

# **federal register**

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## **PART I**

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This listing does not affect the legal status of any document published in this issue. Detailed table of contents appears inside.

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[Revised as of January 1, 1972]

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### Title 3—The President

PROCLAMATION 4126

## National Arbor Day

*By the President of the United States of America*

### A Proclamation

April of this year marks the 100th anniversary of Arbor Day, an observance that holds as much significance for the future as it does for the past.

On a monument erected in Nebraska City to commemorate the founding father of this celebration, J. Sterling Morton, there is this inscription: "Other Holidays Repose Upon The Past; Arbor Day Proposes For The Future." So it does, for the planting of trees is an action that yields a long-range benefit on generations to come. Arbor Day uniquely symbolizes the truth that the earth belongs to every generation, not just to ours.

Einstein is believed to have said that a person should put back into this world at least as much as he takes out of it. The best available evidence suggests that an individual American, in his lifetime, uses the wood produced by some 200 mature trees. It is probably too much to expect that each American plant that many trees, but it is not too much to ask that each American assume a large, personal responsibility for renewing and preserving our environmental heritage.

On this centennial National Arbor Day, it is altogether fitting that we regenerate within ourselves a fresh awareness of the fundamental role that trees play in man's daily existence. To underline the importance of this natural resource to our well-being, the Congress has requested, by Joint Resolution, that the President designate the last Friday of April, 1972 as National Arbor Day.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby proclaim April 28, 1972 as National Arbor Day. I call upon the Governors of the States, appropriate officials, organizations and individuals who are particularly dedicated to the preservation and replenishment of our trees, and all Americans to conduct observances and programs designed to inform the public of the necessity and value of this elemental natural resource.

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-fourth day of April, in the year of our Lord, nineteen hundred seventy-two and of the Independence of the United States of America the one hundred ninety-sixth.



[FR Doc.72-6774 Filed 5-1-72; 10:32 am]

THE  
JOURNAL OF  
JAMES M. SMITH

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OF THE UNIVERSITY OF CHICAGO, ILL.,  
FROM 1892 TO 1898.  
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# Rules and Regulations

## Title 1—GENERAL PROVISIONS

### Chapter I—Administrative Committee of the Federal Register

#### CFR CHECKLIST

#### 1972 Issuances

This checklist, prepared by the Office of the Federal Register, is published in the first issue of each month. It is arranged in the order of CFR titles, and shows the issuance date and price of revised volumes of the Code of Federal Regulations issued to date during 1972. New units issued during the month are announced on the inside cover of the daily FEDERAL REGISTER as they become available.

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CFR unit (Rev. as of Jan. 1, 1972):

Title	Price
3 1971 Compilation	\$1.25
4	.55
5	1.75
6 (Rev. March 1, 1972)	.75
7 Parts:	
46-51	1.75
52	3.25
900-944	1.75
945-980	1.00
1000-1059	1.75
1060-1119	1.75
8	1.00
10	1.75
11 [Reserved]	
12 Parts 1-299	3.00
13	1.25
16 Parts:	
0-149	3.25
150-end	2.00
18 Parts 1-149	2.00
20 Parts 01-399	1.25
21 Parts:	
147-299	1.25
300-end	.60
22	1.75
23	.55
25	1.75
26 Parts:	
1 (§§ 1.301-1.400)	1.00
1 (§§ 1.401-1.500)	1.50
1 (§§ 1.501-1.640)	1.25
1 (§§ 1.641-1.850)	1.75
1 (§§ 1.851-1.1200)	2.00
2-29	1.25
30-39	1.50
40-169	2.00
500-599	1.75
600-end	.60
27	.45
28	1.00
30	2.75
32 Parts:	
400-589	2.50
700-799	3.50
1000-1399	.75
1400-1599	1.50

Title	Price
32 Parts:	
1600-end	1.00
32A	1.50
33 Part 200-end	1.75
34 [Reserved]	
37	.70
39	2.00
40	1.75
41 Chapters:	
1-2	2.75
3-5D	2.00
101-end	2.75
43 Parts:	
1-999	1.50
1000-end	2.75
44	.35
45 Parts 1-199	2.00
46 Parts:	
66-145	2.75
146-149	3.75
150-199	2.75
200-end	3.00
47 Parts 20-69	2.50
49 Parts:	
1-99	.60
100-199	3.75
1200-1299	3.00
1300-end	1.25

## Title 7—AGRICULTURE

### Chapter I—Agricultural Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

#### PART 68—REGULATIONS AND STANDARDS FOR INSPECTION AND CERTIFICATION OF CERTAIN AGRICULTURAL COMMODITIES AND PRODUCTS THEREOF

#### Fees and Charges for Certain Federal Inspection Services

Pursuant to sections 203 and 205 of the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1622, 1624), the provisions of 7 CFR 68.42a prescribing fees in connection with the inspection of agricultural commodities administratively assigned to the Grain Division are hereby amended as follows:

*Statement of considerations.* The Agricultural Marketing Act of 1946 provides for the collection of fees equal as nearly as may be the cost of inspection services rendered under its provisions. This amendment increases the hourly rate for services charged by the hour under § 68.42a from \$8.80 to \$10.12 per hour and makes corresponding changes in fees or charges for certain other services which are based on the hourly rate. The changes are necessary due to recent general salary increases to Federal employees and expected increases in other costs.

The amendment also provides for the addition of certain laboratory tests and other services and establishes fees for these tests and services.

Certain laboratory tests for which there have been no requests for service for several years and tests which are now covered by the U.S. Grain Standards Act are being deleted from § 68.42a.

Section 68.42a is amended to read as follows:

#### § 68.42a Fees and charges for certain Federal inspection services.

The following fees and charges apply to the Federal inspection services specified below:

Service	Fee or Charge
Appeal inspection:	
(a) Basis original sample	(1)
(b) Basis new sample	(2)
Bean, lentil, and pea inspection (including chick peas, cowpeas, split peas, and similar commodities):	
(a) Lot inspection:	
(1) Field run (quality and dockage analysis)—per lot	\$6.45
(2) Other than field run (grade, class, and quality)—per lot	4.85
(In addition to the fee for analysis or grading in (1) and (2) above, a fee for sampling, checkweighing, and checkloading, if any, will be assessed at the prescribed rate.)	
(b) Sample inspection:	
(1) Field run (quality and dockage analysis)—per lot	6.45
(2) Other than field run (grade, class, and quality)—per sample	4.85
Checkloading—per man-hour	* 10.12
Checkweighing—per man-hour	* 10.12
Condition examination—per man-hour	* 10.12
Extra copies of certificates—per copy	1.00
Grade factor analysis (as defined in any official U.S. Standards) per factor	3.25
Hay and straw inspection:	
(a) Lot inspection:	
(1) For sampling and grading—per man-hour	10.12
(b) Sample inspection:	
(1) Grade only—per sample	6.45
(2) Factor analysis—per man-hour	10.12
Hop inspection:	
(a) Lot inspection:	
(1) For seed, leaf, and stem content—per lot	7.65
(2) Aphid infestation—per lot	10.12
(In addition to the fee for analysis in (1) and (2) above, a charge for sampling, if any, will be assessed at the prescribed rate.)	
(b) Sample inspection:	
(1) For seed, leaf, and stem content—per sample	7.65
(2) Aphid infestation—per sample	10.12
Laboratory report	1.00
Laboratory testing:	
(a) In addition to the charges, if any, for sampling or other requested service, a fee will be assessed for each laboratory analysis or tests as follows:	
(1) Acetyl value	5.00
(2) Acidity—Greek	1.70
(3) Acid value—oil	2.35
(4) Aflatoxin	15.00

Service	Fee or Charge
(5) Appearance, flavor, and odor of oils.....	1.10
(6) Ash.....	1.70
(7) Bacteria count.....	3.50
(8) Baking test—bread.....	3.50
(9) Baking test—prepared mix.....	3.05
(10) Baume.....	4.50
(11) Break test.....	3.05
(12) Calcium—AOAC.....	4.00
(13) Calcium enrichment.....	4.00
(14) Calcium carbonate.....	4.00
(15) Carotenoid color.....	4.50
(16) Checks and broken in macaroni.....	2.65
(17) Clarity of oils involving heating.....	1.45
(18) Cold test—oil.....	.75
(19) Color—bleached.....	2.10
(20) Color—Gardner.....	2.10
(21) Color—Lovibond.....	2.10
(22) Color—Wesson.....	2.10
(23) Color—oil and shortening.....	2.10
(24) Congeal point.....	4.30
(25) Consistency.....	1.35
(26) Cooking test.....	1.85
(27) Crude fat.....	2.25
(28) Crude fiber.....	3.35
(29) Density.....	1.20
(30) Diatomaceous earth—on grain.....	3.05
(31) Diastatic activity of flour.....	2.80
(32) Enrichment—quick test.....	.85
(33) Falling number.....	1.25
(34) Farinograph.....	5.00
(35) Fat—acid hydrolysis.....	4.40
(36) Fat—crude.....	2.25
(37) Fat—extraction.....	2.25
(38) Fat acidity.....	1.70
(39) Fat stability—AOM.....	4.80
(40) Fiber, crude.....	3.35
(41) Filth—heavy.....	3.05
(42) Filth—light.....	4.85
(43) Flash point—open and closed cup.....	3.05
(44) Flavor, odor, and appearance of oils.....	1.10
(45) Fats—heated and/or chilled.....	2.15
(46) Foreign material—processed grain products.....	2.65
(47) Free fatty acids—oil and shortening.....	2.35
(48) Gossypol, free.....	3.00
(49) Grade and class of unprocessed grain.....	2.30
(50) Heating test—oil and shortening.....	2.25
(51) Hydrogen-ion concentration—pH.....	1.70
(52) Insoluble bromides.....	2.20
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(54) Iodine number or value.....	2.60
(55) Iron—enrichment.....	6.65
(56) Keeping time—oil and shortening.....	4.90
(57) Kjeldahl—protein.....	2.05
(58) Linolenic acid.....	12.00
(59) Lipid phosphorus.....	5.75
(60) Loss on heating (oil).....	1.35
(61) Lysine from fortification.....	5.00
(62) Lysine from hydrolysis of protein.....	10.00
(63) Macaroni—checks and broken.....	2.65
(64) Maltose value.....	2.80
(65) Marine oil in vegetable oil—qualitative.....	2.20
(66) Melting point—Wiley.....	2.60
(67) Moisture—distillation.....	2.15
(68) Moisture—oven.....	1.45
(69) Moisture and volatile matter—oil and shortening.....	1.35
(70) Neutral oil loss.....	5.50
(71) Nitrogen solubility index.....	2.60

Service	Fee or Charge
(72) Odor, appearance, and flavor of oils.....	1.10
(73) Oil content—oilseeds.....	3.50
(74) pH—Hydrogen-ion concentration.....	1.70
(75) Peroxide value.....	1.75
(76) Peroxide value after 8 hr. AOM.....	4.80
(77) Phosphorus—photometric.....	3.65
(78) Popping value—popcorn.....	1.50
(79) Potassium bromate—qualitative.....	.85
(80) Potassium bromate—quantitative.....	3.25
(81) Protein—Kjeldahl.....	2.05
(82) Reducing sugars.....	8.40
(83) Refractive index.....	1.20
(84) Riboflavin.....	6.60
(85) Rope spore count.....	11.10
(86) Salt.....	3.50
(87) Saponification number.....	3.05
(88) Sieve test.....	2.20
(89) Smoke point.....	1.40
(90) Softening point.....	4.30
(91) Solid fat index.....	9.90
(92) Solubility in alcohol (oil).....	1.10
(93) Specific baking volume—prepared mix.....	3.05
(94) Specific gravity—oils.....	2.95
(95) Test weight per bushel—other than grain.....	1.20
(96) Unsaponifiable matter.....	5.80
(97) Urease activity.....	2.25
(98) Viscosity—flour.....	5.00
(99) Viscosity—Gardner-Holdt—oils.....	1.50
(100) Viscosity—Saybolt.....	3.85
(101) Water soluble protein.....	2.60
(102) Xanthidrol test for rodent urine.....	2.50
(If a requested analysis or test is on the basis of a specified moisture content, a charge for an oven moisture test will also be made.)	
Lentil inspection: (See Bean inspection).	
Minimum fee for services covered by hourly rates—a minimum fee for 2 hr. per man, per service request, will be assessed at the applicable hour rate.	
New inspection—fees and charges to be based on services requested.	
Pea inspection: (See Bean inspection).	
Sampling per man-hour.....	\$10.12
Special inspection service per man-hour.....	\$10.12
Split pea inspection: (See Bean inspection).	
Standby time per man-hour.....	10.12
Straw inspection: (See Hay inspection).	
<sup>1</sup> The applicable grading or laboratory analysis or testing charge. Minimum fee, if any, \$10.12.	
<sup>2</sup> Applicable sampling charge, if any, plus applicable grading, or laboratory analysis or testing fee.	
<sup>3</sup> Only one fee will be charged for these services whether performed singly or concurrently. (But see minimum fee requirement.)	
<sup>4</sup> To be used only in conjunction with the inspection of a processed product for compliance with contract specifications.	
(Secs. 203, 205, 60 Stat. 1087, 1090, as amended; 7 U.S.C. 1622, 1624)	

The need for increases in the fees for services and the amount thereof are dependent upon facts within the knowledge of the Agricultural Marketing Service.

The additional services provided for in this document are voluntary in nature. The provisions therefor do not require any action by any member of the public but make available services for which there is a public need. Therefore, under the administrative procedure provisions of 5 U.S.C. 553, it is found upon good cause that notice and other public rule making procedures on the amendments are impracticable and unnecessary.

This amendment shall become effective on July 3, 1972.

Done at Washington, D.C., on April 25, 1972.

G. R. GRANGE,  
Acting Administrator.

[FR Doc. 72-6651 Filed 5-1-72; 8:48 am]

### Chapter III—Animal and Plant Health Inspection Service, Department of Agriculture

#### PART 301—DOMESTIC QUARANTINE NOTICES

##### Subpart—Witchweed

##### REGULATED AREAS

##### Correction

In F.R. Doc. 72-5995, appearing at page 7767 in the issue of Thursday, April 20, 1972, the following changes should be made:

1. On page 7771 in the second column, in the 11th paragraph, the figures in the second line now reading "1476 and 0.2", should read "1800 and 1.2".

2. In the second column on page 7773, in the fifth paragraph from the bottom, in the second line, insert the word "east" between "the" and "side".

### Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

#### SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

##### PART 729—PEANUTS

#### Subpart—1972 Crop of Peanuts; Acreage Allotments and Marketing Quotas

##### VALENCIA SHORT SUPPLY DETERMINATION

**Basis and purpose.** The provisions of § 729.106 are issued under section 358(c) (2) of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1358(c) (2)). The purpose of § 729.106 is to make a determination on the basis of the average yield per acre of Valencia type peanuts during the 5-year period 1967-71, adjusted for trends in yields and abnormal conditions of production affecting yields, that the supply of Valencia type peanuts for the 1972-73 marketing year will be insufficient to meet estimated demand for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by CCC. The State allotments for States producing Valencia type peanuts are in-

creased in order to meet such demand. The latest available statistics of the Federal Government were used in making these determinations.

Notice of the proposed determination with respect to Valencia type peanuts under section 358(c) (2) of the act was published in accordance with 5 U.S.C. 553 (80 Stat. 383) in the FEDERAL REGISTER of February 5, 1972 (37 F.R. 2774). The recommendations received in response to such notice were considered and adopted to the extent permitted by the act. In order that peanut farmers may be notified as soon as possible of any increases of farm allotment for the 1972 crop, it is essential that § 729.106 be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with 30-day effective date requirement of 5 U.S.C. 553 is impracticable and contrary to the public interest and § 729.106 shall be effective upon filing of this document with the Director, Office of the Federal Register.

**§ 729.106 Additional allotments for Valencia type peanuts of the 1972 crop.**

(a) *Determination of short supply.* The term "Valencia type peanuts" means the type of peanuts as defined in § 729.7 (c) of the Allotment and Marketing Quota Regulations for Peanuts of the 1972 and Subsequent Crops (37 F.R. 2645, 3629). It is hereby determined that the supply of Valencia type peanuts for the 1972-73 marketing year (August 1, 1972, through July 31, 1973) determined in accordance with section 358(c) (2) of the act will be insufficient to meet the estimated demand for Valencia type peanuts for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by it.

(b) *State allotment increases for 1972 crop.* The State allotment for peanuts of the 1972 crop for States which produced Valencia type peanuts during any one or more of the years 1969, 1970, and 1971 shall be increased in the aggregate by 2,766 acres which is determined to be the additional acreage required to meet the estimated demand for Valencia type peanuts for cleaning and shelling purposes at the price at which CCC may sell for such purposes peanuts owned or controlled by it.

(c) *Apportionment of allotment increase to States for 1972 crop.* The aggregate of State allotment increases in the amount of 2,766 acres established under paragraph (b) of this section, less a national reserve of one-fourth of 1 percent (7 acres), is hereby apportioned to States on the basis of the average acreage of Valencia type peanuts in each State in 1969, 1970, and 1971. For this purpose, the term "farm allotment" means the allotment before any increase from released acreage or any additional allotment for the farm under section 358 (c) (2) of the act in the 3 base years. The national reserve of 7 acres shall be used by the Deputy Administrator to adjust the State allotments of States receiving increases under this section where in-

complete or inaccurate data were used in apportioning such increases. The apportionment of additional allotment under this paragraph does not increase the

State allotment for any State above the 1947 harvested acreage of peanuts for such State. The following table sets forth the apportionment to States.

State	1947 harvested acreage of peanuts	1969-70 average har- vested acreage of Valencia peanuts <sup>1</sup>	1972 increase in basic State allotment for Valencia type peanuts	1972 previous State allotment	1972 revised State allotment
<i>Acres</i>					
Alabama.....	463,000	55	24	216,748	216,772
Arizona.....				761	761
Arkansas.....	8,000			4,184	4,184
California.....				930	930
Florida.....	105,000	95	41	55,494	55,535
Georgia.....	1,124,000	1		529,855	529,855
Louisiana.....	4,000			1,945	1,945
Mississippi.....	13,000	54	23	7,492	7,515
Missouri.....				247	247
New Mexico.....	14,000	5,442	2,395	5,787	8,182
North Carolina.....	292,000			167,832	167,832
Oklahoma.....	325,000			138,348	138,348
South Carolina.....	26,000	21	9	13,891	13,900
Tennessee.....	5,000	9	4	3,606	3,610
Texas.....	836,000	608	263	358,005	358,268
Virginia.....	162,000			104,875	104,875
Reserve <sup>2</sup> .....			7	0	0
U.S. total.....	3,377,000	6,285	2,766	1,610,000	1,612,766

<sup>1</sup> Less increase in State allotment for Valencia short supply.

<sup>2</sup> Reserve for correcting or adjusting State allotments in error because of incomplete or inaccurate data.

(d) *No credit for future allotments.* The additional allotment apportioned under this section is in addition to the national acreage allotment, the production from such acreage is in addition to the national marketing quota and such additional allotment shall not be considered in establishing future State, county, or farm acreage allotments.

(Secs. 358(c) (2), 375, 65 Stat. 29, 52 Stat. 66, as amended; 7 U.S.C. 1358(c) (2), 1375)

Effective date: Date of filing this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on April 25, 1972.

KENNETH E. FRICK,  
Administrator, Agricultural Sta-  
bilization and Conservation  
Service.

[FR Doc.72-6563 Filed 5-1-72;8:45 am]

**Chapter VIII—Agricultural Stabiliza-  
tion and Conservation Service  
(Sugar), Department of Agriculture**

**SUBCHAPTER B—SUGAR REQUIREMENTS AND  
QUOTAS**

[Sugar Reg. 811, Amdt. 8]

**PART 811—CONTINENTAL SUGAR  
REQUIREMENTS AND AREA QUOTAS**

**Requirements, Quotas and Quota  
Deficits for 1972**

*Basis and purpose and bases and con-  
siderations.* This amendment is issued pursuant to the authority vested in the Secretary of Agriculture by the Sugar Act of 1948, as amended (61 Stat. 922, as amended), hereinafter referred to as the "Act." The purpose of this amendment to Sugar Regulation 811, as amended, is to determine and prorate or allocate the deficits in quotas established pursuant to the Act.

Section 204(a) of the Sugar Act of 1948, as amended, provides in part that "The Secretary shall, at the time he makes his determination of requirements of consumers for each calendar year and on December 15 preceding each calendar year, and as often thereafter as the facts are ascertainable by him but in any event not less frequently than each 60 days after the beginning of each calendar year, determine whether, \* \* \* any area or country will not market the quota for such area or country."

On the basis of information available to the Department, Haiti will be able to supply only 29,812 short tons, raw value, of sugar to the United States in 1972. Therefore, it is hereby found that Haiti will be unable to fill its current effective quota by 4,273 short tons, raw value, or any quota increase or additional deficit proration that may be available to it in 1972. Accordingly, a deficit is herein determined in the quota for Haiti of 4,273 short tons, raw value. Since the Haitian deficit represents a portion of its share of the Domestic deficit declarations, the entire deficit is herein prorated to Western Hemisphere countries.

It is hereby determined that deficits previously declared and declared herein constitute all known deficits on which data are currently ascertainable by the Department.

By virtue of the authority vested in the Secretary of Agriculture by the Act, Part 811 of this chapter is hereby amended by amending §§ 811.12 and 811.13 as follows:

1. Section 811.12 is amended by amending paragraph (a) to read as follows:

**§ 811.12 Proration and allocation of deficits in quotas.**

(a) Deficits determined in the quotas for Domestic areas in § 811.11(a) (2) totaling 937,333 short tons, raw value, representing deficits in quotas of the

Domestic Beet sugar area and Puerto Rico of 287,333 tons and 650,000 tons, respectively, have been previously allocated and prorated pursuant to section 204 of the Act, by allocating 30.38 percent or 281,950 tons to the Republic of the Philippines and 655,383 tons to Western Hemisphere countries. A deficit of 4,273 short tons, raw value, is hereby determined in the quota currently in effect for Haiti. Such Haitian deficit which represents a portion of the domestic deficits prorated to Western Hemisphere is herein prorated to other Western Hemisphere quota countries on the basis of quotas determined pursuant to section 202 of the Act.

2. Section 811.13 is amended by amending paragraph (c) to read as follows:

**§ 811.13 Quotas for foreign countries.**

(c) For the calendar year 1972, the prorations to individual foreign countries other than the Republic of the Philippines pursuant to section 202 of the Act are shown in columns (1) and (2) of the following table. Deficit prorations previously established in this Sugar Regulation 811 are shown in column (3). New deficit prorations established herein are shown in column (4). Total quotas and prorations are shown in column (5).

Countries	Basic quotas	Temporary quotas and prorations pursuant to sec. 202(d) 1	Previous deficit prorations	New deficit prorations	Total quotas and prorations
	(1)	(2)	(3)	(4)	(5)
<i>Short tons, raw value</i>					
Dominican Republic.....	429,771	145,293	128,613	908	704,585
Mexico.....	380,079	128,494	113,742	803	623,118
Brazil.....	370,678	125,315	110,928	784	607,705
Peru.....	285,249	89,673	79,378	561	454,861
West Indies.....	188,333	46,766	41,397	292	226,788
Ecuador.....	54,729	18,502	16,378	116	89,725
Argentina.....	61,371	17,367	15,373	109	84,220
Costa Rica.....	46,335	15,664	35,673	98	97,770
Colombia.....	45,663	15,438	13,665	97	74,863
Panama.....	28,539	9,649	8,541	60	46,789
Nicaragua.....	43,313	14,643	12,962	92	71,010
Venezuela.....	41,298	13,962	12,359	87	67,706
Guatemala.....	39,620	13,394	20,806	84	82,904
El Salvador.....	28,875	9,762	8,641	61	47,339
British Honduras.....	22,832	7,718	6,832	48	37,430
Haiti.....	20,817	6,139	6,230	-4,273	29,812
Bahamas.....	18,131	6,038	5,426	38	29,725
Honduras.....	4,365	2,724	6,827	17	17,626
Bolivia.....	4,365	1,476	1,306	9	7,156
Paraguay.....	4,365	1,476	1,306	9	7,156
Australia.....	168,551	41,932			210,483
Republic of China.....	70,174	17,458			87,632
India.....	67,487	16,790			84,277
South Africa.....	47,678	11,861			59,539
Fiji Islands.....	36,933	9,188			46,121
Mauritius.....	24,846	6,181			31,027
Swaziland.....	24,846	6,181			31,027
Thailand.....	15,445	3,843			19,288
Uganda.....	12,423	3,090			15,513
Malagasy Republic.....	10,073	2,506			12,579
Ireland.....	5,351	0			5,351
Total.....	2,526,228	809,514	655,383	0	3,991,125

1 Proration of the quotas withheld from Cuba and Southern Rhodesia.

(Secs. 204 and 403; 61 Stat. 925, as amended, and 932; and 7 U.S.C. 1114 and 1153)

**Effective date.** This action determines a deficit in the quota for Haiti of 4,273 tons and prorates such deficit to Western Hemisphere quota countries. In order to promote orderly marketing, it is essential that this amendment be effective immediately so that all persons selling and purchasing sugar for consumption in the continental United States can promptly plan and market under the changed marketing opportunities. Therefore, it is hereby determined and found that compliance with the notice, procedure, and effective date requirements of 5 U.S.C. 553 is unnecessary, impracticable, and contrary to the public interest and this amendment shall be effective when filed for public inspection in the Office of the Federal Register.

Signed at Washington, D.C., on April 26, 1972.

CARROLL G. BRUNTHAVER,  
Acting Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc.72-6656 Filed 4-27-72;12:40 pm]

**Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture**

[Nectarine Reg. 3]

**PART 916—NECTARINES GROWN IN CALIFORNIA**

**Limitation of Shipments**

**Findings.** (1) Pursuant to the amended marketing agreement and Or-

der No. 916 (7 CFR Part 916; 36 F.R. 9289), regulating the handling of nectarines grown in the State of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the Nectarine Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of nectarines, as hereinafter set forth, and in the manner herein provided, will tend to effectuate the declared policy of the act.

(2) The recommendations by the Nectarine Administrative Committee reflect its appraisal of the nectarine crop and current and prospective market conditions. Shipments of California nectarines are expected to begin on or about May 3, 1972. This regulation would terminate the existing grade regulation (effective June 1, 1971 through May 31, 1972). The grade requirements specified herein for all varieties will prevent the handling from May 3, 1972 through June 2, 1972 of any nectarines of a lower grade than is hereinafter specified. Shipments of nectarine varieties being regulated by size are expected to begin on or about the effective date of this regulation. The size requirements provided herein will prevent the handling, from May 3, 1972 through June 2, 1972, of any nectarines smaller in size than is hereinafter specified, for the named varieties. Furthermore, the grade and size requirements provided herein are necessary to provide consumers with good quality fruit consistent with (1) the over-all quality of the crop, and (2) maximizing returns to the producers pursuant to the declared policy of the act.

(3) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that, as hereinafter set forth, the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than the date hereinafter specified. A reasonable determination as to the supply of, and the demand for, such nectarines, which are currently regulated pursuant to Nectarine Regulation 1 (36 F.R. 9843), must await the development of the crop thereof; adequate information thereon was not available to the Nectarine Administrative Committee until the date hereinafter set forth on which an open meeting was held, after giving due notice thereof, to consider the need for,

and the extent of, regulation of shipments of such nectarines; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; shipments of the current crop of such nectarines are expected to begin on or about the effective date of this regulation; this regulation should be applicable to all such shipments in order to effectuate the declared policy of the act; the provisions of this regulation are identical with the aforesaid recommendation of the committee, information concerning such provisions and effective time has been disseminated among handlers of such nectarines; and compliance with the provisions of this regulation will not require of handlers any preparation therefor which cannot be completed by the effective time hereof. Such committee meeting was held on April 25, 1972.

§ 916.345 Nectarine Regulation 3.

(a) *Order.* (1) Nectarine Regulation 1 (36 F.R. 9843) is hereby terminated as of the effective date hereof.

(2) During the period May 3, 1972, through June 2, 1972, no handler shall handle any package or container of any variety of nectarines unless such nectarines grade at least U.S. No. 1: *Provided*, That nectarines 2 inches in diameter or smaller, or 4 x 4 size or smaller, shall not have fairly light colored, fairly smooth scars which exceed the aggregate area of a circle three-eighth inch in diameter, and nectarines larger than 2 inches in diameter, or larger than 4 x 4 size, shall not have fairly light colored, fairly smooth scars which exceed an aggregate area of a circle one-half inch in diameter: *Provided further*, That an additional tolerance of 25 percent shall be permitted for fruit that is not well formed but not badly misshapen: *Provided further*, That 25 percent of the surface of each fruit of the Sun Free and Golden Grand varieties may be affected by fairly smooth or smooth russetting.

(3) No handler may handle any package or container of May Red variety nectarines unless:

(i) Such nectarines, when packed in a No. 22D standard lug box are of a size that will pack, in accordance with the requirements of a standard pack, not more than 130 nectarines in the lug box;

(ii) Such nectarines when packed in a standard basket, are of a size not smaller than a size that will pack 4 x 5 standard pack; or

(iii) Such nectarines when packed in any container other than the containers specified in subdivisions (i) and (ii) of this subparagraph (3), measure not less than 1 1/4 inches in diameter: *Provided*, That not more than 10 percent by count of nectarines in any container may fail to meet such diameter requirement.

(4) No handler shall handle any package or container of Arm King, Grand River, Mayfair, or Zee Gold variety nectarines unless:

(i) Such nectarines, when packed in a No. 22D standard lug box, are of a size

that will pack, in accordance with the requirements of a standard pack, not more than 112 nectarines in the lug box; or

(ii) Such nectarines, when packed in a standard basket, are of a size not smaller than a size that will pack a 3 x 4 x 5 standard pack.

(iii) Such nectarines, when packed in any container other than the containers specified in subdivisions (i) and (ii) of this subparagraph (4), measure not less than 1 1/2 inches in diameter: *Provided*, That not more than 10 percent, by count, of the nectarines in any container may fail to meet such diameter requirement.

(5) No handler shall handle any package or container of June Belle, June Grand, May Grand, Red June, Sun-bright, Sun King, or Sunrise variety nectarines unless:

(i) Such nectarines, when packed in a No. 22D standard lug box, are of a size that will pack, in accordance with the requirement of a standard pack, not more than 108 nectarines in the lug box;

(ii) Such nectarines, when packed in a standard basket, are of a size not smaller than a size that will pack a 4 x 4 standard pack; or

(iii) Such nectarines, when packed in any container other than the containers specified in subdivisions (i) and (ii) of this subparagraph (5), measure not less than 2 inches in diameter: *Provided*, That not more than 10 percent, by count, of the nectarines in any container may fail to meet such diameter requirement.

(6) No handler shall handle any package or container of Early Sun Grand, Grandandy, Independence, Star Grand I, Star Grand II, Sun Flame, Sun Grand, or Rose variety nectarines unless:

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

(ii) Such nectarines, when packed in any container other than in a No. 22D standard lug box, measure not less than 2 1/2 inches in diameter: *Provided*, That not more than 10 percent, by count, of the nectarines in any container may fail to meet such diameter requirement.

(7) No handler shall handle any package or container of Autumn Grand, Clinton-Strawberry, Fantasia 88, Flame Kist, Flavor Top, Gold King, Granderli, Grand Prize, Hi-Red, Late Le Grand, Le Grand, Red Grand, Regal Grand, Richard's Grand, Royal Grand, September Grand, or Sun Free nectarines, unless:

(i) Such nectarines, when packed in a No. 22D standard lug box, are of a size that will pack, in accordance with the requirements of a standard pack, not more than 88 nectarines in the lug box; or

(ii) Such nectarines, when packed in any container other than in a No. 22D standard lug box, measure not less than 2 1/4 inches in diameter: *Provided*, That not more than 10 percent, by count, of the nectarines in any container may fail to meet such diameter requirement.

(8) When used herein, "diameter," "U.S. No. 1," and "standard pack" shall

have the same meaning as set forth in the U.S. Standards for Grades of Nectarines (§ 51.3145-51.3160 of this title); "standard basket" shall mean the standard basket set forth in section 43592 of the Agricultural Code of California; "No. 22 standard lug box" shall have the same meaning as set forth in section 43601 of the Agricultural Code of California; and all other terms shall have the same meaning as when used in the marketing agreement and order.

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

Dated: April 28, 1972.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and  
Vegetable Division, Agricultural  
Marketing Service.

[FR Doc.72-6719 Filed 5-1-72; 8:51 am]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Texas Flaxseed Bulletin—1972 Supplement]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

1972 Texas Flaxseed Purchase Program

On March 16, 1972, a notice of proposed rule making regarding loan and purchase rates, for 1972 crop flaxseed and detailed operating provisions to carry out the 1972 flaxseed loan and purchase program were published in the FEDERAL REGISTER (37 F.R. 5504). No data, views, or recommendations were filed by interested persons.

A special purchase program has been authorized for 1972 crop flaxseed produced in designated Texas counties. This subpart contains provisions applicable to the 1972 program and together with the provisions contained in CCC Texas Flaxseed Bulletin (26 F.R. 3979, 29 F.R. 6245) constitutes the 1972 Texas Flaxseed Purchase Program.

§ 1421.643 Purchase prices, premiums, and discounts.

(a) 1972 basic county purchase prices. Basic purchase prices per bushel for flaxseed grading U.S. No. 1 and containing from 9.1 to 9.5 percent moisture produced in the counties listed below are as follows:

TEXAS			
County	Rate per bushel	County	Rate per bushel
Atascosa	\$2.36	Jackson	\$2.36
Bee	2.45	Jim Wells	2.44
Bell	2.29	Karnes	2.42
Bexar	2.35	Kleburg	2.44
Caldwell	2.33	Lamar	2.19
Calhoun	2.38	Live Oak	2.43
Comal	2.33	McMullen	2.38
De Witt	2.37	Matagorda	2.37
Dimmit	2.25	Nueces	2.47
Duval	2.39	Refugio	2.46
Frio	2.32	San Patricio	2.47
Goliad	2.43	Victoria	2.40
Gonzales	2.35	Wharton	2.39
Guadalupe	2.34	Wilson	2.39
Hidalgo	2.32		

(b) *Application of basic purchase prices*—(1) *Deliveries to country locations*. The basic purchase price for flaxseed deliveries by truck to authorized dealers at county locations shall be the price established for the county where the flaxseed is delivered.

(2) *Deliveries by truck to Corpus Christi terminal market*. The basic purchase price for flaxseed delivered by truck to an authorized dealer located within the switching limits of the Corpus Christi, Tex., terminal market shall be determined by adding 7 cents per bushel to the basic purchase price established for Nueces County, Tex.

(3) *Deliveries by rail to Corpus Christi terminal market*. The basic purchase price for flaxseed delivered by rail to an authorized dealer located within the switching limits of the Corpus Christi, Tex., terminal market shall be determined by adding to the basic purchase price for the county from which the flaxseed was shipped, the amount of freight per bushel actually paid in plus the current Uniform Grain Storage Agreement truck receiving and rail loading out charges of 9 cents per bushel.

(c) *Premium for low-moisture content*. A premium of 1 cent per bushel shall be applied to eligible flaxseed which grades U.S. No. 1 or U.S. No. 2 and contains 9 percent or less moisture.

(d) *Grade discounts*. The following discounts shall be applied to eligible flaxseed which grades U.S. No. 2 or U.S. Sample Grade:

(1) U.S. No. 2—6 cents per bushel.

(2) U.S. Sample Grade—6 cents per bushel plus the following discounts, as applicable:

(i) *Moisture*.

Percent:	Cents
9.6-10.0	1
10.1-10.5	2
10.6-11.0	3
Above 11.0	3

\* Plus 1 cent for each one-tenth percent of moisture in excess of 11 percent.

(ii) *Test weight*. Three cents for each one-half pound or fraction thereof of test weight below 47 pounds.

(iii) *Other factors*. Amounts determined by CCC to represent market discounts for quality factors not specified above which affect the value of flaxseed, such as (but not limited to) heat damage, musty, and sour. Such discounts will be established not later than the time delivery of flaxseed to CCC begins and will thereafter be adjusted from time to time as CCC determines appropriate to reflect changes in market conditions. Producers may obtain schedules of such factors and discounts at county ASCS offices.

(Sec. 4, 62 Stat. 1070, as amended; sec. 5, 62 Stat. 1072; secs. 301, 401, 63 Stat. 1053, 1054, as amended; 15 U.S.C. 714 b and c; 7 U.S.C. 1447, 1421)

Effective date: Upon publication in the FEDERAL REGISTER (5-2-72).

Signed at Washington, D.C. April 25, 1972.

KENNETH E. FRICK,  
Executive Vice President,  
Commodity Credit Corporation.

[FR Doc. 72-6679 Filed 5-1-72; 8:49 am]

## Title 9—ANIMALS AND ANIMAL PRODUCTS

### Chapter I—Animal and Plant Health Inspection Service, Department of Agriculture

#### SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

##### PART 71—GENERAL PROVISIONS

#### Permitted Disinfectants and Change in Nomenclature

Pursuant to the provisions of sections 4-7, 11, and 13 of the Act of May 29, 1884, as amended, sections 1 and 2 of the Act of February 2, 1903, as amended, sections 1-4 of the Act of March 3, 1905, as amended, and sections 3 and 11 of the Act of July 2, 1962 (21 U.S.C. 111-113, 114a, 114a-1, 115-117, 120, 123-126, 134b, 134f), the provisions in 9 CFR § 71.10(a) (5) are amended to read as follows:

§ 71.10 Substances or materials allowed as permitted disinfectants.

(a) \* \* \*

(5) Disinfectants which are registered under the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135 et seq.), with tuberculocidal claims, as disinfectants for general use, any be used for the purpose of this part in accordance with directions on the labels accepted in connection with their registration. However, disinfectants which fall in this category are not permitted for use in outbreaks of foreign animal diseases unless in specific cases such use is approved in advance by the Deputy Administrator, Veterinary Services.

(Secs. 4-7, 11, and 13, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264-1265, as amended, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111-113, 114a, 114a-1, 115-117, 120, 123-126, 134b, 134f; 29 F.R. 16210, as amended; 37 F.R. 6327, 6505)

*Effective date*. The foregoing amendment shall become effective upon publication in the FEDERAL REGISTER (5-2-72).

The transfer of the functions of the Pesticide Regulation Division from the Agricultural Research Service, U.S. Department of Agriculture to the Environmental Protection Agency has made it necessary to make a change in nomenclature in § 71.10. The amendment makes the necessary change in nomenclature

and coordinates the provisions of said section more fully with the requirements of the Federal Insecticide, Fungicide, and Rodenticide Act.

The amendment also relieves restrictions by allowing the use of additional permitted disinfectants in outbreaks of foreign animal diseases when such use is specifically approved in advance by the Deputy Administrator. This change must be made effective without delay in order to be of maximum benefit to affected persons.

Accordingly, under the administrative procedure provisions of 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and unnecessary, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 27th day of April, 1972.

G. H. WISE,  
Acting Administrator, Animal  
and Plant Health Inspection Service.

[FR Doc. 72-6652 Filed 5-1-72; 8:48 am]

[Docket No. 72-517]

### PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

#### Areas Quarantined

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

In § 76.2, in paragraph (e) (3) relating to the State of North Carolina, subdivision (iii) relating to Robeson County is deleted.

(Secs. 4-7, 23 Stat. 32, as amended; secs. 1 and 2, 32 Stat. 791-792, as amended; secs. 1-4, 33 Stat. 1264, 1265, as amended; sec. 1, 75 Stat. 481; secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended; 37 F.R. 6327, 6505)

*Effective date*. The foregoing amendment shall become effective upon issuance.

The amendment excludes a portion of Robeson County in North Carolina from the areas quarantined because of hog cholera. Therefore, the restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas contained in 9 CFR Part 76, as amended, do not apply to the excluded area, but will continue to apply to the quarantined areas de-

scribed in § 76.2(e). Further, the restrictions pertaining to the interstate movement of swine and swine products from nonquarantined areas contained in said Part 76 apply to the excluded area.

Since the amendment relieves restrictions presently imposed but no longer deemed necessary to prevent the spread of hog cholera, it should be made effective promptly in order to be of maximum benefit to affected persons. It does not appear that public participation in this rule making proceeding would make additional relevant information available to this Department.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and unnecessary, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 26th day of April 1972.

G. H. WISE,  
Acting Administrator, Animal  
and Plant Health Inspection Service.

[FR Doc.72-6653 Filed 5-1-72;8:48 am]

## Title 12—BANKS AND BANKING

### Chapter V—Federal Home Loan Bank Board

#### SUBCHAPTER B—FEDERAL HOME LOAN BANK SYSTEM

[No. 72-476]

#### PART 528—NONDISCRIMINATION REQUIREMENTS

##### Correction

In F.R. Doc. 72-6377 appearing at page 8436 in the issue of Thursday, April 27, 1972, the following phrase should appear immediately after the second line of § 528.5(b): "[LOGOTYPE AND LEGEND GO HERE]". The logotype referred to is that pictured in § 528.4.

## Title 13—BUSINESS CREDIT AND ASSISTANCE

### Chapter I—Small Business Administration

[Rev. 4, Amdt. 9]

#### PART 107—SMALL BUSINESS INVESTMENT COMPANIES

##### Purchase, Sale, or Guaranty of Debt Securities of Small Business Investment Companies (SBIC's); Venture Capital

On March 17 and 25, 1972, the Small Business Administration (SBA) published in the FEDERAL REGISTER (37 F.R. 5642, 37 F.R. 5643, and 37 F.R. 6213) proposed amendments to §§ 107.3, 107.201, 107.202, and 107.203, Part 107

of Chapter I of Title 13 of the Code of Federal Regulations, revised as of January 1, 1971, pursuant to section 308(c) of the Small Business Investment Act of 1958, as amended (Act) 15 U.S.C. 687(c), which would amend (a) § 107.3 to eliminate the interest rate limitation in subsection (c) of the definition of the term "Venture Capital"; (b) § 107.201 to set forth the formal requirements pursuant to which SBA will purchase or guarantee the debentures of SBIC's; (c) § 107.202 to redefine the term "total funds available for investment" under section 303(b) (2) of the Act; and (d) § 107.203 to set forth the terms on which SBA may purchase, sell, or guarantee debentures of SBIC's pursuant to section 303(b) of the Act.

Interested persons were invited to submit written comments within thirty (30) days from the date of publication of the notices of proposed rule making in the FEDERAL REGISTER. After consideration of the comments received and other relevant factors, it has been decided to adopt the proposed amendments with the following textual changes:

New SBA Form 1022, Application for Guaranty, is referred to in § 107.201(a). A new sentence has been added at the end of § 107.201(a) to make clear that SBA's guaranty obligation pursuant to section 303(b) of the Act, as amended by Public Law 92-213, may extend to the timely payment of principal and interest to maturity as scheduled on the debentures so guaranteed, irrespective of any default on the part of the obligor or of acceleration of the maturity thereof by SBA. A proviso has been added at the end of § 107.201(b) to make clear that, where SBA selects the borrowers in a public or private financing under its guaranty authority, the lenders will not be required to file a statement of their beneficial interests in SBIC's and their Associates. In § 107.203(b), the word "debentures" has been substituted for the word "debt securities" since section 303(b) of the Act is only concerned with debentures, except in § 107.203(b) (6), where provision is made that all debt instruments issued to, held or guaranteed by SBA, which exceed the aggregate amounts authorized by section 303(b) (1) of the Act, may be accelerated upon failure of the licensee to comply with the requirements of section 303(b) of the Act. The wording of § 107.203(b) (4) has been changed to clarify and more precisely carry out the intent of that provision.

Pursuant to the authority cited above, Part 107 of Chapter I of Title 13 of the Code of Federal Regulations, since revised as of January 1, 1972, and amended in 37 F.R. 3950 is hereby further amended as follows:

1. By amending the definition of "Venture Capital" appearing in § 107.3 to read as follows:

#### § 107.3 Definition of terms.

*Venture Capital.* For the purposes of this part, the following means of financ-

ing will be considered Venture Capital:

(a) Common and Preferred Stock with no repurchase requirement for 5 years, except as may be specifically approved by SBA under § 107.901 for purposes of relinquishing control of a small business concern.

(b) Any right to purchase such stock.

(c) Debentures or loans (whether or not convertible or having stock purchase rights) which are subordinated (together with security interests against the assets of the small concern) by their terms to all borrowings of the small concern from other institutional lenders, and have no part amortized during the first 3 years.

2. By amending § 107.201 to read as follows:

#### BORROWING BY LICENSEE

##### § 107.201 Funds to licensee.

(a) A licensee with borrowing eligibility pursuant to section 303(b) of the Act may apply to SBA for the purchase or guaranty of debentures pursuant to and within the limits of that section on SBA Form 416 (for purchase) or SBA Form 1022 (for guaranty),<sup>1</sup> in accordance with accompanying instructions. SBA may, in its discretion, agree that its obligations under such guaranty shall be unconditional, irrespective of the validity, regularity or enforceability of the debentures or any other circumstances which might constitute a legal or equitable discharge or defense of a guarantor. SBA may likewise agree, pursuant to its guaranty, to make timely payments of principal and interest on any debenture to and until the stated maturity of such debenture, irrespective of any default by the issuing licensee or acceleration of the maturity thereof by SBA.

(b) Persons interested in providing funds to unspecified licensees under such guaranty may notify SBA by letter. Such letter shall include a statement whether such lender has a direct or indirect beneficial interest of 10 or more percent of the actual or potential voting rights in any licensee, or in any person directly or indirectly controlling, controlled by, or under common control with, any licensee: *Provided, however,* That such statement will not be required from lenders whose borrowers are or will be selected by SBA or its agents. SBA will endeavor to match such offers with applications pursuant to paragraph (a) of this section but there can be no assurance that such offers will be accepted. SBA in its discretion may also arrange for public or private financings under its guaranty authority.

(c) No SBA guaranty shall be extended to a lender with respect to a licensee where such lender has a direct or indirect beneficial interest of 10 or more percent of the actual or potential voting rights in such licensee, or in any person directly or indirectly controlling, controlled by, or under common control with, such licensee. Nor shall such guaranty be extended to a lender if such

<sup>1</sup> Filed as part of the original document.

lender has such interest involving any licensee and such licensee has received or is about to receive pursuant to any understanding, agreement, cross-dealing, reciprocal or circular arrangement any direct or indirect financing or a commitment for financing from another like lender with SBA's guaranty. A guaranty obtained in violation of this subsection shall be voidable by SBA. This prohibition shall not apply to lenders whose borrowers are selected by SBA or its agents.

3. By amending paragraphs (b) and (c) of § 107.202 to read as follows:

§ 107.202 SBA funds available under section 303(b)(2) of the Act based on venture capital financing.

(b) The term "total funds available for investment" shall mean 90 percent of the sum of total short-term assets and total loans and investments of a licensee required (in accordance with the Instructions for Preparation of the Financial Report, SBA Form 468) to be set forth as Items 8 and 15, respectively, on page 1 of the Financial Report, SBA Form 468, submitted by such licensee. Venture capital investments, as defined in § 107.3, shall be valued on the same basis as licensee's assets comprising its "total funds available for investment." Any financing carried as "Assets Acquired in Liquidation of Loans and Debt Securities" (Item 13) or "Amounts Due from Debtors on Sale of Assets Acquired in Liquidation of Loans and Debt Securities" (Item 14) which originally qualified as venture capital shall retain the venture capital qualification.

(c) Maintenance of venture capital ratio: A licensee indebted pursuant to section 303(b)(2) of the Act shall maintain at least the ratio required by (B) thereof as of the end of each of its fiscal years: *Provided, however,* That subject to SBA approval a licensee may temporarily maintain a lesser ratio. Approval may be granted to the extent necessary in appropriate cases, including prepayments of venture capital investments, raising of additional private capital, and loan funds recently provided to the licensee.

4. By amending § 107.203 to read as follows:

§ 107.203 SBA purchase, sale or guaranty of debt instruments of licensee.

(a) SBA may, in its discretion, and upon such terms and conditions and for such consideration as it shall deem reasonable, sell, assign, transfer, or otherwise dispose of any debenture, or other evidence of debt or security held in connection with any loan made or guaranteed by SBA under the Act. In such event and upon notice thereof by SBA, licensee will make all payments of principal and interest as shall be directed by SBA. Licensee shall hold SBA harmless from any and all damages or losses which SBA may sustain by reason of such disposal or its guaranty, limited, however, to the extent of licensee's liability under such security, plus court costs and reasonable attorney fees incurred by SBA.

(b) A licensee issuing debentures pursuant to section 303(b) of the Act, after the effective date of this regulation, shall be deemed to have agreed to the following terms and conditions, as in effect at the time of such issuance and as if fully set forth in such debentures:

(1) Upon written notice by SBA, the entire indebtedness of the licensee issued to, held or guaranteed by SBA may be declared immediately due and payable to SBA upon the happening of any one or more of the following events:

(i) Default in the payment of the principal or interest under any debenture, note or obligation of the licensee, issued to, held or guaranteed by SBA;

(ii) Nonperformance or violation by the licensee, as determined by SBA, of any one or more of the terms and conditions of any loan or obligation of the licensee, issued to, held or guaranteed by SBA, or of any agreement with or conditions imposed by SBA;

(iii) Failure of the licensee, as determined by SBA, to comply with any one or more of the provisions of the Act or regulations promulgated thereunder, as they may be amended from time to time;

(iv) Failure of the licensee to notify SBA within twenty (20) days from the date of an event of default or nonperformance by the licensee under any debenture, note or indebtedness of the licensee issued to or held by anyone other than SBA.

(2) The entire indebtedness of the licensee issued to, held or guaranteed by SBA shall immediately become due and payable to SBA without notice, presentation or demand, whenever

(i) Licensee is insolvent, or

(ii) Not having sufficient property to pay all of its debts, licensee makes a voluntary assignment thereof, or

(iii) Licensee commits an act of bankruptcy as defined in 11 U.S.C. section 21, or

(iv) A petition is filed in commencement of any bankruptcy or reorganization proceeding, receivership, dissolution or other similar creditors' rights proceeding, by or against the licensee,

whichever event shall first occur.

(3) Except with the prior written consent of SBA, licensee will not

(i) Repurchase or retire any of its capital stock,

(ii) Make any distribution to its shareholders other than dividends out of retained earnings, or

(iii) Increase the salaries or other compensation of any officer, director, or employee beyond the amounts approved by SBA. In applying this provision, compensation to an officer, director or employee of a wholly owned corporation shall be deemed paid by licensee.

(4) Except with the prior written consent of SBA, licensee will not employ or tender any office of employment to, or retain for professional services, for a period of 2 years after the date of the latest debenture issued by licensee pursuant to section 303(b) of the Act, any person who on or within 1 year prior to said date,

(i) Shall have served as an officer, attorney, agent, or employee of SBA, and

(ii) As such, shall have occupied a position or engaged in activities which SBA shall have determined involved discretion with respect to the granting of assistance under the Act.

(5) Any failure on the part of SBA at any time to require the performance by licensee of any one or more of the terms or provisions of any debt instrument of licensee issued to, held, or guaranteed by SBA shall in no way affect SBA's right thereafter to enforce the same, nor shall the waiver by SBA of any term or provision of any debt instrument of licensee issued to, held, or guaranteed by SBA be taken or held to be a waiver of any succeeding breach of any such term or provision.

