advertisement.

(e) Audit requirements, as stated in OMB Circular A–102, Attachment P, are applicable to grants to eligible applicants and other grantees, as implemented by appropriate FEMA regulations and handbooks.

§ 205.113 Federal grant assistance.

(a) *General.* Federal grant assistance is provided on the basis of a project application submitted by or on behalf of an applicant and approved by the Governor's Authorized Representative and the Regional Director. When the Regional Director approves a project application, Federal funds are obligated and the approval is final unless appealed in accordance with 44 CFR 205.120. When assistance is authorized under the Act and a State is unable to assume the responsibilities prescribed in these regulations, an Indian tribe or authorized tribal organization acting as a local government may submit a project application directly to the Regional Director who may provide Federal assistance to such applicant without State participation.

(b) *Types of Federal grants.*— (1) *Categorical grant.* (i) The terms of this type of grant require that the work shall be performed as approved in the project application.

(ii) It shall be used in all cases for:

(A) Facilities under construction; and

(B) Private nonprofit facilities.

(iii) Reimbursement to the applicant under categorical funding except grant-in-lieu is limited to the actual reasonable cost of performing work approved by the Regional Director as eligible under the Act. It shall not exceed the net eligible cost of restoring a facility, based on the predisaster design of such facility and on the current applicable standards.

(iv) Grant-in-lieu: If a grantee desires to construct a larger or more elaborate facility it may apply for a grant, known as a grant-in-lieu, equal to that approved for repair or replacement of the damaged facility in accordance with these regulations. Such replacement facility may be of a design, size or type, or composed of materials significantly different from those of the eligible damaged facility. A grant-in-lieu is available only under a categorical grant.

(A) A separate request is submitted for each grant-in-lieu based on a separate Damage Survey Report.

(B) The Regional Director's conditions of approval are stated separately for each grant-in-lieu.

(2) *Flexible funding grant (Sec. 402(f) of the Act)).* (i) If the estimated cost of permanently repairing, restoring, reconstructing, or replacing all of its damaged public facilities exceeds $25,000, an applicant may elect to receive a grant equal to 90 percent of the Federal estimate of such permanent work instead of a categorical grant. This election allows flexibility in the use of the Federal grant. When an applicant determines that restoration of certain disaster-damaged facilities would not be in the public interest, it may choose not to restore those facilities, but to build new public facilities for other purposes. The applicant shall determine that any new facilities constructed are necessary to meet its needs for governmental services and functions in the disaster-affected area. Construction of all federally assisted facilities, including any new or modified construction projects on the applicant's listing of

flexibly funded projects, shall be in conformity with current applicable Federal, State, and local standards, including requirements imposed by floodplain management, environmental assessment, hazard mitigation, protection of wetlands, and insurance.

(ii) The applicant shall declare the election of flexible funding, through the Governor's Authorized Representative, to the Regional Director before the project application is approved.

(iii) A request by the applicant for a change in the type of funding after the project application has been approved shall be referred by the Regional Director with his/her recommendations, to the Associate Director for decision.

(iv) Within 90 days after the date of the Regional Director's approval of the project application, and prior to the start of design or construction of any alternate project, the applicant shall furnish a listing of the public facilities to be repaired, restored, or constructed with the flexible funding grant; the estimated cost of each; and a proposed schedule of initiation and completion, including estimated quarterly fund requirements. The listing shall provide necessary assurances that reflect applicant's compliance with special requirements, including, but not limited to, floodplain management, environmental assessment, hazard mitigation, protection of wetlands, and insurance. The listing shall also itemize those disaster-damaged public facilities that are not being restored.

(v) Promptly after the completion of all work for which FEMA reimbursement is requested, the applicant shall submit to the Regional Director through the State, an updated listing of completed work. This listing shall contain a description of each completed project and a certification by the Applicant's Authorized Representative of the actual cost of each project involved.

(3) *Small-project grant (Sec. 419 of the Act).* (i) In any case in which the Federal estimate of an applicant's eligible costs for restoration under section 402 of the Act of damaged or destroyed facilities owned by the applicant, and debris removal and emergency protective work under sections 403 and 306 of the Act, respectively, total less than $25,000, the Regional Director may approve the applicant's project application for a small-project grant. This approval is in lieu of approval by the Regional Director of any other grant under section 306, 402, or 403 of the Act.

(ii) The grant approved by the Regional Director is based on 100 percent of the estimated eligible costs. Funds approved for debris removal or emergency protective work must be expended for that approved work. Funds approved for permanent restorative work may be expended (A) to perform all approved projects on the Damage Survey Reports or (B) to perform certain of these approved projects, and with the balance of the approved grant to construct certain other public facilities which the applicant determines to be necessary to meet the community's needs for public services and governmental functions in the disaster-affected area. Proposed alternate projects must be approved by the Regional Director prior to the start of design or construction.

(iii) This type of grant may not be approved for private nonprofit facilities under section 402(b) of the Act.

(iv) Upon approval of a project application, the Regional Director furnishes the applicant, through the State, with a listing of approved projects. This listing includes a description and approved estimate of cost for each project.

(v) One hundred percent grant to the applicant follows as soon as possible after the Regional Director's approval of the project application.

(vi) Within 30 days following completion of all work performed under a small project grant, the applicant shall complete the above listing by showing the cost of the completed projects, including any alternate projects substituted for those originally approved. This listing shall also include the applicant's certification that all work listed is completed and that all funds were expended in accordance with the purposes of section 419 of the Act, and these regulations, including compliance with special requirements including but not limited to floodplain management, environmental assessment, hazard mitigation, protection of wetlands, and insurance.

(vii) The only permissible basis for increasing Federal funding in a small project grant is a substantive error or omission in defining the approved scope of work or in the approved estimated reasonable costs of such work. Federal funding may be reduced where the applicant fails to comply with applicable laws or FEMA regulations and procedures, including noncompliance with assurances, illegal contracting methods, duplication of benefits and nonconformity with applicable standards. If a supplement to a project application is warranted, and it would increase the small project grant to an amount exceeding $25,000, the entire grant shall revert to a categorical grant or a flexible funding grant, as approved by the Regional Director.

(viii) Any remaining balance of such grant not expended by the applicant shall be returned to FEMA.

§ 205.114 Project applications.

(a) *General.* This section describes the basic policies and procedures for processing project applications. The Governor's Authorized Representative is responsible for providing technical advice and assistance when required by an applicant in order to obtain eligible Federal grant assistance. All project applications, advances of funds, claims, appeals, payments, refunds, and other related correspondence between a local government or other applicant and the Regional Director, shall be forwarded through the office of the Governor's Authorized Representative for that official's review and appropriate action. This applies to all applicants for public assistance unless otherwise stated. (Refer also to 44 CFR 205.113(a))

(b) *Applicants' briefing.* As soon as possible following the President's declaration of an emergency or a major disaster, the Regional Director and the Governor's Authorized Representative jointly schedule and conduct meetings for all potential applicants for public assistance. Requirements and procedures for requesting and obtaining available public assistance are explained at these meetings. Applicants are furnished informative material, including handbooks and a fact sheet.

(c) *Notice of Interest.* Each applicant submits a Notice of Interest which provides the basis for scheduling the damage surveys.

(d) *Damage Survey Reports.* Damage surveys are usually conducted by a Federal-State inspection team. An authorized local representative accompanies the Federal/State inspection team and is responsible for representing the applicant and assuring that all damage and needs for assistance are inspected. The inspectors record pertinent information on a Damage Survey Report, including a description of the damage, proposed repairs or replacement, and the inspectors' best estimate of the cost of the recommended work.

(e) *Project applications.* Project applications for Federal funding are prepared for the signature of the applicant's authorized agent and submitted through the Governor's Authorized Representative to the Regional Director for approval. The scope of work and amount of funding requested in the project application are based on Damage Survey Reports, plus such additional documentation as the Regional Director considers necessary. In applying for assistance, the applicant

certifies to certain assurances which are part of the project application. (See 44 CFR 205.114(h).)

(1) *Time limitations for submittal.* Project applications and supplements for all projects requested by each applicant shall be submitted as promptly as possible within 90 days after a declaration of a major disaster or within 30 days after declaration of an emergency, or lesser time periods as specified by the Regional Director. When circumstances beyond the applicant's control warrant such action, the Regional Director may at the State's request extend these time limitations. Supplements that cover new work are subject to same time limitations as project applications. Changes in scope of work or increases in estimates of eligible costs for projects previously approved shall be reported to the Governor's Authorized Representative immediately upon determination by the applicant that such changes are necessary. The related supplements shall be submitted as soon as possible thereafter.

(2) *Funding option.* When the total estimated costs requested in the project application exceed $25,000, the applicant has a choice of the type of funding that best suits its needs, either a categorical or flexible funding grant. (See § 205.113 (b) (1) and (2).) This choice is made on the project application by the applicant. If the applicant chooses flexible funding, then the basic project application shall include only debris clearance, emergency protective measures, and other eligible emergency work and shall be handled as a categorical grant. Permanent work that is otherwise eligible for flexible funding assistance will be included in a supplement(s) to the basic project application.

(f) *Advances of funds.* (1) Final settlement does not occur until the applicant completes all approved work for which a claim is made and pays all related bills. At the applicant's request, funds may be advanced to meet the current obligations for eligible work and those anticipated for the next 60 days. An advance does not constitute final approval by FEMA of a grant; advances are discretionary and are designed to the convenience of the applicant. Further advances of funds may be made as necessary; however, the total of advanced funds may not exceed the percentage agreed upon by the Regional Director and the Governor's Authorized Representative. The advance of funds is based on a project application approved either as a categorical or flexible funding grant. The applicant may request an advance of funds at the time its project application is submitted or after the project application is approved, depending upon the applicant's need.

