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Page 8495-8543



HIGHLIGHTS OF THIS ISSUE

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

- SWEET CHERRIES**—USDA revision of standards for grades; effective 5-7-71 8502
- BURLEY TOBACCO**—USDA regulation of transfer of marketing quotas by lease and by owner; effective 5-6-71 8503
- CROPLAND**—USDA amendments to adjustment program, 1966-1969; effective 5-7-71 8505
- IMMIGRATION - NATIONALITY**—Justice Dept. rule prescribing forms; effective 5-7-71 8505
- QUARANTINE**—USDA restriction of areas in New Jersey because of hog cholera; effective 5-3-71.. 8507
- HOME BUILDING LOANS**—Fed. Home Loan Bank Bd. amendments relating to loans to individuals; effective 5-7-71 8507
- FEDERAL CREDIT UNIONS**—NCUA regulations on investments and deposits; effective 5-15-71.. 8508
- AIRWORTHINESS DIRECTIVE**—FAA rule requiring installation of electric fuel pump seal chamber overboard drain on Bellanca Model 17-30 airplanes; effective 5-8-71 8509

(Continued inside)

Now Available

LIST OF CFR SECTIONS AFFECTED

1949-1963

This volume contains a compilation of the "List of Sections Affected" for all titles of the Code of Federal Regulations for the years 1949 through 1963. All sections of the CFR which have been expressly affected by documents published in the daily Federal Register are enumerated.

Reference to this list will enable the user to find the precise text of CFR provisions which were in force and effect on any given date during the period covered.

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HIGHLIGHTS—Continued

AIRWORTHINESS DIRECTIVE—FAA rule permitting certain wheel bearing replacements for Model 747 airplanes; effective 5-7-71.....	8509	GRAINS—USDA extension of warehouse storage loans, 1970 crops; effective 5-7-71.....	8528
MINORITY MANPOWER—GSA procedures for construction contract affirmative action programs, Philadelphia, Pa., and Washington, D.C., areas; effective 5-10-71.....	8510	ENVIRONMENT—AEC notice of availability of draft environmental statement on proposed plutonium recovery facility at Rocky Flats, Colo.....	8529
WAR RISK INSURANCE—Maritime Admin. establishment of values.....	8511	WATER STORAGE—International Joint Comm. notice of application regarding Kootenay Lake; statements deadline 5-28-71, hearing 6-8-71..	8536
TUNA FISHERIES—Commerce Dept. amendment of yellowfin tuna regulations; effective 5-7-71....	8515	BALL BEARINGS—OEP report of effects of imports on national security.....	8537
INDIAN LANDS—Proposed Bur. of Indian Affairs regulations on rights-of-way over Indian lands....	8520	KEY BLANKS—Tariff Comm. determination of no injury to domestic industry by imports of brass key blanks from Canada sold at less than fair value.....	8537
LIMES AND AVOCADOS—USDA proposed amendments of Florida marketing agreements and orders (2 documents).....	8520, 8522	SHOES—Tariff Comm. notice of investigation for trade adjustment assistance for workers.....	8538
WAGE RATES—Labor Dept. proposed minimum wage rates for agricultural workers in designated States.....	8524	SENIOR VOLUNTEERS—HEW proposal on grants and contracts for retired senior volunteer program; comment period ends 5-22-71.....	8525

Contents

AGRICULTURAL RESEARCH SERVICE

Rules and Regulations

Hog cholera and other communicable swine diseases; areas quarantined.....	8507
---	------

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

Rules and Regulations

Cropland adjustment program, 1966-1969; miscellaneous amendments.....	8505
Tobacco, burley; transfer of farm marketing quotas by lease and by owner.....	8503

AGRICULTURE DEPARTMENT

See Agricultural Research Service; Agricultural Stabilization and Conservation Service; Commodity Credit Corporation; Consumer and Marketing Service.

ATOMIC ENERGY COMMISSION

Notices

Applications for construction permits and facility licenses; time for submission of views on antitrust matters:	
Georgia Power Co.....	8528
Pennsylvania Power and Light Co.....	8529
Rocky Flats Plant Plutonium Recovery Facility; availability of draft environmental statement..	8529

CIVIL SERVICE COMMISSION

Rules and Regulations

Excepted service:	
Department of the Army.....	8501
Department of Commerce.....	8501
Department of the Interior.....	8501
Environmental Protection Agency (2 documents).....	8501
U.S. Information Agency.....	8501

COMMERCE DEPARTMENT

See Maritime Administration; National Oceanic and Atmospheric Administration.

COMMODITY CREDIT CORPORATION

Notices

Grains and similarly handled commodities; extension of warehouse storage loans for 1970 crops.....	8528
--	------

CONSUMER AND MARKETING SERVICE

Rules and Regulations

Cherries, sweet; standards for grades.....	8502
--	------

Proposed Rule Making

Avocados grown in Florida; marketing; recommended decision..	8522
Limes grown in Florida; marketing; recommended decision....	8520
Milk handling in Eastern Ohio-Western Pennsylvania marketing area; suspension of certain provisions.....	8524

(Continued on next page)

EMERGENCY PREPAREDNESS OFFICE**Notices**

Imports of miniature and instrument precision ball bearings; effects on national security..... 8537

FEDERAL AVIATION ADMINISTRATION**Rules and Regulations**

Airworthiness directives:
Bellanca airplanes..... 8509
Boeing airplanes..... 8509
Fairchild Hiller aircraft..... 8509

Alterations:
Federal airway segment..... 8509
Restricted area..... 8510
Transition area..... 8510

Proposed Rule Making

Federal airway segments; alteration..... 8524

Transition areas:
Alterations (2 documents)..... 8525
Designation..... 8525

FEDERAL COMMUNICATIONS COMMISSION**Notices**

Common carrier services information; domestic public radio services applications accepted for filing..... 8529

FEDERAL HOME LOAN BANK BOARD**Rules and Regulations**

Operations; loans by Federal savings and loan associations..... 8507

FEDERAL POWER COMMISSION**Notices**

Hearings, etc.:
Gulf Oil Corp..... 8531
Iowa Electric Light and Power Co..... 8531
Kansas-Nebraska Natural Gas Co..... 8532
Michigan Gas Storage Co..... 8532
Northwestern Public Service Co..... 8533
Pacific Gas Transmission Co..... 8533
Pacific Power & Light Co..... 8534
Panhandle Eastern Pipe Line Co..... 8534
Public Service Company of Colorado..... 8534

FEDERAL RESERVE SYSTEM**Notices**

First Financial Corp.; applications for approval of acquisition of shares of banks (2 documents)..... 8535

GENERAL SERVICES ADMINISTRATION**Rules and Regulations**

Labor standards in construction contracts..... 8510

Notices

Chairman, Atomic Energy Commission; delegation of authority..... 8536

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See also Social and Rehabilitation Service.

Notices

Office of the Deputy Assistant Secretary (Regional and Community Development); organizational change..... 8528

IMMIGRATION AND NATURALIZATION SERVICE**Rules and Regulations**

Prescribed immigration and nationality forms..... 8505

INDIAN AFFAIRS BUREAU**Proposed Rule Making**

Rights-of-way over Indian lands; consent of landowners; power projects..... 8520

INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)**Notices**

Westmoreland Coal Co.; opportunity for public hearing regarding applications for renewal permits..... 8536

INTERIOR DEPARTMENT

See Indian Affairs Bureau.

INTERNATIONAL JOINT COMMISSION—UNITED STATES AND CANADA**Notices**

Kootenay Lake; hearing regarding storage of water..... 8536

INTERSTATE COMMERCE COMMISSION**Notices**

Motor carrier temporary authority applications..... 8539

JUSTICE DEPARTMENT

See Immigration and Naturalization Service.

LABOR DEPARTMENT

See Manpower Administration; Wage and Hour Division.

MANPOWER ADMINISTRATION**Proposed Rule Making**

Public employment offices; minimum wage rates..... 8524

MARITIME ADMINISTRATION**Rules and Regulations**

Values for war risk insurance; miscellaneous amendments..... 8511

NATIONAL CREDIT UNION ADMINISTRATION**Rules and Regulations**

Investments and deposits..... 8508

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION**Rules and Regulations**

Eastern Pacific yellowfin tuna fisheries..... 8515

Notices

Daryl C. and June G. Van Dyke; loan application..... 8528

SECURITIES AND EXCHANGE COMMISSION**Proposed Rule Making**

Contractual plans for mutual fund shares and variable annuities; reserve requirements and notices; correction..... 8525

SMALL BUSINESS ADMINISTRATION**Notices**

Associate Administrator for Financial Assistance; delegation of authority..... 8537

Illinois; declaration of disaster loan area..... 8537

SOCIAL AND REHABILITATION SERVICE**Proposed Rule Making**

Retired senior volunteer program..... 8525

TARIFF COMMISSION**Notices**

Brass key blanks from Canada; determination of no injury..... 8537

Lown-Salvage Shoe Corp.; workers' petition for determination of eligibility to apply for adjustment assistance; investigation..... 8538

TRANSPORTATION DEPARTMENT

See Federal Aviation Administration.

WAGE AND HOUR DIVISION**Notices**

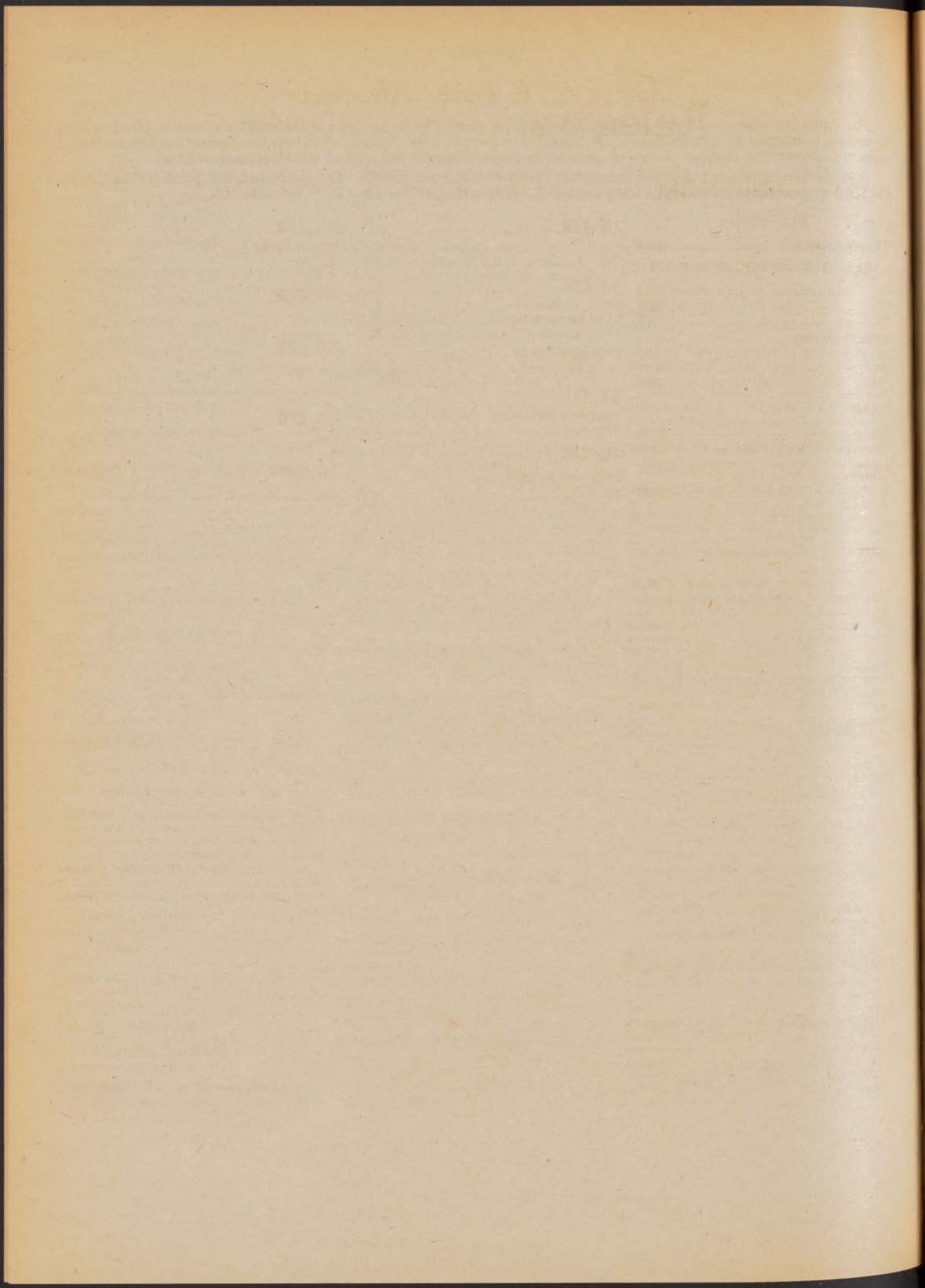
Certificates authorizing employment of learners at special minimum wages..... 8538

List of CFR Parts Affected

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears following the Notices section of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1971, and specifies how they are affected.

5 CFR		12 CFR		25 CFR	
213 (6 documents) -----	8501	545 -----	8507	PROPOSED RULES:	
		703 -----	8508	161 -----	8520
7 CFR		14 CFR		41 CFR	
51 -----	8502	39 (3 documents) -----	8509	5B-12 -----	8510
724 -----	8503	71 (2 documents) -----	8509, 8510		
751 -----	8505	73 -----	8510	45 CFR	
PROPOSED RULES:		PROPOSED RULES:		PROPOSED RULES:	
911 -----	8520	71 (4 documents) -----	8524, 8525	906 -----	8525
915 -----	8522			46 CFR	
1036 -----	8524	17 CFR		309 -----	8511
		PROPOSED RULES:		50 CFR	
8 CFR		274 -----	8525	280 -----	8515
299 -----	8505	20 CFR			
499 -----	8505	PROPOSED RULES:			
9 CFR		602 -----	8524		
76 -----	8507				



Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Department of the Army

Section 213.3107 is amended to show that positions of Food Service Worker, Sales Store Worker, and Ward Attendant at certain authorized overseas locations are excepted under Schedule A when filled by dependents of U.S. military and civilian personnel resident in the area in the absence of available non-U.S. citizens. An appointment under this authority may not be made initially for more than 3 years but may be extended for up to 1 additional year with the prior approval of the Commission.

Effective on publication in the FEDERAL REGISTER (5-7-71), subparagraph (7) is added to paragraph (a) of § 213.3107 as set out below.

§ 213.3107 Department of the Army.

(a) General. * * *

(7) Positions of Food Service Worker, Sales Store Worker, and Ward Attendant at overseas locations approved by the Commission, when filled by dependents of U.S. military and civilian personnel resident in the area in the absence of available non-U.S. citizens. An appointment under this authority may be made initially for no more than 3 years, but it may be extended for up to 1 additional year with the prior approval of the Commission.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-6410 Filed 5-6-71; 8:48 am]

PART 213—EXCEPTED SERVICE

Department of the Interior

Section 213.3312 is amended to show that the following positions are no longer excepted under Schedule C: One Confidential Assistant to the Assistant Secretary for Water Quality and Research, one Staff Assistant to the Assistant Secretary for Water Quality and Research, and one Special Assistant to the Assistant Secretary for Water Quality and Research.

Effective on publication in the FEDERAL REGISTER (5-7-71), subparagraphs (13),

(17), and (18) of paragraph (a) of § 213.3312 are revoked.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-6413 Filed 5-6-71; 8:48 am]

PART 213—EXCEPTED SERVICE

Department of Commerce

Section 213.3314 is amended to show that three additional positions of Confidential Assistant to the Director, Bureau of International Commerce, and three additional positions of Confidential Assistant to the Director, Bureau of Domestic Commerce, are expected under Schedule C.

Effective on publication in the FEDERAL REGISTER (5-7-71), subparagraphs (6) and (10) of paragraph (m) of § 213.3314 are amended as set out below.

§ 213.3314 Department of Commerce.

(m) Office of the Assistant Secretary for Domestic and International Business. * * *

(6) Six Confidential Assistants to the Director, Bureau of International Commerce.

(10) Seven Confidential Assistants to the Director, Bureau of Domestic Commerce.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-6409 Filed 5-6-71; 8:48 am]

PART 213—EXCEPTED SERVICE

Environmental Protection Agency

Section 213.3318 is amended to show that one position of Special Assistant to the Assistant Administrator for Field Coordination is excepted under Schedule C.

Effective on publication in the FEDERAL REGISTER (5-7-71), paragraph (n) is added under § 213.3318 as set out below.

§ 213.3318 Environmental Protection Agency.

(n) One Special Assistant to the Assistant Administrator for Field Coordination.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-6412 Filed 5-6-71; 8:48 am]

PART 213—EXCEPTED SERVICE

Environmental Protection Agency

Section 213.3318 is amended to show that one position of Staff Assistant to the Special Assistant to the Administrator is excepted under Schedule C.

Effective on publication in the FEDERAL REGISTER (5-7-71), paragraph (o) is added under § 213.3318 as set out below.

§ 213.3318 Environmental Protection Agency.

(o) One Staff Assistant to the Special Assistant to the Administrator.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-6411 Filed 5-6-71; 8:48 am]

PART 213—EXCEPTED SERVICE

U.S. Information Agency

Section 213.3328 is amended to reflect the following title change: From one Special Assistant to the Director to one Advisor to the Director.

Effective on publication in the FEDERAL REGISTER (5-7-71), paragraph (f) of § 213.3328 is amended as set out below.

§ 213.3328 U.S. Information Agency.

(f) One Advisor to the Director.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-6414 Filed 5-6-71; 8:48 am]

Title 7—AGRICULTURE

Chapter I—Consumer and Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 51—FRESH FRUITS, VEGETABLES AND OTHER PRODUCTS (INSPECTION, CERTIFICATION AND STANDARDS)

Subpart—U.S. Standards for Grades for Sweet Cherries¹

On page 5432 of the FEDERAL REGISTER of March 23, 1971, there was published a notice of proposed rule making to revise these grade standards by reducing tolerances for defects at shipping point and making corresponding increases en route or at destination, and other less important changes. These grade standards are issued under authority of the Agricultural Marketing Act of 1946 (60 Stat. 1087, as amended; 7 U.S.C. 1621-1627), which provides for the issuance of official U.S. grades to designate different levels of quality for the voluntary use of producers, buyers and consumers. Official grading services are also provided under this act upon request of any financially interested party and upon payment of a fee to cover the cost of such services.

Interested persons were given until April 25, 1971, to submit written data, views, or arguments regarding the proposal. No objections have been received and the proposed revised standards are hereby adopted without change and are set forth below.

It is hereby found that good cause exists for not postponing the effective date of this revision beyond the date of publication hereof in the FEDERAL REGISTER, in that: (1) The 1971 packing season for sweet cherries will start in May and it is in the interest of the public and the industry that this revision be placed in effect at the earliest possible date; and (2) no special preparation is required for compliance with the revision on the part of members of the sweet cherry industry or of others.

Accordingly this revision shall become effective upon publication in the FEDERAL REGISTER (5-7-71), and will thereupon supersede the U.S. standards for sweet cherries which have been in effect since May 14, 1956 (7 CFR 51.2646-51.2657).

Dated: May 4, 1971.

G. R. GRANGE,
Deputy Administrator,
Marketing Services.

¹ Packing of the product in conformity with the requirements of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug and Cosmetic Act or with applicable State laws and regulations.

GRADES

Sec.	
51.2646	U.S. No. 1.
51.2647	U.S. Commercial.
	TOLERANCES
51.2648	Tolerances.
	APPLICATION OF TOLERANCES
51.2649	Application of tolerances.
	DEFINITIONS
51.2650	Similar varietal characteristics.
51.2651	Mature.
51.2652	Fairly well colored.
51.2653	Well formed.
51.2654	Clean.
51.2655	Damage.
51.2656	Diameter.
51.2657	Serious damage.
51.2658	Permanent defects.
51.2659	Condition defects.

METRIC CONVERSION TABLE

51.2660 Metric conversion table.

AUTHORITY: The provisions of this subpart issued under sec. 205, 60 Stat. 1090, as amended; 7 U.S.C. 1624.

GRADES

§ 51.2646 U.S. No. 1.

"U.S. No. 1" consists of sweet cherries which meet the following requirements:

- (a) Similar varietal characteristics;
 - (b) Mature;
 - (c) Fairly well colored;
 - (d) Well formed; and
 - (e) Clean.
- (f) Free from:
- (1) Decay;
 - (2) Insect larvae or holes caused by them;
 - (3) Soft, overripe or shriveled;
 - (4) Undeveloped doubles; and,
 - (5) Sunscald.
- (g) Free from damage by any other cause. (See § 51.2655.)

(h) Size: Unless otherwise specified, the minimum diameter of each cherry shall be not less than three-fourths inch. The maximum diameter of the cherries in any lot may be specified in accordance with the facts.

(i) For tolerances see § 51.2648.

§ 51.2647 U.S. Commercial.

"U.S. Commercial" consists of sweet cherries which meet the requirements for the U.S. No. 1 grade except for minimum diameter and except for increased tolerances.

(a) Size: Unless otherwise specified, the diameter of each cherry shall be not less than five-eighths inch. The maximum diameter of the cherries in any lot may be specified in accordance with the facts.

(b) For tolerances see § 51.2648.

TOLERANCES

§ 51.2648 Tolerances.

In order to allow for variations incident to proper grading and handling in each of the foregoing grades, the following tolerances, by count, are provided as specified:

(a) For defects at shipping point—
(1) U.S. No. 1. 8 percent for cherries which fail to meet the requirements for this grade: *Provided*, That included in this amount not more than 4 percent shall be allowed for defects causing serious damage, including in this latter amount not more than one-half of 1 percent for cherries which are affected by decay.

(2) U.S. Commercial. 16 percent for cherries which fail to meet the requirements for this grade: *Provided*, That included in this amount not more than 4 percent shall be allowed for defects causing serious damage, including in this latter amount not more than one-half of 1 percent for cherries affected by decay.

(b) For defects en route or at destination—(1) U.S. No. 1. 12 percent for cherries in any lot which fail to meet the requirements for this grade: *Provided*, That included in this amount not more than the following percentages shall be allowed for defects listed:

(i) 8 percent for cherries which fail to meet the requirements for this grade because of permanent defects; or,

(ii) 6 percent for cherries which are seriously damaged, including therein not more than 4 percent for cherries which are seriously damaged by permanent defects and not more than 2 percent for cherries which are affected by decay.

(2) U.S. Commercial. 24 percent for cherries in any lot which fail to meet the requirements for this grade: *Provided*, That included in this amount not more than the following percentages shall be allowed for defects listed:

(i) 16 percent for cherries which fail to meet the requirements for this grade because of permanent defects; or,

(ii) 6 percent for cherries which are seriously damaged, including therein not more than 4 percent for cherries which are seriously damaged by permanent defects and not more than 2 percent for cherries which are affected by decay.

(c) For off-size. 5 percent for cherries which fail to meet the specified minimum diameter and 10 percent for cherries that fail to meet any specified maximum diameter.

APPLICATION OF TOLERANCES

§ 51.2649 Application of tolerances.

Individual samples shall have not more than double the tolerances specified, except that at least two defective and two off-size specimens may be permitted in any sample: *Provided*, That the averages for the entire lot are within the tolerances specified for the grade.

DEFINITIONS

§ 51.2650 Similar varietal characteristics.

"Similar varietal characteristics" means that the cherries in any container are similar in color and shape.

² Shipping point, as used in these standards, means the point of origin of the shipment in the producing area or at port of loading for ship stores or overseas shipment, or, in the case of shipments from outside the continental United States, the port of entry into the United States.

§ 51.2651 **Mature.**

"Mature" means that the cherries have reached the stage of growth which will insure the proper completion of the ripening process.

§ 51.2652 **Fairly well colored.**

"Fairly well colored" means that at least 95 percent of the surface of the cherry shows characteristic color for mature cherries of the variety.

§ 51.2653 **Well formed.**

"Well formed" means that the cherry has the normal shape characteristic of the variety, except that mature well developed doubles shall be considered well formed when each of the halves is approximately evenly formed.

§ 51.2654 **Clean.**

"Clean" means that the cherries are practically free from dirt, dust, spray residue, or other foreign material.

§ 51.2655 **Damage.**

"Damage" means any specific defect described in this section; or an equally objectionable variation of any one of these defects, any other defect, or any combination of defects, which materially detracts from the appearance, or the edible or marketing quality of the fruit. The following specific defects shall be considered as damage:

(a) Cracks within the stem cavity when deep or not well healed, or when the appearance is affected to a greater extent than that of a cherry which has a superficial well healed crack one-sixteenth inch in width extending one-half the greatest circumference of the stem cavity;

(b) Cracks outside of the stem cavity when deep or not well healed, or when the crack has weakened the cherry to the extent that it is likely to split or break in the process of proper grading, packing, and handling, or when materially affecting the appearance;

(c) Hail injury when deep or not well healed, or when the aggregate area exceeds the area of a circle three-sixteenths inch in diameter;

(d) Insects when scale or more than one scale mark is present, or when the appearance is materially affected by any insect;

(e) Limbrubs when affecting the appearance of the cherry to a greater extent than the amount of scarring permitted;

(f) Pulled stems when the skin or flesh is torn, or when the cherry is leaking;

(g) Russeting when affecting the appearance of the cherry to a greater extent than the amount of scarring permitted;

(h) Scars when excessively deep or rough or dark colored and the aggregate area exceeds the area of a circle three-sixteenths inch in diameter, or when smooth or fairly smooth, light colored and superficial and the aggregate area exceeds the area of a circle one-fourth inch in diameter;

(i) Skin breaks when not well healed or when the appearance of the cherry is materially affected; and,

(j) Sutures when excessively deep or when affecting the shape of the cherry to the extent that it is not well formed.

§ 51.2656 **Diameter.**

"Diameter" means the greatest dimension measured at right angles to a line from the stem to the blossom end of the cherry.

§ 51.2657 **Serious damage.**

"Serious damage" means any specific defect described in this section; or an equally objectionable variation of any one of these defects, and other defect, or any combination of defects which seriously detracts from the appearance or the edible or marketing quality of the fruit. The following specific defects shall be considered as serious damage:

(a) Decay;

(b) Insect larvae or holes caused by them;

(c) Skin breaks which are not well healed;

(d) Cracks which are not well healed; and,

(e) Pulled stems with skin or flesh of cherry torn or which causes the cherry to leak.

§ 51.2658 **Permanent defects.**

"Permanent defects" means defects which are not subject to change during shipping or storage; including, but not limited to factors of shape, scarring, skin breaks, injury caused by hail or insects, and mechanical injury which is so located as to indicate that it occurred prior to shipment.

§ 51.2659 **Condition defects.**

"Condition defects" means defects which may develop or change during shipment or storage; including, but not limited to decayed or soft cherries and such factors as pitting, shriveling, sunken areas, brown discoloration and bruising which is so located as to indicate that it occurred after packing.

METRIC CONVERSION TABLE

§ 51.2660 **Metric conversion table.**

Inches:	Millimeters
$\frac{3}{16}$ equals.....	4.8
$\frac{1}{4}$ equals.....	6.4
$\frac{5}{16}$ equals.....	7.9
$\frac{3}{8}$ equals.....	9.5
$\frac{7}{16}$ equals.....	11.1
$\frac{1}{2}$ equals.....	12.7
$\frac{9}{16}$ equals.....	14.3
$\frac{5}{8}$ equals.....	15.9
$\frac{11}{16}$ equals.....	17.5
$\frac{3}{4}$ equals.....	19.1
$\frac{13}{16}$ equals.....	20.6
$\frac{7}{8}$ equals.....	22.2
$\frac{15}{16}$ equals.....	23.8
1 equals.....	25.4
$1\frac{1}{16}$ equals.....	27.0
$1\frac{1}{8}$ equals.....	28.6
$1\frac{3}{16}$ equals.....	30.2
$1\frac{1}{2}$ equals.....	31.8
$1\frac{5}{8}$ equals.....	33.4
$1\frac{3}{4}$ equals.....	35.0
$1\frac{7}{8}$ equals.....	36.6
2 equals.....	38.2

[FR Doc.71-6399 Filed 5-6-71;8:47 am]

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 11]

PART 724—BURLEY, FIRE-CURED, DARK AIR-CURED, VIRGINIA SUN-CURED, CIGAR BINDER (TYPES 51 AND 52), CIGAR-FILLER AND BINDER (TYPES 42, 43, 44, 53, 54, AND 55), AND MARYLAND TOBACCO

Subpart—Tobacco Allotment and Marketing Quota Regulations, 1968-69 and Subsequent Marketing Years

TRANSFER OF BURLEY FARM MARKETING QUOTAS BY LEASE AND BY OWNER

This amendment of the tobacco allotment and marketing quota regulations is issued pursuant to the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1281 et seq.).

The purpose of this amendment is to provide procedure for implementing the provisions of Public Law 92-10, approved April 14, 1971, authorizing transfers of burley tobacco farm marketing quotas by lease and by owner. This amendment adds a new § 724.75 to the regulations in this subpart.

Burley tobacco producers are now making plans for planting the 1971 crop and it is essential that this amendment be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the notice, public procedure and 30-day effective date requirements of 5 U.S.C. 553 is impracticable and contrary to the public interest and this amendment shall become effective upon filing of this document with the Director, Office of the Federal Register.

A new section is added to read as follows:

§ 724.75 **Transfer of Burley tobacco farm marketing quotas by lease or by owner to another of his farms, under section 318 of the act.**

(a) *Authorization of transfers.* It is hereby determined and found that transfers of Burley tobacco farm marketing quotas by lease or by the owner will not impair the effective operation of the Burley tobacco marketing quota or price support program. Accordingly, such transfers of quotas shall be permitted in accordance with the provisions of this section.

(b) *Persons eligible*—(1) *Lease.* Effective beginning with the 1971 crop, the owner and operator (acting together if different persons) of any old farm for which a burley tobacco farm marketing

quota is or will be established for the year in which a transfer by lease is to take effect, may lease and transfer all or any part of the farm marketing quota established for such farm to any other owner or operator of a farm in the same county with a current year's farm marketing quota (old or new farm) for Burley tobacco for use on such farm. The quota established for a farm as pooled quota under Part 719 of this chapter may be leased and transferred during the three-year life of the pooled quota.

(2) *By owner.* Effective beginning with the 1971 crop, the owner of any old farm for which a Burley tobacco farm marketing quota is or will be established for the year in which a transfer by owner is to take effect may transfer all or any part of the farm marketing quota established for such farm to another farm in the same county owned or controlled by such owner.

(c) *Maximum period of transfers.* Transfers of quotas by lease or by owner shall not exceed 5 years.

(d) *Filing and approval of transfer.* The transfer of a farm marketing quota or any part thereof shall not be effective until a copy of the lease agreement, determined to be in compliance with the provisions of this section, is filed with the county committee or designated county office employee at a market town location not later than February 15 of the current marketing year. The county committee may redelegate authority to approve leasing agreements to the county executive director or other county office employee. County office employees in market town locations designated by the State committee shall have authority to approve annual leases and transfers under the terms and conditions of this section even though the farms involved (which must be located in the same county) may be from a different county or State than the county committee supervising the market town location, subject to the review of the county committee for the county where the farms are administratively located.

(e) *Where to file transfer agreement.* Transfer agreements shall be filed with the county committee of the county where the farms are administratively located or with a designated county office employee at a market town location.

(f) *Marketing quota basis for transfer.* Marketing quota, pound for pound, shall be the basis for transfer.

(g) *Limit on amount of quota transferred—(1) Transferring farm.* The maximum marketing quota that may be transferred from a farm shall be limited to the farm marketing quota (after any adjustment under § 724.74).

(2) *Receiving farms.* The maximum marketing quota that may be transferred to a farm shall be the smaller of: (i) 15,000 pounds or (ii) the pounds determined by subtracting the farm marketing quota established for the farm prior to any transfer from the product of the farm yield and 50 percent of the cropland for the farm. The cropland in the farm for the current year for the purposes of such transfer shall be the total

cropland as defined in Part 719 of this chapter.

(h) *Transferred quota considered produced on transferring farm.* For purposes of establishing quotas for subsequent years, the quota transferred to a farm shall be considered produced on the farm from which transferred.

(i) *Marketing quota for a new farm.* The marketing quota established for a new farm shall not be transferred to another farm.

(j) *Quotas on land under restrictive lease.* If a farm is federally owned and a lease is in effect restricting the production of Burley tobacco, the quota established for such farm is not eligible for transfer.

(k) *Farms under long-term land use programs.* A transfer of a quota to or from a farm covered by a Cropland Adjustment Program Agreement or Cropland Conservation Program Agreement shall not be approved if the transferring or receiving farm has the quota crop base designated under such program agreement.

(l) *Transfer of pooled quota.* Quota established for a farm as pooled quota under Part 719 of this chapter may be transferred for a term of years not to exceed the remaining number of crop years of the 3-year life of the pooled quota.

(m) *No subleasing.* No transfer shall be made from a farm receiving quota under a transfer agreement for the term of the latter lease.

(n) *Limitation on transfer to and from a farm for the same crop year.* No transfer of quota for any crop year shall be made (1) from a farm receiving quota by transfer for such year or (2) to a farm which had quota transferred from it for such year.

(o) *Consent of lienholder.* No transfer of quota other than by annual lease shall be made from a farm subject to a mortgage or other lien unless the transfer is agreed to in writing by the lienholder.

(p) *Recomputation of quota for other than annual transfers.* The quota transferred shall be recomputed and adjusted where appropriate each year the transfer is in effect.

(q) *Zero marketing quota farms.* If the farm marketing quota for a farm for the current crop year is reduced to zero for violation of the tobacco marketing quota regulations, no marketing quota may be transferred to such farm for the current crop year.

(r) *Revised notices.* A revised notice showing the farm marketing quota after transfer shall be issued by the county committee to the operator of each farm involved in the transfer agreement.

(s) *Limited years for owner transfer to operator's farm.* A transfer to a farm controlled but not owned by the applicant shall be approved only if the applicant will be the operator of the farm to which the transfer is to be made for each year of the period for which the transfer is requested. When the applicant for whom such transfer has been approved no longer is the operator of the receiving farm due to conditions beyond

his control, the transfer shall remain in effect unless the transfer is terminated under paragraph (w) of this section. Conditions beyond the operator's control shall include, but not be limited to death, illness, incompetency, or bankruptcy of such person.

(t) *Liability of operators of farms receiving transferred quota.* The quota for a farm after transfer shall be the quota for such farm for the current crop year only for the purposes of determining (1) the penalty to be collected on marketing of excess tobacco including absorption of carryover tobacco, (2) eligibility for price support, and (3) the farm marketing quota and the percentage reduction for a violation in the quota for the farm.

(u) *Reconstituted farms.* The quota for a farm being divided or combined in the current year shall be the quota for the farm after transfer has been made. However, in the case of a division, the county committee shall allocate the leased quota to the tracts involved in the division as the parent farm owner and operator designate in writing.

(v) *Farm in violation.* If consideration of a violation is pending which may result in a quota reduction for a farm for the current crop year, the county committee shall delay approval of any transfer until the violation is cleared or the quota reduction is made. However, if the quota reduction in such a case cannot be made effective for the current crop year before May 1, an annual transfer may be approved by the county committee. In any case, if, after a transfer of quota has been approved by the county committee, it is determined that the quota for the farm from which or to which the quota is transferred is to be reduced for such farm, the quota reduction shall be delayed until the following year.

(w) *Cancellation, dissolution, or revision of transfers—(1) Cancellation.* Any lease and transfer of quota under this section which was approved by the county committee on the basis of a misrepresentation of facts by the parties to the agreement shall be canceled by the county committee as of the date it was approved. Where such misrepresentation of facts was unknowingly furnished by the parties involved, such transfer of quota shall be canceled: (i) Effective for the current marketing year if such cancellation can be made by the close of business on February 15 of the current marketing year, or (ii) effective for the next established quota for the farm if such cancellation cannot be made by the close of business on February 15 of the current marketing year.

(2) *Dissolution or revision.* An agreement to transfer quota may be dissolved or minor revisions made where the county committee determines it is in the best interest of the producers and the effective operation of the program will not be impaired, and a request by all parties to the agreement is made in writing to the county committee. Such written notification shall be filed no later than the close of business on February 15 of the current marketing year. If filed after

February 15 of the current marketing year but prior to last crop year for which the transfer agreement is effective, the next quota established for the farm shall reflect the revision or dissolution.

(Secs. 318, 319, 375, 378, 379, 80 Stat. 120, as amended, 85 Stat. 23, 52 Stat. 66, as amended, 76 Stat. 726, 79 Stat. 1211; 7 U.S.C. 1314d, 1314e, 1375, 1378, 1379)

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

Signed at Washington, D.C., on May 3, 1971.

