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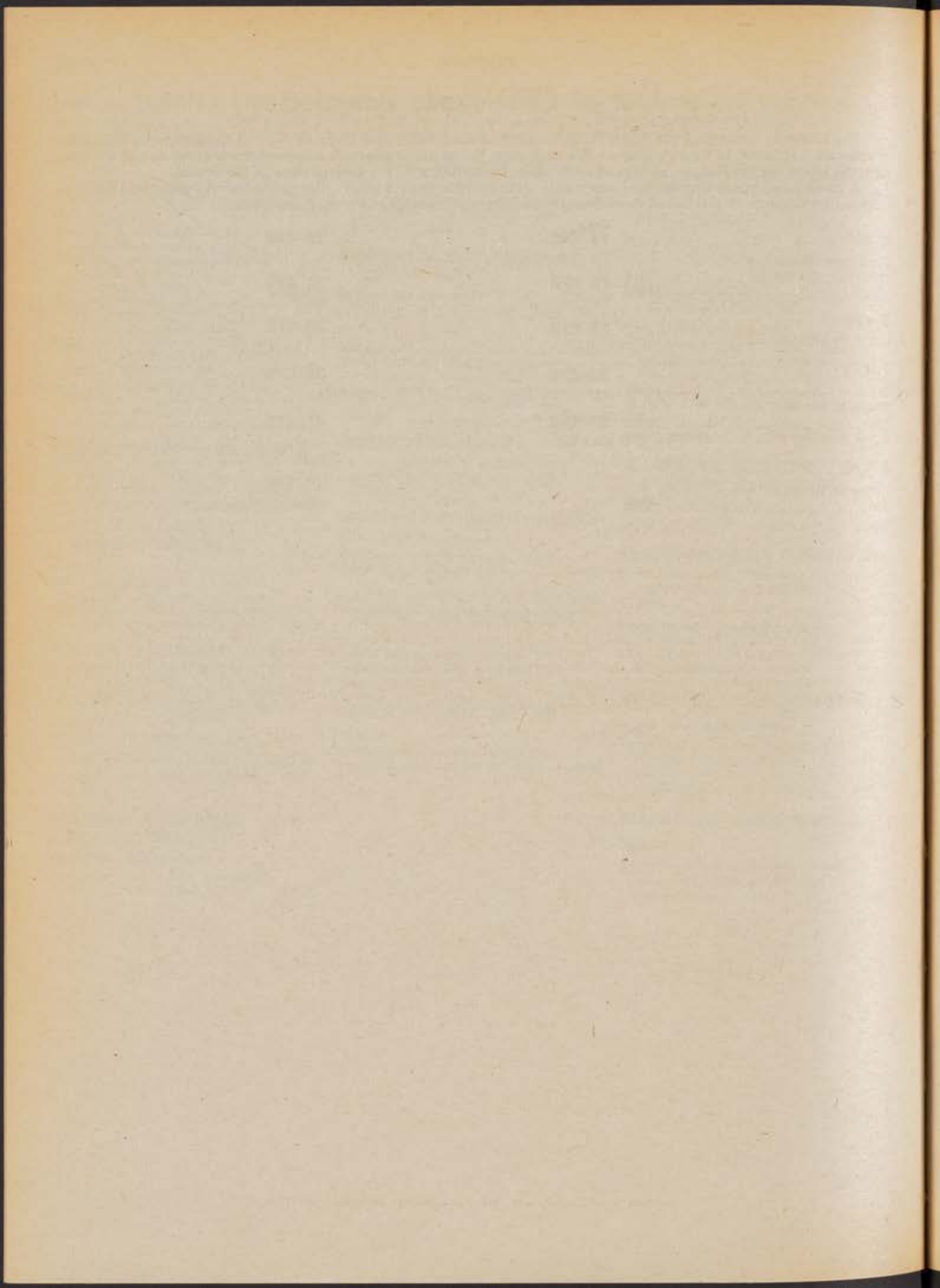
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List of CFR Parts Affected

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.