(6) If the licensee fails to maintain either the capital requirement under section 303(b)(2)(A) of the Act or the investment ratio requirement under section 303(b)(2)(B) of the Act, and the regulations promulgated thereunder from time to time, then the aggregate amount of the outstanding indebtedness evidenced by any debt instruments issued to, held, or guaranteed by SBA which exceeds the maximum amount permitted under section 303(b)(1) shall, upon written notice by SBA, be immediately due and payable to SBA. In the event of such an acceleration of payment, SBA in its sole discretion shall determine which debenture instrument or instruments, or parts thereof, shall be subject thereto.

(7) The debentures hereafter issued by a licensee pursuant to section 303(b) of the Act, and SBA's claims relating thereto, shall be subordinate to all other debts of the licensee, but shall have priority over all classes of stock of the licensee upon any dissolution, winding-up, liquidation or reorganization of the licensee, unless such debentures provide otherwise.

These regulations shall become effective upon publication in the FEDERAL REGISTER (5-2-72).

Dated: April 24, 1972.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc. 72-6636 Filed 5-1-72; 8:48 am]

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 11281, Amdt. 39-1441]

#### PART 39—AIRWORTHINESS DIRECTIVES

##### Hawker Siddeley de Havilland Model DH-104 "Dove" Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring periodic inspection of the upper arm of

the rudder control pedal reversal lever for cracks, using a dye penetrant method and visual inspection for mechanical damage, and the replacement of cracked parts and the repair of damaged parts on Hawker Siddeley Model DH-104, "Dove" airplanes was published in 36 F.R. 14391 on August 5, 1971.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive.

**HAWKER SIDDELEY AVIATION.** Applies to Hawker Siddeley de Havilland Model DH-104 "Dove" airplanes.

Compliance is required as indicated.

To detect cracks in the upper arm of the rudder control pedal reversal lever, P/N 4CF767A, accomplish the following:

(a) Within the next 200 hours' time in service after the effective date of this AD, unless already accomplished within the last 2,200 hours' time in service, and thereafter at intervals not to exceed 2,400 hours' time in service from the last inspection, inspect the upper arm of the rudder control pedal reversal lever, P/N 4CF767A, for cracks, using a dye penetrant method, in accordance with Hawker Siddeley Technical News Sheet Series: CT(104) No. 219, Issue 1, dated October 19, 1970, or later ARB-approved issue or FAA-approved equivalent. If no cracks are found, visually inspect the upper radused surface of the upper arm of the rudder control reversal lever for marks or other evidence of mechanical damage.

(b) If a crack is found during an inspection required by paragraph (a), before further flight replace the rudder control pedal reversal lever, P/N 4CF767A, with a new part of the same part number and continue to inspect in accordance with paragraph (a).

(c) If marks or other evidence of mechanical damage are found during an inspection required by paragraph (a), before further flight smoothly blend out the marks and renew the protective treatment, using sealant acid treatment, or an FAA-approved equivalent, and repaint the part. After refitting the part, continue to inspect in accordance with paragraph (a).

This amendment is effective May 31, 1972.

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

Issued in Washington, D.C., on April 25, 1972.

**WILLIAM G. SHREVE, Jr.,**  
Acting Director,  
Flight Standards Service.

[FR Doc.72-6637 Filed 5-1-72; 8:48 am]

[Airspace Docket No. 71-EA-127]

## PART 73—SPECIAL USE AIRSPACE

### Alteration of Restricted Airspace; Correction

On March 29, 1972, F.R. Doc. 72-4721 was published in the FEDERAL REGISTER

(37 F.R. 6382) which, in part, altered Restricted Area R-6613. The time of designation was inadvertently omitted in the description of R-6613, Subarea A.

Since this amendment is editorial in nature, notice and public procedure are unnecessary and good cause exists for making this amendment effective on less than 30 days' notice.

In consideration of the foregoing, effective upon publication in the FEDERAL REGISTER (5-2-72), F.R. Doc. 72-4721 (37 F.R. 6382) is amended as hereinafter set forth.

In § 73.66, R-6613 Dahlgren Complex, Va., Subarea A is amended by adding "Time of Designation 0800-1700 local time, Monday through Friday, other times by NOTAM 48 hours in advance."

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

Issued in Washington, D.C., on April 25, 1972.

**ROBERT G. CARNAHAN,**  
Acting Chief, Airspace and  
Air Traffic Rules Division.

[FR Doc.72-6638 Filed 5-1-72; 8:48 am]

## Title 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 72-119]

## PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

### Articles Exported and Returned

On May 4, 1971, a notice of proposed rule making to amend the Customs Regulations pertaining to merchandise exported from the United States and returned under items 800.00, 805.00, 806.20, 806.30, and 807.00, Tariff Schedules of the United States, was published in the FEDERAL REGISTER (36 F.R. 8312).

Marks	Number	Quantity	Description	Value, in U.S. coin
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
-----	-----	-----	-----	-----
(Date)	-----	-----	-----	(Signature)
(Address)	-----	-----	-----	(Capacity)

(2) A declaration for free entry by the owner, importer, consignee, or agent on the top portion of Customs Form 3311.

(3) A Certificate of Exportation on the bottom portion of Customs Form 3311 executed by the district director of customs at the port from which the merchandise was exported. Such certificate shall show whether drawback was claimed or paid on the merchandise covered by the certificate and, if any was paid, the amount thereof. This certificate shall be issued on application of the importer, or of the district director at the importer's request, and shall be

Interested persons were given 30 days in which to submit written comments, suggestions, or objections regarding the proposed amendments. Representations submitted pursuant to the notice have been carefully considered.

Editorial changes have been made in § 10.1 (g), (h), and (i) to add cross reference to § 8.6(n), added by T.D. 72-3, which makes optional the production of documentary evidence of the right to make entry in certain cases. Additionally, in § 10.1(g) the words "and with or without alterations or other changes in condition in this country" are deleted as unnecessary, and in § 10.2 the headings in the declaration required are corrected.

Accordingly, the proposed amendments are hereby adopted as set forth below.

**Effective date.** These amendments shall become effective 30 days after publication in the FEDERAL REGISTER.

[SEAL] **EDWIN F. RAINS,**  
Acting Commissioner of Customs.

Approved: April 24, 1972.

**EUGENE T. ROSSIDES,**  
Assistant Secretary  
of the Treasury.

Section 10.1 is amended to read:

### § 10.1 Domestic products; requirements on entry.

(a) Except as otherwise provided for in this part, the following documents shall be filed in connection with the entry of articles claimed to be free of duty under item 800.00 and item 805.00, Tariff Schedules of the United States:

(1) A declaration by the foreign shipper in substantially the following form, if the value of the returned articles exceeds \$1,000:

I, -----, declare that to the best of my knowledge and belief the articles herein specified are products of the United States; that they were exported from the United States, from the port of ----- on or about -----, 19-----; that they are returned without having been advanced in value or improved in condition by any process of manufacture or other means.

mailed by the issuing officer directly to the port at which it is to be used. If the merchandise has been exported from the port at which entry is made and the fact of exportation appears on the records of the customhouse, the fact of reimportation shall be noted on such export record. In such case the filing of the certificate on Customs Form 3311 shall not be required.

(b) If, in any case where the appraising officer's report does not show definitely that merchandise the value of which exceeds \$1,000 is of domestic origin, Customs Form 3311 has not been

executed by the owner or ultimate consignee, the district director may require the execution of such form by the owner or ultimate consignee. In such a case Customs Form 3311 shall be filed within 3 months after the date of the demand therefor upon the person in whose name the entry was filed. If the owner or ultimate consignee is a corporation, such form may be signed by the president, vice president, secretary, or treasurer of the corporation, or may be signed by any employee or agent of the corporation who holds a power of attorney executed under the conditions outlined in § 8.19 of this chapter and a certification by the corporation that such employee or other agent has or will have knowledge of the pertinent facts. In the case of articles which are unquestionably the products of the United States and which have not been advanced in value or improved in condition, if the district director is satisfied from the character thereof or otherwise that they are free of duty under Schedule 8, Part 1, Tariff Schedules of the United States, and if the total value of the articles of American origin contained in the shipment does not exceed \$250, the execution of Customs Form 3311 shall not be required therefor, except when used as an entry under paragraph (g), (h), or (i) of this section.

(c) A certificate from the master of a vessel stating that products of the United States are returned without having been unladen from the exporting vessel may be accepted in lieu of the declaration of the foreign shipper required by paragraph (a) (1) of this section.

(d) If the district director is reasonably satisfied that because of the nature of the articles, or production of other evidence, the articles are imported in circumstances as to meet the requirements of item 800.00 or 805.00 and the related headnotes, they may waive the documents required by paragraphs (a) and (b) of this section, except when Customs Form 3311 is used as an entry under paragraphs (g), (h), or (i) of this section.

(e) No evidence relative to the conditions of item 800.00 shall be required in the case of articles the product of the United States in use at the time of importation as the usual coverings or containers of merchandise not subject to an ad valorem rate of duty unless such articles would be dutiable if not products of the United States under General Headnote 6, Tariff Schedules of the United States.

(f) In the case of photographic films and dry plates manufactured in the United States (except motion picture films to be used for commercial purposes) exposed abroad and entered under item 805.00, the requirements of paragraphs (a), (b), and (c) of this section are applicable except that the declaration on Customs Form 3311 to the effect that

the articles "are returned without having been advanced in value or improved in condition by any process of manufacture or other means" shall be crossed out, and the entrant shall show on the form that the subject articles when exported were of U.S. manufacture and are returned after having been exposed, or exposed and developed, and, in the case of motion picture films, that they will not be used for commercial purposes. This modification shall also be made in the declaration by the foreign shipper provided for in paragraph (a) (1) of this section.

(g) In the case of aircraft and parts and equipment therefor which are returned to the United States by or for the account of an aircraft owner or operator and are intended for use in his or its own aircraft operations, either within or outside the United States, entry thereof may be made under item 800.00 on Customs Form 3311, executed by the importer and supported by proper evidence of the right to make the entry (except as provided in § 8.6(n) of this chapter), but without the other documents described in this section and without the giving of a bond to produce any of them, when there is no question that the articles are products of the United States and it satisfactorily appears that they have not been improved in condition or advanced in value while abroad and that no drawback has been or will be paid on them. In such a case, the entrant shall show on Customs Form 3311 after the words "returned to" the name and address of the aircraft owner or operator by whom or for whose account the articles were returned. The entrant shall also show on Customs Form 3311 the name of the importing conveyance, the date of its arrival, the value of the articles, and that they are intended for use in the aircraft owner's, or operator's, own aircraft operations.

(h) Entry of nonconsumable stores and equipment of a vessel may be made under item 800.00 on Customs Form 3311, in duplicate, executed by the importer and supported by proper evidence of the right to make entry (except as provided in § 8.6(n) of this chapter), when there is no question that the articles are products of the United States, and it satisfactorily appears that they have not been improved in condition or advanced in value while abroad; that no Customs drawback has been or will be paid on them, and that duty is not payable thereon because of an internal revenue tax. The declaration of the foreign shipper and the certificate of exportation are not required in connection with an entry on Customs Form 3311. In satisfying himself that no Customs drawback was allowed on the articles in connection with their removal from the United States, the Customs officer may accept the written declaration of the master or other person having knowledge of the

facts showing that the articles left this country on a United States vessel or a vessel operated by the United States Government as stores or equipment thereof and that they were not landed in a foreign country except for any needed repairs, adjustments, or refilling and return to the vessel from which landed or for transshipment to another vessel as stores or equipment thereof. Such declaration may be made on the reverse side of the entry on Customs Form 3311. The entrant shall show on Customs Form 3311 the name of the importing vessel, the date of its arrival, and the value of the articles.

(i) When the total value of articles of claimed American origin contained in any shipment does not exceed \$250 and such articles are found to be unquestionably products of the United States and do not appear to have been advanced in value or improved in condition while abroad and no quota is involved, free entry thereof may be made under item 800.00 on Customs Form 3311, executed by the owner, importer, consignee, or agent and filed in duplicate, without regard to the requirement of a certificate of exportation or evidence of similar purport, unless the Customs officer has reason to believe that Customs drawback or exemption from internal revenue tax, or both, were probably allowed on exportation of the articles or that they are otherwise subject to duty. The entrant shall show on Customs Form 3311 the name of the importing conveyance, the date of its arrival, the name of the country from which the articles were returned to the United States, and the value of the articles. The entrant shall also produce evidence of his right to make entry (except as provided in § 8.6(n) of this chapter). If the Customs officer is not entirely certain that the articles to be entered under this paragraph by a nominal consignee are products of the United States, the actual owner or ultimate consignee thereof may be required to execute a Customs Form 3311.

Section 10.2 is amended to read as follows:

#### § 10.2 Requirements on entry of fabricated components assembled abroad.

The following documents shall be filed in connection with the entry of articles claimed to be partially exempted from duty under item 807.00, Tariff Schedules of the United States, as amended:

(a) A declaration by the person who performed the assembly operations abroad, in substantially the following form:

I, \_\_\_\_\_, declare that to the best of my knowledge and belief the \_\_\_\_\_ were assembled in whole or in part from components, as listed and described below, which are products of the United States.

List and description of components:



tration (Customs Form 4455) is not entered at one time or at one port of entry, in the case of importations not exceeding \$250 in value, the district director at the port where any portion of the merchandise is entered shall note the quantity entered on the registration certificate and return the certificate to the submitter thereof for use in connection with any further importation covered by such certificate.

(g) When all the merchandise covered by a Certificate of Registration (Customs Form 4455) is not entered at one time or at one port of entry, in the case of importations valued in excess of \$250, there shall be filed with the entry at the time of entry the certification of the owner, importer, consignee, or agent having knowledge of the facts, that the articles entered in their repaired or altered condition are a portion of the articles covered by such Certificate of Registration. This certification shall be filed in lieu of the Certificate of Registration (Customs Form 4455), in the following form:

I hereby certify that the merchandise covered by entry No. \_\_\_\_\_ dated \_\_\_\_\_ is a portion of the merchandise exported under Customs Form 4455 \_\_\_\_\_

(Certificate of registration No.)

dated \_\_\_\_\_, to \_\_\_\_\_  
(Name of foreign consignee)

\_\_\_\_\_, for the purpose and with the intent of \_\_\_\_\_ the articles in \_\_\_\_\_  
(Repairing or altering)

the foreign country. I further certify that original Customs Form 4455 has been charged with the quantities herein, identified with the entry and port, and will be maintained at \_\_\_\_\_ for a period of 2 \_\_\_\_\_  
(Firm and address)

years after the final liquidation of the final quantity covered by such Certificate of Registration, for verification by appropriate Customs officers.

(h) The Certificate of Registration (Customs Form 4455) referred to in paragraph (g) of this section shall be retained by the firm therein referred to for a period of 2 years from the date of final liquidation of the final quantity covered by the Certificate of Registration for verification by appropriate Customs officers. Each quantity entered shall be accounted for in such a manner as to identify the specific entry (entry number), and port of entry, with the total quantity of the exported articles on the reverse side of the Certificate of Registration (Customs Form 4455) until the total quantity has been entered.

(i) If the district director concerned is satisfied because of the nature of the articles, or production of other evidence, that the articles are imported under circumstances meeting the requirements of item 806.20 and related headnotes, he may waive the declaration provided for in paragraphs (e) and (f) of this section.

(j) In the event there has been compliance with registration requirements set forth in paragraph (a) of this section and Customs Form 4455 is not available at the time of entry, the district director may waive the production of Customs

Form 4455 provided the merchandise is entered at one time at one port of entry, and he is satisfied that the returned merchandise meets the requirements of item 806.20 and related headnotes.

(k) In any case where an imported article was exported for repairs or alterations without compliance with the registration requirements of this section, the district director may waive the production of Customs Form 4455 if he is satisfied that the returned merchandise is entitled to entry under item 806.20 and that the failure to comply with the registration requirements was due to inadvertence, mistake, or inexperience, and not to negligence or bad faith. The district director may also, in his discretion, waive the registration requirements of this section, prior to exportation of the articles, upon application in writing by an exporter-importer located within his district when it is indicated that the duty on merchandise would be less than \$25 if not within the purview of item 806.20 and it is indicated that the shipment on its return to the United States will be covered by a mail or other informal entry. Customs Form 4455, appropriately modified, may be used by the district director in issuing the waiver.

(l) The district director shall require at the time of entry a deposit of estimated duties based upon the full cost or fair market value, as the case may be, of the repairs or alterations. The cost or fair market value, as the case may be, of the repairs or alterations outside the United States, which is to be set forth in the invoice and entry papers as the basis for the assessment of duty under item 806.20, shall be limited to the cost or value of the repairs or alterations actually performed abroad, which will include all domestic and foreign articles furnished for the repairs or alterations, but shall not include any of the expenses incurred in this country whether by way of engineering costs, preparation of plans or specifications, and furnishing of tools or equipment for doing the repairs or alterations abroad or otherwise.

Part 10 is amended to add a new § 10.9 reading:

#### § 10.9 Articles exported for processing.

(a) Before the exportation of articles subject on return to the United States to duty on the value of the processing performed abroad as provided for in item 806.30, a Certificate of Registration (top portion of Customs Form 4455) shall be filed (in an original only) by the owner or exporter with the district director of customs at a time prior to the departure of the exporting conveyance which will permit an examination of the articles. A statement shall be included on the reverse side of Customs Form 4455 by the exporter or owner substantially as follows:

The articles described in this certificate were manufactured in the United States by \_\_\_\_\_; or, if of foreign

(Name and address)  
origin, were subjected to \_\_\_\_\_

(Show processes of  
manufacture, such as molding, casting,

\_\_\_\_\_ in the United States by  
machining, etc.)

\_\_\_\_\_. The articles in  
(Name and address)  
their changed condition will be returned for  
further processing by \_\_\_\_\_  
(Name and address)

(b) The applicant shall be notified by the district director of the place to which he shall deliver the articles for examination. All expense in connection with the delivery of the articles, cording, sealing, marking, and transfer to the exporting conveyance, shall be borne by the exporter. The articles shall be exported under Customs supervision, except those articles exported by mail which can be identified by manufacturer's mark or number. A photograph or other means of identification shall be furnished when required by the Customs officer.

(c) When the report of the Customs officer showing the examination of the articles and their lading on the exporting conveyance or their delivery for mailing has been endorsed on the Customs Form 4455 covering such articles, the form shall be given to the exporter for use in connection with the return of the articles. If the articles are being exported through the mails and the Customs Form 4455 (Certificate of Registration) has been completed in duplicate, the Customs officer shall enclose the duplicate copy of the form in the package being exported. The owner or exporter, in all other cases, may enclose a duplicate copy of the certificate with the articles being exported in any manner for processing. In order to facilitate the entry of an article, regardless of the mode of exportation, the foreign shipper may include a duplicate copy of the registration certificate, completed prior to exportation, in the returned package.

(d) When articles other than those exported by mail or parcel post are examined and registered at one port and exported for processing through another port, they shall be forwarded to the port of exportation under a transportation and exportation entry.

(e) There shall be filed in connection with an entry covering articles entered under the provisions of item 806.30, a declaration by the person who performed the processing abroad in substantially the following form:

\_\_\_\_\_  
(Place and date)  
I, \_\_\_\_\_, declare that  
the articles herein specified are the articles  
which, in the condition in which they were  
exported from the United States, were re-  
ceived by me (us) on \_\_\_\_\_, 19\_\_\_\_, from  
\_\_\_\_\_  
(Name and address of owner or exporter in  
the United States)  
that they were received by me (us) for the  
sole purpose of being processed; that only the  
processing described below was effected by me  
(us); that the full cost or (when no charge is  
made) fair market value of such processing  
and the value of the articles after processing  
are correctly stated below; and that no sub-  
stitution whatever has been made to replace  
any of the articles originally received by me  
(us) from the owner or exporter thereof men-  
tioned above.

Marks and numbers	Description of articles and of processing	Full cost or (when no charge is made) fair market value of processing*	Total value of article after processing
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----
-----	-----	-----	-----

\*See Headnote 2, Part 1B, Schedule 8, Tariff Schedules of the United States.

(f) There shall be filed in connection with the entry the Certificate of Registration (Customs Form 4455) and a declaration made by the owner, importer, consignee, or agent having knowledge of the facts that the articles entered in their processed condition are the same articles covered by the Certificate of Registration. This declaration shall also show that the full cost or (when no charge is made) fair market value of the processing is correctly stated in the entry. There shall be included a concise statement as to the nature of the processing performed outside the United States immediately prior to the current importation and to the processing to be performed thereafter in the United States, showing the name and address of the processor who will do the subsequent processing. When all of the merchandise covered by the Certificate of Registration (Customs Form 4455) is not entered at one time or at one port of entry, in the case of importations not exceeding \$250 in value, the district director at the port where any portion of the merchandise is entered shall note the quantity entered on the registration certificate and return the certificate to the submitter thereof for use in connection with any further importation covered by such certificate.

(g) When all the merchandise covered by the Certificate of Registration (Customs Form 4455) is not entered at one time or at one port of entry, in the case of importations valued in excess of \$250, there shall be filed with the entry at the time of entry the certification of the owner, importer, consignee, or agent having knowledge of the facts, that the articles entered in their processed condition are a portion of the articles covered by such certificate of registration. This certificate shall be filed in lieu of the Certificate of Registration (Customs Form 4455) in the following form:

I hereby certify that the merchandise covered by entry No. \_\_\_\_\_ dated \_\_\_\_\_ is a portion of the merchandise exported, under Customs Form 4455.

(Certificate of registration No.)

dated \_\_\_\_\_, to \_\_\_\_\_, (Name of foreign consignee)

for the purpose and with the intent of processing the metal articles in the foreign country and the further processing of the metal articles upon subsequent importation into the United States.

I further certify that original Customs Form 4455 has been charged with the quantities herein, identified with the entry and port, and will be maintained at \_\_\_\_\_

(Firm and address)

for a period of 2 years after the final liquidation of the final quantity covered by such Certificate of Registration, for verification by appropriate Customs officers.

(h) The Certificate of Registration (Customs Form 4455) referred to in paragraph (g) of this section shall be retained by the firm therein referred to for a period of 2 years from the date of final liquidation of the final quantity covered by the Certificate of Registration for verification by appropriate Customs officers. Each quantity entered shall be accounted for in such a manner as to identify the specific entry (entry number), and port of entry with the total quantity of the exported articles on the reverse side of the Certificate of Registration (Customs Form 4455) until the total quantity has been entered.

(i) If the district director concerned is satisfied, because of the nature of the articles or production of other evidence, that the articles are imported in circumstances meeting the requirements of item 806.30 and related headnotes, he may waive the declaration provided for in paragraphs (e) and (f) of this section.

(j) In the event there has been compliance with the registration requirements (Customs Form 4455) set forth in paragraph (a) of this section and such form (Customs Form 4455) is not available at the time of entry, the district director may waive the production of Customs Form 4455 provided the merchandise is entered at one time at one port of entry, and he is satisfied that the returned merchandise meets the requirements of item 806.30, Tariff Schedules of the United States, and the related headnotes.

(k) In any case where an imported article was exported for processing without compliance with the registration requirements of this section, the district director may waive the Customs Form 4455 if he is satisfied that the returned merchandise is entitled to entry under item 806.30, and that the failure to comply with the registration requirements was due to inadvertence, mistake, or inexperience, and not to negligence or bad faith. The district director may also, in his discretion, waive the registration requirements of this section, prior to exportation of the articles, upon application in writing by an exporter-importer located within his district when it is indicated that the duty on the merchandise would be less than \$25 if not within the

purview of item 806.30, and it is indicated that the shipment on its return to the United States will be covered by a mail or other informal entry. Customs Form 4455, appropriately modified, may be used by the district director in issuing the waiver.

(l) The district director shall require at the time of entry a deposit of estimated duties based upon the full cost or fair market value, as the case may be, of the processing. The cost or fair market value, as the case may be, of the processing outside the United States which is set forth in the invoice and entry papers as the basis for the assessment of duty under item 806.30, shall be limited to the cost or value of the processing actually performed abroad (including all domestic and foreign articles used in the processing, but does not include the exported United States metal article) and shall not include any of the expenses incurred in this country, whether by way of engineering costs, preparation of plans or specifications, and the furnishing of tools or equipment for doing the processing abroad, or otherwise.

(R.S. 251, as amended, 77A Stat. 14, sec. 624, 46 Stat. 759; 19 U.S.C. 66, 1202 (Gen. Hdnte. 11), 1624)

[FR Doc.72-3676 Filed 5-1-72;8:49 am]

## Title 29—LABOR

### Chapter V—Wage and Hour Division, Department of Labor

#### PART 601—SHOE AND RELATED PRODUCTS INDUSTRY IN PUERTO RICO

##### Wage Order

Pursuant to sections 5, 6, and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949-53 Comp., p. 1004), and by means of Administrative Order No. 622 (36 F.R. 19037), the Secretary of Labor appointed and convened Industry Committee No. 107-A for the Shoe and Related Products Industry in Puerto Rico, referred to the Committee the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

Subsequent to an investigation and a hearing conducted pursuant to the notice, the Committee has filed with the Administrator of the Wage and Hour Division of the Department of Labor a report containing its findings of fact and recommendations with respect to the matters referred to it.

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 107-A are hereby published, continu-

ing in effect the wage rates recommended by Industry Committee No. 84-A and published September 12, 1969 (34 F.R. 14329), and printed in § 601.2 of Title 29, Code of Federal Regulations.

(Secs. 5, 6, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208)

Signed at Washington, D.C., this 24th day of April 1972.

HORACE E. MENASCO,  
Administrator, Wage and Hour  
Division, U.S. Department of  
Labor.

[FR Doc. 72-6633 Filed 5-1-72; 8:47 am]

## CERTAIN INDUSTRIES IN PUERTO RICO

### Wage Order

Pursuant to sections 5, 6, and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949-53 Comp., p. 1004), and by means of Administrative Order No. 622 (36 F.R. 19037), the Secretary of Labor appointed and convened Industry Committee No. 108-A for the Jewelry, Decorations, Brushes, and Novelties Industry in Puerto Rico and Industry Committee No. 108-B for the Fabricated Plastic Products Industry in Puerto Rico, referred to the Committees the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in these industries, and gave notice of hearings to be held by the Committees.

Subsequent to investigations and hearings conducted pursuant to the notice, the Committees have filed with the Administrator of the Wage and Hour Division of the Department of Labor reports containing their findings of fact and recommendations with respect to the matters referred to them.

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committees Nos. 108-A and 108-B are hereby published, consolidating Parts 616 and 688 into revised Parts 613 and 690 of Title 29, Code of Federal Regulations.

## PART 613—JEWELRY, DECORATIONS, BRUSHES, AND NOVELTIES INDUSTRY IN PUERTO RICO

1. The title to Part 613, Title 29, Code of Federal Regulations is revised to read as set forth above.

2. Sections 613.1, 613.2, and 613.3 are revised to read as follows:

### § 613.1 Definition.

The jewelry, decorations, brushes, and novelties industry in Puerto Rico, to which this part shall apply, is defined as the manufacture of flowers, buds, berries, foliage, leaves, fruits, plants, stems, and branches which are made from materials other than molded plastics and which are commonly or commercially known as artificial; the manufacture of party favors and ornaments and decora-

tions for holidays, except those made of molded plastic or metal other than metallic chenille, foil or tinsel; the manufacture from any material of buttons, buckles, jewelry (including rosaries), jewelry findings (including beads), and hair ornaments and accessories; the processing of natural or synthetic stones for jewelry or industrial use; and the manufacture of products made wholly or chiefly of straw, raffia, sisal, maguay, palm leaves, rushes, grasses, hair, hair bristles, feathers, and similar materials: *Provided, however,* That the industry shall not cover products or activities included in the children's dress and related products industry (Part 610 of this chapter), the men's and boys' clothing and related products industry (Part 615 of this chapter), the shoe and related products industry (Part 601 of this chapter), the textile and textile products industry (Part 699 of this chapter), the metal, machinery, transportation equipment, and allied products industry (Part 604 of this chapter), or the fabricated plastic products industry (Part 690 of this chapter).

### § 613.2 Wage rates.

Wages at rates not less than those prescribed in this section shall be paid under subsection 6(c) of the Fair Labor Standards Act of 1938 by every employer to each of his employees in each of the classifications in the jewelry, decorations, brushes, and novelties industry in Puerto Rico who in any workweek is engaged in commerce or in the production of goods for commerce or is employed in an enterprise engaged in commerce or in the production of goods for commerce as those terms are defined in section 3 of the Act.

(a) *Pre-1961 Coverage Classifications.* The classifications for pre-1961 coverage apply to all activities in the industry to which section 6 of the Fair Labor Standards Act would have applied prior to the Fair Labor Standards Amendments of 1961.

(1) *Gem stone, industrial jewel, and precious jewelry classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the sawing, cutting, grinding, polishing, and other processing of gem diamonds, other precious and semiprecious stones, synthetic stones used for decorative purposes, and natural or synthetic jewels for industrial use, including but without limitation, jewel bearings, industrial diamonds, and the processing of precious and synthetic stones as components of phonograph needles and the attachment of such jewels to metal phonograph needle components, but not including the production of such metal components; and the manufacture of jewelry and other personal ornaments from precious metals with or without precious stones.

(2) *Metal expansion watch band classification.* (i) the minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the fabrication or partial fabrication of

metal expansion bands or expansion bracelets for watches or other uses.

(3) *Rosary and native jewelry classification.* (i) The minimum wage for this classification is \$1.20 an hour.

(ii) This classification is defined as the assembling of rosaries and the manufacture of novelty jewelry from materials wholly or in major part of local origin such as seeds, shells, natural fibers, and similar materials.

(4) *Hair ornaments and accessories classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the manufacture of combs, barrettes, bobby pins, hair clips, hair rollers, hair wavers, and other hair ornaments and accessories.

(5) *Button and buckle classification.* (i) The minimum wage for this classification is \$1.40 an hour.

(ii) This classification is defined as the manufacture from any material of buttons and buckles.

(6) *Emblematic and military insignia classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the manufacture or partial manufacture of emblems and military insignia other than from precious metals.

(7) *Artificial flower, decoration, and party favor classification.* (i) The minimum wage for this classification is \$1.35 an hour.

(ii) This classification is defined as the manufacture of flowers, buds, berries, foliage, leaves, fruits, plants, stems, and branches which are made from materials other than molded plastics and which are commonly or commercially known as artificial; the manufacture of party favors and ornaments and decorations for holidays, except those made of molded plastic or metal other than metallic chenille, foil, or tinsel.

(8) *Straw, hair, and related products Classification.* (i) The minimum wage for this classification is \$1.32 an hour.

(ii) This classification is defined as the manufacture of products made wholly or chiefly of straw, raffia, sisal, maguay, palm leaves, rushes, grasses, hair, hair bristles, feathers, and similar materials.

(9) *Other products and activities classification.* (i) The minimum wage for this classification is \$1.45 an hour.

(ii) This classification is defined as the manufacture or assembly of all products and activities that are not specifically included in any other pre-1961 coverage classification of this industry.

(b) *1961 Coverage Classifications.* The classification for 1961 coverage applies to all activities of employees in this industry to which section 6 of the Act applies only by reason of the Fair Labor Standards Amendments of 1961.

(1) *Straw, hair, and related products classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the manufacture of products made wholly or chiefly of straw, raffia, sisal, maguay, palm leaves, rushes, grasses,

hair, hair bristles, feathers, and similar materials.

(2) *General classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as all activities in the jewelry, decorations, brushes, and novelties industry except those included in the straw, hair, and related products classification.

(c) *1966 classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as all activities in the jewelry, decorations, brushes, and novelties industry in Puerto Rico to which section 6 of the Act applies solely by reason of the Fair Labor Standards Amendments of 1966.

### § 613.3 Notices.

Every employer subject to the provisions of § 613.2 shall post in a conspicuous place in each department of his establishment where employees subject to the provisions of § 613.2 are working such notices of this part as shall be prescribed from time to time by the Administrator of the Wage and Hour Division of the U.S. Department of Labor and shall give such other notice as the Administrator may prescribe.

## PART 616—BUTTON, JEWELRY, AND LAPIDARY WORK INDUSTRY IN PUERTO RICO

3. Part 616, Title 29, Code of Federal Regulations is deleted.

## PART 688—ARTIFICIAL FLOWER, DECORATION, AND PARTY FAVOR INDUSTRY IN PUERTO RICO

4. Part 688, Title 29, Code of Federal Regulations is deleted.

## PART 690—FABRICATED PLASTIC PRODUCTS INDUSTRY IN PUERTO RICO

5. Sections 690.1, 690.2, and 690.3 are revised to read as follows:

### § 690.1 Definition.

The fabricated plastic products industry in Puerto Rico is defined as follows: The molding, extrusion, lamination, or other forming, and the fabrication of plastic products: *Provided, however,* That the industry shall not include the manufacture from plastic materials (except plastic molded to shape) of footwear and cut stock and findings for footwear; the manufacture of apparel and apparel furnishings and accessories; and any activity included in the jewelry, decorations, brushes, and novelties industry (Part 613 of this chapter), the leather, leather goods, and related products industry (Part 602 of this chapter), the women's outerwear, needlework, and fabricated textile products industry (Part 612 of this chapter), and the chemical, petroleum, and related products industry (Part 670 of this chapter), as de-

fined in the wage orders for those industries in Puerto Rico.

### § 690.2 Wage rates.

Wages at rates not less than those prescribed in this section shall be paid under section 6(c) of the Fair Labor Standards Act of 1938 by every employer to each of his employees in each of the classifications in the industry who in any workweek is engaged in commerce or in the production of goods for commerce or is employed in an enterprise engaged in commerce or the production of goods for commerce as those terms are defined in section 3 of the Act.

(a) *Pre-1961 coverage classifications.* The classifications in this paragraph (a) apply to all activities in the industry to which section 6 of the Act to the Fair Labor Standards Amendments of 1961.

(1) *Dinnerware, sprayer, and vaporizer classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as consisting of the manufacture of plastic dinnerware, plastic sprayers, plastic vaporizers, and plastic atomizers.

(2) *Phonograph record classification.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the manufacture of phonograph records.

(3) *Plastic pipe and pipe fittings classification.* (i) The minimum wage for this classification is \$1.50 an hour.

(ii) This classification is defined as the manufacture or assembly of plastic pipe and plastic pipe fittings.

(4) *Other products and activities classification.* (i) The minimum wage for this classification is \$1.35 an hour.

(ii) This classification is defined as the manufacture or assembly of all products and activities that are not specifically included in any other pre-1961 coverage classification.

(b) *1961 coverage classification.* This classification for 1961 coverage applies to all activities of employees in this industry to which section 6 of the Act applies only by reason of the Fair Labor Standards Amendments of 1961.

(1) *Artificial flowers made from molded plastics.* (i) The minimum wage for this classification is \$1.60 an hour.

(ii) This classification is defined as the manufacture of artificial flowers made from molded plastics.

(2) *Other products and activities classification.* (i) The minimum wage for this classification is \$1.34 an hour.

(ii) This classification is defined as the manufacture or assembly of all products and activities that are not specifically included in any other 1961 coverage classification of the industry.

(c) *1966 coverage classification.* (1) The maximum wage for this classification is \$1.60 an hour.

(2) This classification is defined as all activities in the fabricated plastic products industry in Puerto Rico, to which section 6 of the Act applies solely by reason of the Fair Labor Standards Amendments of 1966.

### § 690.3 Notices.

Every employer subject to the provisions of § 690.2 shall post in a conspicuous place in each department of his establishment where employees subject to the provisions of § 690.2 are working, such notice of this part as shall be prescribed from time to time by the Administrator of the Wage and Hour Division of the U.S. Department of Labor and shall give such other notice as the Administrator may prescribe.

(Secs. 5, 6, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208)

*Effective date.* This amendment shall become effective upon the expiration of 15 days after the date of publication.

Signed at Washington, D.C., this 24th day of April 1972.

HORACE E. MENASCO,  
Administrator, Wage and Hour  
Division, U.S. Department of  
Labor.

[FR Doc. 72-6634 Filed 5-1-72; 8:47 am]

## Chapter XVII—Occupational Safety and Health Administration, Department of Labor

### PART 1912—ADVISORY COMMITTEES ON STANDARDS

#### Composition of the Advisory Committee on Construction Safety and Health; Composition of Subcommittees Generally

The regulations prescribing the policies and procedures governing the composition and function of certain occupational safety and health advisory committees which are published in 29 CFR Part 1912 (36 F.R. 25229, December 30, 1971) are amended as set forth below. The amendments shall be effective July 1, 1972. The basis and purpose of the amendments relating to the Advisory Committee on Construction Safety and Health are set forth in the amended § 1912.20(b). The amendments relating to the composition of subcommittees are intended to provide more flexibility in their composition without prejudice to the representation of employer and employee interests. Additional minor changes are also made which are self-explanatory.

The amendments of 29 CFR Part 1912 are as follows:

1. Paragraph (c) of § 1912.1 is amended to read as follows:

#### § 1912.1 Purpose and scope.

(c) This part also prescribes the policies and procedures governing the composition and functions of the Advisory Committee on Construction Safety and Health which has been established under section 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 333), commonly known as the Construction Safety Act. The aforesaid section 107 requires the Secretary of Labor to

seek the advice of the Advisory Committee in formulating construction standards thereunder. The standards which have been issued under section 107 are published in Part 1926 of this chapter. In view of the far-reaching coverage of the Construction Safety Act, the myriad of standards which may be issued thereunder, and the fact that the Construction Safety Act would also apply to much of the work which is covered by the Williams-Steiger Occupational Safety and Health Act of 1970, whenever occupational safety or health standards for construction activities are proposed, the Secretary shall consult the Advisory Committee. The composition of the Advisory Committee is consistent with that of advisory committees which may be appointed under section 7(b) of the Act. See § 1912.20. An additional advisory committee will not normally be established under section 7(b) of the Act, unless the issue or issues involved include, but extend beyond construction activity.

(d) The policies and procedures set forth in this part are intended for general application. In specific situations where the Assistant Secretary determines that different policies or procedures would better serve the objectives of the Act, such policies or procedures may be modified upon appropriate notice to any persons affected by the modification.

2. Section 1912.20 is amended to read as follows:

**§ 1912.20 Membership.**

(a) The Construction Safety Advisory Committee is a continuing advisory body. It is composed of 15 members appointed by the Assistant Secretary, one of whom is appointed by him as Chairman. The composition of the Advisory Committee is as follows:

(1) One member who is a designee of the Secretary of Health, Education, and Welfare;

(2) Five members who are qualified by experience and affiliation to present the viewpoint of the employers involved and five members who are similarly qualified to present the viewpoint of the employees involved;

(3) Two representatives of State safety and health agencies; and

(4) Two members who are qualified by knowledge and experience to make a useful contribution of the work of the Committee.

(b) As originally constituted, the Advisory Committee was composed of nine members. However, pursuant to section 105 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 331), it is found necessary and proper in the public interest and in order to prevent possible injustice, to vary the composition of the Advisory Committee (1) by having its membership and representation conform to the provisions of section 7(b) of the Williams-Steiger Occupational Safety and Health Act and (2) by increasing its membership to 15 members as permitted under the aforementioned section 7(b). Greater membership and greater representation serves the public

interest and avoids possible injustice by permitting for the most part the use of one advisory committee, rather than possibly several advisory committees, in situations where both the Contract Work Hours and Safety Standards Act and the Williams-Steiger Occupational Safety and Health Act may be expected to apply to construction activity and by affording a greater opportunity for representation on the Advisory Committee within the construction industry.

3. Section 1912.21 is amended to read as follows:

**§ 1912.21 Term of membership.**

(a) Except as provided in remaining paragraphs of this section, each member of the Construction Safety Advisory Committee shall serve for a period of 2 years, unless he becomes unable to serve, or resigns, or ceases to be qualified to serve on the Committee because he no longer meets any relevant representational requirements, or is removed by the Assistant Secretary in the interests of the administration of legislation involved. In such cases, the Assistant Secretary may appoint a new member to serve for the remainder of the unexpired term, who shall be representative of the same interest.

(b) The designee of the Secretary of Health, Education, and Welfare shall have no fixed term.

(c) To provide for continuity in the membership of the Committee, the terms of the members commencing July 1, 1972, shall be appropriately staggered for terms of 1, 2, and 3 years.

(d) Members may be appointed to successive terms.

(e) A member who is otherwise qualified may continue to serve until a successor is appointed.

4. Section 1912.28 is amended to read as follows:

**§ 1912.28 Subcommittees; experts and consultants.**

(a) An advisory committee may appoint and use subcommittees thereof. The advisory committee shall appoint a chairman for the subcommittee. Any subcommittee shall have an equal number of persons representing the views of employers and employees and such additional members as the advisory committee may appoint. The advisory committee may also fix the number of members constituting a quorum.

(b) Upon request by an advisory committee or subcommittee, the Assistant Secretary may make available to the committee or subcommittee experts and consultants in the field or fields involved. Any experts and consultants so made available may participate in the deliberations of the committee or subcommittee with the approval and permission of the committee or subcommittee, but the experts and consultants would have no power to vote with respect to any action of the committee or subcommittee.

5. Section 1912.32 is amended to read as follows:

**§ 1912.32 Quorum; Committee procedure.**

(a) A majority of the members of any advisory committee including the Construction Safety Advisory Committee, shall constitute a quorum, so long as there are present at least one member representative of the Secretary of Health, Education, and Welfare, one member representative of a State agency, one member representative of involved employers, and one member representative of involved employees.

(b) In his discretion, the chairman of any advisory committee or subcommittee thereof may govern the proceedings of the committee or subcommittee with Robert's Rules of Order.

(c) In the absence of its Chairman, the committee or subcommittee, as the case may be, may designate a member to preside at any meeting thereof.

(Sec. 105, 76 Stat. 359; sec. 7(b), 84 Stat. 1597; 29 U.S.C. 657; 40 U.S.C. 431)

Signed this 27th day of April 1972.

G. C. GUENTHER,  
Assistant Secretary of Labor.

[FR Doc. 72-6642 Filed 5-1-72; 8:49 am]

## Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

### Chapter 5A—Federal Supply Service, General Services Administration MISCELLANEOUS AMENDMENTS TO CHAPTER

Chapter 5A of Title 41 is amended as follows:

#### PART 5A-2—PROCUREMENT BY FORMAL ADVERTISING

The table of contents for Part 5A-2 is amended to delete § 5A-2.408-70.

Sec.  
5A-2.408-70 [Deleted]

#### Subpart 5A-2.4—Opening of Bids and Award of Contract

Section 5A-2.408 is revised as follows:

##### § 5A-2.408 Information to bidders.

(a) Where an award is not made to an apparent low bidder according to the original bid abstract, the low bidder shall be notified and given the reason why his bid was not accepted. This includes the case where a low bid at the time of public opening was displaced by a late bid which was found acceptable under the circumstances permitting consideration for award (see §§ 1-2.303, 5-2.303, and 5A-2.303), or by a bid which originally contained a mistake but was permitted to be corrected (see §§ 1-2.406, 5-2.406, and 5A-2.406). Notification shall also be given to each unsuccessful bidder who, by reason of his position on the bid abstract and by actions on the part of

the contracting office after bid opening, may have assumed, or been led to assume, that he would receive an award. Examples of possibly misleading actions are:

- (1) Request for extension of bid acceptance time;
- (2) Request for verification or clarification of other aspects of bid;
- (3) Plant facility inspections; and
- (4) Financial responsibility determinations.

(b) Notification to unsuccessful lower bidders of the rejection of their bids shall be in writing and shall be prepared and submitted for signature and dispatch at the same time that the related awards are submitted for the contracting officer's signature and release.

**§ 5A-2.408-70 [Deleted]**

Section 5A-2.408-70 is deleted.

Section 5A-2.408-71 is revised as follows:

**§ 5A-2.408-71 Restriction on disclosure of inspection or test data.**

(a) No inspection or test data generated in the process of bid evaluation shall be disclosed to any person except as provided in this subsection. This includes information obtained from inspection or test reports whether prepared by Government inspection personnel or an outside inspection or testing agency utilized by the Government.

(b) Prior to award, no such information regarding inspection or test data shall be disclosed to any bidder or individual except Government officials or employees required to have access to such information in connection with bid evaluation and determination of award.

(c) In the notification regarding the rejection of a bid, the contracting officer shall (1) inform the bidder concerning the results of tests on the products offered and (2) furnish such information to others in accordance with 41 CFR Part 105-60.

**PART 5A-72—REGULAR PURCHASE PROGRAMS OTHER THAN FEDERAL SUPPLY SCHEDULE**

**Subpart 5A-72.1—Procurement of Stores Stock Items**

Section 5A-72.105-5 is revised as follows:

**§ 5A-72.105-5 Contract quantities.**

(a) *Requirements contracts.* An estimate of the total requirements for the contract period shall be stated in the invitation for bids for the information of prospective contractors. Separate estimates for each item to be awarded separately shall be shown. These estimates, or contract requirements forecasts, are provided by the Inventory Management Division. The forecasts are machine generated for each Federal Stock Number (FSN) based on Contract Finder File information provided by the Procurement Operations Division. GSA Form 6594, Contract Requirements, will

be furnished to reflect contract requirements forecasts only when special manual preparation is necessary. Under requirement contracts a specified minimum quantity of the total requirements which the Government agrees to purchase during the contract period may be indicated (see § 5A-7.170-10), and maximum and minimum order quantities shall be stated in accordance with §§ 1-3.409(b)(1), 5A-72.105-20, and 5A-72.105-21.

(b) *Definite quantity contracts.* Estimates of quantities required for definite quantity contracts are provided by the Inventory Management Division. (Also see § 5A-7.170-12(a).)

**PART 5A-73—FEDERAL SUPPLY SCHEDULE PROGRAM**

**Subpart 5A-73.1—Production and Maintenance**

Section 5A-73.124-4 is amended as follows:

**§ 5A-73.124-4 Information for ordering offices.**

**INFORMATION FOR ORDERING OFFICES**

6. *Payments.* Paying offices of the ordering activities shall make payments for accepted supplies or services in accordance with the terms and conditions of the contract (including Article 7, Payments, Standard Form 32, and paragraph 9, Discounts, Standard Form 33A) promptly after receipt of proper invoices or vouchers from the Contractor. When a delivery order specifies delivery to a port within the United States and the contract provides only for delivery to destinations within the 48 contiguous States and Washington, D.C., such payment shall be made promptly upon receipt of evidence of delivery to that port notwithstanding the fact that final destination of the supplies or services may be abroad.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c); 41 CFR 5-1.101(c))

*Effective date.* This regulation is effective 30 days after the date shown below but may be observed earlier.

Dated: April 21, 1972.

M. S. MEEKER,  
Commissioner,  
Federal Supply Service.

[FR Doc.72-6644 Filed 5-1-72;8:49 am]

**Chapter 101—Federal Property Management Regulations**

**SUBCHAPTER E—SUPPLY AND PROCUREMENT**

**PART 101-26—PROCUREMENT SOURCES AND PROGRAMS**

**Subpart 101-26.3—Procurement of GSA Stock Items**

**EXCEPTIONS TO USE OF GSA STOCK ITEMS**

This amendment adds a reference (Subpart 101-30.6) concerning the issuance of catalogs by the Commissioner, Federal Supply Service; and deletes exceptions to procurement of GSA stock

items when the item is available from regional offices other than the one serving the ordering activity or when the item is in FSC Group 89 and required for use in Alaska and Hawaii, since these exceptions are no longer applicable.

Section 101-26.301 is amended as follows:

**§ 101-26.301 Applicability.**

All executive agencies within the United States (including Hawaii and Alaska) shall procure from GSA their requirements of stock items available from GSA supply distribution facilities, including requirements for items which originate outside the United States but which are required, by agency instruction or otherwise, to be procured in the United States, except as provided in this § 101-26.301 and as may be otherwise specifically authorized. (Items available from GSA stock, including GSA self-service stores, are listed or described in the GSA Stock Catalog which is issued in accordance with Subpart 101-30.6.) Federal agencies not required to procure stock items from GSA are encouraged to do so.

**(b) [Deleted]**

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

*Effective date.* This regulation is effective upon publication in the FEDERAL REGISTER (5-2-72).

Dated: April 25, 1972.

HAROLD S. TRIMMER, JR.,  
Acting Administrator  
of General Services.

[FR Doc.72-6645 Filed 5-1-72;8:48 am]

**PART 101-32—GOVERNMENT-WIDE AUTOMATED DATA MANAGEMENT SERVICES**

**Reutilization of Automatic Data Processing Equipment**

Policy and procedures are provided governing the reutilization of Government-owned and leased automatic data processing equipment by Federal agencies.

The table of contents for Part 101-32 is amended by the addition of new and revised entries as follows:

**Subpart 101-32.3—Reutilization of Automatic Data Processing Equipment and Supplies**

Sec.	
101-32.300	Scope and applicability of subpart.
101-32.301	Definitions.
101-32.301-1	Automatic data processing equipment.
101-32.301-2	Federal agency.
101-32.301-3	Holding agency.
101-32.301-4	Excess.
101-32.301-5	Surplus.
101-32.301-6	Exchange/sale ADPE.
101-32.301-7	Reassignment.
101-32.301-8	Automatic release date (ARD).
101-32.301-9	Availability List.
101-32.301-10	Want List.

Sec.	
101-32.301-11	Hold.
101-32.301-12	Withdrawal.
101-32.301-13	ADP Fund.
101-32.301-14	Transfer.
101-32.301-15	Reutilization.
101-32.301-16	Cannibalization.
101-32.302	Reassignment of ADPE within Federal agencies.
101-32.303	Reutilization of excess ADPE.
101-32.303-1	Designation of agency ADPE point of contact.
101-32.303-2	Considerations for use of excess Government-owned or leased ADPE.
101-32.303-3	Reporting excess or exchange/sale ADPE.
101-32.304	Availability List.
101-32.305	Want List and Holds.
101-32.306	Requests for transfer of excess ADPE or exchange/sale ADPE.
101-32.307	Care and handling of excess or exchange/sale ADPE.
101-32.308	Use of the ADP Fund.
101-32.309	Donation and sale of surplus ADPE.

**AUTHORITY:** The provisions of this Subpart 101-32.3 are issued under sec. 111, 79 Stat. 1127; 40 U.S.C. 759; and 205(c), 63 Stat. 390; 40 U.S.C. 486(c).

#### Subpart 101-32.47—Reports

101-32.4702	Reporting excess or exchange/sale ADPE.
101-32.4702-1	Assignment of Automatic Release Date.
101-32.4702-2	Withdrawal of reports of excess or exchange/sale ADPE.
101-32.4702-3	Corrections to reports of excess or exchange/sale ADPE.

#### Subpart 101-32.49—Illustrations of Forms

101-32.4901	Standard forms.
101-32.4901-120	Standard form 120, Report of Excess Personal Property.
101-32.4901-122	Standard Form 122, Transfer Order Excess Personal Property.

Subpart 101-32.3 is revised to read as follows:

#### Subpart 101-32.9—Reutilization of Automatic Data Processing Equipment and Supplies

##### § 101-32.300 Scope and applicability of subpart.

This subpart sets forth policies and procedures governing the worldwide reutilization of automatic data processing equipment in the Federal Government. The provisions of this Subpart 101-32.3 apply to all Federal agencies.