(2) States, as well as applicants for categorical or flexible funding grants, shall adopt procedures which minimize the time elapsing between the transfer of funds from the United States Treasury to the State or grantee and their subsequent disbursement by the grantee for authorized program purposes.

(g) *Supplemental project applications.* Supplemental project applications under a categorical grant may be submitted by or on behalf of an applicant for new or additionl work, or for other increases in funding found to be necessary after the basic project application was submitted.

(h) *State review and approval.* The Governor's Authorized Representative(s) shall review all project applications and supplemental project applications and shall recommend approval or disapproval. As a condition for FEMA approval, the State and the applicant shall provide the assurances on the reverse side of the standard form used for submitting project applications to FEMA. Any grantee or recipient of such FEMA funding other than the State or the applicant shall also provide these assurances plus such other assurances as may be required by these regulations or by the Regional Director.

(i) *Regional Director's review and approval.* The Regional Director reviews the project application and supplemental project applications for eligibility of work, reasonableness of costs, and other considerations. He/she then notifies the applicant through the Governor's Authorized Representative of the approval or disapproval, and conditions, if any. Funds are obligated upon the Regional Director's approval, and advances may be made any time after obligation of funds. In the case of a small-project grant, final reimbursement is made when the Regional Director approves the project application.

§ 205.115 Documentation.

All recipients of Federal grants must maintain adequate disbursement and accounting records of the costs incurred on approved disaster work so that the documentation required by State or Federal audit can be made available. The requirement for auditable records applies to categorical, flexible funding, and small-project grants. Original or source documents must be available for audit purposes, and documentation must be available to auditors at one central office of record. These accounting records and documentation must be kept by the applicant for three years from date of final settlement of claim.

§ 205.116 Project performance.

(a) The primary responsibility for managing the approved projects rests with the applicant.

(1) *Force account.* Eligible work may be performed under force account. The applicant may use its own equipment or other publicly owned equipment. The applicant may rent privately-owned equipment to perform eligible disaster-related work. Each applicant using force account shall maintain adequate, auditable records for each line item of eligible work.

(2) Contract: Eligible work may be performed partially or totally by contract.

(b) *Time limitations for completion of work*—(1) *Emergencies.* Federal emergency assistance shall terminate no later than one month after the determination that an emergency exists, except:

(i) Based on extenuating circumstances beyond the control of the applicant, the Regional Director may extend the time limitation not to exceed an additional two months.

(ii) Based on a determination that such action is warranted, the Associate Director may extend the time limitation completion date beyond three months when requested to do so by the State.

(2) *Major disasters.* (i) Federal assistance shall begin with the start of the incident period under the President's declaration of a major disaster as established in the Federal-State Agreement and, except for the situation described in paragraph (b)(2)(ii) of this section, shall terminate upon expiration of these prescribed deadlines:[1]

Completion[2] deadlines

	Months
(A) Debris clearance	6
(B) Emergency work	6
(C) Permanent work	18

[2] These time limitations apply to categorical grants and to grants involving flexible funding under sections 402(f) and 419 of the Act. The Regional Director may require an applicant to submit a completion schedule through the State for his approval.

(ii) *Exceptions.* (A) Based on extenuating circumstances or unusual project requirements beyond the control of the grantee, the Regional Director may extend the deadlines under § 205.116(b)(2)(i) (A) and (B) for a period not to exceed six months and under (C) for a period not to exceed one year, on a project-by-project basis.

(B) Based on a determination that such action is warranted, the Associate

[1] The Regional Director may also impose deadlines under this subparagraph for initiation of work.

Director may extend any of the deadlines prescribed by this action.

(iii) The Regional Director may impose lesser deadlines for completion of work under paragraph (b)(2)(i) of this if considered appropriate.

(iv) When an applicant fails to make a timely start of work approved under the Act, the Regional Director shall review the project approval and may suspend or withdraw his approval of Federal funding.

(c) *Progress reports.* For any permanent projects that the applicant does not expect to complete within 18 months from the date of the disaster declaration, the applicant shall submit work schedules with the application or supplement for approval by the Governor's Authorized Representative and by the Regional Director. When required by the Regional Director or the Governor's Authorized Representative, the applicant shall provide the Governor's Authorized Representative with periodic progress reports of scheduled work, outlining any problems and unforeseen circumstances that are expected to result in a slippage in the schedule. The Governor's Authorized Representative may use such reports to take action to eliminate the causes of delays and to identify projects that may require time extensions. The Governor's Authorized Representative shall provide the Regional Director with copies of these progress reports together with comments and a report of actions taken. Any changes in approved schedules must be justified by the applicant and approved by the Governor's Authorized Representative and by the Regional Director.

(d) *Requests for time extensions.* If an applicant finds that an approved project cannot be completed within the time limit prescribed by the Regional Director, the applicant shall forward promptly to the State a request in writing for additional time, together with justification for delay in completion of the project. The Governor's Authorized Representative shall forward the request with a recommendation to the Regional Director. The Regional Director shall notify the applicant, through the State, of approval or denial. Requests for time extensions beyond the Regional Director's authority are forwarded by the Regional Director to the Associate Director for his action.

(e) *Cost overruns.* During the execution of approved work under categorical grants, the applicant may find that overruns are occurring on the actual costs of certain projects, compared to the approved estimates on the Damage Survey Reports. Such cost overruns fall into two main categories: (1) Overruns because of variations in unit prices and (2) overruns because of change in scope of eligible work. The applicant should report these situations to the Governor's Authorized Representative immediately so that appropriate actions can be taken to verify eligibility of the overruns. An interim inspection by a Federal inspector may be necessary. Upon verification of eligibility documented by amended Damage Survey Reports, a supplemental project application to cover the overrun may be submitted.

§ 205.117 Final inspections.

(a) For any categorical grant, flexible funding grant, or small project grant, the Regional Director or the Associate Director, may require such Federal or State inspections, not otherwise required by these regulations, as he/she deems necessary.

(b) The following requirements for Federal final inspection are applicable to categorical grants and to flexible funding grants:

(1) For any project of completed work for which the claimed amount of FEMA reimbursement exceeds $10,000, a Federal final inspection is required.

(2) For any project of completed work for which the claimed amount of FEMA reimbursement does not exceed $10,000, the Regional Director may accept a written certification by the applicant's Authorized Representative, describing the project and certifying the claimed actual costs in sufficient detail to permit a desk review by the Governor's Authorized Representative and by the Regional Director. The Regional Director will notify the State whether the applicant's certification was satisfactory. For those projects not adequately certified, the Regional Director shall require a State or Federal final inspection.

(c) Reference 44 CFR 205.113(b)(3)(vi), the Regional Director shall require a State or Federal final inspection of any project of work completed under a small project grant as he/she deems necessary.

(d) The Governor's Authorized Representative shall arrange for and schedule final inspections, and interim inspections, which he/she deems necessary, and those additional inspections required by the Regional Director. The Governor's Authorized Representative shall assure that all of these inspections are conducted and completed effectively and in a timely manner.

§ 205.118 Claims for reimbursement.

(a) *Submittal.* To receive reimbursement for funds expended under a categorical grant or flexible funding grant, the applicant shall submit a claim to the State within 60 days after the completion of approved work, including a listing of actual costs for each line item. All costs claimed shall be paid by the applicant prior to approval of final settlement by the Regional Director. Under a small project grant, the applicant shall submit a request for reimbursement with the project application. If the applicant completes all work approved for it under a categorical grant for an amount less than $25,000, the Regional Director may, at his/her discretion, approve a change in funding to a small project grant, and reduce the amount originally approved to the amount of the actual cost of the approved work.

(b) *Audit.* (1) Reference 44 CFR 205.112(e), the Governor's Authorized Representative shall arrange for State audit to be made for each categorical or flexible funding grant as soon as possible after receiving the applicant's claim. Audit of small project grants is not normally required. Documentation must be available to auditors at the grantee's central office of record. The Regional Director or the Associate Director may request a Federal audit of any claim, regardless of amount or type of funding.

(2) The FEMA or State auditors, the Governor's Authorized Representative, the Regional Director, the Associate Director, and the Comptroller General of the United States or their duly authorized representatives shall for the purpose of audit and examination have access to any books, documents, papers, and records that pertain to Federal funds, equipment, and supplies received under these regulations.

(3) Federal audit: The FEMA Inspector General and the General Accounting Office have audit responsibility. Thus, a Federal audit may be performed on any claim if deemed necessary by the FEMA Inspector General and/or the General Accounting Office.

(c) *Partial payments.* In any case where an applicant has completed part of the approved work, has received the maximum advance of funds available, and still lacks funds to satisfy all project-related obligations, the Regional Director may approve partial payments. The basis for approval of such payments are urgent financial need, satisfactory inspection reports, and audit of the applicant's records upon which the partial payment is based.

(d) *Review and approval*—(1) *State.* Following audit, the Governor's Authorized Representative reviews the claim and, based on the audit report and related documents, approves a certain

amount on the claim to be submitted to the Regional Director for approval. The State shall submit the claim and the audit report to the Regional Director as soon as possible after the date that the applicant submitted the claim to the Governor's Authorized Representative.

(2) *Regional Director.* Following his/her review of the claim and audit report, the Regional Director may approve or disapprove it. An approved claim will then be processed for payment. If the Regional Director does not agree with the State audit recommendations, he/she may request a Federal audit. If he/she does not agree with the Federal audit recommendations and the matter cannot be resolved at the Regional level, the case is forwarded to the Associate Director for resolution. The Regional Director or the Associate Director may require additional Federal audits as he/she deems necessary.

§ 205.119 Federal funding.