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Title 3—The President

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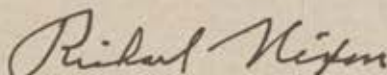
Exemption of Rose A. Conway From Mandatory Retirement

Rose A. Conway, the personal secretary of former President Truman, is subject to mandatory retirement in September, 1972, unless specifically exempted from the provisions of the civil service retirement law.

In my judgment, the public interest would be well served if Miss Conway were indefinitely exempted from mandatory retirement. She is not only invaluable in coordinating the staff of Mr. Truman, but her close knowledge of Mr. Truman's activities over many years provides a continuity which should be maintained. Miss Conway's contributions to this Nation have been in the highest traditions of the civil service.

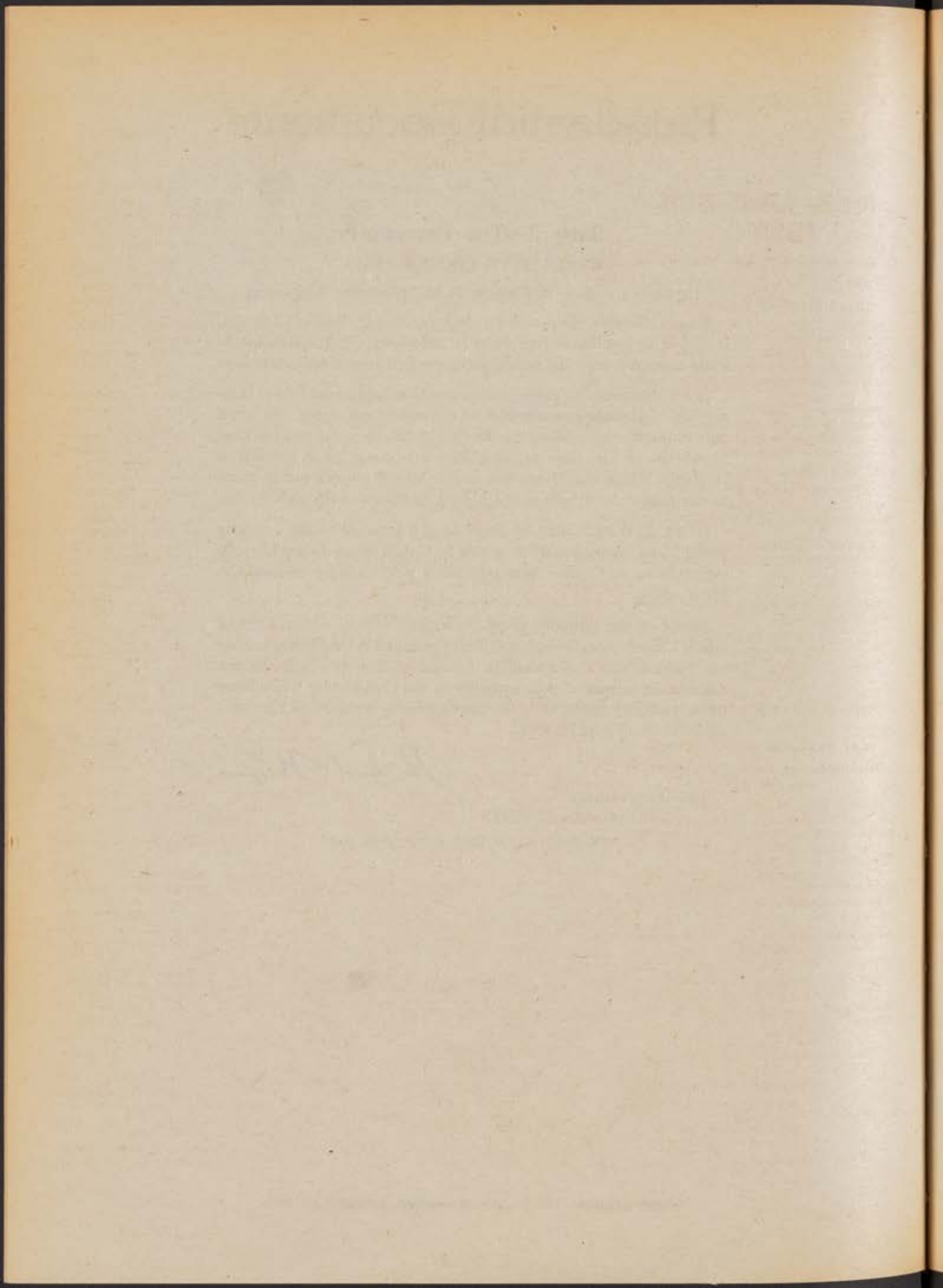
NOW, THEREFORE, by virtue of and pursuant to the authority vested in me by section 8335 of title 5, United States Code, I hereby exempt Rose A. Conway from mandatory retirement for an indefinite period of time.