##### § 101-32.301 Definitions.

Terms as used in this Subpart 101-32.3 shall have the following meanings:

##### § 101-32.301-1 Automatic data processing equipment.

"Automatic data processing equipment" (ADPE) means automatic data processing components and the equipment systems created from them, regardless of use, size, capacity, or price, that are designed to be applied to the solution or processing of a variety of problems or applications. Whether general purpose or

special purpose, Government-owned or leased, ADPE includes:

(a) Digital, analog, or hybrid computer equipment; and/or

(b) Auxiliary or accessorial equipment such as plotters, communications terminals, tape cleaners, tape testers, source data automation recording equipment (optical character recognition equipment, paper tape typewriters, magnetic tape cartridge typewriters, and other data acquisition devices), etc., to be used in support of digital, analog, or hybrid computer equipment, either cable connected, wire connected, or self-standing and whether selected or acquired with a computer, or separately; and/or

(c) Government-owned punched card accounting machines (PCAM) used in conjunction with or independently of digital, analog, or hybrid computers.

(d) ADP supplies such as but not limited to electronic data processing tapes, cannisters, reels, control panels and wires, cabinets, tape storage, and safes and racks peculiar to ADP operations.

##### § 101-32.301-2 Federal agency.

"Federal agency" means: Executive agencies (executive departments or independent establishments in the executive branch of the Government, including wholly owned Government corporations) and establishments in the legislative or judicial branch of the Government (except the Senate, the House of Representatives, and the Architect of the Capitol and any activities under his direction). For the purpose of this subpart also included is ADPE used by all Government grantees and contractors (including educational institutions and other not-for-profit contractors or organizations) of Federal agencies who operate ADPE under grants, contracts, or subcontracts, and use the equipment in support of these grants, contracts, or subcontracts when ADPE is:

(a) Leased and the total cost of leasing is reimbursed under one or more Government contracts or grants; or

(b) Acquired by a contractor or grantee under a contract or grant pursuant to the terms of which title is either vested in the Government or the Government is obligated or has the option to take over title; or

(c) Furnished to the grantee or contractor by the Government; or

(d) Installed in Government-owned, contractor-operated facilities.

##### § 101-32.301-3 Holding agency.

"Holding agency" means the Federal agency which has accountability for the property involved.

##### § 101-32.301-4 Excess.

"Excess" means ADPE under control of a Federal agency which is not required for its needs and the discharge of its responsibilities as determined by the head thereof.

##### § 101-32.301-5 Surplus.

"Surplus" means any excess Government-owned ADPE not required for the needs and the discharge of the respon-

sibilities of all Federal agencies as determined by the Administrator of General Services.

##### § 101-32.301-6 Exchange/sale ADPE.

"Exchange/sale ADPE" means Government-owned ADPE which is to be replaced pursuant to the exchange/sale authority contained in Part 101-46.

##### § 101-32.301-7 Reassignment.

"Reassignment" means the transfer of ADPE other than excess within an agency when it is no longer needed for the purpose or use for which it has been acquired.

##### § 101-32.301-8 Automatic release date (ARD).

"Automatic release date" (ARD) means the predetermined date established by GSA on which screening or advertising of excess ADPE or exchange/sale ADPE to Federal agencies is terminated and/or such other date as may be determined by GSA. The ARD signifies the date that ADPE is transferred from excess to surplus status, or the date ADPE is released for exchange/sale, or the date the ADPE will be returned to the supplier. For Government-leased ADPE, the ARD is the predetermined date on which the equipment will be returned to the supplier.

##### § 101-32.301-9 Availability List.

"Availability List" means a listing of ADPE available for transfer through which GSA screens or advertises the availability of excess and exchange/sale ADPE.

##### § 101-32.301-10 Want List.

"Want List" means an inventory of ADPE requirements maintained by GSA on the basis of needs expressed by Federal agencies for which demand may be potentially satisfied from excess or exchange/sale ADPE when reported.

##### § 101-32.301-11 Hold.

"Hold" means a reservation placed on reported excess ADPE by GSA in response to a request by a Federal agency.

##### § 101-32.301-12 Withdrawal.

"Withdrawal" means a request for cancellation of a report of excess ADPE.

##### § 101-32.301-13 ADP Fund.

The "ADP Fund" means a financing mechanism administered by GSA and which, subject to GSA approval, is available without fiscal year limitation for financing the procurement of ADPE and related items by lease, purchase, transfer, or otherwise.

##### § 101-32.301-14 Transfer.

"Transfer" means:

(a) Conveyance of leased excess ADPE from one Federal agency to another Federal agency, or to the ADP Fund, under the applicable contract provisions; or

(b) Conveyance of Government-owned excess ADPE from one Federal agency to another Federal agency or to the ADP Fund; or

(c) Conveyance of exchange/sale ADPE from one Federal agency to an-

other Federal agency, or to the ADP Fund; or  
(d) Conveyance of ADP Fund equipment to a Federal agency.

**§ 101-32.301-15 Reutilization.**

"Reutilization" means the subsequent use of ADPE after such ADPE is no longer required for the purpose for which it had been acquired.

**§ 101-32.301-16 Cannibalization.**

"Cannibalization" means the removal of a part or device which is not identifiable by a manufacturer's type or model number from an ADP component which is identifiable by a manufacturer's type or model number; or, the removal of any part or device from an ADP component which would cause that component not to function as intended by its manufacturer.

**§ 101-32.302 Reassignment of ADPE within Federal agencies.**

(a) ADPE which has not been declared excess shall be reassigned within the agency when such ADPE is no longer required for the purpose and use for which it had been acquired and the agency has another approved requirement which can best or most economically be met by using such ADPE. When such ADPE can be substituted for ADPE which is being acquired by lease or purchase or can be adapted for other further use, acquisition action for new ADPE shall be immediately discontinued. Title transfer (under the authority of FPMR 101-46) between such owned ADPE and leased ADPE shall be considered as a means of reducing rental payments. Reassignment of ADPE shall be accomplished in accordance with the considerations specified in § 101-32.303-2.

(b) When there is no approved requirement for ADPE within the agency and it is determined to be excess (see § 101-32.301-4), such ADPE shall be reported to GSA in accordance with § 101-32.4702.

**§ 101-32.303 Reutilization of excess ADPE.**

The primary source of supply for meeting ADPE requirements is excess. To obtain maximum reutilization and to minimize the procurement of new ADPE, excess ADPE shall be made available for transfer to other Federal agencies in accordance with the provisions of this Subpart 101-32.3. Any need for excess ADPE expressed by a Federal agency, including the Senate, the House of Representatives, the Architect of the Capitol and any activities under his direction, the District of Columbia, and mixed ownership Government corporations, shall take precedences over disposal provided such need is made known to GSA prior to shipment or delivery in case of donation or prior to removal of the property from Government control in case of sale.

**§ 101-32.303-1 Designation of agency ADPE point of contact.**

Each agency head shall designate an agency ADPE point of contact to

promote the maximum reutilization of excess ADPE, to provide proper coordination on an interagency basis, and to insure that excess ADPE is acquired in accordance with agency plans and program efforts. The name, address, and phone number of this individual shall be submitted promptly after designation to the General Services Administration (FTR), Washington, D.C. 20406.

**§ 101-32.303-2 Considerations for use of excess Government-owned or leased ADPE.**

A procurement solicitation to acquire ADPE by purchase or lease shall not be initiated until it is first determined and appropriately documented that the requirement cannot be met economically and efficiently by sharing ADPE already installed (see Subpart 101-32.2) or by utilizing excess Government-owned or leased ADPE advertised in ADPE Availability Lists published by GSA.

(a) Excess Government-owned ADPE shall be considered at all times as a replacement for installed leased ADPE, or in meeting new requirements if the excess owned ADPE has the capability to fulfill the systems specifications and its overall costs in terms of acquisition represent the least overall cost to the Government. The reutilization of excess Government-owned ADPE is not a procurement action and therefore is not subject to the laws and regulations governing procurement by Federal agencies.

(1) When a contract has been awarded or a purchase/delivery order placed against an applicable Federal Supply Schedule contract for ADPE and similar owned excess ADPE becomes available, consideration shall be given to terminating the contract or purchase/delivery order for the convenience of the Government. An evaluation of termination charges, if any, shall be made in addition to the other considerations indicated in this § 101-32.303-2.

(2) To obtain maximum economic advantage to the Government, reutilization of excess owned ADPE to satisfy requirements shall be considered in the following priority order:

(i) To replace leased ADPE that is identical or functionally compatible;

(ii) To avoid procurement of new ADPE that is identical or functionally compatible;

(iii) To modify Government-owned ADPE to make it identical or functionally compatible;

(iv) To provide maintenance by redundancy, i.e., backup for installed ADPE; and

(v) to cannibalize in order to have a parts source of supply for maintenance.

(3) The use of excess owned ADPE for maintenance by redundancy or cannibalization for a parts source of supply shall not be made unless approved by GSA pursuant to § 101-32.306.

(b) The reutilization of excess leased ADPE is in the nature of a procurement and subject to the applicable laws and regulations governing procurement by Federal agencies. In general, these regulations require that a sole source finding

and determination be made and documented, or the equipment be selected as a result of a competitive solicitation, or a finding and determination be documented that the equipment represents the lowest overall cost to the Government.

(c) Since excess leased ADPE accrues substantial purchase credits, agencies shall continually consider this equipment as a replacement for installed leased ADPE which has accrued fewer credits to the Government.

(d) When competing requirements exist for excess ADPE, GSA will determine the assignment of such ADPE to an agency on the basis of the greatest economic advantage to the Government.

**§ 101-32.303-3 Reporting excess or exchange/sale ADPE.**

Upon determination by a Federal agency that Government-owned or -leased ADPE is excess to its needs or Government-owned ADPE will be replaced pursuant to the exchange/sale authority of Part 101-46, this information shall be reported as set forth in § 101-32.4702.

**§ 101-32.304 Availability List.**

GSA publishes and distributes an Availability List to inform Federal agencies of available excess and exchange/sale ADPE. This list is published approximately every 2 weeks.

(a) Agencies shall insure the widest possible distribution of Availability Lists to achieve full consideration for reutilization of available ADPE.

(b) Requests for additions, changes, and deletions to the mailing list for the Availability List shall be made to the General Services Administration (FTR), Washington, D.C. 20406. Agencies sponsoring contractors or grantees, when forwarding requests for distribution of the Availability List to such contractors or grantees, shall include the appropriate grant or contract number.

(c) Requests concerning the availability of ADPE or for copies of the Availability List shall be addressed to GSA (address in § 101-32.304(b)).

**§ 101-32.305 Want List and Holds.**

GSA maintains records of want list requirements and holds as defined in § 101-32.301. Requests to establish want list requirements or holds may be made by telephone or letter (address in § 101-32.304(b)).

(a) Want list requirements are maintained by GSA for a period of 6 months. When excess ADPE becomes available, GSA will notify the requesting agency. If the agency determines that the excess ADPE will satisfy the need, the want list requirement will be canceled and a hold established as indicated in § 101-32.305 (b) below. Want list requirements are automatically canceled 6 months from the date they are established. Agencies shall renew want list requirements if they are not satisfied during the 6-month period and the equipment is still desired.

(b) GSA, in response to requests of Federal agencies, will establish holds on

excess ADPE which is available for reutilization. Holds are established in numerical sequence based upon the time requests are received. Excess ADPE will be transferred to the agency having the first recorded hold provided a properly completed SF 122, Transfer Order Excess Personal Property, is received by GSA within 15 workdays from the date the hold was established and that no other recorded requirement has compelling factors or will result in greater economic advantage to the Government.

**§ 101-32.306 Requests for transfer of excess ADPE or exchange/sale ADPE.**

Requests for transfer of Excess ADPE or reimbursable transfer of exchange/sale ADPE between Federal agencies shall be accomplished by completing an SF 122, Transfer Order Excess Personal Property.

(a) The SF 122 (illustrated at § 101-32.4901-122) shall be signed by an authorized official of the requesting agency when the ADPE is to be used by the agency or by a contractor or grantee of the agency.

(b) When excess owned ADPE is to be used for maintenance by redundancy or cannibalization for a parts source of supply, a statement to indicate such use shall be included on the SF 122.

(c) Standard Form 122 for excess leased ADPE shall contain a statement to indicate that the requested equipment represents the least overall cost or that a sole source determination has been made and documented.

(d) The original and three copies of the SF 122 shall be submitted for approval to the General Services Administration (FTR), Washington, D.C. 20406.

(e) GSA will forward the original and one copy of the approved SF 122 to the holding agency and one copy to the requesting agency.

(f) If the approved SF 122 is for the transfer of excess leased ADPE, the requesting agency shall provide appropriate notice to the supplier in accordance with the applicable contract.

(g) If the transfer order (approved SF 122) does not contain complete shipping instructions, the requesting agency shall transmit such instructions to the holding agency within 15 workdays after receipt of the transfer order in the case of domestic shipments, or 45 workdays in the case of export shipments.

(h) The holding agency shall inform GSA of failure to receive shipping instructions.

(i) When the approved SF 122 indicates the ADPE is to be picked up by the requesting agency, the shipment shall be accomplished within 20 workdays from the time the requesting agency is notified by the holding agency that the shipment is ready. The holding agency shall inform GSA when the ADPE is not picked up within the allotted time.

(j) If, for any reason, the holding agency is unable to ship or deliver the ADPE as scheduled, the holding agency shall promptly inform the requesting

agency of the reason for delay and provide a revised shipping or delivery date.

(k) Operating manuals, parts lists, circuit or wiring diagrams, maintenance records, logs or other instructional or informational publications pertaining to the ADPE shall be shipped with the equipment.

(l) All cables, terminators, junction boxes, or other devices used with the ADPE shall be identification tagged, itemized on packing lists, and shipped with the equipment.

(m) The holding agency is responsible for billing and collecting the reimbursement requested when ADPE is transferred with reimbursement under the exchange/sale authority in Part 101-46 or other authority.

**§ 101-32.307 Care and handling of excess or exchange/sale ADPE.**

(a) The reporting or holding agency shall be responsible for and bear the costs of care and handling of excess or exchange/sale ADPE pending disposition. Direct costs incurred incident to a transfer (i.e., packing, preparation for shipment, and loading) shall be borne by the requesting agency when billed by the holding agency. Overhead or administrative costs or charges shall not be included. The requesting agency shall be responsible for any movement or temporary storage required subsequent to the date transfer is approved, transportation of ADPE to the requesting agency, and rental costs, if any, for excess leased ADPE over the allowable free rental period in the applicable rental contract. The holding agency is not required to maintain excess leased ADPE in a leased status when the reporting requirements of § 101-32.4702 have been satisfied.

(b) When it is necessary to place ADPE in temporary storage, such ADPE shall be properly packed and placed in an area that is protected from the elements and unauthorized cannibalization. The movement and storage of ADPE shall be supervised by personnel specializing in movement and storage.

**§ 101-32.308 Use of the ADP Fund.**

(a) Excess Government-owned ADPE having a fair market value as may be announced from time to time by a GSA bulletin, and which is to be reutilized within the Federal Government, may be transferred to the ADP Fund, and such ADPE shall be leased to requiring agencies at a cost that represents the least cost alternative available to agencies. The determination of the least cost and the method of reimbursing the ADP Fund will be a matter of mutual agreement between GSA and the acquiring agency. The least cost to acquire such equipment, if desired by agencies, may include costs for transportation, storage, installation, maintenance, and other appropriate costs in addition to equipment costs.

(b) When excess leased ADPE with purchase credits or exchange/sale ADPE can satisfy agency data processing requirements, GSA, in accordance with § 101-32.403-4, will consider using the

ADPE Fund to purchase the equipment for the requesting agency.

**§ 101-32.309 Donation and sale of surplus ADPE.**

Government-owned ADPE reported in accordance with § 101-32.4702 and not reutilized by Federal agencies shall be held by the reporting agency pending compliance with the requirements of Parts 101-44 and 101-45.

**Subpart 101-32.47—Reports**

Section 101-32.4702 is added to read as follows:

**§ 101-32.4702 Reporting excess or exchange/sale ADPE.**

Excess ADPE or exchange/sale ADPE shall be reported on an original and three copies of SF 120, Report of Excess Personal Property (illustrated at § 101-32.4901-120), and when necessary, SF 120A, Continuation Sheet (Report of Excess Personal Property). The SF 120 shall be submitted to the General Services Administration (FTR), Washington, D.C. 20406, by the holding agency, at least 90 calendar days prior to the anticipated release date as determined by the holding agency. ADPE in the hands of Government contractors may be reported on an appropriate contractor inventory appended to an SF 120 provided the reporting format includes an adequate commercial description and other appropriate data required by § 101-32.4702(a) below.

(a) The SF 120 shall include the appropriate condition code designation as defined in § 101-43.4902-1 and shall contain the manufacturer's name, type, and model number and a full description of the ADPE to enable a determination as to whether or not the ADPE may satisfy another agency's requirement. Since ADPE suppliers have adopted no uniform method of identifying certain ADPE systems, components, features which increase processing capabilities, cables, or other devices such as terminators and junction boxes used with the equipment, the complete nomenclature for such equipment as used by the supplier shall be identified and reported on the SF 120. Parts or devices shall not be removed subsequent to reporting the ADPE to GSA as excess. If any part or device has been removed from the ADPE, a statement identifying such parts or devices shall be made on the SF 120. In addition, the status of each individual component and feature shall be shown to indicate if it is leased, purchased, or leased with an option to purchase. If the equipment is leased or leased with option to purchase, the accrued rental credits shall be shown on the SF 120. Government-owned and leased ADPE shall not be reported on the same SF 120.

(b) By the time Government-owned ADPE becomes excess to an agency's needs, it may be obsolete in relation to new technology, or the supplier may no longer produce the equipment or develop and maintain software necessary for the

operation of the equipment. Accordingly, information such as the availability of software packages, engineering drawings, maintenance manuals, and other technical literature relating to Government-owned ADPE shall be included on the SF 120.

(c) The words "Exchange/Sale Property" shall be prominently displayed on the original and three copies of the SF 120 when reporting ADPE that is to be replaced pursuant to exchange/sale provisions of Part 101-46. The acquisition cost and the reimbursement required, which shall not be greater than the cash (sale) or exchange (trade-in) bid that the reporting agency has received for the specific ADPE, shall be shown on the SF 120. If there is any change to a cash or exchange bid subsequent to the submission of an SF 120, a revised SF 120 indicating the new cash or exchange bid shall be promptly submitted to GSA. Agencies will be promptly advised, in writing, of the date such revised SF 120's are received by GSA, and such equipment shall not be sold or exchanged prior to 90 calendar days from that date unless otherwise notified by GSA. The following statement shall be inserted on the SF 120 for exchange/sale property:

A written administrative determination has been or will be made to apply the exchange allowance or proceeds of sale in acquiring similar items by other than lease.

(d) ADPE that is located on or within excess real property falling under the provisions of Part 101-47, when excess to the needs of Federal agencies, shall be reported in accordance with this § 101-32.4702. When ADPE is located on or within excess real property, the SF 120 reporting the ADPE to GSA shall be so annotated.

**§ 101-32.4702-1 Assignment of Automatic Release Date.**

GSA will assign an Automatic Release Date (ARD) and a case number to each SF 120 and will promptly advise the reporting agency of this action in writing. When it is necessary to extend an assigned ARD in order to reutilize ADPE, GSA will coordinate such action with the reporting agency.

**§ 101-32.4702-2 Withdrawal of reports of excess or exchange/sale ADPE.**

(a) A written request, letter or amended SF 120, for the withdrawal of ADPE previously reported on an SF 120 will normally be approved by GSA only if received within 15 workdays from the date the SF 120 was received by GSA. This request shall reference the assigned GSA case number and provide a statement which indicates the specific use to be made of the withdrawn equipment. GSA will not approve the withdrawal of equipment for cannibalization or maintenance by redundancy until it is first determined that there is not a more economical use within the Government.

(b) Agencies shall not request withdrawal of excess ADPE for other uses unless fully justified in accordance with agency approval procedures and cost benefit analyses which take into account

the program and cost benefits to be derived by the new uses of the ADPE, the cost of operating and maintaining the ADPE, and, alternatively, the cost of acquiring and operating other ADPE to serve the same purposes.

(c) ADPE withdrawn in accordance with these provisions which subsequently becomes excess must be reported excess again in accordance with the provisions of § 101-32.4702.

**§ 101-32.4702-3 Corrections to reports of excess or exchange/sale ADPE.**

Corrections to previously submitted reports of excess or exchange/sale ADPE shall be made on a properly completed SF 120 which references the assigned GSA case number.

**Subpart 101-32.49—Illustrations of Forms**

Section 101-32.4901 is revised to read as follows:

**§ 101-32.4901 Standard forms.**

(a) The standard forms are illustrated in this section to show their text, format, and arrangement and to provide a ready source of reference. The subsection numbers in this section correspond with the standard form numbers.

(b) The standard forms illustrated in this § 101-32.4901 may be obtained from the nearest GSA supply distribution facility, unless otherwise provided in the section prescribing the form(s).

**§ 101-32.4901-120 Standard Form 120, Report of Excess Personal Property.**

**§ 101-32.4901-122 Standard Form 122, Transfer Order Excess Personal Property.**

NOTE: The forms in §§ 101.32.4901-120 and 101-32.4901-122 are filed as part of the original document.

(Sec. 111, 79 Stat. 1127; 40 U.S.C. 759, and 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

**Effective date.** This regulation is effective upon publication in the FEDERAL REGISTER (5-2-72).

Dated: April 25, 1972.

HAROLD S. TRIMMER, JR.,  
Acting Administrator  
of General Services.

[FR Doc. 72-6641 Filed 5-1-72; 8:49 am]

**PART 101-32—GOVERNMENT-WIDE AUTOMATED DATA MANAGEMENT SERVICES**

**Care and Handling of Magnetic Computer Tape**

The regulation setting forth policy and procedures governing automatic data management services is amended to provide policy and procedural guidance concerning the care and handling of magnetic computer tape.

1. The table of contents for Part 101-32 is amended by the addition of new Subpart 101-32.12 and the reserving of Subparts 101-32.13 through 101-32.46, as follows:

**Subpart 101-32.12—Care and Handling of Magnetic Computer Tape**

Sec.	
101-32.1200	Scope of subpart.
101-32.1201	Applicability.
101-32.1202	GSA assistance.
101-32.1203	Magnetic computer tape.
101-32.1204	Magnetic computer tape errors.
101-32.1205	Care and handling of magnetic computer tape.
101-32.1206	Cleaning and certifying magnetic computer tape.

**AUTHORITY:** The provisions of this Subpart 101-32.12 are issued under secs. 111 and 205(c), 79 Stat. 1127; 40 U.S.C. 759 and 63 Stat. 390; 40 U.S.C. 486(c).

**Subparts 101-32.13—101-32.46 [Reserved]**

2. Subpart 101-32.12 is added as follows:

**Subpart 101-32.12—Care and Handling of Magnetic Computer Tape**

**§ 101-32.1200 Scope of subpart.**

This subpart provides guidelines to be used by Federal agencies in the care and handling of magnetic computer tape.

**§ 101-32.1201 Applicability.**

The provisions of this subpart are applicable to all Federal agencies.

**§ 101-32.1202 GSA assistance.**

Assistance regarding the guidelines contained in this subpart is available from the General Services Administration (FT), Washington, D.C. 20406.

**§ 101-32.1203 Magnetic computer tape.**

Magnetic computer tape is a thin strip of oxide-coated plastic material used in certain computer systems for storage of large volumes of data. In use, the tape is passed across a read/write head of a computer input/output device and magnetic indications or bits are placed in the tape in the form of magnetically polarized spots. The intimacy between the tape and the read/write head is critical. For example, when used at 800 bits per inch the separation should not exceed 0.00014 inch. If the separation is increased to 0.00046 inch, the tape will not read or write. That amount of separation can easily be caused by foreign particles on the tape or damage to it. It is, therefore important that the procedures provided in this Subpart 101-32.12 for the care and handling of magnetic computer tape be adhered to as a means of minimizing unproductive downtime and related costs caused by dirty or damaged tapes.

**§ 101-32.1204 Magnetic computer tape errors.**

(a) A point at which tape will not read or write is called an "error." This could be an area where the oxide is missing; the tape is wrinkled, creased, or has edge damage; or where something has adhered to the oxide which forces the surface of the tape to be moved away from the read/write head. An ADP operating system (software) will normally respond to an error condition by stopping the tape, backspacing, and attempting repeatedly to read or write. This is a costly operation even if recovery is possible without rerun. In a

typical situation it would be more economical to use a new tape than to run 50 passes of a tape with 20 recoverable errors. The cost of returns necessary by nonrecoverable errors may drastically reduce the acceptable number of error conditions which should be tolerated on tapes for particular applications.

(b) For increased effectiveness and efficiency in ADP operations, agencies should maintain statistics on tape errors for each magnetic computer tape used. Statistics should also be collected for each tape drive to assist in spotting individual tape drives that are damaging tape or causing false indications of tape errors. Data on the number of tape errors and the number of retries made in an effort to force the tape to read or write at an error location can be used (1) to determine whether a tape containing errors should be discarded or retained and restored by cleaning; and (2) as an indication of dust and other environmental conditions within the installation requiring corrective action.

#### § 101-32.1205 Care and handling of magnetic computer tape.

Reels of magnetic computer tape shall be handled only when necessary since each handling increases the possibility of damage to the tape. While it is inevitable that magnetic computer tape will acquire errors, tape errors can be minimized by proper handling. Canisters or wrap-around rings should be used to protect the reel and tape during handling and storage. Maximum protection is afforded by use of the canisters usually supplied by the tape manufacturers, since those canisters provide a dust-free environment and support the reel by the hub. However, many ADP facilities use wrap-around rings instead of canisters because of savings in storage space. While the wrap-around rings do not afford the same dust protection or physical protection provided by the canisters, they can be effective when handled properly. When wrap-around rings are used, the reels shall be handled in such a manner as to prevent the reel flanges from being squeezed and causing tape-edge damage. Care should be taken also to insure that proper size rings are used and that they are not defective, for either condition may cause tape-edge damage. Before the rings are removed, dust accumulations on the exposed reel flanges should be removed with a dust absorbent cloth to prevent the dust from contaminating the tape. This dusting should ordinarily be performed by the tape librarian before the tape is issued.

(a) Magnetic computer tape, whether protected by canisters or wrap-around rings, should be handled in accordance with the following basic safeguards:

(1) Tape should be stored in a temperature and humidity environment equivalent to that of the computer room in which it will be used or kept 24 hours in such an environment before being used.

(2) Tape should be stored in a vertical position. When not in use, tape should not be exposed outside of its protective container.

(3) Empty tape canisters should not be left open to permit entry of dust or other contaminants. Wrap-around rings should be hung in a clean area when not in use.

(4) A clean stopper should always be used with tape canisters.

(5) Rubber stoppers should never be used with wrap-around rings as the extra thickness may emboss the tape.

(6) Tape reels should always be handled by the hub and never by the flanges. They should be laid down flat and never tilted or hit on the edge. If dropped, they should be checked immediately for cracked flanges and the tape should be inspected as soon as possible for edge damage.

(7) Takeup reels should be removed periodically and checked for dirt or other contamination inside the flange and hub areas. Such reels should also be checked periodically for signs of warping or cracks at the hub.

(8) Tape leaders should not be left to lie on a table or floor or exposed to contaminating surfaces.

(9) Tape drives should be checked periodically for contamination. As a minimum requirement, the entire tape path should be cleaned after every 8 hours of operation or more frequently if recommended by the manufacturer.

(10) Read/write heads, braking and driving capstans, and pulleys should be cleaned commensurate with use and checked daily for surface burrs, nicks, or distortions which may scar the tape.

(11) Vacuum columns should be checked daily during the course of operation for accumulation of foreign matter at the bottom. In addition to being a possible source of contamination, accumulations may impede the vacuum and affect ability of the tape drive to properly handle the tape.

(12) The recording surface of a good tape should never be touched between the BOT indicator and the EOT indicator. When tape is being mounted, the hub should be pushed rather than the flanges. Tape should never be thrown or carelessly handled.

(13) Transport of magnets or magnetic materials into or through computer rooms and tape libraries shall be forbidden. Damage to recorded data can occur when magnetic materials come in direct contact with the tape.

(14) Tape recordings can be accidentally erased if brought into very close proximity to electric motors, aircraft power cables, or into the path of radar signals. The possibility of such exposure should be avoided. The greatest potential for accidental erasure exists when the tape is in transit, therefore, packaging should insure a clearance of 1½ to 2 inches between the tape and the external walls of the container. Packaged tape should be conspicuously labeled "Magnetic Tape" and bear an appropriately worded warning against exposure to magnetic fields, radiation, heat, and other similar conditions. With

<sup>1</sup> BOT and EOT means Beginning of Tape and End of Tape, respectively.

respect to metal detection devices in use at airports, arrangements should be made for physical inspection of packages containing magnetic computer tape instead of inspection by the electronic detection devices which can destroy any data recorded on the tape.

(b) The environment in which tape is used shall always be as clean as possible because friction between tape and guide surfaces on the tape drives creates an electrostatic charge which attracts airborne particles to the tape. Particles of only 0.00046 inch in size can cause a tape error. Therefore, the elimination of dust, lint, or other foreign matter from equipment in tape libraries and tape rehabilitation areas is necessary for efficient operation. The cleanliness of equipment, floors, and contiguous areas, and the control of temperature and humidity within tolerances prescribed by tape equipment manufacturers are essential. In addition to the computer room environmental control procedures provided in § 101-32.704, the following safeguards shall be observed:

(1) Traffic in and out of tape libraries and tape rehabilitation areas shall be kept to a minimum. Smoking, eating, and drinking in such areas shall be prohibited.

(2) Tape libraries and tape rehabilitation areas shall be maintained as free from dust as possible. Air-conditioner filters should be of a type approved by competent authority (e.g., Underwriters Laboratories listed) for use with tape systems and checked frequently, particularly if an excessive buildup of dust appears on equipment or is otherwise evident. Particular attention should be given to fiberglass filters since they often fail to prevent the penetration of fine silts and tend to broadcast particles of fiberglass which may be attracted to the tape. For replacement of filters or assistance in dust control, the GSA building manager, or other official controlling or operating the building, should be contacted.

#### § 101-32.1206 Cleaning and certifying magnetic computer tape.

(a) Magnetic computer tape which contains error conditions frequently can be restored to usefulness by cleaning and/or certifying. The greatest accumulation of tape errors is usually in the first 100 feet of a reel. When this is the case, the most appropriate action is to cut off the contaminated area, relocate the BOT indicator, and continue to use the tape. Usually, the reduced length will not detract from its usefulness. When the tape errors continue throughout the length of the tape, it should be determined if the errors are caused by physical distortion. Physical distortion is usually the result of careless handling and can rarely be corrected. Such errors can be seen as wrinkles, creases, or turned-up edges. Errors, however, caused by foreign matter or self-generating oxide and tape backing wear usually can be removed since they are the result of the accumulation of microscopic particles of foreign matter on the tape surface.

(b) There are three processes in the rehabilitation program for restoring tape. The equipment and restoration procedures are described briefly, as follows:

(1) *Tape cleaning.* Tape may be cleaned by using tape cleaning equipment which passes the tape over a knife edge to remove any contaminants from the oxide surface. This equipment can remove approximately 90 percent of the tape errors caused by dirt or redeposits of oxide or backing material. Also the tape pile is smoothly wound as a result of precision winding and programmed tension winding. Tape cleaning equipment of this type is capable of cleaning approximately six tapes per hour, including setup and takedown time. One operator should be capable of operating two tape-cleaning machines simultaneously. It should be noted that this process will not indicate the condition of a tape before or after cleaning. This process will not destroy data recorded on the tape.

(2) *Tape cleaning and testing.* Tape may be cleaned and tested by using a cleaner/tester. This equipment will, in addition to cleaning the tape as in (1), above, perform a nonstop inspection by writing on and reading the tape and will automatically determine the condition of the tape by indicating the number of transient and permanent errors and their location. As a result of this process, the condition of the tape is known and a determination can be made to (i) return the tape to operation, (ii) send the tape to certification and repair, or (iii) replace the tape. Tape cleaning and testing equipment of this type is capable of processing approximately four tapes per hour. One operator should be capable of operating two tape cleaning and testing machines simultaneously. This process will destroy data recorded on the tape.

(3) *Tape cleaning and certification.* Tape may be cleaned and certified by using tape certification equipment. Such equipment, in addition to cleaning the tape as in (1), above, locates and stops at every error which was not removed by the initial cleaning and the operator, using a microscope, endeavors to remove the error with a scalpel. The completed certification process usually restores the tape to near error-free condition with the number and location of remaining errors indicated. A proficient operator can operate two certifiers at one time. Certification requires approximately 15 minutes for each reel of tape. This process will destroy data recorded on the tape.

(c) Data processing centers should perform or have tape cleaning and/or certifying performed when economically justified. If cleaning and/or certifying is to be performed, it should conform to the latest applicable specifications developed by the National Bureau of Standards, U.S. Department of Commerce.

3. Subparts 101-32.13-101-32.46 are reserved as follows:

**Subparts 101-32.13-101-32.46  
[Reserved]**

*Effective date.* This regulation is effective upon publication in the *FEDERAL REGISTER* (5-2-72).

Dated: April 25, 1972.

HAROLD S. TRIMMER, JR.,  
Acting Administrator  
of General Services.

[F.R. Doc. 72-6646 Filed 5-1-72; 8:48 am]

**SUBCHAPTER H—UTILIZATION AND DISPOSAL  
REUTILIZATION OF AUTOMATIC DATA  
PROCESSING EQUIPMENT AND  
SUPPLIES**

Policy and procedures governing the reutilization of automatic data processing equipment are provided in Subpart 101-32.3, and the reutilization of such equipment is exempt from the provisions of Part 101-43. The tables of contents for Parts 101-43 and 101-46 are amended by revising entries for §§ 101-43.104-4, 101-43.313-5, and 101-43.4909 and adding a new § 101-46.400-1 as follows:

Sec.	
101-43.104-4	[Reserved]
101-43.313-5	[Reserved]
101-43.4909	[Reserved]
101-46.400-1	Automatic data processing equipment.

**PART 101-43—UTILIZATION OF  
PERSONAL PROPERTY**

Section 101-43.000 is revised to read as follows:

**§ 101-43.000 Scope of part.**

This part prescribes the policies and methods governing the economic and efficient utilization of personal property located within the United States, Puerto Rico, and the Virgin Islands, except that Subpart 101-32.3 prescribes the policies and procedures governing the worldwide reutilization of excess automatic data processing equipment and supplies.

**Subpart 101-43.1—General  
Provisions**

The text of § 101-43.104-4 is deleted and the section is reserved as follows:

§ 101-43.104-4 [Reserved]

**Subpart 101-43.3—Utilization of  
Excess**

The text of § 101-43.313-5 is deleted and the section is reserved as follows:

§ 101-43.313-5 [Reserved]

**Subpart 101-43.49—Illustrations**

Section 101-43.4901(c) is revised and the illustration in § 101-43.4909 is deleted and this section is reserved to read as follows:

§ 101-43.4901 Excess personal property reporting requirements.

(c) Automatic data processing equipment, as defined in § 101-32.301-1,

whether or not such equipment falls within group 74 or otherwise, shall be reported in the manner set forth in Subpart 101-32.47 to the General Services Administration (FTR), Washington, D.C. 20406, rather than to a GSA regional office.

**§ 101-43.4909 [Reserved]**

**PART 101-46—UTILIZATION AND  
DISPOSAL OF PERSONAL PROPERTY  
PURSUANT TO EXCHANGE/SALE  
AUTHORITY**

**Subpart 101-46.3—Transfer and  
Exchange Between Federal Agencies**

Section 101-46.301 is revised to read as follows:

**§ 101-46.301 Agency responsibility.**

Executive agencies having property other than automatic data processing equipment (ADPE) which is determined to be available for exchange or sale pursuant to this Part 101-46 shall, to the fullest extent practicable or economical and prior to any disposal action, solicit Federal agencies known to use or distribute such property and arrange for transfers thereto, except that no attempt need be made to obtain further utilization of property which is eligible for replacement in accordance with replacement standards prescribed in Subpart 101-25.4. GSA will solicit other agency requirements for ADPE determined to be available for exchange or sale subsequent to reporting in accordance with § 101-32.4702. Executive agencies may also exchange similar property with other Federal agencies (including the Senate, the House of Representatives, the Architect of the Capitol and any activities under his direction, the District of Columbia, and mixed-ownership Government corporations).

**Subpart 101-46.4—Disposal**

Section 101-46.400-1 is added to read as follows:

**§ 101-46.400-1 Automatic data processing equipment.**

Automatic data processing equipment (ADPE) which meets the reporting criteria set forth in Subparts 101-32.3 and 101-32.47, and qualifies in accordance with Subpart 101-46.2, shall be reported for possible reutilization among Federal agencies as provided in Subpart 101-32.47. If not transferred for other reutilization among Federal agencies, ADPE may be disposed of as provided in this Subpart 101-46.4.

(Secs. 111, 79 Stat. 1127; 40 U.S.C. 759, and 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

*Effective date.* This regulation is effective upon publication in the *FEDERAL REGISTER* (5-2-72).

Dated: April 25, 1972.

HAROLD S. TRIMMER, JR.,  
Acting Administrator  
of General Services.

[F.R. Doc. 72-6640 Filed 5-1-72; 8:49 am]

## Title 47—TELECOMMUNICATION

### Chapter 1—Federal Communications Commission

[Docket No. 18878; FCC 72-341]

#### PART 2—FREQUENCY ALLOCATION AND RADIO TREATY MATTERS: GENERAL RULES AND REGULATIONS

##### Calculation of Necessary Bandwidth and Measurement of Occupied Bandwidth

**Report and order.** In the matter of amendment of Part 2 of the Commission's rules and regulations concerning calculation of necessary bandwidth and measurement of occupied bandwidth for frequency modulated microwave radio relay systems, Docket No. 18878, RM-979.

1. A notice of proposed rule making in the above-captioned matter was released on June 19, 1970, and was published in the *FEDERAL REGISTER* on June 25, 1970, FCC 70-627 (35 F.R. 10372). The dates for filing comments and reply comments thereto have passed.

2. Comments were filed by: Aeronautical Radio Inc. (ARINC); American Telephone & Telegraph Co. (AT&T); Collins Radio Co. (COLLINS); Fixed Point-To-Point Communications Section of the Electronic Industries Association (EIA); Farinon Electric Co. (FARINON); GT&E Service Co. (GT&ESC); Microwave Associates (MWA) and Utilities Telecommunications Council (UTC).

3. The comments of ARINC, AT&T, COLLINS, EIA, FARINON, GT&ESC, and MWA expressed general approval of one objective of the proposal, which is to provide more meaningful methods for calculation of necessary bandwidth and measurement of occupied bandwidth for frequency modulated microwave radio relay systems carrying single sideband, suppressed carrier, frequency division multiplex speech channels as the frequency modulating signal. However, certain objections were raised to the proposed methods themselves. UTC comments would propose to expand the scope of the present proposal so as to make specific loading requirements for microwave radio relay systems carrying data information. We will discuss these points in the following paragraphs.

4. FARINON, EIA, and AT&T expressed concern over our question regarding additional system distortion which may be caused by limiting system bandwidth to that which is indicated by the proposed revised method of necessary bandwidth determination. It is well known that receivers actually used in microwave relay service have bandwidths which differ substantially from calculated values of "necessary" bandwidth. MWA indicates that they have made investigations which show that unacceptable distortion of the signal occurs when higher order sidebands of the pilot frequency are eliminated. However, they did not supply details of the tests nor did they identify the degree of unaccept-

able distortion their tests revealed. Therefore we do not feel that the MWA comments should prevent adoption of our proposed rules. Looking forward, as specific information or test data become available which show the direction and manner in which our rules should be revised, we may consider the matter of appropriate modifications in a future proceeding.

5. MWA also suggested that the formula for necessary bandwidth should be revised to read:

$$B_n = 3M + 2DK$$

where  $K$  is a factor which ranges between 0 and 1, depending upon the ratio of  $D$  to  $M$ . We find the proposal attractive, but are unable to find, either in the MWA comments or in comments from others, solid substantiation for the formula. Therefore, this suggested revision is not being adopted.

6. We have considered the comments of ARINC which urged that we initiate a rule making proceeding looking toward removal of all restrictions upon microwave channel loading. This is a matter beyond the scope of this proceeding. We are concerned herein with matters governing the relationships (specifically, in certain FDM/FM systems) between baseband loading, message channel arrangements, and carrier frequency deviation and how these parameters affect the appropriate determination of necessary bandwidth, or the measurement of occupied bandwidth. The rules we are herein adopting would be applicable to matters of equipment type acceptance, or in license applications when equipment is to be operated under unique conditions of modulation.

7. There was considerable concern expressed by EIA and AT&T that our proposal did not provide that, under certain specific conditions, the necessary bandwidth would be equal to twice the pilot frequency. They pointed out that, if this is not done, there could be circumstances under which the necessary bandwidth would be reduced by increasing the value of  $M$  or  $D$ , i.e., maximum modulating frequency or maximum deviation, used in the calculations. This concern appears justified, and the rules as adopted meet the points raised in these comments.

8. The comments of EIA recommended use of a formula for busy hour loading which provides a fairly smooth transition in the loading curve at the points representing 59 and 60 speech channels. This would virtually eliminate the discontinuity which exists between these points on the curve under the rules as originally proposed. In addition, they recommend that the proposed 11.5 dB peak factor be extended to include operation with at least 12 but less than 60 speech channels. Although the loading formula appears to be derived empirically to provide a fairly smooth curve, we agree that it is preferable to the formulas first proposed and we are, therefore, adopting the loading formula and peak factor as proposed by EIA.

9. UTC comments concerning data loading of microwave radio relay systems

are noted. However, they are not being considered with regard to the rule changes in this proceeding. Their comments will be studied, however, and the information retained for future use. Although the questions they raise are important and worthy of further investigation, we do not believe it would be in the public interest to delay adoption of the instant rule changes by enlarging the scope of this proceeding to include digital transmission and loading of microwave systems with data-type signals. However, we have issued a notice of inquiry in Docket No. 19311, FCC 71-940, adopted September 8, 1971, and released September 14, 1971, looking into the matter of digital transmission on microwave systems. We consider this to be a more appropriate vehicle for such comments, and will consider UTC comments in connection with Docket 19311.

10. It is pleasing to note that both EIA and AT&T intend to continue study of bandwidth problems in microwave radio relay systems. Of specific interest for the immediate future is the problem of necessary bandwidth determination for microwave systems employing various digital transmission techniques, and for those FDM/FM systems which are heavily loaded with either analog or digital data channels. These latter types of transmissions characteristically may differ substantially from the message channel type of loading considered in this proceeding so that special formulas or modulation test conditions may be more appropriate. The results of these and studies conducted by other entities may indicate that rule making proceedings should be instituted in the future to develop rules appropriate to the regulation of such transmissions.

11. As a result of the comments received in this proceeding we are adopting several amendments to our rules which set forth a standard method for determining necessary bandwidth and for measuring the peak deviation of frequency modulated microwave relay systems loaded substantially with a baseband of single sideband suppressed carrier telephone message channels. Additional rules setting forth appropriate definitions and an exception to the formula for necessary bandwidth also are included. For the most part, it is believed these rules simply formalize practices which have been of long standing in the industry.

12. We find that it is in the public interest to amend Part 2 of the Commission's rules to modify the methods of determining necessary bandwidth and measuring occupied bandwidth of frequency modulated microwave radio relay system as set forth below: *Accordingly, it is ordered*, That pursuant to the authority contained in section 4(i) and section 303(r) of the Communications Act of 1934, as amended, the rule amendments set below, are adopted, effective June 2, 1972, and that this proceeding is terminated.

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

Adopted: April 19, 1972.

Released: April 26, 1972.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>1</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

1. Section 2.1 is amended by addition of the following definitions in alphabetical order to read:

§ 2.1 Definitions.

**Characteristic baseband frequency.** In the baseband of a frequency modulated radio transmitter, the frequency at which the value of frequency deviation on the modulation characteristic curve (frequency deviation vs. frequency) is equal to the root-mean-square value of the portion of the curve within the frequency limits of the baseband.

**Per-channel deviation.** In a frequency modulated radio transmitter, the amount of frequency deviation produced by a standard test tone in a single telephone channel at the characteristic baseband frequency.

2. In § 2.202, in paragraph (c), subparagraphs (1), (2), and (3) are amended and a new subparagraph (4) is added; paragraph (e) is amended; a new paragraph (f) is added; the table from paragraph (e) is redesignated as paragraph (g), and is amended by deletion of entries for "Composite transmission: F9-6800F9" and "Composite transmission: F9-17900F9" and the insertion of the five entries shown. A footnote to § 2.202 is added. The amended or added texts read as follows:

§ 2.202 Bandwidths.

(c) \* \* \*

(1) Use of the formulas included in the table, in paragraph (g) of this section, which also gives examples of necessary bandwidths and designation of corresponding emissions;

(2) For frequency modulated radio systems which have a substantially linear relationship between the value of input voltage to the modulator and the resulting frequency deviation of the carrier and which carry either single sideband suppressed carrier frequency division multiplex speech channels or television, computation in accordance with provisions of paragraph (f) of this section and formulas and methods indicated in the table, in paragraph (g) of this section;

(3) Computation in accordance with Recommendations of the International Radio Consultative Committee (C.C.I.R.);

(4) Measurement in cases not covered by subparagraphs (1), (2), or (3) of this paragraph.

(e) In the formulation of the table, in paragraph (g) of this section, the following terms are employed:

$B_n$ —Necessary bandwidth in hertz.

$B$ —Telegraph speed in bauds.

$N$ —Maximum possible number of black plus white elements to be transmitted per second, in facsimile and television.

$M$ —Maximum modulation frequency in hertz.

$C$ —Subcarrier frequency in hertz.

$D$ —Half the difference between the maximum and minimum values of the instantaneous frequency in hertz (instantaneous frequency is the rate of change of phase) except in systems to which paragraph (f) of this section applies.

$t$ —Pulse duration in seconds.

$K$ —An overall numerical factor which varies according to the emission and which depends upon the allowable signal distortion. This value is considered to be equal to unity, unless otherwise specified by the Commission.

$N_c$ —Number of baseband telephone channels in radio systems employing multi-channel multiplex telephony.

$P$ —Continuity pilot subcarrier frequency in hertz.

(f) Determination of values of  $D$  and  $B_n$  for systems specified in paragraph (c) (2) of this section:

(1) Determination of  $D$  in systems for multichannel telephony:

(i) The rms value of the per-channel deviation for the system shall be specified. (In the case of systems employing preemphasis or phase modulation, this value of per-channel deviation shall be specified at the characteristic baseband frequency.)

(ii) The value of  $D$  is then calculated by multiplying the rms value of the per-channel deviation by the appropriate factors, as follows:

I. AMPLITUDE MODULATION

Description and class of emission	Necessary bandwidth in hertz	Examples	
		Details	Designation of emission
Composite transmission: F9	$B_n = 2P + 2DK$ $K=1$	Microwave radio relay system: Specifications: 60 telephone channels occupying baseband between 60 and 300 kHz; rms per-channel deviation 200 kHz; continuity pilot at 331 kHz produces 100 kHz rms deviation of main carrier. Computation of $B_n$ : $D = (200 \times 10^3 \times 3.76 \times 2.02) \text{ Hz} = 1.52 \times 10^6 \text{ Hz}$ $P = 0.331 \times 10^3 \text{ Hz}$ Bandwidth: $3.702 \times 10^6 \text{ Hz}$ .	3700F9
Composite transmission: F9	$B_n = 2M + 2DK$ $K=1$	Microwave radio relay system: Specifications: 960 telephone channels occupying baseband between 60 and 4028 kHz; rms per-channel deviation 200 kHz; continuity pilot at 4715 kHz produces 140 kHz rms deviation of main carrier. Computation of $B_n$ : $D = (200 \times 10^3 \times 3.76 \times 5.5) \text{ Hz} = 4.13 \times 10^6 \text{ Hz}$ $M = 4.028 \times 10^3 \text{ Hz}$ ; $P = 4.715 \times 10^3 \text{ Hz}$ ; $(2M + 2DK) > 2P$ Bandwidth: $16.32 \times 10^6 \text{ Hz}$ .	16300F9
Composite transmission: F9	$B_n = 2P$	Microwave radio relay system: Specifications: 600 telephone channels occupying baseband between 60 and 2540 kHz; rms per-channel deviation 200 kHz; continuity pilot at 8500 kHz produces 140 kHz rms deviation of main carrier. Computation of $B_n$ : $D = (200 \times 10^3 \times 3.76 \times 4.36) \text{ Hz} = 3.28 \times 10^6 \text{ Hz}$ $M = 2.54 \times 10^3 \text{ Hz}$ ; $K=1$ ; $P = 8.5 \times 10^3 \text{ Hz}$ ; $(2M + 2DK) < 2P$ ; Bandwidth: $17 \times 10^6 \text{ Hz}$ .	17000F9

<sup>1</sup> Commissioners Johnson and H. Rex Lee absent.

## I. AMPLITUDE MODULATION—Continued

Description and class of emission	Necessary bandwidth in hertz	Examples	
		Details	Designation of emission
Composite transmission: F9	$B_n = 2M + 2DK$ $K=1$	TV microwave relay system: Specifications: Aural program on 7.5 MHz; aural subcarrier deviation $\pm 150$ kHz; continuity pilot at 8.5 MHz produces 140 kHz rms deviation of main carrier; $D = 3.7 \times 10^6$ Hz (visual) plus $0.3 \times 10^6$ Hz (aural). Computation of $B_n$ : $M = (7.5 + 0.15) \times 10^6$ Hz; $P = 8.5 \times 10^6$ Hz $D = (3.7 + 0.3) \times 10^6$ Hz; $(2M + 2DK) > 2P$ Bandwidth: $23.3 \times 10^6$ Hz.	23300F9
Composite transmission: F9	$B_n = 2P$	TV microwave relay system: Specifications: Aural program on 6.0 MHz subcarrier; aural subcarrier deviation $\pm 150$ kHz; continuity pilot at 8.5 MHz produces 50 kHz rms deviation of main carrier; $D = 2 \times 10^6$ Hz (visual) plus $0.2 \times 10^6$ Hz (aural). Computation of $B_n$ : $D = (2.0 + 0.2) \times 10^6$ Hz; $M = 6.15 \times 10^6$ Hz; $K=1$ ; $P = 8.5 \times 10^6$ Hz; $(2M + 2DK) < 2P$ ; Bandwidth: $17 \times 10^6$ Hz.	17000F9
...	...	...	...

<sup>1</sup> The frequency (P) of a continuity pilot subcarrier in frequency modulated radio relay systems may exceed the value specified as M.

3. In § 2.579(c), subparagraph (6) is amended and a footnote is added to § 2.579:

§ 2.579 Measurement data required for type acceptance.

(c) \* \* \*

(6) Transmitters for which peak frequency deviation (D) is determined in accordance with § 2.202(f), and in which the modulating baseband comprises more than three independent speech channels—when modulated by a test signal determined in accordance with the following:

(i) A modulation reference level is established for the characteristic baseband frequency. (Modulation reference level is defined as the average power level of a sinusoidal test signal delivered to the modulator input which provides the specified value of per-channel deviation.)

(ii) Modulation reference level being established, the total rms deviation of the transmitter is measured when a test signal consisting of a band of random noise, extending from below 20 kHz to the highest frequency in the baseband, is applied to the modulator input through any preemphasis networks used in normal service. The average power level of the test signal shall exceed the modulation

reference level by the number of decibels determined using one of the following formulas, as appropriate:

(a) For transmitters modulated by more than three and less than 12 telephone channels:

dB above modulation reference level—The value specified by the equipment manufacturer, subject to Commission approval.