(a) *Management of Federal funds.* The State shall properly account for all Federal funds made available to the State under these regulations as Federal funds in the accounts of the State. In each case, the State agency concerned shall provide such authenticated reports as the Associate Director or the Regional Director may require, covering the status and application of the funds, the liabilities and obligations on hand, and other pertinent information.

(b) *Release of Federal funds for State or local governments.* Requests for advance of funds or reimbursement that are approved by the Regional Director are forwarded to the FEMA National Office, where they are processed to the U.S. Treasury for payment.

(c) *Recovery of excess advances from State or local governments.* (1) A bill for collection will be issued to the State immediately upon verification that the applicant has received funds in excess of the amount approved by the Regional Director as final settlement of its claim. In the event that there is an appeal by the applicant pending, the bill for collection may not be issued until the appeal is settled by the Regional Director or the Associate Director. The States shall advise applicants that the bills for collection are due upon receipt and that any appeals of the bills must be filed with the Regional Director within 60 days, the time limit established in 44 CFR 205.120.

(2) If by the expiration of the period for appeals the Regional Director has not received payment for the full amount of the bill for collection, he/she shall notify the appropriate State official in writing for transmittal to the applicant that the amount owed is past due, and that the claim is being referred to the Claims Collection Officer for further action. This action may include offset against future claims for disaster relief from the applicant or the State.

(d) *Disposition of interest earned on advances for funds.* (1) From the time that the State disburses advances of Federal funds to local applicants or to applicant State agencies, any interest earned on those funds must be paid to the Federal Government.

(2) If an applicant incurs disaster-related obligations, discharges those obligations with its own funds, and uses the advanced funds to reimburse its own accounts, the applicant does not have to remit any interest earned to the Federal Government.

(3) States do not have to remit interest earned on advanced funds that are held briefly pending disbursement for immediate program purposes, i.e., to advance to eligible applicants for their disaster-related expenses.

(e) *Return of overadvanced funds by other Federal agencies.* Other Federal agencies shall promptly return to FEMA any advances of funds which are excess to their requirements in carrying out assignments made to them by FEMA.

§ 205.120 Appeals.

(a) An applicant may request the Governor's Authorized Representative to submit an appeal to the Regional Director for reconsideration of any determinations that the Regional Director made related to Federal assistance for that applicant. The applicant's written request shall be made within 60 days of the date of the Regional Director's action that is being appealed and shall include such additional information as appropriate justification. However, in the event that the additional information is not immediately available, the applicant shall within the 60-day period notify the State in writing of its intention to appeal, and shall then follow up with the required documentation.

(b) The State shall forward such appeals within 30 days of receipt of the appeal from the applicant, together with the State's comments, recommendations, and any additional information it may have.

(c) Upon receipt of an appeal, the Regional Director shall review the material submitted and make such additional investigation as he/she deems appropriate. Following the review and investigation, the Regional Director shall notify the State, in writing, of his/her decision to grant or deny the appeal. If the decision is to grant the appeal, the Regional Director shall take such additional action as is necessary to implement his/her decision.

(d) If the Regional Director denies the appeal, the applicant may request the State to submit a second appeal to the Associate Director. Such appeal shall be made in writing through the Regional Director, and shall be submitted not later than 60 days after receipt of notice of the Regional Director's denial of the appeal. Action by the Associate Director is final.

(e) If an applicant requests the State to make an appeal to the Regional Director or to the Associate Director in accordance with this section and the State declines, or takes no action on the request, the applicant may make an appeal directly to the Regional Director. The appeal by the applicant shall be made in writing within 60 days after receipt from the State of the notice of determination by the Regional Director, or notification by the State, that it will not make an appeal.

(f) Based on his/her determination that such action is warranted, the Associate Director or the Regional Director may extend any of the time periods prescribed by this section.

§ 205.121 Direct Federal assistance.

(a) Neither eligible emergency work, nor eligible permanent work under the provisions of section 402 of the Act, may be performed by or under the direct supervision of a Federal agency except in certain circumstances. When in rare cases the State or local government lacks the capability to perform or to contract for the eligible work, the applicant may request that the work be accomplished by a Federal agency. However, it is not anticipated that mission assignments to other Federal agencies can very often be justified. Such assistance is subject to eligibility criteria for proposed work contained in Subpart E—Public Assistance—of these regulations. Details concerning reimbursement of other Federal agencies are contained in Subpart I.

(b) Requests by Applicants: (1) The applicant shall submit requests for direct Federal assistance through the Governor's Authorized Representative for the Regional Director's approval.

(2) Requests must be made within 10 days after a major disaster declaration, or an emergency declaration, unless that period is specifically extended or shortened by the Regional Director.

(3) Time limitation for completion of emergency work or debris removal by a Federal agency under a mission assignment is three months after President's declaration. The applicant or State must be prepared to take over any emergency work not completed by the

Federal agency within the three month period.

(4) The request shall be in the form of a resolution by the governing body of an eligible applicant, and shall include its agreement to:

(i) Provide without cost to the United States all lands, easements, and rights-of-way necessary to the accomplishment of the approved work; and

(ii) Hold and save the United States free from damages due to the requested work, and shall indemnify the Federal Government against any claims arising from such work.

(5) The request shall be accompanied by:

(i) A statement of the reasons why the emergency work cannot be performed by the applicant, or by any other local government; and

(ii) Assurance by the applicant of compliance with Title VI of the Civil Rights Act of 1964, Pub. L. 88–352, 78 Stat. 241 (42 U.S.C. 2000d–2000d–4), and Section 311, Pub. L. 93–288.

(c) Request by Governor's Authorized Representative: (1) In those instances where the required resolution by each applicant cannot be obtained on a timely basis to meet immediate needs, the Governor's Authorized Representative may submit a State request for direct Federal assistance for the Regional Director's approval.

(2) The FEMA policy in providing direct Federal assistance in response to a State request is that the immediate requirements for such debris removal or emergency work must clearly exceed State and local capabilities for timely accomplishment and is available only for major disasters of unusual magnitude or severity. Whenever feasible, it is expected the responsible State or local government shall develop the necessary capabilities to perform any remaining eligible work within ten days after the Presidential declaration, or that each unable to do so shall submit an appropriate resolution for continuation of direct Federal assistance. The Regional Director shall terminate direct Federal assistance in response to the State request on the tenth day after the Presidential declaration, except for any extension justified by an appropriate resolution from an applicant on a case-by-case basis. Whenever feasible, technical advice or assistance shall be provided to an applicant to eliminate any requirement for direct Federal assistance. It is also expected that the capabilities of the State or other local governments shall be fully committed before any direct Federal assistance is authorized.

(3) Such State requests must be submitted within two days after the date of declaration of a major disaster or emergency and shall have a time limitation which expires ten days after the date of declaration. During this period, the interested applicants shall submit an appropriate request through the Governor's Authorized Representative in accordance with § 205.121(b) above. The Regional Director's approval must be obtained before the expiration of the tenth day after the declaration for the desired Federal assistance to continue.

(4) The Federal agency performing direct Federal assistance in response to a State request shall contact the applicant's authorized representative of each applicant designated specifically by the Regional Director in coordination with the Governor's Authorized Representative. Before any Federal assistance is provided, the applicant's authorized representative shall request the Federal agency to perform the desired work, confirming each verbal request in writing without delay. No direct Federal assistance shall be performed without such prior request.

(5) The State request shall include its agreement to:

(i) Provide without cost to the United States all lands, easements, and rights-of-way necessary to the accomplishment of the approved work; and

(ii) Hold and save the United States free from damages due to the requested work, and indemnify the Federal government against any claims arising from such work.

(6) The request shall be accompanied by:

(i) A statement of the reasons why the emergency work cannot be performed by a local government or by the State; and

(ii) Assurances by the State of compliance with Title VI of the Civil Rights Act of 1964, Pub. L. 88–352, 78 Stat. 241.

(7) Emergency work on debris removal by direct Federal assistance in response to such a State request shall be performed on publicly-owned property. Under exceptional circumstances when in the public interest, and based on written assurances of right-of-entry and indemnification provided by the State, the local government, or the owner, such direct Federal assistance may be performed on private property.

(d) Approval: (1) State. If the Governor's Authorized Representative concurs that the emergency work is necessary and cannot be accomplished by the applicant, by another local government, or by the State, he/she shall endorse the applicant's request for direct Federal assistance and forward it to the Regional Director, together with a statement of the reasons why the State cannot provide the requested assistance.

(2) Regional Director:

(i) If the Regional Director approves the request, he/she shall issue a mission assignment to the appropriate Federal agency. The assignment letter to the agency shall define the scope of eligible work. Prior to execution of work on any project, except under unusual circumstances approved by the Regional Director, the Federal agency shall submit a Damage Survey Report to the Regional Director for review and approval to establish the scope of eligible work and approved cost limitations. The Federal agency shall not exceed the limit on funding approved by the Regional Director without obtaining prior approval of supplemental funding.

(ii) If all or any part of the requested work falls within another Federal agency's statutory authorities and capabilities, the Regional Director shall not approve it. Instead, he/she shall refer the request to the other Federal agency for action.

(d) Project management: (1) Federal agency responsibilities. The performing Federal agency shall ensure that the work is performed and completed in accordance with the Regional Director's approved scope of work, costs, time limitations, and applicable standards. The performing Federal agency shall also keep the Reginal Director, the Governor's Authorized Representative, and the applicant advised of work progress and other developments. The Federal agency is also responsible for obtaining any necessary permits or licenses; for compliance with applicable State and local laws or other requirements; and for compliance with these regulations and other applicable handbooks or guidance by the Regional Director. The Federal agency shall also provide a final inspection report signifying completion of the approved work which has been signed by the Federal agency's inspector and the applicant's authorized agent.