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

[FR Doc.71-6417 Filed 5-6-71;8:48 am]

SUBCHAPTER C—SPECIAL PROGRAMS

[Amdt. 13]

PART 751—LAND USE ADJUSTMENT PROGRAM

Subpart—Cropland Adjustment Program for 1966 Through 1969

MISCELLANEOUS AMENDMENTS

The regulations governing the Cropland Adjustment Program for 1966 through 1969 (31 F.R. 3483) are further amended as follows:

1. Section 751.118(b) (2) (xi) is revised and paragraph (d) is amended by adding new material at the end as follows:

§ 751.118 Designation and use of acreage diverted.

(b) * * *

(2) * * *

(xi) Land owned by the United States or a State or local government (or agency or political subdivision thereof) except (a) any land upon which a homestead or desert land entry has been made and is in good standing, (b) cropland owned and operated by a State, county, or local government which the owner (State, county, or local government) establishes to the satisfaction of the county committee that it has adequate equipment and other facilities readily available for the successful production of row crops and small grains and that the production of such crops is a normal practice for such land, and (c) otherwise eligible for such land, and (c) otherwise eligible for cropland which was placed in the program by a producer and subsequently purchased by a State, county, or local government if the purchaser did not exercise the right of eminent domain in such purchase and the approved conservation measure is maintained for the agreement period;

(d) * * * Notwithstanding any other provision of this paragraph the Deputy Administrator may authorize grazing of the designated acreage to eradicate kudzu where such action is recommended by the county and State committees based on their findings that the infestation cannot be practically controlled by other means: *Provided*, That where such graz-

ing is authorized, the agreement signers will be responsible for reestablishing the approved cover where such cover is destroyed by the grazing and failure to reestablish the approved practice will constitute noncompliance with agreement. Grazing authorized under the foregoing sentence shall be limited to the area of infestation and for the time needed for the eradication of kudzu.

2. Section 751.122(a) and the first sentence of paragraph (b) are revised to read as follows:

§ 751.122 Compliance with the feed grain base and acreage allotments.

(a) During the program years 1966 through 1970 the feed grain base and the acreage allotments for the farm with respect to which an acreage of such crops is not designated as diverted under the agreement shall not be exceeded.

(b) During the program years 1966 through 1970 the producer shall not exceed the feed grain base and the acreage allotments with respect to any other farm in which he has an interest. * * *

(Sec. 602(q), 79 Stat. 1210; 7 U.S.C. 1838(q))

Effective date: Upon publication in the FEDERAL REGISTER (5-7-71).

Signed at Washington, D.C., on May 3, 1971.

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

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Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 299—IMMIGRATION FORMS

PART 499—NATIONALITY FORMS

Prescribed Forms

The following amendments to Chapter I of Title 8 of the Code of Federal Regulations are hereby prescribed:

1. Section 299.1 is amended to read as follows:

§ 299.1 Prescribed forms.

The following forms, bearing the corresponding edition date listed below or a subsequent edition date, are hereby prescribed by the Attorney General for use in compliance with the provisions of Subchapter A of this chapter and this Subchapter B:

Form No., Title, and Description

- AR-4 (10-1-65) Alien Registration Fingerprint Chart.
- AR-11 (5-15-68) Alien's Change of Address Card.
- DSP-66 (6-69) Certificate of Eligibility for Exchange Visitor Status.
- FS-398 (10-65) Medical Examination of Visa Applicant.

Form No., Title, and Description

- G-27 (11-3-67) Request for Recognition to Represent before the Board of Immigration Appeals and the Immigration and Naturalization Service.
- G-28 (3-10-67) Notice of Entry of Appearance as Attorney or Representative.
- G-296 (9-12-58) Report of Violation.
- G-297 (5-28-70) Order to Seize Aircraft.
- G-298 (9-12-58) Public Notice of Seizure.
- G-325 (11-1-70) Biographic Information.
- G-325A (4-1-70) Biographic Information.
- G-325B (5-1-68) Biographic Information.
- I-17 (11-15-68) Petition for Approval of School for Attendance by Nonimmigrant Alien Students.
- I-20 (1-1-70) Certificate of Eligibility (For Nonimmigrant "F-1" Student Status).
- I-38 (3-1-65) Special Inquiry Officer's Decision (Deportation).
- I-39 (1-5-68) Special Inquiry Officers' Decision (Voluntary Departure, Alternate Deportation).
- I-53 (1-1-71) Alien Address Report.
- I-67 (9-18-58) Inspection Record (Hungarian Parolee).
- I-68 (2-10-70) Canadian Border Boat Landing Card.
- I-79 (5-15-70) Notice of Intention to Fine under Immigration and Nationality Act.
- I-90 (2-16-70) Application by Lawful Permanent Resident Alien for Alien Registration Receipt Card, Form I-151.
- I-92 (7-1-70) Aircraft/Vessel Report.
- I-94 (5-1-68) Arrival-Departure Record.
- I-95 (9-1-64) Crewman's Landing Permit.
- I-99 (8-28-58) Notice of Revocation and Penalty.
- I-102 (6-1-70) Application by Nonimmigrant Alien for Replacement of Arrival Document or for Alien Registration.
- I-122 (9-15-64) Notice to Applicant for Admission Detained for Hearing before Special Inquiry Officer.
- I-126 (10-1-69) Annual Report of Status by Treaty Trader or Investor.
- I-129B (4-1-70) Petition to Classify Nonimmigrant as Temporary Worker or Trainee.
- I-129F (5-15-70) Petition to Classify Status of Alien Fiancee or Fiancee for Issuance of Nonimmigrant Visa.
- I-130 (11-1-70) Petition to Classify Status of Alien Relative for Issuance of Immigrant Visa.
- I-131 (10-15-69) Application for Permit to Reenter the United States.
- I-134 (12-9-66) Affidavit of Support.
- I-138 (11-5-70) Subpoena.
- I-140 (7-1-70) Petition to Classify Preference Status of Alien on Basis of Profession or Occupation.
- I-141 (4-21-69) Medical Certificate.
- I-143 (9-1-69) Application for Extension of Permit to Reenter the United States.
- I-147 (1-26-56) Notice of Temporary Exclusion from the United States.
- I-151 (5-1-69) Alien Registration Receipt Card.
- I-174 (3-1-65) Application for Crewman's Landing Permit.
- I-175 (7-1-67) Application for Nonresident Alien Canadian Border Crossing Card.
- I-179 (11-1-60) Identification Card for Resident Citizen of the United States.
- I-180 (12-1-69) Notice of Voidance of Form I-186.
- I-181 (11-1-70) Memorandum of Creation of Record of Lawful Permanent Residence.
- I-184 (4-1-58) Alien Crewman Landing Permit and Identification Card.
- I-185 (7-1-57) Nonresident Alien Canadian Border Crossing Card.
- I-186 (3-1-69) Nonresident Alien Mexican Border Crossing Card.
- I-190 (4-1-70) Application for Nonresident Alien Mexican Border Crossing Card.

<i>Form No., Title, and Description</i>	<i>Form No., Title, and Description</i>	<i>Form No., Title, and Description</i>
I-191 (3-2-70) Application for Advance Permission to Return to Unrelinquished Domicile.	I-485 (7-1-70) Application for Status as Permanent Resident.	N-12 Penalty Envelope (to be addressed to any office of Service).
I-192 (3-1-70) Application for Advance Permission to Enter as Nonimmigrant.	I-485A (9-15-69) Application by Cuban Refugee for Permanent Residence.	N-13 Penalty Envelope (Large—to be addressed to any office of Service).
I-193 (6-1-70) Application for Waiver of Passport and/or Visa.	I-486A (10-1-70) Medical Examination and Immigration Interview.	N-300 (7-1-70) Application to File Declaration of Intention.
I-196 (4-1-70) Application for U.S. Citizen Identification Card.	I-506 (4-1-70) Application for Change of Nonimmigrant Status.	N-305 (11-4-55) Form Letter Notifying Alien that Form N-300 has been Forwarded to the Clerk of the Court.
I-197 (8-1-61) U.S. Citizen Identification Card.	I-508 (6-1-70) Waiver of Rights, Privileges, Exemptions, and Immunities.	N-315 (7-1-70) Declaration of Intention.
I-200 (4-15-58) Warrant for Arrest of Alien.	I-508F (6-1-70) Waiver of Rights, Privileges, Exemptions, and Immunities (Under Sec. 247(b) of the Act and under the Convention between the United States of America and the French Republic with respect to Taxes on Income and Property).	N-350 (12-1-59) Application to Renounce Danish Citizenship.
I-202 (12-24-52) Authorization for Removal.	I-509 (8-1-70) Notice to Alien of Proposed Change from Lawfully Admitted for Permanent Residence to Nonimmigrant.	N-351 (12-24-52) Renunciation of Danish Citizenship.
I-212 (9-1-69) Application for Permission to Reapply for Admission into the United States after Deportation or Removal.	I-510 (7-24-67) Guarantee of Payment.	N-400 (9-1-70) Application to File Petition for Naturalization.
I-221 (3-30-67) Order to Show Cause and Notice of Hearing.	I-512 (12-15-65) Authorization for Parole or Conditional Entry of an Alien into the United States.	N-400A (8-1-68) Supplement to Application to File Petition for Naturalization (under Sec. 324(a) or 327, Immigration and Nationality Act).
I-243 (2-2-70) Application for Removal.	I-538 (1-1-70) Application by Nonimmigrant F-1 Student for Permission to Accept Employment.	N-400B (1-1-66) Supplement to Application to File Petition for Naturalization (by a seaman, under Sec. 330 of the Immigration and Nationality Act).
I-246 (2-7-66) Application for Stay of Deportation.	I-539 (11-1-70) Application to Extend Time of Temporary Stay.	N-401 (8-1-61) Preliminary Form to take Oath of Allegiance (by woman formerly a citizen, under Sec. 324(c) of the Immigration and Nationality Act, or the Act of June 25, 1936, as amended).
I-256 (9-1-69) Application for Suspension of Deportation.	I-550 (7-1-70) Application for Verification of Last Entry of an Alien.	N-402 (11-1-69) Application to File Petition for Naturalization in Behalf of a Child (under Sec. 322 or 323, Immigration and Nationality Act).
I-259 (10-1-69) Notice to Detain, Deport, Remove or Present Aliens.	I-590 (5-15-68) Registration for Classification as Conditional Entrant.	N-403 (12-24-52) Request to have Petition for Naturalization marked "Void".
I-259A (2-12-55) Agreement by Transportation Line to Assume Responsibility for Removal of Aliens. (One-time basis.)	I-590A (10-20-69) Application for Classification as a Refugee Under the Proviso to Section 203(a)(7), Immigration and Nationality Act.	N-404 (8-1-65) Request for Withdrawal of Petition for Naturalization.
I-259B (4-1-70) Agreement by Transportation Line to Assume Responsibility for Removal of Aliens. (Continuing basis.)	I-591 (1-1-66) Assurance by a United States Sponsor in Behalf of an Applicant for Conditional Entry.	N-405 (10-20-69) Petition for Naturalization (under general provisions of the Immigration and Nationality Act).
I-260 (2-20-70) Notice to Take Testimony of Witness.	I-592 (12-1-65) Declaration of Conditional Entrant at Time of Arrival.	N-407 (7-1-70) Petition for Naturalization (in behalf of a child, under Sec. 322 or 323, Immigration and Nationality Act).
I-284 (12-20-66) Notice to Transportation Line Regarding Deportation and Detention Expenses of Detained Alien.	I-600 (9-1-69) Petition to Classify Orphan as an Immediate Relative.	N-408 (9-30-66) Application to take Oath of Allegiance and Form of such Oath (by a woman formerly a citizen, under Sec. 324(c), Immigration and Nationality Act, or the Act of June 25, 1936, as amended).
I-286 (8-1-70) Notification to Alien of Conditions of Release or Detention.	I-601 (10-1-70) Application for Waiver of Grounds of Excludability under Section 212 (f), (g), or (h) of the Immigration and Nationality Act.	N-410 (1-1-63) Motion for Amendment of Petition (application).
I-287 (2-25-58) Special Care and Attention for Alien.	I-612 (2-1-71) Application for Waiver of the Foreign Residence Requirement of Section 212(e) of the Immigration and Nationality Act, as amended.	N-414 (12-15-44) Acknowledgment of Filing Petition for Naturalization.
I-288 (2-20-62) Notice to Transportation Line Regarding Deportation Expenses of Alien Completely Ready for Deportation.	ICAO International Civil Aviation Organization's General Declaration.	N-414a (7-15-65) Acknowledgment of Filing Petition for Naturalization and Index Card.
I-290A (2-15-71) Notice of Appeal to the Board of Immigration Appeals.	MA 7-50 (4-70) Application for Alien Employment Certification, (Part I—Statement of Qualifications of Aliens (MA 7-50A)) (Part II—Job Offer for Alien Employment (MA 7-50B))	N-425 (6-1-70) Notice to Petitioner of Proposed Recommendation of Denial of Petition for Naturalization.
I-290B (7-31-70) Notice of Appeal (to Regional Commissioner).	N-585 (6-15-70) Application for Information from or Copies of Immigration and Naturalization Records.	N-426 (7-1-70) Certification of Military or Naval Service.
I-290C (9-30-66) Notice of Certification.	PHS-124(FQ) (3-63) Medical certificate.	N-440 (3-15-61) Certificate of Examination.
I-292 (9-1-69) Notice of Denial.	SW-434 (1-1-69) Mexican Border Visitors Permit.	N-445 (6-1-70) Notice to Petitioner to Appear in Court for Final Hearing of Petition for Naturalization, and Questionnaire to be Submitted by Petitioner at the Final Hearing.
I-296 (4-1-71) Notice to Alien Ordered Excluded by Special Inquiry Officer.	7507 (3-69) Bureau of Customs' General Declaration.	N-451 (5-15-67) Affidavits of Witnesses (to petition for naturalization).
I-305 (5-1-69) Receipt of Immigration Officer—U.S. Bonds or Notes, or Cash, Accepted as Security on Immigration Bond.	2. Section 499.1 is amended to read as follows:	N-455 (9-30-66) Application for Transfer of Petition for Naturalization.
I-310 (4-16-62) Bond for Payment of Sums and Fines Imposed Under Immigration and Nationality Act (Term or Single Entry).	§ 499.1 Prescribed forms.	N-458 (1-1-66) Application to Correct Certificate of Naturalization.
I-312 (5-12-59) Designation of Attorney in Fact.	The following forms, bearing the corresponding edition date listed below or a subsequent edition date, are hereby prescribed by the Attorney General for use in compliance with the provisions of this Subchapter C:	N-459 (12-15-58) Authorization to Clerk of Court to Correct Certificate of Naturalization.
I-323 (9-1-69) Notice—Immigration Bond Breached.	<i>Form No., title, and description</i>	N-460 (6-1-65) Notice to take Depositions.
I-342 (10-1-69) Determination of the Special Inquiry Officer with Respect to Custody.	I-138 (11-5-70) Subpoena.	N-462A (1-1-66) Interrogatories in Depositions of Witnesses.
I-351 (2-17-67) Bond Riders.	N-3 (6-1-67) Requisition for Forms and Binders.	N-470 (10-1-69) Application to Preserve Residence for Naturalization Purposes (under Sec. 316(b) or 317, Immigration and Nationality Act).
I-352 (6-10-68) Immigration Bond.	N-4 (2-1-71) Monthly Report—Naturalization Papers Forwarded.	N-472 (9-22-69) Approval of Application to Preserve Residence for Naturalization Purposes.
I-356 (3-12-70) Request for Cancellation of Public Charge Bond.	N-5 (12-24-52) Continuation Sheet of Monthly Report—Naturalization Papers Forwarded.	N-480 (2-5-68) Naturalization Petitions Recommended to be Granted (and) Order of Court Granting Petitions for Naturalization.
I-391 (3-9-70) Notice—Immigration Bond Cancelled.	N-7 (9-18-69) Quarterly Abstract of Collections of Naturalization Fees.	
I-408 (9-1-8) Application to Pay Off or Discharge Alien Crewman.		
I-410 (1-2-69) Receipt for Crew List.		
I-413 (8-12-69) Applicant Card.		
I-418 (12-15-64) Passenger List—Crew List.		
I-420 (3-15-67) Agreement (land-border) Between Transportation Line and United States.		
I-421 (6-29-58) Agreement (overseas) between Transportation Line and United States.		
I-425 (6-1-70) Agreement for Preinspection at Places Outside United States.		
I-426 (5-1-65) Immediate and Continuous Transit Agreement Between a Transportation Line and the United States of America (special direct transit procedure).		

Form No., Title, and Description

- N-481 (9-20-67) Naturalization Petitions Recommended to be Granted. (Continuation Sheet)
- N-484 (2-5-68) Naturalization Petitions Recommended to be Denied (and) Order of Court Denying Petitions for Naturalization.
- N-485 (2-5-68) Naturalization Petitions Recommended to be Granted (on behalf of children) (and) Order of Court Granting Petitions for Naturalization.
- N-550 (10-1-68) Certificate of Naturalization.
- N-565 (11-10-69) Application for a New Naturalization or Citizenship Paper.
- N-568 (8-15-56) Form Letter Stating Special Certificate of Naturalization has been Forwarded.
- N-576 (4-3-50) Supplemental Affidavit to be Submitted with Applications of Japanese Renunciants.
- N-577 (1-1-66) Application for a Special Certificate of Naturalization to Obtain Recognition as a Citizen of the United States by a Foreign State.
- N-578 (10-3-62) Special Certificate of Naturalization.
- N-580 (4-3-61) Application for a Certificate of Naturalization or Repatriation (under Sec. 343(a) of the Immigration and Nationality Act or 12th Subdivision, Sec. 4 of the Act of June 29, 1906).
- N-585 (6-15-70) Application for Information from or Copies of Immigration and Naturalization Records.
- N-600 (9-1-69) Application for Certificate of Citizenship.

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

This order shall be effective on the date of its publication in the FEDERAL REGISTER (5-7-71). Compliance with the provisions of section 553 of title 5 of the United States Code (80 Stat. 383), as to notice of proposed rule making and delayed effective date, is unnecessary in this instance and would serve no useful purpose because the amendments to §§ 299.1 and 499.1 are editorial in nature.

Dated: May 3, 1971.

RAYMOND F. FARRELL,
Commissioner of

Immigration and Naturalization.

[FR Doc.71-6415 Filed 5-6-71;8:48 am]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

[Docket No. 71-553]

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 Regu-

lations, 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, the introductory portion of paragraph (e) is amended by adding thereto the name of the State of New Jersey, and a new paragraph (e) (14) relating to the State of New Jersey is added to read:

(14) *New Jersey.* The adjacent portions of Camden and Gloucester Counties bounded by a line beginning at the junction of State Highway 42 and County Highway 113; thence, following County Highway 113 in a southwesterly direction to County Highway 66; thence, following County Highway 66 in a westerly direction to County Highway 87; thence, following County Highway 87 in a northwesterly direction to State Highway 47; thence, following State Highway 47 in a northeasterly direction to the Bull Run Creek; thence, following the east bank of the Bull Run Creek in a generally northeasterly direction to the Gloucester-Camden County line; thence, following the Gloucester-Camden County line in a generally northeasterly direction to U.S. Highway 42; thence, following U.S. Highway 42 in a southeasterly direction to State Highway 42 in a southeasterly direction to its junction with County Highway 113.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 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, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended)

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

The amendment quarantines portions of Camden and Gloucester Counties in New Jersey because of the existence of hog cholera. This action is deemed necessary to prevent further spread of the disease. The restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to the quarantined portions of such counties.

The amendment imposes certain further restrictions necessary to prevent the interstate spread of hog cholera and must be made effective immediately to accomplish its purpose in the public interest. 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 contrary to the public interest, 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 3d day of May 1971.

GEORGE W. IRVING, JR.,
Administrator,
Agricultural Research Service.

[FR Doc.71-6427 Filed 5-6-71;8:50 am]

Title 12—BANKS AND BANKING

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM

[No. 71-407]

PART 545—OPERATIONS

Loans by Federal Savings and Loan Associations

APRIL 29, 1971.

Resolved that, notice and public procedure having been duly afforded (36 F.R. 942) and all relevant material presented or available having been considered by it, the Federal Home Loan Bank Board, upon the basis of such consideration, determines to amend Part 545 of the rules and regulations for the Federal Savings and Loan System (12 CFR Part 545) for the purposes of (1) authorizing Federal savings and loan associations to make loans to individuals on improved lots on which the borrowers intend to construct permanent homes, and (2) making certain changes, principally of a technical nature, with respect to loans by such associations to builders on the security of improved lots, including an increase from 70 to 75 percent in the maximum loan-to-value ratio permissible for such loans. Accordingly, the Federal Home Loan Bank Board hereby amends said Part 545 by revising paragraph (c) of § 545.6-3 to read as follows, effective May 7, 1971:

§ 545.6-3 Lending powers under other charter provisions.

(c) *Loans on developed building lots and sites—*(1) *Loans to builders.* Subject to the limitations of § 545.6-7, a Federal association which has a charter in the form of Charter N or Charter K (rev.) without any variation or amendment inconsistent with the provision of either paragraph (a) or paragraph (b) of § 544.1 of this chapter may, upon authorization by such association's board of directors and without further action by its members, make loans to builders of homes on the security of first liens on other improved real estate as defined in paragraph (b) of § 541.12 of this chapter, subject to the following requirements.

(i) No such loan shall be made to any person, partnership, corporation, or syndicate, hereinafter referred to as applicant, unless and until such Federal association has obtained from the applicant a signed statement by him showing his financial condition and has obtained a written report on his credit standing and evidence of his ability to undertake and to discharge all of the obligations involved in the loan; nor shall any such loan be made unless and until the association has obtained from the applicant a statement signed by him stating the purchase price of the security on which the loan is sought and representing to such association that, if such loan is made, the applicant will, within a period

of not more than 6 months from the date of the security instrument, commence construction of a structure or structures designed for residential use for one family on the lot which is security for such loan, or on a specified number of such lots, and that within a period of not more than 3 years from the date of the security instrument the applicant will build to completion structures designed for residential use for one family on all of the lots or sites which are security for such loan;

(ii) No such loan shall be made in an amount equal to more than 75 percent of the value of the real estate security therefor;

(iii) Each such loan shall be repayable within a period not in excess of 3 years from the date of the security instrument, with or without amortization of principal prior to the expiration of such period but with interest payable at least semiannually commencing not more than 12 months after the date of the security instrument; however, the association's board of directors may approve the extension of the time for payment for an additional period not in excess of 3 years, but no such extension may be approved unless (a) interest on the loan is current, (b) said board has before it a current independent appraisal of the security property, and (c) the outstanding principal balance of the loan is or has been reduced to an amount not in excess of 75 percent of the value of the security property; in addition, if such extension is effected by refinancing the original loan with a new loan, the principal amount of the new loan may not exceed the outstanding principal balance of the original loan at the time of such extension;

(iv) No such loan shall be made if the aggregate amount of such loan and of the unpaid balance of all outstanding loans made pursuant to the provisions of this paragraph (c) exceeds 5 percent of such Federal association's assets; and no such loan shall be made to any applicant if the aggregate amount of such loan and of the unpaid balances of all outstanding loans made to such applicant pursuant to the provisions of this paragraph (c), including the balances of all outstanding loans made under this paragraph (c) to any partnership, corporation, or syndicate of which any partner, stockholder, owner, participant, or officer, is the applicant or is a partner, stockholder, owner, participant or officer of the applicant, exceeds 1 percent of such Federal association's assets;

(v) No such loan shall be made on the security of real estate located beyond such Federal association's regular lending area; and

(vi) No lot or site may be released from the security for any such loan unless and until the ratio of the unpaid balance of the loan to the value, as determined at the time the loan was made, of the security remaining after such release is no greater than the ratio of the original amount of the loan to the value of the total security as determined at the time the loan was made.

(2) *Loans to individuals.* Subject to the limitations of § 545.6-7, a Federal association which has a charter in the form of Charter N or Charter K (rev.) may, upon authorization by such association's board of directors, make a loan to an individual on the security of a first lien on other improved real estate as defined in paragraph (b) of § 541.12 of this chapter, subject to the following requirements:

(i) No such loan may be made in an amount equal to more than 75 percent of the value of the real estate security therefor;

(ii) Each such loan shall be repayable in full within not more than 5 years from the date of the loan, and the loan contract shall provide for equal, or substantially equal, monthly payments of principal and interest, or equal monthly payments of principal with interest payable monthly on the unpaid balance, beginning within not more than 60 days after disbursement of the loan, sufficient to amortize at least 40 percent of the original principal amount of the loan prior to the end of the loan term;

(iii) The Federal association shall require that the borrower, including a purchaser who assumes the loan, execute a certification in writing stating that no lien or charge on such property, other than the lien of the association or liens or charges which will be discharged from the proceeds of the loan, has been given or executed by the borrower or has been contracted or agreed to be so given or executed;

(iv) If the loan is sought or assumed for the purpose of enabling a purchaser to acquire the security property, the Federal association shall require that the vendor or vendors execute a certification in writing stating that no lien or charge upon such property, other than the lien of the association or liens or charges which will be discharged from the proceeds of the loan, has been given or executed to the vendor or vendors by the purchaser or has been contracted or agreed to be so given or executed;

(v) No such loan shall be made on the security of real estate located beyond such Federal association's regular lending area; and

(vi) The Federal association shall require that the borrower execute a certification in writing stating that (a) it is the intention of the borrower that the lot which is security for the loan will be the site for construction of his permanent home and is not a site for a seasonal or vacation home, and (b) such borrower does not own and is not purchasing any other lot intended to be the site for construction of his permanent home.

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

Resolved further that, since the above amendments relieve restriction, publication of the amendments for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date of the amendment is unnecessary; and the Board hereby provides that the

amendment shall become effective as hereinbefore set forth.

By the Federal Home Loan Bank Board.

[SEAL]

JACK CARTER,
Secretary.

[FR Doc.71-6425 Filed 5-6-71;8:50 am]

Chapter VII—National Credit Union Administration

PART 703—INVESTMENTS AND DEPOSITS

On March 26, 1971, notice of proposed rule making regarding investments and deposits by Federal credit unions was published in the FEDERAL REGISTER (36 F.R. 5712-5713). After consideration of all such relevant matter as was presented by interested persons, the regulation as so proposed is hereby adopted, subject to the following changes:

In paragraph (e) of § 703.1 the words "in which the Federal credit union is geographically situated" are changed to read "in which the principal office of the Federal credit union is geographically located".

Effective date. This regulation is effective May 15, 1971.

HERMAN NICKERSON, Jr.,
Administrator.

MAY 3, 1971.

§ 703.1 Certificates of deposit.

(a) Basic requirements: A deposit evidenced by a time certificate of deposit is within the power of a Federal credit union under sections 107 (8) and (9) of the Federal Credit Union Act: *Provided:* (1) That such credit union itself makes the deposit for which the certificate is issued; (2) that no consideration is received from a third party in connection with the making of the deposit; and (3) that the certificate contains a provision which will authorize the bank to pay a time deposit or a portion thereof before maturity in those instances where the depositor-credit union indicates a need of the money represented by such time deposit. The model wording of this provision is indicated in paragraph (b) of this section.

(b) Model language: The provision referred to in subparagraph (3) of paragraph (a) of this section shall: (1) In the case of member banks of the Federal Reserve System read substantially as follows: "Payment in emergency before maturity—It is understood and agreed that if before maturity of this certificate the depositor signs an application describing the emergency pursuant to 12 CFR 217.4(d), the bank shall pay forthwith to the depositor the portion of the deposit applied for."; and (2) in the case of nonmember insured banks read substantially as follows: "Payment in emergency before maturity—It is understood and agreed that if before maturity of this certificate the depositor signs a written statement pursuant to 12 CFR 329.4(d), the bank shall pay forthwith to the depositor the portion of the deposit stated

to be needed." If the bank does not fall within these two classifications, it should provide evidence of authority to pay before maturity in an emergency, and the certificate of deposit should contain an appropriate commitment to do so.

(c) Separate written agreement: If it is more convenient not to incorporate the provision referred to in paragraphs (a) and (b) of this section on the face of the certificate, there shall be a separate written agreement between the bank and the credit union evidencing the provision referred to in these subsections. This separate written agreement may be made to apply to specific certificates or to all certificates then or thereafter issued by that bank to the credit union.

(d) Payment of interest: The credit union shall negotiate with the bank in advance of making the deposit and incorporate in a written agreement provision for the payment of interest both during the term of deposit and in the event that emergency payment is needed before maturity. The terms of this agreement shall conform with the appropriate regulations governing the payment of interest by the particular bank involved.

(e) Deposits in State financial institutions: Certificates of deposit in State-chartered financial institutions may be obtained by a Federal credit union only from those State-chartered financial institutions located in the State in which the principal office of the Federal credit union is geographically located.

(f) The purchase of certificates of deposit that do not meet the above provisions are not authorized for Federal credit unions.

(Sec. 120, 73 Stat. 635; 12 U.S.C. 1766)

[FR Doc.71-6372 Filed 5-6-71;8:45 am]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 71-CE-9-AD; Amdt. 39-1205]

PART 39—AIRWORTHINESS DIRECTIVES

Bellanca Model 17-30 Airplanes

There have been reports of failures of the electrical fuel boost pump installed on Bellanca Model 17-30 Airplanes. These failures are caused by wearing of the pump seal to the point where fuel enters the pump motor and bearings and overflows into the fuselage. When this condition occurs an inflight fire may result. The pump manufacturer provides for installation of an overboard drain to prevent this hazard. Since this condition is likely to exist or develop in other airplanes of the same type design an airworthiness directive is being issued requiring within 50 hours' time in service after the effective date of the AD, installation of an electric fuel pump seal chamber overboard drain on Bellanca Model

17-30 airplanes in accordance with Bellanca Service Letter No. 64, dated April 6, 1971.

Since immediate action is required in the interest of safety, compliance with the notice and public procedure provisions of the Administrative Procedure Act is impractical and good cause exists for making this amendment effective in less than thirty (30) days.

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

BELLANCA. Applies to Model 17-30 (Serial Nos. 30002 through 30216) Airplanes.

Compliance: Required as indicated unless already accomplished.

To prevent hazardous fuel leakage in these airplanes, accomplish the following:

Within 50 hours time in service after the effective date of this AD, install an electric fuel pump seal chamber drain in accordance with instructions contained in Bellanca Service Letter No. 64, dated April 6, 1971, or any other method approved by the Chief, Engineering and Manufacturing Branch, FAA, Central Region.

This amendment becomes effective May 8, 1971.

(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 Kansas City, Mo., on April 27, 1971.

DANIEL E. BARROW,
Acting Director, Central Region.

[FR Doc.71-6393 Filed 5-6-71;8:46 am]

[Airworthiness Docket No. 70-WE-42-AD; Amdt. 39-1203]

PART 39—AIRWORTHINESS DIRECTIVES

Boeing Model 747 Series Airplanes

Amendment 39-1112 (35 F.R. 18189), AD 70-24-2, requires the determination of the code identification of the outboard wheel bearings and replacement of certain wheel bearings with a specified replacement on Boeing Model 747 Series airplanes. After issuing Amendment 39-1112, the agency determined that the replacements specified can be expanded to include other acceptable code-identified bearings. Therefore, the AD is being amended to permit the use of other approved wheel bearing replacements.

Since this amendment relieves a restriction and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 39-1112 (35 F.R. 18189) is amended by deleting the words: "or 'H'" and adding the words: "or later."

This amendment becomes effective May 7, 1971.

(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 Los Angeles, Calif., on April 26, 1971.

LEE E. WARREN,
*Acting Director,
FAA Western Region.*

[FR Doc.71-6394 Filed 5-6-71;8:46 am]

[Docket No. 71-EA-76; Amdt. 39-1204]

PART 39—AIRWORTHINESS DIRECTIVES

Fairchild Hiller Aircraft

On page 7224 of the FEDERAL REGISTER for April 16, 1971, the Federal Aviation Administration published AD 71-8-5 applicable to FH-227 type airplanes.

Inadvertently, the figure 500 appears in the first sentence of the compliance paragraph instead of 5,000 which was intended. The purpose of this amendment is to correct the error.

Since this amendment is relaxatory in nature, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.89 (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by amending AD 71-8-5 as follows: Delete the figure "500" when it appears and insert in lieu thereof "5,000."

This amendment is effective May 11, 1971.

(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 Jamaica, N.Y., on April 26, 1971.

WAYNE HENDERSHOT,
Acting Director, Eastern Region.

[FR Doc.71-6392 Filed 5-6-71;8:46 am]

[Airspace Docket No. 71-EA-63]

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

Alteration of Federal Airway Segment

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the segment of VOR Federal airway No. 232 between Milton, Pa., and Kennedy, N.Y.

V-232 segment east of Milton is designated through use of the Milton 099° T (108° M) and Kennedy 281° T (292° M) radials. A recent flight inspection of V-232 indicates the alignment via the Kennedy 281° T (292° M) radial is beyond acceptable tolerance east of the Broadway, N.J. intersection.

Accordingly, to overcome this navigational deficiency, action is taken herein

ELLENSBURG, WASH.

to realign V-232 through use of the Milton 099° T (108° M) radial and terminate the airway segment at the Broadway Intersection. IFR en route traffic to the New York terminal area overflying the Broadway Intersection will be provided radar navigational service by the New York Air Route Traffic Control Center.

Since a situation exists where safety requires immediate adoption of this amendment, it is found that notice and public procedure thereon are impracticable, and good cause exists for making this amendment effective upon publication in the FEDERAL REGISTER. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will not be charted until May 27, 1971.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective upon publication in the FEDERAL REGISTER (5-7-71), as hereinafter set forth. In § 71.123 (36 F.R. 2010) V-232 is amended by deleting "Kennedy, N.Y." and substituting "INT of Milton 099° and Stillwater, N.J., 172° radials." therefor.

(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 May 4, 1971.

T. McCORMACK,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc.71-6420 Filed 5-6-71; 8:49 am]

[Airspace Docket No. 71-WE-12]

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

Alteration of Transition Area

On March 24, 1971, a notice of proposed rule making was published in the FEDERAL REGISTER (36 F.R. 5516) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Ellensburg, Wash., transition area.

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

Effective date. This amendment shall be effective 0901 G.m.t., June 24, 1971.

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

Issued in Los Angeles, Calif., on April 28, 1971.

LEE E. WARREN,
Acting Director, Western Region.

In § 71.181 (36 F.R. 2140) the description of the Ellensburg, Wash. transition area is amended to read as follows:

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Bowers Field (latitude 47°02'10" N, longitude 120°31'50" W.) and within 5 miles northeast and 9.5 miles southwest of the Ellensburg VORTAC 131° radial, extending from the VORTAC to 18.5 miles southeast of the VORTAC; that airspace extending upward from 1,200 feet above the surface within 7 miles northwest and 10 miles southeast of the Ellensburg VORTAC 064° and 244° radials extending from 9 miles southwest to 20 miles northeast of the VORTAC, and that airspace southeast of Ellensburg within an ARC of 16.5-mile-radius circle extending clockwise from the south edge of V-2 to the Ellensburg VORTAC 114° radial; that airspace extending upward from 9,500 feet MSL bounded on the north by the south edge of V-25, on the east by the west edge of V-25 west and on the southwest by the northeast edge of V-4.

[FR Doc.71-6422 Filed 5-6-71; 8:49 am]

[Airspace Docket No. 71-SO-87]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

The purpose of this amendment to Part 73 of the Federal Aviation Regulations is to extend the time of designation of the Poinsett-Sumter, S.C., Restricted Area R-6002 from "Sunrise to Sunset" to "Sunrise to 2400 hours, local time."

The Department of the Air Force has stated that increased training requirements essential to support of Southeast Asia operations necessitate use of R-6002 during night hours up to midnight local time. Night ground attack training by Tactical Fighter Wings from Seymour Johnson AFB, N.C., and Myrtle Beach AFB, S.C., requires an average of 20 nights per month using an average of 8 range periods of 30 minutes duration each night.

Since the Air Force has stated that an urgent military need exists to accomplish the additional training, the Administrator finds that notice and public procedure hereon are impracticable and the amendment may be made effective in less than 30 days.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0001 d.s.t., May 17, 1971, as hereinafter set forth.

In § 73.60 (36 F.R. 2358) the Poinsett-Sumter, S.C., Restricted Area R-6002 is amended by deleting "Time of designation. Sunrise to sunset." and substituting therefor "Time of designation. Sunrise to 2400 hours local time."

(Secs. 306, 307, Federal Aviation Act of 1958, 49 U.S.C. 1347, 1348; sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on May 4, 1971.

T. McCORMACK,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc.71-6421 Filed 5-6-71; 8:49 am]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 5B—Public Buildings Service, General Services Administration

PART 5B-12—LABOR

Labor Standards in Construction Contracts

Pursuant to the requirements of Executive Order 11246, and the orders and regulations issued by the U.S. Department of Labor, and the Director, Office of Federal Contract Compliance, Subpart 5B-12.4 is hereby amended by adding a new subsection as set forth below.

The table of contents for Subpart 5B-12.4 is amended by the addition of a new entry as follows:

Sec.
5B-12.404-71 Affirmative action programs for federally involved construction contracts in certain geographical areas.