Except as the authority vested in the President by section 8335 of title 5, United States Code, is specifically exercised in this Order, nothing contained in this Order shall be deemed to limit or restrict in any manner the exercise of such authority by the Civil Service Commission under authority delegated to the Commission by section 1 of Executive Order 11228 of June 14, 1965.



THE WHITE HOUSE,
September 22, 1971.

[FR Doc.71-14200 Filed 9-22-71;3:58 pm]



Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Department of the Interior

Section 213.3312 is amended to show that the positions of the Special Assistant and the Confidential Assistant to the Assistant Secretary for Management and Budget are excepted under schedule C.

Effective on publication in the FEDERAL REGISTER (9-24-71), subparagraphs (30) and (31) are added to paragraph (a) of § 213.3312 as set out below.

§ 213.3312 Department of the Interior.

(a) *Office of the Secretary.* * * *

(30) One Special Assistant to the Assistant Secretary for Management and Budget.

(31) One Confidential Assistant to the Assistant Secretary for Management and Budget.

(5 U.S.C. secs. 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. 71-14127 Filed 9-23-71; 8:49 am]

PART 213—EXCEPTED SERVICE

Department of Health, Education, and Welfare

Section 213.3316 is amended to show that one position of Confidential Assistant to the Deputy Commissioner for External Affairs, Office of Education, is excepted under schedule C.

Effective on publication in the FEDERAL REGISTER (9-24-71), subparagraph (11) is added to paragraph (c) of § 213.3316 as set out below.

§ 213.3316 Department of Health, Education, and Welfare.

(c) *Office of Education.* * * *

(11) One Confidential Assistant to the Deputy Commissioner for External Affairs.

(5 U.S.C. secs. 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. 71-14128 Filed 9-23-71; 8:49 am]

PART 213—EXCEPTED SERVICE

Action

Section 213.3359 is amended to show that one position of chauffeur to the Director of Action is excepted under schedule C.

Effective on publication in the FEDERAL REGISTER (9-24-71), paragraph (b) is added to § 213.3359 as set out below.

§ 213.3359 Action.

(b) One chauffeur to the Director of Action.

(5 U.S.C. secs. 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. 71-14128 Filed 9-23-71; 8:49 am]

Title 7—AGRICULTURE

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

SUBCHAPTER A—AGRICULTURAL CONSERVATION PROGRAMS

PART 701—NATIONAL RURAL ENVIRONMENTAL ASSISTANCE PROGRAM FOR 1971 AND SUBSEQUENT YEARS

Correction

In F.R. Doc. 71-13390 appearing at page 18289 in the issue for Saturday, September 11, 1971, the following changes should be made:

1. In § 701.55 the word "which" in the seventh line should read "that".
2. Paragraph (e) of § 701.71 should read as follows:

(e) *Practice A-7.* Establishing a stand of trees or shrubs for soil protection, forestry purposes, or environmental improvement but not for ornamental purposes.

Title 12—BANKS AND BANKING

Chapter II—Federal Reserve System

SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

[Reg. Y]

PART 222—BANK HOLDING COMPANIES

Control of a Bank or Other Company

By notice of proposed rule making published in the FEDERAL REGISTER on

July 9, 1971 (36 F.R. 12915), the Board of Governors proposed to implement its regulatory authority under sections 2 and 5 of the Bank Holding Company Act by establishing a series of presumptions regarding control of a bank or other company, based on the Board's 15 years of experience in administering the Act.

Upon consideration of the comments received, the Board has decided that the proposed presumptions, with certain exceptions, should be adopted.