(2) Applicant responsibilities. The applicant shall assist the performing Federal agency in all support and local jurisdictional matters that a private owner would assume in a relationship to a performing contractor. These matters include securing local building permits and rights of entry, control of traffic and pedestrians in the interest of safety and public welfare, and compliance with local building ordinances. Refer also to 44 CFR 205.76(a)(7) regarding eligibility of costs of administrative expenses.

§ 205.122 Availability of materials.

For the purposes of this section, "construction materials" shall include building materials and materials required for repair or replacement of housing, public facilities, or normal farm and business facilities. The Regional Director may, at the request of the Governor of an affected State, provide for a survey of construction materials needed in the disaster affected area on an emergency basis for housing repair, replacement housing, public facilities repairs and replacement, farming operations, and business enterprises and may take appropriate action to assure the availability and the fair distribution of needed materials. Where possible, such action may include the voluntary allocation of such materials for a period of not more than 180 days after the major disaster. The Regional Director shall implement any allocation program to the extent possible by working with and through those companies that traditionally supply construction materials in the affected area.

(Sec. 601, Disaster Relief Act of 1974, Pub. L. 93-288, 88 Stat. 163 (42 U.S.C. 5201) Executive Order 12148 (44 FR 43239); and Delegation of Authority)

Issued at Washington, D.C.

William H. Wilcox,

Associate Director, Disaster Response and Recovery, Federal Emergency Management Agency.

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federal register

Monday
July 7, 1980

Part VI

Department of the Interior

Bureau of Land Management

Outer Continental Shelf Gulf of Mexico; Proposed Oil and Gas Lease Sale No. 62

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

Outer Continental Shelf Gulf of Mexico; Proposed Oil and Gas Lease Sale No. 62

With regard to oil and gas leasing on the Outer Continental Shelf (OCS), the Secretary of the Interior, pursuant to Sec. 19 of the OCS Lands Act, as amended, provides the affected States the opportunity to review the proposed sale notice before its final publication in the **Federal Register**. The following is a proposed sale notice for proposed Sale No. 62 in the offshore waters of the Gulf of Mexico Area. This notice is hereby published as a matter of information to the public. The sale date published in this notice is tentative.

Ed Hastey,

Associate Director, Bureau of Land Management.

Dated: June 30, 1980.

Approved: ————.

H. L. Ross,

Deputy Assistant Secretary of the Interior.

BILLING CODE 4310-84-M

1. Authority. This notice is published pursuant to the Outer Continental Shelf Lands Act of 1953 (43 U.S.C. 1331-1343), as amended, (92 Stat. 629), and the regulations issued thereunder (43 CFR Part 3300).

Filing of Bids. Sealed bids will be received by the Manager, New Orleans Outer Continental Shelf (OCS) Office, Bureau of Land Management Hale Boggs Federal Building, 500 Camp Street, Suite 841, New Orleans, Louisiana 70130. Bids may be delivered, either by mail or in person, to the above address until 4:15 p.m., c.s.t., November 17, 1980; or by personal delivery to the Louisiana Superdome, Gate "C", Hyatt Ramp, Level 200, Rooms 4 and 5, 1500 Poydras Street, New Orleans, Louisiana between the hours of 8:30 a.m., c.s.t., and 9:30 a.m., c.s.t., November 18, 1980. Bids received by the Manager later than the times and dates specified above will be returned unopened to the bidders. Bids may not be modified or withdrawn unless written modification or withdrawal is received by the Manager prior to 9:30 a.m., c.s.t., November 18, 1980. All bids must be submitted and will be considered in accordance with applicable regulations, including 43 CFR Part 3300. The list of restricted joint bidders which applies to this sale was published in 45 FR _____ 1980.

3. Method of Bidding. A separate bid in a sealed envelope, labeled "Sealed Bid for Oil and Gas Lease (insert number of tract), not to be opened until 10:00 a.m., c.s.t., November 18, 1980" must be submitted for each tract. A suggested form appears in 43 CFR Part 3300, Appendix A. Bidders are advised that tract numbers are assigned solely for administrative purposes and are not the same as block numbers found on official protraction diagrams or leasing maps. All bids received shall be deemed submitted for a numbered tract. Bidders must submit with each bid one-fifth of the cash bonus in cash or by cashier's check, bank draft on a solvent bank, or certified check, payable to the order of the Bureau of Land Management. No bid for less than a full tract as described in paragraph 12 will be considered. Bidders submitting joint bids must state on the bid form the proportionate interest of each participating bidder, in percent to a maximum of five decimal places, as well as submit a sworn statement that the bidder is not disqualified under 43 CFR Subpart 3316. The suggested form for this statement to be used in joint bids appears in 43 CFR Part 3300, Appendix B. Other documents may be required of bidders under 43 CFR 3316.4. Bidders are warned against violation of 18 U.S.C. 1860, prohibiting unlawful combination or intimidation of bidders.

4. Bidding Systems. All leases awarded for this sale will provide for a yearly rental payment of $3 per acre or fraction thereof. Except for the fixed Net Profit Share tracts listed in Paragraph 4(c) of this notice all leases awarded will provide for a minimum annual royalty payment of $3 per acre or fraction thereof. The following systems will be utilized. (These systems are subject to final approval by the Departments of Energy and Interior.)

(a) Bonus Bidding With 33-1/3 Percent Royalty. Bids on tracts 62-19, 62-20, 62-21, 62-22, 62-23, 62-24, 62-64, 62-65, 62-79, 62-80 and 62-81 must be on a cash bonus basis with a fixed royalty of 33-1/3 percent.

(b) Bonus Bidding with a Fixed Sliding Scale Royalty. Bids on tracts 62-28, 62-29, 62-31, 62-32, 62-33, 62-34, 62-35, 62-55, 62-70 and 62-76 must be submitted on a cash bonus basis with the percent royalty due in amount or value of production saved, removed or sold fixed according to the sliding scale formula described below. This formula fixes the percent royalty at a level determined by the value of lease production

during each calendar quarter. For purposes of determining the royalty percent due on production during a quarter, the value of production during the quarter will be adjusted for inflation as described below. The determination of the value of the production on which royalty is due will be made pursuant to 30 CFR 250.64.

The fixed sliding scale formula operates in the following way; when the quarterly value of production, adjusted for inflation, is less than or equal to $10.812077 million, a royalty of 16.66667 percent in amount or value of production saved removed or sold will be due on the unadjusted value or amount of production. When the adjusted quarterly value of production is equal to or greater than $10.812078 million, but less than or equal to $445.239477 million, the royalty percent due on the unadjusted value or amount of production is given by

$$Rj = b(Ln\ (Vj/S))$$

where

Rj = the percent royalty that is due and payable on the unadjusted amount or value of all production saved removed or sold in quarter j

b = 13.0

Ln = natural logarithm

Vj = the value of production in quarter j adjusted for inflation, in millions of dollars

S = 3.0

When the adjusted quarterly value of production is equal to or greater than $445.239478 million, a royalty of 65.00000 percent in amount or value of production saved, removed or sold will be due on the unadjusted quarterly value

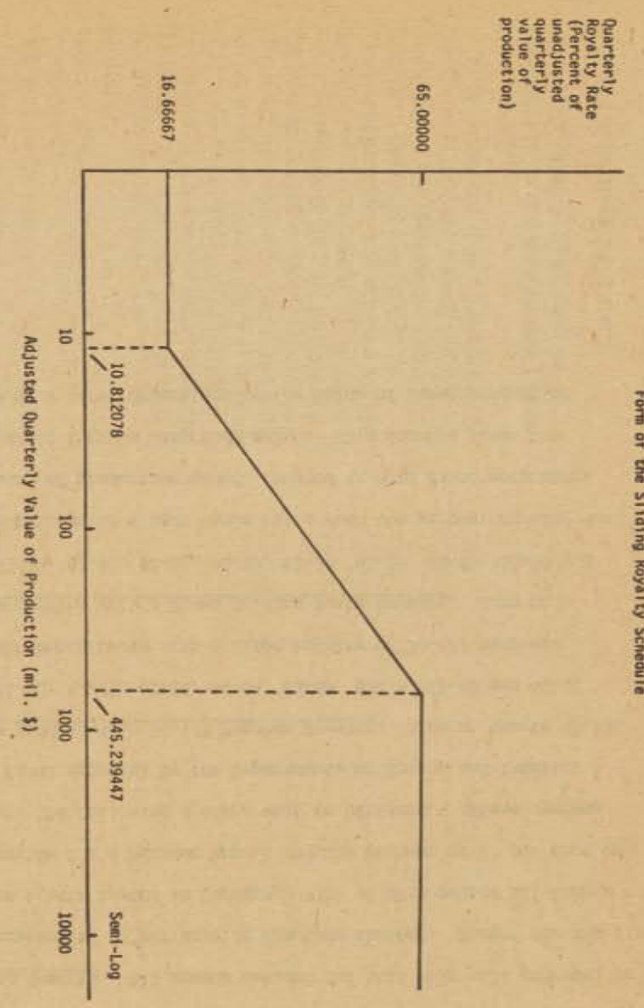


Figure 1
Form of the Sliding Royalty Schedule

TABLE 1. HYPOTHERICAL QUARTERLY ROYALTY CALCULATIONS

(A) Actual Value of Quarterly production (Millions of Dollars)	(B) GNP Fixed Weighted Price Index	(C) Inflation Factor[1]	(D) Adjusted Value of Quarterly Production[2] (Vj, Millions of $)	(E) Percent Royalty Rate (Rj)	(F) Royalty Payment[3] (Millions of Dollars
10.000000	200.0	4/3	7.500000	16.66667	1.666667
30.000000	200.0	4/3	22.500000	26.19374	7.858122
90.000000	200.0	4/3	67.500000	40.47570	36.428130
270.000000	200.0	4/3	202.500000	54.75766	147.845682
810.000000	200.0	4/3	607.500000	65.00000	526.500000
10.000000	250.0	5/3	6.000000	16.66667	1.666667
30.000000	250.0	5/3	18.000000	23.29287	6.987861
90.000000	250.0	5/3	54.000000	37.57483	33.817347
270.000000	250.0	5/3	162.000000	51.85679	140.013333
810.000000	250.0	5/3	486.000000	65.00000	526.500000

1. Column (B) divided by 150.0 (assumed value of GNP fixed weighted price index at time leases are issued).

2. Column (A) divided by Inflation Factor.

3. Column (A) times Column (E) divided by 100. All values are rounded for display purposes only.

of production. Thus, in no instance will the quarterly royalty due exceed 65.00000 percent in amount or value of quarterly production saved, removed or sold.