(b) For transmitters modulated by at least 12 and less than 60 telephone channels:

dB above modulation reference level— $2.6 + 2 \log_{10} N_c^1$

(c) For transmitters modulated by at least 60 and less than 240 telephone channels:

dB above modulation reference level— $-1 + 4 \log_{10} N_c^1$

(d) For transmitters modulated by 240 or more telephone channels:

dB above modulation reference level— $-15 + 10 \log_{10} N_c^1$

<sup>1</sup> See § 2.202(e) of this chapter.

[FR Doc.72-6511 Filed 5-1-72; 8:45 am]

[Docket No. 17586]

## PART 87—AVIATION SERVICES

### Memorandum Opinion and Order; Correction

In the matter of amendment of Part 87 Aviation Services to include operator

requirements for these services, Docket No. 17586.

1. In the appendix to the memorandum opinion and order (FCC 71-1231), in the above-entitled matter released December 13, 1971 (36 F.R. 23913), correction is necessary to conform to the memorandum opinion and order. Section 87.133 of the rules inadvertently states that only a person holding a third class or higher operator permit shall operate a station utilizing frequencies above 30 MHz assigned for international use. The purpose and intent of the memorandum opinion and order is to require a third class or higher operator permit on frequencies above 30 MHz not allocated exclusively to the aeronautical mobile service but which are assigned for international use.

2. In view of the foregoing, § 87.133 is amended as set forth below.

Released: April 27, 1972.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Secretary.

Section 87.133 is amended to read as follows:

### § 87.133 General operator requirements.

Except as provided for in § 87.135, § 87.139 or as limited on the face of the operator license or permit, all stations in the Aviation Services shall be operated by persons holding any class of commercial radio operator license or permit issued by the Commission: *Provided*, That, only a person holding a third class or higher operator permit shall operate a station (a) utilizing frequencies below 30 MHz not exclusively allocated to the aeronautical mobile service, or (b) utilizing frequencies above 30 MHz not allocated exclusively to aeronautical mobile services and which are assigned for international use. The licensed operator of a land or aeronautical public service station using telephony may permit other persons to transmit or to communicate under his direct supervision and responsibility over the facilities of the station in accordance with the terms of the station license.

[FR Doc.72-6660 Filed 5-1-72; 8:49 am]

# Proposed Rule Making

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

[ 42 CFR Part 57 ]

### ALLIED HEALTH PROFESSIONS

#### Special Improvement Grants

Section 792(b) of the Public Health Service Act (42 U.S.C. 295h-1(b)) authorizes the Secretary of Health, Education, and Welfare to make special improvement grants to assist training centers for the allied health professions in projects for the provision, maintenance or improvement of the specialized function which the center serves.

Notice is hereby given that the Director, National Institutes of Health, with the approval of the Secretary of Health, Education, and Welfare, proposes to adopt the regulations set forth in tentative form below. These amended regulations are necessitated by amendments to this program authority made by title II of the Health Training Improvement Act of 1970.

Written comments concerning the regulations are invited from interested persons. Inquiries may be addressed, and data, views, and arguments relating to the proposed regulations may be presented in writing in triplicate, to Chief, Office of Grants Policy, Bureau of Health Manpower Education, National Institutes of Health, 9000 Rockville Pike, Building 31, Room 5 B 34, Bethesda, MD 20014. All comments received in response to this notice will be available for public inspection at the above referred to address on weekdays between the hours of 8:30 a.m. and 5 p.m. All relevant material received not later than 30 days after publication of this notice in the FEDERAL REGISTER will be considered.

It is therefore proposed to repeal Subpart H of Part 57 and to substitute in lieu thereof a new Subpart H as set forth below.

Dated: April 6, 1972.

JOHN F. SHERMAN,  
Acting Director,  
National Institutes of Health.

Approved: April 26, 1972.

ELLIOT L. RICHARDSON,  
Secretary.

Amend Part 57 as follows:

a. Revise Subpart H of the table of contents to read as follows:

Subpart H—Grants To Improve the Quality of Training Centers for Allied Health Professions

Sec.	
57.706	Application.
57.707	Assurance required.
57.708	Grant awards.
57.709	Payments.
57.710	Expenditure of grant funds.
57.711	Nondiscrimination.
57.712	Accountability.
57.713	Publications and copyright.
57.714	Inventions or discoveries.
57.715	Records, reports, and inspection.
57.716	Additional conditions.
57.717	Early termination and withholding of payments.

AUTHORITY: The provisions of this Subpart H issued under sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216, Secs. 792 and 795, 84 Stat. 1344, 80 Stat. 1228, as amended; 42 U.S.C. 295h-1, 295h-4, unless otherwise noted.

b. Revise Subpart H to read as follows:

#### Subpart H—Grants To Improve the Quality of Training Centers for Allied Health Professions

##### § 57.701 Definitions.

As used in this subpart:

(a) "Act" means the Public Health Service Act, as amended.

(b) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved may be delegated.

(c) "Training Center for the Allied Health Professions" or "center" means a junior college, college, or university which meets the requirements specified in section 795(1) of the Act and which provides training in one or more of the specified allied health professional or technical curriculums listed in § 57.703: *Provided*, That a total of not less than 20 persons received training in curriculums listed in § 57.703. In calculating the number of students required by this subsection, only those students in curriculums for which the applicant provides assurance satisfactory to the Secretary that a minimum of six full-time students received training on October 15 of the fiscal year in which the application is made, shall be counted.

(d) "Curriculum" means that portion of a program of study, leading to an associate or baccalaureate degree or to the equivalent of either or to a higher degree, which the center demonstrates to be the professional or technical portion of the program of study.

(e) "Full-time student" means a student who (1) in the case of a curriculum (as defined in paragraph (d) of this section) specified in § 57.703(a) is enrolled in either of the last 2 academic years or a period of affiliated clinical experience not longer than 24 months required for professional certification, registration or licensure, or (2) in the case of a curriculum specified in § 57.703(b) is enrolled in the last academic year, and (3) is

carrying a full-time academic workload as determined by the center.

(f) "Budget period" means the period specified in the grant award document during which the grantee may expend the funds granted.

(g) "Fiscal year" means the Federal fiscal year beginning on July 1 and ending on the following June 30.

##### § 57.702 Eligibility.

To be eligible for a special improvement grant under the Act, the applicant shall:

(a) Meet the applicable requirements of sections 792 and 795 of the Act and of these regulations;

(b) File an application as required in § 57.706;

(c) Be located in a State, the District of Columbia, Puerto Rico, the Virgin Islands, the Canal Zone, Guam, American Samoa, or the Trust Territory of the Pacific Islands.

(d) Either (1) have as one of its institutional components a teaching hospital which provides the hospital component of the clinical training required for completion of those curriculums listed in § 57.703 which are used to meet the requirements of a training center (see § 57.701(c)); or (2) be affiliated with one or more such hospitals by means of an agreement which provides:

(i) A description of the responsibilities of the center, the responsibilities of the hospital, and their joint responsibilities with respect to the clinical components of such curriculums;

(ii) A description of the procedure by which the center and the hospital will coordinate the academic and clinical training of students in such curriculums; and

(iii) That, with respect to the clinical component of each such curriculum, the teaching plan and resources have been jointly examined and approved by the appropriate faculty of the center and staff of the hospital:

*Provided*, That after March 1, 1973, the agreement required by subparagraph (2) of this paragraph shall be reduced to writing. Such agreement shall be executed by individuals authorized to act for their respective institutions and to assume on behalf of the institution the obligation imposed by the agreement.

(e) Demonstrate in its application that the special improvement grant funds will be utilized to contribute toward provision, maintenance, or improvement of the specialized functions which the center serves.

##### § 57.703 Specified curriculums.

(a) For the purposes of section 795(1) (A) of the Act, specified curriculums means those curriculums which qualify students for the baccalaureate degree or its equivalent or masters degree to the extent required to meet the basic profes-

Sec.	
57.701	Definitions.
57.702	Eligibility.
57.703	Specified curriculums.
57.704	Equivalents of degrees.
57.705	Accreditation.

sional requirements for employment as one of the following:

- (1) Medical technologist.
- (2) Optometric technologist.
- (3) Dental hygienist.
- (4) Radiologic technologist.
- (5) Medical record librarian.
- (6) Dietitian.
- (7) Occupational therapist.
- (8) Physical therapist.
- (9) Sanitarian.
- (b) For the purposes of section 795(1) (A) of the Act, specified curriculums also means those curriculums which qualify students for the associate degree or its equivalent and for employment as one of the following:

- (1) X-ray technician.
- (2) Medical record technician.
- (3) Inhalation therapy technician.
- (4) Dental laboratory technician.
- (5) Dental hygienist.
- (6) Dental assistant.
- (7) Ophthalmic assistant.
- (8) Occupational therapy assistant.
- (9) Dietary technician.
- (10) Medical laboratory technician.
- (11) Optometric technician.
- (12) Sanitarian technician.

#### § 57.704 Equivalents of degrees.

(a) A certificate, diploma, or other document awarded by the center which signifies satisfactory completion of a program of study of not less than 2 academic years shall be considered to be the equivalent of an associate degree.

(b) In the curriculums which include a clinical component that is undertaken in whole or in part, after the awarding of the baccalaureate degree, but not creditable to a higher degree, the certificate or document which signifies satisfactory completion of the clinical experience, shall be considered to be the equivalent of a baccalaureate degree.

#### § 57.705 Accreditation.

Applicant colleges and universities must be accredited by a recognized body or bodies approved for such purpose by the Commissioner of Education. Junior colleges must be accredited by the regional accrediting agency for the region in which they are located or provide satisfactory assurance afforded by such accrediting agency to the Secretary that reasonable progress is being made toward accreditation.

#### § 57.706 Application.

(a) Each center desiring a special improvement grant under the Act shall submit an application in such form and at such time as the Secretary may require. Such application shall be executed by an individual authorized to act for the applicant and to assume on behalf of the applicant the obligations imposed by the terms and conditions of any award, including the regulation of this subpart.

(b) An application for a special improvement grant shall include a plan setting forth specifically the manner and methods by which grant funds will be used to contribute toward provision, maintenance or improvement of the specialized function which the training center serves.

#### § 57.707 Assurance required.

With respect to the assurance required by section 792(d)(2) of the Act, relating to the continued expenditure of non-Federal funds, the amounts of non-Federal funds to be expended during the fiscal years immediately preceding the fiscal year for which the grant is sought shall be determined on the basis of the non-Federal funds expended in support of those specified curriculums which qualify the applicant as a training center (as defined in § 57.701(c)), excluding the cost of construction.

#### § 57.708 Grant awards.

(a) The Secretary may award a special improvement grant to any applicant after determining that such grant will be utilized by the applicant in accordance with the purposes specified in section 792(b) of the Act. In determining priority for awarding special improvement grants, the Secretary will give consideration to the following factors:

(1) The relative financial need of the applicant for such grant.

(2) The relative effectiveness of the applicant's proposal in contributing toward provision, maintenance, or improvement of the specialized functions which the center serves.

(3) The extent to which the applicant's proposal contributes to an equitable geographical distribution of training centers offering high quality training in the curriculums specified in § 57.703.

(b) The amount of any award shall be determined by the Secretary on the basis of his estimate of the sum necessary for the direct costs of the project plus an additional amount for indirect costs, if any, which will be calculated by the Secretary on the basis of a percentage of all, or a portion of, the estimated direct costs of the project when there are reasonable assurances that the use of such percentage will not exceed the approximate actual indirect costs. Such award may include an estimated provisional amount for indirect costs or for designated direct costs (such as fringe benefit rates) subject to upward (within the limits of available funds) as well as downward adjustments to actual costs when the amount properly expended by the grantee for provisional items has been determined by the Secretary.

(c) Except as may otherwise be provided by the regulations of this part, the identification of direct and indirect costs will be consistent with the generally accepted and established accounting practices that the grantee applies to its own activities and in conformance with the applicable principles set forth in chapters 3-60 and 3-80 of the Department of Health, Education, and Welfare Grants Administration Manual.

(d) All grant awards shall be in writing, shall set forth the amount of funds granted and the period for which such funds will be available for obligation by the grantee.

(e) Neither the approval of any project nor any grant award shall commit or obligate the United States in any way to make any additional, supplemental,

continuation, or other award with respect to any approved project or portion thereof. For continuation support, grantees must make separate application annually and at such times and in such forms as the Secretary may dictate.

#### § 57.709 Payments.

The Secretary shall from time to time make payments to a grantee of all or a portion of any grant award, either in advance or by way of reimbursement.

#### § 57.710 Expenditure of grant funds.

Any funds granted pursuant to this part shall be expended solely for carrying out the approved project in accordance with the statute, the regulations of this part, the terms and conditions of the award and cost principles set forth in chapters 3-60 and 3-80 of the Department of Health, Education, and Welfare Grants Administration Manual (available for purchase at the Government Printing Office, GPO 894-523) and applicable policy issuances of the National Institutes of Health, available from the Division of Allied Health Manpower, Bureau of Health Manpower Education, National Institutes of Health, 9000 Rockville Pike, Bethesda, MD 20014.

#### § 57.711 Nondiscrimination.

(a) Attention is called to the requirements of title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d); 78 Stat. 251) which provides that no person in the United States shall, on the ground of race, color, or national origin be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal Financial Assistance. A regulation implementing such title VI, which is applicable to grants made under this part, has been issued by the Secretary with the approval of the President (45 CFR Part 80).

(b) Each grant for expansion, remodeling, alteration, or repairs shall be subject to the condition that the grantee shall comply with the requirements of Executive Order 11246, 30 F.R. 12319 (September 24, 1965), as amended, and with the applicable rules, regulations and procedures prescribed pursuant thereto.

(c) Pursuant to section 799A of the Act the Secretary may not make a grant, loan guarantee, or interest subsidy payment under title VII of the Act to, or for the benefit of, any school of medicine, osteopathy, dentistry, veterinary medicine, optometry, pharmacy, podiatry, or public health or any training center for allied health personnel unless the application for the grant, loan guarantee, or interest subsidy payment contains assurances satisfactory to the Secretary that the school or training center will not discriminate on the basis of sex in the admission of individuals to its training programs.

#### § 57.712 Accountability.

(a) Accounting for grant award payments. All payments made by the Secretary shall be recorded by the grantee in accounting records separate from the records of all other grant funds, includ-

ing funds derived from other grant awards. With respect to each approved project the grantee shall account for the sum total of all amounts paid by presenting or otherwise making available evidence satisfactory to the Secretary of expenditures for direct and indirect costs meeting the requirements of this part: *Provided, however*, That when the amount awarded for indirect cost was based on a fixed-percentage of estimated direct costs, the amount allowed for indirect costs shall be computed on the basis of such fixed-percentage rates applied to the total, or a selected element thereof, of the reimbursable direct costs incurred.

(b) *Accounting for equipment.* As used in this section the term "equipment" means an article of property procured or fabricated which is complete in itself, is of a durable nature, and has an expected service life of more than 1 year. Equipment on hand on the date of termination for which accounting is required in accordance with the procedures set forth in Chapter 1-410-50 of the Department of Health, Education, and Welfare Grants Administration Manual shall be identified and reported by the grantee in accordance with such procedures, and, accounted for by one or a combination of the following methods, as determined by the Secretary:

(1) *Retention of equipment for other health projects.* Equipment may be used, without adjustment of accounts, on other grant supported projects (whether or not federally supported) within the scope of the Act, and no other accounting for such equipment shall be required: *Provided, however*, (i) That during such period of use no charge for depreciation, amortization or for other use of the equipment shall be made against any existing or future Federal grant or contract, and (ii) if, within the period of its useful life, the equipment is transferred by sale or otherwise for use outside the scope of the Act, the Federal portion of the fair market value at the time of transfer shall be refunded to the Federal Government.

(2) *Sale or other disposition of equipment, crediting of proceeds or value.* The equipment may be sold by the grantee and the net proceeds of sale credited to the grant account for project use, or it may be used or disposed of in any manner by the grantee by crediting to the grant account the Federal share of the fair market value on the termination date. To the extent equipment purchased from grant funds is used for credit or trade-in on the purchase of new equipment, the accounting obligation shall apply to the same extent to such new equipment.

(3) *Return or transfer of equipment.* The equipment may be returned to the Federal Government by the grantee or, in accordance with the provisions of chapter 1-410-50B of the Department of Health, Education, and Welfare Grants Administration Manual may be transferred to another grantee for the purpose of continuing the project for which the equipment was purchased.

(c) *Accounting for grant related income—(1) Royalties.* Royalties earned from publications or similar material produced from a grant must first be used to reduce the Federal share of the grant to cover the costs of publishing or producing the materials. Royalties in excess of the costs of publishing or producing the materials shall be distributed as in subparagraph (2) of this paragraph.

(2) *Other income.* Other income earned by the grantee shall be disposed of in accordance with one of the alternatives specified in chapter 1-420 of the Grants Administration Manual as determined by the Secretary in the grant award.

(d) *Grant closeout—(1) Date of final accounting.* A grantee shall render, with respect to each approved project, a full account, as provided herein, as of date of the termination of grant support. The Secretary may require other special and periodic accounting.

(2) *Final settlement.* There shall be payable to the Federal Government as final settlement with respect to each approved project the total sum of

(i) Any amount not accounted for pursuant to paragraph (a) of this section;

(ii) Any credits for material on hand as provided in paragraph (b) of this section;

(iii) Any other settlements required pursuant to paragraph (c) (1) and (2) of this section.

Such total sum shall constitute a debt owed by the grantee to the Federal Government and shall be recovered from the grantee or its successors or assigns by set off or other action as provided by law.

#### § 57.713 Publications and copyright.

Except as may otherwise be provided under the terms and conditions of the award, the grantee may copyright without prior approval any publications, films or similar materials developed or resulting from a project supported by a grant under this part, subject, however, to a royalty free, nonexclusive, and irrevocable license or right in the Government to reproduce, translate, publish, use, disseminate, and dispose of such materials and to authorize others to do so.

#### § 57.714 Inventions or discoveries.

Any grant award pursuant to § 57.708 is subject to the regulations of the Department of Health, Education, and Welfare as set forth in 45 CFR Parts 6 and 8, as amended. Such regulations shall apply to any activity for which grant funds are in fact used whether within the scope of the project as approved or otherwise. Appropriate measures shall be taken by the grantee and by the Secretary to assure that no contracts, assignments, or other arrangements inconsistent with the grant obligation are continued or entered into and that all personnel involved in the supported activity are aware of and comply with such obligations. Laboratory notes, related technical data, and information pertaining to inventions and discoveries

shall be maintained for such periods, and filed with or otherwise made available to the Secretary, or those he may designate at such times and in such manner, as he may determine necessary to carry out such Department regulations.

#### § 57.715 Records, reports, and inspection.

(a) *Records and reports.* Each grant awarded pursuant to this subpart shall be subject to the condition that the grantee shall maintain such operational and accounting records, identifiable by grant number, and file with the Secretary such operational and fiscal reports relating to the use of grant funds, as the Secretary may find necessary to carry out the purposes of the Act and the regulations. All records shall be retained for 3 years after the close of the budget period. Such records may be destroyed at the end of such 3-year period if the applicant has been notified of the completion of the Federal audit by such time. If the applicant has not been so notified, such records shall be retained (1) for 5 years after the close of the budget period, or (2) until the grantee is notified of the completion of the Federal audit, whichever comes first. In all cases where audit questions have arisen before the expiration of such 5-year period, records shall be retained until resolution of all such questions.

(b) *Inspection and audit.* Any application for a grant award under this subpart shall constitute the consent of the applicant to inspections of the facilities, equipment, and other resources of the applicant at reasonable times by persons designated by the Secretary, and to interviews with the principal staff members and students to the extent that such resources, personnel, and students are, or will be involved in the project. In addition, the acceptance of any grant award under this subpart shall constitute the consent of the grantee to inspections and fiscal audits by such persons of the supported activity and of progress and fiscal records relating to the use of grant funds.

#### § 57.716 Additional conditions.

The Secretary may with respect to any grant award impose additional conditions prior to or at the time of any award when in his judgment such conditions are necessary to assure or protect advancement of the approved project, the interests of public health or the conservation of grant funds.

#### § 57.717 Early termination and withholding of payments.

Whenever the Secretary finds that a grantee has failed in a material respect to comply with the Act, the regulations of this part, or the terms of the grant, he may, on reasonable notice to the grantee, withhold further payments, and take such other action, including the termination of the grant, as he finds appropriate to carry out the purposes of the Act and regulations. Noncancellable obligations of the grantee properly incurred prior to the receipt of the notice

of termination will be honored. The grantee shall be promptly notified of such termination in writing and given the reasons therefor.

[FR Doc.72-6665 Filed 5-1-72;8:49 am]

## FEDERAL DEPOSIT INSURANCE CORPORATION

[ 12 CFR Part 330 ]

### DEPOSIT INSURANCE COVERAGE

#### Proposed Change in Valuation of Certain Trust Interests in Determining Insurance of Deposit Accounts

1. Notice is hereby given that the Board of Directors of the Federal Deposit Insurance Corporation, under the authority contained in section 2[9], 64

Stat. 881; 12 U.S.C. 1819, is considering amending § 330.1(c) (1) of the Corporation's rules and regulations for insurance of deposit accounts (12 CFR 330.1), as follows:

#### § 330.1 General principles applicable in determining insurance of deposit accounts.

(c) *Valuation of trust interests.* (1) Trust interests in the same trust deposited in the same account will be separately insured if the value of the trust interest is capable of determination, without evaluation of contingencies, except for those covered by the present worth tables and rules of calculation for their use set forth in § 20.2031-10 of the Federal Estate Tax Regulations (26 CFR 20.2031-10).

2. The purpose of the proposed amendment is to modify the standards used for

the valuation of trust interests in determining insurance of deposit accounts.

3. This notice is published pursuant to section 553(b) of title 5, United States Code, and §§ 302.1-302.5 of the rules and regulations of the Federal Deposit Insurance Corporation.

4. Interested persons are invited to submit written data, views, or arguments regarding the proposed amendment to the Secretary, Board of Directors of the Federal Deposit Insurance Corporation, Washington, D.C. 20429, within 30 days after the date of publication of this notice in the FEDERAL REGISTER.

By order of the Board of Directors,  
April 24, 1972.

FEDERAL DEPOSIT INSURANCE CORPORATION,

[SEAL] E. F. DOWNEY,  
Secretary.

[FR Doc.72-6654 Filed 5-1-72;8:49 am]

# Notices

## DEPARTMENT OF STATE

### Agency for International Development HOUSING GUARANTY PROGRAM FOR REPUBLIC OF BOLIVIA

#### Information for Investors

The Agency for International Development (AID) has advised the Caja Central de Ahorros y Prestamos para la Vivienda (the "Borrower"), the controlling body of the private Bolivian savings and loan system, that, upon execution by an eligible U.S. investor acceptable to A.I.D. of an agreement to loan the Borrower an amount not to exceed \$6 million, and subject to the satisfaction of certain further terms and conditions by the Borrower, A.I.D. will guarantee repayment to the investor of the principal and interest on such loan. The guarantee will be backed by the full faith and credit of the United States of America and will be issued pursuant to authority contained in section 222 of the Foreign Assistance Act of 1961, as amended (the "Act"). Proceeds of the loan will be used for housing projects in the Republic of Bolivia.

Eligible investors interested in extending a guaranteed loan to the Borrower should communicate promptly with:

Mr. Ernesto Wende, Caja Central de Ahorros y Prestamos para la Vivienda Casilla 4808, La Paz, Bolivia.

Investors eligible to receive a guaranty are those specified in section 238(c) of the Act. They are: (1) U.S. citizens; (2) domestic corporations, partnerships, or associations substantially beneficially owned by U.S. citizens; (3) foreign corporations whose share capital is at least 95 percent owned by U.S. citizens; and (4) foreign partnerships or associations wholly owned by U.S. citizens.

To be eligible for a guaranty, the loan must be repayable in full no later than the 25th anniversary of the final disbursement of the principal amount thereof and the interest rate may be no higher than the maximum rate to be established by A.I.D. A.I.D. will charge a guaranty fee equal to one-half of 1 percent per annum on the outstanding guaranteed principal amount of the loan.

Information as to eligibility of investors and other aspects of the A.I.D. housing guaranty program can be obtained from:

Director or Deputy Director, Office of Housing, Agency for International Development, Room 501, SA-16, Washington, D.C. 20523.

This notice is not an offer by A.I.D. or by the Borrower. The Borrower and not A.I.D. will select a lender and negotiate the terms of the proposed loan.

STANLEY BARUCH,  
Director, Office of Housing,  
Agency for International  
Development.

APRIL 26, 1972.

[FR Doc.72-6666 Filed 5-1-72;8:49 am]

## Office of the Secretary

[Public Notice 356]

### EXCHANGE-VISITOR SKILLS LIST

#### Correction

In F.R. 72-6144 appearing at page 8099 in the issue of Tuesday, April 25, 1972, the following changes should be made:

1. In Group (2) of the listing for Guyana (page 8106), the following should be inserted between items 2H. and 2J.: "2I. All Therapies, Prosthetics, and Healing."

2. The word "Lebanon" which appears between items 4C. and 4D. under Korea (page 8108) should be deleted.

3. The word "Lebanon" should appear above the phrase "Group (1)" after the entry for Laos (page 8108).

## DEPARTMENT OF THE TREASURY

### Bureau of Customs

[T.D. 72-118]

#### TUNA FISH

#### Tariff-Rate Quota

APRIL 25, 1972.

It has now been determined that 78,531,760 pounds of tuna may be entered for consumption or withdrawn from warehouse for consumption during the calendar year 1972 at the rate of 6 per centum ad valorem under item 112.30, Tariff Schedules of the United States. Any such tuna which is entered, or withdrawn from warehouse, for consumption during the current calendar year in excess of this quota will be dutiable at the rate of 12.5 per centum ad valorem under item 112.34 of the tariff schedules.

Pursuant to the provisions of item 112.30, Tariff Schedules of the United States, the above quota is based on the United States pack of canned tuna during the calendar year 1971.

[SEAL] EDWIN F. RAINS,  
Acting Commissioner of Customs.

[FR Doc.72-6643 Filed 5-1-72;8:48 am]

## Office of the Secretary

### RAILROAD PASSENGER VEHICLES FROM CANADA

#### Determination of Sales at Not Less Than Fair Value

Information was received on September 18, 1970, that railroad passenger vehicles from Canada were being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.) (referred to in this notice as "the Act").

A "Withholding of Appraisement Notice" issued by the Acting Commissioner of Customs was published in the FEDERAL REGISTER of February 1, 1972, on page 2456. A statement of reasons was published in the above-mentioned notice and interested parties were afforded an opportunity to make written submissions and to present oral views in connection with the withholding of appraisement. The attorney for the exporter submitted a written request for an opportunity to present views in person in opposition to the notice. The opportunity was afforded to the attorney, and all interested parties were notified and were represented.

After consideration of all written submissions and oral arguments, I hereby determine that for the reasons stated below, railroad passenger vehicles from Canada are not being, nor likely to be, sold at less than fair value (section 201(a) of the Act; 19 U.S.C. 160(a)).

*Statement of reasons on which this determination is based.* The information before the Bureau indicates that the basis of comparison for fair value purposes is between purchase price and the adjusted home market price of similar merchandise.

Purchase price was calculated by deducting from the delivered per car, duty-paid price, the included transportation, insurance and brokerage charges and the appropriate U.S. duty. Adjustments were made for the appropriate Canadian sales taxes and import duties normally imposed by the country of exportation which will not be collected by reason of the exportation of the merchandise to the United States.

The adjusted home market price was calculated on the delivered per car price of similar merchandise sold in Canada. Deductions were made for transportation, brokerage and insurance charges. Appropriate adjustments were made for differences in warranty and finance costs, for differences in the merchandise compared, including differences in the costs of manufacture, and for differences in Canadian Customs duties and Canadian Federal sales taxes imposed on home market sales but not collected upon exportation of the merchandise to the United States.

Using the above criteria, purchase price was higher than the adjusted home market price of similar merchandise sold in Canada.

This determination is published pursuant to section 201(c) of the Act (19 U.S.C. 160(c)) and § 153.33(d), Customs Regulations (19 CFR 153.33(d)).

[SEAL] EUGENE T. ROSSIDES,  
Assistant Secretary  
of the Treasury.

APRIL 28, 1972.

[FR Doc.72-6751 Filed 5-1-72;9:45 am]

## DEPARTMENT OF THE INTERIOR

## Bureau of Land Management

[Serial I-4837]

## IDAHO

## Notice of Proposed Withdrawal and Reservation of Lands

APRIL 11, 1972.

The Department of Agriculture has filed an application, Serial No. I-4837, for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining laws but not the mineral leasing laws, subject to valid existing rights.

The applicant desires the land for public purposes as recreation areas and administrative sites in Challis, Payette, Nezperce, and Salmon National Forests, and a sanitary lagoon on public domain.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Room 398, Federal Building, 550 West Fort Street, Boise, ID 83702.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's to eliminate lands needed for purposes more essential than the applicant's and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Department of Agriculture.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant it, a public hearing will be held at convenient time and place which will be announced.

The lands involved in the application are:

## BOISE MERIDIAN, IDAHO

## Sanitary Lagoon—Stanley Basin

T. 10 N., R. 13 E.,  
Sec. 22, lots 2 and 3, W $\frac{1}{2}$  of lot 6,  
W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ .

## CHALLIS NATIONAL FOREST

## Water Source—Stanley Administrative Site

T. 10 N., R. 13 E.,  
Sec. 27, NW $\frac{1}{4}$ .

## PAYETTE NATIONAL FOREST

## Peck Mountain Lookout Administrative Site

T. 18 N., R. 2 W.,  
Sec. 29, S $\frac{1}{2}$ SW $\frac{1}{4}$ .

## Horse Heaven Administrative and Recreation Site

T. 22 N., R. 2 W.,  
Sec. 9, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ .

## Emerald Lake Recreation Site

T. 22 N., R. 2 W.,  
Sec. 27, lot 1 and E $\frac{1}{2}$  of lot 2.  
Also all of the bed of Emerald Lake in  
Secs. 27 and 34.

## Six Lake Basin Recreation Site

T. 21 N., R. 2 W.,  
Sec. 4, lots 3, 4, 5, and 6; and  
Sec. 5, lots 1 and 8.  
T. 22 N., R. 2 W.,  
Sec. 32, SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; and  
Sec. 33, S $\frac{1}{2}$ SW $\frac{1}{4}$ .

## PAYETTE AND NEZPERCE NATIONAL FORESTS

## Lake Bar Recreation Site

T. 22 N., R. 3 W.,  
Sec. 3, lot 1; and  
Sec. 10, N $\frac{1}{2}$  of lot 1, lot 2.

## SALMON NATIONAL FOREST

## Middle Fork Bar Recreation Area

A tract of land located in unsurveyed Section 28, Township 23 North, Range 16 East, Boise Meridian, Idaho, more particularly described by a metes and bounds description as follows:

Beginning at Corner No. 1 of M.S. No. 3355 which is located S. 76°50' W., and 28.9 feet from U.S.M.M. No. 3355; thence S. 6°10' W., 400 feet to Corner No. 2 of M.S. No. 3355; thence N. 75°35' W., 411.3 feet to Corner No. 3 of M.S. 3355; thence N. 88°25' W., 540 feet to Corner No. 4 of M.S. No. 3355; thence N. 52°10' E., 780.7 feet to Corner No. 5 of M.S. No. 3355; thence S. 61°25' E., 415.0 feet to Corner No. 1 of M.S. No. 3355, the place of beginning, including the area between this claim and the mean high waterline of the Middle Fork and main Salmon River, containing 7.182 acres, more or less.

The areas described aggregate 805.47 acres in Custer, Adams, and Idaho Counties.

RICHARD H. PETRIE,  
Chief, Division of  
Technical Services.

[FR Doc.72-6631 Filed 5-1-72;8:47 am]

## National Park Service

## NATIONAL REGISTER OF HISTORIC PLACES

## Additions, Deletions, or Corrections

By notice in the FEDERAL REGISTER of March 15, 1972, Part II, there was published a list of the properties included in the National Register of Historic Places. This list has been amended by a notice in the FEDERAL REGISTER of March 7 (pp. 4923-24), and April 4 (pp. 6770-72). Further notice is hereby given that certain amendments or revisions in the nature of additions, deletions, or corrections to the previously published list are adopted as set out below.

It is the responsibility of all Federal agencies to take cognizance of the properties included in the National Register as herein amended and revised in accordance with section 106 of the National Historic Preservation Act of 1966, 80 Stat. 915, 16 U.S.C. 470.

The properties listed below which are marked by an asterisk have been designated National Historic Landmarks by the Secretary of the Interior.

The following property was omitted from the March 15 FEDERAL REGISTER:

## MARYLAND

## Calvert County

Owings vicinity, *Maidstone*, northwest of Owings on Chesapeake Road.

The following properties have been demolished since April 4:

## CALIFORNIA

## Los Angeles County

Los Angeles, *Domiciliary No. 9, Veterans Administration Center, Dewey Avenue*.

## COLORADO

## Denver County

Denver, *Moffatt, David, House*, 808 Grant Street.

The following properties have been added to the Register since April 4:

## ALABAMA

## Barbour County

Eufaula, *Drewry-Mitchell-Moorer House*, 640 North Eufaula Avenue.

## Lee County

Auburn vicinity, *Noble Hall (Frazier-Brown House)*, Shelton Mill Road, 3 miles north of Auburn.

## Limestone County

Mooreville, *Mooreville*.

## Mobile County

Mobile, *Washington Square Historic District (Oakleigh Garden Historic District)*.

## Montgomery County

Montgomery, *The Murphy House*, 22 Bibb Street.

## Morgan County

Decatur, *State Bank Building, Decatur Branch*, 925 Bank Street NE.  
Somerville, *Somerville Courthouse*.

## Sumter County

Livingston, *Sumter County Courthouse*.

## Tuscaloosa County

Northport, *Christian, George W., Home*, 512 Main Avenue.

## Walker County

Cordova vicinity, *Gilchrist House*, 12 miles southwest of Cordova on the Pleasantfield-Evansbridge Road.

## ALASKA

## Haines Borough

Haines, *Fort William H. Seward*, Fort Chilkoot.

## Third Judicial District

Aleutians, *Ananuliak Island Archaeological District*, lat. 53° N., long. 168°50' W.

Eklutna, *Old St. Nicholas Russian Orthodox Church*, Eklutna Village Road.

#### AMERICAN SAMOA

##### Eastern Samoa

Fagotogo, *Navy Building* 43.  
Fagotogo, *Navy Building* 38.

##### Western Samoa

Afao Village vicinity, *Atauloma Girls School*.  
Leone Village vicinity, *Fagalele Boys School*.

##### Tutuila Island

Pago Pago, *Government House*, Togotogo Ridge.

#### ARIZONA

##### Cochise County

Tombstone, *Tombstone Courthouse* (Cochise County Courthouse), 219 East Toughnut.

##### Pima County

Tucson, *Old Main*, University of Arizona campus.

#### ARKANSAS

##### Sebastian County

Fort Smith, *Joseph Knobles Brewery*, North Third and E Streets.

#### CALIFORNIA

##### Butte County

Chico, *Bidwell Mansion*, Sowilleno Avenue.  
Paradise vicinity, *Centerville Schoolhouse*, 2 miles northwest of Paradise on Humburg Road.

##### Calaveras County

Angels Camp, *Angels Hotel*, Main Street at Birds Way.

##### Contra Costa County

Orinda, *Moraga Adobe*, 24 Adobe Lane.

##### Los Angeles County

Mission Hills, *Pico-Romulo Adobe*, 10940 Sepulveda Boulevard.  
Monrovia, *\*Sinclair, Upton, House*, 464 North Myrtle Avenue.  
San Dimas, *San Dimas Hotel*, 121 North San Dimas Avenue.  
South Pasadena, *Miltimore House*, 1301 South Chelton Way.

##### San Francisco County

San Francisco, *Mission Dolores*, 320 Dolores Street.

##### Shasta County

French Gulch, *French Gulch Historic District*.

##### Solano County

Benicia, *Old Masonic Hall*, 106 West J Street.

#### CONNECTICUT

##### Hartford County

Farmington, *Farmington Historic District*.

##### Litchfield County

Litchfield, *\*Wolcott, Oliver, House*, South Street.

##### New Haven County

Ansonia, *Humphreys, General David, House*, 37 Elm Street.

##### New London County

Lebanon, *\*Williams, William, House*, southeast corner of junction of Connecticut 207 and 87.

##### Windham County

Scotland, *\*Huntington, Samuel, Birthplace*, on Highway 14, 2 miles west of junction with Connecticut 97.

#### DELAWARE

##### New Castle County

Wilmington, *Old First Presbyterian Church of Wilmington*, West Street on the Brandywine Park Drive.

Wilmington vicinity, *Brandywine Manufacturers Sunday School*, north of Wilmington on Hagley Road.

#### Sussex County

Laurel vicinity, *Old Christ Church*, on the south side of Chipman's Pond at the junction of County Routes 465 and 465A.

#### DISTRICT OF COLUMBIA

##### Washington

Adams Memorial, Webster Street and Rock Creek Church Road NW.  
\*Arts and Industries Building, Smithsonian Institution, 900 Jefferson Drive SW.  
Christ Church, 3116 O Street NW.  
District Building, southeast corner of 14th and E Streets NW.  
The Highlands (Sidwell Friends School), 3825 Wisconsin Avenue NW.  
Lenthall Houses, 612-614 19th Street NW.  
National Savings and Trust Company, New York Avenue and 15th Street NW.  
Oak Hill Cemetery Chapel, R Street at 29th Street NW.  
Prospect House, 3508 Prospect Street NW.  
Quality Hill (Mason, John Thomas, House), 3425 Prospect Street NW.  
St. Paul's Episcopal Church, Rock Creek Church Road and Webster Street NW.  
U.S. Department of the Treasury, 1500 Pennsylvania Avenue NW.

#### GEORGIA

##### Bibb County

Macon, *Lassiter House*, 315 College Street.  
Macon, *Militia Headquarters Building*, 552-564 Mulberry Street.

##### Bryan County

Richmond Hill vicinity, *Seven Mile Bend* (Bryan's Neck), 5 miles southeast of U.S. 17 on the Ogeeche River.

##### Glynn County

Saint Simons Island, *Saint Simons Light-house Keeper's Building*, 600 Beachview Drive.

##### Muscogee County

Columbus, *Wynnton Academy*, 2303 Wynnton Road.

##### Richmond County

Augusta, *First Baptist Church of Augusta*, southwest corner of Greene and Eighth Streets.  
Augusta, *\*President's Home, Augusta College* (Old Commandant's House, Augusta Arsenal), 2500 Walton Way.  
Augusta vicinity, *\*College Hill* (Walton-Harper House), 2216 Wrightsboro Road.

##### Wilkes County

Washington, *The Cedars*, 210 Sims Street.  
Washington, *East Robert Toombs District*.  
Washington, *Gilbert-Alexander House* (Fairfield Plantation), 116 Alexander Drive.  
Washington, *Holly Court* (Ficklen-Lyndon-Johnson House), 301 South Alexander Street.  
Washington, *Mary Willis Library*, corner of East Liberty and South Jefferson Streets.  
Washington, *Peacewood*, 120 Tignall Road.  
Washington, *Poplar Corner*, 210 West Liberty Street.  
Washington, *Toombs, Robert, House*, East Robert Toombs Avenue.  
Washington, *Tupper-Barnett House*, 101 West Robert Toombs Avenue.  
Washington, *Washington Presbyterian Church*, 206 East Robert Toombs Avenue.  
Washington vicinity, *Arnold-Callaway Plantation*, 4 miles northwest of Washington on U.S. 78.

#### ILLINOIS

##### Cook County

Chicago, *Alta Vista Terrace Historic District*, block bounded by West Byron, West Grace,

North Kenmore, and North Seminary Streets.  
Chicago, *Heller, Isadore H., House*, 5132 South Woodlawn Avenue.

##### La Salle County

Ottawa, *Hossack, John, House*, 210 West Prospect Street.

##### Sangamon County

Springfield, *\*Lindsay, Vachel, House*, 603 South Fifth Street.

#### IOWA

##### Pottawattamie County

Council Bluffs, *Pottawattamie County Jail*, 226 Pearl Street.

#### KANSAS

##### Atchison County

Atchison, *Atchison Post Office*, 621 Kansas Street.  
Atchison, *Howe, Edgar W., House*, 1117 North Third Street.  
Atchison, *Mount Saint Scholastica Convent*, 801 South Eighth Street.  
Atchison, *Price Villa*, 801 South Eighth Street.

##### Chase County

Cottonwood Falls vicinity, *Wood, S. N., House*, 0.5 mile east of Cottonwood Falls.

##### Franklin County

Ottawa, *Franklin County Courthouse*, Courthouse Square on Main Street, between Third and Fourth Streets.

##### Harvey County

North Newton, *Bethel College Administration Building*, Bethel College Campus.

##### Kingman County

Kingman, *Kingman City Building*, northeast corner of Main Street and Avenue C.

##### Leavenworth County

Leavenworth, *Espenscheid Building*, 205 South Fifth Street.

##### McPherson County

McPherson, *McPherson Opera House*, 221 South Main Street.

##### Marshall County

Blue Rapids, *Blue Rapids Library*, east side of the public square.  
Marysville vicinity, *Hutchinson, Perry, House*, 0.5 mile northwest of Marysville on U.S. 77.

##### Nemaha County

Sebetha vicinity, *Old Albany Schoolhouse*, 2.7 miles north of Sebetha on Sixth Street.

##### Pottawatomie County

St. Marys, *Pottawatomie Indian Pay Station*, off of U.S. 24-40 on Mission Street.

##### Pratt County

Pratt vicinity, *Pratt Archeological Site*.

##### Rush County

La Crosse, *Rush County Courthouse*, 715 Elm Street.

##### Sedgwick County

Wichita, *The Carey House* (Eaton Hotel), 525 East Douglas Avenue.

#### KENTUCKY

##### Daviess County

Owensboro, *Old Trinity Episcopal Church*, 403 West Fifth Street.

##### Franklin County

Frankfort, *\*Liberty Hall*, 218 Wilkinson Street.

## Green County

Greensburg, *The Old Courthouse*, Public Square.

## Jefferson County

Louisville, *Steamer Belle of Louisville*, Carrie Gaulbert Cox Park, 3700 Upper River Road.  
Louisville, *Jefferson County Courthouse*, 527 West Jefferson Street.  
Louisville, *Louisville Water Company Pumping Station*, Zorn Avenue.

## Mercer County

Shakertown, *\*Shakertown at Pleasant Hill*, U.S. 68.

## LOUISIANA

## Orleans Parish

New Orleans, *French Market-Old Meat Market*, 800 Decatur Street.  
New Orleans, *French Market-Old Vegetable Market*, 1000 Decatur Street.

## St. Martins Parish

St. Martinville, *St. Martin of Tours Catholic Church*, 133 South Main Street.  
St. Martinville, *U.S. Post Office*, corner of Main and Port Streets.

## MAINE

## Kennebec County

Gardiner, *\*Robinson, Edwin* Arlington, House, 67 Lincoln Avenue.

## MARYLAND

## Baltimore (independent city)

*\*Carrollton Viaduct*, Gwynn's Falls near Carroll Park.  
*\*Mount Vernon Place Historic District*, Mount Vernon Place and Washington Place.  
*\*Phoenix Shot Tower*, southeast corner of Fayette and Front Streets.  
*\*Poe, Edgar Allan, House*, 203 Amity Street.  
*\*St. Mary's Seminary Chapel*, 600 North Paca Street.

## Baltimore County

Towson, *\*Sheppard and Enoch Pratt Hospital*, Charles Street Avenue.

## Charles County

Port Tobacco, *\*Habre-de-Venture (Thomas Stone House)*, Rose Hill Road.

## Howard County

Ellicott City vicinity, *\*Doughoregan Manor*, 8 miles west of Ellicott City on Manor Lane.

## Prince Georges County

Seat Pleasant, *St. Matthew's Church*, Addison Road and 62d Place.

## St. Marys County

St. Clement's Island Historic District, south of Colton Point in the Potomac River.

## MASSACHUSETTS

## Berkshire County

Lenox vicinity, *\*The Mount (Edith Wharton Estate)*, south of Lenox on U.S. 7.

## Boston County

Orleans, *French Cable Station*, southeast corner of Cove Road and Route 28.

## Bristol County

North Easton, *North Easton Railroad Station*, off Oliver Street on railroad right-of-way.

## Essex County

Amesbury, *Rocky Hill Meetinghouse and Parsonage*, Portsmouth Road and Elm Street.

## Hampden County

Chicopee Falls, *\*Bellamy, Edward, House*, 91-93 Church Street.

## Middlesex County

Acton to Concord, *Isaac Davis Trail (Acton Trail)*, from Acton, running along Hayward Street, Musket Drive, Minuteman Road, Woodbury Lane, Main Street, Strawberry Hill Road, Barrett's Mill Road, and Barnes Hill Road to Concord.  
Natick, *\*The Parsonage (Horatio Alger House)*, 16 Pleasant Street.

## Plymouth County

Plymouth, *Pilgrim Hall*, 75 Court Street.

## Suffolk County

Belmont, *\*Red Top (William Dean Howells House)*, 90 Somerset Street.

## MICHIGAN

## Berrien County

Niles, *Lardner, Ring, House*, 519 Bond Street.

## Calhoun County

Marshall, *Capitol Hill School*, 603 Washington Street.  
Marshall, *Pratt, Daniel, House (Wright-Brooks House)*, 122 North High Street.

## Charlevoix County

Beaver Island, *Protar, Feodar, Cabin*, in Peaine Township on Slop Town Road.  
Charlevoix, *Charlevoix City Park Site*, northwest Charlevoix County.  
Charlevoix vicinity, *Greensky Hill Mission*, east of Charlevoix at intersection of U.S. 31 and County Road 630.

## Emmet County

Petoskey, *St. Francis Solanus Mission*, West Lake Street.  
Petoskey vicinity, *Bay View*, northeast of Petoskey on U.S. 131.

## Grand Traverse County

Traverse City, *Hannah, Perry, House*, 305 Sixth Street.  
Whitewater Township, *Skegemog Point Site*.

## Kalamazoo County

Kalamazoo, *Kalamazoo State Hospital Water Tower*, Oakland Drive.  
Kalamazoo, *Stuart, Charles E., House*, 427 Stuart Avenue.

## Kent County

Lowell vicinity, *Fallsburg Covered Bridge*, north of Lowell across the Flat River.

## Keweenaw County

Eagle Harbor, *Holy Redeemer Church*.

## Lenawee County

Adrian, *Croswell, Governor Charles, House*, 228 North Broad Street.  
Tecumseh, *Evans, Musgrove, House*, 409-411 East Logan Street.

## Macomb County

Utica vicinity, *Clinton-Kalamazoo Canal (also in Oakland County)*.

## Monroe County

Monroe, *Fix House*, Sterling State Park.

## Muskegon County

Jackson, *Stone Post Office*, at the rear of 125 North Jackson Street.

## Oakland County

Clinton-Kalamazoo Canal (see Macomb County).  
Troy, *Brooks Farm*, 3521 Big Beaver Road.

## St. Joseph County

Constantine, *Barry, Governor John S., House*, 280 North Washington Street.

## Tuscola County

Vassar, *McKinley School*, 510 Butler Street.  
Vassar, *Smith House*, 113-115 Prospect Street.

## Washtenaw County

Ann Arbor, *Judge Wilson House*, 126 North Division Street.  
Ann Arbor, *Kelsey, Francis W., Museum of Archaeology*, 434 South State Street, University of Michigan campus.  
Dixboro, *Dixboro United Methodist Church*, 5221 Church Street.  
Ypsilanti, *Davis, William M., House*, 218 North Washington Street.

## Wayne County

Detroit, *Indian Village Historic District*, bounded by Mack, Burns, Jefferson, and Seminole Avenues.  
Livonia, *Greenmead Farms (Simmons House)*, 38125 Base Line Road.

## MINNESOTA

## Chisago County

Taylor's Falls, *Angel's Hill Historic District*.

## Ramsey County

St. Paul, *\*Fitzgerald, F. Scott, House (Summit Terrace)*, 599 Summit Avenue.

## Scott County

Shakopee, *Minnesota Valley Restoration Project/Memorial Park (Shakopee Historic District)*, Memorial Park.

## MISSISSIPPI

## Adams County

Natchez, *Natchez Bluffs and Under-the-Hill Historic District*.

## Alcorn County

Corinth, *Fort Robinette*, Robinette Street.

## Claiborne County

Port Gibson vicinity, *Grand Gulf Military State Park*, approximately 6 miles west of Port Gibson.

## Hinds County

Pocahontas, *Pocahontas Mound B*, SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  sec. 3, T. 7 N., R. 1 W.

## Marshall County

Holly Springs, *Confederate Armory Site*.

## Washington County

Wayside, Belmont, intersection of Routes 1 and 438.

## MISSOURI

## Boone County

Columbia, *Gordon Tract Archeological Site (Hinkson Creek Site)*.

## Buchanan County

St. Joseph, *Market Square Historic District*.

## Callaway County

Fulton, *Winston Churchill Memorial*, Seventh Street and Westminster Avenue.

## Clay County

Kearney vicinity, *James Brothers' House*, 2.25 miles northeast of Kearney on S.R. 92.

## Jackson County

Independence, *\*Truman, Harry S., Historic District*, North Delaware Street area.  
Sibley, *Fort Osage Archeological District*, Fort Osage Park.

## Osage County

Westphalia, *St. Joseph Church*, 4 blocks east of U.S. 63 on Main Street.

## St. Charles County

St. Charles, *Newbill-McElhiney House*, 625 South Main Street.

## St. Louis County

St. Louis, *Tower Grove Park*, bounded by Magnolia and Arsenal Streets on the north

and south and Grand and Kingshighway Boulevards on the east and west.

#### Saline County

Miami vicinity, *The Fisher-Gabert Archaeological Site*, 2 miles east of Miami.

#### Warren County

Warrenton, *Warren County Courthouse and Circuit Court Building*, Main Street.

#### NEBRASKA

#### Butler County

Able vicinity, *Barcal or Skull Creek Site*, 3 miles north of Able.

Linwood vicinity, *Linwood Site*, 1 mile southwest of Linwood on Nebraska 115.

#### Dawes County

Chadron vicinity, *Bordeaux, James, Trading Post*, 3 miles east of Chadron on U.S. 20.

#### Hall County

Grand Island, *Stolley State Park Historic District*, Stolley State Park.

#### Jefferson County

Steele City, *Steele City Historic District*.

#### Knox County

Santee, *Episcopal Church (Church of Our Most Merciful Savior)*, on the Missouri River in the Santee Indian Reservation.

Santee vicinity, *Congregational Church and Manse*, on the Missouri River in the Santee Indian Reservation.

#### Sarpy County

La Platte vicinity, *Moses Merrill Mission and Oto Indian Village*, 4 miles west of La Platte.

#### Saunders County

Inglewood vicinity, *McClean*, 2 miles south of Inglewood on U.S. 77.

Leshara vicinity, *Leshara Site*, 0.5 mile northwest of Leshara.

#### Webster County

Red Cloud vicinity, *Starke Round Barn*, 4.5 miles east of Red Cloud on U.S. 136.

#### NEVADA

#### Lincoln County

Pioche vicinity, *Bristol Wells*, off U.S. 93, 23 miles north of Pioche.

#### NEW HAMPSHIRE

#### Carroll County

Silver Lake vicinity, *\*Joy Farm (E. E. Cummings House)*, north of Silver Lake.

#### Grafton County

Canaan, *Canaan Town Hall*, Canaan Street.