Subpart 5B-12.4—Labor Standards in Construction Contracts

Section 5B-12.404-71 is added to read as follows:

§ 5B-12.404-71 Affirmative action programs for federally involved construction contracts in certain geographical areas.

(a) Pursuant to orders issued by the Secretary of Labor, and the Director, Office of Federal Contract Compliance (OFCC), no contract or subcontract shall be awarded in certain geographical areas for any Federal or federally assisted construction project with an estimated total cost exceeding \$500,000 unless the bidder submits with his bid, on a prescribed form, an acceptable affirmative action program. Such programs include specific goals for utilizing minority manpower within the following geographical areas:

(1) Philadelphia, Pa., including Bucks, Chester, Delaware, Montgomery, and Philadelphia Counties in Pennsylvania, and;

(2) Washington, D.C., including the Virginia cities of Alexandria, Fairfax, and Falls Church, the Virginia counties of Arlington, Fairfax, Loudoun, and Prince William, and the Maryland counties of Montgomery and Prince Georges.

(b) Contractors and subcontractors involved in construction activities hereunder are subject to the requirements of Executive Order 11246, and the orders and regulations issued by the U.S. Department of Labor appearing in Title 41, Code of Federal Regulations, Chapter 60, and any future U.S. Department of Labor orders or regulations as they relate to specific geographical areas.

(c) Affirmative action program requirements for projects in the Philadelphia and Washington, D.C., areas with estimated total construction costs not

exceeding \$500,000 are described in § 5-12.810.

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

Effective date. This amendment is effective May 10, 1971.

Dated: May 3, 1971.

A. F. SAMPSON,
Commissioner,
Public Buildings Service.

[FR Doc. 71-6244 Filed 5-6-71; 8:45 am]

Title 46—SHIPPING

Chapter II—Maritime Administration, Department of Commerce

SUBCHAPTER G—EMERGENCY OPERATIONS

[General Order 82, 24th Rev.]

PART 309—VALUES FOR WAR RISK INSURANCE

Miscellaneous Amendments

Sections 309.1-309.101 of this part are hereby revised to read as follows:

FINDINGS AND SCOPE

Sec.	Findings.
309.1	Findings.
309.2	Scope.

BASIC VALUES

309.3	Vessels built during or after 1939.
309.4	Vessels built prior to 1939.

GENERAL PROVISIONS

309.5	Adjustments for condition, equipment and other considerations.
309.6	Definitions.
309.7	Modifications.
309.8	Vessel data forms.

VALUES FOR INDIVIDUAL VESSELS

309.101	Values effective January 1, 1971.
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AUTHORITY: Secs. 309.1 through 309.101 issued under sec. 204, 49 Stat. 1987, as amended, sec. 1209, 64 Stat. 775, as amended, 70 Stat. 984; 46 U.S.C. 1114, 1289.

FINDINGS AND SCOPE

§ 309.1 Findings.

The Ship Valuation Committee, Maritime Administration, has found that the values provided in this part constitute just compensation for the vessels to which they apply, computed in accordance with subsection 902(a) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 1242), pursuant to section 1209 (a), Merchant Marine Act, 1936, as amended (46 U.S.C. 1289(a)), and the authority delegated to the Assistant Secretary of Commerce for Maritime Affairs by the Secretary of Commerce in section 3 of (Commerce) Department Organization Order 10-8, 36 F.R. 1223, and redelegated to the Ship Valuation Committee.

§ 309.2 Scope.

(a) *Vessels included.* (1) This part establishes values for self-propelled ocean-going iron and steel vessels (other than vessels excluded pursuant to paragraph (b) of this section) for which war risk insurance is provided by the Maritime Administration pursuant to Title XII,

Merchant Marine Act, 1936, as amended (46 U.S.C. 1281-1294). The values established by §§ 309.1-309.101 represent the maximum amounts for which the Maritime Administration will provide war risk hull insurance for damage to or actual or constructive total loss of the vessel and for which claims for damage to or actual or constructive total loss of such insured vessels may be adjusted, compromised, settled, adjudged, or paid by the Maritime Administration with respect to insurance attaching during the period January 1, 1971, to June 30, 1971, inclusive, under the standard forms of war risk hull insurance interim binder or policy prescribed by §§ 308.106 and 308.107 of this chapter (General Order 75, 2d Rev., as amended): *Provided, however,* That if there is a substantial change in market values during said period, the Maritime Administration reserves the right to revise the values provided for herein or determined pursuant hereto at any time during said period.

(2) It is contemplated that the next revised values will be published as soon as practicable after July 1, 1971, to be effective with respect to insurance attaching during the period July 1, 1971, to December 31, 1971, inclusive.

(b) *Vessels excluded.* The values established pursuant to §§ 309.3 through 309.5 do not apply to passenger vessels, lumber schooners, car ferries, seatrains, cable ships, bulk cement, and ore carriers, vessels operated on the Great Lakes and inland waterways, fully refrigerated vessels, vessels of less than 1,500 gross tons, or any other vessels or class of vessels to which the Maritime Administration finds that the provisions of said sections would not be appropriate. Values for vessels excluded by this paragraph (b) shall be specifically determined by the Maritime Administration and set forth in § 309.101, revised, as provided therein.

(c) *Fuel, stores, and supplies.* Values for fuel, stores, and supplies shall be determined in accordance with §§ 309.201 through 309.204 (General Order 100, 29 F.R. 2944, Mar. 4, 1964; 29 F.R. 3706, Mar. 25, 1964).

BASIC VALUES

§ 309.3 Vessels built during or after 1939.

(a) *Basic values.* The values of vessels built during or after 1939 shall be determined in accordance with this section, subject to the applicable adjustments provided in § 309.5.

(b) *War-built vessels.* (1) The values of the standard types of war-built vessels under U.S. flag listed in this subparagraph (1) which have the lawful right to engage in the coastwise trade of the United States (which are the current domestic market values of such vessels as determined by the Ship Valuation Committee) are as follows:

Standard-type vessel:	Value
EC2-S-C1	\$175,500
EC2-S-AW1	175,000
VC2-S-AP2	245,000
C1-M-AV1	125,000
C1-A and B (steam)	203,000

Standard-type vessel:	Value
C1-A and B (diesel)	203,000
C2-S-B1	270,000
C3-S-A2	425,000
C4-S-B5	700,000
T1-M-BT	110,000
T2-SE-A1	455,000
T3-S-BZ1	730,000
T3-S-A1	440,000

(2) The values of the standard types of war-built vessels under U.S. flag listed in this subparagraph (2) which do not have the lawful right to engage in the coastwise trade of the United States (which are the current domestic market values of such vessels as determined by the Ship Valuation Committee) are as follows:

Standard-type vessel:	Value
VC2-S-AP2	\$245,000

(3) The values of the standard subtypes of war-built vessels listed in this subparagraph (3) shall be determined as follows:

(i) If the subtype vessel is under U.S. flag and has the lawful right to engage in the coastwise trade of the United States, by multiplying the basic value of the standard type vessel listed in subparagraph (1) of this paragraph by the factor shown opposite the subtype in the table set forth in this subparagraph (3), or

(ii) If the subtype vessel is under the U.S. flag but does not have the lawful right to engage in the coastwise trade of the United States, by multiplying the basic value of the standard type vessel listed in subparagraph (2) of this paragraph by the factor shown opposite the subtype in the table set forth in this subparagraph (3).

TABLE

Subtype:	Factor
VC2-S-AP3	100%—VC2-S-AP2
C2-S-A1	80%—C2-S-B1
C2-S-AJ1	100%—C2-S-B1
C2-S-AJ2	100%—C2-S-B1
C2-S-AJ3	100%—C2-S-B1
C2-S-AJ5	100%—C2-S-B1
C2	88%—C2-S-B1
C2-S-E1	102%—C2-S-B1
C2-F	100%—C2-S-B1
C2-S	92%—C2-S-B1
C3	90%—C3-S-A2
C3-S-A1	100%—C3-S-A2
C3-S-A3	76%—C3-S-A2
C3-S-A4	106%—C3-S-A2
C3-S-A5	106%—C3-S-A2
C3-E	71%—C3-S-A2
C3-M	100%—C3-S-A2
C3-S-BH1	100%—C3-S-A2
C3-S-BH2	100%—C3-S-A2
C4-S-A4	100%—C4-S-B5
T1-M-BT1	100%—T1-M-BT
T1-M-BT2	100%—T1-M-BT
T2-SE-A2	108%—T2-SE-A1

(c) *Other vessels.* The value of a vessel built during or after 1939 which is not included in paragraph (b) of this section shall be the current domestic market value as determined by the Maritime Administration.

§ 309.4 Vessels built prior to 1939.

The values of vessels built prior to 1939 shall be specifically determined by the

Maritime Administration and set forth in § 309.101.

GENERAL PROVISIONS

§ 309.5 Adjustments for condition, equipment, and other considerations.

The basic values provided in § 309.3 shall be adjusted for individual vessels to the extent provided in paragraphs (a) to (c) of this section.

(a) *Adjustment for a vessel of substandard condition.* If the Maritime Administration determined that a vessel is not in class or is in substandard condition for a vessel of her type or subtype and age, there will be subtracted from the basic value of such vessel, as determined pursuant to § 309.3, the amount estimated by the Maritime Administration as the cost of putting the vessel in class or the amount estimated by the Maritime Administration as the difference in value of the substandard vessel and a vessel in standard condition.

(b) *Special equipment.* For any special equipment of material utility in the handling of cargo or utilization of the vessel, not otherwise included in determining the basic value pursuant to § 309.3, if the depreciated reproduction cost less construction subsidy, if any, of all such special equipment is in excess of \$50,000, an allowance in such amount as the Maritime Administration shall determine to be the fair and reasonable value of such equipment shall be added to the basic value.

(c) *Government installations.* The values provided by §§ 309.1-309.101 shall not include any allowance for any special installations or equipment to the extent that their cost was borne by the United States.

§ 309.6 Definitions.

(a) *Date vessel is built.* The date a vessel is built is the date upon which the vessel is delivered by the shipbuilder.

(b) *Deadweight tonnage.* The deadweight tonnage of a vessel means her deadweight capacity established in accordance with normal Summer Freeboard as assigned pursuant to the International Load Line Convention, 1966, and shall be her capacity (in tons of 2,240 pounds) for cargo, fuel, fresh water, spare parts, and stores, but exclusive of permanent ballast.

(c) *Speed of vessel.* The speed of a vessel means the speed determined in accordance with the formulae provided in Part 246 of this chapter (General Order 43, 3d Rev.).

(d) *Passenger vessel.* A passenger vessel is a ship which carries more than 12 passengers.

(e) *Vessel.* The stated valuation of a vessel in this part applies to a vessel in Class A-1 American Bureau of Shipping or equivalent, with all required certificates, including but not limited to marine inspection certificates of the U.S. Coast Guard, Department of Transportation, with all outstanding requirements and recommendations necessary for retention of class accomplished, without regard to any grace period; and so far as due diligence can make her so, tight,

staunch, strong, and well and sufficiently tacked, appareled, furnished, and equipped, and in every respect seaworthy and in good running condition and repair, with clean swept holds and in all respects fit for service. A vessel in substandard condition is subject to § 309.5(a). The stated valuation of a vessel provided in this part does not include vessel stores and supplies, which consist of (1) Consumable Stores, (2) Subsistence Stores, (3) Slop Chest, (4) Bar Stock, and (5) Fuel, as defined in Maritime Administration Inventory Manual, Vessel Inventories, Part I, and Maritime Administration Inventory Books Forms MA-4736, A through K, which will be valued separately.

§ 309.7 Modifications.

The Maritime Administration reserves the right to exempt specific vessels from the scope of this part, or to amend, modify, or terminate the provisions hereof.

§ 309.8 Vessel data forms.

(a) *To accompany application for insurance.* Each application for war risk hull insurance submitted in accordance with § 308.101 of this chapter (General Order 75, 2d Rev., as amended) shall be accompanied by information relating to the vessel for use by the Maritime Administration in determining the value pursuant to this part. The information shall be submitted in duplicate on the applicable form prescribed in this section, copies of which may be obtained from the American War Risk Agency, 99 John Street, New York, NY 10038, or the Chief, Division of Insurance, Maritime Administration, Washington, DC 20235.

(b) *Vessels of 1,500 gross tons or more.* Vessel data for all vessels of 1,500 gross tons or more shall be submitted on Form MA-510.

(c) *Vessels under 1,500 gross tons.* Vessel data for all vessels under 1,500 gross tons shall be submitted on Form MA-511.

(d) *Modification to vessels.* Revised vessel data shall be submitted on the appropriate form prescribed above whenever a vessel undergoes a physical change which increases or decreases its value by 5 percent or more.

VALUES FOR INDIVIDUAL VESSELS

§ 309.101 Values effective January 1, 1971.

(a) *Vessels covered by §§ 309.3 through 309.5.* (1) The Maritime Administration has found that the values established in accordance with §§ 309.3-309.5 constitute just compensation for the vessel to which they apply, computed as provided in sections 902(a) and 1209(a), Merchant Marine Act, 1936, as amended; and pursuant thereto has determined the values of the vessels covered by interim binders for war risk hull insurance, Form MA-184, prescribed by Part 308 of this chapter.

(2) The interim binders listed below shall be deemed to have been amended as of January 1, 1971, by inserting in the space provided therefor or in substitu-

tion for any value now appearing in such space the stated valuation of the vessels set forth below for the binders and vessels as designated. Such stated valuation shall apply with respect to insurance attaching during the period January 1, 1971, to June 30, 1971, inclusive: *Provided, however,* That if there is a substantial change in market values during said period, the Maritime Administration reserves the right to revise the values provided for herein or determined pursuant hereto at any time during said period: *And provided further,* That the Assured shall have the right within 60 days after date of publication of these §§ 309.1-309.101 or within 60 days after the attachment of the insurance under said binder, whichever is later, to reject such valuation and proceed as authorized by section 1209(a)(2), Merchant Marine Act, 1936, as amended.

Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)
870	Achilles	281702	\$7,080
1660	Adabelle Lykes	291609	3,250
2144	Afoundria	244018	1,310
1426	African Comet	289281	3,865
720	African Crescent	250561	425
1683	African Dawn	291781	4,010
725	African Lightning	251451	425
1558	African Mercury	290143	3,950
1508	African Meteor	289792	3,805
726	African Moon	251175	425
1607	African Neptune	290485	3,950
730	African Planet	249889	425
731	African Rainbow	250116	425
732	African Star	249351	425
1656	African Sun	291026	4,010
1751	Aimee Lykes	292614	3,250
2501	Alaskan Mail	517120	7,500
2452	Albany	509057	1,105
1828	Allison Lykes	293817	3,250
1552	Alma Victory	248201	245
370	Almeria Lykes	248696	425
352	Aloha State	243297	425
572	American Ace	265143	6,255
568	American Alliance	266832	6,255
571	American Archer	267444	6,255
566	American Argosy	266181	6,255
2583	American Astronaut	520694	8,175
1493	American Challenger	289699	3,950
1618	American Champion	290524	3,950
1557	American Chief	290089	3,950
1652	American Chieftain	291020	3,950
1972	American Condor	252347	425
1670	American Corsair	291629	3,950
1605	American Courier	290225	3,950
831	American Eagle	278327	5,300
1769	American Falcon	252524	425
1791	American Hawk	243969	425
2446	American Lancer	514261	8,175
2550	American Lark	518444	8,175
570	American Leader	266256	6,255
2466	American Legion	515155	8,175
2485	American Liberty	516464	8,175
2518	American Lynx	517450	8,175
2740	American Mail	521866	7,500
1688	American Oriole	252304	425
2234	American Pride	247252	4,990
1924	American Racer	297001	4,990
1989	American Ranger	298270	4,990
2039	American Reliance	299371	425
1679	American Robin	242941	3,775
1902	American Trader	244855	270
2285	Americo	246798	1,410
2854	Amoco Connecticut	242851	1,420
2855	Amoco Delaware	245058	1,520
1708	Amoco Louisiana	244329	1,520
2857	Amoco Virginia	243518	1,520
641	Antank	247698	730
2211	Andrew Jackson	247303	275
2212	Antinous	245979	275
1444	Arizona	266534	2,390
678	Arizona Standard	248736	455
2115	Arizpa	251507	1,310
1716	Ashley Lykes	292191	3,250
232	Atlantic Communicator	288196	3,175
233	Atlantic Endeavor	277623	4,820
1004	Atlantic Enterprise	276911	4,765
1848	Atlantic Heritage	293299	10,540
1006	Atlantic Navigator	261423	2,750

RULES AND REGULATIONS

Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)	Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)	Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)
1550	Atlantic Prestige	289972	6, 670	830	Erna Elizabeth	280193	6, 600	2643	Hawaiian	249353	2, 120
2209	Atlantic Trader	248907	1, 510	2593	Esso Baltimore	282272	8, 375	2644	Hawaiian Builder	247386	425
1435	Austin	247455	1, 900	2594	Esso Bangor	264791	3, 090	2645	Hawaiian Citizen	252149	2, 855
2631	Austral Patriot	500539	4, 990	2595	Esso Boston	283784	8, 515	2763	Hawaiian Enterprise	524219	19, 750
2632	Austral Pilot	297353	4, 990	2596	Esso Chester	264445	2, 765	2646	Hawaiian Farmer	245860	425
210	Avila	267181	1, 040	2597	Esso Dallas	259248	2, 850	2648	Hawaiian Merchant	248845	425
2839	Azalea City	243436	1, 310	2598	Esso Florence	266855	2, 950	2803	Hawaiian Progress	528400	19, 750
960	Barbara	248079	1, 920	2599	Esso Gettysburg	273362	5, 685	2651	Hawaiian Rancher	246204	425
347	Barbara Jane	278103	5, 360	2601	Esso Houston	297151	12, 260	2652	Hawaiian Refiner	245594	425
1915	Beauregard	251508	1, 310	2602	Esso Huntington	266329	3, 210	1445	Hawai Standard	248802	455
2482	Bennington	242406	455	2603	Esso Jamestown	275519	5, 935	965	H. D. Collier	248737	455
607	Bethfor	256034	1, 300	2610	Esso Lexington	276270	6, 045	873	Helen H.	245029	1, 720
608	Bethtex	255539	1, 300	2604	Esso Lima	259142	2, 335	634	Hess Bunker	243804	1, 860
2840	Blenville	243438	1, 310	2611	Esso Miami	259357	2, 385	638	Hess Petrol	244735	1, 860
1490	Brazos	247583	2, 920	2605	Esso Newark	264231	2, 740	1373	Hess Refiner	248244	1, 885
1414	Brinton Lykes	288609	3, 250	2606	Esso New Orleans	289216	12, 505	639	Hess Trader	246104	1, 840
2558	Buckeye Atlantic	239271	4, 425	2607	Esso New York	259610	2, 390	1913	Hess Voyager	296863	10, 140
2559	Buckeye Pacific	251767	425	2608	Esso Seantown	245830	455	961	Hillyer Brown	266233	1, 050
353	Buckeye State	244577	425	1898	Esso Seattle	277935	5, 315	431	Hong Kong Bear	264428	2, 390
2567	Buckeye Victory	245244	2, 245	2609	Esso Washington	273896	5, 765	2622	Hong Kong Mail	520932	7, 300
1348	California	287232	4, 265	354	Evergreen State	257827	425	706	Hoosier State	247762	700
425	California Bear	268977	2, 390	842	Exbrock	249173	323	176	Houston	242636	2, 070
19	Calliforian	243882	2, 845	849	Exchester	248120	323	2387	Houston	245542	3, 355
2642	Calliforian	249239	2, 120	850	Executor	248747	323	2306	Howell Lykes	507344	4, 830
1974	Calmar	294756	3, 200	853	Exford	244454	323	2472	Hurricane	257262	425
2200	Cananda Fall	297570	4, 625	858	Expeditor	251971	323	2578	Iberville	248489	275
1370	Canterbury Falcon	247590	270	860	Export Adventurer	284024	3, 065	2534	Idaho	518434	6, 300
7	Caribbe Seadrift	247452	1, 905	861	Export Agent	283936	3, 065	968	Idaho Standard	245461	455
8	Caribbe Texas City	242532	1, 520	862	Export Aide	284518	3, 065	249	Iliamna	246948	100
2335	Carrar Dove	252478	425	863	Export Ambassador	283150	3, 065	677	Illinois	264957	2, 390
896	Catawba Ford	245620	745	1296	Export Banner	286124	3, 910	2526	Indian Mail	517717	7, 500
1600	C. E. Dant	290262	4, 265	1354	Export Bay	286065	3, 910	1787	Inger	248011	2, 405
1931	Chancellorville	244460	1, 860	1372	Export Builder	287381	3, 910	387	James Lykes	280564	2, 955
1753	Charlotte Lykes	293782	3, 250	1401	Export Buyer	288076	3, 910	414	James McKay	247917	270
2574	Chatham	252493	270	1771	Export Champion	292969	4, 150	433	Japan Bear	270296	2, 655
243	Chena	242704	189	1712	Export Challenger	292227	4, 105	1418	Japan Mail	287976	4, 180
2825	Cherry Valley	242531	455	1601	Export Commerce	291731	4, 095	1304	Jean Lykes	287103	3, 130
1408	China Bear	288604	4, 860	864	Export Courier	289947	4, 010	1285	J. E. Dyer	274440	4, 915
1788	Christopher Lykes	293220	3, 250	2841	Exporter	249062	323	2516	Jeff Davis	248742	425
1813	Cities Service Baltimore	271866	4, 895	2216	Fairport	249072	275	970	J. H. MacGaregill	248896	455
1814	Cities Service Miami	272077	4, 645	2576	Fanwood	252355	275	973	J. H. Tuttle	242055	475
1815	Cities Service Norfolk	272839	4, 735	153	Floridian	282733	950	967	J. L. Hanna	248531	455
2969	Citrus Packer	247321	425	1469	Flying Clipper	252991	270	2579	John B. Waterman	240234	275
2410	Claborn	242378	270	1480	Flying Cloud	247000	270	389	John Lykes	282772	2, 985
2714	Colina	242775	455	1470	Flying Endeavor	241026	248	586	Julesburg	243523	1, 605
2237	Colorado	245104	455	1479	Flying Enterprise II	245734	270	415	Kenneth McKay	247381	270
2478	Colorado	515976	6, 500	1474	Flying Fish	241099	248	598	Keystoner	266730	1, 085
2540	Columbia	247519	1, 680	2265	Flying Foam	239905	425	356	Keystone State	247763	700
2377	Columbia Banker	248842	245	1471	Flying Hawk	240632	248	599	Keytanker	265644	1, 070
2479	Columbia Baron	245377	270	584	Fort Fetterman	244935	1, 515	600	Keytrader	267005	1, 115
2561	Columbia Beaver	252443	270	1211	Fort Hoskins	248735	1, 920	1996	Keys Point	239334	383
2414	Columbia Eagle	247080	245	247	Fortuna	245880	175	434	Korea Bear	269668	2, 655
2818	Columbia Fox	253289	238	180	Port Worth	247276	3, 360	2565	Korean Mail	518517	7, 500
2816	Columbia Mariner	247572	238	498	Four Lakes	244971	1, 690	2223	Kyska	248654	275
2817	Columbia Rose	248327	270	380	Frank Lykes	245540	270	2515	Lafayette	252476	425
2882	Columbia Trader	247765	245	2300	Frederick Lykes	506812	4, 830	2838	La Salle	257231	425
1997	Commander	245309	1, 640	962	F. S. Bryant	258827	435	13	Leland I. Doan	284217	7, 500
2227	Connecticut	277291	5, 750	585	Gaines Mill	244464	1, 430	1352	Leslie Lykes	287416	3, 130
2628	Constitution State	251847	425	2842	Gateway City	251506	1, 310	2403	Letitia Lykes	512187	5, 030
2372	Container Despatcher	249749	4, 600	2421	Gienevieve Lykes	513140	5, 030	392	Lipcomb Lykes	248897	425
2774	Container Forwarder	250117	4, 600	384	Gilbes Lykes	245182	270	2374	Lompoc	248653	455
712	Copper State	244137	425	428	Golden Bear	260028	2, 655	267	Longview Victory	247077	270
2745	Coral Gem	248815	270	355	Gopher State	244079	425	1918	Los Angeles	241153	3, 225
1987	Cortez	246025	245	2820	Great Republic	521302	8, 075	393	Louise Lykes	247382	270
3408	Corlland	244878	270	2707	Green Bay	248912	1, 105	2062	Louise Lykes	299938	4, 640
2540	Council Grove	247896	1, 895	2708	Green Cove	247268	1, 140	2023	Louisiana Brimstone	247757	4, 900
2490	C. V. Lightning	518063	5, 745	2408	Green Forest	508061	270	226	Louisiana Getty	246173	3, 065
2626	C. V. Sea Witch	690644	5, 745	2710	Green Island	247079	535	367	Louisiana Sulphur	242964	1, 060
2449	C. V. Staghound	520743	5, 745	2711	Green Lake	248700	1, 105	179	Lyons Creek	245450	675
2705	David D. Irwin	249174	2, 625	2409	Green Port	510015	1, 140	2224	Madaket	246092	275
212	David E. Day	242364	1, 655	2712	Green Ridge	247322	425	2080	Maiden Creek	248998	275
2819	Defiance	519102	8, 075	2408	Green Springs	248701	1, 140	2333	Mallory Lykes	504077	4, 640
221	Delaware Getty	267987	2, 900	2407	Green Wave	508060	1, 140	1356	Manhattan	287263	22, 425
165	Delaware Sun	264853	2, 925	1863	Gulf Banker	295249	3, 375	1809	Margaret Lykes	293555	3, 250
320	Del Mar	251452	325	791	Gulf Bear	247309	1, 360	2087	Marine Clipper	248655	395
322	Del Norte	250953	325	791	Gulf Beaver	243657	1, 370	15	Marine Dow Chem	267278	4, 750
1225	Del Oro	286185	3, 785	792	Gulfcrest	279334	5, 065	1510	Marine Electric	245675	1, 840
324	Del Rio	284680	3, 785	793	Gulfdeer	245727	1, 430	2133	Marine Floridian	246836	5, 035
327	Del Sol	285171	3, 785	1549	Gulf Farmer	294625	3, 375	1812	Marine Texan	247663	4, 745
328	Del Sud	251453	325	795	Gulfgar	246972	1, 430	92	Marine Transport	247991	175
2560	Delta Argentina	512963	4, 315	796	Gulfnight	275193	5, 285	93	Marine Victory	247680	940
2497	Delta Brasil	514758	4, 315	797	Gulfgull	246990	1, 435	1513	Marjorie Lykes	289873	3, 250
2532	Delta Mexico	517540	4, 315	808	Gulflube	254406	465	664	Maryland Trader	247178	1, 530
2498	Delta Paraguay	515910	4, 315	1952	Gulf Merchant	297329	3, 530	1940	Marymar	294730	3, 200
2499	Delta Uruguay	516600	4, 315	798	Gulfoil	283424	5, 135	2260	Mason Lykes	505406	4, 830
329	Del Valle	245373	270	799	Gulfpatrie	246543	1, 415	1789	Mayo Lykes	293224	3, 250
2215	De Soto	245398	275	800	Gulfpriide	279769	4, 830	1512	Meadowbrook	289679	2, 065
376	Doctor Lykes	249063	425	801	Gulfpriuce	276034	5, 405	969	M. E. Lombardi	240228	235
2330	Dolly Turman	808378	4, 830	802	Gulfqueen	275883	5, 335	2543	Merrimac	245673	1, 800
2778	Eagle Charger	522864	11, 230	805	Gulfseal	247557	1, 520	2630	Michigan	521550	6, 500
700	Eagle Courier	277561	4, 900	811	Gulfservice	264224	970	587	Mill Spring	244468	1, 570
2098	Eagle Leader	520839	11, 010	1903	Gulfskipper	296880	3, 530	2033	Missouri	248885	1, 235
690	Eagle Transporter	277710	5, 170	803	Gulfsolar	280233					

Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)	Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)	Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)
2797	Monticello Victory	286819	8,360	2084	President Polk	500484	4,465	1867	Texaco Georgia	293819	5,365
2798	Montpelier Victory	289745	9,560	2398	President Taft	511653	5,700	469	Texaco Illinois	246993	1,840
2664	Mormacaltair	298129	4,565	522	President Taylor	266927	2,655	471	Texaco Kansas	244230	1,745
2667	Mormacargo	296216	4,565	1208	President Tyler	286232	5,145	1823	Texaco Maryland	292735	5,245
2665	Mormacbay	283541	3,640	2359	President Van Buren	509581	5,700	1824	Texaco Massachusetts	290306	5,060
2666	Mormacace	284185	3,715	919	Producer	245888	1,720	475	Texaco Minnesota	243202	2,050
2668	Mormacove	286749	3,795	228	Providence Getty	254689	110	476	Texaco Mississippi	245082	2,060
2669	Mormacdawn	250160	451	2751	Prudential Oceanjet	504015	4,805	2028	Texaco Montana	298918	5,970
2670	Mormacdraco	299008	4,565	2752	Prudential Seajet	502726	4,805	478	Texaco Nebraska	242845	1,705
2673	Mormacglen	285283	3,715	2706	Pure Oil	248837	440	480	Texaco New Jersey	245831	1,635
2675	Mormacisle	249812	451	2341	Rachel V.	248785	245	481	Texaco New York	265981	1,455
2676	Mormaclake	284802	3,715	2450	Raleigh	249291	270	483	Texaco North Dakota	295006	1,325
2678	Mormaclynx	296947	4,565	2843	Raphael Semmes	242074	1,310	1899	Texaco Rhode Island	206380	2,075
2683	Mormacpride	282295	3,610	2164	Rappahannock	253226	270	1270	Texaco Wisconsin	277805	5,235
2684	Mormacrigel	297384	4,565	2821	Red Jacket	522650	8,075	489	Texaco Wyoming	243048	1,560
2685	Mormacrio	248745	425	417	Reuben Tipton	247830	425	209	Texan	249352	590
2687	Mormacscan	285890	3,715	2690	Robin Goodfellow	247254	270	174	Texas Sun	283897	2,754
2688	Mormactrade	287900	3,890	2691	Robin Gray	252626	425	497	The Cabins	246143	1,630
2689	Mormacvega	296632	4,565	2692	Robin Hood	247285	425	925	Thetis	279627	6,850
2546	Morning Light	240590	425	2697	Robin Trent	254641	425	2096	Thomas A.	280654	2,065
2799	Mount Vernon Victory	284178	8,015	400	Ruth Lykes	247503	425	2412	Thomas M.	266338	2,555
2800	Mount Washington	293097	9,995	2162	Ruth Lykes	502928	4,640	2823	Thomas Q.	261167	2,725
2430	Mystic Mariner	248143	270	2544	Sacramento	245497	1,630	405	Thompson Lykes	283413	2,985
588	Naeo	244063	1,000	177	San Antonio	248716	3,160	602	Ticonderoga	242244	500
1243	Nancy Lykes	286650	3,130	1919	San Francisco	241220	3,225	406	Tillie Lykes	248401	425
648	Nashbulk	247307	730	1920	San Juan	242653	3,225	2222	Topa Topa	247906	275
1758	National Defender	279938	9,620	891	Santa Adela	242343	425	231	Transacorn	279438	7,600
2034	Neches	244235	455	2295	Santa Alicia	242343	425	2391	Transerie	245059	1,365
251	Nenana	247015	175	2297	Santa Ana	252746	425	2301	Transhuron	506349	1,390
1441	Nevada Standard	247758	455	2370	Santa Anita	252748	425	2463	Transpanama	257381	2,135
421	Newberry Victory	248460	245	2296	Santa Barbara	500186	4,845	2338	Transsuperior	508404	1,375
109	New Jersey Sun	265748	2,845	2296	Santa Clara	506249	4,845	1492	Trinity	246600	3,210
2038	New Yorker	283030	950	2257	Santa Cruz	504681	4,845	2744	Trojan	247177	2,265
2278	New York Getty	267148	2,985	2314	Santa Elena	507696	4,845	590	Tullahoma	246662	1,830
2527	Noonday	248844	425	2287	Santa Eliana	251812	425	407	Tyson Lykes	248066	270
399	Norman Lykes	249018	425	899	Santa Fe	246602	203	2437	U.S. Mate	252492	270
2110	Northfield	243253	1,785	900	Santa Flavia	242762	270	2438	U.S. Navigator	248751	245
2826	North Star State	250539	451	2376	Santa Isabel	510570	4,845	2430	U.S. Pilot	245016	270
268	Northwestern Victory	247492	245	2155	Santa Lucia	502774	4,845	966	Utah Standard	251140	435
2614	Ogden Wabash	520728	11,010	1574	Santa Magdalena	505726	6,555	2270	Valley Forge	505786	9,545
2591	Ogden Willamette	518738	10,860	211	Santa Maria	263781	950	2340	Vantage Progress	245623	274
2545	Ogden Yukon	257115	2,175	1756	Santa Maria	292838	6,555	2339	Vantage Venture	242676	440
1375	Oregon	287875	4,265	1678	Santa Mariana	291811	6,135	408	Velma Lykes	247584	270
435	Oregon Bear	264497	2,390	1830	Santa Mercedes	293943	6,555	2354	Velma Lykes	509552	4,580
1947	Oregon Mail	296779	4,565	2863	Santa Monica	257213	425	2853	Ventura	252633	525
971	Oregon Standard	246773	455	2286	Santa Regina	240348	383	666	Virginia Trader	244789	510
2465	Overseas Alice	514928	10,410	893	Santa Victoria	245130	203	1786	Walter Rice	248203	2,405
2606	Overseas Audrey	517180	10,605	1970	Seamar	249729	3,200	1398	Washington	298603	4,365
2344	Overseas Carrier	243503	1,565	2304	Seatrain Carolina	246066	5,070	437	Washington Bear	264252	4,180
2443	Overseas Daphne	243882	700	2291	Seatrain Delaware	245682	3,250	1349	Washington Mail	287238	455
2112	Overseas Dinny	244215	270	2309	Seatrain Florida	503326	5,070	974	Washington Standard	246203	510
2427	Overseas Eva	244049	425	65	Seatrain Georgia	262558	775	667	Washington Trader	245566	245
931	Overseas Evelyn	249217	700	66	Seatrain Louisiana	262835	775	2640	Wellsey Victory	247564	2,910
1764	Overseas Explorer	297748	1,660	2346	Seatrain Maine	504714	5,070	1779	Western Clipper	268285	2,785
1	Overseas Joyce	284049	8,165	2329	Seatrain Maryland	245283	5,070	1780	Western Comet	266365	10,320
2411	Overseas Natalie	245644	425	67	Seatrain New Jersey	239688	390	1302	Western Hunter	287156	2,900
2352	Overseas Progress	244888	1,650	68	Seatrain New York	231905	230	1781	Western Planet	268078	3,065
1905	Overseas Rebecca	281777	8,270	2305	Seatrain Puerto Rico	246095	5,070	175	Western Sun	268798	270
785	Overseas Rose	245023	425	2279	Seatrain San Juan	245622	3,250	2225	Wild Ranger	249318	270
2444	Overseas Suzanne	248884	700	69	Seatrain Savannah	231916	230	410	William Lykes	247998	270
2343	Overseas Traveler	289436	1,810	70	Seatrain Texas	239540	390	224	Wilmington Getty	248557	3,065
932	Overseas Ulla	289004	6,190	2357	Seatrain Washington	254460	5,070	1609	Windsor Victory	247843	245
2537	Overseas Vivian	518125	10,750	1610	Sheldon Lykes	290508	3,250	1511	Wingless Lykes	247243	245
181	Pasadena	248894	2,180	1428	Shirley Lykes	289283	3,250	358	Wolverine State	248740	700
1272	P. C. Spencer	264903	2,490	2464	Silver Falcon	248065	245	2568	Wyoming	519337	6,500
2121	Pecos	243929	425	2786	Silver Robin	245354	245	2226	Yaka	246335	275
1592	Penn Carrier	246908	455	1714	Sinclair Texas	291900	9,505	2098	Yellowstone	248883	1,235
339	Penn Challenger	280318	5,760	1266	Sister Katingo	277936	5,610	2030	Yorkmar	296261	3,200
2745	Penn Champion	523341	11,285	2722	Solony Vacuum	268891	3,080	2822	Young America	524416	8,075
2837	Penn Leader	247468	1,795	982	Sonny Turman	285889	3,130				
1954	Pennmar	295108	3,200	2866	Sonoma	252413	425				
1860	Penn Sailor	275391	1,430	1016	Spirit of Liberty	516521	10,560				
171	Pennsylvania Sun	280202	8,235	430	Steel Admiral	252403	425				
1008	Penn Transporter	248437	900	440	Steel Agyocate	245731	425				
581	Perryville	244644	1,815	441	Steel Age	244161	425				
1367	Philippine Bear	287683	4,860	442	Steel Apprentice	252498	425				
1419	Philippine Mail	288986	4,180	442	Steel Architect	247168	425				
2379	Pine Tree State	425	425	443	Steel Artisan	247833	425				
1653	Pioneer Commander	252346	3,950	444	Steel Chemist	252037	425				
1750	Pioneer Contender	292572	3,950	445	Steel Designer	247832	425				
1715	Pioneer Contractor	291968	3,950	446	Steel Director	244978	425				
1774	Pioneer Crusader	292930	3,950	447	Steel Executive	248843	425				
1432	Pioneer Moon	289263	3,950	448	Steel Fabricator	251781	425				
2122	Platte	248133	1,805	449	Steel Flyer	244831	425				
1953	Point Sur	243263	1,455	450	Steel King	252499	425				
1999	Portmar	294731	3,200	451	Steel Maker	247221	425				
1505	Potomac	248800	1,580	452	Steel Navigator	248846	425				
1390	Prairie Grove	246660	2,070	454	Steel Rover	252500	425				
499	President Adams	266697	2,655	455	Steel Scientist	245730	425				
500	President Arthur	264704	2,655	456	Steel Seafarer	248738	425				
501	President Buchanan	226017	2,655	457	Steel Surveyor	244968	425				
503	President Coolidge	267733	2,655	458	Steel Traveler	247198	425				
2447	President Fillmore	513860	5,700	459	Steel Vendor	246464	425				
505	President Garfield	266992	2,655	460	Steel Voyager	252501	425				
2380	President Grant	511226	5,700	461	Steel Worker	247834	425				
521	President Harding	248275	451	402	Stella Lykes	247504	270				
2148	President Harrison	502569	4,550	2248	Stella Lykes	504982	4,830				
509	President Hayes	264446	2,655	403	Sue Lykes	248145	270				
506	President Hoover	248424	451	2431	Susquehanna	248334	270				
511	President Jackson	266060	2,655	2723	Syosset	247458	440				
514	President Lincoln	285311	5,145	1415	Tampico	246344	2,070				
517	President Madison	249683	451	255	Tatalina	247995	125				
2416	President McKinley	512593	5,700	463	Texaco California	266910	1,360				
2113	President Monroe	501712	4,550	465	Texaco Connecticut	266501	1,365				
519	President Pierce	248619	541	466	Texaco Florida	271820	1,500				

(b) Vessels of less than 1,500 gross tons—As of January 1, 1971. (1) The Maritime Administration has determined for certain vessels of less than 1,500 gross tons the values which constitute just compensation for the vessels to which they apply, computed as provided in sections 902(a) and 1209(a), Merchant Marine Act, 1936, as amended; and pursuant thereto has determined the values of vessels covered by interim binders for war risk hull insurance, Form MA-184, prescribed in Part 308 of this chapter.