In determining the quarterly percent royalty due, Rj, the calculation will be carried to five decimal places (for example, 21.25878 percent). This calculation will incorporate the adjusted quarterly value of production, Vj, in millions of dollars, rounded to the sixth digit, i.e., the nearest dollar (for example, 15.392847 millions of dollars).

The form of the sliding scale royalty schedule is illustrated in Figure 1. Note that the effective quarterly royalty rate depends upon the inflation adjusted quarterly value of production. However, this rate is applied to the unadjusted quarterly value of production to determine the royalty payment due.

In adjusting the quarterly value of production for use in calculating the percent royalty due on production during the quarter, the actual value of production will be adjusted to account for the effects of inflation by dividing the actual value of production by the following inflation adjustment factor. The inflation adjustment factor used will be the ratio of the GNP fixed weighted price index for the calendar quarter preceding the quarter of production to the value of that index for the quarter preceding the issuance of the lease. The GNP fixed weighted price index is published monthly in the Survey of Current Business by the Bureau of Economic Analysis, U.S. Department of Commerce. The percent royalty will be due and payable on the actual amount or value of production saved, removed, or sold as determined pursuant to 30 CFR 250.64. The timing of procedures for inflation adjustments and determinations of the royalty due will be specified at a later date. Table 1 provides hypothetical examples of quarterly royalty calculations using the sliding scale formula just described under two different values for the quarterly price index.

(c) Bonus Bidding with a Fixed Net Profit Share. Bids on tracts 62-1, 62-2, 62-3, 62-4, 62-11, 62-12, 62-13, 62-16, 62-17, 62-18, 62-46, 62-56, 62-57, 62-58, 62-59, 62-60, 62-61, 62-62, 62-63, 62-72, 62-73 and 62-74 must be submitted on a cash bonus basis with a fixed net profit share rate of 50 percent and a 1.00 capital recovery factor. (Note: The capital recovery factor represents the actual capital recovery premium that is debited to the net profit share lease capital account, which is made in addition to the debit for actual expenses). The net profit share payment shall be calculated according to the Department of Energy regulations in 10 CFR 390 (45 FR 36784, May 30, 1980).

(d) Bonus Bidding with a 16-2/3 Percent Royalty. Bids on the remaining tracts to be offered at this sale must be submitted on a cash bonus basis with a fixed royalty of 16-2/3 percent.

5. Equal Opportunity. Each bidder must have submitted by 9:30 a.m., c.s.t., November 18, 1980, the certification required by 41 CFR 60-1.7(b) and Executive Order No. 11246 of September 24, 1965, as amended by Executive Order No. 11375 of October 13, 1967, on the Compliance Report Certification Form, Form 1140-8 (November 1973), and the Affirmative Action Representation Form, Form 1140-7 (December 1971).

6. Bid Opening. Bids will be opened on November 18, 1980, beginning at 10:00 a.m., c.s.t., at the address stated in paragraph 2. The opening of the bids is for the sole purpose of publicly announcing and recording bids received and no bids will be accepted or rejected at that time. If the Department is prohibited for any reason from opening any bid before midnight, November 18, 1980, that bid will be returned unopened to the bidder, as soon thereafter as possible.

7. Deposit of Payment. Any cash, cashier's checks, certified checks or bank drafts on a solvent bank, submitted with a bid may be deposited in a suspense account in the Treasury during the period the bids are being considered. Such a deposit does not constitute and shall not be construed as acceptance of any bid on behalf of the United States.

8. Withdrawal of Tracts. The United States reserves the right to withdraw any tract from this sale prior to issuance of a written acceptance of a bid for that tract.

9. Acceptance or Rejection of Bids. The United States reserves the right to reject any and all bids for any tract. In any case, no bid for any tract will be accepted and no lease for any tract will be awarded to any bidder unless:

(a) The bidder has complied with all requirements of this notice and applicable regulations;

(b) The bid is the highest valid cash bonus bid; and

(c) The amount of the bid has been determined to be adequate by the Secretary of the Interior.

No bid will be considered for acceptance unless it offers a cash bonus in the amount of $25 or more per acre or fraction thereof.

10. Successful Bidders. Each person who has submitted a bid accepted by the Secretary of the Interior will be required to execute copies of the lease specified below, pay the balance of the cash bonus bid together with the first year's annual rental and satisfy the bonding requirements of 43 CFR Subpart 3318 within the time provided in 43 CFR 3316.5.

11. Leasing Maps/Official Protraction Diagram. Tracts offered for lease may be located on the following leasing maps/official protraction diagrams which are available from the Manager, New Orleans Outer Continental Shelf Office at the address stated in paragraph 2.

(a) Outer Continental Shelf Leasing Maps - Texas Nos. 1 through 8.

These maps are arranged in two sets, Nos. 1 through 4 (7 maps), which sell for $5 per set; and Nos. 5 through 8 (9 maps), which sell for $7 per set.

(b) Outer Continental Shelf Official Protraction Diagram:

NG 14-3 Corpus Christi

This sells for $2.

12. Tract Descriptions. The tracts offered for bids are as follows:

Note: There may be gaps in the numbers of the tracts listed. Some of the blocks identified in the final environmental statement may not be included in this notice. Some of the blocks are included in prior environmental statements rather than the environmental statement for this sale.

TENTATIVE TRACT LIST
OCS SALE #62

OCS LEASING MAP, SOUTH PADRE ISLAND AREA, EAST ADDITION, TEXAS MAP NO. 1A
(Approved May 6, 1965)

Tract	Block	Description	Acreage
62-1	A-64	All	5760
62-2	A-65	All	5760
62-3	A-70	All	5760
62-4	A-71	All	5760

OCS LEASING MAP, NORTH PADRE ISLAND AREA, TEXAS MAP NO. 2
(Approved July 16, 1954)

Tract	Block	Description	Acreage
62-5	946	All	5760
62-6	966	All	5760

OCS LEASING MAP, MUSTANG ISLAND AREA, TEXAS MAP NO. 3
(Approved July 16, 1954; Revised October 30, 1961)

Tract	Block	Description	Acreage
62-7	791	All	5760
62-8	800	All	5760
62-9	A-22	All	5760
62-10	A-31	All	5760

OCS LEASING MAP, MUSTANG ISLAND AREA, EAST ADDITION, TEXAS MAP NO. 3A
(Approved January 23, 1967)

Tract	Block	Description	Acreage
62-11	A-124	All	5760
62-12	A-128	All	5760
62-13	A-129	All	5760

OCS LEASING MAP, MATAGORDA ISLAND AREA, TEXAS MAP NO. 4
(Approved July 16, 1954)

Tract	Block	Description	Acreage
62-14	528	All	5760
62-15	568	All	5760
62-16	639	All	5760
62-17	640	All	5760
62-18	649	All	5760
62-19	653	All	5760
62-20	654	All	5760
62-21	668	All	5760
62-22	685	All	5760
62-23	701	All	5760
62-24	712	All	5760

OCS LEASING MAP, BRAZOS AREA, TEXAS MAP NO. 5
(Approved July 16, 1954)

Tract	Block	Description	Acreage
62-25	449	1/	2270 (est.)
62-26	450	1/	5695 (est.)
62-27	475	All	5760
62-28	501	All	5760
62-29	502	All	5760
62-30	530	All	5760
62-31	578	All	5760
62-32	A-7	All	5760
62-33	A-39	All	5760
62-34	A-40	All	5760
62-35	A-41	All	5760

OCS LEASING MAP, GALVESTON AREA, TEXAS MAP NO. 6
(Approved July 16, 1954)

Tract	Block	Description	Acreage
62-36	253	All	5760
62-37	272	All	5760
62-38	301	All	5760
62-39	302	All	5760
62-40	303	All	5760
62-41	304	1/	5315 (est.)
62-42	392	All	5760
62-43	421	All	5760
62-44	426	All	5760
62-45	427	All	5760
62-46	A-100	All	5760

OCS LEASING MAP, HIGH ISLAND AREA, TEXAS MAP NO. 7
(Approved July 16, 1954; Revised August 1955)

Tract	Block	Description	Acreage
62-47	49	All	5760
62-48	50	All	5760
62-49	72	All	5760
62-50	94	All	5760
62-51	108	All	5760
62-52	161	E½; NE¼NE¼NW¼; SE¼NE¼SW¼; NE¼SW¼SW¼; S½SW¼SW¼; SE¼SW¼	3690
62-53	200	All	5760
62-54	201	All	5760

OCS LEASING MAP, HIGH ISLAND AREA, SOUTH ADDITION, TEXAS MAP NO. 7B
(Approved September 24, 1959)