#### Rockingham County

Derry Village, *\*Thornton, Matthew, House*, 2 Thornton Street.

Kingston, *\*Bartlett, Josiah, House*, on New Hampshire Route 111.

Portsmouth, *Portsmouth Parade Historic District*.

#### NEW JERSEY

#### Mercer County

Princeton, *\*Maybury Hill (Joseph Hewes Birthplace and Boyhood Home)*, Snowden Lane.

#### NEW YORK

#### Albany County

Albany, *Delaware & Hudson Railroad Company Building*, the Plaza on State Street.

Albany, *Pastures Historic District*.

Albany, *St. Peter's Church*, 107 State Street.

#### Allegany County

Alfred, *Terra Cotta*, Main Street (temporary site).

Belmont vicinity, *Belvidere*, on Gibson Hill Road, north of Belmont.

#### Bronx County

The Bronx, *Rainey Memorial Gates*, New York Zoological Park, Bronx Park.

#### Chautauqua County

Westfield, *Barcelona Lighthouse and Keeper's Cottage*, East Lake Road.

#### Columbia County

Austerlitz vicinity, *\*Steepletop (Edna St. Vincent Millay House)*, northeast of Austerlitz on East Hill Road.

Stockport, *The Church of Saint John the Evangelist*, Chittenden Road.

#### Dutchess County

Fishkill vicinity, *Van Wyck-Wharton House*, on U.S. 9 south of Fishkill.

Poughkeepsie, *Church of the Holy Comforter (Episcopal)*, 13 Davies Street.

Poughkeepsie, *Vassar Home for Aged Men*, 1 Vassar Street.

#### Erie County

Buffalo, *U.S. Post Office*, 121 Ellicott Street.

#### Herkimer County

Herkimer, *Herkimer County Historical Society (Dr. Walter Suiter House)*, 400 North Main Street.

Herkimer, *The Reformed Church*, 405 North Maine Street.

#### Monroe County

Rochester, *Federal Building (Old Post Office)*, northeast corner of North Fitzhugh and Church Streets.

Rochester, *Rochester Savings Bank*, 40 Franklin Street.

#### Montgomery County

Fort Johnson, *Village of Fort Johnson*, junction of S.R. 5 and 67.

#### New York County

New York, *Chapel of the Good Shepherd*, Welfare Island.

New York, *City Hospital*, Welfare Island.

New York, *Fire House Engine Company Thirty-three*, 44 Great Jones Street.

New York, *Lighthouse*, Welfare Island.

New York, *Madison Avenue Facade of the Squadron A Armory*, Madison Avenue between 94th and 95th Streets.

New York, *Moore, William H., House*, 4 East 54th Street.

New York, *The Octagon*, Welfare Island.

New York, *Smallpox Hospital*, Welfare Island.

New York, *Strecker Memorial Laboratory*, Welfare Island.

#### Onondaga County

Syracuse, *Gere, Robert, Bank Building*, 121 East Water Street.

Syracuse, *Teall, Oliver, House*, 105 South Beech Street.

#### Oswego County

Oswego, *Fort Ontario*, East Seventh Street.

#### Queens County

Flushing, *Flushing Town Hall*, 137-35 Northern Boulevard.

#### Rensselaer County

Troy, *Burden Iron Works, Office Building*, Polk Street.

#### Richmond County

New Brighton, Staten Island, *Sailors' Snug Harbor National Register District*, Richmond Terrace.

#### Warren County

Joshua's Rock, Lake George vicinity, *\*The Owl's Nest (Edward Eggleston Estate)*, Route 9L.

#### NORTH CAROLINA

#### Bladen County

White Oak vicinity, *Harmony Hall*, west of White Oak on S.R. 1351, near the Cape Fear River.

#### Buncombe County

Asheville, *\*Wolfe, Thomas, House*, 48 Spruce Street.

#### Camden County

Camden vicinity, *Milford*, on S.R. 1205, 0.5 mile south of junction with S.R. 343.

#### Chowan County

Edenton, *The Barker House*, south terminus of Broad Street.

#### Craven County

New Bern, *The Bryan House and Office*, 603-605 Pollock Street.

New Bern, *Christ Episcopal Church and Parish House*, 320 Pollock Street.

New Bern, *First Baptist Church*, northwest corner of Middle Street and Church Alley.

New Bern, *Hawks House*, 306 Hancock Street.

New Bern, *Masonic Temple and Theater*, 516 Hancock Street.

New Bern, *St. Paul's Roman Catholic Church*, 510 Middle Street.

New Bern, *Smith, Benjamin, House*, 210 Hancock Street.

New Bern, *Smith-Whitford House*, 506 Craven Street.

New Bern, *Stanly, Edward R., House*, 502 Pollock Street.

#### Cumberland County

Fayetteville, *Belden-Horne House*, 233 Green Street.

#### Currituck County

Shawboro, *The Twin Houses*, on Highway 168 at junction with S.R. 1203 and 1147.

#### Lincoln County

Iron Station vicinity, *Ingleside*, State Route 1383, 0.1 mile south of junction with Highway 73.

Iron Station vicinity, *Magnolia Grove*, at junction of State Routes 1309 and 1313.

Lincolnton, *Shadow Lawn*, 301 West Main Street.

Lincolnton vicinity, *Loretz House*, northwest of Lincolnton on S.R. 1204.

#### Mecklenburg County

Davidson, *Eumenean Hall*, Davidson College campus.

Davidson, *Philanthropic Hall*, Davidson College campus.

Huntersville, *Holly Bend*, on S.R. 2720, 0.25 mile west of junction with S.R. 2127.

Huntersville vicinity, *Latta House*, 6 miles south of Huntersville on S.R. 2125.

#### Orange County

Hillsborough, *\*Nash-Hooper House*, 118 West Tryon Street.

#### Pasquotank County

Elizabeth City, *Old Brick House*, 182 Brick House Lane.

#### Rutherford County

Rutherfordton, *Trinity Lutheran Church*, 702 North Main Street.

#### Wilkes County

Wilkesboro vicinity, *Stokes Montfort House*, 1.5 miles west of Wilkesboro on S.R. 1144.

## NOTICES

## OKLAHOMA

## Atoka County

Wapanucka vicinity, *Old Faucett Well*, approximately 4 miles northeast of Wapanucka.

Wesley vicinity, *Waddell's Station Site*, approximately 3 miles southwest of Wesley.

## Bryan County

Bokchito vicinity, *Armstrong Academy Site*, approximately 3 miles northeast of Bokchito.

## Kiowa County

Mountain Park vicinity, *Camp Radzinski*, approximately 4 miles northwest of Mountain Park.

## Latimer County

Higgins vicinity, *Pusley's Station*, approximately 2 miles southwest of Higgins.

Red Oak vicinity, *Edwards Store*, approximately 8 miles northeast of Red Oak.

Red Oak vicinity, *Holloway's Station*, approximately 5 miles northeast of Red Oak.

## Okmulgee County

Okmulgee vicinity, *Nuyaka Mission*, approximately 11 miles west of Okmulgee.

## Washington County

Bartlesville, *Nellie Johnstone No. 1*, Johnstone Park.

## OREGON

## Jackson County

Jacksonville, *Orth, John, House*, northwest corner of intersection of Main and Third Streets.

## Lane County

Eugene, *Deady Hall*, University of Oregon campus.

Eugene, *Villard Hall*, University of Oregon.

## Multnomah County

Portland, *The Old Church (Calvary Presbyterian Church)*, 1422 SW. 11th Avenue.

## PENNSYLVANIA

## Adams County

Gettysburg, *Pennsylvania Hall*, Gettysburg College campus.

## Berks County

Birdsboro vicinity, *Boone, Daniel, Homestead Site and Bertolet Cabin*, approximately 2 miles north of Birdsboro.

## Bucks County

Doylestown, *Fountain House*, State and Main Streets.

Doylestown, *Mercer Museum*, Pine and Ashland Streets.

## Chester County

Chadds Ford vicinity, *Pennsbury Inn*, on U.S. 1 at junction with Hickory Hill Road.

Kennet Square vicinity, *\*Cedarcroft (Bayard Taylor House)*, north of Kennet Square.

## Clinton County

Lock Haven, *Heisey House*, 362 East Water Street.

## Cumberland County

Camp Hill, *Peace Church*, northwest corner of the intersection of S.R. 641 and St. John's Road.

## Delaware County

Essington, *The Lazaretto*, Wanamaker Avenue at Second Street.

Thornbury, *Chester Creek Historic District*, encompasses the flood plains and bluffs of the West Branch of Chester Creek.

## Luzerne County

Wilkes-Barre, *Catlin, George, Hall (Reynolds House)*, 92 South River Street.

Wilkes-Barre, *McClintock Hall*, 44 South River Street.

## Lycoming County

Williamsport, *Post Office*, West Fourth Street between Government Place and West Street.

## Mercer County

Mercer vicinity, *Johnston's Tavern*, 6 miles south of Mercer on U.S. 19.

## Montgomery County

Audubon, *Mill Grove*, Pawling Road.

## Philadelphia County

Philadelphia, *The Cliffs*, East Fairmount Park near 33d Street.

Philadelphia, *Frankford Arsenal*, Tacony and Bridge Streets.

Philadelphia, *Grumblethorpe*, 5267 Germantown Avenue.

Philadelphia, *Hatfield House*, Fairmount Park, 33rd Street near Girard Avenue.

Philadelphia, *Irish, Nathaniel, House*, 704 South Front Street.

Philadelphia, *The Monastery*, Fairmount Park, Kitchen's Lane at Wissahickon Creek.

Philadelphia, *Mother Bethel A.M.E. Church*, 419 South Sixth Street.

Philadelphia, *The Randolph House*, East Fairmount Park.

Philadelphia, *702 S. Front Street*.

Philadelphia, *Widow Maloby's Tavern*, 700 South Front Street.

Philadelphia, *Woodland Terrace*, 501-519, 500-520 Woodland Terrace.

## RHODE ISLAND

## Newport County

Jamestown, *Fort Dumpling*, Ocean Street.

Newport, *Stiles, Ezra, House*, 14 Clarke Street.

## Providence County

Foster, *Dorrance, Captain George, House*, Jencks Road.

Providence, *Customs House*, 24 Weybosset Street.

Providence, *Federal Building*, Kennedy Plaza.

Providence, *Market House*, Market Square.

## SOUTH CAROLINA

## Anderson County

Pendleton vicinity, *Ashtabula*, 1.25 miles northeast of Pendleton on S.C. 88.

## Bamberg County

Bamberg vicinity, *\*Woodlands (William Gilmore Simms Estate)*, on Highway 78, 3 miles south of Bamberg.

## Barnwell County

Barnwell, *Church of the Holy Apostles (Episcopal)*, 1706 Hagood Avenue.

Barnwell, *Old Presbyterian Church*, 1905 Academy Street.

## Berkeley County

Cainho vicinity, *The White Church (St. Thomas Episcopal Church)*, approximately 2 miles north of Cainho on County Highway 98.

## Charleston County

Charleston, *\*College of Charleston*, Glebe, George, St. Philip, and Green Streets.

Charleston, *\*Heyward, DuBose, House*, 76 Church Street.

Charleston, *\*Rutledge, Edward, House (Carter-May House)*, 117 Broad Street.

## Chester County

Chester vicinity, *McCollum Mound (Turkey Creek Mound and Village)*, 14 miles northwest of Chester off S.C. 9.

## Edgefield County

Edgefield, *Edgefield Historic District*.

## Farfield County

Jenkinsville vicinity, *Little River Baptist Church*, 3.8 miles north of Jenkinsville on S.C. 213.

Longtown vicinity, *Blink Bonnie (Robertson Place)*, 10 miles northeast of Ridgeway.

## Greenville County

Conestee, *McBee Methodist Church*, Main Street.

## Richland County

Columbia, *DeBruhl-Marshall House*, 1401 Laurel Street.

Columbia, *Sylvan Building (Central National Bank)*, 1500 Main Street.

## Sumter County

Sumter vicinity, *The Borough House Plantation*, 14 miles west of Sumter in Stateburg.

## TENNESSEE

## Maury County

Columbia vicinity, *\*Rattle and Snap*, on U.S. 43.

## TEXAS

## Bexar County

San Antonio, *First National Bank of San Antonio*, 213 West Commerce Street.

San Antonio, *Navarro, Jose Antonio, House Complex*, 228-232 South Laredo Street.

## El Paso County

El Paso vicinity, *Northgate Site*, 7 miles north of El Paso on Fort Bliss Military Reservation.

Socorro, *Socorro Mission*, Moon Road and F.M. 258.

## Guadalupe County

Seguin, *Los Nogales*, northeast corner of South River and East Live Oak Streets.

## VIRGINIA

## Bedford County

Forest vicinity, *New London Academy*, 0.1 mile east of intersection of S.R. 297 and 811.

## Buckingham County

Dillwyn vicinity, *Francisco, Peter, House*, southeast of Dillwyn, 0.9 mile south of S.R. 626.

Buena Vista (independent city), *Southern Seminary Main Building*, intersection of Ivy and Park Avenues.

## Charles City County

Charles City vicinity, *Berkeley*, 0.9 mile south of S.R. 633, 0.3 mile south of intersection with S.R. 5.

Charles City Court House vicinity, *\*Berkeley Plantation (Benjamin Harrison V Birthplace and Home)*, 8 miles west of Charles City.

## Cumberland County

Cartersville vicinity, *Amphill*, on S.R. 602, 3 miles north of intersection with S.R. 45.

## Henrico County

Dutch Gap vicinity, *Henrico*, northeastern tip of Farrar Island.

Hopewell (independent city), *Weston Manor*, south bank of Appomattox River, 0.4 mile west of Route 10.

Norfolk (independent city), *MacArthur, General Douglas, Memorial (Norfolk City Hall)*, 421 East City Hall Avenue.

#### Northampton County

Eastville, *Northampton County Court House Historic District*.

Petersburg (independent city), *Farmers' Bank*, northwest corner of Bollingbrook Street and Cockade Alley.

Portsmouth (independent city), *Portsmouth Naval Hospital*, on Hospital Point at Washington and Crawford Streets.

Richmond (independent city), *\*Glasgow, Ellen, House*, 1 West Main Street.

Hazell House, 211 East Franklin Street.  
Leigh Street Baptist Church, 517 North 25th Street.

\*Monroe, James, Tomb, Hollywood Cemetery, 412 South Cherry Street.

Scott-Clarke House, 9 South Fifth Street.

Second Presbyterian Church, 9 North Fifth Street.

Shochoe Ship Historic District.

Virginia Beach (independent city), *Old Donation Church*, 4449 North Witch Duck Road.

#### Westmoreland County

Westmoreland vicinity, *\*Spence's Point (John R. Dos Passos Farm)*, on route 749, 0.3 mile northeast of junction with Route 610.

#### WISCONSIN

##### Brown County

Green Bay, *Fort Howard Officers Quarters*, 402 North Chestnut Avenue.

##### La Crosse County

West Salem, *\*Garland, Hamlin, House*, 357 West Garland Street.

##### Milwaukee County

Milwaukee, *Pabst Theater*, 144 East Wells Street.

ROBERT M. UTLEY,

Director, Office of Archeology and Historic Preservation.

[FR Doc.72-6566 Filed 5-1-72;8:45 am]

#### Office of the Secretary

[INT FES 72-8]

#### AUTHORIZED TUALATIN PROJECT, OREGON

##### Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a final environmental statement on a proposed multiple-purpose water supply project in the Tualatin River Valley, Oreg. The project plan includes irrigation and municipal water supplies, facilities for flood control, fish and wildlife enhancement, and recreation opportunities.

Copies are available for inspection at the following locations:

Office of Ecology, Room 7620, Bureau of Reclamation, Department of the Interior, Washington, D.C. 20240, Telephone (202) 343-4991.

Division of Engineering Support, Technical Services Branch, E&R Center, Denver Federal Center, Denver, Colo. 80225, Telephone (303) 234-3007.

Office of the Regional Director, Bureau of Reclamation, Post Office Box 043, Boise, ID 83702, Telephone (208) 342-2711, Sxt. 2109.

Tualatin Project Office, Bureau of Reclamation, Post Office Box 98, Forest Grove, OR 97116, Telephone (503) 357-3168.

Lower Columbia Planning Office, Bureau of Reclamation, Post Office Box 7395, Salem, OR 97303, Telephone (503) 585-1793.

Single copies of the final environmental statement may be obtained on request to the Commissioner of Reclamation or the Regional Director. In addition, copies may be purchased from the National Technical Information Service, Department of Commerce, Springfield, Va. 22151. Please refer to the statement number above.

Dated: April 25, 1972.

WILLIAM W. LYONS,  
Deputy Assistant Secretary  
of the Interior.

[FR Doc.72-6632 Filed 5-1-72;8:47 am]

#### MAXWELL S. McKNIGHT

##### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of April 17, 1972.

Dated: April 17, 1972.

MAXWELL S. McKNIGHT.

[FR Doc.72-6628 Filed 5-1-72;8:47 am]

#### WILLIAM R. REMALIA

##### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of April 15, 1972.

Dated: April 17, 1972.

WILLIAM R. REMALIA.

[FR Doc.72-6629 Filed 5-1-72;8:47 am]

#### EDGAR A. WEYMOUTH

##### Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and

Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past 6 months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of April 17, 1972.

Dated: April 17, 1972.

EDGAR A. WEYMOUTH.

[FR Doc.72-6630 Filed 5-1-72;8:47 am]

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### 1971-CROP LOAN COTTON

##### Notice of Acquisition by CCC

All outstanding loans on cotton under Commodity Credit Corporation's 1971 Cotton Loan Program mature and are due and payable on the last day of the ninth calendar month following the month in which the loan (or advance) was disbursed, unless Commodity Credit Corporation makes demand for payment at an earlier date. If the maturity date falls on a nonworkday for county offices, the date of maturity shall be the next workday. Notice is hereby given that if the borrower or a purchaser of his equity does not redeem the cotton securing any outstanding loan on or before the close of business on the date of maturity and if Commodity Credit Corporation has not made demand for payment at an earlier date, Commodity Credit will, pursuant to the provisions of the loan agreement covering such loan, acquire title to such cotton at the close of business on the maturity date, and title thereto shall, without a sale thereof vest in Commodity Credit Corporation at that time: *Provided*, That Commodity Credit Corporation will not acquire title to such cotton if repayment has been mailed to the county ASCS office by letter postmarked (not patron postage meter date stamped) not later than the maturity date. As provided in the loan agreement, Commodity Credit Corporation will not pay for any market value which the cotton may have in excess of the loan value plus applicable charges and interest. If warehouse receipts representing any such cotton are sent to a local bank at the request of the producer or a purchaser of his equity, the loan value of the cotton, plus charges and interest, must be received by the local bank not later than the close of business on the maturity date. Any repayments made by mail to county ASCS offices must be postmarked (not patron postage meter date stamped) not later than the maturity date.

In the event a producer has made a fraudulent representation in the loan documents or in obtaining the loan, the producer shall be personally liable for any amount by which the amount due on the loan exceeds the market value of the cotton securing the loan as of the date

title vests in CCC, as determined by CCC. In the event a person who has filed a Form CCC-813 with a county ASCS office fails to redeem the cotton covered by the Form CCC-813, CCC may elect to purchase the cotton on the maturity date, and such person shall be liable for any amount by which the amount due on the loan on such cotton exceeds the market value of the cotton as of the maturity date, as determined by CCC.

Signed at Washington, D.C., on April 25, 1972.

KENNETH E. FRICK,  
Executive Vice President,  
Commodity Credit Corporation.

[FR Doc.72-6678 Filed 5-1-72; 8:49 am]

## DEPARTMENT OF COMMERCE

Office of Foreign Direct Investments

### DIRECT INVESTORS

#### Submission of Cumulative Quarterly Report Form

Notice is hereby given that the Office of Foreign Direct Investments has waived the requirement for submission of the first quarter report for 1972 which would otherwise be due on May 15, 1972. Direct Investors subject to quarterly reporting requirements (see Instructions to 1971 Cumulative Quarterly and Annual Report, paragraph A) must submit the 1972 Cumulative Quarterly Report on Form FDI-102/102F for the second quarter of 1972 on or before August 15, 1972. The 1972 forms and instructions will be mailed to direct investors in advance of this date.

Dated: April 27, 1972.

WILLIAM V. HOYT,  
Director, Office of  
Foreign Direct Investments.

[FR Doc.72-6680 Filed 5-1-72; 8:49 am]

## DEPARTMENT OF TRANSPORTATION

Office of the Secretary

### NOTICE OF AGREEMENT WITH CIVIL AERONAUTICS BOARD

The purpose of this notice is to publish an agreement entered into by the Department of Transportation and the Civil Aeronautics Board. Pursuant to the authority of section 3013 of Executive Order 11490, this agreement transfers certain emergency preparedness functions from the Civil Aeronautics Board to the Federal Aviation Administration of the Department of Transportation. The Director of the Office of Emergency Preparedness has concurred in this transfer of functions.

This notice is issued pursuant to the authority of sections 4(a) and 9(e) of the Department of Transportation Act (80 Stat. 931, 933, 944; 49 U.S.C. 1653(a) and 1657(e)).

Issued in Washington, D.C., on April 26, 1972.

WILLIAM S. HEFFELFINGER,  
Assistant Secretary  
for Administration.

#### MEMORANDUM OF AGREEMENT BETWEEN CIVIL AERONAUTICS BOARD AND DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION AD- MINISTRATION

I. Purpose. In accordance with the provisions of Executive Order 11490, this agreement provides for the Federal Aviation Administration (FAA) to represent the Civil Aeronautics Board (CAB) in FAA Regional headquarters or FAA Regional relocation sites, during national emergencies including an attack on the United States. Such representation will be in air transportation matters of interest to the Department of Transportation (DOT), Office of Emergency Transportation (OET), FAA and the CAB.

II. Scope. The provisions of this memorandum of agreement are applicable to the air transportation activities and services provided by U.S. international and domestic scheduled and supplemental air carriers operating under the economic regulatory authority of the Civil Aeronautics Board assigned to the War Air Service Program (WASP). It excludes air carrier services provided to the Department of Defense under Civil Reserve Air Fleet (CRAF) contracts.

III. General. The CAB is responsible for the national emergency administration of the air transport activities described in paragraph II above and will perform this function at the national level. However, since CAB lacks the organizational capability of providing the necessary support for these activities in the field, DOT/FAA has agreed to do so at the FAA Regional level with combined CAB/FAA assistance at the national level. Therefore, pursuant to the provisions of section 3013, of Executive Order 11490, the CAB has requested and the FAA has agreed to perform the tasks set forth in paragraph IV of this agreement.

IV. Responsibilities. Tasks to be accomplished under provisions of this agreement are as follows:

a. Assess and report on damage to air carrier aircraft and facilities resulting from attack.

b. Aid and assist air carriers in submitting claims for equipment, supplies, fuel and services to restore and maintain essential air service required by the CAB.

c. Aid and assist air carriers in salvaging, restoring, and replacing supplies and equipment for essential civil air carrier aircraft and services after an attack.

V. Interagency coordination. The appropriate emergency preparedness planning staffs of the FAA and the CAB at the national level shall coordinate their activities covering the responsibilities as set forth under paragraph IV of this agreement and such related matters as may be mutually agreed to and found to be desirable or necessary to be maintained or coordinated by the FAA at the regional level. Tasks identified in paragraph IV shall be accomplished in accordance with the provisions of existing FAA plans, directives, standards and procedures. CAB will make available to FAA any additional plans,

directives, standards or procedures required to fulfill the CAB responsibility as contained in paragraph III.

JOHN A. VOLPE,  
Secretary of Transportation.

JANUARY 27, 1972.

SECOR D. BROWNE,  
Chairman,  
Civil Aeronautics Board.

JANUARY 3, 1972.

[FR Doc.72-6683 Filed 5-1-72; 8:49 am]

## ATOMIC ENERGY COMMISSION

[Dockets Nos. 50-348, 50-364]

### ALABAMA POWER CO.

#### Order Scheduling Prehearing Conference

In the matter of Alabama Power Co. (Joseph M. Farley Nuclear Plant, Units 1 and 2), Dockets Nos. 50-348, 50-364.

Notice is hereby given that a Prehearing Conference in the captioned proceeding will be held on Wednesday, May 17, 1972, at 10 a.m., local time, in the Fourth Floor Courtroom, Houston County Courthouse, Main and Oak Streets, Dothan, AL 36301.

The purpose of this Prehearing Conference is to consider environmental matters. A petition to intervene on environmental issues has been received and replies to this petition were filed by the applicant and the Regulatory Staff. The Prehearing Conference will be conducted in accordance with § 2.752 or 10 CFR Part 2 of the Commission's rules of practice which provides for the development of procedures for the evidentiary hearing which will be scheduled for a later time. The agenda to be covered on May 17 will relate to the environmental matters contained in the petition to intervene and the replies thereto received from the applicant and the Regulatory Staff.

All members of the public are entitled to attend this Prehearing Conference. On May 17 no evidence will be received, nor will there be an opportunity for presentation of statements on environmental matters from members of the public who desire to make limited appearances. All statements on environmental matters that members of the public desire to make in this proceeding by way of limited appearance pursuant to § 2.715 of the rules of practice will be received at the evidentiary hearing which will be scheduled at a later date, public notice of which will be given, both by publication and by notice sent by mail directly to all members of the public who have requested to be notified.

Dated at Washington, D.C., this 25th day of April 1972.

For the Atomic Safety and Licensing Board.

JAMES R. YORE,  
Chairman.

[FR Doc.72-6609 Filed 5-1-72; 8:45 am]

[Docket No. 50-247]

# CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.

## Supplemental Notice of Availability of Applicant's Environmental Report and AEC Draft Detailed Statement on Environmental Considerations

Pursuant to the National Environmental Policy Act of 1969 and the Atomic Energy Commission's regulations in Appendix D to 10 CFR Part 50, notice is hereby given that reports entitled "Applicant's Environmental Report—Operating License Stage, August 6, 1970," and "Applicant's Supplemental Environmental Reports No. 1 and Appendices Volumes Nos. 1 and 2," "Supplemental No. 2 and Supplement No. 3 on the Indian Point Nuclear Generating Unit No. 2, September 9, October 15, 1971, and February 15, 1972, respectively," (collectively "the report") submitted by Consolidated Edison Company of New York, Inc. (applicant) are available for public inspection in the Commission's Public Document Room at 1717 H Street NW., Washington, DC, and in the Hendrick Hudson High School Library, Albany Post Road, Montrose, N.Y. 10548. The report is also being made available at the New York State Office of Planning Coordination, 488 Broadway, Albany, NY 12207, and the Metropolitan District Review Coordinator, Office of Planning Coordination, 1841 Broadway, New York, NY 10023.

This report discusses environmental considerations related to the proposed issuance of an operating license for the Indian Point Nuclear Generating Unit No. 2, located in the town of Buchanan, Westchester County, N.Y.

The report has been analyzed by the Commission's Division of Radiological and Environmental Protection and a Draft Detailed Statement on the environmental considerations related to the proposed issuance of an operating license for the Indian Point Nuclear Generating Unit 2, dated April 13, 1972, has been prepared and has been made available for public inspection at the locations designated above. Copies of the Commission's April 13, 1972, Draft Detailed Statement on the environmental considerations may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Radiological and Environmental Protection. This statement supersedes the November 20, 1970, Detailed Statement for which a notice of availability was published in the FEDERAL REGISTER on December 15, 1970 (35 F.R. 18989).

A notice of availability of applicant's Environmental Report No. 1 and Appendices Volumes Nos. 1 and 2, Supplement No. 2 and AEC Draft Detailed Statement on environmental considerations was published in the FEDERAL REGISTER on April 20, 1972 (37 F.R. 7828). The notice stated that interested persons may, within thirty (30) days from the date of publication of the notice in the FEDERAL REGISTER, submit comments on the proposed action, the report and the

Draft Detailed Statement for the Commission's consideration. Since the notice of availability published in the FEDERAL REGISTER on April 20, 1972, did not include Supplement No. 3 to the applicant's Environmental Report, the comment period on the report is extended to thirty (30) days from publication of this notice in the FEDERAL REGISTER.

Federal and State agencies have been provided with copies of the report and the Draft Detailed Statement (local agencies may obtain these documents on request), and when comments thereon of the Federal, State, and local officials are received, they will be made available for public inspection at the above-designated locations. Comments on the Draft Detailed Statement on environmental considerations from interested members of the public should be addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Radiological and Environmental Protection.

Dated at Bethesda, Md., this 28th day of April 1972.

For the Atomic Energy Commission.

KARL R. GOLLER,  
Acting Assistant Director for  
Pressurized Water Reactors,  
Division of Reactor Licensing.

[FR Doc. 72-6777 Filed 5-1-72; 10:53 am]

## CIVIL AERONAUTICS BOARD

[Dockets Nos. 23707, 24023; Order 72-4-140]

### AIR WEST

#### Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 26th day of April 1972.

On August 13, 1971, Hughes Air Corp. doing business as Air West (Air West) filed an application and petition requesting the Board to issue an order directing interested persons to show cause why Air West's certificate of public convenience and necessity for Route 76 should not be amended or modified to the extent necessary to realign and consolidate the 13 segments designated therein into one segment and "to eliminate certain outmoded and unnecessary restrictions."

According to Air West, its route system is "little more than three route systems which have been pasted together,"<sup>1</sup> and, because of this, all flights are required to make unnecessary stops at route junction points even though there might be sufficient traffic to justify nonstop service in monopoly markets. Air West contends further that operations under its "antiquated route structure" result in time consuming and circuitous routings for the traveling public, aggravate air traffic congestion at terminals such as Los Angeles and San Francisco, and

<sup>1</sup> Air West is the surviving carrier of a three-carrier merger which combined Pacific Air Lines, West Coast Airlines, and Bonanza Air Lines.

compel the carrier to bear the burden of unnecessary, uneconomic and wasteful stops at segment junction points which results in losses.

If the route is realigned and conditions modified as requested, Air West states that it will be able to schedule its aircraft in the most economical and most efficient manner; that there will be a reduction in airport and air traffic congestion by eliminating unnecessary stops at high density airports such as Los Angeles and San Francisco; that the elimination of unnecessary stops and mileage will also improve travel times substantially and result in lower fares; and that significant cost savings from the proposed realignment and modified conditions will provide for long-range route strengthening, and ultimately reduce its dependency on subsidy support.

Frontier Airlines and Holiday Airlines have filed motions for leave to file otherwise unauthorized documents, late-filed answers in partial opposition to Air West's application and petition, and Air West filed motions for leave to file replies to the late-filed answers.<sup>2</sup> No other answers in support of, or in opposition to, Air West's application and petition have been filed.

In recent years the Board has implemented on a continuing basis a policy of realigning local service carrier routes to provide opportunities for maximum scheduling flexibility and equipment utilization; to conform route authority to traffic flows; and to eliminate or modify certificate conditions which serve no useful purpose, impair meaningful market development and inhibit significant economic improvement. The ultimate objectives of the Board's route realignment policy are to reduce subsidy payments to local service carriers while at the same time improving air service to the public.

The Board tentatively finds and concludes that Air West's route realignment proposal is consistent with the Board's policy and objectives and that substantial public service and carrier economic benefits will result from the realigned route system.<sup>3</sup>

<sup>2</sup> We will grant these motions.

<sup>3</sup> See Orders 68-7-63, dated July 12, 1968; 68-11-74, dated Nov. 18, 1968; E-26868, dated June 4, 1968; 71-2-12, dated Feb. 2, 1971; and 71-4-113, dated Apr. 16, 1971. We have modified Air West's proposal in several respects. For example, to protect incumbent carriers we have adopted more stringent stop restrictions than those suggested by the carrier in the following markets: Boise-Reno/Sacramento, Burbank-Eugene/Medford/Sacramento/San Francisco/Reno, Eugene/Medford-Riverside-Ontario, and Great Falls-Portland. Also, in realigning Air West's 13 route segments into one, we have applied the carrier's skip-stop requirement to all intermediate points on the new segment, including Prescott, Kingman, Grand Canyon, and Page, Ariz., and Cedar City, Utah, points which the carrier may now overfly without meeting a minimum-stop requirement. However, to afford the carrier additional flexibility in serving the latter points, we will require service only 5 days a week, rather than daily.

Consolidating Air West's 13 segments into one segment and modifying or eliminating unnecessary and burdensome conditions will allow Air West to study and evaluate numerous scheduling possibilities for nonstop or improved air service in significant noncompetitive markets where such service is not now possible simply because of the present route segmentation. Full implementation of the operational flexibility created by the realigned system will also increase the average length of hop and passenger haul, and thus lower unit costs and increase the average yield per passenger mile. In short, the proposed realignment offers singular possibilities for major route strengthening and the potential for a substantial reduction in Air West's subsidy need and payments in fiscal 1973, provided, of course, that Air West takes full advantage of the operational benefits made available by the realignment and conducts its operations in such a manner as to produce maximum economic improvements in terms of cost efficiencies and traffic development.

With respect to conditions governing operations over the realigned route system, Air West proposes unrestricted authority in markets where it presently has such authority or no other carrier is authorized to operate; one- and two-stop restrictions in most competitive markets;<sup>4</sup> and the retention of certain long-haul restrictions.

The Board tentatively finds and concludes that Air West's proposed certificate conditions will preserve the competitive balance in key markets and the regional characteristics of the basic route system and will lessen substantially any likelihood of adverse economic impact on other carriers operating in Air West's service areas. Moreover, the proposed conditions and modifications are consistent with the Board's policy of removing or modifying conditions which serve no useful purpose and which are otherwise wasteful and undesirable.<sup>5</sup>

In addition to the route realignment and condition modifications proposed by Air West, the Board tentatively finds and concludes that Air West's temporary authority to provide unrestricted service in the Portland-Seattle market should be made permanent.<sup>6</sup>

Air West's predecessor, West Coast, was authorized to provide unrestricted service in the Portland-Seattle market in the Portland-Seattle Nonstop Investigation for a 7-year period which terminates May 29, 1972.<sup>7</sup>

<sup>4</sup> As noted in the application, Air West requests nonstop authority in "certain secondary markets" served only by United. These markets are set forth in Appendix C, which is filed as part of the original document.

<sup>5</sup> The modified conditions are set forth in the specimen certificate in Appendix A, which is filed as part of the original document.

<sup>6</sup> Air West's application in Docket 24023, which requests renewal of this authority, will be consolidated with this proceeding.

<sup>7</sup> Order E-23724, May 23, 1966. The temporary award to West Coast was made pursuant to a pretrial restriction imposed to make any award of unrestricted Seattle-Portland au-

The Board has reviewed Air West's nonstop operations in the Portland-Seattle market and, on the basis of data available, we tentatively find and conclude that the nonstop operations accommodate a substantial volume of traffic and make a significant economic contribution to Air West's overall operations. Moreover, Air West's unrestricted operations in this market present no threat to the long-haul carriers now serving the market particularly since Air West's operations are regionally oriented. Thus, the permanent renewal of Air West's authority to provide unrestricted service in the Portland-Seattle market will provide the carrier with the opportunity for continued market development and economic improvement without any apparent adverse effect on any other carrier authorized to serve the market.<sup>8</sup>

Finally, the Board tentatively finds and concludes that all new nonstop authority in markets where traffic generation is large enough to support a finding that such operations are economically feasible, will be made ineligible for subsidy assistance.<sup>9</sup>

Frontier's opposition to the proposed realignment is based on the contention that Air West has never intended to be an effective competitor in the Great Falls-Salt Lake City/Phoenix/Tucson/Las Vegas markets, that proposed conditions in these markets are not adequate to protect Frontier from unwarranted diversion,<sup>10</sup> and that improved authority in the Spokane-Salt Lake City market will prejudice Frontier's application for one-stop authority in the market in the Spokane-Montana Points Service Investigation, Docket 21448.

Frontier's objections are without merit. In the first place Frontier does not provide single-plane service in any of the markets and the volume of traffic it carries is so small as to be considered negligible. In the Spokane-Salt Lake City market Air West presently holds nonstop authority, subject to a long haul restriction and is the only carrier serving the market. In these circumstances, it is unlikely that removal of the long-haul restrictions on Air West's authority would, as a matter of economic fact, preclude the subsequent award of one-stop authority to Frontier.<sup>11</sup> But equally important, Frontier will be given a further opportunity to state its objection with greater clarity and to quantify its claims of unwarranted diversion as well as to demonstrate more precisely the extent to

which the proposed realignment will, as an economic fact, deprive Frontier of a fair and comparative hearing on its application for one-stop authority in the Spokane-Salt Lake City market.

Holiday objects to the award of new or improved Lake Tahoe authority to Air West until the Board decides the Lake Tahoe Investigation, Docket 22075, which will consider the issues of new or improved service between six California points and Lake Tahoe.<sup>12</sup> However, Air West presently has authority to provide unrestricted air service in five of the six markets in issue in the Lake Tahoe Investigation.<sup>13</sup> Therefore, the proposed realignment will not result in an award of improved or new authority to Air West in any Lake Tahoe markets at issue in the pending investigation or otherwise compromise Holiday's standing in the proceeding.

Despite the fact that Air West did not submit an operational proposal for the realigned route or projected financial results, the Board is confident that operations over the realigned route system will result in significant economic improvement and a substantial reduction in the carrier's subsidy need and subsidy payments which should be reflected in its subsidy mail rate for fiscal 1973. We fully expect Air West to take advantage of the operational benefits of its realigned system by eliminating unnecessary stops and mileage, reducing travel times and fares, and operating expenses so that the Board will be in a position to evaluate the carrier's economic improvement in establishing its class rate for fiscal 1973.<sup>14</sup>

Objections to the proposed realignment shall set forth with particularity the improved operating authority and certificate restrictions to which challenge is interposed, and each such objection must be supported with a comprehensive economic analysis setting forth in detail all arguments and Board and legal precedents upon which the protestant desires the Board to rely.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein and amending Air West's certificate in the manner set forth in the attached Appendix A;

2. Any interested persons having objection to the issuance of an order making final the proposed findings, conclusions, and certificate amendments and modifications set forth herein shall, within 30 days after service of a copy of

Order 70-4-6, dated Apr. 2, 1970.

<sup>12</sup> The only market in which Air West holds no authority is Long Beach-Lake Tahoe, and Long Beach is no longer designated on Air West's route.

<sup>13</sup> We further find that Air West is a citizen of the United States within the meaning of the Act and is fit, willing, and able properly to perform the transportation proposed herein and to conform to the provisions of the Act and the Board's rules, regulations, and requirements thereunder. In addition, we tentatively find and conclude that the proposed realignment of Air West's route 76 is required by the public convenience and necessity.

<sup>14</sup> See Order E-24063, dated Aug. 10, 1966.

<sup>15</sup> The subsidy ineligible markets are set forth in Appendix B, which will be appended to Air West's revised certificates, and filed as part of the original document.

<sup>16</sup> Air West proposes a two-stop restriction in each of the markets.

<sup>17</sup> Service to Spokane, 41 CAB 1 (1964).

this order, file with the Board and serve upon all persons listed in Appendix D attached hereto<sup>13</sup> a statement of objections together with a summary of testimony, statistical data, and such other evidence expected to be relied upon to support the stated objections;

3. If timely and properly supported objections are filed, full consideration will be accorded the matters or issues raised by the objections before further action is taken by the Board;

4. In the event no objections are filed to any part of this order, all further procedural steps relating to such part or parts will be deemed to have been waived, and the case will be submitted to the Board for final action;

5. Air West's application in Docket 24023 be and it hereby is consolidated herein;

6. Motions to file otherwise unauthorized documents filed by Air West, Frontier Airlines and Holiday Airlines be and they hereby are granted;

7. A copy of this order shall be served on Air West which is hereby made a party to this proceeding; and

8. A copy of this order shall be served upon all persons listed in Appendix D attached hereto.

This order will be published in the **FEDERAL REGISTER**.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,  
Secretary.

[FR Doc.72-6671 Filed 5-1-72; 8:49 am]

[Docket No. 9977]

## AIRLINES MUTUAL AID PACT

### Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled matter is assigned to be held before the Board on June 7, 1972, at 10 a.m., local time, in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, DC.

Dated at Washington, D.C., April 26, 1972.

[SEAL] RALPH L. WISER,  
Chief Examiner.

[FR Doc.72-6668 Filed 5-1-72; 8:49 am]

[Docket No. 24236]

## ALLEGHENY AIRLINES, INC.

### Notice of Prehearing Conference Regarding Marion Deletion Case

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on May 16, 1972, at 10 a.m., local time, in Room 1031,

<sup>13</sup> Filed as part of the original document.  
<sup>14</sup> All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further motions, requests, or petitions for reconsideration of this order will be entertained.

Universal North Building, 1875 Connecticut Avenue NW., Washington, DC, before Examiner James S. Keith.

In order to facilitate the conduct of the conference parties are instructed to submit to the Examiner and other parties (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before May 3, 1972, and the other parties on or before May 10, 1972. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights.

Dated at Washington, D.C., April 26, 1972.

[SEAL] RALPH L. WISER,  
Chief Examiner.

[FR Doc.72-6669 Filed 5-1-72; 8:49 am]

[Docket No. 24180]

## HAWAIIAN AIRLINES, INC.

### Notice of Prehearing Conference Regarding Hana Suspension Case

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on June 1, 1972, at 10 a.m., local time, in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before Chief Examiner Ralph L. Wiser.

In order to facilitate the conduct of the conference parties are instructed to submit to the Examiner and other parties (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before May 17, 1972, and the other parties on or before May 26, 1972. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights.

Dated at Washington, D.C., April 26, 1972.

[SEAL] RALPH L. WISER,  
Chief Examiner.

[FR Doc.72-6670 Filed 5-1-72; 8:49 am]

[Docket 24371; Order 72-4-145]

## WESTERN AIR LINES, INC.

### Order Dismissing Complaint

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 27th day of April 1972.

By tariff<sup>1</sup> marked to become effective May 4, 1972, Western Air Lines, Inc. (Western), proposes to establish new local circle-trip first-class and coach fares which apply to triangle routings including Minneapolis, Portland/Seattle, and San Francisco/Los Angeles/San Diego. Origination may begin at any of the above points, but provisions require

<sup>1</sup> Western's Tariff CAB No. 111.

that travel must include transportation in one direction between Minneapolis and Portland/Seattle.

The proposed triangle fares (excluding tax) are \$275 for first class and \$223.14 for coach, which consists of the regular round-trip first-class or coach fares between Minneapolis and the California points, plus an additional \$23.14. Free stopovers will be permitted at a maximum of three cities between the point of origin and destination. The only discounts permitted will be 50 percent (off the triangle fare) for accompanied children age 2 through 12. There are no travel restrictions, blackouts, or minimum/maximum stay provisions, and the fares are marked to expire on December 31, 1972.

Northwest Airlines, Inc. (Northwest), has filed a complaint requesting that the proposal be suspended and investigated. Northwest alleges that the proposed fares are uneconomic; that the fares will be almost entirely diversionary in view of the lack of travel restrictions; that considerable revenue dilution will result due to the circuitry involved; and that the proposed discount for children amounts to a discount on a discount. Northwest contends that in the absence of any data provided by Western, the impact of the proposal is difficult to ascertain.

In answer to the complaint, Western alleges that the basic purpose of the proposal is to stimulate travel over its relatively new route between Minneapolis and Portland/Seattle and thereby create a greater identity in these markets; and that the addition of the California points will stimulate such travel at a profitable level. Western states that it is unable to create a market identity by means of flight frequencies since it does not have the backup and intermediate support which is provided Northwest by that carrier's elaborate northern tier structure, and it therefore feels it must compensate by offering a promotional fare.

Western alleges that the fares are economic, yielding between 5.5 and 6.2 cents per mile, which compares favorably with its current system yield of 5.96 cents; that the proposed discounts of 11 to 23 percent are not out of line with other promotional fares and are similar to its 18-24 percent discounts for west coast-Alaska-Hawaii triangle fares, which yield 4 cents per mile. Western further alleges that the children's discount is the same as that which applies to traffic using other promotional fares; that the kind of travel restrictions described by Northwest are singularly inappropriate for a triangle tariff; that it has not provided data on generation/diversion because it has not previously experimented with a fare of this type in the markets concerned; and that it will not be able to provide reliable data until after the experiment has been evaluated.

Upon consideration of the tariff filing, the complaint and answer thereto, and all relevant matters, the Board finds that the complaint does not set forth sufficient facts to warrant investigation of the

proposal and the request therefor and consequently the request for suspension will be denied and the complaint dismissed.

The fare level is not out of line with other promotional fares now in effect, and the discounts are moderate (11 to 23 percent), resulting in yields that do not appear unduly low. The fares range from 5.5 to 6.2 cents per mile, and compare favorably with Western's current system yield. Nor are we persuaded that the risk of diversion will be substantial since, as Western points out, the very nature of a triangle trip—an indirect and circuitous routing which appeals chiefly to travelers having sufficient time to undertake such a trip—should provide a built-in safeguard against a significant diversionary impact.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a), 403, 404, and 1002 thereof:

*It is ordered, That:*

1. The complaint of Northwest Airlines, Inc., in Docket 24371 is hereby dismissed; and

2. A copy of this order be served upon Northwest Airlines, Inc., and Western Air Lines, Inc.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,  
Secretary.

[FR Doc.72-6672 Filed 5-1-72; 8:49 am]

## FEDERAL COMMUNICATIONS COMMISSION

[Dockets Nos. 19087, 19088; FCC 72R-120]

### ALVIN L. KORNGOLD AND SUN CITY BROADCASTING CORP.

#### Memorandum Opinion and Order Regarding Construction Permit

In regard applications of Alvin L. Korngold, Sun City, Ariz., Docket No. 19087, File No. BPH-6755; Sun City Broadcasting Corp., Sun City, Ariz., Docket No. 19088, File No. BPH-6808; for construction permit.

1. This proceeding involves the mutually exclusive applications of Alvin L. Korngold (Korngold) and Sun City Broadcasting Corp. (Sun City) for a new FM broadcast station at Sun City, Ariz. The applications were designated for consolidated hearing under various issues by Commission Order, FCC 70-1211, 35 F.R. 17966, published November 21, 1970. Before the Review Board is a request for enlargement of issues against Sun City Broadcasting Corp. and in addition opposition to petition for leave to amend, filed February 28, 1972,

by Korngold requesting inter alia, the addition of a § 1.65<sup>1</sup> issue against Sun City.<sup>2</sup>

2. Korngold's request for a § 1.65 issue is based upon Sun City's alleged failure to timely inform the Commission that its principal officer and 50 percent stockholder, Russell C. Lash, in September of 1969, approximately 2 months after filing the instant application, filed an application for an FM construction permit in Carlisle, Pa. Korngold contends that this failure to timely amend takes on added significance in view of the fact that a financial issue has been specified against Sun City.

3. In opposition, Sun City asserts that the issue is not needed because: (a) Sun City voluntarily brought the fact of Lash's Carlisle application to the attention of all interested parties by filing a petition to amend on February 14, 1972; (b) Lash, in his Carlisle application, clearly set forth the fact that he was a principal in the present Sun City application; (c) the fact that Lash filed the Carlisle application is not sufficient, standing by itself, to require a § 1.65 issue; and (d) the only possible effect of the failure to report Lash's Carlisle application would relate to Sun City's finances and, since a financial issue has already been designated against Sun City, no benefit would accrue by adding the § 1.65 issue.

4. The Broadcast Bureau initially argues that Korngold's pleading is in violation of § 1.44 (b) and (c) of the Commission's rules (which requires separate pleadings for different requests) because the pleading is directed both to the Review Board, seeking enlargement of the issues, and to the Hearing Examiner, in opposition to Sun City's petition for leave to amend. The Bureau therefore objects to consideration of Korngold's pleading as filed. The Bureau goes on, however, to propose that, if the Review Board does consider the petition, the requested issue should be added. The Bureau notes that Lash, in the Sun City application, promised to lend the corporation up to \$40,000; while, in the Carlisle application, Lash stated that he would furnish all funds for construction and first-year operation and estimated these to be \$34,710. Lash's balance sheets submitted with the applications showed liquid assets of \$61,339, while he was personally committed to lend \$74,710 (\$40,000 in the Sun City application plus \$34,710 in the Carlisle application). Moreover, the Bureau notes, no reference to Lash's promise to lend Sun City \$40,000 was shown on his Carlisle financial

statement. The Bureau also charges that Sun City should have been aware of the need to amend to reflect such changes because a § 1.65 and a financial issue were added against Korngold for failure to amend to reflect similar changes (31 FCC 2d 39, 22 RR 2d 661 (1971)).

5. The Review Board will add the requested § 1.65 issue.<sup>3</sup> There is no question that Sun City should have been aware of the significance placed by the Commission on failures to amend to disclose full financial information. In adding the § 1.65 issue against Korngold in this proceeding, supra, the Board noted that "Korngold's failure to amend the Sun City proposal in timely fashion to reflect the subsequent filing of the Albuquerque application is significant inasmuch as his commitment to the latter proposal, \* \* \* could affect his financial qualifications in the instant proceeding." 31 FCC 2d at 44, 22 RR 2d at 667. See also "Lafourche Valley Enterprises, Inc.," 30 FCC 2d 539, 22 RR 2d 228 (1971); Virginia Broadcasters, 15 FCC 2d 1004, 15 RR 2d 487 (1969); "Vernon Broadcasting Co.," 12 FCC 2d 946, 13 RR 2d 245 (1968). Here, as pointed out by the Broadcast Bureau, Lash proposed to provide funds to both applicants in a total amount of \$74,710, and the balance sheet submitted with each application did not reflect sufficient liquid assets to meet both of these commitments. No reference to Lash's promise to lend Sun City \$40,000 was shown on the financial statement submitted with the Carlisle application. Therefore, it is clear what Lash's subsequently filed Carlisle FM application could have possible decisional significance and as such should have been timely reported to the Commission. Sun City's failure to report this change for over 1½ years therefore requires addition of the requested § 1.65 issue.

6. Accordingly, it is ordered, That the request for enlargement of issues against Sun City Broadcasting Corp. and in addition opposition to petition for leave to amend, filed February 28, 1972, by Alvin L. Korngold, is granted to the extent indicated below, and is dismissed in all other respects; and

7. It is further ordered, That the issues in this proceeding are enlarged to include the following issue:

To determine whether Sun City Broadcasting Corp. has failed to comply with the provisions of § 1.65 of the Commission's rules; and, if so, the effect of such noncompliance on the applicant's basic or comparative qualifications to be a Commission licensee; and

<sup>1</sup> Rule 1.65 requires disclosure when the information furnished in an application is no longer substantially accurate and complete in all significant respects or when changes which may be of decisional significance have occurred.

<sup>2</sup> Also before the Review Board for consideration are: (a) Opposition filed Mar. 3, 1972, by Sun City; and (b) comments, filed Mar. 9, 1972, by the Broadcast Bureau.

<sup>3</sup> The Broadcast Bureau's contention that Korngold's petition violates § 1.44 (b) and (c), which requires separate pleadings for different requests, is accurate. However, the Board believes that because of the substantive public interest questions involved, as well as the fact that petitioner is representing himself, the merits of the petition should be examined. That portion of the petition which opposes Sun City's petition for leave to amend, however, will be dismissed.

8. It is further ordered, That the burden of proceeding with the introduction of evidence under the issue added herein shall be on Alvin L. Korngold, and the burden of proof under the issue shall be on Sun City Broadcasting Corp.

Adopted: April 21, 1972.