The proposed exemptions that have not been included in the regulation as adopted will serve as some of the guidelines to the Reserve Banks as indicia of control that may require investigation. Specifically, the Reserve Banks will make appropriate inquiry into situations where a company controls at least 10 percent of the shares of each of two banks or 5 percent of each of three or more banks, and whenever a partnership has significant interests in a bank or bank holding company. They will also investigate where a bank makes loans secured by bank stock at terms more favorable to the borrower than should be expected in the circumstances.

Where a company owns 5 percent or more of a bank or other company, the Reserve Banks will investigate to determine whether it has been instrumental in the following: hiring or firing a person or persons; establishing policies or places for branches; establishing hours of business; deciding on rates, terms, or acceptance of loans or deposits; following uniform advertising practices or using a common telephone system; or in any other respects directing the activities of management or establishing the policies of the bank or company.

To implement its decision in this matter, § 222.2 of Regulation Y is amended to read as follows:

§ 222.2 Determinations regarding control.

(a) *Conclusive presumptions of control.* Conclusive presumptions that a company controls a bank or other company are established by section 2(a)(2) (A) and (B) and by section 2(g)(1) and (2) of the Act. In addition, the Board has determined that, whenever the transferability of 25 percent or more of any class of voting securities of a company is conditioned in any manner, whether pursuant to an agreement, by-law, article of incorporation, or otherwise, upon the transfer of 25 percent or more of any class of voting securities of another company, the holders of the securities affected by the condition (that is, those who hold both the securities whose transferability is so conditioned and the securities whose transfer can be required to satisfy the condition) constitute, in their capacity as such, a "company" for the purposes of the Act unless

one of the issuers of such securities is a subsidiary of the other and is so identified in an order of the Board or in a registration statement or report accepted by the Board under the Act.

(b) *Rebuttable presumptions of control.* A rebuttable presumption that a company controls a bank or other company is established by section 2(g)(3) of the Act. In addition, the Board has established, for use in proceedings instituted in accordance with the procedures of paragraph (c) of this section, the following rebuttable presumptions:

(1) A company that owns, controls, or has power to vote more than 5 percent of any class of voting securities of a bank or other company (except where such securities are held in a fiduciary capacity and the company does not have sole discretionary authority to exercise the voting rights) presumably controls that bank or other company if (i) one or more of the company's directors, trustees, or partners, or officers or employees with policymaking functions serves in any of these capacities with the bank or other company, and (ii) no other person owns, controls, or has power to vote as much as 5 percent of any class of voting securities of that bank or other company.

(2) A company that owns, controls, or has power to vote more than 5 percent of any class of voting securities of a bank or other company (except where such securities are held in a fiduciary capacity and the company does not have sole discretionary authority to exercise the voting rights) presumably controls that bank or other company if additional voting securities are owned, controlled, or held with power to vote by individuals (or members of their immediate families as defined in § 206.2(k) of this chapter (Regulation F)) who are directors, officers, trustees, or partners of the company (or own, directly or indirectly, 25 percent or more of any class of voting securities of the company) and, together with the company's securities, aggregate 25 percent or more of any class of voting securities of that bank or other company.

(3) A company that enters into any agreement or understanding with a bank or other company (other than an investment advisory agreement), such as a management contract, pursuant to which the company or any of its subsidiaries exercises significant influence with respect to the general management or overall operations of the bank or other company presumably controls such bank or other company.

(4) A company that enters into any agreement or understanding under which the rights of a holder of voting securities of a bank or other company are restricted in any manner presumably controls the shares involved, unless the agreement or understanding (i) is a mutual agreement among shareholders granting to each other a right of first refusal with respect to their shares, or (ii) is incident to a bona fide loan transaction, or (iii) relates to restrictions on transferability and continues only for such time as may reasonably

be necessary to obtain approval from a Federal bank supervisory authority with respect to acquisition by the company of such securities.

(5) A company that owns directly or indirectly securities that are immediately convertible at the option of the holder or owner thereof into voting securities presumably owns or controls the voting securities.