Tract	Block	Description	Acreage
62-55	A-417	All	5760
62-56	A-437	All	5760
62-57	A-438	All	5760
62-58	A-439	All	5760
62-59	A-440	All	5760
62-60	A-444	All	5760
62-61	A-445	All	5760
62-62	A-454	All	5760
62-63	A-455	All	5760
62-64	A-470	All	5760
62-65	A-472	All	5760
62-66	A-543	All	5760
62-67	A-569	All	5760
62-68	A-576	All	5760
62-69	A-578	All	5760

OCS LEASING MAP, HIGH ISLAND AREA, EAST ADDITION, SOUTH EXTENSION, TEXAS MAP NO. 7C
(Approved September 24, 1959)

Tract	Block	Description	Acreage
62-70	A-267	All	5760
62-71	A-282	All	5760

OCS OFFICIAL PROTRACTION DIAGRAM, CORPUS CHRISTI NG 14-3
(Approved June 5, 1974; Revised January 27, 1976)

Tract	Block	Description	Acreage
62-72	700	All	5760
62-73	743	All	5760
62-74	744	All	5760

OCS LEASING MAP, BRAZOS AREA, TEXAS MAP NO. 5
(Approved July 16, 1954)

Tract	Block	Description	Acreage
62-75	(438 (439	1/	5055

OCS LEASING MAP, MUSTANG ISLAND AREA, TEXAS MAP NO. 3
(Approved July 16, 1954; Revised October 30, 1961)

Tract	Block	Description	Acreage
62-76	738	All	5760

OCS LEASING MAP, GALVESTON AREA, TEXAS MAP NO. 6
(Approved July 16, 1954)

Tract	Block	Description	Acreage
62-77	241	N½	2880

OCS LEASING MAP, HIGH ISLAND AREA, SOUTH ADDITION, TEXAS MAP NO. 7B
(Approved September 24, 1959)

Tract	Block	Description	Acreage
62-78	A-549	All	5760

OCS LEASING MAP, HIGH ISLAND AREA, EAST ADDITION, SOUTH EXTENSION, TEXAS MAP NO. 7C
(Approved September 24, 1959)

Tract	Block	Description	Acreage
62-79	A-374	All	5760
62-80	A-385	All	5760
62-81	A-357	All	5760

1/ That portion of the lease block seaward of the Three Marine League Line.

13. Lease Terms and Stipulations. All leases issued as a result of this sale will be for an initial term of 5 years. Leases issued as a result of this sale will be on Form 3300-1 (September 1978), available from the Manager, New Orleans Outer Continental Shelf Office, at the address stated in paragraph 2.

(a) For leases resulting from this sale for tracts offered on a cash bonus basis with fixed sliding scale royalty, listed in paragraph 4(b), Form 3300-1 will be amended as follows:

Sec. 6 Royalty on Production. (a) The lessee agrees to pay the lessor royalty of that percent in amount or value of production saved, removed or sold from the leased area as determined by the sliding scale royalty formula as follows. When the quarterly value of production, adjusted for inflation, is less than or equal to $10.812077 million, a royalty of 16.66667 percent in amount or value of production saved, removed or sold will be due on the unadjusted value or amount of production. When the adjusted quarterly value of production is equal to or greater than $10.812078 million, but less than or equal to $445.239477 million, the royalty percent due on the unadjusted value or amount of production is given by

$$Rj = b\{Ln(Vj/S)\}$$

where

Rj = the percent royalty that is due and payable on the unadjusted amount or value of all production saved, removed or sold in quarter j

b = 13.0

Ln = natural logarithm

Vj = the value of production in quarter j, adjusted for inflation, in millions of dollars

S = 3.0

When the adjusted quarterly value of production is equal to or greater than $445.239478 million, a royalty of 65.00000 percent in amount or value of production saved, removed or sold will be due on the unadjusted quarterly value of production. Thus, in no instance will the quarterly royalty due exceed 65.00000 percent in amount or value of quarterly production saved, removed or sold.

In determining the quarterly percent royalty due, Rj, the calculation will be carried to five decimal places (for example, 21.25878 percent). This calculation will incorporate the adjusted quarterly value of production, Vj, in millions of dollars, rounded to the sixth digit, i.e., to the nearest dollar (for example, 15.392847 millions of dollars). Gas of all kinds (except helium) is subject to royalty. The lessor shall determine whether production royalty shall be paid in amount or value.

(b) For leases resulting from this sale for tracts offered on a cash bonus basis with a fixed net profit share, listed in paragraph 4(c), Form 3300-1 will be amended as follows:

Sec. 4 Rentals. The phrase "which commences prior to a discovery in paying quantities of oil or gas on the leased area" is hereby deleted and replaced by "which commences prior to the date the first profit share payment becomes due".

Sec. 5. Minimum Royalty. Hereby deleted.

Sec. 6. Royalty on Production. Hereby replaced by Fixed Net Profit Share. The lessee agrees to pay a net profit share rate of 50 percent with a 1.00 capital recovery factor, calculated pursuant to 10 CFR 390.

Except as otherwise noted, the following stipulations will be included in each lease resulting from this proposed sale. In the following stipulations the term DCM refers to the Deputy Conservation Manager for Field Operations, Gulf of Mexico OCS Region, U. S. Geological Survey and the term Manager refers to the Manager of the New Orleans OCS Office of the Bureau of Land Management.

Stipulation No. 1

If the DCM, having reason to believe that a site, structure or object of historical or archeological significance hereinafter referred to as "cultural resource", may exist in the lease area, gives the lessee written notice that the lessor is invoking the provisions of this stipulation, the lessee shall upon receipt of such notice comply with the following requirements:

Prior to any drilling activity or the construction or placement of any structure for exploration or development on the lease, including, but not limited to, well drilling and pipeline and platform placement, hereinafter in this stipulation referred to as "operation," the lessee shall conduct remote sensing surveys to determine the potential existence of any cultural resource that may be affected by such operations. All data produced by such remote sensing surveys as well as other pertinent natural and cultural environmental data shall be examined by a qualified marine survey archeologist to determine if indications are present suggesting the existence of a cultural resource that may be adversely affected by any lease operation. A report of this survey and assessment prepared by the marine survey archeologist shall be submitted by the lessee to the DCM and to the Manager for review.

If such cultural resource indicators are present the lessee shall: (1) locate the site of such operation so as not to affect adversely the identified location; or (2) establish, to the satisfaction of the DCM, on the basis of further archeological investigation conducted by a qualified marine survey archeologist or underwater archeologist using such survey equipment and techniques as deemed necessary by the DCM either that such operation will not adversely affect the location identified or that the potential cultural resource suggested by the occurence of the indicators does not exist.

A report of this investigation prepared by the marine survey archeologist or underwater archeologist shall be submitted to the DCM and the Manager for review. Should the DCM determine that the existence of a cultural resource which may be adversely affected by such operation is sufficiently established to warrant protection, the lessee shall take no action that may result in an adverse effect on such cultural resource until the DCM has given directions as to its preservation.

The lessee agrees that if any site, structure or object of historical or archeological significance should be discovered during the conduct of any operations on the leased area, he shall report immediately such findings to the DCM and make every reasonable effort to preserve and protect the cultural resource from damage until the DCM has given directions as to its preservation.

Stipulation No. 2

(To be included only in the lease resulting from this proposed sale for Tract 62-69.)

Operations within the area shown as "3 Mile Zone" in figure 2 (attached to and made a part of this lease) shall be restricted as specified in either (a) or (b) below at the option of the lessee (Applebaum Bank).

(a) All drill cuttings and drilling fluids must be disposed of by shunting the material to the bottom through a downpipe that terminates an appropriate distance, but no more than ten meters, from the bottom.

(b) The operator (lessee) shall submit a monitoring plan as part of the exploration and development and production plans. The monitoring plan will be designed to assess the effects of oil and gas exploration and development operations on the biotic communities of the nearby banks.

The monitoring program shall indicate that the monitoring investigations will be conducted by qualified independent scientific personnel and that these personnel and all required equipment will be available at the time of operations. The monitoring team will submit its findings to the DCM on a schedule established by the DCM, or immediately in case of imminent danger to the biota of the bank resulting directly from drilling or other operations. If it is decided that surface disposal of drilling fluids or cuttings presents no danger to the bank, no further monitoring of that particular well or platform will be required. If, however, the monitoring program indicates that the biota of the bank is being harmed, or if there is a great likelihood that operation of that particilar well or platform may cause harm to the biota of the bank, the DCM shall require shunting as specified in (a) above or other appropriate operational restrictions.

Stipulation No. 3

(To be included only in the lease resulting from this proposed sale for Tract 62-79).

(a) No structures, drilling rigs, or pipelines will be allowed within the aliquots established for the East Flower Garden Bank as follows:

High Island Area, East Addition, South Extension, Block A-374: W1/2W1/2NW1/4; SE1/4SW1/4NW1/4; SW1/4NE1/4SW1/4; W1/2SW1/4; W1/2SE1/4SW1/4; SE1/4SE1/4SW1/4.

(b) Exploration, development, and production operations are permitted within the aliquots described below with the following restrictions:

All drill cuttings and drilling fluids must be disposed of by shunting the material to the bottom through a downpipe that terminates an appropriate distance, but no more than 10 meters, from the bottom; however, if the shunting method is not adequate, as determined by the monitoring program proceedings outlined in this stipulation, to protect the unique character of the subject area, then the material must be transported a minimum of ten miles from any 50-meter isobath surrounding live reef-building coral before disposal. Disposal sites must be approved by the DCM.

No garbage, untreated sewage, or other solid waste shall be disposed of from vessels (workboats, crew-boats, supply boats, pipelaying vessels) during exploration and development operations.

No drilling permits shall be issued by the DOM until he has found that the lessee's exploration plans and development and production plans filed under 30 CFR 250.34 are adequate to insure that exploration, development and production operations in the leased area will have no significant adverse affect on the biotic communities associated with the high value reef sites on the Flower Garden Banks.