(2) The interim binders listed below shall be deemed to have been amended as of January 1, 1971, by inserting in the space provided therefore or in substitution for any value now appearing in such space the stated valuation of the vessels set forth below for the binders and vessels as designated. Such stated valuation shall apply with respect to insurance attaching during the period January 1,

1971, to June 30, 1971, inclusive: *Provided, however*, That if there is a substantial change in market values during said period, the Maritime Administration reserves the right to revise the values provided for herein or determined pursuant hereto at any time during said period: *And provided further*, That the Assured shall have the right within 60 days after date of publication of this section or within 60 days after the attachment of the insurance under said binder, whichever is later, to reject such valuation and proceed as authorized by section 1209(a) (2), Merchant Marine Act, 1936, as amended.

Binder No.	Name of vessel	Official No.	Stated valuation (in thousands)
752	A. H. Dumont	239224	\$81
2485	Alison C.	513704	950
2469	Apache	513045	850
1686	Atlantic	262007	141
1198	Barge 133		19
2045	Betty Moran	293323	800
2480	Black Hawk	515015	850
2331	Borinquen	506497	409
1153	Britton	119	16
2136	Cabo Rojo	297392	364
2137	Catano	298716	370
2298	Elmorro	503562	381
2132	E. Whitney Olson, Jr.	298925	575
2299	Fajardo	503563	381
2044	Gale B.	292748	800
24	George S.	282206	83
764	George Whitlock II	241390	92
1150	Habib	112	12
1151	Horne	115	13
1554	Lewis No. 8	244276	63
1702	Mohawk	254469	420
2350	New Haven	504920	381
742	Ocean Prince	276461	325
2065	Pacific Mariner	297090	575
2703	Perth Amboy No. 1	171776	165
2704	Perth Amboy No. 2	171686	165
1719	Ponce de Leon	244296	63
744	Port Jefferson	274512	315
1878	Puerto Nuevo	294841	359
1176	Qatiff 7		52
1148	Sandy	114	13
2476	Seminole	514243	850
1263	Spartan	273515	359
2130	Starrescent	284000	506
1152	Swigart	118	14
2352	Theresa F.	516158	950
763	W. A. Weber	251392	63

NOTE: The reporting requirements contained herein have been approved by the Office of Management and Budget in accordance with 44 U.S.C. §§ 3501-3511.

Dated: April 28, 1971.

E. SCOTT DILLON,
Chairman,
Ship Valuation Committee.

[FR Doc.71-6285 Filed 5-6-71; 8:45 am]

Title 50—WILDLIFE AND FISHERIES

Chapter II—National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce

SUBCHAPTER H—EASTERN PACIFIC TUNA FISHERIES

PART 280—YELLOWFIN TUNA

A notice of proposed rule making was published March 9, 1971 (36 F.R. 4550), to amend Part 280, Title 50, Code of

Federal Regulations, which are regulations governing the Eastern Pacific yellowfin tuna fisheries.

Interested persons were given the opportunity to participate through a public hearing at San Diego on March 18, 1971, and through submission of written material. Public testimony and written briefs were in substantive agreement with the proposed amendments. The amendments are therefore adopted as published. In addition comments were heard and accepted to increase the initial incidental catch rate by 10 percent for purse seiners of 301 to 400 short tons carrying capacity (30 to 40 percent) and purse seiners of 300 short tons carrying capacity or less (40 to 50 percent). This change would enable vessels in those categories to better utilize the opportunity to catch the special allotment during those months when yellowfin is actually more prevalent. Therefore, under paragraph (c) of § 280.6 the incidental catch rates in subparagraphs (2) and (3) are increased.

Since publication of the yellowfin regulations in their entirety, March 19, 1970 (35 F.R. 4758), amendments to these regulations have been adopted changing § 280.5 and several paragraphs of § 280.6. Therefore, the entire regulations have been redrafted to provide the tuna industry with one complete set.

Effective date. These regulations are effective upon date of publication in the FEDERAL REGISTER (5-7-71).

Issued at Washington, D.C., and dated May 4, 1971.

PHILIP M. ROEDEL,
Director.

- Sec. 280.1 Definitions.
- 280.2 Basis and purpose.
- 280.3 Catch limits.
- 280.4 Open season.
- 280.5 Closed season.
- 280.6 Restrictions applicable to fishing vessels.
- 280.7 Emergency action by Director.
- 280.8 Restrictions applicable to cargo vessels.
- 280.9 Restrictions applicable to purchasers.
- 280.10 Reports and recordkeeping.
- 280.11 Persons and vessels exempted.
- 280.12 National Oceanic and Atmospheric Administration employees designated as enforcement agents.
- 280.13 State officers designated as enforcement agents.

AUTHORITY: The provisions of this Part 280 issued under 64 Stat. 777, as amended, 16 U.S.C. 951, as modified by Reorganization Plan No. 4, effective Oct. 3, 1970 (35 F.R. 15627).

§ 280.1 Definitions.

For the purposes of this part, the following terms shall be construed, respectively, to mean and to include:

(a) *United States.* All areas under the sovereignty of the United States, the Trust Territory of the Pacific Islands, and the Canal Zones.

(b) *Convention.* The Convention for the Establishment of an Inter-American Tropical Tuna Commission, signed at Washington, D.C., May 31, 1949, by the United States of America and the Republic of Costa Rica (1 U.S.C. 230).

(c) *Commission.* The Inter-American Tropical Tuna Commission established pursuant to the Convention.

(d) *Director of Investigations.* The Director of Investigations, Inter-American Tropical Tuna Commission, LaJolla, Calif.

(e) *Service Director.* The Director of the National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce.

(f) *Regional Director.* The Regional Director, Southwest Region, National Marine Fisheries Service, 300 South Ferry Street, Terminal Island, CA, telephone number, area code 213, 831-9281, Extension 575.

(g) *Regulatory area.* All waters of the eastern Pacific Ocean bounded by the mainland of the Americas and the following lines: Beginning at a point on the mainland where the parallel of 40° north latitude intersects the coast; thence due west to the meridian of 125° west longitude; thence due south to the parallel of 20° north latitude; thence due east to the meridian of 120° west longitude; thence due south to the parallel of 5° north latitude; thence due east to the meridian of 110° west longitude; thence due south to the parallel of 10° south latitude; thence due east to the meridian of 90° west longitude; thence due south to the parallel of 30° south latitude; thence due east to a point on the mainland where the parallel of 30° south latitude intersects the coast.

(h) *Yellowfin tuna.* Any fish of the species *Thunnus albacares* (synonym: *Neothunnus macropterus*).

(i) *Other tuna fishes.* Those species (and none other) of the family Scombridae which are known as:

(1) Albacore—*Thunnus alalunga* (synonym: *Thunnus germo*).

(2) Bigeye—*Thunnus obesus* (synonym: *Parathunnus sibi*).

(3) Bluefin—*Thunnus thynnus* (synonym: *Thunnus saliens*).

(4) Skipjack—*Euthynnus pelamis* (synonym: *Katsuwonus pelamis*).

(j) *Fishing vessel.* Every kind, type or description of watercraft subject to the jurisdiction of the United States (other than purse seine skiffs) used in or outfitted for catching or processing fish or transporting its catch of fish from fishing grounds.

(k) *Cargo vessel.* Every kind, type or description of watercraft which is not employed in fishing but which is engaged in whole or in part in the transportation of fish or fish products.

(l) *Person.* Individual, association, corporation, or partnership subject to the jurisdiction of the United States.

(m) *Open season.* The time during which yellowfin tuna may lawfully be captured and taken on board a fishing vessel in the regulatory area without limitation on the quantity permitted to be retained during each fishing voyage. Unless otherwise specified, whenever time is stated in hours it shall be construed to refer to local time in the area affected.

(n) *Closed season.* The time during which yellowfin tuna may not be taken

or retained on board a fishing vessel in quantities exceeding the amounts permitted to be taken and retained as an incident to fishing for species with which yellowfin tuna may be mingled as defined in § 280.2(b)(3).

§ 280.2 Basis and purpose.

(a) At a special meeting held at Long Beach, Calif., on September 14, 1961, the Commission recommended to the Governments of Costa Rica, Ecuador, Panama, and the United States of America, parties to the Convention, that they take joint action to limit the annual catch of yellowfin tuna from the eastern Pacific Ocean by fishermen of all nations during the calendar year 1962. This recommendation was made pursuant to paragraph 5 of Article II of the Convention on the basis of scientific investigations conducted by the Commission over a period of time dating from 1951. The most recent years of this period were marked by a substantial increase in fishing effort directed toward the yellowfin tuna stocks, resulting in a rate of exploitation of these stocks greater than that at which the maximum sustainable yield may be obtained. The Commission's recommendation for joint action by the parties to regulate the yellowfin tuna fishery has as its objective the restoration of these stocks to a level of abundance which will permit maximum sustainable catch and the maintenance of the stocks in that condition in the future.

(b) At each annual meeting held since 1962, the Commission affirmed its conclusions regarding the need for regulating the yellowfin tuna fishery in the eastern Pacific Ocean and at each meeting recommended to the parties to the Convention that they take joint action to:

(1) Establish a prescribed tonnage limit on the total catch of yellowfin tuna by the fishermen of all nations during each calendar year from an area of the eastern Pacific Ocean defined by the Commission;

(2) Establish open and closed seasons for yellowfin tuna under prescribed conditions;

(3) Permit the landing of an incidental catch by weight of yellowfin tuna, when landed with one or more of the following fishes usually caught mingled with yellowfin tuna, that are taken on a fishing trip begun after the close of the yellowfin tuna fishing season: Skipjack tuna, bigeye tuna, bluefin tuna, albacore tuna, bonito, the billfishes and the sharks; and

(4) Obtain from governments not parties to the Convention, but having vessels which operate in the fishery, cooperation in effecting the recommended conservation measures.

(c) The regulations in this part are designed to implement the Commission's recommendations for the conservation of yellowfin tuna so far as they affect vessels and persons subject to the jurisdiction of the United States.

§ 280.3 Catch limits.

The annual limitation on the quantity of yellowfin tuna permitted to be taken from the regulatory area by the fishing vessels of all nations participating in the fishery will be fixed and determined on the basis of recommendations made by the Commission pursuant to paragraph 5 of Article II of the Convention. Upon approval by the Secretary of State and the Secretary of Commerce of the recommended catch limit, announcement of the catch limit thus established shall be made by the Service Director through publication of a suitable notice in the FEDERAL REGISTER. The Service Director, in like manner, shall announce any revision or modification of an approved annual catch limit which may subsequently enter into force.

§ 280.4 Open season.

The open season for yellowfin tuna fishing shall begin annually at 0001 hours of the 1st day of January and terminate at a time and date to be determined and announced as provided in § 280.5.

§ 280.5 Closed season.

Pursuant to authority granted by the Commission, the Director of Investigations will determine the date on which he deemed that the yellowfin fishing season should close and will promptly notify the service Director of such date. The Service Director shall then announce the season closure date thus established by publication in the FEDERAL REGISTER. The closure date so announced shall be final except that if it shall at any time become evident to the Director of Investigations that the closure date initially determined had been affected by changed circumstances, he may substitute another date which shall be announced by the Service Director in like manner as provided for the date originally determined.

§ 280.6 Restrictions applicable to fishing vessels.

(a) Except as provided in paragraphs (b), (c), and (e) of this section, after the date determined and announced in the manner provided in § 280.5 for the closing of the yellowfin tuna fishing season, it shall be unlawful for any master or other person in charge of a fishing vessel to land yellowfin tuna in any port or place until the yellowfin tuna fishing season reopens on January 1 next following the close of the season.

(b) Any master or other person in charge of a fishing vessel which has departed port to engage in tuna fishing prior to the date of the closure of the yellowfin fishing season may continue to take and retain yellowfin tuna without restriction as to quantity until the fishing voyage has been completed by unloading from such fishing vessel the whole or any part of the cargo of tuna taken during such voyage. Furthermore for 1971 only any vessel which has completed a tuna fishing voyage in the regulatory area during the then current open season and is in port at the time of the

date of closure of such season shall be allowed to depart such port within 30 days after said date of closure for an unrestricted fishing voyage. For the purposes of this paragraph, the date of departure from port refers to the date on which the fishing vessel departs from a port to proceed directly to the fishing grounds outfitted, supplied, fueled, provisioned, and manned by officers and crew in the manner and to the extent usually required to carry out fishing operations, by means of such vessel: *Provided*, That a stopover at a single intermediate port, not exceeding 48 hours, is permitted for the specific purpose of meeting any deficiencies in such outfitting, supplying, fueling, provisioning, or manning needs of the vessel for a fishing voyage. A stay in an intermediate port in excess of 48 hours shall constitute a new date of departure from port coinciding with the date of the delayed departure from the intermediate port.

(c) Any master or other person in charge of a fishing vessel which has departed port after the date of the closure of the yellowfin season, except a vessel provided for in paragraph (b) of this section, may land in any port or place yellowfin tuna as provided for in subparagraphs (1), (2), (3), and (4) of this paragraph: *Provided*, That the Director by appropriate notice in the FEDERAL REGISTER may adjust the incidental catch rates provided for in subparagraphs (1), (2), (3), and (4) of this paragraph to assure that the various allotments designated for certain vessels are not underutilized and the 15 percent overall incidental catch is not exceeded. Any quantity of yellowfin tuna landed in excess of the limitations provided for in subparagraphs (1), (2), (3), and (4) of this paragraph shall be subject to seizure pursuant to section 10(c) of the Tuna Conventions Act of 1950, as amended (16 U.S.C. 959(c)).

(1) Purse seiners of over 400 short tons capacity may land in any port or place yellowfin tuna taken as an incident to fishing for those species listed in § 280.2(b)(3), but in no event shall the yellowfin tuna be permitted to be landed by such vessels exceed 15 percent (15%) by round weight when included with those species listed in § 280.2(b)(3).

(2) Purse seiners of 301 to 400 short tons carrying capacity inclusive may land in any port or place yellowfin tuna taken as an incident to fishing for those species listed in § 280.2(b)(3) but in no event shall the yellowfin tuna so permitted to be landed by such vessel exceed 40 percent (40%) by round weight when included with those species listed in § 280.2(b)(3): *Provided*, That when the catch of yellowfin tuna by purse seiners of 301 to 400 short tons capacity, inclusive, reaches 1,000 tons the incidental rate for those vessels will revert to 15 percent (15%). A notice of reversion which will apply to purse seiners of 301 to 400 short tons, inclusive, leaving port after a selected date will be published in the FEDERAL REGISTER.

(3) Purse seiners of 300 short tons carrying capacity or less may land in any port or place yellowfin tuna taken as an incident to fishing for those species listed in § 280.2(b)(3), but in no event shall the yellowfin tuna so permitted to be landed by such vessel exceed 40 percent (40%) by round weight when included with those species listed in § 280.2(b)(3); except that those purse seiners of 300 short tons capacity or less known as local wetfish boats that meet the following criteria:

(i) Do not deliver any yellowfin tuna during the open yellowfin tuna fishing season and,

(ii) Make deliveries on daily basis, may accumulate the 50 percent (50%) allowance by weight for incidental catches of yellowfin tuna for the separate period from the closure date until the end of that month, and for each separate period consisting of 1 calendar month thereafter: *Provided*, That when the catch of yellowfin tuna by purse seiners of 300 short tons of carrying capacity or less reaches 4,500 tons the incidental rate for those vessels will revert to 15 percent (15%). A notice of reversion which will apply to purse seiners of 300 short tons of capacity or less leaving port after a selected date will be published in the FEDERAL REGISTER.

(4) Bait boats and jig boats may land in any port or place yellowfin tuna not to exceed 50 percent (50%) by round weight of the vessels' carrying capacity in short tons: *Provided*, That when the catch of yellowfin tuna by bait boats and jig boats reaches 2,000 short tons, the incidental catch rate for those vessels of yellowfin tuna will revert to 15 percent (15%) of yellowfin taken as an incident to fishing for those species listed in § 280.2(b)(3). A notice of reversion which will apply to bait boats and jig boats leaving port after a selected date will be published in the FEDERAL REGISTER.

(5) The short ton capacity of vessels shall be determined from tables prepared by the Commission which relate carrying capacity to gross and/or net tonnage and from official unloading records available to the National Marine Fisheries Service. Managing owners of purse seine vessels between 301 and 400 short tons carrying capacity, inclusive will be notified by registered mail that their vessel is in that category and is therefore subject to the provisions of subparagraph (2) of this paragraph. Managing owners of vessels of 300 short tons or less carrying capacity will be notified by registered mail that their vessel is in this category and is therefore subject to the provisions of subparagraph (3) of this paragraph. Except as provided below for bait boats and jig boats, managing owners not receiving such notification by registered mail can assume that their vessel is in the category of over 400 short tons carrying capacity and is therefore subject to the provisions of subparagraph (1) of this paragraph. To qualify for the bait boat and jig boat yellowfin allocation described in subparagraph (4) of this paragraph, managing owners of bait boats

and jig boats will supply the Regional Director documentation concerning the gross and net tonnage of their vessels together with records of prior unloadings. This information, together with tables supplied by the Commission which relate to gross and/or net tonnage and from official records available to the National Marine Fisheries Service will be used by the Regional Director to establish the carrying capacity of each vessel. Failure to comply will result in such vessels being limited to a 15 percent (15%) incidental catch of yellowfin taken as an incident to fishing for those species listed in § 280.2(b)(3). This incidental rate will remain in effect for such vessels until the above documentation is supplied and the vessel's capacity determined.

(6) Any vessel may catch yellowfin tuna without restriction during the closed season provided such tuna is landed in a country with tuna canning facilities and which accepts the Commission's recommendations and provided further that prior to departing on the voyage on which yellowfin tuna is caught that the managing owner of the vessel making such voyage receives from the Regional Director a letter granting permission for his vessel to land such yellowfin tuna in such country. Those seeking permission for their vessel to land such yellowfin tuna in such country shall forward to the Regional Director a letter from the Minister of Fisheries or the Minister of Agriculture of the country in which such yellowfin tuna will be landed certifying that such country has agreed to purchase such yellowfin tuna and that the maximum amount of yellowfin tuna could be landed by such vessel, assuming that the vessel's entire capacity is filled with yellowfin tuna, would not cause the total amount of yellowfin tuna landed in such country to exceed 1,000 short tons.

(d) The limitation on the quantity of incidentally caught yellowfin tuna specified in paragraph (c) of this section shall be applicable to any fishing vessel irrespective of its arrival in port prior or subsequent to December 31 in every case where the catch of tuna has been made during a fishing voyage begun in the closed season.

(e) On trips begun after the closure of the yellowfin season:

(1) All yellowfin tuna caught by fishing vessels which on the same trip fished both within and outside the regulatory area in the Pacific Ocean shall be subject to the incidental catch limitations as set out in paragraph (c) of this section. Furthermore any vessel which after landing retains yellowfin tuna aboard will be subject to the incidental catch limitation for yellowfin tuna on the completion of a subsequent fishing voyage.

(2) All vessels planning to fish exclusively outside the regulatory area in the Pacific Ocean shall report to the Regional Director within 48 hours before leaving port; within 24 hours before departing the regulatory area; and within 24 hours before returning to the regulatory area. Such reports, which must reach the Regional Director within the time limits specified, can be made by

letter, telegram, prepaid commercial radio message (either radiogram or ship-to-shore radiophone), or telephone and may be relayed to the Regional Director by the master, managing owner of his shore representative.

(i) On departure from the regulatory area reports described under subparagraph (2) of this paragraph shall include the latitude of departure from the regulatory area and approximate time of departure. On returning to the regulatory area the reports shall include the catch of yellowfin tuna and of other species made outside the regulatory area and the latitude and approximate time of re-entry.

(ii) In addition, each vessel while outside the regulatory area shall transmit a message between 1400 and 1800 hours California time on each even-numbered day; such reporting to continue throughout the closed season. The following message shall be transmitted to a station operated by the tuna industry on one of the following frequencies: 16,565.0 KHz, 16,572.0 KHz, 12,421.0 KHz, 12,428.0 KHz, 8281.2 KHz or 8284.4 KHz: "This message is being transmitted in compliance with the United States Eastern Tropical Pacific Yellowfin Tuna Regulations, and it confirms that the vessel (name of reporting vessel) has not reentered the Eastern Pacific Regulatory Area as of this date: (give date)." Any station receiving such message shall notify the Regional Director at telephone number (714) 233-5511 of such receipt on the same day the message is received. Any vessel that fails to receive an acknowledgement from an industry station that a required transmission has been received by such station must attempt to transmit the same message on the day following the failure to receive such acknowledgement. If in 3 successive days the vessel fails to receive an acknowledgement that a required transmission has been received, it will be considered that the vessel's radio equipment is not functioning properly and the vessel shall then return directly to port: *Provided, however*, That if the Director, National Marine Fisheries Service, determines that the reporting procedures given herein (this subdivision (ii)) are not effective, he will announce his findings in the FEDERAL REGISTER. On publication of such findings the above reporting procedures will apply except that the messages shall be sent through either Station KMI (Oakland) or Station WOM (Miami) to the Regional Director, area code 714, telephone number 233-5511.

(iii) Those vessels announcing that they will fish entirely outside the regulatory area shall, after leaving port, proceed directly to waters outside the regulatory area and upon reentering the regulatory area, will proceed directly to port for unloading: *Provided*, That if a vessel must make an emergency port call for disembarking a sick or injured crew member, refueling, repairs, or for any other emergency, the vessel will proceed directly to port and will notify the Regional Director forty-eight (48) hours prior to the port call, giving the name

of the port to be entered. If the vessel then wishes to resume fishing outside the regulatory area, it must notify the Regional Director again of its intentions as provided in this subparagraph (2) and proceed directly to waters outside the regulatory area.

(3) All fishing vessels will notify the Regional Director, at least forty-eight (48) hours prior to any delivery or sale in a foreign country, of fish caught in or outside of the regulatory area of the eastern Tropical Pacific Ocean. Such reports shall include the amount of species and whether the fish were caught inside or outside of the regulatory area. These reports can be made by prepaid commercial radio message or may be relayed to the Regional Director by the managing owner or his shore representative. Except that those vessels that are permanently based in a foreign country and routinely unload in that country are required to make such reports only when unloading in a country other than that in which they are based.

(4) Any vessel failing to file the reports and to follow the procedures required in this paragraph shall be restricted to the incidental catch limit of fifteen percent (15%) of yellowfin for the entire fishing voyage. This incidental limit is by weight of yellowfin tuna when landed with one or more of the species listed in § 280.2(b)(3).

(f) All messages required in paragraph (e) of this section shall be telephoned to area code 714, telephone number 233-5511.

(g) Each vessel fishing outside the regulatory area in the Pacific Ocean during the open season shall transmit a message between 1400 and 1800 hours California time on each even-numbered day of the month on one of the following frequencies: 16,565.0 KHz, 16,572.0 KHz, 12,421.0 KHz, 12,428.0 KHz, 8281.2 KHz, or 8284.4 KHz. The following message shall be transmitted to any station operated by a member of the tuna industry who shall be deemed to be an agent of the transmitting vessel for this purpose: "This message is being transmitted in compliance with the United States eastern tropical Pacific yellowfin tuna regulations, and it confirms that the vessel (name of reporting vessel) is fishing outside the eastern Pacific regulatory area as of this date (give date)." Any station receiving such message shall notify the Regional Director by calling telephone number area code 714, 233-5511 to report the receipt of such message on the same day it is received.

§ 280.7 Emergency action by Director.

(a) If in light of developments during the closed season for yellowfin tuna the Director finds that the provisions relating to fishing outside the regulatory area are inadequate to insure that the recommendations of the Commission are implemented, he shall announce by appropriate notice in the FEDERAL REGISTER such determination and immediately thereafter:

(1) Every vessel at sea, which has yellowfin tuna aboard in excess of the fifteen

percent (15%) allowable incidental catch, which were taken or are claimed to have been taken outside the regulatory area in the Pacific Ocean shall immediately return to its home port or port of departure to unload or to have its catch aboard certified by a National Oceanic and Atmospheric Administration or State employee designated as an enforcement officer. Any vessel failing to return immediately to home port or port of departure for the purpose stated shall be permitted to land an amount of yellowfin not to exceed fifteen percent (15%) of its total catch.

(2) Fishing vessels which have fished by any time during the calendar year in the regulatory area and which depart port on a fishing voyage after the notice of the Director as described in this section and fish within the Pacific Ocean shall land only the allowable incidental catch as described in § 280.6(c).

§ 280.8 Restrictions applicable to cargo vessels.

(a) A fishing vessel shall be deemed to have completed a fishing voyage whenever the whole or any part of its catch of tuna from the regulatory area shall be transferred to a cargo vessel in conformity with the requirements of this section.

(b) In keeping with the provisions of section 251, title 46, United States Code, no foreign-flag vessel, whether documented as a cargo vessel or otherwise, is permitted to land in a port of the United States any tuna fish or tuna fish products taken on board such vessel on the high seas.

(c) The transfer of tuna from a fishing vessel to a cargo vessel while in a foreign country or in waters over which the country has recognized jurisdiction is subject to the applicable laws and regulations of such foreign country.

(d) During the closed season for yellowfin tuna, no fishing vessel shall transfer on the high seas any part of its catch of tuna fish to a cargo vessel documented under the laws of the United States and no such cargo vessel shall receive, possess, or bring to any place in the United States, tuna fish taken on board on the high seas from a fishing vessel unless the cargo vessel shall hold a permit issued in conformity with paragraph (e) of this section.

(e) Upon written application made to him, the Regional Director may issue a permit authorizing a cargo vessel documented under the laws of the United States to receive, possess, and transport to the United States, tuna fish transferred from fishing vessels on the high seas during the closed season on yellowfin tuna. Such permit may authorize the possession and transportation of yellowfin tuna by a cargo vessel without regard to the quantities of yellowfin or other marketable species of fish received or possessed on board such vessel during the closed season on yellowfin tuna and shall contain such additional conditions and restrictions as the Regional Director shall determine to be necessary in light of the circumstances in each case to achieve

compliance with the regulations in this part and the objectives of the program for the conservation of the yellowfin tuna resources of the regulatory area.

§ 280.9 Restrictions applicable to purchasers.

(a) Except as provided in paragraphs (b) and (d) of this section, it shall be unlawful for any person knowingly to receive, purchase, offer to purchase, sell, offer for sale, import, export, or have in custody, possession, or control any yellowfin tuna taken or retained by a fishing vessel in violation of the regulations in this part.

(b) In view of the perishable nature of yellowfin tuna when not processed otherwise than by chilling or freezing, any person authorized to enforce the regulations in this part may cause to be sold, and any person may purchase, for not less than its reasonable market value such quantities of perishable yellowfin tuna as may be seized pursuant to section 10(e) of the Tuna Conventions Act of 1950 as amended (16 U.S.C. 959(e)).

(c) The proceeds of any sale made pursuant to paragraph (b) of this section after deducting the reasonable costs of the sale, if any, shall be remitted by the purchaser to the Regional Director for deposit and retention in the Suspense Account of the National Marine Fisheries Service (Account No. 14X6875(17)) pending judgment of the court or other disposition of the case.

(d) If a duly constituted official acting under authority and in behalf of a State of the United States, of the Commonwealth of Puerto Rico, or of American Samoa seizes any yellowfin tuna under the applicable laws or regulations of such government, such yellowfin tuna may be forfeited and sold or otherwise disposed of pursuant to such laws or regulations. Any yellowfin tuna so seized by an official of a State, the Commonwealth of Puerto Rico or American Samoa shall not be seized by an officer or employee of the Federal Government unless it is voluntarily turned over to him to be proceeded against under applicable Federal laws or regulations.

§ 280.10 Reports and recordkeeping.

(a) The master or other person in charge of a tuna vessel or such person as may be authorized in writing to serve as the agent of either of such persons shall:

(1) Keep an accurate log of all operations conducted from the vessel entering therein for each day the date, noon position (stated in latitude and longitude or in relation to known physical features), and the estimated quantities (in short tons, round weight), of tuna fish and other marketable fish, by species, which are taken on board the vessel: *Provided*, That the record and bridge log maintained at the request of the Commission shall be deemed a sufficient compliance with this paragraph whenever the items of information specified herein are fully and accurately entered in such log.

(2) Report by radio at least once each calendar week during a fishing voyage conducted in the open season; such reporting to begin on a date to be announced by the Service Director through publication of a suitable notice in the FEDERAL REGISTER and to continue throughout the open season. Reports by radio shall be made directly or through a cooperating vessel to Radio Station WWD, La Jolla, Calif., 4415.8 kc., 8805.6 kc., 12,403.5 kc., or 16,533.5 kc., or by prepaid commercial radio message directed to the Director of Investigations. Radio reports shall be made between 0900 and 2400 P.s.t. and shall state the name of the fishing vessel and the cumulative estimated quantities, by species of all tuna fish taken on board from week to week throughout the duration of the fishing voyage. Weekly reports containing all items of information required by this paragraph may be submitted to the Director of Investigations by the shore representative of the master or other person in charge of the vessel in lieu of radio reports from the vessel.

(3) Furnish on a form obtainable from the Regional Director, following the delivery or sale of a catch of tuna made by means of such vessel, a report, certified to be correct as to facts within the knowledge of the reporting individual, giving the name and official number of the fishing vessel, the dates of commencement and conclusion of the fishing voyage, port of departure, and listing

separately by species and round weight in pounds or short tons, the gross quantities of tuna fish and other marketable species of fish so sold or delivered: *Provided*, That at the option of the vessel master or other person in charge, a copy of the fish ticket, weighout slip, settlement sheet, or similar record customarily issued by the fish dealer or his agent may be used for reporting purposes in lieu of the form obtainable from the Regional Director, if such alternate record is similarly certified and contains all items of information required by this paragraph: *Provided, further*, That for any vessel landing its catch in California and reporting by means of a copy of the California fish ticket, the California Fish and Game boat number may be indicated in lieu of the vessel's official number. Such report shall be delivered or dispatched by mail to the Regional Director within 72 hours after the weighout has been completed.

(b) Any person authorized to carry out enforcement activities under the regulations in this part and any person authorized by the Commission shall have power, without warrant or other process to inspect, at any reasonable time, log books, catch reports, statistical records, or other reports as are required by the regulations in this part to be made, kept, or furnished (16 U.S.C. 956).

§ 280.11 Persons and vessels exempted.

Nothing contained in §§ 280.2 to 280.10 shall apply to:

(a) Any person or vessel authorized by the Commission, the Service Director, or any State of the United States to engage in fishing for research purposes.

(b) Any person or vessel engaged in sport fishing for personal use.

§ 280.12 National Oceanic and Atmospheric Administration employees designated as enforcement agents.

Any employee of the National Oceanic and Atmospheric Administration duly appointed and authorized to enforce Federal laws and regulations administered by the National Oceanic and Atmospheric Administration is authorized and empowered to carry out enforcement activities under the Tuna Conventions Act of 1950, as amended (16 U.S.C. 951-961).

§ 280.13 State officers designated as enforcement agents.

Any officer or employee of a State of the United States, of the Commonwealth of Puerto Rico or of American Samoa who has been duly designated by the Service Director or his delegate with the consent of the Government concerned, is authorized to function as a Federal law enforcement agent and to carry out enforcement activities under the Tuna Conventions Act of 1950, as amended (16 U.S.C. 951-961).

[FR Doc.71-6380 Filed 5-6-71;8:46 am]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 161]

RIGHTS-OF-WAY OVER INDIAN LANDS

Consent of Landowners; Power Projects

APRIL 26, 1971.

This notice is published in exercise of authority delegated by the Secretary of the Interior to the Commissioner of Indian Affairs by 230 DM 2 (32 F.R. 13938).

Notice is hereby given that it is proposed to revise §§ 161.3 and 161.27 of Part 161, Subchapter O, Chapter I, of Title 25 of the Code of Federal Regulations. This revision is proposed pursuant to the authority contained in section 161 of the Revised Statutes (5 U.S.C. 301); in the Act of February 5, 1948 (62 Stat. 17; 25 U.S.C. 323-328); and in the Act of March 4, 1911 (36 Stat. 1253), as amended by the Act of May 27, 1952 (66 Stat. 95; 43 U.S.C. 961).

The purpose of the amendment deleting the phrase "or to commence construction" from all paragraphs of 25 CFR 161.3 is to eliminate any implication that commencement of construction within a right-of-way may be authorized prior to issuing the conveyance instrument, as in the case of a survey. Regulation 25 CFR 161.15 authorizes the commencement of construction after issuance and delivery of the conveyance instrument granting the right-of-way.

The purpose of further amending 25 CFR 161.3(a) is to expand upon and clarify the meaning of the language "restricted land belonging to a tribe" as used in that paragraph so as to conform to the definition of "tribal land" as set forth in 25 CFR 161.1(d). Replacement of the final words "tribal council" with the word "tribe" results in encompassing any governing body to whom authority is delegated by the tribe, regardless of the nomenclature of that body.

The additional amendments to 25 CFR 161.3(b) and (c) provide conformance in usage of the term "individually owned lands" as defined in 25 CFR 161.1(b) and further serve in the interests of brevity and clarification.

The purpose of the amendment to 25 CFR 161.27(b) is to eliminate duplication of clearance by the Assistant Secretary for Water and Power Resources (formerly Water and Power Development) for certain transmission lines. Clearance for the establishment and construction of transmission lines by power-marketing agencies of the Department of the Interior is inherent in the decision making process of the Assistant Secretary. Therefore, when said agencies apply for

transmission line rights-of-way across Indian lands, clearance by the Assistant Secretary as required by 25 CFR 161.27 (b) is deemed unnecessary.

It is the policy of the Department of the Interior to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Director of Economic Development, Bureau of Indian Affairs, 1951 Constitution Avenue NW., Washington, DC 20242, within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

As revised, §§ 161.3 and 161.27 read as follows:

§ 161.3 Consent of landowners to grants of rights-of-way.

(a) No right-of-way shall be granted over and across any tribal land, nor shall any permission to survey be issued with respect to any such lands, without the prior written consent of the tribe.

(b) Except as provided in paragraph (c) of this section, no right-of-way shall be granted over and across any individually owned lands, nor shall any permission to survey be issued with respect to any such lands, without the prior written consent of the owner or owners of such lands and the approval of the Secretary.