Released: April 26, 1972.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>4</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[FR Doc. 72-6658 Filed 5-1-72; 8:49 am]

[Dockets Nos. 19489, 19490; FCC 72-351]

# CLIFTON FORGE RADIO ET AL.

## Memorandum Opinion and Order Designating Applications for Con- solidated Hearing on Stated Issue

In regard applications of James R. Reese, Jr., and Jane M. Reese, doing business as Clifton Forge Radio, Clifton Forge, Va., Requests: 1230 kc., 250 w., 1 kw.-LS, U, Docket No. 19489, File No. BP-19057; Alleghany-Highlands Radio, Inc., Clifton Forge, Va., requests: 1230 kc., 250 w., 1 kw.-LS, U, for construction permits, Docket No. 19490, File No. BP-19099; James R. Reese, Jr., and Jane M. Reese, doing business as Clifton Forge Radio, Clifton Forge, Va., for interim operation of the facilities of former station WCFV, Clifton Forge, Va., File No. BPI-27.

1. The Commission has before it for consideration (i) the above-captioned mutually exclusive applications requesting the deleted facilities of station WCFV, Clifton Forge, Va.;<sup>1</sup> (ii) an application (File No. BPI-27) for interim operating authority of the facilities of WCFV filed by Clifton Forge Radio; (iii) a Response to Petition of James R. Reese, Jr., For Interim Operation filed by Alleghany-Highlands Radio, Inc., in which it proposes interim operation of WCFV; (iv) a reply of Clifton Forge Radio; and (v) a request for waiver of § 73.30(c) of the Commission rules filed by Alleghany-Highlands Radio, Inc.

2. Both applicants recite the need for immediate resumption of service by WCFV in Clifton Forge and submit proposals for interim operating authority of the station. Clifton Forge Radio, Inc., offers three modes of operating WCFV. It provides alternatively that it be granted sole authority to operate WCFV based on its assurance that it is capable of providing immediate operation be-

cause of its acquisition of WCFV's facilities at public auction; that a share-time operation be initiated with Alleghany-Highlands renting the WCFV facilities and with each applicant operating the station on alternate weekdays and sharing Sunday broadcast time; that a joint interim operation be started with Alleghany-Highlands renting the facilities and with two comanagers and a three-man governing board determining the station's policies. In response, Alleghany-Highlands characterizes the three alternative modes as illegal. It proposes that the applicants create a corporation with each applicant electing one director who would in turn elect a third director unaffiliated with either applicant; that a nonpartisan general manager be selected; and that all profits be donated to a local charity.

3. In considering applications for interim operating authority, the Commission has been concerned with avoiding any prejudicial effect to applicants in a subsequent proceeding held to determine which applicant should receive permanent authority to operate the facility. The Commission has stated that the two principal factors which might prejudice the regular proceeding are the investment of the interim grantee and the advantages of an interim grantee as an applicant in the subsequent proceeding. "Pike-Mo Broadcasting Co., et al.," 1 FCC 2d 790, 6 RR 2d 69 (1965). In order to avoid any possible prejudice, therefore, it is Commission policy to consider joint applications by applicants for permanent authority or individual applications by parties not seeking permanent authority, and, accordingly, to refuse interim authorization to a single competing applicant. "Pike-Mo Broadcasting Co., et al., supra, Sandern of Iowa, Inc., et al.," 20 FCC 2d 546 (1969). Thus, at an earlier stage of this proceeding, the Commission denied the individual request of James R. Reese, Jr., a partner in Clifton Forge Radio, for interim authority to operate WCFV and informed him that, in the event other applications were filed, it would entertain a joint proposal for interim operation in which all competing applicants would have an opportunity to participate. "James R. Reese, Jr.," Memorandum Opinion and Order, FCC 71-862, adopted August 18, 1971. Although Clifton Forge Radio and Alleghany-Highlands Radio, Inc., submitted a number of proposals for interim operation and conducted lengthy negotiations, they have indicated that a joint interim operation is not possible. Under these circumstances, we believe that a hearing would serve no useful purpose and would be administratively inconvenient to conduct during the pendency of a hearing on the applications for permanent authority. The requests for interim operating authority, therefore, will be dismissed. The dismissal, however, will be without prejudice to the parties submitting a joint request for interim authority in the event they can reach agreement in the future.

4. Alleghany-Highlands, in its application for permanent authority to operate WCFV, has specified essentially the same radiation previously utilized by WCFV but the proposed transmitter site is located 0.45 mile from the site used by WCFV. As a result, the applicant fails to cover completely the city of Clifton Forge with its interference-free nighttime contour (20.7 mv/m).<sup>2</sup> Alleghany-Highlands contends, however, that only 9 percent of the city<sup>3</sup> will not be covered by its nighttime contour, and that the unserved areas are either substantially unpopulated or will receive satisfactory service (16.5 mv/m) from the proposal. In addition, it argues that it would have to locate its transmitter site in the center of Clifton Forge in order to cover the city completely with its proposed interference-free nighttime contour and that this would be virtually impossible. In light of these considerations, the applicant requests a waiver of § 73.30(c) of the Commission rules.<sup>4</sup> The Commission finds, however, that, rather than deciding the waiver request on the basis of the pleadings, the question will be decided in hearing and any additional matter submitted by the applicant will be considered at that time. Accordingly, an appropriate issue will be included to determine whether Alleghany-Highlands' request for waiver will serve the public interest.

5. The site photographs filed by Alleghany-Highlands are inadequate to determine whether there are structures or obstructions of any kind in the vicinity of the antenna site which would cause reradiation and distortion of the proposed omnidirectional radiation pattern, and a site suitability issue is included. In addition, the applicant states in Figure 2 of its engineering data that the proposed ground system will extend beyond the property limits of its site and that it will obtain rights to the land where the extended ground radials will be buried. Since the applicant has not indicated that the easements have been obtained, a question arises as to whether the site is suitable to accommodate the proposed ground system, and an appropriate issue is included.

6. Examination of the financial portion of the Alleghany-Highlands application demonstrates that \$94,080 will be needed to meet first-year construction and

<sup>2</sup> The proposal of Clifton Forge Radio meets the coverage requirements of the rules since the day and night 25 mv/m contours cover all of the business area and the nighttime limitation contour (20.7 mv/m) covers 99.7 percent of the area and 100 percent of the population of the city.

<sup>3</sup> The applicant uses the figure .09 percent but, based on the mileage figures supplied by the applicant, it is obvious that it means 9.0 percent.

<sup>4</sup> In requesting a waiver of the nighttime limitation coverage requirements, the applicant specified § 73.182 but we believe that § 73.30(c) may be appropriate.

<sup>4</sup> Board member Berkemeyer absent.

<sup>1</sup> In a decision released May 28, 1971, the Commission denied the application for renewal of the license of WCFV. Image Radio, Inc., 21 RR 2d 1236 (1971). The station ceased operation, however, approximately 2½ months before the Commission's decision because the station's chief creditor foreclosed on the lien on the station's property. On July 20, 1971, the call letters were deleted.

operation costs, consisting of downpayment on equipment, \$7,875; first-year payments on equipment with interest, \$5,725; land, \$4,000; building, \$5,000; miscellaneous costs, \$10,000; and first-year working capital, \$61,480. To meet these costs, the applicant has available cash, \$3,000; new capital, \$6,250; and a bank loan, \$100,000, for a total of \$109,250. The bank loan commitment letter, however, does not state in detail the terms of repayment, the interest rate, the duration of the loan, or any other terms of the loan. Accordingly, a financial issue will be specified.

7. In exhibit 8 of the Alleghany-Highlands application, the applicant states that it is committed to establishing an equal opportunity employment program, but it did not set forth any specific program as required by section VI of the application form. A statement in support of an equal employment opportunity program, without more, is insufficient. In addition to posting notices in station employment offices, on employment applications and placing employment advertisements in media whose circulation reaches minority group members, an applicant must state the steps it will take to assure nondiscrimination in selection and hiring, placement and promotion, and other areas of employment practices. In the absence of the filing of an equal employment opportunity program, an issue will be added to determine whether Alleghany-Highlands has complied with § 73.125 of the Commission rules.

8. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. However, for the reasons stated above, they must be designated for hearing in a consolidated proceeding on the issues specified below.

9. Accordingly, it is ordered, That, pursuant to section 309(a) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine whether the proposal of Alleghany-Highlands Radio, Inc., would provide nighttime coverage of the city sought to be served, as required by § 73.30(c) of the Commission rules, and if not, whether circumstances exist which would warrant a waiver of the section.

2. To determine whether Alleghany-Highlands Radio, Inc., has a reasonable expectation of acquiring sufficient land to accommodate its proposed ground system.

3. To determine whether the transmitter site proposed by Alleghany-Highlands Radio, Inc., is satisfactory with particular regard to any conditions that may exist in the vicinity of the antenna system which would distort the proposed antenna radiation pattern.

4. To determine with respect to the application of Alleghany-Highlands Radio, Inc.:

(a) The terms of the bank loan upon which the applicant is relying;

(b) Whether, in the light of the evidence adduced pursuant to the above, (a), the applicant is financially qualified.

5. To determine whether the application of Alleghany-Highlands Radio, Inc., complies with § 73.125 of the Commission rules.

6. To determine which of the proposals would, on a comparative basis, better serve the public interest.

7. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which, if either, of the applications should be granted.

9. It is further ordered, That the application (File No. BPI-27) of Clifton Forge Radio and the request of Alleghany-Highlands Radio, Inc., for interim authority to operate the facilities of former station WCFV are dismissed.

10. It is further ordered, That, in the event of a grant of the application of Alleghany-Highlands Radio, Inc., the construction permit shall contain the following condition:

Before program tests are authorized, sufficient field intensity measurements shall be submitted to establish that the proposed radiation pattern has not been adversely distorted due to reradiation from the antenna tower formerly used by station WCFV.

11. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

12. It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission rules, give notice of the hearing, either individually or, if feasible, and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594 of the rules.

Adopted: April 19, 1972.

Released: April 27, 1972.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>5</sup>

[SEAL] BEN F. WAPLE,  
Secretary.

[FR Doc. 72-6659 Filed 5-1-72; 8:49 am]

<sup>5</sup> Commissioners Johnson and H. Rex Lee absent.

[Report 593]

## COMMON CARRIER SERVICES INFORMATION<sup>1</sup>

### Domestic Public Radio Services Applications Accepted for Filing<sup>2</sup>

APRIL 24, 1972.

Pursuant to §§ 1.227(b)(3) and 21.30(b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business 1 business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cutoff dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

<sup>1</sup> All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations and other requirements.

<sup>2</sup> The above alternative cutoff rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio, and Local Television Transmission Services (Part 21 of the rules).

7328-C2-ML-72—Pacific Telephone & Telegraph Co. (KMA829), change the offset frequencies of 35.58 MHz at location No. 4: 8 miles northeast of San Diego Civic Center, Murray Lake Hill, Calif.; location No. 8: 695 East Main Street, El Cajon, CA, and location No. 11: On North Torrey Pines Road, near Genesee Avenue, San Diego, Calif.

7329-C2-P-72—General Telephone Co. of Kentucky (KIY450), for additional facilities to operate on 152.66 MHz located at 151 Walnut Street, Lexington, KY.

7330-C2-P-(2)-72—AAA Telephone Answering Service and Medical Exchange, Inc. (KLB781), for additional facilities to operate on 454.200 and 454.225 MHz at a new site described as location No. 3: The Louisiana National Bank Building, Baton Rouge, La.

7334-C2-P-72—Houston Mobilphone, Inc. (New), for a new two-way station to be located at 1.55 miles north of junction U.S. Highway No. 75 and Ranch Road 1097, Willis, Tex., to operate on 152.18 MHz.

7335-C2-P-72—Service Unlimited, Inc. (KIY449), for additional facilities to operate on 152.09 MHz at location No. 4: North Carolina Baptist Hospital, Winston-Salem, N.C.

7397-C2-AL-72—Northern Mobile Telephone Co., consent to assignment of license from Northern Mobile Telephone Co., assignor, to Airsignal International, Inc., assignee. Station: (KQB688) Hincley, Ohio.

7398-C2-P-(2)-72—Zipcall (KCB980), for additional facilities to operate on 43.58 MHz at a new site described as location No. 7: Wood Hill, Andover, Mass., and another new site described as location No. 8: Northeast corner of intersection of Routes No. 24 and No. 123, Brockton, Mass.

7399-C2-P-(2)-72—Electrocom Corp. (KCB891), for additional facilities to operate on 35.58 MHz at new sites described as location No. 4: Northeast corner of intersection of Routes No. 24 and No. 123, Brockton, Mass., and location No. 5: 0.7 mile west of Priscilla Beach, Manomet, Mass.

7400-C2-P-72—Electrocom Corp. (New), for a new one-way station to be located at Copicut Hill, end of Tower Road, Fall River, Mass., to operate on 158.70 MHz.

7401-C2-P-72—Radio Relay Corp. (KSC645), relocate facilities operating on 35.58 MHz at location No. 2 to: 5461 Northeast River Road, Chicago, Ill.

7402-C2-JC-72—Sweeney-Old Ocean Telephone Co., consent to transfer of control from O. K. Hitchcock and Mildred Hitchcock, transferor, to: T. C. Inc., transferee. Station: KLB574 Sweeney, Tex.

7140-C2-P-(4)-72—Radio Relay Corp. (KQC884), for additional facilities to operate on 35.22 MHz at location No. 1: Broderick Tower Building, 10 Witherell Street, Detroit, MI, location No. 2: 28 North Saginaw, Pontiac, MI, location No. 3: 67 Cass Avenue, Mount Clemens, MI, and location No. 4: Pelham and Wick Roads, Taylor, Mich.

7403-C2-P-72—Imperial Communications Corp. (KMA262), relocate facilities operating on 152.18 MHz from location No. 4 to location No. 1: Mount Soledad, San Diego, Calif.

7416-C2-P-72—Allegheny Mobile Telephone Co., Inc. (KWB370), for additional facilities to operate on 158.70 MHz located at WECO-TV Tower, 750 Ivory Avenue, Pittsburgh, PA.

7420-C2-MP-(2)-72—Zipcall (KTS212), replace transmitter and change the antenna system for facilities operating on 35.22 MHz located at Copicut Hill, Fall River, Mass.

7421-C2-MP-72—Zipcall (KTS212), change frequency to 43.58 MHz; replace transmitter and change the antenna system located at Copicut Hill, Fall River, Mass.

7438-C2-P-(2)-72—Mobilphone Corp. (KBS663), for additional facilities to operate on 454.300 and 454.350 MHz located at 650-26th Avenue SE, Minneapolis, MN.

7439-C2-AL-72—Union Telephone Co., consent to assignment of license from Union Telephone Co., assignor, to: Maine State Telephone Co., assignee. Station: KCI298 Union, Maine.

7440-C2-AL-72—Metro-Radiophone of Janesville, consent to assignment of license from Philip J. Reuter, doing business as Metro-Radiophone of Janesville, assignor, to Metro Radiophone of Wisconsin, Inc., assignee. Station: KSV997 Janesville, Wis.

7441-C2-P-(4)-72—Mobilphone (KSV978), for additional facilities to operate on 152.24 MHz at new sites described as location No. 2: Union Bank Square, Fifth and Figueroa Streets, Los Angeles, Calif.; location No. 3: San Pedro Hill, San Pedro, Calif.; location No. 4: 1518 Skyline Road, La Habra, CA; and location No. 5: Oat Mountain, Los Angeles, Calif.

7457-C2-P-72—South Central Bell Telephone Co. (KKI453), change the antenna system and relocate facilities operating on 152.63 MHz to approximately 2.5 miles southeast of Jennings, La.

7458-C2-P-72—Answer Iowa, Inc. (KSV946), relocate facilities operating on 158.70 MHz to 6.1 miles southeast of Dubuque, Iowa.

7459-C2-P-72—Answer Iowa, Inc. (New), for a new two-way station to be located at 6.1 miles southeast of Dubuque, Iowa, to operate on 152.03 MHz.

7460-C2-JC-72—Sigma Communications Corp., consent to transfer of control from Harvey A. Ottenstein, transferor, to Philip Becker and William Becker, transferees. Station: KCC484 West Hartford, Conn.

4887-C2-R-72—The Chesapeake & Potomac Telephone & Telegraph Co. (KWA641), renewal of developmental license expiring May 14, 1972. Term: May 14, 1972, to May 14, 1973.

#### Major Amendment

2953-C2-P-(3)-72—Empire Communications Co. (KLF595), correct to read: For a new one-way station to be located at McDonald Forest, 4 miles north of Corvallis, Oreg., to operate on base frequency 152.24 MHz with control facilities at location No. 2: 112 East Sixth Avenue, Eugene, Oreg., on 75.54 MHz and location No. 3: 161 High Street, Salem, Oreg., on 75.54 MHz see public notice No. 571, dated November 22, 1971.

2953-C2-P-(3)-72—Empire Communications Co. (New), amend to change control frequencies at location No. 2 and location No. 3 to 75.98 MHz. See public notice No. 571, dated November 22, 1971.

INFORMATIVE: It appears that the following applications may be mutually exclusive and subject to the Commission's rules regarding ex parte presentations, by reasons of potential electrical interference.

#### Frequency 152.24 MHz

##### Pennsylvania

Telephone Answering Exchange, KGI781, 2523-C2-P-72.

Radio Broadcasting Co., New, 3282-C2-P-72.

#### Frequency 158.10 MHz

##### New Jersey

New Jersey Bell Telephone Co., New, 5813-C2-P-68.

West Jersey Telephone Co., New, 2582-P-69.

#### POINT-TO-POINT MICROWAVE RADIO SERVICE

INFORMATIVE: Applicant, MCI Mid-Continent Communications, Inc., is modifying its original proposal for Specialized Common Carrier Radio Service between Denver, Colo., and Minneapolis, Minn., by filing 41 new applications below.

7336-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 38, Soldier, Iowa. C.P. for a new station 4.1 miles east of Soldier, Iowa at latitude 41°59'04" N., longitude 95°42'06" W. Frequencies 6152.8V MHz on azimuth 171°23' toward Woodbine, Iowa, and 6004.5V MHz on azimuth 322°49' toward Holly Springs, Iowa.

7337-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 39, Holly Springs, Iowa. C.P. for a new station 3.8 miles east of Holly Springs, Iowa at latitude 42°16'36" N., longitude 96°00'02" W. Frequencies 6197.2H MHz on azimuth 142°37' toward Soldier, Iowa, and 6197.2V MHz on azimuth 331°38' toward Merrill, Iowa.

7338-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 40, Merrill, Iowa. C.P. for a new station 7.5 miles south of Merrill, Iowa at latitude 42°35'34" N., longitude 96°13'54" W. Frequencies 6004.5V MHz on azimuth 151°29' toward Holly Springs, Iowa, 5974.8H MHz on azimuth 26°06' toward Le Mars, Iowa, and 11,665.0H MHz, 11,265.0H MHz on azimuth 231°55' toward Sioux City, Iowa.

7339-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 42, Le Mars, Iowa. C.P. for a new station 11.3 miles northeast of Le Mars, Iowa, at latitude 42°55'33" N., longitude 06°00'34" W. Frequencies 6256.5H MHz on azimuth 206°16' toward Merrill, Iowa, 6197.2V MHz on azimuth 328°51' toward Hill, Iowa, and 6197.2H MHz on azimuth 65°29' toward Pringhar, Iowa.

7340-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 43, Hill, Iowa. C.P. for a new station 3 miles southwest of Hull, Iowa, at latitude 43°10'14" N., longitude 96°12'42" W. Frequencies 5974.8V MHz on azimuth 148°43' toward Le Mars, Iowa, and 6034.2H MHz on azimuth 310°38' toward Canton, Iowa.

7341-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 46, Primghar, Iowa. C.P. for a new station 3.2 miles southwest of Primghar, Iowa, at latitude 43°02'36" N., longitude 95°39'24" W. Frequencies 6034.2H MHz on azimuth 245°43' toward Le Mars, Iowa, and 6123.1V MHz on azimuth 83°28' toward Royal, Iowa.

7342-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 47, Royal, Iowa. C.P. for a new station 1.8 miles west-northwest of Royal, Iowa, at latitude 43°04'16" N., longitude 95°19'13" W. Frequencies 6226.9V MHz on azimuth 263°42' toward Primghar, Iowa, and 6226.9V MHz on azimuth 31°47' toward Milford, Iowa.

7343-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 48, Milford, Iowa. C.P. for a new station 1.9 miles east-southeast of Milford, Iowa, at latitude 43°19'06" N., longitude 95°06'36" W. Frequencies 5974.8V MHz on azimuth 211°56' toward Royal, Iowa, and 5974.8H MHz on azimuth 60°34' toward Esterville, Iowa.

7344-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 49, Esterville, Iowa. C.P. for a new station 1.5 miles north of Esterville, Iowa, at latitude 43°26'03" N., longitude 94°49'39" W. Frequencies 6197.2H MHz on azimuth 240°46' toward Milford, Iowa, and 6197.2V MHz on azimuth 30°08' toward Sherburn, Minn.

7345-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 50, Sherburn, Minn. C.P. for a new station 1.7 miles east of Sherburn, Minn., at latitude 43°39'22" N., longitude 94°39'00" W. Frequencies 6004.5V MHz on azimuth 210°15' toward Esterville, Iowa, and 6004.5V MHz on azimuth 31°07' toward Truman, Minn.

7346-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 51, Truman, Minn. C.P. for a new station 2.8 miles north-northwest of Truman, Minn., at latitude 43°51'33" N., longitude 94°28'50" W. Frequencies 6226.9H MHz on azimuth 211°14' toward Sherburn, Minn., and 6226.9V MHz on azimuth 60°18' toward Vernon Center, Minn.

7347-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 52, Vernon Center, Minn. C.P. for a new station 1.4 miles north of Vernon Center, Minn., at latitude 43°59'16" N., longitude 94°10'02" W. Frequencies 5974.8V MHz on azimuth 240°31' toward Truman, Minn., and 5945.2H MHz on azimuth 70°02' toward St. Clair, Minn.

7348-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 53, St. Clair, Minn. C.P. for a new station 2.6 miles east of St. Clair, Minn., at latitude 44°05'00" N., longitude 93°48'00" W. Frequencies 6197.2H MHz on azimuth 250°18' toward Vernon Center, Minn., and 6197.2V MHz on azimuth 74°03' toward Medford, Minn.

7349-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 54, Medford, Minn. C.P. for a new station 9.6 miles west of Medford, Minn., at latitude 44°09'19" N., longitude 93°26'52" W. Frequencies 6004.5V MHz on azimuth 254°18' toward St. Clair, Minn., and 6004.5H MHz on azimuth 42°26' toward Northfield, Minn.

7350-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 55, Northfield, Minn. C.P. for a new station 4.2 miles south of Northfield, Minn., at latitude 44°22'49" N., longitude 93°09'38" W. Frequencies 6226.9H MHz on azimuth 222°38' toward Medford, Minn., and 6226.9V MHz on azimuth 28°23' toward Hampton, Minn.

7351-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 56, Hampton, Minn. C.P. for a new station 0.5-mile east-northeast of Hampton, Minn., at latitude 44°36'40" N., longitude 92°59'09" W. Frequencies 5974.8V MHz on azimuth 208°31' toward Northfield, Minn., and 4130.0H MHz on azimuth 319°38' toward Coates, Minn.

7352-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 57, Coates, Minn. C.P. for a new station 8.7 miles northwest of Coates, Minn., at latitude 44°47'17" N., longitude 93°11'50" W. Frequencies 4170.0H MHz on azimuth 139°30' toward Hampton, Minn., and 6226.9H MHz on azimuth 25°31' toward St. Paul, Minn.

7353-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 60, Murdock, Nebr. C.P. for a new station 3.6 miles west-northwest of Murdock, Nebr., at latitude 40°56'17" N., longitude 96°20'58" W. Frequencies 6404.8V MHz on azimuth 51°02' toward Springfield, Nebr., and 6197.2V MHz on azimuth 230°31' toward Cheney, Nebr.

7354-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 61, Cheney, Nebr. C.P. for a new station 3 miles north-northwest of Cheney, Nebr., at latitude 40°45'53" N., longitude 96°37'32" W. Frequencies 5974.8V MHz on azimuth 50°20' toward Murdock, Nebr., and 6004.5H MHz on azimuth 186°07' toward Cortland, Nebr., and 11665.0H and 11225.0H MHz on azimuth 308°27' toward Lincoln, Nebr.

7355-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 63, Cortland, Nebr. C.P. for a new station 2.4 miles southeast of Cortland, Nebr., at latitude 40°29'07" N., longitude 96°39'53" W. Frequencies 6286.2H MHz on azimuth 06°05' toward Cheney, Nebr., and 6197.2V MHz on azimuth 220°54' toward Plymouth, Nebr.

7356-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 64, Plymouth, Nebr. C.P. for a new station 5.2 miles east-southeast of Plymouth, Nebr., at latitude 40°16'48" N., longitude 96°53'48" W. Frequencies 5974.8H MHz on azimuth 40°45' toward Cortland, Nebr., and 5945.2V MHz on azimuth 197°24' toward Lanham, Nebr.

7357-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 65, Lanham, Nebr. C.P. for a new station 3.8 miles west-northwest of Lanham, Nebr., at latitude 40°01'24" N., longitude 96°56'24" W. Frequencies 6226.9V MHz on azimuth 07°22' toward Plymouth, Nebr., and 6197.2H MHz on azimuth 212°22' toward Washington, Kans.

7358-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 66, Washington, Kans. C.P. for a new station 3.1 miles west-southwest of Washington, Kans., at latitude 39°48'42" N., longitude 97°06'50" W. Frequencies 5945.2H MHz on azimuth 32°16' toward Lanham, Nebr., and 5945.2V MHz on azimuth 250°58' toward Cuba, Kans.

7359-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 67, Cuba, Kans. C.P. for a new station 5.5 miles southeast of Cuba, Kans., at latitude 39°44'06" N., longitude 97°24'01" W. Frequencies 6226.9V MHz on azimuth 70°47' toward Washington and 6226.9H MHz on azimuth 268°54' toward Scandia, Kans.

7360-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 68, Scandia, Kans. C.P. for a new station 4.5 miles south-southeast of Scandia, Kans., at latitude 39°43'46" N., longitude 97°44'33" W. Frequencies 5974.8H MHz on azimuth 88°41' toward Cuba, Kans., and 5945.2V MHz on azimuth 294°28' toward Montrose, Kans.

7361-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 69, Montrose, Kans. C.P. for a new station 4 miles north-northeast of Montrose, Kans., at latitude 39°50'37" N., longitude 98°04'09" W. Frequencies 6226.9V MHz on azimuth 114°16' toward Scandia, Kans., and 6345.5V MHz on azimuth 296°53' toward North Branch, Kans.

7362-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 70, North Branch, Kans. C.P. for a new station 4.9 miles west-northwest of North Branch, Kans., at latitude 39°59'42" N., longitude 98°27'33" W. Frequencies 6004.5V MHz on azimuth 116°38' toward Montrose, Kans., and 5945.2V MHz on azimuth 265°09' toward Reamsville, Kans.

7363-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 71, Reamsville, Kans. C.P. for a new station 2.8 miles north-northwest of Reamsville, Kans., at latitude 39°57'58" N., longitude 98°53'24" W. Frequencies 6226.9V MHz on azimuth 84°53' toward North Branch, Kans., and 6197.2H MHz on azimuth 257°33' toward Phillipsburg, Kans.

7364-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 72, Phillipsburg, Kans. C.P. for a new station 8.8 miles north of Phillipsburg, Kans., at latitude 39°53'36" N., longitude 99°18'48" W. Frequencies 5974.8H MHz on azimuth 77°17' toward Reamsville, Kans., and 5945.2V MHz on azimuth 280°40' toward Almena, Kans.

7365-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 73, Almena, Kans. C.P. for a new station 4.7 miles north-northwest of Almena, Kans., at latitude 39°57'18" N., longitude 99°44'40" W. Frequencies 6226.9V MHz on azimuth 100°23' toward Phillipsburg, Kans., and 6197.2H MHz on azimuth 252°29' toward Norcorator, Kans.

7366-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 74, Norcorator, Kans. C.P. for a new station 0.8 mile northeast of Norcorator, Kans., at latitude 39°50'48" N., longitude 100°11'10" W. Frequencies 5974.8H MHz on azimuth 72°12' toward Almena, Kans., and 5945.2V MHz on azimuth 272°40' toward Oberlin, Kans.

7367-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 75, Oberlin, Kans. C.P. for a new station 7.2 miles north-northwest of Oberlin, Kans., at latitude 39°51'46" N., longitude 100°39'46" W. Frequencies 6226.9V MHz on azimuth 92°21' toward Norcorator, Kans., and 6197.2H MHz on azimuth 283°18' toward Atwood, Kans.

7368-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 80, De Nova, Colo. C.P. for a new station 1.2 miles south-southwest of De Nova, Colo., at latitude 39°50'45" N., longitude 102°58'57" W. Frequencies 5974.8H MHz on azimuth 94°46' toward Abart, Colo., and 5945.2V MHz on azimuth 268°41' toward Lindon, Colo.

7369-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 81, Lindon, Colo. C.P. for a new station 6.8 miles north-northeast of Lindon, Colo., at latitude 39°50'18" N., longitude 103°22'09" W. Frequencies 6197.2V MHz on azimuth 88°26' toward De Nova, Colo., and 6226.9H MHz on azimuth 250°06' toward Last Chance, Colo.

7370-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 82, Last Chance, Colo. C.P. for a new station 11.4 miles west-southwest of Last Chance, Colo., at latitude 39°42'58" N., longitude 103°48'12" W. Frequencies 5945.2H MHz on azimuth 69°49' toward Lindon, Colo., and 5974.8V MHz on azimuth 246°06' toward Deer Trail, Colo.

7371-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 83, Deer Trail, Colo. C.P. for a new station 4.9 miles west-southwest of Deer Trail, Colo., at latitude 39°36'00" N., longitude 104°08'26" W. Frequencies 6197.2V MHz on azimuth 65°53' toward Last Chance, Colo., and 6225.9H MHz on azimuth 291°19' toward Watkins, Colo.

7372-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 84, Watkins, Colo. C.P. for a new station 6.3 miles southeast of Watkins, Colo., at latitude 39°42'18" N., longitude 104°29'26" W. Frequencies 6123.1H MHz on azimuth 111°06' toward Deer Trail, Colo., and 5945.2V MHz on azimuth 308°41' toward East Lake, Colo., and 5974.8H on azimuth 179°55' toward Kiowa, Colo.

7373-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 89, Kiowa, Colo. C.P. for a new station 3.9 miles north-northwest of Kiowa, Colo., at latitude 39°24'14" N., longitude 104°29'24" W. Frequencies 6345.5H MHz on azimuth 359°55' toward Watkins, Colo., and 6226.9H MHz on azimuth 222°23' toward Greenland, Colo.

7374-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 93, Pinon, Colo. C.P. for a new station 2.8 miles southwest of Pinon, Colo., at latitude 38°25'29" N., longitude 104°39'29" W. Frequencies 5974.8H MHz on azimuth 332°47' toward Colorado Springs R., Colo., and 10,735.0V MHz on azimuth 165°41' toward Pueblo, Colo.

7375-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 96, Buckingham, Iowa. C.P. for a new station 3 miles northeast of Buckingham, Iowa, at latitude 42°17'50" N., longitude 92°24'01" W. Frequencies 6197.2H MHz on azimuth 209°18' toward Toledo, Iowa, and 6226.9V MHz on azimuth 12°44' toward Waterloo, Iowa.

7376-C1-P-72—MCI Mid-Continent Communications, Inc. (New), site 97, Monmouth, Iowa. C.P. for a new station 3.3 miles northwest of Monmouth, Iowa, at latitude 42°06'43" N., longitude 90°55'48" W. Frequencies 6123.1V MHz on azimuth 178°39' toward Bennett, Iowa, and 5945.2H MHz on azimuth 13°49' toward Peosta, Iowa.

7433-C1-P-72—Northwestern Bell Telephone Co. (KAK63), 409 First Avenue North, Fargo, ND. Latitude 46°52'39" N., longitude 96°47'05" W. C.P. to add 10,855H MHz toward Fargo (KPEME-TV Studies), N. Dak.

7434-C1-P-72—New Jersey Bell Telephone Co. (KEK95), Paterson-Hamburg Turnpike, W/O Benwell Avenue, Wayne Township, N.J. C.P. to change 6137.9V to 5987.5V MHz toward Pan-Am Building, N.Y.

7435-C1-P-72—New Jersey Bell Telephone Co. (KOA46), 639 Main Street, Paterson, NJ. Latitude 40°54'14" N., longitude 74°10'07" W. C.P. to change 10,795V to 12,737.5V MHz toward West Paterson, N.J.

7436-C1-MP-72—Florida Telephone Corp. (KIV81), Railroad Avenue, Montverde, Fla. Latitude 28°36'04" N., longitude 81°40'30" W. Modification of C.P. to change 10,835V to 10,755V MHz toward Winter Garden, Fla.

7437-C1-MP-72—Florida Telephone Corp. (KIO44), 33 North Main Street, Winter Garden, FL. Latitude 28°34'02" N., longitude 81°35'09" W. Modification of C.P. to change 11,605V to 11,525V MHz toward Montverde, Fla.

INFORMATIVE: Nebraska Consolidated Communications Corp. is modifying its original proposal for specialized common carrier service to major cities in a 13-State area on the Mid. & S. by filing 14 new applications for an extension from Scottsbluff, Nebr., to Phoenix, Ariz., with service to intermediate stations at Cheyenne, Wyo., Denver, Colo., and Flagstaff, Ariz.

7443-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station near summit of Castle Rock, Wyo., at latitude 41°42'30" N., longitude 104°22'15" W. Frequencies 6063.8V MHz on azimuth 216°42' and 6152.8H MHz on azimuth 66°59'.

7444-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station 4 miles north-northeast of Pole Creek Reservoir, Wyo., at latitude 41°21'50" N., longitude 104°42'40" W. Frequencies 6315.9V MHz on azimuth 36°28' and 6197.2H MHz on azimuth 217°17'.

7445-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station approximately 3 miles west-southwest of Cheyenne, Wyo., at latitude 41°07'45" N., longitude 104°56'50" W. Frequencies 6034.2H MHz on azimuth 274°07', 6063.8H MHz on azimuth 37°08'.

7446-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station 6 miles west-northwest of Buford, Wyo., at latitude 41°09'12" N., longitude 105°24'27" W. Frequencies 6404.8V MHz on azimuth 258°58' and 6226.9V MHz on azimuth 93°49'.

7447-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station 1 mile west of Gramma, Wyo., Fox Park, Wyo., at latitude 41°02'27" N., longitude 106°09'02" W. Frequencies 6034.2H MHz on azimuth 258°58' and 6152.8V MHz on azimuth 78°28'.

7448-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station near summit of Lake Guard Station, Buffalo Pass, Colo., at latitude 40°32'14" N., longitude 106°40'43" W. Frequencies 6197.2V MHz on azimuth 218°34' and 6286.2H MHz on azimuth 38°14'.

7449-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station 10 miles north of Meeker, Colo., Magnetic Mountain, Colo., at latitude 40°11'50" N., longitude 107°56'06" W. Frequencies 5974.8V MHz on azimuth 250°55' and 5945.2V on azimuth 70°06'.

7450-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station near west side of Scales Lake No. 2, Island Lake, Colo., at latitude 39°02'35" N., longitude 108°01'06" W. Frequencies 6345.5V on azimuth 183°13' and 6226.9V MHz on azimuth 03°10'.

7451-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station 15 miles east-northeast of Nuclea, Colo., Raspberry Creek, Colo., at latitude 38°18'55" N., longitude 108°11'55" W. Frequencies 6152.8H MHz on azimuth 191°02' and 6093.5V on azimuth 10°56'.

7452-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station near summit of Abajo Peak, Abajo Peak, Utah, at latitude 37°50'25" N., longitude 109°27'40" W. Frequencies 6226.9H MHz on azimuth 244°56' and 6345.5H MHz on azimuth 64°10'.

7453-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station 13 miles north of Shonto, Ariz., Zilner Mesa, Ariz., at latitude 36°47'00" N., longitude 110°38'05" W. Frequencies 6152.8V MHz on azimuth 221°56' and 5974.8H MHz on azimuth 41°13'.

7454-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station near summit of Elden Mountain, Elden Mountain, Ariz., at latitude 35°14'30" N., longitude 111°36'35" W. Frequencies 6404.8V MHz on azimuth 212°06' and 6404.8V MHz on azimuth 26°52'.

7455-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station near summit of Tower Mountain, Ariz., at latitude 34°14'05" N., longitude 112°21'59" W. Frequencies 6123.1V MHz on azimuth 159° and 6152.8V on azimuth 31°40'.

7456-C1-P-72—Nebraska Consolidated Communications Corp. (New), C.P. for a new fixed station at 17453 North 25th Avenue, Phoenix, AZ., at latitude 33°39'35" N., longitude 112°06'35" W. Frequency 6286.2V MHz on azimuth 339°40'.

86-C1-P-72—Hawaiian Telephone Co. (KUQ93), temporary fixed. Renewal of license expiring May 23, 1972. Term: May 23, 1972, to May 23, 1973.

7323-C1-P-72—Colony Communications, Inc. (New), Casino Building, Fishkill, N.Y. Latitude 41°29'19" N., longitude 73°56'44" W. C.P. for a new station on frequencies 2150.20(Aural) 2152.325 (Visual) 2150.20(Aural) toward various receiving points of system and 2154.00(Aural) 2158.50 (Visual) toward various receiving points of system.

7324-C1-P-72—North State Signal, Inc. (New), 201 North Elm Street, Greensboro, NC. Latitude 36°03'54" N., longitude 79°47'27" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20(Aural) toward various receiving points of system and 2158.50 (Visual) 2154.00(Aural) toward various receiving points of system.

7325-C1-P-72—North State Signal, Inc. (New), 320 Hillsboro Street, Raleigh, NC. Latitude 35°46'50" N., longitude 78°38'41" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20(Aural) toward various receiving points of system and 2158.50 (Visual) 2154.00 (Aural) toward various receiving points of system.

7326-C1-P-72—North State Signal, Inc. (New), southwest corner, Fourth and Cherry Streets, Winston-Salem, N.C. Latitude 36°05'52" N., longitude 80°14'51" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20(Aural) toward various receiving points of system and 2158.50 (Visual) 2154.00(Aural) toward various receiving points of system.

7327-C1-P-72—North State Signal, Inc. (New), 111 Corcoran Street, Durham, N.C. Latitude 35°59'46" N., longitude 78°54'10" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20 (Aural) toward various receiving points of system and 2158.50 (Visual) 2154.00 (Aural) toward various receiving points of system.

7331-C1-P-72—Microwave Relay Services, Inc. (New), corner Bull and Bryan Streets, Savannah, Ga. Latitude 32°45'0" N., longitude 81°5'31" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20 (Aural) toward various receiving points of the system and 2158.50 (Visual) 2154.00 (Aural) toward various receiving points of the system.

7332-C1-P-72—Microwave Relay Services, Inc. (New), northeast corner Broad and Seventh Streets, Augusta, Ga. Latitude 33°28'29" N., longitude 81°57'48" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20 (Aural) toward various receiving points of the system and 2158.50 (Visual) 2154.00 (Aural) toward various receiving points of the system.

7333-C1-P-72—Mr. Howard S. Kloitz and Mr. William Corbus (New), Parsonage Hill, 7 miles east-southeast of New Haven, Conn. Latitude 41°22'08" N., longitude 72°48'34" W. C.P. for a new station on frequencies 2152.325 (Visual) 2150.20 (Aural) toward various receiving points of the system and 2158.50 (Visual) 2154.00 (Aural) toward various receiving points of the system.

The following applicants propose to establish omnidirectional facilities for the provision of common carrier "Subscriber-Programmed" Television service.

7406-C1-P-72—American Television and Communications Corp. (New), on ridge east edge of Reading, Pa. Latitude 40°20'15" N., longitude 75°53'51" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7407-C1-P-72—American Television and Communications Corp. (New), 3.5 miles southeast of Charleston, W. Va. Latitude 38°17'15" N., longitude 81°36'15" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7408-C1-P-72—American Television and Communications Corp. (New), at intersection of Cedars of Lebanon Drive and Keel Street, Jackson, Miss. Latitude 32°22'24" N., longitude 90°09'10" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points of the system.

7409-C1-P-72—American Television and Communications Corp. (New), 7 miles northwest of Melbourne, Fla. Latitude 28°08'53" N., longitude 80°42'13" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7410-C1-P-72—American Television and Communications Corp. (New), northeast section of Orlando-Winter Park area, Fla. Latitude 28°36'25" N., longitude 81°19'35" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7411-C1-P-72—American Television and Communications Corp. (New), east edge of Savannah, Ga. Latitude 32°03'30" N., longitude 81°02'40" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7412-C1-P-72—American Television and Communications Corp. (New), 4 miles west of Fayetteville, N.C. Latitude 35°02'42" N., longitude 78°58'47" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

The following applicants propose to establish omnidirectional facilities for the provision of common carrier "Subscriber-Programmed" Television service.

7413-C1-P-72—American Television and Communications Corp. (New), east side near junction of two railroad tracks, Raleigh, N.C. Latitude 35°48'13" N., longitude 78°37'33" W.

C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7414-C1-P-72—American Television and Communications Corp. (New), east side of South Aycock Street, north side of West Lee Street, Greensboro, N.C. Latitude 36°08'48" N., longitude 79°48'54" W. C.P. for a new station on frequencies 2150.20 (Aural) and 2152.325 (Visual) toward various receiving points within the system and 2154.00 (Aural) and 2158.50 (Visual) toward various receiving points within the system.

7415-C1-P-72—KTOK Radio, Inc. (New), Fourth National Bank Building, Sixth and Boulder Streets, Tulsa, Okla. Latitude 36°09'01" N., longitude 95°59'25" W. C.P. for a new station on frequencies 2158.500 (Visual) and 2154.00 (Aural) toward various receiving points of system and 2152.325 (Visual) and 2150.20 (Aural) toward various receiving points within the system.

INFORMATIVE: It appears that the following applications may be mutually exclusive subject to the Commission's rules regarding ex parte presentations, reasons of potential electrical interference.

#### North Carolina—Durham

Midwest Corp. (New), File No. 5050-C1-P-72.

North State Signal, Inc. (New), File No. 7327-C1-P-72.

#### North Carolina—Winston-Salem

North State Signal, Inc. (New), File No. 7326-C1-P-72.

Midwest Corp. (New), File No. 5049-C1-P-72.

Services Unlimited, Inc. (New), File No. 6382-C1-P-72.

#### North Carolina—Raleigh

North State Signal, Inc. (New), File No. 7325-C1-P-72.

Midwest Corp. (New), File No. 5051-C1-P-72.

#### North Carolina—Greensboro

North State Signal, Inc. (New), File No. 7324-C1-P-72.

Midwest Corp. (New), File No. 5048-C1-P-72.

#### Florida—Orlando

American Television & Communications Corp. (New), File No. 7410-C1-P-72.

Howard S. Kloitz/William Corbus (New), File No. 5579-C1-P-72.

Microwave Relay Services, Inc. (New), File No. 6101-C1-P-72.

#### Georgia—Savannah

American Television & Communications Corp. (New), File No. 7411-C1-P-72.

Microwave Relay Services, Inc. (New), File No. 7331-C1-P-72.

#### North Carolina—Raleigh

American Television & Communications Corp. (New), File No. 7413-C1-P-72.

North State Signal, Inc. (New), File No. 7325-C1-P-72.

Midwest Corp. (New), File No. 5051-C1-P-72.

#### North Carolina—Greensboro

American Television & Communications Corp. (New), File No. 7414-C1-P-72.

Midwest Corp. (New), File No. 5048-C1-P-72.

North State Signal, Inc. (New), File No. 7324-C1-P-72.

#### Oklahoma—Tulsa

KTOK Radio, Inc. (New), 7415-C1-P-72.

United Video, Inc. (New), File No. 5064-C1-P-72.

Golden Peso (New), File No. 7242-C1-P-72.

## Major Amendments

INFORMATIVE: Applicant, MCI Mid-Continent Communications, Inc., is amending 25 of its previously filed applications for authority to construct a new specialized common carrier system in a six-State area from Minneapolis, Minn., to Denver, Colo., via Omaha, Nebr. The applications now being amended were originally filed on June 12, 1970 (public notice June 22, 1970), October 8, 1970 (public notice October 19, 1970), and December 22, 1971 (public notice January 17, 1972). Four of these amendments were filed on June 12, 1970, and amended on December 22, 1971. One amendment was filed on June 12, 1970, and amended on October 8, 1970.

8242-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 15, Woodbine, Iowa, at latitude 41°42'11" N., longitude 95°38'41" W. Add frequency 6040.8V MHz on azimuth 351°25' toward Soldier, Iowa. All other particulars the same as reported in public notice, Report No. 579 dated January 17, 1972.

8281-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 41, Sioux City, Iowa, at latitude 42°29'38" N., longitude 96°24'07" W. Correct frequencies and azimuths to 10,735.0V MHz and 11,135.0V MHz on azimuth 51°48' toward Merrill, Iowa. Delete frequencies 6226.9 MHz, 6345.5 MHz on azimuth 169°42'.

8285-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 44, Canton, Iowa. Change proposed station location to a new station 4.9 miles north-northeast of Canton, Iowa, at latitude 43°21'14" N., longitude 96°30'18" W. Correct frequencies and azimuths to 6315.9V MHz on azimuth 130°26' toward Hull, Iowa, and 6226.9V MHz on azimuth 320°40' toward Sioux Falls, S. Dak. Delete Wilmont as a point of communication. Delete frequencies 6004.5 MHz, 6123.1 MHz on azimuth 234°30' and 6034.2 MHz, 6152.8 MHz on azimuth 85°54'.

8284-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 45, Sioux Falls, South Falls, S. Dak. C.P. for a new station at latitude 43°32'57" N., longitude 96°43'31" W. Correct frequencies and azimuths to 6004.5V MHz on azimuth 140°31' toward Canton, Iowa. Delete Beresford and Hardwick as points of communication. Delete frequencies 6286.2 MHz, 6404.8 MHz on azimuth 181°06' and 6286.2 MHz, 6404.8 MHz on azimuth 54°12'.

8290-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 58, St. Paul, Minn. Change proposed station location to a new station at Fourth and Minnesota Streets, St. Paul, Minn., at latitude 44°56'48" N., longitude 93°05'26" W. Correct frequencies and azimuths to 5974.8V MHz on azimuth 205°36' toward Coates, Minn., and 10,775.0V MHz and 11,175.0V MHz on azimuth 283°00' toward Minneapolis, Minn. Delete New Sweden as a point of communication. Delete frequencies 6256.5 MHz, 6375.2 MHz on azimuth 252°30' and 6271.4 MHz, 6390.0 MHz 16°40'.

8291-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 59, Minneapolis, Minn. Change proposed station location to a new station at Seventh and Marquette Avenue at latitude 44°58'34" N., longitude 93°16'16" W. Correct frequencies and azimuths to 11,625.0V MHz and 11,225.0V MHz on azimuth 102°52' toward St. Paul, Minn. Delete Lonsdale as a point of communication. Delete frequencies 6019.3 MHz and 6137.9 MHz on azimuth 196°48'.

8253-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 12, Springfield, Nebr., at latitude 41°06'30" N., longitude 96°04'14" W. Add frequency 6152.8V MHz on azimuth 231°13' toward Murdock, Nebr. All other particulars the same as reported in public notice, Report No. 579 dated January 17, 1972.

8252-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 62, Lincoln, Nebr. C.P. for a new station at latitude 40°48'40" N., longitude 96°42'09" W. Correct azimuths and frequencies to 10,735.0V MHz and 11,135.0V MHz on azimuth 128°24' toward Cheney, Nebr. Delete Crete and Alvo as points of communication. Delete frequencies 11,325.0 MHz and 11,565.0 MHz on azimuth 243°18' and 11,605.0V MHz on azimuth 71°27'.

8244-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 76, Atwood, Kans. Change proposed station location to 11.6 miles north-northwest of Atwood, Kans., at latitude 39°57'2" N., longitude 101°10'00" W. Correct azimuths and frequencies to 5974.8V MHz on azimuth 102°58' toward Oberlin, Kans., and 5945.2V MHz on azimuth 259°16' toward Bird City, Kans. Delete Curtis as a point of communication. Delete frequencies 5974.8 MHz and 6093.5 MHz on azimuth 254°28' and 5945.2 MHz and 6063.8 MHz on azimuth 29°10'.

## MAJOR AMENDMENTS—Continued

8243-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 77, Bird City, Kans. Change proposed station location to 10.1 miles north-northwest of Bird City, Kans., at latitude 39°53'21" N., longitude 101°36'03" W. Correct azimuths and frequencies to 6226.9V MHz on azimuth 79°00' toward Atwood, Kans., and 6197.2V MHz on azimuth 255°50' toward Arnel, Colo. Delete Ludell as a point of communication. Delete frequencies 6226.9 MHz and 6345.5 MHz on azimuth 264°03' and 6197.2 MHz and 6315.9 MHz on azimuth 74°04'.

8242-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 78, Arnel, Colo. Change proposed station location to 0.5 mile southeast of Arnel, Colo., at latitude 39°47'28" N., longitude 102°05'57" W. Correct azimuths and frequencies to 5974.8V MHz on azimuth 75°31' toward Bird City, Kans., and 6123.1V MHz on azimuth 274°28' toward Abart, Colo. Delete frequencies 5974.8 MHz, 6093.5 MHz on azimuth 274°32' and 6004.5 MHz and 6123.1 MHz on azimuth 83°42'.

8241-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 79, Abart, Colo. Change proposed station location to 7.6 miles east-southeast of Abart, Colo., at latitude 39°49'06" N., longitude 102°34'00" W. Correct azimuths and frequencies to 6226.9V MHz on azimuth 94°10' toward Arnel, Colo., and 6197.2V MHz on azimuth 275°02' toward De Nova, Colo. Delete Lindon as a point of communication. Delete frequencies 6226.9 MHz and 6345.5 MHz on azimuth 257°26' and 6197.2 MHz and 6315.9 MHz on azimuth 94°10'.

8238-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 85, East Lake, Colo. Change proposed station location to 10.8 miles east-southeast of East Lake, Colo., at latitude 39°52'30" N., longitude 104°46'00" W. Correct azimuths and frequencies to 6197.2V MHz on azimuth 128°30' toward Watkins, Colo., 6226.9V MHz on azimuth 275°48' toward Marshall, Colo., and 6315.9V MHz on azimuth 233°12' toward Denver, Colo. Delete frequencies 5974.8 MHz, 6093.5 MHz on azimuth 302°44', 5945.2 MHz and 6063.8 MHz on azimuth 86°56', and 3730, 3890 MHz on azimuth 211°58'.

8237-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 86, Denver, Colo. C.P. for a new station at latitude 39°44'46" N., longitude 104°59'22" W. Correct azimuth and frequency to 6152.8V MHz on azimuth 53°03' toward East Lake, Colo. Delete Parker and Boulder SW. as points of communication. Delete frequencies 6212.0 MHz and 6330.7 MHz on azimuth 315°07' and 6197.2 MHz and 6315.9 MHz on azimuth 122°28'.

8236-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 87, Marshall, Colo. Change proposed station location to 3 miles south of Marshall, Colo., at latitude 39°54'39" N., longitude 105°14'13" W. Correct azimuths and frequencies to 4010.0V MHz on azimuth 349°18' toward Boulder, Colo., and 5974.8V MHz on azimuth 95°30' toward East Lake, Colo. Delete Denver as a point of communication. Delete frequencies 5989.7 MHz, and 6108.3 MHz on azimuth 134°56' and 6019.3 MHz and 6137.9 MHz on azimuth 37°14'.