As a part of the exploration plans and development and production plans, a reef monitoring program must be included. The monitoring program will be designed to assess the effects of oil and gas exploration, development, and production operations on the viability of the coral reefs and associated communities. The monitoring plan shall indicate that the monitoring investigations will be conducted by qualified independent scientific personnel and that program personnel and equipment will be available at the time of operations. The monitoring team will submit its findings to the DOM, on a regular schedule established by the DOM, or immediately in case of imminent danger to the biota of the bank resulting directly from drilling or other operations.

The affected aliquots are as follows:

High Island Area, East Addition, South Extension, Block A-374: SW1/4SW1/4NE1/4; E1/2NW1/4; E1/2 NW1/4NW1/4; NE1/4SW1/4NW1/4; N1/2NE1/4SW1/4; SE1/4NE1/4SW1/4; NE1/4SE1/4SW1/4; W1/2NW1/4SE1/4; SE1/4NW1/4SE1/4; SW1/4SE1/4; SW1/4SE1/4SE1/4.

(c) Exploration, development, and production operations are permitted within the aliquots described below with the following restrictions:

All drill cuttings and drilling fluids must be disposed of by shunting the material to the bottom through a downpipe that terminates an appropriate distance, but no more than 10 meters, from the bottom.

No garbage, untreated sewage, or other solid waste shall be disposed of from vessels (workboats, crew-boats, supply boats, pipelaying vessels) during exploration, development, and production operations.

No drilling permits shall be issued by the DOM until he has found that the lessee's exploration plans and development and production plans filed under 30 CFR 250.34 are adequate to insure that exploration, development, and production operations in the leased area will have no significant adverse affect on the biotic communities associated with the high value reef sites on the Flower Garden Banks.

The affected aliquots are as follows:

High Island Area, East Addition, South Extension, Block A-374 N1/2NE1/4; N1/2S1/2NE1/4; SE1/4SW1/4NE1/4; S1/2SE1/4NE1/4; NE1/4SE1/4; NE1/4NW1/4SE1/4; N1/2SE1/4SE1/4; SE1/4SE1/4SE1/4.

Stipulation No. 4

(To be included only in the lease resulting from this proposed sale for Tract 62-80).

(a) No structures, drilling rigs, or pipelines will be allowed within the aliquots established for the West Flower Garden Bank as follows:

High Island Area, east addition, south extension, Block A-385: SW1/4SW1/4NW1/4; NW1/4SW1/4; NW1/4SW1/4SW1/4.

(b) Exploration, development, and production operations permitted within the aliquots described below with the following restrictions:

All drill cuttings and drilling fluids must be disposed of by shunting the material to the bottom through a downpipe that terminates an appropriate distance, but no more than 10 meters, from the bottom; however, if the shunting method is not adequate, as determined by the monitoring program proceedings outlined in this stipulation, to protect the unique character of the subject area, than the material must be transported a minimum of ten miles from any 50-meter isobath surrounding live reef-building coral before disposal. Disposal site must be approved by the DOM.

No garbage, untreated sewage, or other solid waste shall be disposed of from vessels (workboats, crew-boats, supply boats, pipelaying vessels) during exploration and development operations.

No drilling permits shall be issued by the DOM until he has found that the lessee's exploration plans and development and production plans filed under 30 CFR 250.34 are adequate to insure that exploration, development, and production operations in the leased area will have no significant adverse affect on the biotic communities associated with the high value reef sites on the Flower Garden Banks.

As a part of the exploration plans and development and production plans, a reef monitoring program must be included. The monitoring program will be designed to assess the effects of oil and gas exploration, development, and production operations on the viability of the coral reefs and associated communities. The monitoring plan shall indicate that the monitoring investigations will be conducted by qualified independent scientific personnel and that program personnel and equipment will be available at the time of operations.

The monitoring team will submit its findings to the DCM on a regular schedule established by the DCM, or immediately in case of imminent danger to the biota of the bank resulting directly from drilling or other operations.

The affected aliquots are as follows:

High Island Area, East Addition, South Extension, Block A-385: SW1/4NW1/4NW1/4; N1/2SW1/4NW1/4; SE1/4SW1/4NW1/4; SW1/4SE1/4NW1/4; NE1/4SW1/4; E1/2SW1/4SW1/4; SW1/4SW1/4SW1/4; W1/2SE1/4SW1/4; NE1/4SE1/4SW1/4; W1/2NW1/4SE1/4.

(c) Exploration, development, and production operations are permitted within the aliquots described below with the following restrictions:

All drill cuttings and drilling fluids must be disposed of by shunting the material to the bottom through a downpipe that terminates an appropriate distance, but no more than 10 meters, from the bottom.

No garbage, untreated sewage, or other solid waste shall be disposed of from vessels (workboats, crew boats, supply boats, pipelaying vessels) during exploration, development, and production operations.

No drilling permits shall be issued by the DCM until he has found that the lessee's exploration plans and development and production plans filed under 30 CFR 250.34 are adequate to insure that exploration, development, and production operations in the leased area will have no significant adverse effect on the biotic communities associated with the high value reef sites on the Flower Garden Banks.

The affected aliquots are as follows:

High Island Area, East Addition, South Extension, Block A-385: NE1/4; NE1/4NW1/4; N1/2NW1/4NW1/4; SE1/4NW1/4NW1/4; N1/2SE1/4NW1/4; SE1/4SE1/4NW1/4; SE1/4SE1/4SW1/4; E1/2SE1/4; E1/2NW1/4SE1/4; SW1/4SE1/4.

Stipulation No. 5

(To be included in any lease resulting from this proposed sale for tracts 62-1, 62-2, 62-3, 62-4, 62-5, 62-6, 62-9, 62-10, 62-11, 62-12, 62-13, 62-19, 62-20, 62-21, 62-22, 62-23, 62-24, 62-72, 62-73, 62-74 and 62-76.)

Whether or not compensation for such damage or injury might be due under a theory of strict or absolute liability or otherwise, the lessee assumes all risks of damage or injury to persons or property, which occur in, on, or above the Outer Continental Shelf, to any persons or to any property of any person or persons who are agents, employees or invitees of the lessee, its agents, independent contractors, or subcontractors doing business with the lessee in connection with any activities being performed by the lessee in, on, or above the Outer Continental Shelf if such injury or damage to such person or property occurs by reason of the activities of any agency of the U.S. Government, its contractors or subcontractors, or any of their officers, agents or employees, being conducted as a part of, or in connection with the programs and activities of the Naval Air Training Command, Naval Air Station, Corpus Christi, Texas.

Notwithstanding any limitation of the lessees's liability in Sec. 14 of the lease form, the lessee assumes this risk whether such injury or damage is caused in whole or in part by any act or omission, regardless of negligence or fault, of the United States, its contractors or subcontractors, or any of their officers, agents, or employees. The lessee further agrees to indemnify and save harmless the United States against all claims for loss, damage, or injury sustained by the lessee, and to indemnify and save harmless the United States against, all claims for loss damage, or injury sustained by the agents, employees, or invitees of the lessee, its agents, or any independent contractors or subcontractors doing business with the lessee in connection with the programs and activities of the aforementioned military installation whether the same be caused in whole or in part by the negligence or fault of the United States, its contractors, subcontractors, or any of their officers, agents, or employees and whether such claims might be sustained under a theory of strict or absolute liability or otherwise.

The lessee agrees to control his own electromagnetic emissions and those of his agents, employees, invitees, independent contractors or subcontractors emanating from individual designated defense warning areas in accordance with requirements specified by the commander of the Naval Air Training Command, Naval Air Station, Corpus Christi, Texas, to the degree necessary to prevent damage to, or unacceptable interference with, Department of Defense flight, testing or operational activities, conducted within individual designated warning areas. Necessary monitoring control, and coordination with the lessee, his agents, employees, invitees, independent contractors or subcontractors, will be effected by the commander of the appropriate onshore military installation conducting operations in the particular warning area, provided, however, that control of such electromagnetic emissions shall in no instance prohibit all manner of electromagnetic communication during any period of time between a lessee, its agents, employees, invitees, independent contractors or subcontractors and onshore facilities.

The lessee when operating or causing to be operated on its behalf boat or aircraft traffic into the individual designated warning areas shall enter into an agreement with the commander of the Naval Air Training Command, Naval Air Station, Corpus Christi, Texas, utilizing an individual designated warning area prior to commencing such traffic. Such agreement will provide for positive control of boats and aircraft operating in the warning areas at all times.

Stipulation No. 6

(To be included only in the lease resulting from this proposed sale for Tract 62-74.)