(c) The Secretary may issue permission to survey with respect to, and he may grant rights-of-way over and across individually owned lands without the consent of the individual Indian owners when (1) the individual owner of the land or of an interest therein is a minor or a person non compos mentis, and the Secretary finds that such grant will cause no substantial injury to the land or the owner, which cannot be adequately compensated for by monetary damages; (2) the land is owned by more than one person, and the owners or owner of a majority of the interests therein consent to the grant; (3) the whereabouts of the owner of the land or an interest therein are unknown, and the owners or owner of any interests therein whose whereabouts are known, or a majority thereof, consent to the grant; (4) the heirs or devisees of a deceased owner of the land or an interest therein have not been determined, and the Secretary finds that the grant will cause no substantial injury to the land or any owner thereof; (5) the owners of interests in the land are so numerous that the Secretary finds it would be impracticable to obtain their consent, and also finds that the grant will cause no substantial injury to the land or any owner thereof.

§ 161.27 Power projects.

(b) All applications, other than those made by power-marketing agencies of the Department of the Interior, for

authority to survey, locate, or commence construction work on any project for the generation of electric power, or the transmission or distribution of electrical power of 66 kv. or higher involving lands other than tribal lands dealt with in the exception contained in § 161.2(c) shall be referred to the Office of the Assistant Secretary of the Interior for Water and Power Resources or such other agency as may be designated for the area involved, for consideration of the relationship of the proposed project to the power development program of the United States. Where the proposed project will not conflict with the program of the United States, the Secretary, upon notification to that effect, may then proceed to act upon the application. In the case of necessary changes respecting the proposed location, construction, or utilization of the project in order to eliminate conflicts with the power development program of the United States, the Secretary shall obtain from the applicant written consent to or compliance with such requirements before taking further action on the application.

LOUIS R. BRUCE,
Commissioner.

[FR Doc.71-6381 Filed 5-6-71;8:46 am]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 911]

[Docket No. AO-267-A5]

LIMES GROWN IN FLORIDA

Notice of Recommended Decision and Opportunity To File Written Exceptions With Respect to Proposed Further Amendment to Marketing Agreement and Order

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to the proposed amendment of the marketing agreement, as amended, and Order No. 911, as amended (7 CFR Part 911; 35 F.R. 16626), hereinafter referred to collectively as the "order", regulating the handling of limes grown in Florida to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the "act." Interested persons may file written exceptions to this recommended decision with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, DC 20250,

not later than the close of business of the 15th day after publication thereof in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate. All such communications will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Preliminary statement. The public hearing, on the record of which the proposed amendment of the order is formulated, was initiated by the Consumer and Marketing Service as a result of proposals submitted by the Florida Lime Administrative Committee (established pursuant to the marketing agreement and order). A notice that such public hearing would be held on January 27, 1971, in the Homestead Agricultural Center, 18710 Southwest 288th Street, Homestead, FL, was published in the FEDERAL REGISTER on December 22, 1970 (35 F.R. 19362).

Material issues. The material issues presented on the record of the hearing were concerned with amending the order to authorize separate regulations for limes handled within the production area (the State of Florida except that part of the State west of the Suwannee River), and for limes handled between the production area and any point outside of such area.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evidence adduced at the hearing and the record thereof:

The order should be amended, as hereinafter set forth, to provide that any regulations issued by the Secretary under the order may be different for the handling of limes within the production area and the handling of limes between the production area and any point outside thereof. The record evidence indicates that such amendment would add flexibility to operation of the order and would allow more orderly marketing of Florida limes. The proposed amendment should also improve returns to growers and benefit handlers, and certain consumers of limes, as hereinafter discussed.

The lime markets within the production area have undergone considerable change since the inception of this order in 1955. A major factor contributing to this change has been the influx of 300,000 to 400,000 Latin immigrants into Florida over the past several years. These immigrants, most of whom are from Cuba, are very familiar with limes. Many of these people use limes in their daily diets on the basis of eating habits they developed while living in Cuba. They prefer limes which are riper than those in demand in the more distant markets outside of the production area. Riper limes, which are often more yellow, are preferred because they are larger, juicier, softer, and somewhat less acidic, than less ripe limes. Riper limes, such as these, are not generally satisfactory for handling to the more distant markets because they would not withstand shipment well, they would lack shelf-life, and they would not sell well within these markets. As order regulations are based primarily on the demands of the major

markets outside of the production area, many of these riper limes are currently utilized for processing into juice. A demand for riper limes for fresh utilization now exists in the production area, and authorization for separate regulations under the order would allow fulfillment of this demand.

Another factor which has contributed to the change in the lime market is the ban of lime imports from Cuba. Fruit from this source used to compete with that produced in Florida. Import regulations based on regulations under the order kept low quality fruit from this source out of the U.S. market.

The demand for limes sold within the production area now differs substantially from the demand for those sold outside of such area. Most of the limes sold in markets outside of the production area are retailed in supermarkets, which demand uniform, high quality, attractive limes which are green in color. These markets also desire fruit which will withstand shipment to the more distant markets and arrive in the retail stores in satisfactory condition possessing shelf-life. On the other hand, markets within the production area are numerous. They consist of supermarkets, small stores, and fruit stands. Some of the limes sold in these markets are obtained from small "backyard plantings", which can be handled under the "55 pound per day" minimum quantity exemption provided for in the rules and regulations of the order. Grading costs are not incurred for fruit handled under this exemption provision. Marketing costs are less for limes handled to points within the production area than those for fruit handled to points outside of such area, because lower selling and transportation costs are incurred.

Amendment of the order, as hereinafter set forth, would tend to increase returns to lime growers. Less stringent regulations or, at times, no regulations for markets within the production area should result in more limes being sold in such markets. Regulations based on the particular market demand of each of the areas of regulation would tend to increase total returns to growers and handlers. Currently, most of the limes which fail to meet order requirements, based on the demand of the major markets outside of the production area, are dumped, sold illicitly, or used for processing. The grower gets little or nothing for this fruit. A good fresh market now exists within the production area for much of this fruit. Savings could be achieved by using a less expensive container for fruit sold locally. For instance, it currently costs about \$2.50 per bushel to package limes handled according to order requirements because such fruit must also be packed in sturdy containers, so that it will arrive in distant markets in good condition. Packaging costs for limes handled within the production area could be cut to about \$0.75 if less stringent container regulations were authorized for such area.

Consumers, particularly those within the production area, would benefit if the

order is amended as hereinafter set forth. Currently, regulations are largely based on the demands of the markets outside of the production area. Such requirements add unnecessary costs to limes sold in the production area, and probably increase their cost to the consumer. In addition, some of the limes now being destroyed could be sold fresh within the production area at prices which would bring satisfaction to both consumers and producers.

Because of the different demand characteristics of the markets within the production area from those outside of such area, authority should be provided in the order for the issuance of different regulations for each of these two marketing areas. To provide the necessary flexibility in the operation of the order, such authority should permit requirements which differ as to grade, size, quality, pack, containers, or any combination thereof. However, at certain times of the season, the growing and marketing conditions may warrant the issuance of the same regulation for both marketing areas, and the order should continue to provide such authority.

Authority is now included in the order for the modification, suspension, or termination of regulations. As this decision proposes the establishment of different regulations depending upon where the limes are to be handled, the order would thus provide for the modification, suspension, or termination of the different regulations. Under this authority it would be possible for a regulation to be issued with respect to one area of regulation and none for the other area. Thus, there would be a difference in regulations between the areas. This authority could add necessary flexibility to the operation of the order when warranted. Thus, it may be necessary and desirable to modify, suspend, or terminate existing regulations with respect to either or both of the areas of regulation, or not issue regulations for one or both of such areas, when inclement weather conditions, such as hurricanes or freezes, substantially reduce the volume, or adversely affect the quality of the lime crop, in order to protect growers returns and to provide consumers with an adequate supply of fresh limes in accordance with the market demand of the particular area of regulation.

The application of separate regulations to limes handled to the two described areas of regulation is practical from a compliance standpoint. The State of Florida maintains Road Guard Stations at the major roads crossing a line comprised of the Suwannee River and the State line between Florida and Georgia east of such river. The order requires inspection and certification of limes when regulations are in effect. State of Florida regulations require each shipment of limes to a point outside of the production area to be inspected and to be accompanied by a copy of the inspection certificate applicable thereto. Road guard personnel require all vehicles to stop and the drivers to present such certificates. In the event the order is

amended, as hereinafter provided, such personnel could be utilized to check the inspection certificates for each load of limes to see if they meet order requirements for handling to destinations north and west of that line and report any alleged violations thereof. The line formed by the Suwanee River and the Florida-Georgia border lying east thereof, is the most practical boundary with respect to compliance, if separate regulations are issued. Locating this compliance boundary line at any other place, to separate the two areas of regulation, would be costly, because the committee would have to hire additional compliance personnel. The area of regulation for handling within the area comprised of the State of Florida except that part of the State west of the Suwanee River, would coincide with the production area defined under the order. The other area of regulation would include all of the area outside of the production area.

Testimony was presented at the hearing with respect to amending § 911.52(a) (2) with respect to prescribing "minimum standards of quality." Since this subject was not included in the notice of hearing, such testimony cannot be considered in formulating this decision.

A proposal in the notice of hearing was that consideration should be given to making such other changes in the order as may be necessary to make the entire order conform to any amendments that may result from this proceeding. This proposal was supported at the hearing, without opposition. However, no conforming changes are necessary.

Rulings on proposed findings and conclusions. February 11, 1971, was fixed as the latest date for the filing of briefs with respect to the facts presented in evidence at the hearing and findings and conclusions which should be drawn therefrom. No brief was filed.

General findings. (a) The said marketing agreement and order, as hereby proposed to be further amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(b) The said marketing agreement and order, as hereby proposed to be further amended, regulate the handling of limes grown in the designated production area in the same manner as, and are applicable only to persons in the respective classes of industrial or commercial activity specified in, a proposed marketing agreement upon which hearings have been held;

(c) The said marketing agreement and order, as hereby proposed to be further amended, are limited in their application to the smallest regional production area that is practicable, consistently with carrying out the declared policy of the act, and the issuance of several marketing agreements and orders applicable to subdivisions of such production area would not effectively carry out the declared policy of the act;

(d) There are no differences in the production and marketing of limes grown in the production area covered by the

said marketing agreement and order, as hereby proposed to be further amended, that make necessary different terms and provisions applicable to different parts of such area; and

(e) All handling of limes grown in the production area is the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

Recommended further amendment of the marketing agreement and order. The following amendment of the amended marketing agreement and order is recommended as the detailed means by which the aforesaid conclusions may be carried out:

Revise paragraph (a) of § 911.52 *Issuance of regulations* by adding thereto a new subparagraph (5) reading as follows:

§ 911.52 *Issuance of regulations.*

(a) * * *

(5) Provide that any or all requirements effective pursuant to subparagraphs (1), (3), and (4) of this paragraph applicable to the handling of limes shall be different for the handling of limes within the production area and for the handling of limes between the production area and any point outside thereof.

* * * * *
Dated: May 3, 1971.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[FR Doc. 71-6400 Filed 5-6-71; 8:47 am]

[7 CFR Part 915]

[Docket No. AO-254-A6]

AVOCADOS GROWN IN SOUTH
FLORIDA

Notice of Recommended Decision and
Opportunity To File Written Exceptions
With Respect to Proposed
Further Amendment of Marketing
Agreement and Order

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to the proposed amendment of the marketing agreement, as amended, and Order No. 915, as amended (7 CFR Part 915; 35 F.R. 16627), hereinafter referred to collectively as the "order" regulating the handling of avocados grown in south Florida, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the "act". Interested persons may file written exceptions to this recommended decision with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the close of business

of the 15th day after publication thereof in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate. All such communications will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Preliminary statement. The public hearing, on the record of which the proposed amendment of the order is formulated, was initiated by the Consumer and Marketing Service as a result of proposals submitted by the Avocado Administrative Committee (established pursuant to the marketing agreement and order). A notice that such public hearing will be held on January 27, 1971, in the Homestead Agricultural Center, 18710 Southwest 288th Street, Homestead, FL, was published in the FEDERAL REGISTER on December 22, 1970 (35 F.R. 19362).

Material issues. The material issues presented on the record of the hearing were concerned with amending the order to authorize separate regulations for avocados handled within the production area and for avocados handled between the production area and any point outside thereof.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evidence adduced at the hearing and the record thereof.

The order should be amended, as hereinafter set forth, to provide that any regulations issued by the Secretary under the order may be different for the handling of avocados within the production area and for the handling of avocados between the production area and any point outside thereof. The record evidence indicates that such amendment would add flexibility to operation of the order and would allow more orderly marketing of Florida avocados. The proposed amendment should also improve returns to growers and benefit handlers, and certain consumers of avocados, as hereinafter discussed.

The avocado markets within the production area have undergone considerable change since the inception of this order in 1954. A major factor contributing to this change has been the influx of 300,000 to 400,000 Latin immigrants into Florida over the past several years. These immigrants, most of whom are from Cuba, are very familiar with avocados. Many of these people use avocados in their daily diets as a result of the eating habits they developed while living in Cuba. Because of their familiarity with avocados, they select fruit on the basis of variety, as some varieties are more palatable than others. Also they tend to purchase fruit that is quite ripe, so that they may consume it soon after purchase. When avocados are available from the numerous local retail markets, including fruit stands offering avocados from small backyard plantings (as hereinafter described), which may be ungraded, they tend to buy such avocados if they are of the requisite eating quality in preference

to more expensive fruit that may have been graded and handled under quality, size, and maturity regulations pursuant to the order. Such fruit generally provides satisfaction to the consumer because he has an opportunity to select the avocados he prefers from the numerous retail outlets. As order regulations are based primarily on the demands of the major markets outside of the production area, many of these riper avocados are currently utilized in processing. A demand for riper avocados for fresh utilization now exists in the production area, and the authorization for separate regulations under the order would allow fulfillment of this demand.

Another factor which has contributed to the change in the avocado market is the ban on avocado imports from Cuba. Fruit from this source used to compete with that produced in Florida. Import regulations based on regulations under the order kept low quality fruit from this source out of the United States market.

The markets for avocados handled to points outside of the production area now differ substantially from those within such area. Most of the avocados handled to points outside of the production area are sold in supermarkets, which prefer avocados which are of high quality, uniform in size and grade, and attractive in appearance. These markets also want fruit which will ripen uniformly soon after its arrival in the retail stores and it must possess reasonable shelf-life. On the other hand, markets within the production area are numerous. These markets include supermarkets, small stores, and fruit stands. Some of the avocados sold in these markets are obtained from small "backyard plantings," which can be handled under the "55 pound per day" minimum quantity exemption provided for in the rules and regulations of the order. Grading costs are not incurred for fruit handled under this exemption provision. Marketing costs are less for avocados handled to points within the production area than those for fruit handled to points outside of such area, because lower selling and transportation costs are incurred.

Amendment of the order, as hereinafter set forth, would tend to increase returns to avocado growers. Less stringent regulations or, at times, no regulations for avocados handled to markets within the production area should result in more fruit being sold in such markets. Regulations based on the particular demand characteristics of each area of regulation should tend to increase total returns to growers and handlers. Currently, avocados failing to meet the applicable order requirements, which are based on the demands of the major markets outside of the production area, are dumped, sold illicitly, or utilized in processing. The grower gets little or nothing for this fruit. A good local market now exists for much of this fruit. Savings could be achieved by using a less expensive container for fruit sold locally. For instance, it currently costs about \$2.50 per bushel to package avocados according

to order requirements as such fruit must be packed in sturdy containers, so that it arrives in the distant markets in good condition. Packaging costs for fruit handled to points within the production area could be cut to about \$0.75 if less stringent container regulations were authorized for such area.

Consumers, particularly those in the production area, would benefit if the order is amended as hereinafter set forth. Currently, regulations are largely based on the demands of the more distant markets outside of the production area. These markets demand uniform, firm, high quality avocados with an attractive appearance, packed in containers which are sturdy enough to withstand shipment to the more distant markets. Such requirements add unnecessary costs to avocados sold for consumption in the production area and probably result in higher prices to consumers. In addition, avocados are now being destroyed which could be sold within the production area at prices which would bring satisfaction to both consumers and producers.

Because of the different demand characteristics of the markets within the production area from those outside of such area, authority should be provided in the order for the issuance of different regulations for each of these two marketing areas. To provide necessary flexibility in the operation of the order, such authority should permit requirements which differ with respect to maturity, size, quality, pack, containers, or any combination thereof. However, at certain times of the season the growing and marketing conditions may warrant the issuance of the same regulation for both marketing areas, and the order should continue to provide such authority. Authority is now included in the order for the modification, suspension, or termination of regulations. As this decision proposes the establishment of different regulations depending upon where the avocados are to be handled, the order would thus provide for the modification, suspension, or termination of the different regulations. Under this authority it would be possible for a regulation to be issued with respect to one area of regulation and none for the other area. Thus, there would be a difference in regulations between the areas. This authority could add necessary flexibility to the operation of the order when warranted. Thus, it may be necessary and desirable to modify, suspend, or terminate existing regulations with respect to either or both of the areas of regulation, or not issue regulations for one or both of such areas, when inclement weather conditions, such as hurricane or freezes, substantially reduce the volume, or adversely affect the quality of the avocado crop, in order to protect growers' returns and to provide consumers with an adequate supply of fresh avocados in accordance with the market demand of the particular area of regulation.

Testimony was presented at the hearing for provisions which purported to provide that regulations applicable to the handling of avocados may be differ-

ent for the handling of avocados to points within the area comprised of the State of Florida except that part of the State west of the Suwannee River, and for the handling of avocados from such area to any point outside thereof. Since this area is larger than the production area, and the notice of hearing stated that regulations may be different for the handling of avocados within the production area, and the handling of avocados between the production area and any point outside thereof, such testimony cannot be considered in formulating this decision, as it would require a change in the definition of "handle" to effectuate the proposal. Such change was not specified in the notice.

A proposal in the notice of hearing was that consideration should be given to making such other changes in the order as may be necessary to make the entire order conform to any amendment that may result from this proceeding. This proposal was supported at the hearing, without opposition. However, no conforming changes are necessary.

Rulings on proposed findings and conclusions. February 11, 1971, was fixed as the latest date for the filing of briefs with respect to the facts presented in evidence at the hearing and findings and conclusions which should be drawn therefrom. No brief was filed.

General findings. (a) The said marketing agreement and order as hereby proposed to be further amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(b) The said marketing agreement and order, as hereby proposed to be further amended, regulate the handling of avocados grown in the designated production area in the same manner as, and are applicable only to persons in the respective classes of industrial or commercial activity specified in, a proposed marketing agreement upon which hearings have been held;

(c) The said marketing agreement and order, as hereby proposed to be further amended, are limited in their application to the smallest regional production area that is practicable, consistently with carrying out the declared policy of the act, and the issuance of several marketing agreements and orders applicable to subdivisions of such production area would not effectively carry out the declared policy of the act;

(d) The said marketing agreement and order, as hereby proposed to be further amended, prescribe, so far as practicable, such different terms applicable to different parts of the production area covered thereby as are necessary to give due recognition to the differences in production and marketing of avocados covered thereby; and

(e) All handling of avocados grown in the production area is in the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

Recommended further amendment of the marketing agreement and order. The

following amendment of the amended marketing agreement and order is recommended as the detailed means by which the aforesaid conclusions may be carried out:

Revise paragraph (a) of § 915.51 *Issuance of regulations* by adding thereto a new subparagraph (5) reading as follows:

§ 915.51 *Issuance of regulations.*

(a) ***

(5) Provide that any or all requirements effective pursuant to subparagraphs (1), (2), (3), and (4) of this paragraph applicable to the handling of avocados shall be different for the handling of avocados within the production area and for the handling of avocados between the production area and any point outside thereof.

Dated: May 3, 1971.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[FR Doc.71-6401 Filed 5-6-71;8:47 am]

[7 CFR Part 1036]

MILK IN EASTERN OHIO-WESTERN PENNSYLVANIA MARKETING AREA

Notice of Proposed Suspension of Certain Provisions of Order

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension of certain provisions of the order regulating the handling of milk in the Eastern Ohio-Western Pennsylvania marketing area is being considered for a period of several months beginning with May 1971.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension should file the same with the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 7 days from the date of publication of this notice in the FEDERAL REGISTER. All documents filed should be in quadruplicate.

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

The provisions proposed to be suspended are as follows:

1. In § 1036.41(c) (6) (iv), "and bulk cream";
2. § 1036.42(b) (1), "and bulk cream", "cream"; and
3. § 1036.42(b) (1), "and bulk cream".

The proposed suspension would change the amount of allowable Class III shrinkage on bulk cream that is transferred from a pool plant to other plants. Presently, the Class III shrinkage on such cream that is derived from a handler's receipts of producer milk is limited to 0.5 percent of the cream. Under the

proposed suspension, such percentage would be 2 percent.

This suspension was requested by Milk, Inc., a cooperative association which handles at its pool balancing plant a substantial portion of the market's reserve supplies of milk. In handling such milk, the cooperative receives producer milk on the basis of farm weights and tests, separates such milk, and transfers the cream to other plants for churning. The cooperative stated that it is seldom possible to perform these activities without experiencing more than 0.5 percent shrinkage on the cream transferred.

The cooperative asked that the suspension be effective as of May 1, 1971, and that it continue until such time as this issue may be considered at a hearing. It indicated that immediate action is necessary since the bulk cream transfers are greatest in the heavy production months of May and June.

Signed at Washington, D.C., on May 4, 1971.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[FR Doc.71-6426 Filed 5-6-71;8:50 am]

DEPARTMENT OF LABOR

Manpower Administration

[20 CFR Part 602]

PUBLIC EMPLOYMENT OFFICES

Minimum Wage Rates

Pursuant to section 1184 of title 8, United States Code, § 214.2(h) of Title 3, Code of Federal Regulations, and Secretary's Order No. 7-71, I hereby propose to amend 20 CFR 602.10b(a) (1) as set forth below.

Any person interested in this proposal may file a written statement of data, views, or arguments regarding it with the Manpower Administrator, U.S. Department of Labor, Washington, D.C. 20210, within 15 days after this notice is published in the FEDERAL REGISTER.

As amended, subparagraph (1) of paragraph (a) in 20 CFR 602.10b would read as follows:

§ 602.10b *Wage rates.*

(a) (1) Except as otherwise provided in this section the following hourly wage rates (which have been found to be the rates necessary to prevent adverse effect upon U.S. workers) shall be offered to agricultural workers in accordance with § 602.10a(j):

State	Rate
Connecticut	\$1.93
Florida	1.73
Maine	1.95
Massachusetts	1.91
New Hampshire	2.05
New York	1.97
Rhode Island	1.89
Vermont	2.05
Virginia	1.83
West Virginia	1.81

(8 U.S.C. 1184, 8 CFR 214.2(h), 34 F.R. 6502)

Signed at Washington, D.C., this 29th day of April 1971.

MALCOLM R. LOVELL, Jr.,
Assistant Secretary for Manpower,
[FR Doc.71-6407 Filed 5-6-71;8:47 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 71-SW-12]

FEDERAL AIRWAY SEGMENTS

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would alter segments of VOR Federal airway Nos. 12, 81, and 280 in the vicinity of Amarillo, Tex.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 1689, Fort Worth, TX 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, DC 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The airspace actions proposed in this docket would:

1. Realign the segment of V-12N between Tucumcari, N. Mex., and Amarillo, Tex., via the intersection of the Tucumcari VORTAC 071° T (059° M) and the Amarillo VORTAC 286° T (275° M) radials.

2. Designate a south alternate to V-12 between Amarillo and Gage, Okla., via the intersection of the Amarillo VORTAC 072° T (061° M) and Gage VORTAC 215° T (205° M) radials.

3. Realign the segment of V-81E between Plainview, Tex., and Amarillo, via the intersection of the Plainview VORTAC 025° (014° M) and Amarillo VORTAC 163° T (152° M) radials.

4. Designate a west alternate to V-81 between Amarillo and Dalhart, Tex., via the Amarillo VORTAC 286° T (275° M) and Dalhart VORTAC 157° T (145° M) radials.

5. Designate a south alternate to V-280 between Texico, N. Mex., and Amarillo via the intersection of the Texico VORTAC 044° T (033° M) and Amarillo 252° T (241° M) radials.

The proposed realignment and designation of airway segments would provide segregated arrival and departure routes in the Amarillo terminal area; and thus, enhance safety.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C. on April 29, 1971.

T. McCORMACK,
Acting Chief, Airspace and
Air Traffic Rules Division.

[FR Doc.71-6384 Filed 5-6-71;8:46 am]

[14 CFR Part 71]

[Airspace Docket No. 71-SW-17]

TRANSITION AREA

Proposed Designation

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to designate a 700-foot transition area at Lovington, N. Mex.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, TX 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

It is proposed to amend Part 71 of the Federal Aviation Regulations as herein-after set forth.

In § 71.181 (36 F.R. 2140), the following transition area is added:

LOVINGTON, N. MEX.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Lovington, N. Mex., Lea County Airport (lat. 32°57'30" N., long. 103°24'30" W.) and within 3.5 miles each side of a 244° bearing from the Lovington, N. Mex. NDB (lat.

32°56'40" N., long. 103°24'08" W.), extending from the NDB to 11.5 miles southwest.

This amendment is proposed under the authority of sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on April 29, 1971.

R. V. REYNOLDS,
Acting Director, Southwest Region.

[FR Doc.71-6423 Filed 5-6-71;8:49 am]

[14 CFR Part 71]

[Airspace Docket No. 71-WE-29]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Fresno, Calif., transition area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Procedures Branch, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, CA 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, CA 90045.

The proposed additional 1,200-foot transition area is required to provide controlled airspace protection for aircraft executing the Pinedale Two-Las Vegas transition area Standard Instrument Departure procedure for Fresno Air Terminal, CA.

In consideration of the foregoing, the FAA proposes the following airspace action:

In § 71.181 (36 F.R. 2140) the description of the Fresno, CA, transition area is amended as follows: Delete all after " * * * "; that airspace extending upward from 1,200 feet above the surface " * * * " and substitute therefor " * * * bounded by a line beginning at latitude 37°29'00" N., longitude 119°15'00" W., to latitude 36°49'00" N., longitude 118°46'00" W., to latitude 36°39'00" N., longitude 118°46'00" W., to latitude 36°39'00" N., longitude 119°09'00" W., to latitude 36°00'00" N., longitude 118°

45°00' W., thence west via latitude 36°00'00" N., to longitude 119°30'00" W., thence north via longitude 119°30'00" W., to the west edge of V-23, thence north via the west edge of V-23 to latitude 36°37'00" N., to latitude 36°37'00" N., longitude 119°56'00" W., to latitude 37°02'00" N., longitude 120°18'00" W., to point of beginning " * * * ".

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

Issued in Los Angeles, Calif., on April 28, 1971.

LEE E. WARREN,
Acting Director, Western Region.

[FR Doc.71-6424 Filed 5-6-71;8:49 am]

[14 CFR Part 71]

[Airspace Docket No. 71-SO-62]

TRANSITION AREAS

Proposed Alteration

Correction

In F.R. Doc. 71-5660 appearing at page 7688 in the issue for Friday, April 23, 1971, the latitude designation in the third line of the description of the La Grange, Ga., transition area, now reading "33°00'0" N.," should read "33°00'30" N.,".

SECURITIES AND EXCHANGE
COMMISSION

[17 CFR Part 274]

[Release No. IC-6493]

CONTRACTUAL PLANS FOR MUTUAL
FUND SHARES AND VARIABLE
ANNUITIES

Notice of Proposed Rules and Forms
Setting Reserve Requirements and
Notices

Correction

In F.R. Doc. 71-6237 appearing at page 8319 in the issue of Tuesday, May 4, 1971, the first sentence of proposed § 274.127f-2 on page 8327 should read as follows: "This form is to be reproduced by the issuer or any depositor of or underwriter for such issuer and will not be available at the Securities and Exchange Commission."

DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE

Social and Rehabilitation Service

[45 CFR Part 906]

RETIRED SENIOR VOLUNTEER
PROGRAM

Notice of Proposed Rule Making

Notice is hereby given that the regulations set forth in tentative form below

are proposed by the Administrator, Social and Rehabilitation Service, with the approval of the Secretary of Health, Education, and Welfare. The proposed regulations concern the program of grants and contracts authorized under Section 601 of the Older Americans Act of 1965, as amended, for the development and operation of volunteer service programs for persons of retirement age.

Federal financial assistance extended under this part is subject to the regulations in 45 CFR Part 80, issued by the Secretary of Health, Education, and Welfare, and approved by the President, to effectuate the provisions of section 601 of the Civil Rights Act of 1964 (42 U.S.C. 2000d).

Prior to the adoption of the proposed regulations, consideration will be given to any comments, suggestions, or objections thereto which are submitted in writing to the Administrator, Social and Rehabilitation Service, Department of Health, Education, and Welfare, 330 Independence Avenue SW., Washington, DC 20201, within a period of 15 days from the date of publication of this notice in the FEDERAL REGISTER.

Dated: April 16, 1971.

JOHN D. TWINAME,
*Administrator, Social and
Rehabilitation Service.*

Approved: May 4, 1971.

ELLIOT L. RICHARDSON,
Secretary.

Part 906 of Chapter IX, Title 45, of the Code of Federal Regulations is revoked, and a new Part 906 with content related to the Revised Senior Volunteer Program is added to read as set forth below:

PART 906—RETIRED SENIOR VOLUNTEER PROGRAM

PURPOSE

Sec.	Purpose.
906.1	Purpose.
906.2	Nature of program.

GRANTS

906.3	Eligibility.
906.4	Applications.
906.5	Cost sharing.
906.6	Awards.
906.7	Payments.
906.8	Expenditures and fiscal procedures.
906.9	Audits.
906.10	Records and reports.
906.11	Termination.

PROGRAM OPERATION

906.15	Volunteer stations.
906.16	Advisory council.
906.17	Volunteers.
906.18	Expenses of volunteers.
906.19	Training of staff and volunteers.
906.20	Safety standards.
906.21	Accident insurance.

CONTRACTS

906.30	Eligibility.
906.31	Provisions.
906.32	Payments.

AUTHORITY: The provisions of this Part 906 issued under sec. 101 et seq., 79 Stat. 218-226, 81 Stat. 106-108, 82 Stat. 1101, 83 Stat. 108-115, 42 U.S.C. 3001 et seq.

PURPOSE

§ 906.1 Purpose.

The purpose of the Retired Senior Volunteer Program is to develop a recognized role in the community and a meaningful life in retirement for older adults through significant volunteer service to others.

§ 906.2 Nature of program.

A Retired Senior Volunteer Program arranges varied opportunities for retired persons, age 60 and over, to serve as volunteers for the betterment of their community and themselves, with reimbursement for out-of-pocket expenses. It is organized and operated with Federal and non-Federal support in accord with the Retired Senior Volunteer Program Guide published by the Commissioner. The program is directed and coordinated in a community or service area by competent staff with the support of a local Retired Senior Volunteer Program Advisory Council. The community or service area is defined in the approved grant application. Senior volunteers, aided by appropriate assignment, instruction and supervision, serve at a variety of volunteer stations, such as schools, courts, day care centers, hospitals, nursing homes and institutions. Senior volunteers shall not displace employed workers nor impair existing contracts for services.

GRANTS

§ 906.3 Eligibility.

Grants may be made to State agencies designated under § 903.10 of this chapter or other public and nonprofit private agencies and organizations to pay part or all of the costs for the development or operation, or both, of volunteer programs under this part, as determined by the Commissioner.

§ 906.4 Applications.

(a) An application under this part shall include information needed by the Commissioner to support findings that the requirements of section 601 of the Act will be met, as required in the various other sections of this part.

(b) In addition, an application will include:

(1) General goals for the proposed program, consistent with the purpose of this part.

(2) Individual objectives to be achieved during the projected budget period in support of the stated goals.

(3) A detailed budget and budget item justification.

(4) An explicit plan for maximizing non-Federal support of the program budget.

(5) Duties of projected staff positions and qualifications required for incumbents of the positions.

(6) Ways in which active coordination is to be established with other volunteer and aging related agencies and organizations, including the State agency.

(7) Membership and functions of a Retired Senior Volunteer Program Advisory Council.

(8) Geographical boundaries to be served by the program.

(9) Copies of proposed or existing agreements with agencies or volunteer stations using senior volunteers.

(10) Available data on the population, age 60 and over, in the proposed service area.

(11) Existing senior volunteer service opportunities and those projected for development.

(12) Other information required by the Commissioner.

(c) The application shall be executed by a person authorized to act for the applicant, and to assume on behalf of the applicant the obligations imposed by the terms and conditions of an award, including the regulations in this part.

(d) A copy of the application (other than one by the State agency) shall be submitted by the applicant to the State agency which shall have 60 days after receipt to review it and make written recommendations to the Commissioner.

§ 906.5 Cost sharing.

Grant funds will pay part or all of the approved costs, as determined by the Commissioner, for development and operation of a Retired Senior Volunteer Program. In all cases, however, the applicant must demonstrate, through an acceptable plan, the intent to provide by a specified date and continue to develop non-Federal support in the form of cash or allowable in-kind contributions to the maximum extent permitted by local circumstances.

§ 906.6 Awards.

(a) Within the limits of funds available for the Retired Senior Volunteer Program, the Commissioner will award a grant to applicants whose proposals will in his judgment best serve the purposes of the program and this part. Awards will be in writing, specifying the amount of funds granted, and shall constitute for such amounts the encumbrance of Federal funds available for such purpose on the date of the award.

(b) The initial grant award will specify the program period for which support is contemplated if the activity is satisfactorily carried out and Federal funds are available. For continuation support, grantees shall make separate application in accordance with the provisions of this part for each budget period.

(c) Awards will be made so as to achieve an equitable distribution of programs to the States from which applications eligible for funding are received.

§ 906.7 Payments.

Payments under this part pursuant to a grant may be made (after necessary adjustment, due to previously made overpayments or underpayments) in advance or by way of reimbursement, in such installments and on such conditions as the Commissioner may determine.

§ 906.8 Expenditures and fiscal procedures.

(a) All expenditures are to be made in accordance with the approved program budget and are subject to such limitations as are set forth in instructions issued by the Commissioner.

(b) Payments received and expenditures made shall be fully recorded by or for the grantee in accounting records separate from all other fund accounts, including funds derived from other grant awards.

(c) The grantee shall provide or arrange for fiscal control and accounting procedures necessary to assure proper disbursement of, and accounting for, Federal funds received. Accounts and supporting documents relating to program expenditures will be adequate to facilitate an accurate audit.

§ 906.9 Audits.

All fiscal transactions relating to an award under this part are subject to audit by the Federal Government to determine whether or not expenditures have been made in accordance with the award and Federal requirements.

§ 906.10 Records and reports.

The grantee shall keep records and make reports as required and shall retain and afford access to the records in a manner determined necessary by the Commissioner to allow for verification. Accounting records shall be retained for the period specified in § 901.4 of this chapter.

§ 906.11 Termination.

A grant may be terminated in whole or in part at the discretion of the Commissioner. Noncancellable obligations properly incurred prior to receipt of the notice of termination will be honored. The grantee shall be promptly notified in writing of such termination and given reasons therefor.

PROGRAM OPERATION

§ 906.15 Volunteer stations.

(a) Places or stations at which volunteers serve will be in the community where such persons live or in nearby communities where such persons live or in nearby communities. Their services will be performed either on publicly owned and operated facilities or projects or on local projects sponsored by private nonprofit organizations (other than political parties) other than projects involving construction, operation, or main-

tenance of so much of any facility used or to be used for sectarian instruction or as a place of religious worship.

(b) Volunteer stations to which senior volunteers are assigned by the program shall be party to a memorandum of understanding executed with the grantee containing mutually agreeable provisions relating to functions and conditions of service of volunteers and to responsibilities of both the program and the volunteer station. The purpose of the memorandum of understanding is to promote cooperation, establish channels of communication, and avoid misunderstanding.

§ 906.16 Advisory council.

(a) A Retired Senior Volunteer Program Advisory Council shall be established for each program, prior to filing of the program application, to give advice on planning of the program and on drafting of the application and, after funding of the program, to give the program's Director support, assistance and advice on significant decisions and actions. Membership of the Advisory Council shall consist of representatives from major private and public agencies and organizations concerned with the best interests of older adults and volunteers, and persons competent in the field of service being staffed. At least one fourth of the membership of the Council shall be retired persons, preferably, senior volunteers. The Council shall have regularly scheduled meetings. Transportation costs for attendance at Council meetings subsequent to the grant award shall be reimbursed in the same manner as for transportation of the program's volunteers.

(b) The Director shall request assistance of the Council to coordinate activities of the program with other volunteer and older persons programs.

§ 906.17 Volunteers.

(a) Each Retired Senior Volunteer Program will be responsible for development of a variety of opportunities for useful service in the community commensurate with abilities, preferences and availability of senior volunteers from varied levels of income, education and experience.

(b) Eligibility requirements for service as a senior volunteer are that a person:

- (1) Be retired and age 60 or over,
- (2) Be physically and mentally able to serve,

- (3) Accept supervision as required,
- (4) Commit himself to a number of hours of service on a regular basis.

§ 906.18 Expenses of volunteers.