8235-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 88, Boulder, Colo. C.P. for a new station at latitude 39°59'36" N., longitude 105°15'26" W. Correct azimuths and frequencies to 4130.0V MHz on azimuth 169°17' toward Marshall, Colo. Delete Boulder southwest as a point of communication. Delete frequencies 6271.4 MHz and 6390.0 MHz on azimuth 217°15'.

2030-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 90, Greenland, Colo. Change proposed station location to 5 miles east of Greenland, Colo., at latitude 39°10'27" N., longitude 104°45'33" W. Correct azimuths and frequencies to 5945.2V MHz on azimuth 42°12' toward Kiowa, Corp., and 5974.8V MHz on azimuth 190°27' toward Colorado Springs R. Delete Parker and Manitou Springs as points of communication. Delete frequencies 11,665.0 MHz, 11,425.0 MHz on azimuth 105°22' and 3770.0 MHz and 3930.0 MHz on azimuth 31°48'.

2031-C1-P-71—MCI Mid-Continent Communications, Inc. (New), Site 91, Colorado Springs R., Colo. Change proposed station location to 6 miles south-southwest of Colorado Springs, Colo., at latitude 38°44'08" N., longitude 104°51'44" W. Correct azimuths and frequencies 6197.2V MHz on azimuth 10°23' toward Greenland, Colo., 6315.9V MHz on azimuth 16°57' toward Colorado Springs, and 6197.2V MHz on azimuth 152°40' toward Pinon, Colo. Delete Pueblo as a point of communication. Delete frequencies 11,175.0 MHz and 10,935.0 MHz on azimuth 63°28', 6197.2 MHz, 6315.9 MHz on azimuth 148°50' and 10,895.0 MHz and 11,135.0 MHz on azimuth 15°16'.

## MAJOR AMENDMENTS—Continued

- 2032-C1-P-71—MCI Mid-Continent Communications, Inc. (New), Site 92, Colorado Springs, Colo. C.P. for a new station at latitude 38°50'20" N., longitude 104°49'19" W. Correct azimuths and frequencies to 6063.8V MHz on azimuth 196°59' toward Colorado Springs R. Delete Manitou Springs as a point of communication. Delete frequencies 11,665.0 MHz and 11,425.0 MHz on azimuth 243°34'.
- 2033-C1-P-71—MCI Mid-Continent Communications, Inc. (New), Site 94, Pueblo, Colo. C.P. for a new station at latitude 38°16'19" N., longitude 104°36'31" W. Correct azimuths and frequencies to 11,665.0H MHz and 11,265.0H MHz on azimuth 345°43' toward Pinon, Colo. Delete Manitou Springs as a point of communication. Delete frequencies 5974.8 MHz and 6093.5 MHz on azimuth 329°04'.
- 8247-C1-P-72—MCI Mid-Continent Communications, Inc. (New), Site 28, Toledo, Iowa, at latitude 42°00'51" N., longitude 92°36'47" W. Add frequency 5974.8H MHz on azimuth 29°09' toward Buckingham, Iowa. All other particulars the same as reported in public notice, Report No. 579, dated January 17, 1972.
- 8278-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 35, Bennett, Iowa, at latitude 41°44'21" N., longitude 90°55'06" W. Add frequency 6197.2V on azimuth 358°40' toward Monmouth, Iowa. All other particulars the same as reported in public notice, Report No. 579, dated January 17, 1972.
- 8271-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 96, Waterloo, Iowa. C.P. for a new station at latitude 42°29'41" N., longitude 92°20'24" W. Correct frequency and azimuth to 5974.8V MHz on azimuth 192°46' toward Buckingham, Iowa. Delete Garrison as a point of communication. Delete frequencies 5945.2 MHz and 6063.8 MHz on azimuth 154°36'.
- 8374-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 98, Peosta, Iowa. Change proposed station location to 1.6 miles east-northeast of Peosta, Iowa, at latitude 42°27'12" N., longitude 90°49'00" W. Correct frequencies and azimuths to 6197.2H MHz on azimuths 193°53' toward Monmouth, Iowa, and 6226.9V MHz on azimuth 62°17' toward Dubuque, Iowa. Delete Amber as a point of communication. Delete frequencies 5974.8 MHz and 6093.5 MHz on azimuth 238°12' and 5945.2 MHz and 6063.8 MHz on azimuth 325°31'.
- 8275-C1-P-70—MCI Mid-Continent Communications, Inc. (New), Site 99, Dubuque, Iowa. Change proposed antenna location to West Locust Street, Dubuque, Iowa, at latitude 42°30'30" N., longitude 90°40'30" W. Correct frequency and azimuth to 5974.8V MHz on azimuth 242°22' toward Peosta, Iowa. Delete King as a point of communication. Delete frequency 6286.2 MHz and 6404.8 MHz on azimuth 145°27'.
- 6408-C1-P-72—The Mountain States Telephone & Telegraph Co. (KLC49), change frequency toward Jemez, N. Mex., from 2117.2V to 2120.0V MHz.
- 6409-C1-P-72—The Mountain States Telephone & Telegraph Co. (KLD48), change frequency toward Albuquerque from 2167.2V to 2170.0V MHz and frequency toward Cuba, N. Mex., from 2165.6V to 2162.0H MHz. All other particulars the same as reported in public notice, Report No. 589, dated March 27, 1972.
- 5899-C1-P-72—American Telephone & Telegraph Co. (KSA81), change frequency toward Lee, Ill., from 6256.5V to 6226.9H MHz.
- 5900-C1-P-72—American Telephone & Telegraph Co., change frequency toward Norway, Ill., from 6004.5H to 5974.8V and toward Minnebago, Ill., from 6004.5H to 5974.8V MHz.
- 5901-C1-P-72—MCI Mid-Continent Communications, Inc. (KSG66), change frequency toward Lee, Ill., from 6256.5V to 6226.9H and toward Capron, Ill., from 6256.5V to 6226.9H MHz.
- 5902-C1-P-72—MCI Mid-Continent Communications, Inc. (KSG67), change frequency toward Minnebago, Ill., from 6004.5V to 5974.8H and toward Palmyra, Ill., from 6004.5V to 5974.8H MHz.
- 5903-C1-P-72—MCI Mid-Continent Communications, Inc. (KSE27), change frequency toward Capron, Ill., from 6256.5H to 6226.9V MHz. All other particulars the same as reported in public notice, Report No. 587 dated March 13, 1972.

INFORMATIVE: Nebraska Consolidated Communications Corp. is amending one of its previously filed applications for specialized common carrier service in a 13-State area in the mid-United States. This amendment is filed in conjunction with 14 new applications for an extension of the system from Scottsbluff, Nebr., to Phoenix, Ariz.

- 6241-C1-P-70—Nebraska Consolidated Communications Corp. (New), relocate station to 3.5 miles north-northwest of Scottsbluff, Nebr., latitude 41°55'05" N., longitude 103°42'18" W. Add frequency 6404.8H MHz on azimuth 247°23' toward Castle Rock, Wyo. All other particulars same as reported on Public Notices Nos. 488 and 559 dated April 20, 1970, and August 30, 1971, respectively.

[FR Doc.72-6507 Filed 5-1-72; 8:45 am]

## FEDERAL DEPOSIT INSURANCE CORPORATION

### NONDISCRIMINATION IN REAL ESTATE LOAN ACTIVITIES

#### Statement of Policy

On December 17, 1971, the Board of Directors of the Corporation adopted a statement of policy on Civil Rights Act nondiscrimination requirements in real

estate loan activities which was published on December 29, 1971 (36 F.R. 25168). That statement of policy is hereby amended and superseded by the following statement of policy.

Section 805 of title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3605), makes it unlawful for any bank, building and loan association, insurance company, or other corporation, association, firm, or enterprise whose business consists in whole or in part in the making of real estate loans, to deny a loan or other

financial assistance to a person applying therefor for the purpose of purchasing, constructing, improving, repairing, or maintaining a dwelling, or to discriminate against him in the fixing of the amount, interest rate, duration, or other terms and conditions of such loan or other financial assistance, because of his race, color, religion, or national origin.

Recognizing that increased public awareness of nondiscrimination requirements and the availability of complaint procedures are necessary for effective implementation of the Civil Rights Act's provision imposed on financial institutions, the Federal Deposit Insurance Corporation has adopted the following as minimum procedures to be utilized by all financial institutions subject to its supervisory authority.

1. *Advertisement Notice of Nondiscrimination Compliance.* After May 1, 1972, any insured bank, not a member of the Federal Reserve System, which directly or through third parties engages in any form of advertising of loans for the purpose of purchasing, improving, repairing, or maintaining a dwelling shall prominently indicate in such advertisements, in a manner appropriate to the advertising media and format utilized, that the bank makes such loans without regard to race, color, religion, or national origin. No words, phrases, symbols, directions, forms, models, or other means shall be used to express, imply, or suggest a discriminatory preference or policy of exclusion in violation of the provisions of title VIII of the Civil Rights Act of 1968. Written advertisements relating to such loans shall include a facsimile of the logotype which is attached in order to increase public recognition of the nondiscrimination requirements and guarantees of title VIII.

2. *Lobby Notice of Nondiscrimination Compliance.* After May 1, 1972, every insured bank, not a member of the Federal Reserve System, engaged in extending loans for the purpose of purchasing, improving, repairing, or maintaining a dwelling shall conspicuously display in the public lobby of each floor where deposits are received and in the public area of each office where such loans are made, in a manner so as to be clearly visible to the general public entering such lobby or area, a notice that incorporates a facsimile of the attached logotype and attests to that bank's policy of compliance with the nondiscrimination requirements of title VIII of the Civil Rights Act of 1968. Such notice shall include the address of the Department of Housing and Urban Development as the agency to be notified concerning any complaint alleging a violation of the nondiscrimination provisions of title VIII.

By order of the Board of Directors, April 24, 1972.

FEDERAL DEPOSIT INSURANCE CORPORATION,  
[SEAL] E. F. DOWNEY,  
Secretary.



## We Do Business in Accordance With the Federal Fair Housing Law

### IT IS ILLEGAL, BECAUSE OF RACE, COLOR, RELIGION, OR NATIONAL ORIGIN, TO:

- Deny a loan for the purpose of purchasing, constructing, improving, repairing or maintaining a dwelling or
- Discriminate in fixing of the amount, interest rate, duration, application procedures or other terms or conditions of such a loan.

### IF YOU BELIEVE YOU HAVE BEEN DISCRIMINATED AGAINST, YOU MAY SEND A COMPLAINT TO:

Assistant Secretary for Equal Opportunity,  
Department of Housing and Urban Development,  
Washington, D.C. 20410.

or call your local HUD or FHA office.

[FR Doc.72-6557 Filed 5-1-72;8:45 am]

## FEDERAL POWER COMMISSION

[Project 2632—Connecticut]

### CONNECTICUT LIGHT & POWER CO.

#### Notice of Availability of Environmental Statement for Inspection

APRIL 19, 1972.

Notice is hereby given that on April 14, 1972, as required by § 2.81(b) of Commission regulations under Order 415-B (36 F.R. 22738, November 30, 1971) a draft environmental statement containing information comparable to an agency draft statement pursuant to section 7 of

the Guidelines of the Council on Environmental Quality (36 F.R. 7724, April 23, 1971) was placed in the public files of the Federal Power Commission. This statement deals with an application for license by the Connecticut Light & Power Co. for the Rocky River Project, Connecticut.

This statement is available for public inspection in the Commission's Office of Public Information, Room 2523, General Accounting Office, 441 G Street NW., Washington, DC. Copies will be available from the National Technical Information Service, Department of Commerce, Springfield, Va. 22151.

The Rocky River seasonal pumped-

storage project consists of: (1) An earth main dam 952 feet long; (2) four dikes totaling 1,743 feet in length; (3) a reservoir with a surface area of 5,600 acres and a usable storage of 142,560 acre-feet; (4) an intake canal; (5) a steel penstock; and (6) a powerhouse containing three units, two of which are motor-generator units, with a total installed capacity of 32,000 kilowatts.

Any person desiring to present evidence regarding environmental matters in this proceeding must file with the Federal Power Commission a petition to intervene, and also file an explanation of their environmental position, specifying any difference with the environmental statement upon which the intervenor wishes to be heard, including therein a discussion of the factors enumerated in § 2.80 of Order 415-B. Written statement by persons not wishing to intervene may be filed for the Commission's consideration. The petitions to intervene or comments should be filed with the Commission on or before 45 days from April 14, 1972. The Commission will consider all response to the statement.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-6622 Filed 5-1-72;8:46 am]

[Project No. 2354—Georgia and South Carolina]

### GEORGIA POWER CO.

#### Notice of Availability of Environmental Statement for Inspection

APRIL 20, 1972.

Notice is hereby given that on March 2, 1972, as required by § 2.81(b) of Commission regulations under Order 415-B (36 F.R. 22738, November 30, 1971) a draft environmental statement containing information comparable to an agency draft statement pursuant to section 7 of the Guidelines of the Council on Environmental Quality (36 F.R. 7724, April 23, 1971) was placed in the public files of the Federal Power Commission. This statement deals with approval of applicant's Exhibit R (Recreation Use Plan) which depicts the present use and proposed future development of project lands and waters for recreation purposes. The North Georgia Project consists of six hydroelectric developments.

This statement is available for public inspection in the Commission's Office of Public Information, Room 2523, General Accounting Office, 441 G Street NW., Washington, DC. Copies will be available from the National Technical Information Service, Department of Commerce, Springfield, Va. 22151.

According to Exhibit R, present recreation facilities include the U.S. Forest Service operated Rabun Beach Recreation Area with boat ramps, campsites, swimming beach, picnic and sanitation facilities; the State of Georgia operated Moccasin Creek Park with campsites and sanitation facilities; the State of Georgia Fish and Game Hatchery with boat ramps, picnic and sanitation facilities;

five commercial facilities with boat ramps, docking provisions, rental cabins; and two small company-owned sites with boat ramps and picnic facilities.

Applicant plans to reserve 358 acres of project lands for recreation purposes, improve existing access roads, and provide circulation roads. The bulk of the planned development would be at a 300-acre site in the Tallulah Falls area. Tentatively proposed at this site is a natural trail, wildflower trails, child's playground area, visitor center, canoe launch area, fishing piers, overnight transient trailer parking facilities, 40 campsites initially and 102 additional campsites in the future, 8 acres for two swimming beaches, 75 picnic tables initially and 208 additional picnic tables in the future, sanitation and parking facilities. The remaining planned recreation development would be at eight sites scattered over the project area.

Any person desiring to present evidence regarding environmental matters in this proceeding must file with the Federal Power Commission a petition to intervene, and also file an explanation of their environmental position, specifying any difference with the environmental statement upon which the intervenor wishes to be heard, including therein a discussion of the factors enumerated in § 2.80 of Order 415-B. Written statement by persons not wishing to intervene may be filed for the Commission's consideration. The petitions to intervene or comments should be filed with the Commission on or before 45 days from April 26, 1972. The Commission will consider all response to the statement.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-8621 Filed 5-1-72;8:46 am]

[Docket No. CP72-240]

## ARKANSAS LOUISIANA GAS CO.

### Notice of Application

APRIL 20, 1972.

Take notice that on April 4, 1972, Arkansas Louisiana Gas Co. (applicant), Post Office Box 1734, Shreveport, LA 71151, filed in Docket No. CP72-240 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing a field sale of gas until it can complete arrangements to utilize the gas in its own system, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that one of the principal sources of supply for its recently certificated Anadarko Pipeline will be its gas purchase contract with McCulloch Oil Corp. of Texas (McCulloch). Applicant indicates that there is a relatively small working interest in the production of several of the McCulloch-operated wells covered by this gas purchase contract committed to Northern Natural Gas Co. (Northern). Applicant states that Northern is already connected to com-

pleted wells and has started to receive the fractional interest committed to it. Applicant asserts that this has raised serious drainage problems which will impose a financial burden on it unless it can make arrangements to dispose of its share of the production until its Anadarko Pipeline is constructed into the area. In order to alleviate this problem applicant has entered into an agreement by which it will sell to Northern, on an if, as and when, mutually agreeable basis, a sufficient share of its gas from the McCulloch-operated wells to alleviate the drainage problem. Applicant states that approval of the proposed sale will afford immediate relief from the drainage to it, its producer-supplier and the producer's royalty owners.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 15, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-8613 Filed 5-1-72;8:45 am]

[Docket No. CI72-654]

## BARNWELL, INC.

### Notice of Application for Partial Abandonment or, Alternatively, Petition for Special Relief

APRIL 20, 1972.

Take notice that on April 10, 1972, Barnwell, Inc. (applicant), Beck Build-

ing, Shreveport, La. 71168, filed in Docket No. CI72-654 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon partially the sale to Texas Gas Transmission Corp. (Texas Gas) of natural gas produced from acreage in the Minden Field, Webster, and Claiborne Parishes, La., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The application indicates that applicant and Texas Gas entered into a gas sales contract, dated November 30, 1960, providing for a sale to Texas Gas, and, that, in addition, a portion of applicant's interest is dedicated to Texas Gas under a contract, dated January 2, 1959, between Pan American Petroleum Corp. and Texas Gas. A certificate authorizing the subject sale was issued January 31, 1964, in Docket No. CI61-874, and said certificate was amended on June 26, 1967, to cover the interest of J. R. Rushing pursuant to a ratification agreement of November 1, 1965. Therefore, applicant states, the proposed partial abandonment relates to the interest of J. R. Rushing as well as to that of applicant.

Applicant alleges that it must abandon the subject sale because wellhead pressures are such that the gas cannot enter the high pressure line of Texas Gas without compression. Because of the excessive cost of installation and operation of compression equipment, applicant states, it elected under the contract not to compress and Texas Gas has advised that it is not feasible for it to install and operate field compression. The contract was terminated after 30 days' notice, and no deliveries have been made to Texas Gas since August 1971.

Applicant states that a local distributor has offered to pay Applicant and Rushing 17 cents per Mcf for the gas at flowing wellhead pressure for distribution in the town of Minden, La. Alternatively, applicant states, it and Rushing would consider continuation of deliveries to Texas Gas if Texas Gas would agree to compress or would reimburse sellers for the added cost of compression, but the sellers will not undertake compression unless they are assured recovery of these additional costs. The application indicates that the remaining recoverable reserves which may be produced from the three wells involved are now approximately 1,364,800 Mcf based upon bottom hole pressures of 750 pounds and that if the projection is limited to a 4-year period, approximately 1,147,000 Mcf could be recovered at an average cost of approximately 8.79 cents per Mcf.

Specifically, applicant requests the following:

(1) That the Commission issue an order authorizing partial abandonment requested herein;

(2) That pending outcome of these proceedings the Commission issue an immediate order authorizing Barnwell et al., to deliver gas at low pressure into an existing low pressure system of Pioneer Natural Gas Co. for service to the town of Minden, La.

## Alternatively, applicant requests:

(3) That the Commission issue an order accepting the rate supplement submitted herewith without suspension. Such rate supplement, which constitutes a unilateral rate filing after termination of the original gas sales contract between Sellers and Texas Gas, provides for a rate equal to the rate level provided in the terminated contract between buyer and sellers of 19.75 cents per Mcf, plus the average cost of compression of 8.79 cents per Mcf or a total of 28.56 cents per Mcf; and

(4) That the Commission issue an order pregranting abandonment as of the end of the 4-year period when the estimated 1,147,000 Mcf will have been delivered to Texas Gas.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 15, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate or 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.72-6612 Filed 5-1-72;8:45 am]

[Docket No. CS71-1037, etc.]

**BELL WESTERN CORP. ET AL.**

**Notice of Applications for "Small Producer" Certificates<sup>1</sup>**

APRIL 19, 1972.

Take notice that each of the applicants listed herein has filed an applica-

<sup>1</sup> This notice does not provide for consolidation for hearing of the several matters covered herein.

tion pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce, all as more fully set forth in the applications 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 May 15, 1972, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on 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 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 be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

Docket No.	Date filed	Name of applicant
CS71-1037..	4-6-72	Bell Western Corp. (successor to Glasscock Leaseholds, Inc.), Houston Citizens Bank Bldg., Suite 1018, Houston, Tex. 77002.
CS72-187 <sup>1</sup> ..	2-22-72	Sklar & Phillips Oil Co. (Operator) et al., 2925 Mansfield Rd., Shreveport, LA 71103.
CS72-943...	4-7-72	Louis Pineur, Route 4, Richmond, Ky. 40475.
CS72-944...	4-7-72	D. Lloyd Henderson, Post Office Box 82, Midland, TX 79701.
CS72-945...	4-7-72	The Link Oil Co., 424 Resource Sciences Center, 321 South Boston, Tulsa, OK 74103.
CS72-946...	3-28-72	W. A. Dorris, d.b.a. Violet Oil & Gas, 1124 Guaranty Bank Plaza, Corpus Christi, TX. 78401.
CS72-947...	4-7-72	Collier & Major, 1710 Vaughn Plaza, Corpus Christi, TX 78401.
CS72-948...	4-7-72	H. H. Ball, Post Office Box 636, Cotton Valley, LA 71018.

Docket No.	Date filed	Name of applicant
CS72-949...	4-7-72	Dwight L. M. Stubblefield, 200 Sunset, Amarillo, TX 79106.
CS72-950...	4-7-72	Maurice L. Brown (Operator) et al., 220 West Douglas, Suite 320, Wichita, KS 67202.
CS72-951...	4-7-72	Patrick A. Doherty et al., 136 El Camino, Beverly Hills, CA 90212.
CS72-952...	4-10-72	4-B Trust, Guaranty National Tower, Suite 620, Corpus Christi, Tex. 78401.
CS72-953...	4-10-72	Wessely Energy Corp., 2002 Republic National Bank Bldg., Dallas, Tex. 75201.
CS72-954...	4-10-72	HMA Production Co., Post Office Box 763, Hobbs, NM 88240.
CS72-955...	4-10-72	Top Drilling, Inc., 313 Hightower Bldg., Oklahoma City, Okla. 73102.
CS72-956...	4-10-72	K & E Drilling, Inc. (Operator), et al., 220 West Douglas, Suite 320, Wichita, KS 67202.
CS72-957...	4-10-72	Pinon Petroleum Corp., a Colorado corporation, Box 203, Boulder, CO 80302.
CS72-958...	4-10-72	E. G. Morrison, 301 Austin National Bank Bldg., Austin, Tex. 78701.
CS72-959...	4-10-72	Rhodes & Hicks Drilling Corp. (Operator) et al., Post Office Box 1579, Alice, TX 78332.
CS72-961...	4-10-72	Asher Dreyfus, Jr. and Bernice Asher Dreyfus, 10131 Darla Pl., Dallas, TX 75229.
CS72-962...	4-10-72	Southwestern Oil & Refining Co., 4002 Ocean Dr., Corpus Christi, TX 78411.
CS72-963...	4-10-72	Mary Jane Brown Courtney, c/o First National Bank, Trust Department, Fort Worth, Tex. 76102.
CS72-964...	4-10-72	Estate of J. B. Stoddard, deceased, 211 North Ervay Bldg., Suite 1413, Dallas, Tex. 75201.
CS72-965...	4-10-72	Exeter Drilling & Exploration Co., 1010 Patterson Bldg., Denver, Colo. 80202.
CS72-966...	4-10-72	Bjarne Rossebo, 1012 East Second St., Alice, TX 78332.
CS72-967...	4-6-72	Arrowhead Petroleum, Inc., 220 West Douglas, Suite 320, Wichita, KS 67202.
CS72-968...	4-10-72	Nelson Janssen, 207 Dundee St., Victoria, TX 77901.
CS72-969...	4-7-72	C. R. Nichols, Post Office Box 72, Mission, TX 78572.
CS72-970...	4-7-72	John Jay Darrah et al., 800 Brown Bldg., Wichita, Kans. 67202.
CS72-971...	4-11-72	Lucky Three Oil Co., 4434 Fairway Dr., Shreveport, LA 71109.
CS72-972...	4-11-72	William C. Neill, 279 Martin Dr., Aptos, CA 95003.
CS72-973...	4-7-72	Hall-Jones Oil Corp., and related organizations, 1704 City National Bank Tower, Oklahoma City, Okla. 73102.
CS72-974...	4-11-72	Troy L. Conrad, 1108 Commercial National Bank Bldg., Shreveport, La. 71101.
CS72-975...	4-11-72	Phillip F. Beeler (Operator) et al., Post Office Box 9737, El Paso, TX 79987.
CS72-976...	4-11-72	Laurence W. Ritter, 424 South Beverly Dr., Beverly Hills, CA 90212.
CS72-977...	4-10-72	Catherine B. McElvain et al., 220 Shelby St., Post Office Box 2148, Santa Fe, NM 87501.
CS72-978...	4-12-72	Corpening Enterprises, 1308 Continental National Bank Bldg., Fort Worth, Tex. 76102.
CS72-979...	4-12-72	A. E. Bruggemann, 520 First St., Oradell, NJ 07649.

<sup>1</sup> Application to amend certificate to include the interests of the Estate of Sam Sklar, Estate of Morris B. White and Mrs. Mary S. Walker.

[FR Doc.72-6611 Filed 5-1-72;8:45 am]

[Docket No. CP72-238]

**CITIES SERVICE GAS CO.**

**Notice of Application**

APRIL 19, 1972.

Take notice that on April 4, 1972, Cities Service Gas Co. (applicant), Post

Office Box 25128, Oklahoma City, OK 73125, filed in Docket No. CP72-238 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon certain natural gas facilities and service, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant seeks permission and approval to abandon in place approximately 0.94 mile of 12-inch, 8.64 miles of 10-inch and 16.2 miles of 8-inch pipeline and to reclaim appurtenant facilities on its Fortuna Pipeline System located in Lincoln, Payne, and Creek Counties, Okla. Applicant also seeks permission and approval to discontinue gas deliveries to the Gas Service Co. (Gas Service) for resale to 39 rural domestic service consumers scattered along the Fortuna System and to one direct sale customer.

Applicant states that it is presently experiencing excessive leakage on the Fortuna System and that by reason of its age, size, length, and deteriorated condition, such system is operationally obsolete and can no longer be economically operated and maintained. Applicant further states that unless the requested permission and approval for abandonment are granted, a State highway improvement project will necessitate the relocation and replacement of a segment of the Fortuna System, and further, that extensive and costly work may be required to assure that the system complies with minimum Federal pipeline safety standards.

Applicant asserts that, upon the issuance of an order by the Commission approving the requested abandonment, it will issue notice to its only direct sales customer advising him that it will discontinue service 60 days after the date of the order. Applicant will issue this same notice through Gas Service to each of the latter's domestic consumers. Applicant indicates that Drumright Gas Service (Drumright), a local distribution company served by applicant, is willing to connect and serve five of the affected rural domestic consumers. Applicant proposes to reimburse the remaining 34 domestic consumers and one direct sale customer, for which no alternate source of natural gas appears to be available, for all legitimate and verified conversion costs incurred up to a maximum of \$200 per customer.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 8, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in

any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment 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.72-6614 Filed 5-1-72;8:45 am]

[Docket No. CP72-242]

#### DELHI GAS PIPELINE CORP.

##### Notice of Application; Correction

APRIL 19, 1972.

In the notice of application, issued April 14, 1972, and published in the FEDERAL REGISTER April 18, 1972, 37 F.R. 7648; Third paragraph, line 8, change "May 25, 1972," to "April 28, 1972."

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-6623 Filed 5-1-72;8:46 am]

[Docket No. E-7720]

#### DUKE POWER CO.

##### Notice of Extension of Time

APRIL 18, 1972.

Several requests have been filed for an extension of time within which to file petitions to intervene or protests in the above-designated matter. A notice of proposed fuel cost adjustment clause was issued on April 11, 1972.

Upon consideration, notice is hereby given that the time is extended to and including May 1, 1972, within which petitions to intervene or protests may be filed in this matter.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-6619 Filed 5-1-72;8:46 am]

[Docket No. CP72-237]

#### EL PASO NATURAL GAS CO.

##### Notice of Application

APRIL 19, 1972.

Take notice that on April 3, 1972, El Paso Natural Gas Co. (applicant),

Post Office Box 1492, El Paso, TX 79978, filed in Docket No. CP72-237 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing applicant to construct and operate certain metering facilities necessary for the direct sale and delivery of natural gas, all as more fully set forth in the application in this proceeding which is on file with the Commission and open to public inspection.

Applicant states that it presently renders natural gas service to Tucson Gas & Electric Co. (TG&E), on a direct sale basis, for use in electric power generating facilities situated in Pima County, Ariz. Applicant seeks authorization to construct and operate an additional delivery point, consisting of a dual 8-inch orifice meter run with necessary appurtenances, to TG&E in Pima County, Ariz. Applicant states that the delivery point, to be built on its 10 $\frac{3}{4}$ -inch Tucson-to-Phoenix pipeline and to be known as the North Loop Substation meter station, will be installed, owned and operated by it. Natural gas service at the new delivery point will be rendered by applicant solely on a best efforts basis, and applicant shall not be required to construct any additional facilities on its Southern Division System, other than those necessary to establish the North Loop Substation delivery point, to effectuate such deliveries. Applicant states that the gas to be delivered will be utilized as fuel at the North Loop Substation site for three 25 megawatt turbine-driven generators which TG&E is presently installing and considers essential in order to satisfy the peak summer electricity requirements of its customers. TG&E has represented to applicant that the turbines will require a maximum fuel use of 22,230 Mcf of gas on a 24-peak hour, peak day basis and 930 Mcf of gas on a maximum hourly basis.

Applicant states that the estimated cost of the facilities is \$30,000, and that TG&E has agreed to reimburse applicant for this total amount.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 8, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and pro-

cedure, a hearing will be held without further notice of such hearing will be 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 before the Commission on 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.72-6618 Filed 5-1-72;8:46 am]

[Docket No. E-7453]

## IOWA-ILLINOIS GAS AND ELECTRIC CO.

### Notice of Application

APRIL 21, 1972.

Take notice that on April 10, 1972, Iowa-Illinois Gas and Electric Co. (applicant) of Davenport, Iowa, filed a second supplemental application seeking authority pursuant to section 204 of the Federal Power Act to extend to no later than June 30, 1974, the final maturity date of notes authorized to be issued under the Commission's order of December 17, 1968, in Docket No. E-7453 and to increase the principal amount of notes authorized to be outstanding from not exceeding \$35 million to not exceeding \$40 million. In that order, the Commission authorized applicant to issue up to \$35 million short-term promissory notes, with final maturities no later than December 31, 1970. Such maturity date was extended to June 30, 1972, by Commission supplemental order issued September 10, 1970.

Applicant is incorporated under the laws of the State of Illinois with its principal business office at Davenport, Iowa, and is engaged in the electric and gas utility businesses within the States of Iowa and Illinois.

The notes are to be issued from time to time to banking institutions and/or sold as commercial paper to direct purchasers or through commercial paper dealers.

Notes to banking institutions will be issued in accordance with various informal lines of credit agreements. The notes are to have maturities of up to 1 year from their dates and in any event on or before June 30, 1974, and are to bear interest at the prime rate in effect at the time of issuance.

Commercial paper will be issued as unsecured promissory notes and, in most cases, sold through established commercial paper dealers. In some cases commercial paper may be placed directly. Commercial paper notes are to have maturities of not more than 270 days from their dates and in any event on or before June 30, 1974, and the interest

rate will be dependent upon the terms of the notes and money market conditions at the time of issuance.

The proceeds from the issuance of notes will be added to working capital for ultimate application toward the cost of gross additions to utility plant, including nuclear fuel inventory. The extension to June 30, 1974, will allow applicant more freedom in selecting the most appropriate time to replace notes with capital securities.

Any person desiring to be heard or to make any protest with reference to the application should on or before May 8, 1972, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-6664 Filed 5-1-72;8:49 am]

[Docket No. CP71-169]

## MID LOUISIANA GAS CO.

### Notice of Petition To Amend

APRIL 19, 1972.

Take notice that on April 5, 1972, Mid Louisiana Gas Co. (petitioner), Post Office Box 1707, Shreveport, LA 71166, filed in Docket No. CP71-169, a petition to amend the order of the Commission heretofore issued in said Docket pursuant to section 7(c) of the Natural Gas Act on March 31, 1971 (45 FPC 501), by extending to October 31, 1972, the time within which a third new injection and withdrawal well may be drilled and placed into actual operation and by authorizing minor adjustments in the volumes of natural gas previously authorized to be sold to certain resale customers, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

By order issued in the subject docket the Commission granted a certificate of public convenience and necessity authorizing, inter alia, the construction and operation of three new injection-withdrawal wells in the Hester Storage Field, St. James Parish, La., and the sale of adjusted volumes of natural gas to various existing resale customers. Petitioner states that it has delayed the drilling of a third new well in order to observe the characteristics of the reservoir under actual operating conditions and to test the delivery capabilities of the one well it has recompleted and the two new wells it has drilled. Petitioner indicates that the observed performances

were consistent with the capabilities anticipated and confirmed the need for the third new well as originally planned and authorized. Petitioner further states that, based on additional experience, it now appears that further minor adjustments in the volumes of natural gas required by certain existing resale customers are appropriate and necessary. Petitioner asserts that the adjustments proposed in sales volumes amount to an increase of 380 Mcf in its total maximum daily delivery obligations and that the minor upward adjustments in some of the previously reduced warm weather delivery obligations are necessary in order to meet reasonably anticipated requirements.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before May 8, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,  
Secretary.

[FR Doc.72-6615 Filed 5-1-72;8:46 am]

[Docket No. CI72-646]

## MOBIL OIL CORP.

### Notice of Application

APRIL 20, 1972.

Take notice that on April 7, 1972, Mobil Oil Corp. (applicant), Post Office Box 1774, Houston, TX 77001, filed in Docket No. CI72-646 an applicant pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the continuation of a sale of natural gas to United Gas Pipe Line Co. (United) from acreage in the Price Lake and Little Pecan Lake Fields, Cameron Parish, La., all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Pursuant to a September 1, 1968, gas sales contract applicant is currently selling natural gas to United in the Price Lake and Pecan Lake Fields. United's facilities, involved in the subject sale, are situated in United's service area known as the Lafayette District of the New Orleans Division, which the Commission on February 9, 1972, in Opinion No. 610 (United Gas Pipe Line Co., Docket No. CP71-89), found to be jurisdictional under the Natural Gas Act. Paragraph 74 of said opinion permits producers, who have been selling natural gas directly

to United's facilities found to be jurisdictional in the opinion, to file their gas sales contracts as provided by paragraph 12 of the Commission's notice issued July 17, 1970, in Docket No. R-389A (35 F.R. 11638) for consideration by the Commission without prejudice to their rights to challenge the opinion.

Accordingly, applicant seeks authorization to continue the sale for resale of natural gas from the aforesaid acreage to United as provided by paragraph 74 of Commission Opinion No. 610. Applicant contends that since the Commission found in Opinion No. 610 that there was no commingling of gas prior to 1970 on United's Lafayette facilities, the vintage of the gas sold under the subject contract is "new gas" and that it is entitled to the 26-cent area rate established by Commission Opinions Nos. 598 and 598-A by virtue of the "Area Rate" clause in the subject contract. In the alternative applicant requests authorization to continue the sale for resale of natural gas to United at a rate of 26 cents per Mcf, pending the issuance of a final, nonappealable order in Docket No. CP71-89 and acceptance of the rate schedule filing pending such determination.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 15, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

[FR Doc. 72-6616 Filed 5-1-72; 8:46 am]

[Docket No. CP72-239]

## PENNSYLVANIA GAS CO.

### Notice of Application

APRIL 19, 1972.

Take notice that on March 28, 1972, Pennsylvania Gas Co., 213 Second Avenue, Warren, PA 16365, filed in Docket No. CP72-239 an application pursuant to section 7(b) and section 7(c) of the Natural Gas Act for permission and approval to abandon certain natural gas facilities and for a certificate of public convenience and necessity authorizing construction and operation of natural gas facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to abandon approximately 41 miles of 8- and 12-inch pipeline between its Roystone Station and Wrightsville in Warren County, Pa.

Applicant states that some of the pipelines in question are up to 87 years old, and that an investment of \$675,000 for cathodic protection would be required to meet Department of Transportation safety standards. Applicant seeks authorization to replace these facilities with a 20-inch pipeline between the same two points which, because of the increased capacity, need only be 17 miles in length.

Applicant estimates the total cost of the construction proposed to be \$2,150,000, which it plans to finance from available company funds and funds to be obtained by issuing to its parent corporation, National Fuel Gas Co., notes or stock, or both, at face or par value.

Any person desiring to be heard or to make any protest with reference to said application should on or before May 8, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment

are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,  
Secretary.

[FR Doc. 72-6617 Filed 5-1-72; 8:46 am]

[Dockets No. RP72-75]

## UNITED GAS PIPE LINE CO.

### Notice of Extension of Time and Postponement of Hearing

APRIL 20, 1972.

On April 17, 1972, Commission Staff Counsel filed a request for an extension of time of the dates fixed by the order issued December 29, 1971, in the above-designated matter. The request states that the principal parties have no objection to the extension of time.

Upon consideration, notice is hereby given that the dates fixed by the order issued December 29, 1971, are modified as follows:

1. Commission Staff shall serve its prepared testimony and exhibits on or before May 19, 1972;
2. The prepared testimony and exhibits of any and all intervenors shall be served on or before June 2, 1972;
3. Any rebuttal evidence by United Gas Pipe Line Co. shall be served on or before June 16, 1972;
4. The prehearing conference is postponed, to commence at 10 a.m., e.d.t., on June 27, 1972, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426;
5. The hearing is postponed, to commence at 10 a.m., e.s.t., on July 6, 1972

KENNETH F. PLUMB,  
Secretary.

[FR Doc. 72-6620 Filed 5-1-72; 8:46 am]

[Docket No. E-7721]

## UPPER PENINSULA POWER CO.

### Notice of Application

APRIL 27, 1972.

Take notice that on April 18, 1972, Upper Peninsula Power Co. (applicant), filed an application with the Federal Power Commission seeking authority pursuant to section 203 of the Federal Power Act to purchase up to 400,000 shares of Class A (nonvoting) Stock of Upper Peninsula Generating Co.

The applicant is incorporated under the laws of the State of Michigan with its principal business office at Houghton, Mich., and is engaged in the electric utility business in a 4,460 square-mile area in the upper peninsula of Michigan

with a population of approximately 140,000.

Upper Peninsula Generating Co. (Generating Company) is engaged in the generation of electric energy for sale to its owners, the applicant and the Cleveland-Cliffs Iron Co. (Cleveland-Cliffs). The applicant owns 50 percent of the outstanding Common (voting) Stock of Generating Co. with the other 50 percent being owned by Cleveland-Cliffs, who also owns all of the presently outstanding Class A (nonvoting) Stock of Generating Company.

The applicant proposes to make an investment in Generating Company for further construction of generating units in order that anticipated increased demands for electric energy will be adequately met; and to contribute to the purchase and installation of precipitators required to abate air pollution. Under present arrangements, the Generating Company has four units with a net dependable capability of 178,870 kw., and applicant and Cleveland-Cliffs are entitled to purchase, respectively, 33.35 percent and 66.65 percent of the output.

The current program calls for the addition of two units with net capabilities of 80,000 kw., each with the resulting net capability of 160,000 kw. allocated 30,000 kw. (18.75 percent) to the Power Company and 130,000 kw. (81.25 percent) to Cleveland-Cliffs. The construction, fixed and operating costs together with the generation from these two new units will be accounted for and allocated apart from units 1 through 4.

Any persons desiring to be heard or to make any protest with reference to said application should, on or before May 9, 1972, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding 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.

MARY B. KIDD,  
Acting Secretary.

[FR Doc.72-6655 Filed 5-1-72;8:49 am]

## FEDERAL RESERVE SYSTEM

### BARNETT BANKS OF FLORIDA, INC.

#### Acquisition of Banks

Barnett Banks of Florida, Inc., Jacksonville, Fla., has filed two separate applications for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 80 percent or more of the voting shares of each of the following banks: (1) Westchester National Bank

of Dade County, Miami, Fla.; and (2) Midway National Bank, Miami, Fla. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The applications may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the applications should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than May 17, 1972.

Board of Governors of the Federal Reserve System, April 25, 1972.

[SEAL] MICHAEL A. GREENSPAN,  
Assistant Secretary.

[FR Doc.72-6624 Filed 5-1-72;8:47 am]

### ROYAL TRUST CO.

#### Formation of Bank Holding Company

The Royal Trust Co., Montreal, Quebec, Canada, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to Inter National Bank of Miami, Miami, Fla. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Atlanta. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than May 19, 1972.

Board of Governors of the Federal Reserve System, April 25, 1972.

[SEAL] MICHAEL A. GREENSPAN,  
Assistant Secretary.

[FR Doc.72-6625 Filed 5-1-72;8:47 am]

### SOUTHWEST BANCSHARES, INC.

#### Acquisition of Bank

Southwest Bancshares, Inc., Houston, Tex., has applied for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)) to acquire 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to the First National Bank of Port Arthur, Port Arthur, Tex. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Dallas. Any person wishing to comment on the application should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System,

Washington, D.C. 20551, to be received not later than May 17, 1972.

Board of Governors of the Federal Reserve System, April 25, 1972.

[SEAL] MICHAEL A. GREENSPAN,  
Assistant Secretary.

[FR Doc.72-6626 Filed 5-1-72;8:47 am]

### VALLEY FALLS INSURANCE, INC.

#### Formation of Bank Holding Company and Proposed Retention of Insurance Agency

Valley Falls Insurance, Inc., Valley Falls, Kans., has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through its retention of 51 percent of the voting shares of Kendall State Bank, Valley Falls, Kans., and the acquisition of an additional 37 percent of the voting shares of said Bank.

The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

In its application, Applicant indicates that it already owns 51 percent of the voting shares of Kendall State Bank. By order dated June 22, 1971, the Board has authorized any company which, between December 31, 1970, and June 22, 1971, has taken action requiring prior Board approval, without such approval, to apply to the Board for subsequent approval of that action if certain conditions are met in this case is currently under study.

Valley Falls Insurance, Inc., has also applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to retain its insurance agency, Valley Falls Insurance, Inc., Valley Falls, Kans. Notice of the application was published on February 10, 1972, in the Valley Falls Vindicator, a newspaper circulated in Jefferson County, Kans.

Applicant states that the proposed subsidiary engages in the activity of a general insurance agency in a community that has a population of less than 5,000. Such activity has been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal filed pursuant to section 4(c)(8) can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes

to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City.

Any views on these applications or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than May 25, 1972.

Board of Governors of the Federal Reserve System, April 25, 1972.

[SEAL] MICHAEL A. GREENSPAN,  
Assistant Secretary.

[FR Doc.72-6627 Filed 5-1-72;8:47 am]

## SMALL BUSINESS ADMINISTRATION

[License 02/02-0292]

### WINFIELD CAPITAL CORP.

#### Notice of Issuance of Small Business Investment Company License

On March 25, 1972, a notice was published in the FEDERAL REGISTER (37 F.R. 6232), stating that Winfield Capital Corp., 237 Mamaroneck Avenue, White Plains, NY 10605 had filed an application with the Small Business Administration (SBA), pursuant to § 107.102 of the SBA rules and regulations governing small business investment companies (13 CFR 107.102 (1972)) for a license to operate as a small business investment company (SBIC).

Interested parties were given an opportunity to submit their written comments to SBA on the license application.

Notice is hereby given that, having considered the application and all other pertinent information, SBA has issued License No. 02/02-0292 to Winfield Capital Corp., pursuant to section 301(c) of the Small Business Investment Act of 1958, as amended.

Dated: April 20, 1972.

A. H. SINGER,  
Associate Administrator  
for Investment.

[FR Doc.72-6635 Filed 5-1-72;8:48 am]

## INTERSTATE COMMERCE COMMISSION

### ASSIGNMENT OF HEARINGS

APRIL 27, 1972.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be

made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 53965 Sub 75, Graves Truck Line, Inc., now assigned May 2, 1972, at Omaha, Nebr., hearing canceled and application dismissed.

FD 26223, New Hope & Ivyland Railroad Co. (Plan of Reorganization) FD 26943, Robert W. Guthrie, Trustee of The Property of New Hope and Ivyland Railroad Co., Debtor, abandonment entire line between Ivyland and New Hope, Bucks County, Pa., FD 27034, Robert L. Storer—Acquisition and Operation—New Hope and Ivyland Railroad Co., Bucks County, Pa., now being assigned hearing June 5, 1972, at Philadelphia, Pa., in a hearing room to be later designated.

MC 119531 Sub 152, Dieckbrader Express, Inc., now assigned May 3, 1972, at Chicago, Ill., hearing canceled and application dismissed.

MC 95540 Sub 820, Watkins Motor Lines, Inc., now being assigned hearing June 19, 1972, at New Orleans, La., in a hearing room to be later designated.

MC 102567 Sub 145, Earl Gibbon Transport, Inc., now being assigned hearing June 20, 1972, at New Orleans, La., in a hearing room to be later designated.

MC 129328 Sub 2, Pal Tex Transport Co., now being assigned hearing June 22, 1972, at New Orleans, La., in a hearing room to be later designated.

MC 129645 Sub 40, Basil J. Smeester and Joseph G. Smeester, doing business as Smeester Brothers Trucking, now being assigned hearing June 21, 1972, at New Orleans, La., in a hearing room to be later designated.

MC 120080 Sub 4, Morgan Express, Inc., now being assigned for continued hearing on June 26, 1972, at the Dauphine Orleans Motor Hotel, 415 Dauphine St., New Orleans, La.

MC 22980 Sub 8, Landgrebe Motor Transport, Inc., now being assigned for hearing on July 10th at Indianapolis, Ind., in a hearing room later to be designated.

MC 128273 Sub 104, Midwestern Express, Inc., now assigned June 8, 1972, at Washington, D.C., hearing postponed to June 20, 1972, at the Offices of the Interstate Commerce Commission, Washington, D.C.

FD 26937, Pennel Co. and George P. Baker, Richard C. Bond, Jervis Langdon, Jr., and Willard Wirtz, Trustees of the Property of Penn Central Transportation Co., Debtor, abandonment between Wilmington Junction and New Wilmington Lawrence County, Pa., now assigned May 24, 1972, at New Castle, Pa., will be held in the Council Chamber, New Castle City Building, Second Floor, Corner of Grant and Jefferson Streets, New Castle, Pa.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.72-6681 Filed 5-1-72;8:49 am]

[Notice 60]

### MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 26, 1972.

The following are notices of filing of applications<sup>1</sup> for temporary authority

<sup>1</sup>Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-87 (49 CFR Part 1131), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

#### MOTOR CARRIERS OF PROPERTY

No. MC 2978 (Sub-No. 18 TA), filed April 14, 1972. Applicant: CLE-MAR CARTAGE, INC., Post Office Box 428, Cromwell, IN 46732. Applicant's representative: Donald W. Smith, 900 Circle Tower Building, Indianapolis, Ind. 46204. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Paper products, from the plantsite of Lancaster Research & Development Corp. in Michigan City, Ind., to points in Michigan, Ohio, Illinois, Wisconsin, and St. Louis, Mo. Restriction: Restricted to service to be performed under a continuing contract with Lancaster Research & Development Corp. (subsidiary of Bell Fibre Products Corp.). Supporting Shipper: Bell Fibre Products Corp., Marion, Ind. Send protests to: District Supervisor J. H. Gray, Bureau of Operations, Interstate Commerce Commission, Room 204, 345 West Wayne Street, Fort Wayne, IN 46802.

No. MC 13651 (Sub-No. 16 TA), filed April 14, 1972. Applicant: PEOPLES TRANSFER, INC., Post Office Box 6367, 1400 North Black Canyon Highway, Phoenix, AZ 85005. Applicant's representative: A. Michael Bernstein, 1327 United Bank Building, Phoenix, Ariz. 85012. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Animal hides, from points in Pinal County, Ariz., to points in Napa County, Calif., for 180 days. Supporting shipper: Calnap Tanning Co., Post Office Box 2190, Napa, CA 94558. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 3427 Federal Building, 230 North First Avenue, Phoenix, AZ 85025.

No. MC 19778 (Sub-No. 80 TA), filed April 10, 1972. Applicant: THE MILWAUKEE MOTOR TRANSPORTATION COMPANY, 516 West Jackson Boulevard, Room 508, Chicago, IL 60606. Applicant's representative: R. H. Tietz (same address as applicant). Authority

sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from Sioux Falls and Watertown, S. Dak., to points in Rock, Nobles, Jackson, Martin, Faribault, Blue Earth, Watonwan, Cottonwood, Murray, Pipestone, Lyon, Lincoln, Redwood, Brown, Nicollet, McLeod, Sibley, Renville, Yellow Medicine, Lac qui Parle, Chippewa, Kandiyohi, Meeker, Swift, Big Stone, Traverse, Stevens, Pope, Stearns, Grant, Douglas, Todd, Morrison, Crow Wing, Wadena, Otter Tail, Wilkin, Clay, Becker, Hubbard, and Cass Counties, Minn.; Burt, Cuming, Stanton, Madison, Boone, Greeley, Valley, Custer, Blaine, Loup, Garfield, Wheeler, Antelope, Pierce, Wayne, Thurston, Dakota, Dixon, Cedar, Knox, Holt, Rock, Keya Paha, Boyd, and Brown Counties, Nebr.; and Lyon, Osceola, Dickinson, Clay, O'Brien, Sioux, Plymouth, Cherokee, Buena Vista, Sac, Ida, Woodbury, Emmett, Pato Alto, Pocahontas, and Calhoun Counties, Iowa, and to transport *cement* from points in Chamberlain, S. Dak., to Jackson, Martin, Faribault, Blue Earth, Watonwan, Cottonwood, Redwood, Brown, Nicollet, McLeod, Sibley, Renville, Yellow Medicine, Lac qui Parle, Chippewa, Kandiyohi, Meeker, Swift, Big Stone, Traverse, Stevens, Pope, Stearns, Grant, Douglas, Todd, Morrison, Crow Wing, Wadena, Otter Tail, Wilkin, Clay, Becker, Hubbard, and Cass Counties, Minn., and Burt, Cuming, Stanton, Madison, Boone, Greeley, Valley, Custer, Blaine, Loup, Wheeler, Pierce, Wayne, Thurston, Dakota, Dixon, Cedar, Rock, Keya Paha, and Brown Counties, Nebr. Restriction: Service authorized herein is limited to traffic having a prior or subsequent movement by rail, for 180 days. Supporting shipper: The South Dakota Cement Plant, Rapid City, S. Dak. Send protests to: District Supervisor W. J. Gray, Jr., Bureau of Operations, Interstate Commerce Commission, Everett McKinley Dirksen Building, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 21455 (Sub-No. 28 TA), filed April 11, 1972. Applicant: GENE MITCHELL CO., 1106 Division Street, West Liberty, IA 52776. Applicant's representative: Kenneth F. Dudley, Post Office Box 279, Ottumwa, IA 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precut homes, materials, and hardware*, from Schererville, Ind., to points in Illinois, Iowa, Kentucky, Michigan, Ohio, Tennessee, and Wisconsin, for 180 days. Supporting shipper: Lindal Cedar Homes (M.W.), Inc., 999 Route 41, Schererville, Ind. 46375. Send protests to: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 28060 (Sub-No. 22 TA), filed April 12, 1972. Applicant: WILLERS, INC., doing business as WILLERS TRUCK SERVICE, 1400 North Cliff Avenue, Sioux Falls, SD 57103. Applicant's representative: Clifford Willers (same

address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen potatoes*, from Clark, S. Dak., to points in Montana, Wyoming, Colorado, North Dakota, Nebraska, Kansas, Oklahoma, Texas, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Wisconsin, Illinois, Mississippi, Alabama, Tennessee, Kentucky, Indiana, Michigan, Ohio, Virginia, Maryland, Pennsylvania, Delaware, New York, New Jersey, Connecticut, Massachusetts, Rhode Island, and the District of Columbia, for 180 days. Supporting shipper: Fairfield Products, Inc., Post Office Box 70, Clark, SD. Wayne Altfillisch, Traffic Manager. Send protests to: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC 29910 (Sub-No. 114 TA), filed April 13, 1972. Applicant: ARKANSAS-BEST FREIGHT SYSTEM, INC., 301 South 11th Street, Fort Smith, AR 72901. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from the plants and warehouse facilities of International Paper at Springhill and Bastrop, La., to points in Illinois, Indiana, and Ohio, for 180 days. Note: Applicant states it does intend to tack with this authority. Supporting shipper: International Paper Co., 220 East 42d Street, New York, NY 10017. Send protests to: District Supervisor William H. Land, Jr., Bureau of Operations, Interstate Commerce Commission, 2519 Federal Office Building, 700 West Capitol, Little Rock, AR 72201.