Portions of this tract may be subject to mass movement of sediments. Exploratory drilling operations, emplacement of structures (platforms) or seafloor wellheads for production or storage of oil or gas, and the emplacement of pipelines will not be allowed within the potentially unstable portions of

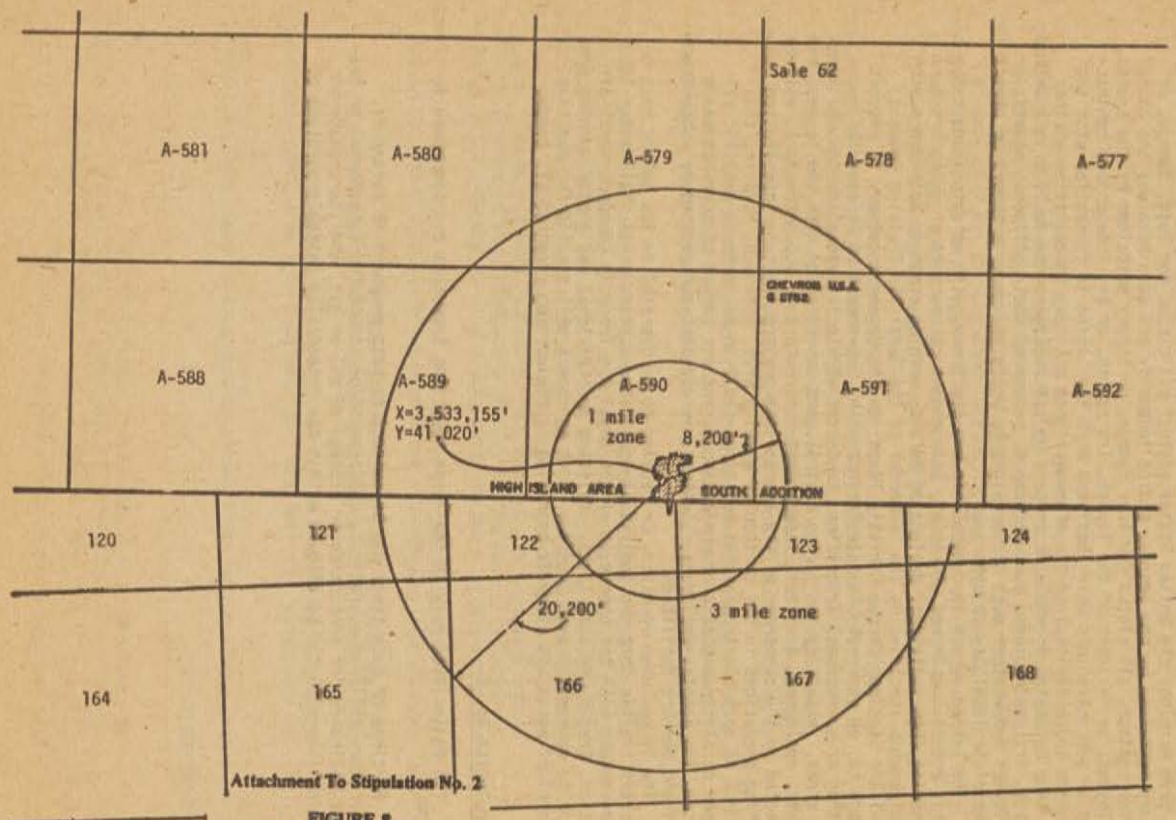


FIGURE 2
APPLEBAUM BANK
(Tract 62-69)

this lease block unless or until the lessee has demonstrated to the DCM's satisfaction that mass movement of sediments is unlikely or that exploratory drilling operations, structures (platforms), casing, wellheads and pipelines can be safely designed to protect the environment in case such mass movement occurs at the proposed location. This may necessitate that all exploration for and development of oil or gas be performed from locations outside of the area of unstable sediments, either within or outside of this lease block.

If exploratory drilling operations are allowed, site-specific surveys shall be conducted to determine the potential for unstable bottom conditions. If emplacement of structures (platforms) or seafloor wellheads for production or storage of oil or gas are allowed, all such unstable areas must be mapped. The DCM may also require soil testing before exploration and production operations are allowed.

Stipulation No. 7

(To be included only in the leases resulting from this proposed sale for the fixed sliding scale and the 33 1/3 percent royalty tracts listed in paragraph 4 of this notice.)

(a) The royalty rate on production saved, removed or sold from this lease is subject to consideration for reduction under the same authority that applies to all other oil and gas leases on the Outer Continental Shelf (30 CFR 250.21). The Director, Geological Survey, may grant a reduction for only one year at a time and reduction of royalty rates will not be approved unless production has been underway for one year or more.

(b) Although the royalty rate specified in section 6(a) of this lease or as subsequently modified in accordance with applicable regulations and stipulations is applicable to all production under this lease, not more than 16 2/3 percent of the production saved, removed or sold from the lease area may be taken as royalty in amount, except as provided in Sec. 15(d); the royalty on any portion of the production saved, removed or sold from the lease in excess of 16 2/3 percent may only be taken in value of the production saved, removed or sold from the lease area.

14. Information to Lessees. The Department of the Interior will seek the advice of the States of Texas and Louisiana, and other Federal agencies, to identify areas of special concern which might require appropriate protective measures for live bottom areas and areas which might contain cultural resources.

If it is determined that live bottom areas might be adversely impacted by the proposed activities then the Deputy Conservation Manager for Field Operations, USGS, in consultation with the Regional Director, Fish and Wildlife Service (FWS), the Manager, BLM, and the States, will require the lessee, pursuant to Section 5(a) of the Act, to undertake any measures to protect live bottom areas.

Some of the tracts offered for lease may fall in areas which may be included in fairways, precautionary zones, or traffic separation schemes. Corps of Engineers permits are required for construction of any artificial islands, installations and other devices permanently or temporarily attached to the seabed located on the Outer Continental Shelf in accordance with section 4(e) of the Outer Continental Shelf Lands Act of 1953, as amended.

Bidders are advised that the Departments of the Interior and Transportation have entered into a Memorandum of Understanding dated May 6, 1976, concerning the design, installation, operation and maintenance of offshore pipelines. Bidders should consult both Departments for regulations applicable to offshore pipelines.

Bidders are advised that in accordance with Sec. 16 of each lease offered at this sale, the lessor may require a lessee to operate under a unit, pooling or drilling agreement, and that the lessor will give particular consideration to requiring unitization in instances where one or more reservoirs underlie two or more leases with either a different royalty rate or a net profit share payment.

Bidders are advised that the Department of Energy is authorized, under Section 302(b) and (c) of the Department of Energy Organization Act, to establish production rates for all Federal oil and gas leases.

Bidders also are advised that the National Oceanic and Atmospheric Administration (NOAA) is considering whether to propose the designation of a marine sanctuary, pursuant to Title III of the Marine Protection, Research and Sanctuaries Act of 1972 (16 U.S.C. 1431-1434) in the area of the Flower Garden Banks in the Gulf of Mexico. Proposed regulations describing the boundaries of the possible sanctuary and possible restrictions which NOAA might impose on oil and gas operations within the sanctuary, were published on April 13, 1979 (44 FR 22081). Tracts offered in this Sale that are within the boundaries of the marine sanctuary under consideration are 62-79 and 62-80. While a final decision has not been made by NOAA concerning restrictions in the sanctuary, the restrictions under consideration by NOAA for tracts within the sanctuary may be more stringent than those restrictions included by lease stipulation in this Notice of Sale.

Bidders on tracts 62-79 and 62-80 are also advised that the Environmental Protection Agency has expressed its intention to require lessees within the boundaries of the Flower Garden Banks Marine Santuary under consideration by NOAA to obtain National Pollution Discharge Elimination System (NPDES) permits, pursuant to its authority under Section 402 of the Clean Water Act (P.L. No. 95-217), containing ocean discharge restrictions and other conditions which may be more stringent than those imposed through lease stipulation or Interior regulation.

15. OCS Orders. Operations on all leases resulting from this sale will be conducted in accordance with the provisions of all Gulf of Mexico Orders, as of their effective date, and any other applicable OCS Order as it becomes effective.

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AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
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DOT/FHWA	USDA/FSQS		DOT/FHWA	USDA/FSQS
DOT/FRA	USDA/REA		DOT/FRA	USDA/REA
DOT/NHTSA	MSPB/OPM		DOT/NHTSA	MSPB/OPM
DOT/RSPA	LABOR		DOT/RSPA	LABOR
DOT/SLSDC	HHS/FDA		DOT/SLSDC	HHS/FDA
DOT/UMTA			DOT/UMTA	
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Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the Day-of-the-Week Program Coordinator, Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408

REMINDERS

The "reminders" below identify documents that appeared in issues of the **Federal Register** 15 days or more ago. Inclusion or exclusion from this list has no legal significance.

Rules Going Into Effect Today

AGRICULTURE DEPARTMENT

Forest Service—

38324 6–6–80 / National forest system land; special uses

ENVIRONMENTAL PROTECTION AGENCY

37689 6–4–80 / Fresno County and Kern County Air Pollution Control Districts, Calif.; approval of emergency episode rules

FEDERAL COMMUNICATIONS COMMISSION

37839 6–5–80 / Origination of Solicitations for Contributions by VHF translators and of emergency messages by TV and FM translators

23430 4–7–80 / Radio broadcast services; amending the primers of ascertainment of community problems

HEALTH AND HUMAN SERVICES DEPARTMENT

Food and Drug Administration—

38042 6–6–80 / Registration of Producers of drugs and listing of drugs in commercial distribution; editorial revisions

TREASURY DEPARTMENT

Office of the Secretary—

37818 6–5–80 / Financial recordkeeping and reporting of currency and foreign transactions

List of Public Laws

Last Listing July 3, 1980

This is a continuing listing of public bills from the current session of Congress which have become Federal laws. The text of laws is not published in the **Federal Register** but may be ordered in individual pamphlet form (referred to as "slip laws") from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (telephone 202–275–3030).

S.J. Res. 119 / Pub. L. 96–297 To authorize the Vietnam Veterans Memorial Fund, Inc., to establish a memorial. (July 1, 1980; 94 Stat. 827) Price $1.

H.R. 7477 / Pub. L. 96–298 To amend the Internal Revenue Code of 1954 to provide a three-month extension of the taxes which are transferred to the Airport and Airway Trust Fund. (July 1, 1980; 94 Stat. 829) Price $1.

S.J. Res. 115 / Pub. L. 96–299 Designating July 1980 as "National Porcelain Art Month". (July 2, 1980; 94 Stat. 830) Price $1.

S.J. Res. 188 / Pub. L. 96–300 Extending the reporting date of the National Commission on Air Quality. (July 2, 1980; 94 Stat. 831) Price $1.

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