Volunteers will not be compensated for their services. Reimbursement may be provided to senior volunteers for necessary out-of-pocket expenses incurred during, or as a result of, assigned volunteer activities in accord with allowable expense reimbursement prescribed in the Retired Senior Volunteer Program Guide. Such reimbursement shall be made from funds of the program.

§ 906.19 Training of staff and volunteers.

The program budget shall include such short-term instruction or training as may be necessary to make the most effective use of the skills and talents of those persons who are participating in the administration of the program and volunteers, including payment of necessary and reasonable expenses of trainees incurred during training.

§ 906.20 Safety standards.

Adequate standards of safety to protect older persons serving as senior volunteers at various volunteer stations shall be promoted by the director of each program.

§ 906.21 Accident insurance.

Volunteer stations or agencies requesting senior volunteers shall provide accident insurance coverage for senior volunteers comparable to that provided for their other volunteers.

CONTRACTS

§ 906.30 Eligibility.

The Commissioner is authorized to make contracts to carry out the purpose of this part with a public or private nonprofit agency or organization (other than the State agency).

§ 906.31 Provisions.

Any contract under this part shall be entered into in accordance with and shall conform to all applicable laws, regulations, and Department policy.

§ 906.32 Payments.

Payments for a contract under this part may be made in advance or by way of reimbursement and in such installments and on such conditions as the Commissioner may determine.

[FR Doc.71-6493 Filed 5-6-71;8:49 am]

Notices

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation GRAINS AND SIMILARLY HANDLED COMMODITIES

Notice of Extension of Warehouse Storage Loans for 1970 Crops

Pursuant to the provisions of § 1421.6 of the General Regulations Governing Price Support for the 1970 and Subsequent Crops of Grains and Similarly Handled Commodities, as amended, CCC hereby gives notice that, unless earlier demand for payment is made, the loan maturity dates of price support warehouse-storage loans on the 1970 crops of barley, grain sorghum, oats, and wheat are extended for an additional 1-year period from the current maturity dates for such loans, as provided below, with respect to producers who, prior to the current original maturity dates of loans secured by the 1970 crops of such commodities, or such later date that may be authorized for good cause by the Deputy Administrator, State and County Operations, ASCS, notify in writing the county ASCS office through which they obtained such loans that they wish to have such maturity dates extended; loans with respect to which no requests for extension are received will mature on the current original maturity date of loans secured by the 1970 crop of the commodities designated in this notice.

	From current original maturity date	To extended maturity date
	1971	1972
Barley in Alaska, Idaho, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, Wisconsin, and Wyoming.	May 31	May 31
Barley in all other States.	Apr. 30	Apr. 30
Grain sorghum in the following counties in Texas and all counties in Texas south thereof: Austin, Bexar, Caldwell, Colorado, Comal, Galveston, Gonzales, Harris, Hays, Kinney, Lavaca, Medina, Uvalde, Val Verde, and Waller.	Apr. 30	Apr. 30
Grain sorghum in Oklahoma and all counties in Texas north of the counties with a maturity date of April 30 listed above.	June 30	June 30
Grain sorghum in all other States.	July 31	July 31
Oats in Alaska, Idaho, Maine, Michigan, Minnesota, Montana, North Dakota, Oregon, South Dakota, Washington, Wisconsin, and Wyoming.	May 31	May 31
Oats in all other States.	Apr. 30	Apr. 30
Wheat in Idaho, Minnesota, Montana, North Dakota, Oregon, Washington, and Wyoming.	May 31	May 31
Wheat in all other States.	Apr. 30	Apr. 30

(Secs. 4, 5, 62 Stat. 1070, as amended; secs. 101, 401, 403, 405, 63 Stat. 1051, as amended; 15 U.S.C. 714 b and c; 7 U.S.C. 1441, 1421, 1423, 1425)

Effective date: Upon publication in the FEDERAL REGISTER (5-7-71).

Signed at Washington, D.C., on May 3, 1971.

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

[FR Doc.71-6403 Filed 5-6-71;8:47 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[Docket No. C-345]

DARYL C. AND JUNE G. VAN DYKE

Notice of Loan Application

MAY 3, 1971.

Daryl C. Van Dyke and June G. Van Dyke, Post Office Box 807, Fort Bragg, CA 95437, have applied for a loan from the Fisheries Loan Fund to aid in financing the construction of a new 52-foot length overall steel vessel to engage in the fishery for salmon, albacore, Dungeness crab, sablefish, and lingcod.

Notice is hereby given, pursuant to the provisions of 16 U.S.C. 742c, Fisheries Loan Fund Procedures (50 CFR Part 250, as revised), and Reorganization Plan No. 4 of 1970, that the above entitled application is being considered by the National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce, Interior Building, Washington, D.C. 20235. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, National Marine Fisheries Service, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operation of the vessel will or will not cause such economic hardship or injury.

JAMES F. MURDOCK,
Chief,
Division of Financial Assistance.

[FR Doc.71-6405 Filed 5-6-71;8:47 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

OFFICE OF THE DEPUTY ASSISTANT SECRETARY (COMMUNITY DEVELOPMENT)

Notice of Organizational Change

The Office of the Deputy Assistant Secretary (Community Development)

within the Office of the Assistant Secretary (Community and Field Services), has been reorganized to include the functions formerly assigned to the Center for Community Planning and the Office of Field Coordination.

Dr. Paul L. Niebanck has been appointed to fill the position of Deputy Assistant Secretary (Community Development).

Dated: May 1, 1971.

ELLIOT L. RICHARDSON,
Secretary.

[FR Doc.71-6395 Filed 5-6-71;8:46 am]

ATOMIC ENERGY COMMISSION

[Docket No. 50-366]

GEORGIA POWER CO.

Notice of Receipt of Application for Construction Permit and Facility License; Time for Submission of Views on Antitrust Matters

Georgia Power Co., 270 Peachtree Street NW., Atlanta, GA 30303, pursuant to the Atomic Energy Act of 1954, as amended, has filed an application dated July 24, 1970, for authorization to construct and operate a boiling water nuclear power reactor at the Edwin I. Hatch site on the south side of the Altamaha River in northwestern Appling County, about 11 miles north of Baxley, Ga.

The proposed reactor, designated by the applicant, as the Edwin I. Hatch Nuclear Plant Unit 2 is designed for initial operation at approximately 2,436 megawatts thermal with a gross electrical output of approximately 817 megawatts.

Any person who wishes to have his views on the antitrust aspects of the application presented to the Attorney General for consideration shall submit such views to the Commission within sixty (60) days after April 30, 1971.

A copy of the application and the amendments thereto are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, DC, and at the office of the Appling County Commissioners, County Courthouse, Baxley, Ga.

Dated at Bethesda, Md., this 17th day of April 1971.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director,
Division of Reactor Licensing.

[FR Doc.71-5668 Filed 4-29-71;8:45 am]

[Dockets Nos. 50-387, 50-388]

PENNSYLVANIA POWER AND LIGHT CO.**Notice of Receipt of Application for Construction Permits and Facility Licenses; Time for Submission of Views on Antitrust Matter**

Pennsylvania Power and Light Co., 901 Hamilton Street, Allentown PA 18101, pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed an application dated March 23, 1971, for authorization to construct and operate two single-cycle, forced circulation, boiling water nuclear reactors at its site, located in Salem Township, Luzerne County, Pa. The proposed site consists of 1,522 acres and is located on the west bank of the Susquehanna River, approximately 15 miles southwest of Wilkes-Barre, Pa.

Each unit of the proposed nuclear facility, designated by the applicant as the Susquehanna Steam Electric Station, Units 1 and 2, is designed for initial operation at approximately 3,293 megawatts (thermal) with a net electrical output of approximately 1,100 megawatts.

Any person who wishes to have his views on the antitrust aspects of the application presented to the Attorney General for consideration shall submit such views to the Commission within sixty (60) days after May 7, 1971.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, DC and in the Osterhout Free Library, 71 South Franklin Street, Wilkes-Barre, PA.

Dated at Bethesda, Md., this 30th day of April 1971.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director,

Division of Reactor Licensing.

[FR Doc.71-6319 Filed 5-6-71;8:45 am]

ROCKY FLATS PLANT PLUTONIUM RECOVERY FACILITY**Notice of Availability of General Manager's Draft Environmental Statement**

Notice is hereby given that a document entitled, "Draft Environmental Statement—Rocky Flats Plant Plutonium Recovery Facility," issued pursuant to the Atomic Energy Commission's implementation of section 102(2)(C) of the National Environmental Policy Act of 1969 is being placed in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545, and in the Commission's Albuquerque Operations Office, Post Office Box 5400, Albuquerque, NM 87115; the San Francisco Operations Office, 2111 Bancroft Way, Berkeley, CA 94704; the Chicago Operations Office, 9800 South Cass, Argonne, IL 60439; and the New York Operations Office, 376 Hudson Street, New York, NY 10014. This

statement covers the environmental aspects of AEC's proposed construction of a new plutonium recovery facility at its Rocky Flats Plant.

The draft environmental statement will be furnished upon request addressed to the General Manager, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Dated at Germantown, Md., this 30th day of April 1971.

For the Atomic Energy Commission.

W. B. McCool,
Secretary of the Commission.

[FR Doc.71-6371 Filed 5-6-71;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Report 542]

COMMON CARRIER SERVICES INFORMATION¹**Domestic Public Radio Services Applications Accepted for Filing²**

MAY 3, 1971.

Pursuant to §§ 1.227(b)(3) and 21.30(b) of the Commission's rules an ap-

¹ All applications listed below are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations and other requirements.

² The above alternative cutoff rules apply to those applications listed below 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).

Important notice. Because of changes in the Commission's fee accounting procedures, prospective applicants are cautioned that henceforth, pursuant to § 1.1102 of the Commission's rules, applications requiring fees but submitted with no remittance or insufficient amount will be returned without processing.

APPLICATIONS ACCEPTED FOR FILING**DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE***File No., applicant, call sign, and nature of application*

- 5799-C2-MP-71—Lee L. McKee (KAF252), Modification of C.P. to replace the transmitter operating on 152.15 MHz located at 0.5 mile northwest of city limits, Muscatine, Iowa.
- 5806-C2-P-71—Radiofone Corp. of New Jersey (KGI778), C.P. to relocate facilities operating on 454.275 MHz to 318 Eagle Rock Avenue, West Orange, NJ.
- 5809-C2-P-(2)71—New Orleans Mobilfone (KLB759), C.P. to add frequency 152.18 MHz and change the antenna system operating on 152.12 MHz at location No. 2: 109 West Cazezu Lane, Buras, LA, and add 454.300 MHz at a new site described as location No. 3: 3 miles southeast of Ferry Landing, Pointe A LaHache, La.
- 5835-C2-P-71—Metrotec Inc. (New), C.P. for a new 1-way station to be located at 733 West Market Street, Akron, OH, to operate on 35.22 MHz.
- 5980-C2-P-71—F & L Telephone Secretarial Service (KCC480), C.P. for additional facilities to operate on 152.21 MHz at a new site described as location No. 2: 3 Sidney Street, Wakefield, MA.
- 5989-C2-P-71—Radio Dispatch Co. (KEC927), C.P. for additional facilities to operate on 152.18 MHz at a new site described as location No. 2: 3200 Brunswick Pike, Clarksville, New Jersey.
- 5990-C2-P-71—Messages By Radio, Inc. (KEA200), C.P. for additional facilities to operate on 152.03 MHz at a new site described as location No. 2: 49 South Main Street, Spring Valley, NY.
- 5999-C2-P-71—KWIK KALL Communications Co. (New), C.P. for a new 1-way station to be located at Alabama Avenue and R Street SE., Washington, DC, to operate on 43.22 MHz.
- 6000-C2-P-71—KWIK KALL Communications Co. (New), C.P. for a new station (1-way) to be located at 5500 Bell Grove Road, Pumphrey, Md., to operate on 43.22 MHz.
- 6001-C2-P-(8)71—Rogers Radio Communications Services, Inc. (KSA262), C.P. for additional facilities to operate on frequencies 454.250, 454.275, 454.300, and 454.325 MHz at a new site described as location No. 4: John Hancock Center, 875 North Michigan Avenue, Chicago, IL.

application, in order to be considered with any domestic public radio services application appearing on the list below, 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 below 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.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)—continued

- 5805-C1-P-71—Pacific Northwest Bell Telephone Co. (KON65), C.P. to add frequencies 10,875 and 11,115 MHz toward Blanton Hill, Ore. Location: 112 10th Avenue East, Eugene, Ore.
- 5807-C1-P-71—Southwestern Bell Telephone Co. (KYJ66), C.P. to add 10,715 and 10,795 MHz toward KPRC-TV, Houston, Tex. Location: 1407 Jefferson Street, Houston, TX.
- 5808-C1-P-71—Southwestern Bell Telephone Co. (New), C.P. for a new station. Frequency: 11,245 MHz. Location: 550 feet south of intersection of Southwest Freeway and Beechnut Street, Houston, TX.
- 5981-C1-P-71—The Chesapeake & Potomac Telephone Co. of Virginia (KIX55), C.P. to add 6375.2 and 11,565 MHz toward Greens Knob, Va. Location: 224 Luck Avenue SW, Roanoke, Va.
- 5982-C1-P-71—The Chesapeake & Potomac Telephone Co. of Virginia (KIX54), C.P. to add 6137.9 and 11,075 MHz toward Covington, Va., via double passive reflectors and add 6152.8 and 11,115 MHz toward Roanoke, Va. Location: Greens Knob, approximately 9 miles east-northeast of Roanoke, Va.
- 5983-C1-P-71—The Chesapeake & Potomac Telephone Co. of Virginia (New), C.P. for a new station. Frequencies: 6360.3 and 11,525 MHz. Station to be located corner of Court and West Riverside Streets, Covington, Va.
- 5984-C1-P/L-71—Tuolumne Telephone Co. (KNL91), C.P. and license to reinstate expired station. Frequencies 5945.2 and 6063.8 MHz toward Redding, Calif., and 5974.8 and 6093.5 MHz toward Fern, Calif. Location: Shingletown, Calif.
- 5985-C1-P/L-71—Tuolumne Telephone Co. (KNL92), Same as above, except: Frequencies 6226.9 and 6345.5 MHz toward Shingletown, Calif. Location: Fern, Calif.
- 5986-C1-P-71—The Pacific Telephone and Telegraph Co. (KNL51), C.P.'s (3) to replace transmitters and increase the capacity of the route. Frequencies 10,755 and 10,995 MHz toward Purdys Gardens, Calif. Location: 305 West Stephenson Street, Ukiah, CA.
- 5987-C1-P-71—The Pacific Telephone and Telegraph Co. (KNL52), Frequencies 11,405 and 11,645 MHz toward Lakeport, Calif., via reflector and 11,445 and 11,685 MHz toward Ukiah, Calif. Location: Purdys Gardens, 7.3 miles east-southeast of Ukiah, Calif.
- 5988-C1-P-71—The Pacific Telephone and Telegraph Co. (KNL53), Frequencies 10,715 and 10,955 MHz toward Purdys Gardens via reflector. Location: 555 Lakeport Boulevard, Lakeport, CA.
- 5993-C1-P-71—South Central Bell Telephone Co. (KIN44), C.P. to replace transmitter amplifiers operating on 3770 and 3850 MHz toward Omaha, and 3750, 3830, 3910, 3990, and 4070 MHz toward Phenix City, Ala., and correct coordinates to latitude 32°50'48" N., longitude 85°14'01" W. Location: 2.4 miles west of Lanett, Ala.
- 5994-C1-P-71—South Central Bell Telephone Co. (KIN45), Same as above, except: Frequencies 3710 and 3790 MHz toward Lanett, Ala., and correct coordinates to latitude 32°31'45" N., longitude 85°01'56" W. Location: 3.2 miles north-northwest of Phenix City, Ala.
- 5995-C1-P-71—Hawaiian Telephone Co. (KXR49), C.P. to change frequency 2161.0 MHz to 3710 MHz and add 3870 MHz toward Tantalus Mountain, Hawaii, via passive reflector; change antenna system and replace transmitter. Location: 423 Jacaranda Street, Lanai City, HI.
- 5996-C1-P-71—Hawaiian Telephone Co. (KUV83), C.P. to change frequency 2111.0 MHz to 3950 MHz and add 4110 MHz toward Lanai, Hawaii, via passive reflector; change antenna system and replace transmitter. Location: Tantalus Mountain, 3.2 miles northeast of DOWNTOWN, Honolulu, Hawaii.
- 5997-C1-P-71—New England Telephone and Telegraph Co. (KCK87), C.P. to change frequencies 6011.9, 6071.2, 11,525, and 11,365 MHz to 11,226, 11,545, 11,345, and 11,505 MHz toward Gray, Maine. Location: 45 Forest Avenue, Portland, ME.
- 5998-C1-P-71—New England Telephone and Telegraph Co. (KCK89), C.P. to change frequencies 6264.0, 6323.3, 11,075, and 10,915 MHz to 10,895, 11,055, 11,175, and 11,015 MHz toward Portland, Maine. Location: On Dutton Hill, 2.6 miles southwest of Gray, Maine.
- 6008-C1-P/L-71—Rochester Telephone Corp. (New), C.P. for a new station. Frequency: 5980.0 MHz on azimuth 194°55' to be located at 95 North Fitzhugh Street, Rochester, NY.

DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE—continued

- 6002-C2-AL-71—Commonwealth Telephone Co. of Virginia (KIV597), Consent to assignment of license from Commonwealth Telephone Co. of Virginia, assignor to New Commonwealth Telephone Co., assignee.

RURAL RADIO SERVICE

- 5991-C1-P-71—The Midland Telephone Co. (New), C.P. for a new rural subscriber station to be located at Tommy White Ranch, 9 miles northeast of Moab, Utah, to operate on 158.04 MHz communicating with station KLF667, Baid Mesa, Utah.
- 5992-C1-P-71—The Mountain States Telephone and Telegraph Co. (KLV21), C.P. to change the transmitter operating on 454.60 MHz, located on South Franklin Mountain, 4 miles north-northwest of El Paso, Tex.
- 6002-C1-AL-71—Commonwealth Telephone Company of Virginia, Consent to assignment of license from Commonwealth Telephone Company of Virginia, Assignor, to New Commonwealth Telephone Co., Assignee Station KJK70 Temp-Fixed.
- Major Amendment*
- 3228-C1-P/L-71—Mountain States Telephone and Telegraph Co. (New), Change frequency to 157.86 MHz. All other particulars same as reported on Public Notice dated Dec. 28, 1970.

POINT-TO-POINT-MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)

- 5792-C1-P-71—South Central Bell Telephone Co. (KLP20), C.P. to change frequencies 6204.7 and 6264.0 MHz to 5960.0 and 6019.3 MHz directed toward Mount Pleasant, Miss., and replace transmitters. Station location: 201 East George Street, Greenwood, MS.
- 5793-C1-P-71—South Central Bell Telephone Co. (KLR48), C.P. to change frequencies 5952.6, 6011.9 MHz to 6241.7 and 6360.3 MHz toward Greenwood, Miss., and change transmitters. Location: 6.7 miles south-southeast of Moorhead, Mount Pleasant, Miss.
- 5794-C1-P-71—South Central Bell Telephone Co. (KLR47), C.P. to change frequencies 6219.5 and 6278.8 MHz to 5989.7 and 6108.3 MHz toward Mount Pleasant and change 6189.9, 6249.1 MHz to 5960.0, 6078.6 MHz toward Greenville, Miss. and replace transmitters. Location: 1.5 miles east-northeast of Tribbett, Miss.
- 5795-C1-P-71—South Central Bell Telephone Co. (KLR46), C.P. to replace antenna, transmitters and change frequencies 5937.8 and 5997.1 MHz to 6241.7 and 6360.3 MHz toward Tribbett, Miss. Location: 125 North Edison Street, Greenville, MS.
- 5796-C1-P-71—New England Telephone and Telegraph Co. (KOL85), C.P. to add 6271.4 and 10,775 MHz directed toward Nashua, N.H. Station Location: 25 Concord Street, Manchester, NH.
- 5797-C1-P-71—New England Telephone and Telegraph Co. (KPP37), C.P. to add 6108.3 and 11,665 MHz toward Manchester, N.H. Location: 1.1 miles north of Nashua Central Office, Nashua, NH.
- 5800-C1-P-71—Pacific Northwest Bell Telephone Co. (KOC65), C.P. to change frequency 11,685 MHz to 11,625 MHz and add 11,305 and 11,545 MHz toward Oregon City, Ore. Location: 819 Southwest Oak Street, Portland, OR.
- 5801-C1-P-71—Pacific Northwest Bell Telephone Co. (KOS29), C.P. to change frequency 10,755 and 10,735 MHz and add 10,895 and 11,135 MHz toward Portland, Ore. and add 6093.5 and 10,795 MHz toward Silverton, Ore. Location: 4.3 miles east-northeast of Oregon City, Ore.
- 5802-C1-P-71—Pacific Northwest Bell Telephone Co. (KOS28), C.P. to add 6226.9 and 11,245 MHz toward Oregon City and change frequency 11,525 MHz to 11,545 MHz and add 6345.5 and 11,385 MHz toward Peterson Butte, Ore. Location: 2.8 miles southeast of Silverton, Ore.
- 5803-C1-P-71—Pacific Northwest Bell Telephone Co. (KOR66), C.P. to change frequency 11,075 MHz to 11,135 MHz and add 5974.8 and 10,975 MHz toward Silverton, and change frequency 10,795 MHz to 10,895 MHz and add 10,755 and 10,995 MHz toward Blanton Hill, Ore. Location: Peterson Butte, 4.1 miles west-southwest of Lebanon, Ore.
- 5804-C1-P-71—Pacific Northwest Bell Telephone Co. (KOR65), C.P. change frequency 11,245 and 11,285 MHz and add 11,445 and 11,685 MHz toward Peterson Butte and add 11,325 and 11,565 MHz toward Eugene, Ore. Location: Blanton Hill, 2.2 miles southwest of Eugene, Ore.

Correction

- 4382-C1-MP-71—Pacific Northwest Bell Telephone Co. (KYS79), Add to entry: And to change emission designator on frequencies 6063.8 and 10,755 MHz toward Cave Mountain, Oreg., to 28000F9.
- 4383-C1-MP-71—Pacific Northwest Bell Telephone Co. (KPB50), Add to entry: And to change frequency from 10,995 to 11,465 MHz toward Malin, Oreg.
- 4385-C1-P-71—Pacific Northwest Bell Telephone Co. (KTF22), Change frequency 5937.6 MHz to read 11,445 MHz.
- 4387-C1-MP-71—Pacific Northwest Bell Telephone Co. (KYS74), Add to entry: And to change emission designator on frequencies 6197.2 and 11,685 MHz toward Spring River, Oreg., to 28000F9.
- 4388-C1-MP-71—Pacific Northwest Bell Telephone Co. (KYS75), Add to entry: And 5945.2 and 10,955 MHz toward Crescent Butte, Oreg., to 28000F9. All other particulars as is reported on Public Notice date Feb. 22, 1971, Report No. 532 remain the same.

Major Amendment

5295-C1-P-71—Fairchild Hiller Corp. (New), Change frequencies toward Paris, Tex., to 10,885 and 11,095 MHz. All other particulars same as reported in Public Notice dated Apr. 12, 1971.

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)

INFORMATIVE: Applicant proposes to establish omnidirectional facilities for the provision of Common Carrier "Subscriber Programmed" television service. The operations would be temporary-fixed and confined to the Island of Oahu, Hawaii.

5798-C1-P/L-71—Radiocall, Inc. (New), C.P. and license for a new station. Frequencies 2154.775 MHz (visual) and 2150.275 MHz (aural) to operate one unit at temporary-fixed locations on the island of Oahu, Hawaii.

[FR Doc.71-6349 Filed 5-6-71;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. RI71-992]

GULF OIL CORP.

Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

APRIL 29, 1971.

Respondent has filed a proposed change in rate and charge for the jurisdic-

ictional sale of natural gas, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the

supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column. This supplement shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the respondent or by the Commission. Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL]

KENNETH F. PLUMB,
Acting Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf*		Rate in effect subject to refund in dockets Nos.
									Rate in effect	Proposed increased rate	
RI71-992	Gulf Oil Corp.	394	7	United Gas Pipe Line Co. (Mustang Island Area, Offshore Nueces County, Tex.) (RR. District No. 4).	(?)	3-30-71		4-6-31-71	17.00 16.06	17.064	RI70-144, RI70-729.

* The pressure base is 14.65 p.s.i.a.

† Increase to contract rate. This rate is currently ESR in RI70-145 insofar as it pertains to Gulf's Basic Acreage.

‡ Not stated.

§ Not used.

¶ Or 1 day from date of authorization in Docket No. CI68-620, whichever is later.

The producer's proposed increased rate and charge exceeds the applicable area price level for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56).

[FR Doc.71-6375 Filed 5-6-71;8:49 am]

[Docket No. E-7623]

IOWA ELECTRIC LIGHT AND POWER CO.

Notice of Application

APRIL 28, 1971.

Take notice that on April 20, 1971, the Iowa Electric Light and Power Co. (applicant) filed an application pursuant to section 204 of the Federal Power Act with the Federal Power Commission seeking authority to issue and sell at competitive bidding 100,000 shares of preference stock and not more than 710,000 shares of common stock.

Applicant is incorporated under the laws of the State of Iowa and is authorized to do business in the States of Iowa, Minnesota, Colorado, and Nebraska with

its principal business office at Cedar Rapids, Iowa. Applicant is engaged primarily in the generation, transmission, and sale at retail of electric energy in 51 counties in the State of Iowa.

The cumulative preference stock is to be issued on approximately June 24, 1971, and is subject to the prior rights and preferences of the existing outstanding classes of the company's cumulative preferred stock. The rate of dividend will be determined by agreement between the company and the person or persons offering the best price for the cumulative preference stock based upon the rate of dividend and the public offering price.

The common stock is to be issued pursuant to an underwritten rights offering to the common stockholders. The proposed rights offering provides for the sub-

scription of one share of additional common stock for each five shares of the company's common stock held as of the record date, expected to be the close of business on June 1, 1971. Shares of additional common stock not subscribed for pursuant to the subscription offer are proposed to be sold at competitive bidding.

According to the applicant, the purposes for which the preference stock and common stock are to be issued include the construction, completion, extension and improvement of facilities and the repayment of short-term borrowings from commercial banks estimated to aggregate \$16 million at time of receipt of net proceeds. Funds derived from operations and additional short-term borrowings will be utilized for the balance of

the construction program. The estimated construction program for 1971 totals \$60.1 million and includes the expenditure of \$45.2 million for its share of the cost of construction of a 550,000-kw. nuclear generating station being constructed on a site near Palo, Iowa. Two Iowa generating and transmission cooperatives, Central Iowa Power Cooperative and Corn Belt Power Cooperative will have a 13 percent and 10 percent undivided ownership, respectively, in this plant and its generating capacity.

Any person desiring to be heard or to make any protest with reference to this application should on or before May 17, 1971, 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,
Acting Secretary.

[FR Doc.71-6389 Filed 5-6-71; 8:50 am]

[Docket No. RP71-5]

KANSAS-NEBRASKA NATURAL GAS CO.

Order Approving Rate Settlement

APRIL 29, 1971.

Kansas-Nebraska Natural Gas Co. (KN), on April 2, 1971, submitted for the Commission's acceptance and approval a stipulation and agreement proposing settlement of all issues in the above-captioned proceeding. KN filed with the Commission on August 31, 1970, in Docket No. RP71-5 revised tariff sheets providing for an annual increase in its jurisdictional rates of \$3,626,451, based on costs and revenues for the 12 months ended April 30, 1970, as adjusted. The proposed increased rates were suspended until March 16, 1971, by Commission order issued October 15, 1970. The Commission, however, permitted KN to file interim tariff sheets to recover a portion of that proposed increase, namely 3.522 cents per Mcf representing increased purchased gas costs beginning January 1, 1971, the date the increases become effective. Pursuant to motion by KN, the proposed rates became effective on March 16, 1971. The Commission's Staff submitted its direct case on January 18, 1971 and certain intervenors also presented evidence.

On November 12, 1970, a prehearing conference was convened in the proceeding. Thereafter a number of conferences were held among KN, the Staff, and intervening parties to explore the possibility of a settlement of all issues in the proceeding. As a result of such confer-

ences, KN filed on April 2, 1971, the subject stipulation and agreement. The agreement reached by the parties provides for a reduction in KN's filed rates to \$2,526,800 annually, including an amount not included in KN's filing of \$272,000 related to Docket No. CP71-149. The amount included for Docket No. CP71-149 is subject to modification as provided in the stipulation and agreement as described below.

The principal provisions of the settlement proposal, which are more fully set forth in the stipulation and agreement, may be summarized as follows:

1. Within 10 days after the Commission's order approving the stipulation and agreement becomes final and non-appealable, KN shall file revised tariff sheets with the Commission reflecting the reduced rates as set forth in Appendix A of the stipulation and agreement.

2. A moratorium on increased rates is provided until March 16, 1972, within which time KN shall not make effective rate increases other than those provided for in the stipulation and agreement.

3. During the term of the agreement, or until December 31, 1972, whichever is earlier, KN shall have the right to track increases in purchased gas costs and must track decreases in such costs.

4. KN shall flow-through the jurisdictional portion of all gas supplier refunds, together with interest, if any, received during the term of the agreement.

5. KN shall reduce its jurisdictional rates if the facilities in Docket No. CP71-149 are not constructed, or if constructed only in part.

6. KN shall refund or credit to bills of its customers, plus interest, the difference between the amounts collected since March 16, 1971, and the amounts computed at the settlement rates set forth in Appendix A to the agreement.

Copies of the proposed stipulation and agreement were served on all parties to the proceedings. Notice of the filing was published in the FEDERAL REGISTER (36 F.R. 7030). No objections to the proposed settlement have been received. Eleven parties have filed either joint or separate statements urging approval of the agreement.¹

Upon consideration of all of the evidence in these proceedings, and the terms and provisions of the agreement, we believe that the settlement proposed herein is appropriate and in the public interest and provides a reasonable and appropriate disposition of the issues herein.

¹ Statements in support of the proposed settlement have been received from Central Kansas Power; Producer's Equities Inc.; joint statement by the following parties: Central Telephone & Utilities Corp.; cities of Alma, Central City, and Hastings, Nebr.; Iowa Electric Light and Power Co.; Natural Gas Distributing Co., and Natural Gas Distributing Company of Nebraska; The Nebraska Natural Gas Co.; and Northwestern Public Service Co. In addition the cities of Gering and Ogallala, Nebr., have withdrawn their respective petitions to intervene in Docket No. RP71-5 citing the proposed settlement by way of explanation.

The Commission finds: The settlement of these proceedings on the basis of the stipulation and agreement submitted by KN on April 2, 1971, is reasonable and proper and in the public interest in carrying out the provisions of the Natural Gas Act, and should be approved and made effective.

The Commission orders:

(A) The stipulation and agreement submitted by KN on April 2, 1971, and incorporated herein by reference is approved and made effective.

(B) KN shall fully comply with each of the provisions of this stipulation and agreement and of this order.

(C) Within 15 days after making each refund required by the agreement and Commission order, KN shall: (1) Submit a detailed report setting forth the amount of refunds received from each of its suppliers and the amounts being flowed through to each of its customers together with supporting schedules showing the billing determinants utilized for distribution of such refunds to the jurisdictional customers, (2) serve a copy of such report upon each customer, and (3) file releases from its customers showing receipt of such refunds.

(D) This order is made without prejudice to any findings or orders which have been made or may hereafter be made by the Commission, and is without prejudice to any claims or contentions which may be made by the Commission, its Staff, KN, or by any other party or person affected by this order, in any proceedings now pending or hereafter instituted by or against KN or any other person or party.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Acting Secretary.

[FR Doc.71-6376 Filed 5-6-71; 8:49 am]

[Docket No. RP71-97]

MICHIGAN GAS STORAGE CO.

Order Approving Rate Increase Without Suspension

APRIL 30, 1971.

Michigan Gas Storage Co. (Storage Company) on March 30, 1971, tendered for filing in Docket No. RP71-97 revised tariff sheets¹ proposing changes in its FPC gas tariff to become effective on April 30, 1971. The revised tariff sheets provide for an increase in Storage Company's rates to its sole customer and parent, Consumers Power Co., calculated on a current monthly cost-of-service basis reflecting an increase in the annual rate of return on depreciated investment plus working capital from 7.25 percent to 8.10 percent, and an accrual for depreciation at the rate of 3 percent per annum. Storage Company states the proposed change in the rate of return is justified because

¹ The proposed revised tariff sheets are 2d Revised Sheet No. 4, 2d Revised Sheet No. 5, 2d Revised Sheet No. 10 and Original Sheet No. 24B.

the present long-term debt of the company, which has a weighted average interest cost of 4.37 percent, matures on May 1, 1971, and must be refinanced largely through the issuance of a new 3-year-bank note in the amount of \$7,500,000 bearing interest at the rate of 6.375 percent.

We are of the view that an 8.1 percent overall rate of return² for Storage Company is not unreasonable and the proposed rates should be permitted to go into effect as requested on April 30, 1971.

The Commission orders:

(A) The rates proposed by Michigan Gas Storage Co. are approved, and the revised tariff sheets contained in the application are permitted to go into effect on April 30, 1971.

(B) The requirements of section 154 are hereby waived to the extent necessary to permit the proposed revised tariff sheets to become effective as provided above.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Acting Secretary.

[FR Doc. 71-6374 Filed 5-6-71; 8:49 am]

[Docket No. E-7621]

NORTHWESTERN PUBLIC SERVICE CO.

Notice of Application

APRIL 28, 1971.

Take notice that on April 19, 1971, Northwestern Public Service Co. (applicant) filed an application seeking an order pursuant to section 204 of the Federal Power Act authorizing the issuance of short-term promissory notes in an aggregate principal amount not to exceed \$5 million outstanding at any one time.

Applicant is incorporated under the laws of the State of Delaware and is qualified as a foreign corporation to do business in the States of South Dakota and North Dakota, and as a domesticated corporation in the State of Nebraska. The notes proposed to be issued pursuant to this application will be short term promissory notes which will be issued to commercial banks. Such notes will be issued in an aggregate amount not to exceed \$5 million to be issued at one time and will include the renewal or extension of \$1 million of presently outstanding notes. Except for the \$1 million notes presently outstanding, the interest rates on any new borrowing (new note or notes in an amount aggregating not to exceed \$4 million) to be issued pursuant to the application will be the prime commercial rate of The Chase

Manhattan Bank as it is in effect from time to time during the term of each note. The \$1 million of notes presently outstanding will be extended or renewed at their maturity on October 20, 1971, at an interest rate equal to one-quarter of 1 percent above the prime commercial rate of The Chase Manhattan Bank as it is in effect from time to time during the extended term of such notes, and the new maturity dates on such note will be less than 1 year from and after such date. The new notes in the aggregate amount not to exceed \$4 million will be issued from time to time on or before December 31, 1971. Each of these notes will have a maturity date of less than 1 year from the date of issue.

The net proceeds from the sale of the notes will be used, together with other funds of the applicant, for construction, extension, and improvement of facilities.

Applicants construction program for 1971 totals approximately \$7 million of which approximately \$1,906,000 is for electric production, \$1,335,000 for major electric transmission lines, \$299,000 for major electric substations, \$2,304,200 for routine extensions and additions to electric system, \$903,600 for routine extensions and additions to natural gas distribution systems, and \$252,200 for miscellaneous and general items.

Any person desiring to be heard or to make any protest with reference to this application should on or before the 17th day of May 1971 file with the Federal Power Commission, Washington, D.C. 20426, petition or protest 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 protestant parties to the proceedings. Persons wishing to become parties to the proceedings or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rule. The application is on file with the Commission and available for public information.

KENNETH F. PLUMB,
Acting Secretary.

[FR Doc. 71-6388 Filed 5-6-71; 8:50 am]

[Docket No. RP71-98]

PACIFIC GAS TRANSMISSION CO.

Order Providing for Hearing, Suspending Proposed Tariff Sheets, and Providing Hearing Procedures

APRIL 30, 1971.

On April 1, 1971 Pacific Gas Transmission Co. (PGT) tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1, to become effective May 1, 1971.¹ The proposed rate

¹ 1st Revised Sheet No. 5, 2d Revised Sheet No. 12, and 4th Revised Sheets Nos. 6 and 13.

change would increase jurisdictional revenues by approximately \$2,997,748 annually, based on sales for the 12 months ended December 31, 1970, as adjusted.

The proposed rate changes result from a requested 8.125 percent rate of return and a change in the method of computing depreciation expense. PGT claims that the need for an 8.125 percent rate of return arises from changes in its capital structure and embedded cost of debt and that the change in computing depreciation expense is necessary in order to relate more closely the annual depreciation expense to the actual use of the plant.

Review of the rate filing indicates that issues are raised which require development in evidentiary proceedings. The proposed increased rates and charges have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds:

It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the National Gas Act that:

(1) The Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in PGT's FPC Gas Tariff, as proposed to be amended herein, and that the proposed tariff sheets listed in footnote (1) above be suspended, and the use thereof be deferred as herein provided and

(2) The disposition of this proceeding be expedited in accordance with the procedures set forth below.