No. MC 30887 (Sub-No. 175 TA), filed April 10, 1972. Applicant: SHIPLEY TRANSFER, INC., 49 Main Street, Box 55, Reisterstown, MD 21136. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic granules*, in bulk, in pneumatic tank vehicles, rail, from Baltimore, Md., to Franklin, Va., for 180 days. Supporting shipper: Phillips Petroleum Co., 340 Main Street, Madison, NJ 07940, attention: Lesly L. Opdyke, Regulation Distribution Director. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 814-B Federal Building, Baltimore, Md. 21201.

No. MC 35628 (Sub-No. 330 TA), filed April 3, 1972. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, 134 Grandville Avenue SW., Grand Rapids, MI 49502. Applicant's representative: Leonard Verdier (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Articles distributed or dealt in by food distributors or wholesale and retail grocers (except frozen foods and commodities in bulk)*, from Indianapolis, Ind., to points in Missouri on and east of Missouri Highway 5, and those in Illinois on and south of U.S. Highway 24, for 180 days. Supporting shipper: Beryl G. Fritze, Traffic Manager,

Hunt Wesson Foods, Inc., 1645 West Valencia Drive, Fullerton, CA 92634. Send protests to: C. R. Flemming, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 225, Federal Building, Lansing, Mich. 48933.

No. MC 56863 (Sub-No. 10 TA), filed April 12, 1972. Applicant: ERKEL TRANSFER, INC., 225 South Cordova, Post Office Box 6, Le Center, MN 56057. Applicant's representative: John La-Framboise, Jr. (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Precut homes*, from Montgomery, Minn., to points in North Dakota, South Dakota, Wisconsin, Michigan, Iowa, and Ohio, for 180 days. Supporting shipper: Martin Homes, Inc., 6901 West Old Shakopee Road, Bloomington, MN 55438. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building, and U.S. Courthouse, 110 South Fourth Street, Minneapolis, MN 55401.

No. MC 108380 (Sub-No. 82 TA), filed April 11, 1972. Applicant: JOHNSTON'S FUEL LINERS, INC., 808 Birch Street, Post Office Box 100, Newcastle, WY 82701. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, CO 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal tar products*, in bulk, in tank vehicle, from Ironton, Utah, to Whitewood, S. Dak., for 180 days. Supporting shipper: Wheeler Division, St. Regis Paper Co., Post Office Box 160, 1100 Hoak Drive, West Des Moines, IA 50265. Send protests to: District Supervisor Paul A. Naughton, Interstate Commerce Commission, Bureau of Operations, Room 1600 Federal Building and Post Office, 100 East B Street, Casper, WY 82601.

No. MC 109448 (Sub-No. 15 TA), filed April 11, 1972. Applicant: PARKER TRANSFER COMPANY, Telegraph Road, Post Office Box 256, Elyria, OH 44035. Applicant's representative: J. A. Krudtz, National City Bank Building, Cleveland, Ohio 44114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Parts of heating and air-conditioning plants*, from points in Michigan, Kentucky, New Jersey, and Pennsylvania to Elyria, Ohio; and (2) *hot air furnaces and parts*, from Totowa, N.J., to Elyria, Ohio, for 180 days. Supporting shipper: The Tappan Co., Air Conditioning Division, 206 Woodford Avenue, Elyria, OH 44035. Send protests to: District Supervisor G. J. Bacci, Bureau of Operations, Interstate Commerce Commission, 181 Federal Office Building, 1240 East Ninth Street, Cleveland, OH 44199.

No. MC 110525 (Sub-No. 1034 TA), filed April 14, 1972. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, PA 19335. Applicant's representative: Thomas J. O'Brien (same address as

above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lead oxide*, dry, in bulk, in tank vehicles, from Atlanta, Ga., to Greer, S.C., for 180 days. Supporting shipper: General Battery Corp., Post Office Box 1262, Reading, PA 19603. Send protests to: Peter R. Guman, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1518 Walnut Street, Room 1600, Philadelphia, PA 19102.

No. MC 111812 (Sub-No. 473 TA), filed April 10, 1972. Applicant: MIDWEST COAST TRANSPORT, INC., 405½ East Eighth Street, Post Office Box 1233, Wilson Terminal Building, Sioux Falls, SD 57101. Applicant's representative: Ralph H. Jinks (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bomb and flare parachutes*, from Tea Interchange, S. Dak., to San Francisco, Calif., for 180 days. Supporting shipper: Dakota Industries, Inc., Box 932, Sioux Falls, SD 57101, Paul E. Yost, President. Send protests to: J. L. Hammond, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 369, Federal Building, Pierre, S. Dak. 57501.

No. MC 112014 (Sub-No. 14 TA), filed April 10, 1972. Applicant: SKAGIT VALLEY TRUCKING CO., INC., Post Office Box 400, Office: 1417 McLean Road, Mount Vernon, WA 98273. Applicant's representative: Joseph O. Earp, 411 Lyon Building, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pizza crusts*, frozen, from the international boundary between the United States and Canada at or near Blaine and Sumas, Wash., to Sumner, Wash., and Portland, Oreg., for 180 days. Supporting shipper: Certified Frozen Foods, 4757 Ballard Avenue NW., Seattle, WA 98107. Send protests to: E. J. Casey, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6130 Arcade Building, Seattle, Wash. 98101.

No. MC 113843 (Sub-No. 183 TA), filed April 12, 1972. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, MA 02210. Applicant's representative: Lawrence T. Sheils (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food and food products* (except in bulk), in vehicles equipped with mechanical refrigeration, (1) from Somerville, Mass., to points in Illinois, Michigan, and Pennsylvania; (2) from Cambridge, Mass., to points in Illinois, Michigan, Ohio, and Pennsylvania; (3) from Bedford and Manchester, N.H., and Lawrence, Mass., to points in Colorado, Illinois, Kansas, Kentucky, Maryland, Missouri, New York, Ohio, Pennsylvania, Virginia, and the District of Columbia; and (4) from Boston and North Abington, Mass., to points in Ohio and Pennsylvania and points in Chautauqua, Cattaraugus, Erie, Niagara, Orleans, Genessee, Wyoming, Allegany,

Monroe, Livingston, Wayne, Ontario, Yates, Steuben, Seneca, Schuyler, Chemung, Cayuga, Tompkins, Tioga, Broome, Cortland, Onondaga, Oswego, Jefferson, Lewis, Herkimer, Oneida, Madison, Chenango, Otsego, Fulton, Montgomery, Delaware, Hamilton, Franklin, Clinton, St. Lawrence, and Essex Counties, N.Y., for 180 days. Supporting shippers: Colonial Provision Co., 1100 Massachusetts Avenue, Boston, MA 02125; Morrison & Schiff, 35 Hichborn Street, Brighton, MA 02135; Foster Beef Co., 409 Elm Street, Manchester, NH 03105; Genoa Packing Co., 221 Monsignor O'Brien Highway, Cambridge, MA 02141; Churny Co., Inc., 39 Medford Street, Somerville, MA. Send protests to: John B. Thomas, District Supervisor, Interstate Commerce Commission, Bureau of Operations, John Fitzgerald Kennedy Federal Building, Room 2211-B, Government Center, Boston, Mass. 02203.

No. MC 114890 (Sub-No. 62 TA), filed April 10, 1972. Applicant: C. E. REYNOLDS TRANSPORT, INC., Post Office Box A, Joplin, MO 64801, Terminal: A. A. Highway, Caterville, MO 64835. Applicant's representative: Frank W. Shagets (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, in bulk, in tank or hopper type vehicles, from Atlas, Mo., to points in Arkansas, Illinois, Iowa, Nebraska, Oklahoma, and Kansas, for 180 days. Supporting shipper: ICI America, Inc., Wilmington, Del. 19899. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, MO 64106.

No. MC 116073 (Sub-No. 228 TA), filed April 11, 1972. Applicant: BARRITT MOBILE HOME TRANSPORT, INC., Post Office Box 919, 1825 Main Avenue, Moorhead, MN 56560. Applicant's representative: Robert G. Tassar (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete or in sections (modular units), from Colorado Springs, Colo., to points in North Dakota, Montana, Texas, and Nebraska, for 180 days. Supporting shipper: Hallamore Homes, Inc., 18060 Euclid Street, Fountain Valley, CA 92708. Send protests to: J. H. Ambs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Post Office Box 2340, Fargo, ND 58102.

No. MC 118866 (Sub-No. 5 TA), filed April 13, 1972. Applicant: PAUL L. ZAMBERLAN & SONS, INC., Post Office Box 15, Borough of Lewis Run, PA 16738. Applicant's representative: William J. Hirsch, 35 Court Street, Buffalo, NY 14202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Culvert or spiral pipe, plate or sheet*, from the plantsite of Wheeling Corrugating Co., a division of Wheeling Pittsburgh Steel

Corp., at or near Olean, N.Y., to points in Delaware, Maryland, New Jersey, Ohio, Pennsylvania, Virginia, and West Virginia, for 180 days. Supporting shipper: Wheeling-Pittsburgh Steel Corp., Four Gateway Center, Pittsburgh, PA 15222. Send protests to: District Supervisor James C. Donaldson, Bureau of Operations, Interstate Commerce Commission, 2111 Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222.

No. MC 119934 (Sub-No. 178 TA), filed April 11, 1972. Applicant: ECOFF TRUCKING, INC., 625 East Broadway, Fortville, IN 46040. Applicant's representative: J. F. Crouch (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from Supreme, La., to points in Alabama, Mississippi, Tennessee, Arkansas, and Texas, for 180 days. Supporting shipper: J. Aron & Co., Inc., 336 Magazine Street, New Orleans, LA 70190. Send protests to: District Supervisor James W. Habermehl, Interstate Commerce Commission, Bureau of Operations, 802 Century Building, 36 South Pennsylvania Street, Indianapolis, IN 46204.

No. MC 124813 (Sub-No. 94 TA), filed April 10, 1972. Applicant: UMTHUN TRUCKING CO., 910 South Jackson Street, Eagle Grove, IA 50533. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer and dry fertilizer materials*, from the plantsite of Agrico Chemical Division, Continental Oil Co., located near Fulton, Ill., to points in Iowa, for 180 days. Supporting shipper: Agrico Chemical Division, Continental Oil Co., Post Office Box A, Humboldt, IA 50548. Send protests to: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 129445 (Sub-No. 12 TA), filed April 10, 1972. Applicant: DIXIE TRANSPORT CO. OF TEXAS, 3840 Inerstate 10 South, Post Office Box 5447, Beaumont, TX 77706. Applicant's representative: N. R. Johnson (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank trucks, from Beaumont, Tex., to Lake Providence, Powhatan, Alexandria, Natchitoches, Loreauville, Levert, and Benton, La., for 180 days. Supporting shipper: Mobil Chemical Co., G. E. Geyer, Complex Traffic Supervisor, Beaumont Plant, Post Office Box 3868, Beaumont, TX 77704. Send protests to: District Supervisor John C. Redus, Bureau of Operations, Interstate Commerce Commission, Post Office Box 61212, Houston, TX 77061.

No. MC 129456 (Sub-No. 5 TA), filed April 12, 1972. Applicant: TRANS

CANADIAN COURIERS LTD., 20 Morse Street, Toronto, ON Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial papers, documents, written instruments, and business records* (except currency and negotiable securities) as are used in the business of banks and banking institutions, (1) from the port of entry on the United States-Canada boundary line located at or near the Detroit River, and Detroit, Mich., to Detroit, Mich., for the account of Canadian Imperial Bank of Commerce; and (2) from Buffalo, N.Y., to the port of entry on the United States-Canada boundary line at or near the Niagara River and Buffalo, N.Y., for the account of Marine Midland Bank—Western, for 180 days. Supporting shippers: Canadian Imperial Bank of Commerce, 25 King Street West, Toronto, ON, Canada; Marine Midland Bank—Western, 237 Main Street, Buffalo, NY 14203. Send protests to: George M. Parker, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 612 Federal Building, 111 West Huron Street, Buffalo, NY 14202.

No. MC 136378 (Sub-No. 1 TA), filed April 12, 1972. Applicant: R & L TRUCKING CO., INC., 105 Rocket Avenue, Opelika, AL 36801. Applicant's representative: Robert E. Tate, Post Office Box 517, Evergreen, AL 36401. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt liquors, beer, and advertising materials shipped therewith*, from St. Louis, Mo., to points in Barbour, Lee, and Russell Counties, Ala., returned bottles and returned pallets, from points in Barbour, Lee, and Russell Counties, Ala., to St. Louis, Mo., for 180 days. Supporting shipper: R & L Budweiser Distributing Co., Inc., 105 Rocket Avenue, Opelika, AL 36801. Send protests to: Clifford W. White, District Supervisor, Interstate Commerce Commission, Bu-

reau of Operations, Room 814, 2121 Building, Birmingham, Ala. 35203.

No. MC 136434 (Sub-No. 1 TA), filed April 10, 1972. Applicant: PETE'S TRUCKING, INC., Post Office Box 1545, Charleston, WV 25326. Applicant's representative: C. L. Pauley (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Beer*, from Baltimore, Md., and Winston-Salem, N.C., to Charleston, W. Va., and *empty containers and pallets*, from Charleston, W. Va., to Baltimore, Md., and Winston-Salem, N.C., for 180 days. Supporting shipper: Cardinal Distributing Co., Charleston, W. Va. Attention: F. M. Winterholler, President. Send protests to: H. R. White, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 3108 Federal Office Building, 500 Quarrier Street, Charleston, WV 25301.

No. MC 136536 (Sub-No. 1 TA), filed March 28, 1972. Applicant: ALCO TRANSPORTATION, INC., Post Office Box 1651, 1127 Albert Street, Lima, OH 45801. Applicant's representative: Muldoon and Ford, 50 West Broad Street, Columbus, OH 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New furniture and new furniture parts*, between Dayton, Ohio, on the one hand, and, on the other, points in Pennsylvania, Michigan, Kentucky, Indiana, Illinois, Missouri, Wisconsin, Minnesota, and Iowa, for 180 days. Supporting shipper: Mead Corp., Talbot Tower, Dayton, Ohio 45202. Send protests to: District Supervisor Keith D. Warner, Bureau of Operations, Interstate Commerce Commission, 534 Federal Office Building, 234 Summit Street, Toledo, OH 43604.

No. MC 136575 (Sub-No. 1 TA), filed April 7, 1972. Applicant: ROY WILSON, doing business as ROY WILSON TRANSFER & WAREHOUSE, 200 North Third Street, Longview, TX 75601. Applicant's representative: Roy Wilson (same ad-

dress as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Telephone equipment, material and supplies, including tools used in the construction and maintenance of telephone systems and communications*, between points in Gregg County, Tex., and points in Harrison, Panola, Rusk, Marion, Gregg, Upshur, Camp, Franklin, and Titus Counties, Tex., for 180 days. NOTE: Carrier does not intend to tack authority. Supporting shipper: Western Electric Co., 1111 Woods Mill Road, Ballwin, MO 63011. Send protests to: District Supervisor E. K. Willis, Jr., Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Dallas, TX 75202.

No. MC 136583 (Sub-No. 1 TA), filed April 11, 1972. Applicant: CENTRAL TRANSFER & STORAGE CO., 3060 Irving Boulevard, Dallas, TX 75247. Applicant's representative: Frank Zalkovsky (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Telephone equipment, material and supplies, including tools used in the construction and maintenance of telephone systems and communications*, between points in Palo Pinto County, Tex., and points in Palo Pinto, Jack, Throckmorton, Shackelford, Stephens, Eastland, Erath, Comanche, Brown, Mills, Hamilton, San Saba, McCulloch, Mason, and Llano Counties, Tex., for 180 days. NOTE: Carrier does not intend to tack authority. Supporting shipper: Western Electric Co., 1111 Woods Mills Road, Ballwin, MO 63011. Send protests to: District Supervisor E. K. Willis, Jr., Bureau of Operations, Interstate Commerce Commission, 1100 Commerce Street, Room 13C12, Dallas, TX 75202.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.72-6682 Filed 5-1-72; 8:49 am]

# LIST OF FEDERAL REGISTER PAGES AND DATES—MAY

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8853-8929	May 2



# **federal register**

TUESDAY, MAY 2, 1972

WASHINGTON, D.C.

Volume 37 ■ Number 85

PART II



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## **SUPPLEMENT TO UNITED STATES GOVERNMENT ORGANIZATION MANUAL**



**Economic Stabilization  
Program**



**Functions and Organization of  
Executive Agencies**

## ECONOMIC STABILIZATION PROGRAM

## Functions and Organization of Executive Agencies

NOTE: This special supplement to the *United States Government Organization Manual* is being published to provide the public with an up-to-date description of the various organizations that have been established to carry out the Economic Stabilization Program.

## COST OF LIVING COUNCIL

New Executive Office Building, 17th and Pennsylvania Avenue NW., Washington, D.C.

20507. Phone, 202—254-3220

Chairman . . . . .	JOHN B. CONNALLY, <i>Secretary of the Treasury.</i>
Vice Chairman . . . . .	HERBERT STEIN, <i>Chairman of the Council of Economic Advisers.</i>
Other Members:	
Secretary of Agriculture . . . . .	EARL L. BUTZ.
Secretary of Commerce . . . . .	PETER G. PETERSON.
Secretary of Labor . . . . .	JAMES D. HODGSON.
Secretary of Housing and Urban Development . . . . .	GEORGE W. ROMNEY.
Director of the Office of Management and Budget . . . . .	GEORGE P. SHULTZ.
Director of the Cost of Living Council . . . . .	DONALD RUMSFELD.
Director of the Office of Emergency Preparedness . . . . .	GEORGE A. LINCOLN.
Special Assistant to the President for Consumer Affairs . . . . .	VIRGINIA H. KNAUER.
Director of the Cost of Living Council . . . . .	DONALD RUMSFELD.
Deputy Director . . . . .	JAMES W. McLANE.
Director, Executive Secretariat . . . . .	(VACANCY).
General Counsel . . . . .	JOSEPH E. MULLANEY.
Assistant Directors:	
Planning and Analysis . . . . .	MARVIN H. KOSTERS.
Public Affairs and Congressional Relations . . . . .	ALBERT E. ABRAHAMS.
Operations . . . . .	RICHARD B. CHENEY.
Program Development . . . . .	JAMES E. CONNOR.
Administration . . . . .	RICHARD J. ALFULTIS.

CREATION AND AUTHORITY.—The Cost of Living Council was established by Executive Order 11615 of August 15, 1971.

The provisions of the Executive order were based on the Economic Stabilization Act of 1970, as amended (Public Law 91-379). The Act was further implemented by Executive Order 11627 of October 15, 1971.

The Economic Stabilization authority was modified and expanded by virtue of the 1971 amendments to the Economic Stabilization Act (Public Law 92-210). The President issued Executive Order 11640 on January 26, 1972, to carry out the provisions of the 1971 amendments.

PURPOSE.—The Cost of Living Council has the responsibility for establishing broad stabilization goals for the Nation, for the overall coordination and administrative guidance of the Economic Stabilization Program and for developing and recommending to the President policies, mechanisms and procedures to achieve and maintain the stability of prices and costs in a growing economy.

FUNCTIONS.—The Cost of Living Council provides broad anti-inflation goals which the Price Commission and Pay Board translate into specific standards and criteria.

The Council determines the economic units and transactions which are covered

by, and exempt from, the controls, standards, and criteria established for the stabilization program; classifies economic units which must comply with the prenotification, reporting, and other procedural requirements prescribed by the Cost of Living Council; maintains delegated authority to stabilize interest rates and corporate dividends at levels consistent with orderly economic growth; provides program coordination and administrative guidance for the entire stabilization program; monitors the operational aspects of the program with particular emphasis on Internal Revenue Service stabilization activities; and assesses program performance in terms of meeting the economic goals established for the program. The Council is also responsible for informing the public, industry, labor, and agriculture concerning the need to control inflation and for encouraging voluntary action to accomplish this objective.

In meeting its varied responsibilities, the Cost of Living Council is guided by the need to maintain consistency of price and wage policies with fiscal, monetary, international, and other economic policies of the United States.

SOURCES OF INFORMATION.—A press room where persons may obtain printed information on the Economic Stabilization Program is located in room 4102 at

<sup>1</sup> Organization chart for the total Stabilization Program on page 8929.

the Cost of Living Council, 17th Street and Pennsylvania Avenue NW., Washington, D.C.

News items of current interest are also available by special telephone recording on 202-254-3260.

Requests for identifiable records and documents may be filed by mail or in person with the Assistant Director for Congressional and Public Affairs, Cost of Living Council, New Executive Office Building, Washington, D.C. 20507.

The Council's first quarterly report to the Congress on the Economic Stabiliza-

tion Program (August to December, 1971) and the *Code of Federal Regulations*—a codification of Economic Stabilization Regulations as of March 1, 1972, are available for sale by the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.

For further information, contact the Office of Congressional and Public Affairs. Phone, 202-254-3240.

### COMMITTEE ON INTEREST AND DIVIDENDS

Federal Reserve Building, 20th Street and Constitution Avenue NW., Washington, D.C. 20551. Phone, 202-737-4171

Chairman . . . . . ARTHUR F. BURNS, *Chairman of the Board of Governors of the Federal Reserve System.*

#### Members:

Secretary of the Treasury . . . . . JOHN B. CONNALLY.  
Secretary of Commerce . . . . . PETER G. PETERSON.  
Secretary of Housing and Urban Development . . . . . GEORGE W. ROMNEY.  
Chairman of the Federal Deposit Insurance Corporation . . . . . FRANK WILLE.  
Chairman of the Federal Home Loan Bank Board . . . . . PRESTON MARTIN.

**CREATION AND AUTHORITY.**—The Committee on Interest and Dividends was established by section 9 of Executive Order 11627 of October 15, 1971, and its authority reaffirmed by Executive Order 11640 of January 26, 1972.

**PURPOSE.**—The Committee was established to stabilize interest rates and corporate dividends at levels consonant with orderly economic growth.

**FUNCTIONS.**—The Committee has the responsibility for formulating and executing a program for obtaining voluntary restraints on interest rates and dividends.

The Committee reports to and coordinates many of its activities through

the Cost of Living Council. The President has delegated to the Cost of Living Council the responsibility for determining whether mandatory controls on interest rates are necessary to achieve the purposes of the Economic Stabilization Act of 1970.

**SOURCES OF INFORMATION.**—Interest and dividends of banks: Committee on Interest and Dividends, Federal Reserve Building, Room 2047, Washington, D.C. 20551; phone, 202-737-4171, extension 3764. All other corporate dividends: Subcommittee on Dividends, Department of Commerce Building, Room 4836, Washington, D.C. 20230; phone, 202-967-2343 or 3884.

### PAY BOARD

2000 M Street NW., Washington, D.C. 20508. Phone, 202-254-8515

Chairman . . . . . GEORGE H. BOLDT.

#### Members:

WILLIAM G. CAPLES.  
FRANK FITZSIMMONS.  
KERMIT GORDON.  
Executive Director . . . . . ROBERT P. TIERNAN.  
Administrative Director . . . . . MILLARD CASS.  
General Counsel . . . . . JACK E. MCGREGOR.  
Director, Office of Economic Policy and Case Analysis . . . . . RICHARD T. McNAMAR.  
Director, Office of Operations Control . . . . . JOHN P. KRATZKE.  
Director, Office of Congressional Affairs . . . . . BARBARA LUDDEN.  
Director, Office of Public Affairs . . . . . LARRY R. MOEN.  
Director, Executive Secretariat . . . . . JEROME K. TANKEL.

**CREATION AND AUTHORITY.**—The Pay Board was established as an agency of the U.S. Government by Executive Order 11627 of October 15, 1971, and continued by Executive Orders 11640 of January 26, 1972, and 11660, of March 23, 1972.

**PURPOSE.**—The Pay Board is charged with the responsibility of stabilizing wages and salaries pursuant to the Eco-

nomie Stabilization Act of 1970, as amended.

**ORGANIZATION.**—The Pay Board consists of seven public members, including the Chairman. The Board is served by a staff under the direction of the Executive Director, assisted by the Administrative Director.

## FUNCTIONS

**STABILIZATION POLICIES.**—The Pay Board develops and establishes criteria and standards pursuant to the Economic Stabilization Act of 1970, as amended. The criteria and standards are published as regulations and establish permissible levels of wage and salary increases as well as grounds for exceptions in certain circumstances.

**PAY ADJUSTMENTS.**—The Pay Board must grant prior approval for wage and salary increases which affect more than 5,000 employees and reviews wage and salary increases which affect more than 1,000 employees. In addition, the Pay Board may hear and decide appeals from decisions made by the Internal Revenue Service pursuant to a delegation of authority from the Pay Board.

**MONITORING.**—The Pay Board, through the Internal Revenue Service, monitors

wage and salary adjustments which affect less than 1,000 employees.

**LITIGATION.**—The Pay Board recommends to the Justice Department the position to be taken in litigation concerning wage and salary stabilization.

**SOURCES OF INFORMATION.**—The Pay Board furnishes public information concerning the standards governing wage and salary adjustments and, through the Internal Revenue Service, answers inquiries and assists individuals in preparing appropriate reports and applications. A list of the Internal Revenue district offices follows the statement of the Office of Assistant Commissioner (Stabilization), Internal Revenue Service.

Persons interested in general information may contact the Public Information Office, phone, 202—254-8500. Persons interested in information on particular cases may call 202—254-8448.

## CONSTRUCTION INDUSTRY STABILIZATION COMMITTEE

Department of Labor Building, Washington, D.C. 20210. Phone, 202—961-3736

Chairman . . . . . JOHN T. DUNLOP.

Members:

*Public*

JOHN T. DUNLOP.  
CLARENCE D. BARKER.  
ALBERT REES.  
STUART ROTHMAN.

*Labor*

HUNTER P. WHARTON.  
S. FRANK RAFTERY.  
JOHN H. LYONS.  
CHARLES H. PILLARD.  
(Alternates)  
WILLIAM SIDELL.  
MARTIN J. WARD.  
PETER FOSCO.  
THOMAS F. MURPHY.  
ROBERT A. GEORGINE.  
EDWARD CARLOUGH.

*Management*

JOHN E. HEALY, II.  
ROBERT L. HIGGINS.  
GEORGE A. MILLER.  
JOHN E. QUINN.  
(Alternates)  
JAMES H. FERGUSON.  
EDWARD W. PRATT.  
ANDREW P. MURPHY.  
HARRY P. TAYLOR.  
EDWARD F. GLANZ.

Secretary . . . . . D. QUINN MILLS.

Executive Director . . . . . JOE L. RUSSELL.

**CREATION AND AUTHORITY.**—The Construction Industry Stabilization Committee was established as an agency of the U.S. Government by Executive Order 11588, March 29, 1971, as amended by Executive Order 11627, October 15, 1971.

**PURPOSE.**—The Committee was established as a tri-partite board consisting of representatives of the public, labor, and management and was charged with the duty of stabilizing wages in the construction industry.

**FUNCTIONS.**—The Committee reviews economic adjustments embodied in collective bargaining agreements negotiated in the construction industry, as defined by the Davis-Bacon Act of March 3, 1931 (46 Stat. 1494, as amended), after March 29, 1971, in order to determine whether said adjustments are consistent with the goals of the Economic Stabilization Program. Under the provisions of Pay Board Order No. 2, November 13, 1971, amended January 28, 1972, the

Committee is further authorized to review all economic adjustments scheduled to take effect after August 14, 1971, regardless of the date the collective bargaining agreement was initially negotiated.

The Committee works in conjunction with 17 Craft Boards which are composed of labor and management representatives of each of the construction trades. The Committee consults with the Pay Board to ensure uniform application of the criteria utilized by the Economic Stabilization Program.

For further information contact  
CISC, Department of Labor, 14th  
and Constitution Avenue NW.,  
Washington, D.C. 20210. Phone,  
202—961-3736.

## PRICE COMMISSION

2000 M Street NW., Washington, D.C. 20508. Phone, 202—655-4000

Chairman . . . . .	C. JACKSON GRAYSON, JR.
Commissioner . . . . .	WILLIAM T. COLEMAN, JR.
Commissioner . . . . .	ROBERT F. LANZILOTTI
Commissioner . . . . .	J. WILSON NEWMAN
Commissioner . . . . .	JOHN W. QUEENAN
Commissioner . . . . .	WILLIAM W. SCRANTON
Commissioner . . . . .	(VACANCY) <sup>1</sup>
Executive Director . . . . .	WILLIAM B. LEWIS
Deputy Executive Director . . . . .	PETER F. CARPENTER
General Counsel . . . . .	W. DAVID SLAWSON
Systems Coordinator . . . . .	ROBERT N. ANTHONY
Director, Office of Administration . . . . .	MAX MEDLEY
Director, Executive Secretariat . . . . .	LOUIS P. NEEB
Director, Office of Program Operations . . . . .	DONALD I. WORTMAN
Director, Office of Public Affairs . . . . .	A. JOHN ADAMS
Director, Office of Congressional Relations . . . . .	JAMES H. HOGUE
Director, Office of Price Policy . . . . .	CURTIS JONES
Director, Office of Exceptions Review . . . . .	JAY T. LEANSE
Director, Office of Program Control . . . . .	FRANK TILLMAN

<sup>1</sup> The nomination of Mary Hamilton was submitted to the Senate on April 10.

**CREATION AND AUTHORITY.**—The Price Commission was established as an agency of the United States in the Executive Office of the President by section 8 of Executive Order 11627, October 16, 1971, pursuant to the Economic Stabilization Act of 1970, as amended, Public Law 91-558, 84 Stat. 1468; Public Law 92-8, 85 Stat. 13; Public Law 92-15, 85 Stat. 38; Public Law 92-210, 85 Stat. 743.

**PURPOSE.**—The purpose of the Price Commission is to set policies for stabilizing prices and rents, within the goals established by the Cost of Living Council, and to establish and administer regulations to ensure just and full application of such policies. The objective of these policies is to reduce inflation, minimize unemployment, improve the Nation's competitive position in world trade, and protect the purchasing power of the dollar.

**ORGANIZATION.**—The Price Commission is composed of seven members, representative of the public, appointed by the President with the advice and consent of the Senate.<sup>2</sup> One member of the Commission is designated by the President as Chairman, and he serves full time as an employee of the United States. An Executive Director is designated by the Chairman to exercise general supervision over the staff of the Commission.

## FUNCTIONS

**PRICE POLICY.**—The Office of Price Policy advises the Commission on the establishment of price goals and policies, and evaluates the results of actions taken by the Commission; serves as the primary conceptual group for policy development matters; prepares economic analysis and statistical reports that pro-

vide the basis for formulating and evaluating the impact of proposed policy on the national economy; serves as point of contact for industry advisory groups.

**PROGRAM OPERATIONS.**—The Office of Program Operations, as the operational arm of the Commission, is the primary point of contact with businesses and other economic enterprises. It seeks the compliance of organizations and individuals with the policies and programs of the Commission; processes, reviews, and takes action on reports and requests for price changes of specific organizations not conducted by the Internal Revenue Service field offices; provides services such as investigation of complaints, answering inquiries, and conducting briefings to industry and company representatives.

**EXCEPTIONS REVIEW.**—The Office of Exceptions Review considers all requests for exceptions arising out of alleged economic hardship caused by policies, regulations, and actions of the Commission; determines which requests to accept for review and renders decisions on accepted cases; advises on needed changes in policies and procedures as well as exemptions for specific industries, activities or service sectors.

**GENERAL COUNSEL.**—The Office of General Counsel represents the Commission in all legal dealings with external groups; selects cases for prosecution and assists the Department of Justice in prosecution of these cases.

**INTERNAL REVENUE SERVICE.**—The Price Commission has delegated certain functions dealing with price and rent stabilization to the Internal Revenue Service.

<sup>2</sup> The requirement with respect to Senate confirmation imposed by section 204(1) of the Economic Stabilization Act Amendments of 1971 does not apply to members of the Commission, other than the Chairman, who were serving pursuant to appointment by the President, on the date of the enactment of 1971 amendments.

For further information contact the Price Commission, 2000 M Street NW., Washington, D.C. 20508. Phone, 202—655-4000, or the nearest office of the Internal Revenue Service.

## RENT ADVISORY BOARD

2000 M Street NW., Washington, D.C. 20508. Phone, 202—254-8600

Chairman . . . . . THOMAS B. CURTIS.

## Members:

ROBERT O. BLUE.

DORIS BUNTE.

BRUCE P. HAYDEN.

HARVEY M. MEYERHOFF.

RONALD C. MORGAN.

ROBERT H. PEASE.

ROBERT ROSS.

Executive Secretary . . . . . JAMES TANCK.

GEORGE G. STERNLIEB.

MARY ELIZABETH SOWARDS.

FRED C. TUCKER, JR.

CHARLES J. URSTADT.

PETE V. VILLA.

MURRAY L. WEIDENBAUM.

ROSETTA WYLIE.

**CREATION AND AUTHORITY.**—The Rent Advisory Board was established by EO 11632 of November 22, 1971, which added section 11A to EO 11627, and is continued under Executive Order 11640, January 26, 1972. The Rent Advisory Board is composed of such members as the President may from time to time appoint and a designated Chairman.

**PURPOSE.**—As established in section 11A(b) of Executive Order 11627, the Rent Advisory Board provides advice to the Price Commission and Cost of Living Council concerning special considerations involved in the stabilization of rents and assists in the performance of the Commission by making technical analyses of specific matters.

**ORGANIZATION.**—The Rent Advisory Board is composed of fifteen members, including the Chairman, and equally represents consumers, industry, and the public.

**HISTORY AND FUNCTIONS.**—The Rent Advisory Board first convened November 23, 1971 to formulate rent stabilization policy recommendations for the Economic Stabilization Program. First issuance of the rent regulations for Phase II became effective December 29, 1971.

The Rent Advisory Board acts as principal advisor to the Price Commission on matters of rent policy. The Board examines and deliberates rent issues that are either requested by the Commission, deemed important by Board members, or brought to its attention by the Board staff. Decisions and recommendations are forwarded to the Price Commission. The Board staff coordinates, with the Price Commission, the development of rent stabilization policies, insures implementation of rent policy and serves as rent staff to the Price Commission.

## HEALTH SERVICES INDUSTRY COMMITTEE

2000 M Street NW., Washington, D.C. 20508. Phone, 202—254-8718

Chairman . . . . . BARBARA B. DUNN.

## Members:

KARL D. BAYS.

EARL W. BRIAN.

RITA R. CAMPBELL.

D. BROOKS CHANDLER.

JANE CLAFLIN.

FRANK C. COLEMAN.

JAMES R. COWAN.

THEODORE E. CUMMINGS.

ROSAMOND C. GABRIELSON.

JAMES W. HAVILAND.

JOHN A. HILL.

ALICE K. LEOPOLD.

KENNETH M. McCaffree.

J. ALEXANDER McMAHON.

C. JOSEPH STETLER.

WILLIAM H. THOMS.

SAMUEL J. TIBBITTS.

JOHN TOMAYKO.

DONALD J. WALDEN.

JOHN C. WHITWELL.

**CREATION AND AUTHORITY.**—The Health Services Industry Committee was established by Executive Order 11627 and is composed of 21 members representing the public, the medical profession, consumers, hospitals, related health occupations and industries, and the health insurance industry.

**PURPOSE.**—The Committee was established to advise the Cost of Living Council, the Price Commission, and the Pay Board on all matters related to the health services industry.

**FUNCTIONS AND ACTIVITIES.**—As an advisory body the Committee responds to requests from the Cost of Living Council, Price Commission, and Pay Board. The Committee establishes recommended guidelines to curb inflation in the health industry, advises the Price Commission

on the interpretation of any health regulations, and suggests means of facilitating the compliance and exception procedures for the industry. Their work also involves review of special exception requests and special areas within the health field. The Committee is also charged with undertaking special studies pertinent to wage and price stabilization policies. In order to do this, the Committee consults with representatives of medical, insurance, labor, and consumer organizations.

For further information, contact the Health Services Industry Committee, Room 5320, 2000 M Street NW., Washington, D.C. 20508.

## COMMITTEE ON STATE AND LOCAL GOVERNMENT COOPERATION

2000 M Street N.W., Washington, D.C. 20507. Phone, 202—254-8740

Chairman . . . . .

R. W. DEWESE.

Members:

LESTER L. BATES.  
ELEANOR BEARD.  
JOHN E. BURTON.  
WILLIAM J. CONNOR.  
JOHN H. CONOLLY.  
ROBERT N. DAVIES.  
SAMUEL G. HANSON.  
CHARLES J. IRWIN.

ABE LAVINE.  
JACK D. MALTESTER.  
ROBERT E. MERRIAM.  
THOMAS J. MESKILL.  
JOHN D. MILLETT.  
DONALD E. MORRISON.  
ASA T. SPAULDING.

Executive Director

RICHARD CONN.

Deputy Director

EUGENE ELKINS.

**CREATION AND AUTHORITY.**—The Committee on State and Local Government Cooperation was established as a presidential advisory panel pursuant to Executive Order 11627, October 16, 1971, as amended, continued pursuant to Executive Order 11640, January 26, 1972.

**PURPOSE.**—The Committee was established as an advisory panel to the Cost of Living Council, Pay Board and Price Commission for the post-freeze Economic Stabilization Program.

**FUNCTIONS.**—The Committee in its advisory role, develops, reviews, and makes recommendations on policies, mechanisms and procedures to the Cost of Living Council, Pay Board and Price Commission designed to stimulate volun-

tary cooperation by both the States and local government and individual citizens with the stabilization program. In order to accomplish this function, the Committee is composed of various representatives of these governments and their employee organizations.

For further information, contact the Committee on State and Local Government Cooperation, Room 5320, 2000 M Street NW., Washington, D.C. 20507. Phone, 202—254-8740.

OFFICE OF ASSISTANT COMMISSIONER (STABILIZATION)  
INTERNAL REVENUE SERVICE

1111 Constitution Avenue NW., Washington, D.C. 20224. Phone, 202—964-3660

Assistant Commissioner . . . . .  
Director, Exceptions, Interpretations and Appeals Division . . . . .  
Director, Service and Compliance Division . . . . .  
Director, Program Resources and Analysis Division . . . . .  
Liaison to Pay Board . . . . .  
Liaison to Price Commission . . . . .

EDWARD F. PRESTON.

WILLIAM H. CONNETT.  
STANLEY GOLDBERG.

WILLIAM DANIEL.  
THOMAS A. DESCICIOLO.  
RAYMOND N. SNEAD.

**CREATION AND AUTHORITY.**—The Office of the Assistant Commissioner (Stabilization) was established in the National Office of the Internal Revenue Service by Treasury Department Order No. 150-76, November 13, 1971. That order also delegated to the Commissioner of Internal Revenue the authority delegated to the Secretary of the Treasury by Cost of Living Council Order No. 5, Price Commission Order No. 1, and Pay Board Order No. 1 except the authority relating to issuance of rulings which was redelegated to the General Counsel of the Treasury. By delegation Order No. 121, November 13, 1971, the Commissioner redelegated his authority concerning the stabilization program to the Assistant Commissioner (Stabilization).

**PURPOSE.**—The basic objective of the Office of the Assistant Commissioner (Stabilization) is to promote voluntary compliance by the public and to efficiently administer the stabilization program.

**HEADQUARTERS ORGANIZATION.**—The headquarters organization is located in the Internal Revenue Building in Washington, D.C. It consists of four divisions and a liaison staff that develop nationwide programs for the administration of the Economic Stabilization Program and

provide overall direction to the field organization.

**FIELD ORGANIZATION.**—The field organization is generally the same as that of the Internal Revenue Service. There is an Assistant Regional Commissioner (Stabilization) in each of the seven regions and a Stabilization Staff in each of 58 districts headed by a Stabilization Program Manager. (A list of district offices follows this statement.)

Each Manager administers within his district stabilization activities which include providing information to the public, responding to inquiries, investigating complaints of violations, conducting compliance monitoring and fact-finding investigations, receiving, analyzing, investigating and preparing and forwarding recommendations upon applications for exceptions and exemptions, and resolve conducting hearings on appeals.

**FUNCTIONS.**—The primary functions of the Office of the Assistant Commissioner (Stabilization) are: To operate and maintain local service and compliance centers established in support of the Economic Stabilization Program; to disseminate information and guidance to the public; to receive, analyze, and respond to inquiries relating to the application of regulations and other guidance

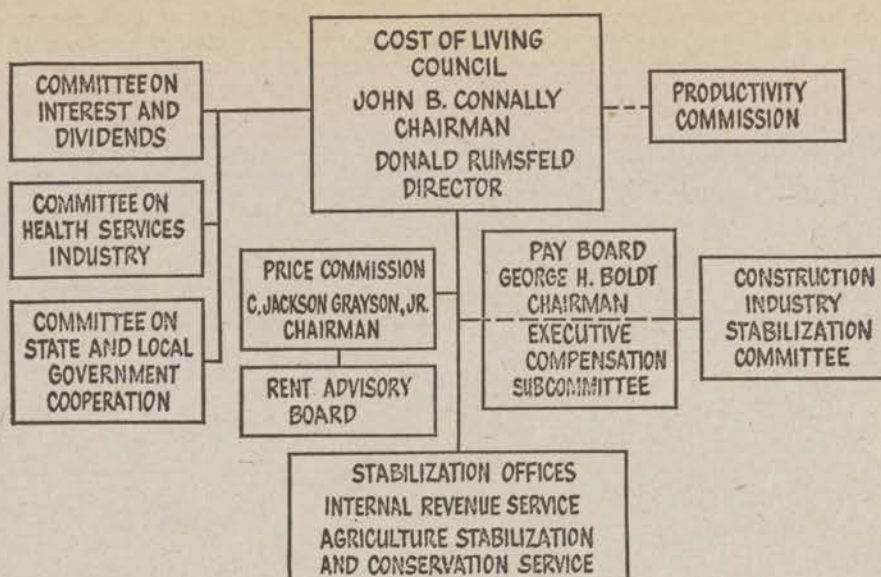
issued by the Council, Commission, or Board, and establish and operate an appeal procedure; to receive, analyze, investigate, and prepare and forward recommendations upon applications for exceptions and exemptions from coverage, classifications, and the implementation procedures to the Council, Commission, or Board, for decision; to conduct monitoring investigations as to the effectiveness of the stabilization program; to receive, investigate, and resolve by obtaining compliance, where possible, complaints received with respect to program violations and recommending enforcement action to the Council,

Commission, or Board; to make factual determinations on behalf of the Council, Commission, or Board; and to maintain adequate records and make periodic reports to the Council, Commission, or Board.

For further information, contact the Office of Assistant Commissioner (Stabilization), Internal Revenue Service, 1111 Constitution Avenue NW., Washington, D.C. 20224. Phone, 202-964-3660.

## INTERNAL REVENUE DISTRICTS—INTERNAL REVENUE SERVICE

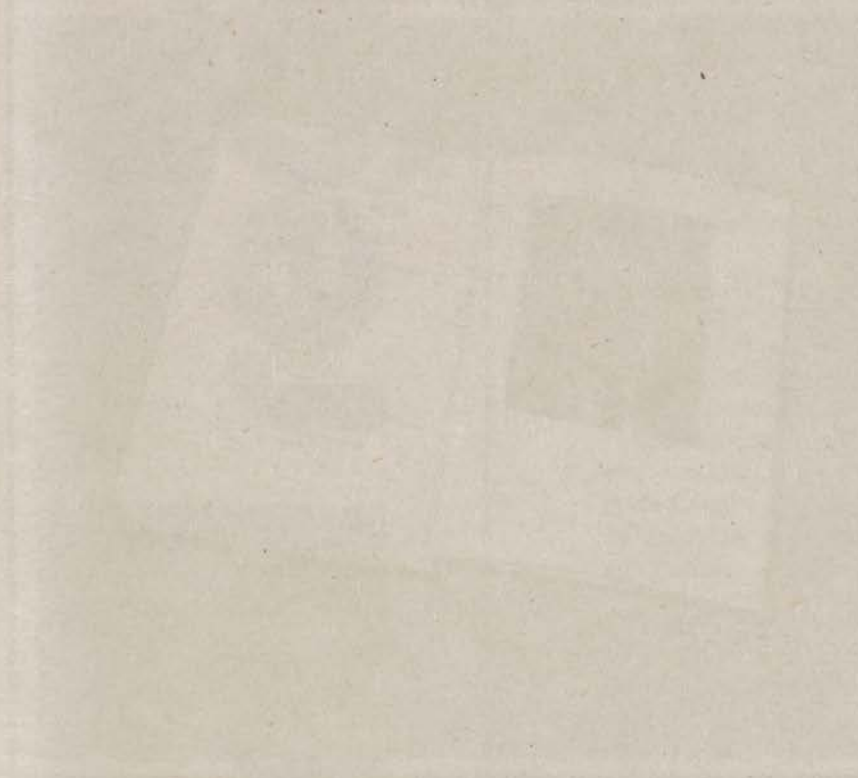
District	Address	Director
Alabama, 35203	2121 Eighth Ave., N. Birmingham	Dwight T. Baptist.
Alaska, 99501	540 Fifth Ave., Anchorage	Lewis J. Conrad.
Arizona, 85025	230 N. 1st Ave., Phoenix	Aiden W. McCanness.
Arkansas, 72203	700 W. Capitol, Little Rock	Emmett E. Cook.
California:		
Los Angeles, 90012	300 N. Los Angeles St.	Frank S. Schmidt.
San Francisco, 94102	450 Golden Gate Ave.	Raymond F. Harless.
Colorado, 80202	1961 Stout St., Denver	Arthur A. Kennedy.
Connecticut, 06115	450 Main St., Hartford	Joseph J. Conley, Jr.
Delaware, 19801	800 Delaware Ave., Wilmington	Charles DeWitt.
District of Columbia (Part of Baltimore District)		
Florida, 32202	400 W. Bay St., Jacksonville	Andrew J. O'Donnell, Jr.
Georgia, 30303	275 Peachtree St. NE., Atlanta	Walter T. Coppinger.
Hawaii, 96813	U.S. Post Office, Courthouse and Customs House, Honolulu	Robert M. Cutts.
Idaho, 83702	550 W. Fort St., Boise	Calvin E. Wright.
Illinois:		
Chicago, 60602	17 N. Dearborn St.	Roger C. Beck.
Springfield, 62704	325 W. Adams St.	Jay G. Philpott.
Indiana, 46204	Federal Bldg. and Courthouse, Indianapolis	James E. Daly.
Iowa, 50309	210 Walnut St., Des Moines	Richard C. Voskuil, Acting.
Kansas, 67202	412 S. Main St., Wichita	Harry F. Scribner.
Kentucky, 40202	Post Office Bldg., Louisville	Robert J. Dath.
Louisiana, 70130	600 South St., New Orleans	Carl R. Gromatsky.
Maine, 04330	68 Sewall St., Augusta	Whitney L. Wheeler.
Maryland, 21201	Federal Bldg., Baltimore	Irving Machiz.
Massachusetts, 02203	J.F.K. Federal Bldg., Boston	William E. Williams.
Michigan, 48226	Federal Bldg. and Courthouse, Detroit	Thomas A. Cardoza.
Minnesota, 55101	316 N. Robert St., St. Paul	George O. Lethert.
Mississippi, 39202	301 N. Lamar St., Jackson	John W. Henderson.
Missouri, 63101	1114 Market St., St. Louis	Eugene C. Coyle, Jr.
Montana, 59601	Federal Office Bldg., Helena	Nelson L. Seeley.
Nebraska, 68102	106 S. 15th St., Omaha	Richard P. Vinal.
Nevada, 89502	300 Booth St., Reno	Warren A. Bates.
New Hampshire, 03801	80 Daniel St., Portsmouth	Frank Murphy.
New Jersey, 07102	970 Broad St., Newark	Roland H. Nash, Jr.
New Mexico, 87101	517 Gold Ave. SW., Albuquerque	Maurice E. Johnson.
New York:		
Albany, 12210	161 Washington Ave.	Donald T. Hartley.
Brooklyn, 11201	35 Tillary St.	Elmer H. Klinsman.
Buffalo, 14202	111 W. Huron St.	John E. Foley.
Manhattan, 10007	120 Church St., New York	Elliot Gray.
North Carolina, 27401	320 Federal Pl., Greensboro	John E. Wall.
North Dakota, 58102	653 Second Ave., N. Fargo	Frederick G. Kniskern.
Ohio:		
Cincinnati, 45202	550 Main St.	Paul A. Schuster.
Cleveland, 44109	1240 E. 9th St.	Frank S. Turbett, Jr.
Oklahoma, 73102	200 NW. 4th St., Oklahoma City	Clyde L. Bickerstaff.
Oregon, 97204	319 SW. Pine St., Portland	Ralph B. Short.
Pennsylvania:		
Philadelphia, 19108	491 N. Broad St.	Alfred L. Whinston.
Pittsburgh, 15222	1000 Liberty Ave.	H. Allan Long.
Puerto Rico (Office of International Operations, National Office), 00919	255 Ponce de Leon Ave. and Bolivia St., Hato Rey	David M. Rayner (Director's Representative).
Rhode Island, 02903	130 Broadway, Providence	John J. O'Brien.
South Carolina, 29201	901 Sumter St., Columbia	Harold M. McLeod.
South Dakota, 57401	640 9th Ave. SW., Aberdeen	John B. Langer.
Tennessee, 37203	801 Broadway, Nashville	James A. O'Hara.
Texas:		
Austin, 78701	300 E. 8th St.	R. L. Phinney.
Dallas, 75202	1100 Commerce St.	Ellis Campbell, Jr.
Utah, 84110	Post Office and Courthouse, Salt Lake City	Roland V. Wise.
Vermont, 05401	11 Elmwood Ave., Burlington	Fulton D. Fields.
Virginia, 23240	400 N. 8th St., Richmond	James P. Boyle.
Virgin Islands (Office of International Operations, National Office)		
Washington, 98121	2033 Sixth Ave., Seattle	Neal S. Warren.
West Virginia, 26101	425 Juliana St., Parkersburg	Hugh D. Jones.
Wisconsin, 53202	517 E. Wisconsin Ave., Milwaukee	Walter S. Stumpf.
Wyoming, 82001	21st and Carey Sts., Cheyenne	T. Blair Evans.





# Richard Nixon

Public Papers  
of the President  
of the  
United States



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