The Commission orders:

(A) PGT's revised tariff sheets listed in footnote (1) above are hereby suspended and the use thereof is deferred until October 1, 1971, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(B) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing be held commencing August 24, 1971 at 10 a.m. e.d.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426, concerning the lawfulness of the rates, charges, and services contained in PGT's FPC Gas Tariff as proposed to be revised herein.

(C) An Examiner to be designated by the Chief Examiner (see Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding; shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in § 2.59 of the Commission's rules of practice and procedure.

(D) On or before July 15, 1971, the Commission's Staff shall serve its prepared testimony and exhibits. The prepared testimony and exhibits of any and all intervenors shall be served on or before July 26, 1971. Any rebuttal evidence

by PGT shall be served on or before August 16, 1971.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Acting Secretary.

[FR Doc.71-6377 Filed 5-6-71;8:50 am]

[Docket No. E-7622]

PACIFIC POWER & LIGHT CO.

Notice of Application

APRIL 28, 1971.

Take notice that on April 19, 1971, Pacific Power & Light Co. (applicant), a corporation organized under the laws of the State of Maine and qualified to transact business in the States of Oregon, Wyoming, Washington, California, Montana, and Idaho, with its principal business office at Portland, Oreg., filed an application with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, seeking an order authorizing the issuance of 300,000 shares of its preferred stock, cumulative, par value \$100 per share. Said shares will have an aggregate par value of \$30 million.

The new preferred stock will consist of a new series of applicant's presently authorized serial preferred stock, will rank pari passu with applicant's outstanding 5 percent preferred stock and serial preferred stock as to dividends and upon liquidation, will be entitled to dividends at an annual rate, and will be subject to redemption at prices expressed in an appropriate bylaw amendment after competitive bidding for the new preferred stock shall have taken place.

Applicant proposes to sell the new preferred stock in accordance with the competitive bidding requirements of § 34.1a of the Commission's regulations under the Federal Power Act.

The net proceeds from the issuance and sale of the new preferred stock will be applied to the payment of short-term unsecured promissory notes outstanding (estimated at \$30 million) at the time of the sale of the new preferred stock. The notes were issued under a credit agreement, dated as of December 31, 1969, and in the form of commercial paper. The issuance of the new preferred stock is a part of applicant's program for retiring short-term borrowings and financing its construction expenditures for 1971, which construction expenditures are presently estimated at \$120 million.

Any person desiring to be heard or to make any protest with reference to said application should, on or before May 14, 1971, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party

in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Acting Secretary.

[FR Doc.71-6390 Filed 5-6-71;8:50 am]

[Dockets Nos. RP71-108, RP71-110]

PANHANDLE EASTERN PIPE LINE CO.

Notice of Proposed Changes in Rates and Charges and of Petition for Permission To Use Liberalized Depreciation With Normalization for Accounting and Rate Purposes

APRIL 30, 1971.

Take notice that on April 26, 1971, Panhandle Eastern Pipe Line Co. (Panhandle) tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1, to become effective on May 27, 1971, subject however, to Panhandle's agreement in Dockets Nos. RP69-35 and RP70-20 not to make effective any general rate increase (allowing for notice and maximum suspension) prior to September 1, 1971. The proposed rate changes would increase charges for all jurisdictional sales and services by \$38,279,361 annually, based on sales for the 12-month period ended January 31, 1971, as adjusted.

In addition to increases in rate levels, the tendered tariff sheets also include proposed charges in addition to the commodity rates, for all gas taken in excess of daily contract quantities delivered under General, Limited, Seasonal, and Combined, Service Rate Schedules. The tendered filing also includes a proposed new "Section 19. Adjustment for Changes in Gas Supply Costs" (purchased gas adjustment clause) which, inter alia, requires 45 days advance notice of rate changes and flow through of supplier refunds.

Panhandle states that the reasons and bases for the proposed rate increases are: (i) Changes in operations as a result of expansion and gas supply projects; (ii) increased interest, capital and other financial costs; (iii) increased Federal and State income taxes, ad valorem and other taxes; (iv) increased gas purchase costs, including the effect of the Pan Eastern Exploration project, and the revision in depreciation (unit of production v. straight-line) of gathering facility investment; and (v) increased costs of labor, materials, supplies and services. The proposed rates include a claimed 8 percent rate of return.

In its petition filed April 27, 1971 (Docket No. RP71-110), Panhandle states that it has elected to use liberalized depreciation with normalization on its post-1969 properties, pursuant to the Tax Reform Act of 1969, and it requests authorization to use liberalized depreciation with normalization for accounting and rate purposes on all eligible pre-1969 properties effective at the same time its proposed increased rates

become effective in Docket No. RP71-108.

Copies of the proposed tariff changes and petition were served on all of Panhandle's customers and interested State commissions.

Any person desiring to be heard or to make any protest with reference to said application and petition should on or before May 13, 1971, 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. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Acting Secretary.

[FR Doc.71-6373 Filed 5-6-71;8:49 am]

[Projects Nos. 855, 1133, 1863]

PUBLIC SERVICE COMPANY OF COLORADO

Notice of Land Withdrawal and Order Vacating Withdrawals

APRIL 30, 1971.

Conformable to the provisions of section 24 of the Act of June 10, 1920, as amended, this Commission by formal notices of land withdrawal dated February 13, 1945, and March 19, 1951, gave notice of the reservation of approximately 117.20 acres of U.S. lands pursuant to the filings on September 11, 1941, and September 11, 1950, of an application for license (transmission line) and amendment of license, respectively, by Public Service Company of Colorado, Denver, Colo., for the Shoshone-Pallsade Transmission Line, Project No. 1863. Portions of the stated powerline have previously been withdrawn as Project No. 855 or 1133.

On August 29, 1966, and August 15, 1967, the licensee filed an application for amendment of license (transmission line) and a supplemental revision, respectively. This application and supplemental revision amended and modified the transmission line right-of-way as delimited on map Exhibit K, sheets 1 and 2 of 7 (FPC Nos. 1863-2 and -3, respectively) filed August 7, 1942, and map Exhibit J-1 (FPC No. 1863-9) filed January 2, 1951, which depict a portion of the U.S. lands included in the above stated notices of land withdrawal.

Therefore, in accordance with the provisions of section 24 of the Act of June 10, 1920, as amended, notice is hereby given that the lands hereinafter described insofar as title thereto remains in the United States, are included in

Project No. 1863 and are from the dates of said application and supplemental revision, reserved from entry, location or other disposal under the laws of the United States until otherwise directed by this Commission or by Congress.

6TH PRINCIPLE MERIDIAN, COLORADO

Those portions of the following described subdivisions lying within 37.5 feet of the centerline survey of the Shoshone-Palisade Transmission Line as shown upon map Exhibit J-1 amended (FPC No. 1863-11) filed August 29, 1966, map Exhibit K, sheets 1A revised and 2A revised of 7 (FPC Nos. 1863-12 and -13, respectively) filed August 15, 1967, map Exhibit K, sheet 3A amended of 7 (FPC No. 1863-10) filed January 2, 1951, and map Exhibit K, sheets 4 through 7 of 7, inclusive (FPC Nos. 1863-5 through -8, respectively) filed August 7, 1942.

T. 5 S., R. 88 W.,
 Sec. 33, S $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 35, SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 6 S., R. 88 W.,
 Sec. 4, lot 4;
 Sec. 5, lot 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 6, lots 7, 8, and 9, NE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 6 S., R. 89 W.,
 Sec. 1, lots 2 and 3, NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 2, lots 1 and 3;
 Sec. 6, lots 7 and 9, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 5 S., R. 90 W.,
 Sec. 35, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 6 S., R. 90 W.,
 Sec. 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;
 Sec. 3, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 4, lots 3 and 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 5, lot 1.
 T. 6 S., R. 91 W.,
 Sec. 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 7, lots 7 and 8, SW $\frac{1}{4}$ NE $\frac{1}{4}$;
 Sec. 8, lot 3.
 T. 6 S., R. 93 W.,
 Sec. 18, lot 11.
 T. 6 S., R. 94 W.,
 Sec. 14, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 29, SW $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 6 S., R. 95 W.,
 Sec. 25, NW $\frac{1}{4}$ SW $\frac{1}{4}$.
 T. 7 S., R. 96 W.,
 Sec. 14, SE $\frac{1}{4}$ NE $\frac{1}{4}$.
 T. 8 S., R. 96 W.,
 Sec. 7, lot 1.
 T. 8 S., R. 97 W.,
 Sec. 13, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 14, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 22, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 23, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 27, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$.
 T. 9 S., R. 97 W.,
 Sec. 17, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 19, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$;
 Sec. 30, lot 4, NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
 Sec. 31, lots 1, 2, and 3, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$.
 T. 10 S., R. 97 W.,
 Sec. 6, NE $\frac{1}{4}$, SE $\frac{1}{4}$;
 Sec. 7, lots 3 and 4, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
 Sec. 18, E $\frac{1}{2}$ NW $\frac{1}{4}$.
 T. 9 S., R. 98 W.,
 Sec. 36, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$.
 T. 10 S., R. 98 W.,
 Sec. 12, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 13, N $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$;
 Sec. 14, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 Sec. 23, E $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$;
 Sec. 27, NE $\frac{1}{4}$ NE $\frac{1}{4}$.
 T. 11 S., R. 98 W.,
 Sec. 2, lot 19.

The general determination made by the Commission at its meeting of April 17, 1922 (2d Annual Rept. 128), with respect to lands reserved for transmission line purposes only, is applicable to these lands.

This notice supersedes the notices of land withdrawal given by this Commission on February 13, 1945, and March 19, 1951, for Project No. 1863 in their entirety and the retention in the project of lands other than those described herein serves no useful purpose and are hereby vacated. The withdrawals for Projects Nos. 855 and 1133 serve no useful purpose and are hereby vacated in their entirety. The lands vacated by this notice are listed below.

The total area of U.S. lands reserved by this notice is approximately 177.29 acres, of which approximately 164.12 acres have previously been withdrawn for power purposes in connection with Power Site Reserve No. 116, 192, or 368, or earlier Project No. 855, 1133, or 1863. Approximately 8.69 acres have been previously withdrawn for the White River National Forest.

Copies of the aforementioned project map exhibits have been transmitted to the Geological Survey, Bureau of Land Management, Forest Service, and the Fish and Wildlife Service.

By the Commission.

KENNETH F. PLUMB,
 Acting Secretary.

6TH PRINCIPAL MERIDIAN, COLORADO

1. Portions (totaling about 34 acres) of the following described sections were withdrawn pursuant to the filing on December 8, 1927, of an application for license (transmission line) for Project No. 855 for which this Commission gave notice of land withdrawal to the General Land Office (now Bureau of Land Management) by letter dated January 5, 1928.

T. 5 S., R. 89 W.,
 Sec. 31.
 T. 6 S., R. 89 W.,
 Sec. 6.
 T. 5 S., R. 89 $\frac{1}{2}$ W.,
 Sec. 36.
 T. 5 S., R. 90 W.,
 Sec. 36.
 T. 6 S., R. 90 W.,
 Secs. 1, 2, 3.
 T. 6 S., R. 91 W.,
 Secs. 4, 7, 8.

2. Portions (totaling about 38 acres) of the following described sections were withdrawn pursuant to the filing on February 7, 1931, of an application for license (transmission line) for Project No. 1133 for which this Commission gave notice of land withdrawal to the General Land Office by letter dated February 12, 1931.

T. 6 S., R. 93 W.,
 Sec. 7.
 T. 6 S., R. 94 W.,
 Secs. 14, 29.
 T. 6 S., R. 95 W.,
 Secs. 25, 34.
 T. 7 S., R. 96 W.,
 Sec. 14.
 T. 8 S., R. 96 W.,
 Secs. 6, 7.
 T. 8 S., R. 97 W.,
 Secs. 13, 14, 22, 23, 27.

[FR Doc.71-6391 Filed 5-6-71;8:50 am]

FEDERAL RESERVE SYSTEM

FIRST FINANCIAL CORP.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), by First Financial Corp., which is a bank holding company located in Tampa, Fla., for prior approval by the Board of Governors of the acquisition by applicant of not less than 80 per cent of the voting shares of Inter City National Bank of Bradenton, Bradenton, Fla.

Section 3(c) of the Act provides that the Board shall not approve:

(1) Any acquisition or merger or consolidation under section 3 which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or

(2) Any other proposed acquisition or merger or consolidation under section 3 whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless the Board finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Atlanta.

By order of the Board of Governors,
 May 3, 1971.

[SEAL] KENNETH A. KENYON,
 Deputy Secretary.

[FR Doc.71-6378 Filed 5-6-71;8:45 am]

FIRST FINANCIAL CORP.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), by First Financial Corp., which is a bank holding company located in Tampa, Fla., for prior approval by the Board of Governors of the acquisition by applicant of not

¹ Patented subject to the conditions and limitations of section 24, Act of June 10, 1920.

less than 80 percent of the voting shares of The First National Bank of Kissimmee, Kissimmee, Fla.

Section 3(c) of the Act provides that the Board shall not approve:

(1) Any acquisition or merger or consolidation under section 3 which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or

(2) Any other proposed acquisition or merger or consolidation under section 3 whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless the Board finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of Atlanta.

By order of the Board of Governors, May 3, 1971.

[SEAL] KENNETH A. KENYON,
Deputy Secretary.

[FR Doc. 71-6379 Filed 5-6-71; 8:45 am]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs.;
Temporary Reg. F-101]

CHAIRMAN, ATOMIC ENERGY COMMISSION

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Chairman, Atomic Energy Commission, to represent the consumer interests of the executive agencies of the Federal Government in an electric and gas service rate increase proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d) (40 U.S.C. 481(a)(4) and 486(d)), authority is delegated to the Chairman,

Atomic Energy Commission, to represent the consumer interests of the executive agencies of the Federal Government before the Colorado Public Utilities Commission in a proceeding (Application No. 24900) involving electric and gas service rate increases proposed by the Public Service Company of Colorado.

b. The Chairman, Atomic Energy Commission, may redelegate this authority to any officer, official, or employee of the Atomic Energy Commission.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and, further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

4. *Revocation.* This regulation revokes FPMR Temporary Regulation F-93.

Dated: April 29, 1971.

ROBERT L. KUNZIG,
Administrator of General Service.

[FR Doc. 71-6404 Filed 5-6-71; 8:47 am]

INTERIM COMPLIANCE PANEL (COAL MINE HEALTH AND SAFETY)

WESTMORELAND COAL CO.

Applications for Renewal Permits; Notice of Opportunity for Public Hearing

Applications for Renewal Permits for Noncompliance with the Interim Mandatory Dust Standard (3.0 mg./m.³) have been received as follows:

(1) ICP Docket No. 10648, Westmoreland Coal Co., Prescott No. 2 Mine, USEM ID No. 44 01689 O, Osaka, Wise County, Va., Section ID No. 001 (No. 5 North Headings), Section ID No. 002 (No. 5 North—8 Left).

(2) ICP Docket No. 10651, Westmoreland Coal Co., Bullitt No. 1 Mine, USEM ID No. 44 00304 O, Appalachia, Wise County, Va., Section ID No. 002 (Main South—1 Left), Section ID No. 003 (Main South—7 Left).

In accordance with the provisions of section 202(b)(4) of the Federal Coal Mine Health and Safety Act of 1969 (83 Stat. 742, et seq., Public Law 91-173), notice is hereby given that requests for public hearing as to an application for renewal may be filed within 15 days after publication of this notice. Requests for public hearing must be completed in accordance with 30 CFR Part 505 (36 F.R. 11296, July 15, 1970), copies of which may be obtained from the Panel on request.

A copy of the application is available for inspection and requests for public hearing may be filed in the office of the Correspondence Control Officer, Interim Compliance Panel, Suite 800, 1730 K Street NW., Washington, DC 20006.

GEORGE A. HORNBECK,
Chairman,
Interim Compliance Panel.

MAY 3, 1971.

[FR Doc. 71-6406 Filed 5-6-71; 8:47 am]

INTERNATIONAL JOINT COMMISSION—UNITED STATES AND CANADA

KOOTENAY LAKE

Public Hearing Regarding Storage of Water

Notice is hereby given that on April 29, 1971, the International Joint Commission received an application from Cominco Ltd., whose principal places of business in the Province of British Columbia are in the cities of Vancouver and Trail, for approval to store 2 feet of water in Kootenay Lake in addition to the storage approved by this Commission's order of approval dated November 11, 1938, and to commence the filling operations earlier than heretofore approved; such approval would become effective in the summer of 1971 and terminate on April 1, 1973.

The application states that the applicant has been prompted by requests from Intalco Aluminum Corp. and associated industries in the Northwestern States who seek to avoid interruption in their power supply which could occur in the event of adverse water conditions during the fall and winter of 1971-72 and 1972-73, coupled with the lack of access to power generation in southern California. It is proposed that under agreements with such industries, the applicant will be indemnified by them with respect to all claims of interests in Canada or the United States regarding loss or damage, or other remedial measures, arising out of the proposed additional storage. The application also states that the proposed additional storage would benefit Bonneville Power Administration, the Government of British Columbia and the applicant.

Any government or interested person may present a statement in response to the Commission on or prior to May 25, 1971. Such statements in response should set forth facts and arguments bearing on the subject matter of the application and tending to oppose or support it in whole or in part. Fifty (50) copies should be provided.

Notice is hereby given that the International Joint Commission pursuant to its rules of procedure, will conduct a public hearing on this matter in the Royal Canadian Legion Hall, Creston, British Columbia, on June 8, 1971, beginning at 10 a.m. local time. In the light of the statements in response received, the Commission may determine that it would be in the public interest to defer this hearing a few weeks; in such event notice of the deferment will be published.

At the hearing all interested persons will be given opportunity to present their views regarding the subject matter of the application. Oral statements and written submissions will be given equal consideration.

Copies of the application are available for inspection at the offices of the Commission in Ottawa and Washington and

at the following places in the United States:

Office of Port Director, U.S. Customs Office, Porthill, Idaho.

Bonnors Ferry Herald, Bonnors Ferry, Idaho.
Office of District Engineer, U.S. Geological Survey, Jefferson Street, Boise, ID.

WILLIAM A. BULLARD,
Secretary, U.S. Section,
International Joint Commission.

D. G. CHANCE,
Secretary, Canadian Section,
International Joint Commission.

APRIL 30, 1971.

[FR Doc.71-6396 Filed 5-6-71;8:46 am]

OFFICE OF EMERGENCY PREPAREDNESS

IMPORTS OF MINIATURE AND INSTRUMENT PRECISION BALL BEARINGS

Reports of Effects on National Security

The Director of the Office of Emergency Preparedness made public on May 5, 1971, his report in the above matter. The report concludes an investigation which was requested in an application filed on January 31, 1969, with the Office of Emergency Preparedness by the Anti-Friction Bearing Manufacturers Association, Inc., of New York City on behalf of domestic manufacturers of miniature and instrument precision ball bearings. The investigation was conducted under the authority of section 232 of the Trade Expansion Act of 1962.

The Director found that, all factors considered, including recent actions taken by the Department of Defense, it is not evident at this time that miniature and instrument precision bearings of the types specified in the application are being imported into the United States in such quantities or under such circumstances as to threaten to impair the national security. The Director stated that the Department of Defense, together with other agencies, will maintain continuing surveillance over the capability of this industry to support mobilization requirements.

Dated: May 5, 1971.

G. A. LINCOLN,
Director,

Office of Emergency Preparedness.

[FR Doc.71-6416 Filed 5-6-71;8:48 am]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority No. 4, Rev. 2,
Amdt. 3]

ASSOCIATE ADMINISTRATOR FOR FINANCIAL ASSISTANCE

Delegation of Administrative Activities
for Purpose of Disaster Operations

Delegation of Authority No. 4, Revision 2 (35 F.R. 13234), as amended (35

F.R. 16759 and 36 F.R. 653), is hereby further amended by adding Items I.O., to read as follows:

I. * * *

O. For purpose of California Earthquake disaster (Disaster No. 802).

1. To contract for supplies, materials and equipment, printing, transportation, communications, space, and special services for the Agency.

2. To enter into contracts for supplies and services pursuant to Delegation of Authority No. 410, dated March 26, 1962 (27 F.R. 3017), from the Administrator of the General Services Administration to the heads of executive agencies.

* * * * *

Effective date: April 19, 1971.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.71-6382 Filed 5-6-71;8:46 am]

[Declaration of Disaster Loan Area 820
(Class B)]

ILLINOIS

Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of April 1971, because of the effects of certain disasters damage resulted to residences and business property located in the State of Illinois;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such areas constitute a catastrophe within the purview of the Small Business Act, as amended.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b)(1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property situated in Thompsonville, Franklin County, Ill., suffered damage or destruction resulting from tornado occurring on April 27, 1971.

OFFICE

Small Business Administration Regional Office, 219 South Dearborn Street, Chicago, IL 60604.

2. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to October 31, 1971.

Dated: April 30, 1971.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.71-6383 Filed 5-6-71;8:46 am]

TARIFF COMMISSION

[AA1921-71]

BRASS KEY BLANKS FROM CANADA

Determination of No Injury

The Assistant Secretary of the Treasury advised the Tariff Commission on

February 3, 1971, that brass key blanks from Canada are being, and are likely to be, sold at less than fair value (LTFV) within the meaning of the Antidumping Act, 1921, as amended. In accordance with the requirements of section 201(a) of the Antidumping Act (19 U.S.C. 160(a)), the Tariff Commission instituted Investigation No. AA1921-71 to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

A public hearing was held on March 23, 1971. Notices of the investigation and hearing were published in the FEDERAL REGISTER of February 10 and 24, 1971 (36 F.R. 2840, 3441).

In arriving at a determination in this case, the Commission gave due consideration to all written submissions from interested parties, evidence adduced at the hearing, and all factual information obtained by the Commission's staff from questionnaires, personal interviews, and other sources.

On the basis of the investigation, the Commission has unanimously¹ determined that no industry in the United States is being or is likely to be injured, or prevented from being established by reason of the importation of brass key blanks from Canada sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended.

STATEMENT OF REASONS

In reaching its negative determination, the Commission was persuaded principally by the following factors:

(1) Imports of brass key blanks from Canada sold at less than fair value are small in relation to the domestic output of such articles.

(2) The domestic production of brass key blanks has grown in recent years.

(3) The marketing of the Canadian key blanks sold at less than fair value in the United States has not adversely affected the prices of domestically produced brass key blanks. The prices of the Canadian blanks have generally been within the range of, or higher than, those of comparable domestic blanks to the same class of customer; the prices of domestic blanks, moreover, have increased sharply in recent years.

Description of product. Brass key blanks, used to make keys, are generally made from key blank stampings supplied by primary brass producers. The stampings are manufactured into key blanks by milling (grooving) on both sides. They may be coined (embossed), plated, and burnished (polished).

The U.S. industry. The Commission has considered the domestic industry to consist of the facilities in the United States for the manufacture of brass key blanks. Such key blanks are currently produced in the United States by about 30 firms, most of which also manufacture locks, builders' hardware, and a variety of other

¹ Commissioner Clubb did not participate in the decision.

products. Some produce key blanks primarily for sale to others, while some produce blanks chiefly for their own use.

Domestic production of brass key blanks increased from 239 million blanks in 1967 to about 260 million blanks in 1969 and 1970. This increase in production of brass key blanks was accompanied by a substantial increase in the domestic production of aluminum key blanks.

Imports at less than fair value. The Canadian brass key blanks which the Treasury found to have been sold at less than fair value have not been a significant factor in the U.S. market. Sales of such Canadian blanks—virtually the only foreign-made brass key blanks marketed in the United States—were equivalent to less than 3 percent of U.S. production of such blanks in both 1969 and 1970. Most of the imports, unlike shipments by domestic producers, have been sold to small lock manufacturers (some of which have never bought from domestic sources) for use in making keys to be sold with locks. The prices to such U.S. lock manufacturers by the Canadian supplier have been within the range of prices to the same class of purchaser by domestic producers. The remaining imports from Canada have been sold to distributors or wholesalers at prices generally above those charged by the principal domestic producers.

The evidence obtained by the Commission indicates that sales of LTFV brass key blanks from Canada have not adversely affected the prices charged by the domestic producers. In recent years, the U.S. demand for key blanks has increased, and the prices charged by domestic manufacturers for brass key blanks have risen appreciably. Since 1967, for example, the prices of domestically produced key blanks sold to distributors have increased by more than 40 percent, while the wholesale price index for all commodities has increased by 13 percent and the index for builders' hardware, by 30 percent.

Conclusion. In light of the factors discussed above, the Commission has made a negative determination.

By order of the Commission.

[SEAL] KENNETH R. MASON,
Secretary.

[FR Doc.71-6370 Filed 5-6-71; 8:45 am]

[TEA-W-91]

LOWN-SALVAGE SHOE CORP.

Workers' Petition for Determination of Eligibility To Apply for Adjustment Assistance; Notice of Investigation

On the basis of a petition filed under section 301(a)(2) of the Trade Expansion Act of 1962, on behalf of the workers of Lown-Salvage Shoe Corp., Auburn, Maine, the U.S. Tariff Commission, on May 4, 1971, instituted an investigation under section 301(c)(2) of the Act to determine whether, as a result in major part of concessions granted under trade agreements, articles like or directly competitive with women's shoes produced by

said firm are being imported into the United States in such increased quantities as to cause, or threaten to cause, the unemployment or underemployment of a significant number or proportion of the workers of such manufacturing company.

The petitioners have not requested a public hearing. A hearing will be held on request of any other party showing a proper interest in the subject matter of the investigation, provided such request is filed within 10 days after the notice is published in the FEDERAL REGISTER.

The petition filed in this case is available for inspection at the Office of the Secretary, U.S. Tariff Commission, Eighth and E Streets NW., Washington, DC, and at the New York City office of the Tariff Commission located in Room 437 of the Customhouse.

Issued: May 4, 1971.

By order of the Commission.

[SEAL] KENNETH R. MASON,
Secretary.

[FR Doc.71-6418 Filed 5-6-71; 8:48 am]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF LEARNERS AT SPECIAL MINIMUM WAGES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.) and Administrative Order No. 595 (31 F.R. 12981) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. For each certificate, the effective and expiration dates, number or proportion of learners and the principal product manufactured by the establishment are as indicated. Conditions on occupations, wage rates, and learning periods which are provided in certificates issued under the supplemental industry regulations cited in the captions below are as established in those regulations; such conditions in certificates not issued under the supplemental industry regulations are as listed.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.20 to 522.25, as amended).

The following normal labor turnover certificates authorize 10 percent of the total number of factory production workers except as otherwise indicated.

Acme Garment Co., Wentzville, Mo.; 3-8-71 to 3-7-72; 10 learners (women's, misses', and juniors' shorts, pants, shifts, and tops).

Angelica Corp., Mountain View, Mo.; 3-11-71 to 3-10-72 (men's washable service coats).

Ardmore Industries, Inc., Ardmore, Tenn.; 3-8-71 to 3-7-72 (men's and boys' pants).

The Arrow Co., Jasper, Ala.; 3-10-71 to 3-9-72 (men's shirts).

Banj-O Manufacturing, Inc., Scranton, Pa.; 3-19-71 to 3-18-72; 10 learners (men's, ladies', and boys' casual jackets).

Berlin Manufacturing Co., Inc., Berlin, Md.; 3-4-71 to 3-3-72; 10 learners (work shirts and pants).

Blain Products, Inc., Blain, Pa.; 3-1-71 to 2-29-72; 5 learners (girls' pants, suits, and dresses).

Carolina Sportswear Co., Warrenton, N.C.; 3-16-71 to 3-15-72 (men's and boys' shirts).

Cordele Uniform Co., Cordele, Ga.; 3-2-71 to 3-1-72 (men's and women's washable service apparel).

Denise Lingerie Corp., Johnson City, Tenn.; 2-28-71 to 2-27-72 (ladies' slips, gowns, and pajamas).

Dover Mills, Inc., Pisgah, Ala.; 3-17-71 to 3-16-72 (children's shirts and pants).

Fawn Grove Manufacturing Co., Inc., Rising Sun, Md.; 2-28-71 to 2-27-72; 10 learners (work clothing).

Henry I. Siegel Co., Inc., Bruceton, Tenn.; 2-20-71 to 2-19-72 (men's and boys' pants).

F. Jacobson & Sons, Inc., Seymour, Ind.; 3-6-71 to 3-5-72 (men's shirts).

Kellwood Co., Sunbright, Tenn.; 3-1-71 to 2-29-72 (boys' shirts).

Kenrose Manufacturing Co., Inc., Buchanan, Va.; 3-9-71 to 3-8-72 (women's dresses).

M & G Sportswear, Inc., Fall River, Mass.; 3-12-71 to 3-11-72 (children's sportswear and outerwear).

Manhattan Shirt Co., Ashburn, Ga.; 3-13-71 to 3-12-72 (men's shirts and pajamas).

Monleigh Garment Co., Inc., Mocksville, N.C.; 2-25-71 to 2-24-72 (men's shirts).

Morgan Apparel, Inc., Wartburg, Tenn.; 3-1-71 to 2-29-72 (men's work shirts).

Reidbord Brothers Co., Elkins, W. Va.; 3-11-71 to 3-10-72 (men's and boys' pants).

Somerville Manufacturing Co., Inc., Somerville, Tenn.; 3-10-71 to 3-9-72 (men's pants).

Sportcraft, Inc., McAdoo, Pa.; 3-1-71 to 2-29-72 (ladies' slacks and children's shorts).

Wentworth Manufacturing Co., Lake City, S.C.; 3-5-71 to 3-4-72 (women's dresses).

White Stag Manufacturing Co., Checotah, Okla.; 2-26-71 to 2-25-72 (children's and ladies' skirts, shorts, and slacks).

Woolfolk Manufacturing Corp., Brems Bluff, Va.; 3-12-71 to 3-11-72; 10 learners (men's and boys' pants).

The following plant expansion certificate was issued authorizing the number of learners indicated.

Denise Lingerie Corp., Johnson City, Tenn.; 2-28-71 to 2-27-71; 50 learners (ladies' slips, gowns, and pajamas).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.60 to 522.65, as amended).

Mid West Glove Corp., Chillicothe, Mo.; 2-25-71 to 2-24-72; 10 percent of the total number of machine stitchers for normal labor turnover purposes (work gloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.40 to 522.43, as amended).

Charles H. Bacon Co., Inc., Lenoir City, Tenn.; 3-2-71 to 3-1-72; 5 percent of the total number of factory production workers for normal labor turnover purposes (seamless hosiery).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.30 to 522.35, as amended).

Lady Jane Manufacturing Co., Inc., Kulpmont, Pa.; 3-11-71 to 3-10-72; 5 percent of the total number of factory production workers for normal labor turnover purposes (ladies' underwear).

The following learner certificates were issued in Puerto Rico to the companies hereinafter named. The effective and expiration dates, learner rates, occupations, learning periods and the number of learners authorized to be employed, are indicated.

Central Knitting Mills, Inc., San German, P.R.; 3-9-71 to 3-8-72; 4 learners for normal labor turnover purposes in the occupation of knitting, for a learning period of 480 hours at the rates of \$1.22 an hour for the first 240 hours and \$1.39 an hour for the remaining 240 hours (full-fashioned knitted garments).

Midland Knitting Mills, Inc., San German, P.R.; 3-9-71 to 3-8-72; 4 learners for normal labor turnover purposes in the occupations of knitting, for a learning period of 480 hours at the rates of \$1.22 an hour for the first 240 hours and \$1.39 an hour for the remaining 240 hours (full-fashioned knitted garments).

Northridge Knitting Mills, Inc., San German, P.R.; 3-9-71 to 3-8-72; 4 learners for normal labor turnover purposes in the occupation of knitting, for a learning period of 480 hours at the rates of \$1.22 an hour for the first 240 hours and \$1.39 an hour for the remaining 240 hours (full-fashioned knitted garments).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at special minimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 15 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in 29 CFR Part 528.

Signed at Washington, D.C., this 29th day of April 1971.

ROBERT G. GRONWALD,
Authorized Representative
of the Administrator.

[FR Doc.71-6408 Filed 5-6-71; 8:47 am]

INTERSTATE COMMERCE COMMISSION

[Notice 290]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MAY 3, 1971.

The following are notices of filing of applications for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (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 51146 (Sub-No. 214 TA), filed April 26, 1971. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Post Office Box 2298, 54306, Green Bay, WI 54303. Applicant's representative: D. F. Martin (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Metal containers, containers ends and equipment, materials and supplies* used in the manufacture and distribution of metal containers and container ends, from Plymouth, Ind., to points in the States of Alabama, Arkansas, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin, for 180 days. Supporting shipper: RJR Foods, Inc., 750 Third Avenue, New York, NY 10017 (Donald J. Kays). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, WI 53203.

No. MC 51146 (Sub-No. 215 TA), filed April 26, 1971. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, WI 54303. Applicant's representative: D. J. Schneider (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Doors, door cores, door skins, and millwork* (except new furniture), from Merrill, Wis., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, West Virginia, Wisconsin, and the District of Columbia, for 180 days. Supporting shipper: Anson & Gilkey Co., Merrill, Wis. 54452 (David R. Mootz, Purchasing Agent). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Opera-

tions, 135 West Wells Street, Room 807, Milwaukee, WI 53203.

No. MC 103993 (Sub-No. 623 TA) (Amendment), filed March 23, 1971. Published FEDERAL REGISTER issue April 1, 1971, amended and republished, in part as amended, this issue. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: Ralph H. Miller (same address as above). NOTE: The purpose of this partial republication is to reflect a change in the origin point: *From Broken Arrow, Okla.*, in lieu of from Tulsa, Okla., the rest of the application remains the same.

No. MC 111401 (Sub-No. 334 TA), filed April 21, 1971. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Enid, OK 73701. Applicant's representative: Victor R. Comstock (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, from Military, Kans., to points in Arkansas, Iowa, Missouri, Nebraska, Oklahoma and that portion of Texas on and east of Interstate Highway 35 and U.S. Highway 281, for 180 days. Supporting shipper: J. J. Stefanec, Transportation Manager, Gulf Chemicals Co., Dwight Building, Kansas City, MO 64105. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third, Oklahoma City, OK 73102.

No. MC 117304 (Sub-No. 20 TA), filed April 26, 1971. Applicant: DON PAFFILE TRUCK LINES, 2906 29th Street, North Lewiston, ID 83501. Applicant's representative: Don Paffile (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from plantsite and storage facilities of Potlatch Forests Industries, Inc., at Lewiston, Idaho, to points in Spokane County, Wash., ports of entry on the United States border between the United States and Canada in the States of Washington and Idaho, and points in Oregon and Washington on and west of U.S. Highway 97, for 180 days. NOTE: Applicant states no tacking or interlining is contemplated. Supporting shipper: Potlatch Forests, Inc., Lewiston, Idaho 83501. Send protests to: C. W. Campbell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 455 Federal Building and U.S. Courthouse, 550 West Fort Street, Boise, ID 83702.

No. MC 119777 (Sub-No. 210 TA), filed April 26, 1971. Applicant: LIGON SPECIALIZED HAULER, INC., Post Office Box L, Madisonville, KY 42431. Applicant's representative: William G. Thomas (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular

routes transporting: *New crated furniture*, from the plantsite and storage facilities of Permaner Corp. at West Mifflin, Pa., to points in Virginia, Ohio, Michigan, Kentucky, Indiana, Illinois, Tennessee, and North Carolina, for 180 days. Supporting shipper: Dan A. Gaw, Permaner Corp., 145 Weldon Parkway, Maryland Heights, MO 63043. Send protests to: Wayne L. Merilatt, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 426 Post Office Building, Louisville, KY 40202.

No. MC 124137 (Sub-No. 3 TA), filed April 27, 1971. Applicant: G. RICHARD ARNER, doing business as G. R. ARNER, Rural Delivery No. 3, Tamaqua, PA 18252. Applicant's representative: James A. Wimmer, 419 Delaware Avenue, Palmerton, PA 18071. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shale derived aggregate and lelite*, in bulk, in dump vehicles, from Plains Township and points within 5 miles thereof in Luzerne County, Pa., to points in Delaware, Maryland, New Jersey (except those in Cumberland, Salem, Gloucester, Cape May, Atlantic, Camden, and Burlington Counties), New York, Virginia, West Virginia, and the District of Columbia, with no transportation for compensation on return except as otherwise authorized, for 150 days. Supporting shipper: Blythe Corp., Post Office Box 1628, North End Station, Wilkes-Barre, PA 18705. Send protests to: Paul J. Kenworthy, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 309 U.S. Post Office Building, Scranton, PA 18503.

No. MC 124328 (Sub-No. 47 TA), filed April 27, 1971. Applicant: BRINKS, INCORPORATED, 234 East 24th Street, Chicago, IL 60616. Applicant's representative: F. D. Partlan (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coin*, between Culpeper, Va., on the one hand, and, on the other, Boston, Mass.; New York, N.Y.; Buffalo, N.Y.; Philadelphia and Pittsburgh, Pa.; Cleveland and Cincinnati, Ohio; Miami, Fla.; Baltimore, Md.; Charlotte, N.C.; Atlanta, Ga.; Birmingham, Ala.; Jacksonville, Fla.; New Orleans, La.; Chicago, Ill.; Detroit, Mich.; St. Louis, Mo.; Little Rock, Ark.; Louisville, Ky.; Memphis, Tenn.; Minneapolis, Minn.; Helena, Mont.; Kansas City, Mo.; Denver, Colo.; Oklahoma City, Okla.; Omaha, Nebr.; Dallas, El Paso, Houston and San Antonio, Tex.; San Francisco and Los Angeles, Calif.; Portland, Ore.; Salt Lake City, Utah; and Seattle, Wash.; for 180 days. Supporting shipper: John S. Peters, Director, Traffic Services Division, General Service Administration, Transportation and Communications Service, Washington, D.C. 20405. Send protests to: Raymond E. Mauk, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirksen Building, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 128672 (Sub-No. 2 TA), filed April 22, 1971. Applicant: TIMBER TRUCKING CO., INC., 928 Cross Lanes Drive, Nitro, WV 25143. Applicant's representative: Robert L. DeHart (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, timber, and wood products*, from points in Powell County, Ky., to points in Delaware, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, and West Virginia, for 180 days. Supporting shipper: Burke-Parsons-Bowly Corp., Post Office Box 8188, Nitro WV 25143. 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 128742 (Sub-No. 1 TA), filed April 27, 1971. Applicant: HALLWAY, INC., 700 West North Street, Post Office Box 263, Springfield, IL 62701. Applicant's representative: Paul E. Lawler (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Anhydrous ammonia*; (1) from the plantsite of Hawkeye Chemical Co., at or near Clinton, Iowa, to points in Illinois, Minnesota, and Wisconsin; and (2) from plantsite of Apple River Chemical Co., at or near East Dubuque, Ill., to points in Iowa, Minnesota, and Wisconsin, for 180 days. Supporting shipper: Swift Agricultural Chemicals Corp., 2 North Riverside Plaza, Chicago, IL. Send protests to: Harold Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, IL 62704.

No. MC 129107 (Sub-No. 6 TA) (Amendment), filed April 6, 1971, published FEDERAL REGISTER issue of April 17, 1971, amended and republished as amended, this issue. Applicant: R. H. HARDING CO., INC., 100 Centre Drive, Rochester, NY 14623. Applicant's representative: Raymond A. Richards, 23 West Main Street, Webster, NY 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used automobiles*, in secondary movements, in truckaway service, restricted against the handling of shipments (1) for automobile manufacturers; (2) having an immediately prior or subsequent movement by rail; or (3) moving on Government bills of lading, from Rochester, N.Y., to Butler and Corry, Pa., and returned, refused, damaged, and rejected commodities, from Manheim, Butler, and Corry, Pa., and Bordentown, N.J., to Rochester, N.Y., for 180 days. Supporting shippers: Royal Motors, 359 Mount Hope Avenue, Rochester, NY; Lipary Motors, 991 Broad Street, Rochester, NY; West Side Motors, Inc., 666 Broad Street, Rochester, NY; Garland Motors, 469 Hague Street, Rochester, NY; Doreen Motors, 331 East Linden Avenue, East Rochester, NY.

Send protests to: Morris H. Gross, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 104, 301 Erie Boulevard, West Syracuse, NY 13202. NOTE: The purpose of this republication is to redescribe the authority sought.

No. MC 134721 (Sub-No. 2 TA), filed April 26, 1971. Applicant: GEORGE M. DZIAK, doing business as DZIAK PRODUCE CO., West 1201 Ide Avenue, Spokane, WA 99201. Applicant's representative: Donald A. Ericson, suite 708, Old National Bank Building, Spokane, WA 99201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Disassembled corrugated cardboard containers*, from Spokane Industries Park, Spokane, Wash., to points in the State of Montana, for 180 days. Supporting shipper: Boise Cascade Containers, Building 26, Industries Park, Spokane, WA 99218. Send protests to: Interstate Commerce Commission, Bureau of Operations, 401 U.S. Post Office, Spokane, WA 99201.

No. MC 135459 (Sub-No. 1 TA), filed April 27, 1971. Applicant: WEBSTER GRAHAM, doing business as GRAHAM TRUCKING, Kistler (Logan County), WV 25628. Applicant's representative: Webster Graham (Same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rock dust*, from Swords Creek (Russell County) Va., to points in Logan, McDowell, Mingo, and Wyoming Counties, W. Va., for 180 days. Supporting shipper: McGlothlin, Inc., Pounding Mill, Va. 24637, James E. McGlothlin. Send protests to: H. R. White, Interstate Commerce Commission, Bureau of Operations, 3108 Federal Office Building, 500 Quarrier Street, Charleston, WV 25301.

No. MC 135483 (Sub-No. 1 TA), filed April 26, 1971. Applicant: EARL DODGE, Box 125, Greenacres, WA 99016. Applicant's representative: Hugh A. Dressel, Old National Bank Building, Spokane, WA 99201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dry wood shavings*, from points in Kootenai County, Idaho, to points in Spokane, Whitman, Grant, Franklin, Benton, Adams, and Lincoln Counties, Wash., for 150 days. Supporting shipper: Lumber By-Products Co., East 3030 Mission Avenue, Spokane, WA 99202. Send protests to: Interstate Commerce Commission, Bureau of Operations, 401 U.S. Post Office, Spokane, WA 99201.

No. MC 135498 TA, (Correction), filed April 19, 1971, and published in the FEDERAL REGISTER issue April 27, 1971, and republished in part as corrected this issue. Applicant: CHARLES J. GUTTILLA AND VINCENT M. GUTTILLA, a partnership, doing business as EAST END TRUCKING CO., 4437 Howley Street, Pittsburgh, PA 15224. Applicant's representative: Robert J. Gallagher, 1776 Broadway, New York, NY 10019. NOTE: The purpose of this partial republication is to include the duration of days 180 in

lieu of 150, which was erroneously shown in previous publication. The rest of the application remains the same.

No. MC 135503 (Sub-No. 1 TA), filed April 27, 1971. Applicant: B. F. (BOB) BOHLING, doing business as BOHLING MOVING & STORAGE, 10415 Hickman Mills Drive, Kansas City, MO 64137. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, MO 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, as defined by the Interstate Commerce Commission, between points in Atchison, Douglass, Franklin, Jefferson, Johnson, Leavenworth, Miami, Shawnee, and Wyandotte Counties, Kans., and Bates, Buchanan, Carroll, Cass, Clay, Clinton, Henry, Jackson, Johnson, Lafayette, Livingston, Platte and Ray Counties, Mo., restricted to shipments having a prior or subsequent movement beyond said points in containers, and further restricted to pickup and delivery services incidental to and in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such shipments, for 180 days. Supporting shipper: Lyon Household Shipping, Division of Lyon Van & Storage Co., 1950 South Vermont Avenue, Los Angeles, CA 90007. 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 135518 TA, filed April 22, 1971. Applicant: QUALITY TRUCKING, INC., 2810 Norton, Everett, WA 98201. Applicant's representative: George R. LaBissoniere, 1424 Washington Boulevard, Seattle, WA 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from Los Angeles, Calif., to Everett, Yakima, Tacoma, and Burlington, Wash.; and (2) *wine*, from points in California to Everett, Yakima, Tacoma, and Burlington, Wash., for 180 days. Supporting shippers: Anacortes Distributing Co., 735 Fairhaven Avenue, Burlington, WA 98233; Anheuser-Busch, Inc., St. Louis, Mo. 63118; Crown Distributing Co., Inc., 2110 Hewitt Avenue, Everett, WA 98201; Crown Distributing Co., 513 South Second Avenue, Yakima, WA 98902; Friendly Distributing, Inc., 2810 Norton, Everett, WA 98201; National Distributing, 621 East 25, Tacoma, WA 98421. Send protests to: E. J. Casey, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 6130 Arcade Building, Seattle, WA 98101.

No. MC 135519 TA, filed April 22, 1971. Applicant: GEORGE B. SAMAC & ANTHONY G. AYALA, a partnership, doing business as QUEEN CITY TRUCKING, 2618 South DeLappe Place, Seattle, WA 98144. Applicant's representative: Joseph O. Earp, 411 Lyon Building, Seattle, WA

98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from Seattle, Wash., and Portland, Oreg., to Spokane, Wash., and points in Idaho and Montana; and (2) *scrap metal and pipe*, from points in Idaho and Montana, to Seattle, Wash., for 180 days. Supporting shippers: Mitsui & Co. (U.S.A.), Inc., 2201 Seattle First National Bank Building, 1001 Fourth Avenue, Seattle, WA 98104; Myers Sales Co., Inc., 3601 Northwest Yeon Avenue, Portland, OR 97210; Myers Sales Co., Inc., 459 Colman Building, Seattle, WA 98104; Northwest Pipe & Steel Inc., 1311 South Tacoma Way, Tacoma, WA 98409; Pacific Iron & Metal Co., 2230 Fourth Avenue South, Seattle, WA 98134; Railway Terminal Co., 5325 28th Avenue NW., Seattle, WA 98107; Stack Steel & Supply Co., 500 South Lander Street, Seattle, WA 98134; Sternoff Metal, 7201 East Marginal Way South, Seattle, WA 98108. Send protests to: E. J. Casey, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 6130 Arcade Building, Seattle, WA 98101.

No. MC 135529 (Sub-No. 1 TA), filed April 26, 1971. Applicant: COOK TRANSPORTS INC., 303 East Orleans Street, Box 153, Paxton, IL 60957. Applicant's representative: William L. Fox (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, liquid fertilizer solutions* (including aqua ammonia solutions and nitrogen fertilizer solutions) in tank type vehicles and *dry fertilizer solutions* in bag and bulk, between points in Illinois and points in Indiana, for 150 days. Supporting shipper: Custom Farm Services Inc., subsidiary of Cities Service Co., 3445 Peachtree Road Northeast, Atlanta, GA 30302. Send protests to: District Supervisor, Robert G. Anderson, Interstate Commerce Commission, Bureau of Operations, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 135535 (Sub-No. 1 TA), filed April 27, 1971. Applicant: EL DORADO TRANSPORTATION, INC., 206 North Concord, Minneapolis, KS 67467. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, KS 66603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Slide-in pickup campers; chassis model campers; mini motor homes and repair parts, and accessories when shipped in combination loads with slide-in campers; chassis model campers, or mini motor homes, also chassis model campers and mini motor homes in drive-away service, and repair parts and accessories, when moving therewith, between the plantsite and/or storage facilities of El Dorado Industries, Inc., at or near Minneapolis, Kans., on the one hand, and, on the other, points and places in the States of*

Alabama, Arkansas, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, Wyoming, and the District of Columbia; also *shipping pallets and/or shipping blocks, chains, boomers, and turnbuckles on return; under contract with Nimrod/El Dorado Industries, Inc., for 150 days. Supporting shipper: El Dorado Division of Nimrod/El Dorado Industries, Inc., Route 3, Post Office Box 266, Minneapolis, KS 67467. Send protests to: Thomas P. O'Hara, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 234 Federal Building, Topeka, KS 66603. Note: Applicant states it does not intend to tack the authority here applied for to other authority which may be granted it, or to interline with other carriers.*

No. MC 135536 TA, filed April 26, 1971. Applicant: MESSIER TRANSPORT (MARIEVILLE) INC., 132 Ruisseau St-Louis, Marieville, PQ Canada. Applicant's representative: Adrien R. Paquette, 200, Rue St-Jacques, Suite 1010, Montreal 126, PQ Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Nails, wire, bolts, wire-mesh, and wire rods*, from ports of entry between the United States and Canada in the States of Maine, New Hampshire, Vermont, and New York, to points in Maine, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, and New Jersey, and *return with refused merchandise*, for 180 days. Supporting shipper: Sivaco Wire and Nail Co., Marieville, PQ Canada. Send protests to: Martin P. Monaghan, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 52 State Street, Room 5, Montpelier, VT 05602.

No. MC 135537 TA, filed April 26, 1971. Applicant: METRO HEAVY HAULING, INC., 19060 Frazer Road, Kent, WA 98031. Applicant's representative: George R. LaBissoniere, 1424 Washington Building, Seattle, WA 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Steel rods, rebar, wire mesh, and tie wire*, from Seattle, Wash., to the site of the Portland Gas & Electric Co., at or near St. Helens, Oreg., for 180 days. Supporting shipper: Tri-M Erectors, Inc., 22650 85th Place, South Kent, WA 98031. Send protests to: E. J. Casey, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 6130 Arcade Building, Seattle, Wash. 98101.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-6419 Filed 5-6-71; 8:49 am]

CUMULATIVE LIST OF PARTS AFFECTED—MAY

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during May.

3 CFR	Page	14 CFR—Continued	Page	24 CFR—Continued	Page			
PROCLAMATION:								
4049	8289	PROPOSED RULES—Continued		235	8212			
5 CFR								
213	8235, 8501	25	8383	242	8212			
7 CFR								
19	8433	27	8383	810	8212			
51	8502	29	8383	1000	8212			
354	8235	33	8383	1100	8212			
724	8291, 8503	71	8263, 8316-8319, 8405, 8524, 8525	Ch. III	8213			
751	8505	75	8264, 8406	1914	8233			
907	8291	PROPOSED RULES:						
908	8361, 8441	1913				8453		
910	8236, 8291	25 CFR						
911	8236	41						8366
1015	8361	PROPOSED RULES:						
1421	8291, 8362	161						8520
1430	8237	29 CFR						
PROPOSED RULES:								
730	8261	1518						8311
911	8520	PROPOSED RULES:						
915	8522	1903						8376
929	8453	30 CFR						
966	8262	PROPOSED RULES:						
980	8262	75						8453
1036	8524	32 CFR						
1136	8376	812						8258
8 CFR								
204	8294	1001						8258
234	8294	1007						8259
238	8294	1030						8259
299	8295, 8505	33 CFR						
499	8505	3						8211
9 CFR								
76	8362, 8363, 8507	PROPOSED RULES:						
97	8238	117						8382
10 CFR								
PROPOSED RULES:								
2	8379	36 CFR						
140	8454	326						8441
12 CFR								
201	8441	38 CFR						
545	8507	3						8445
703	8508	39 CFR						
14 CFR								
39	8209, 8306, 8307, 8509	124						8372
71	8209, 8210, 8307, 8308, 8363-8365, 8509, 8510	41 CFR						
73	8210, 8510	5A-73						8374
75	8210, 8308	5B-12						8510
95	8308	15-1						8447
287	8311	101-20						8295
PROPOSED RULES:								
1	8383	101-26						8295
21	8383	43 CFR						
23	8383, 8398	PUBLIC LAND ORDERS:						
2721 (revoked in part by PLO 5050)						8450		
5024 (corrected by PLO 5051)						8450		
5029 (corrected by PLO 5049)						8450		
5049						8450		
5050						8450		
5051						8450		

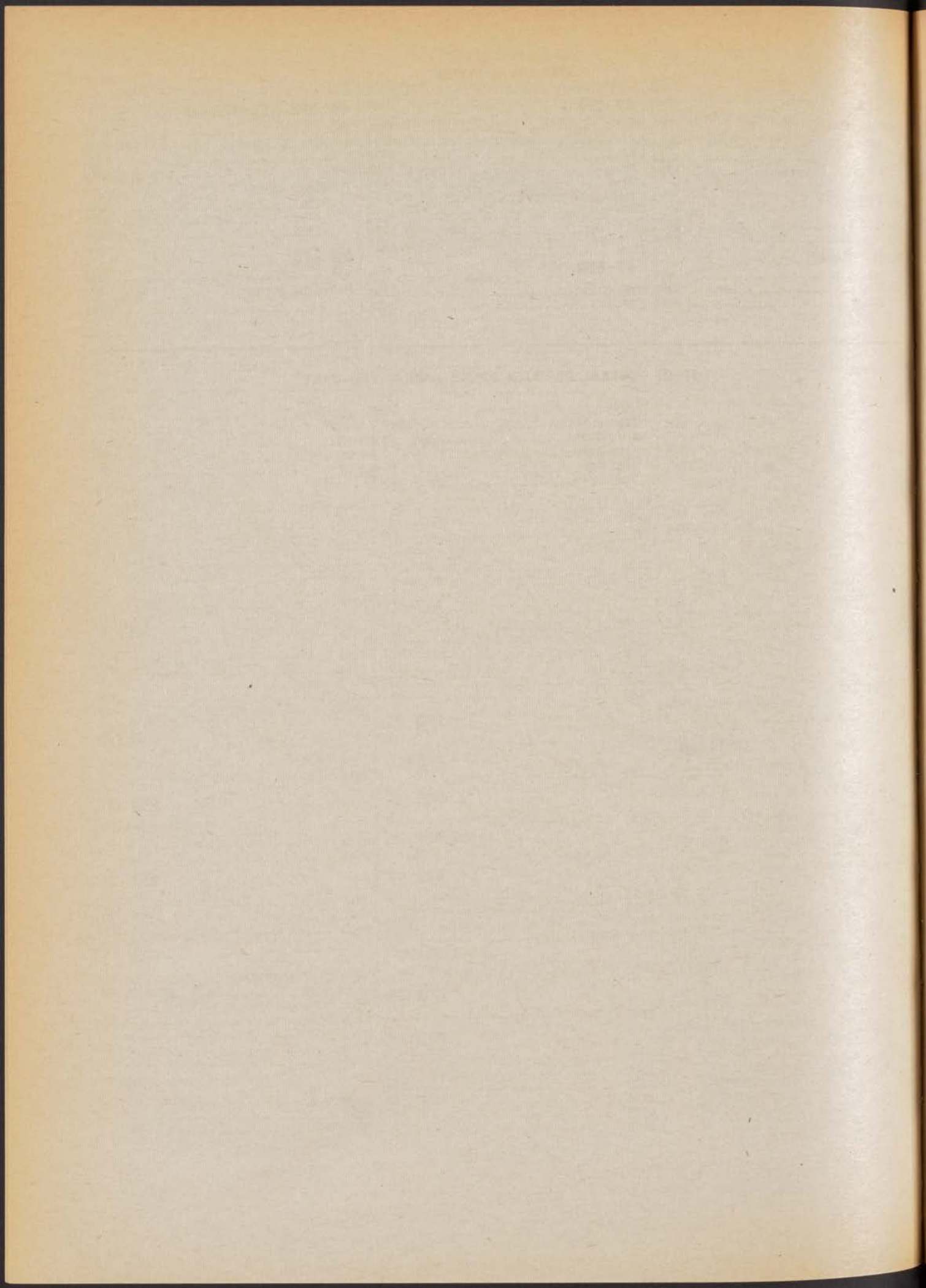
FEDERAL REGISTER

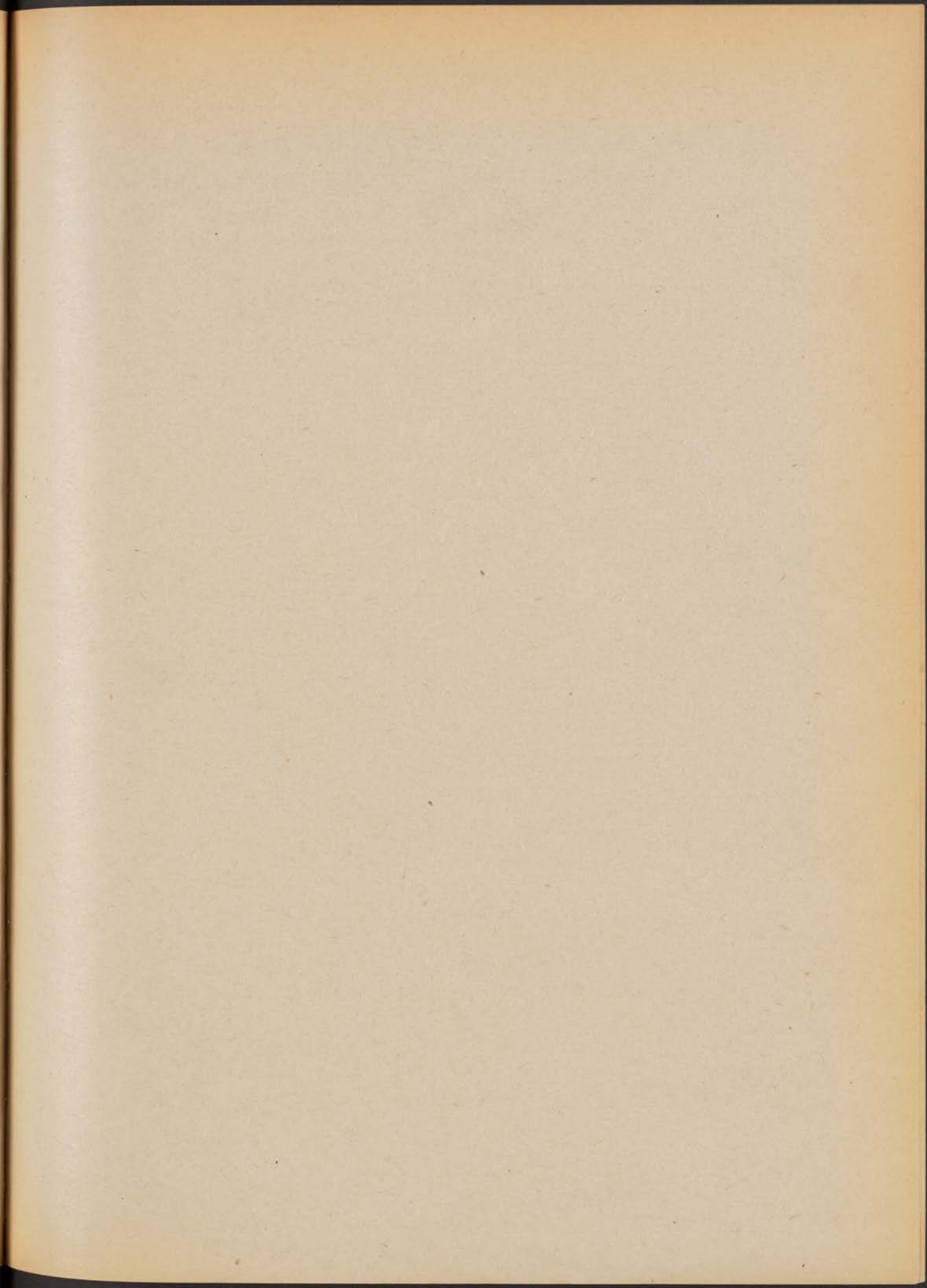
8543

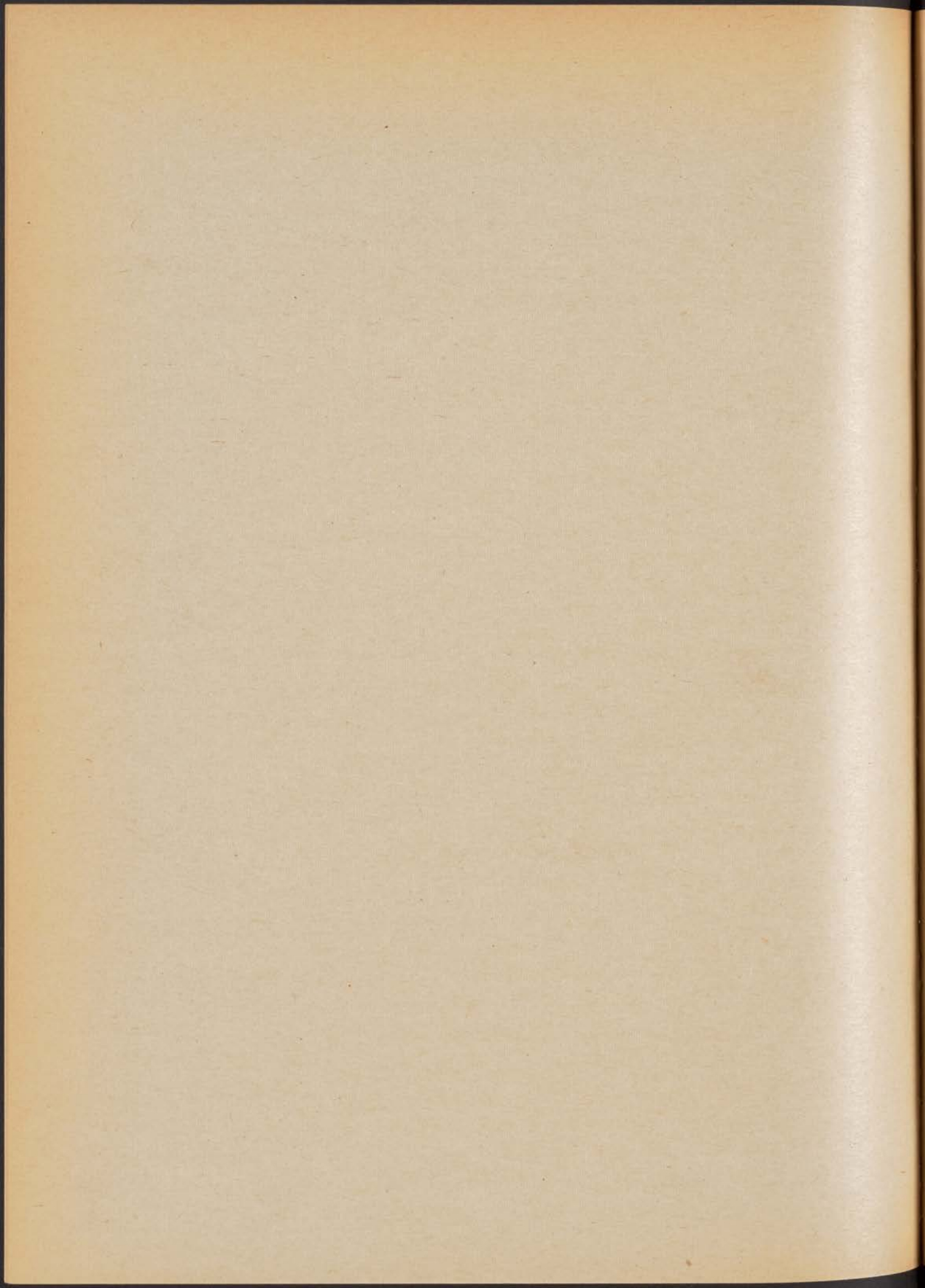
45 CFR	Page	47 CFR	Page	49 CFR—Continued	Page
PROPOSED RULES:		0.....	8450	392.....	8452
116.....	8316	31.....	8374	571.....	8296, 8298
132.....	8316	33.....	8374	1124.....	8211
906.....	8511	64.....	8450	1033.....	8306
		73.....	8451	PROPOSED RULES:	
46 CFR		PROPOSED RULES:		173.....	8329
309.....	8511	1.....	8382	179.....	8329
542.....	8259	73.....	8382, 8455, 8456	1123.....	8327
		74.....	8382, 8457	50 CFR	
PROPOSED RULES:		49 CFR		280.....	8515
503.....	8460	195.....	8296	PROPOSED RULES:	
510.....	8460	391.....	8452	80.....	8261
543.....	8460				

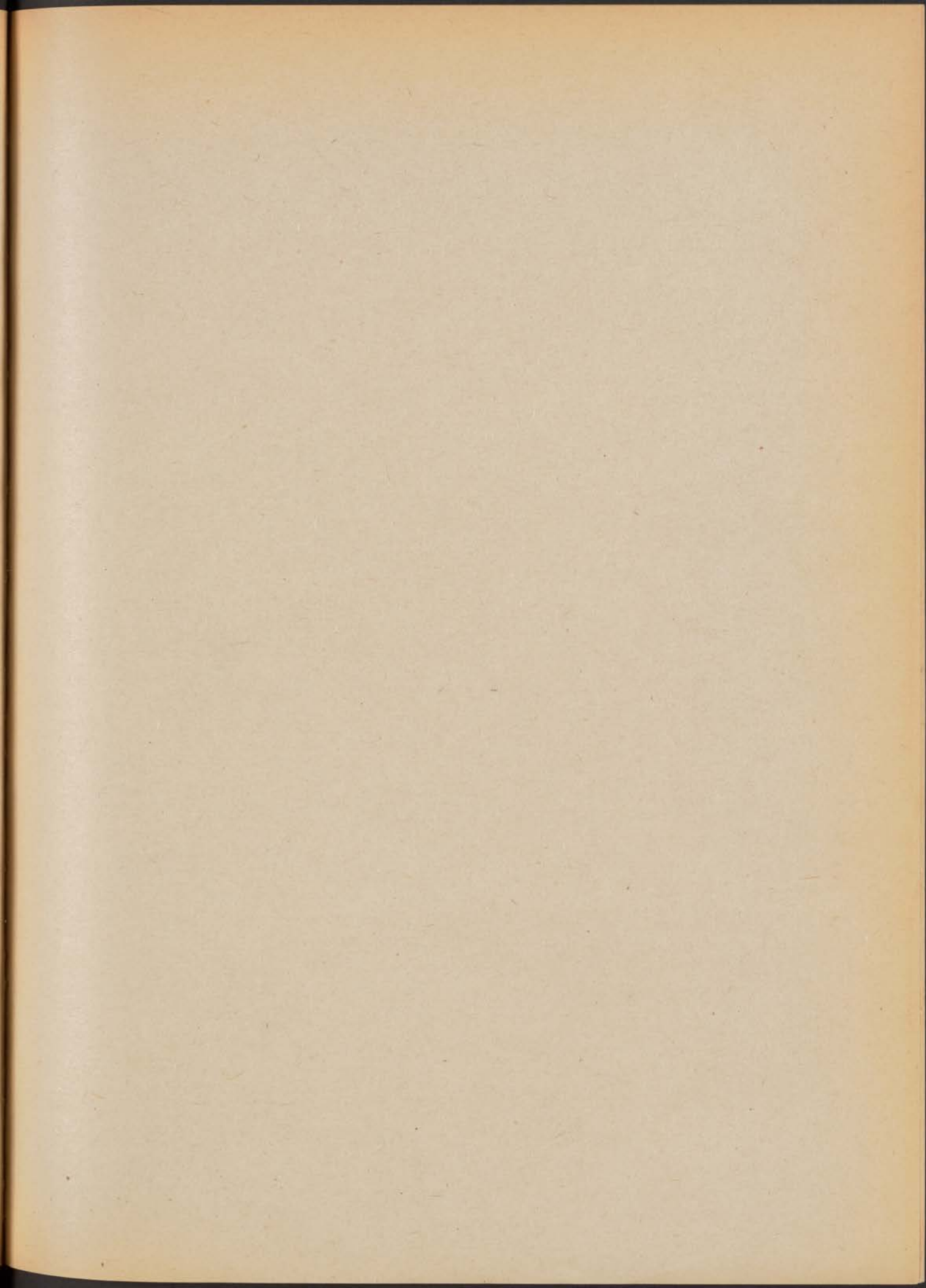
LIST OF FEDERAL REGISTER PAGES AND DATES—MAY

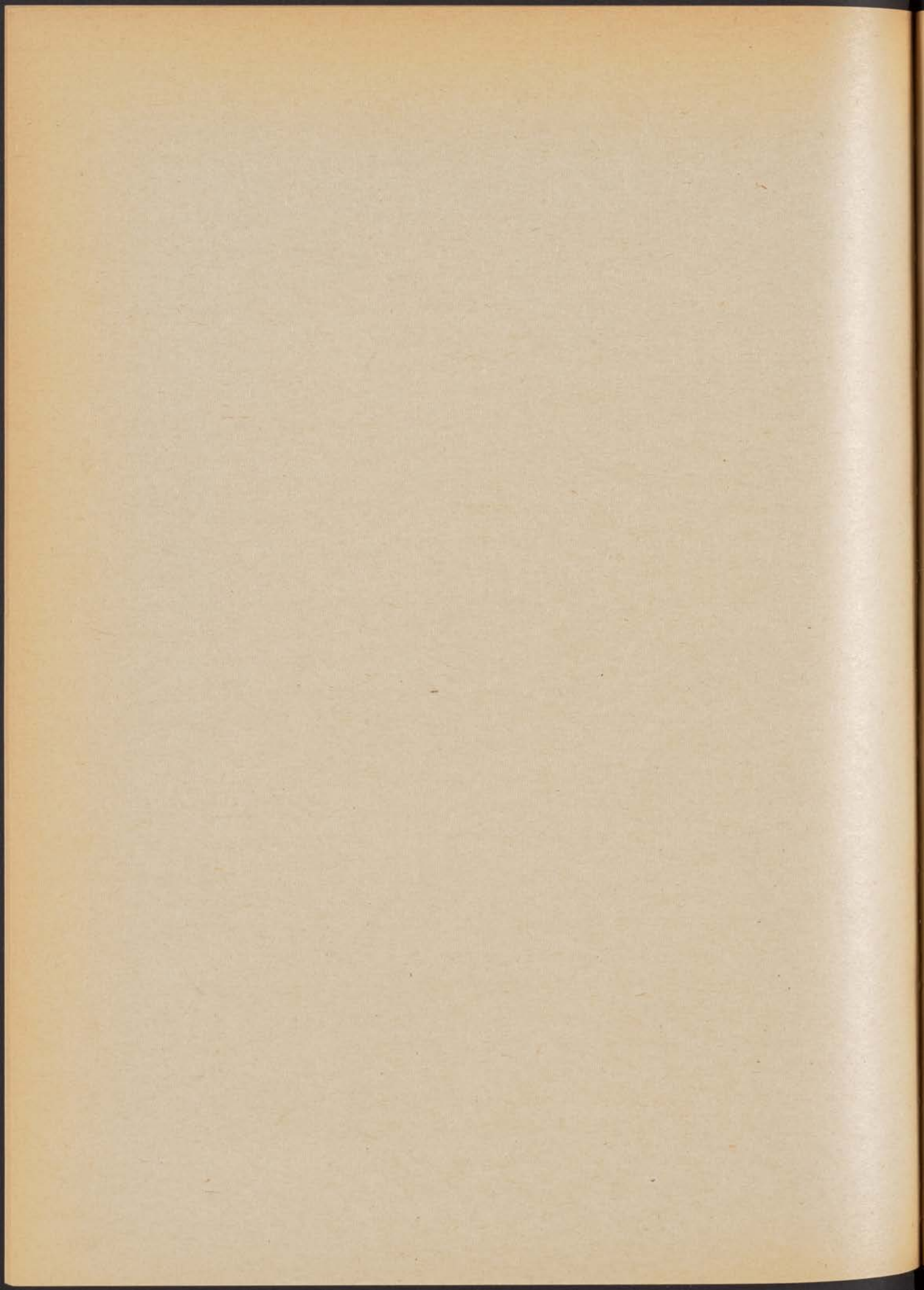
<i>Pages</i>	<i>Date</i>
8203-8281.....	May 1
8283-8354.....	4
8355-8426.....	5
8427-8494.....	6
8495-8543.....	7









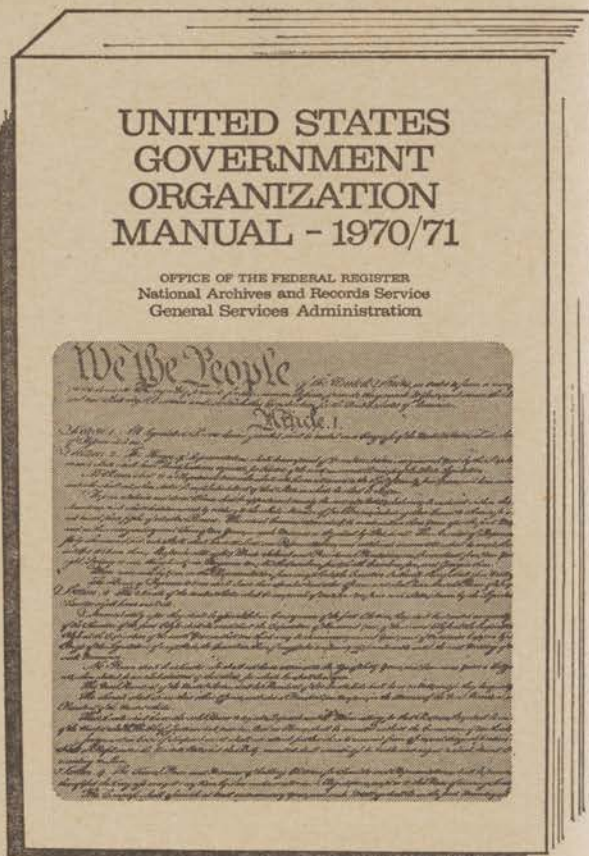


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UNITED STATES GOVERNMENT ORGANIZATION MANUAL 1970/71

presents essential information about Government agencies (updated and republished annually). Describes the creation and authority, organization, and functions of the agencies in the legislative, judicial, and executive branches. This handbook is an indispensable reference tool for teachers, students, librarians, researchers, businessmen, and lawyers who need current official information about the U.S. Government. The United States Government Organization Manual is the official guide to the functions of the Federal Government, published by the Office of the Federal Register, GSA.



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