(c) *Procedures for determining control.* (1) In any case in which a presumption established by paragraph (b) of this section applies, or in any other case where it appears to the Board that a company exercises a controlling influence over the management or policies of a bank or other company, and the company has not complied with the provisions of the Act, the Board may inform the company that a preliminary determination of control has been made on the basis of the facts summarized in the communication. Such company shall within 30 days (or such longer period of time as may be permitted by the Board) (i) indicate to the Board its willingness to terminate the control relationship and to furnish promptly its specific plan to do so; or (ii) state that it will promptly seek Board approval to retain the control relationship, or, if the control relationship has existed continuously since prior to December 31, 1970 (in a manner not covered by section 2(a)(2)(A) or (B)), that it will register as a bank holding company or, if already a holding company, report the bank or other company as a subsidiary, or otherwise comply with the applicable provisions of the Act; or (iii) set forth such facts and circumstances as may support its contention that there is not a control relationship.

(2) A company may request a hearing to contest the Board's preliminary determination of control. In the event a hearing is held, any applicable presumptions established by paragraph (b) of this section shall be considered in the usual manner in accordance with the rules of evidence, and the Board will by order, on the basis of the record of the hearing, decide the issues involved and direct such action as may be necessary or appropriate in the circumstances. In the event no hearing is held, but the preliminary determination of control is contested, the Board will decide the matter on the basis of the evidence available to it, relying on the presumptions established in paragraph (b) of this section, and will by order direct such action as may be necessary or appropriate in the circumstances.

Effective date: September 21, 1971. The effective date was not deferred because the amendments, with one known exception, do not require action by any person until the Board informs that person that it has made a preliminary determination of control. The exception is with respect to a company that has filed written materials regarding its situation, and the amendments reflect the Board's decision on the matter. In these circumstances, the Board found that deferral of the effective date would serve no useful purpose.

To avoid unnecessary repetition of statutory provisions in its regulation, the Board has deleted § 222.3 (c) and (d). Such action is also effective September 21, 1971.

By order of the Board of Governors,
September 10, 1971.

[SEAL]

TYNAN SMITH,
Secretary.

[FR Doc. 71-14084 Filed 9-23-71; 8:46 am]

[Reg. Y]

PART 222—BANK HOLDING COMPANIES

Foreign Activities of Domestic Holding Companies

By notice of proposed rule making published in the FEDERAL REGISTER on June 23, 1971 (36 F.R. 11944), the Board of Governors proposed to implement its regulatory authority under section 4(c)(13) of the Bank Holding Company Act to permit bank holding companies, under certain conditions, to invest in companies that do no business in the United States except as an incident to their international or foreign business and the shares of which are eligible for investment by Edge Act corporations.

Following consideration of the comments received, the Board has determined that it would be consistent with the purposes of the Act and in the public interest to permit bank holding companies to acquire ownership or control of the shares of companies in which Edge Act corporations may invest, if such acquisitions are made with the Board's consent under procedures similar to those presently governing investments by Edge Act corporations.

Under this approach, the standards of section 25(a) of the Federal Reserve Act would govern the kinds of activities in which holding companies may engage on the basis of section 4(c)(13) of the Bank Holding Company Act. The Board has interpreted section 25(a) to authorize companies organized thereunder to engage in international or foreign banking, other international or foreign financing activities, and activities that are incidental thereto or, in the Board's judgment, are usual in the business of banking in the foreign countries where the activities are conducted. Such companies may not, however, engage in the business of underwriting, selling or distributing securities in the United States or trade in commodities. In practice, companies organized under section 25(a) have generally been permitted to have minority noncontrolling investments in any companies that do no business in the United States except as an incident to their international or foreign business when the size of the investment is proportionate to a proper financing activity, but otherwise to invest only in companies that limit their activities to the kinds of activities in which companies organized under section 25(a) may themselves engage.

Under this approach, limitations applicable to Edge Act corporations governing the extent to which and the manner in which they may conduct their permissible activities are generally inapplicable to activities conducted on the basis of section 4(c) (13). Such limitations include minimum capitalization requirements, capital and surplus limitations on investments, approval requirements respecting issuance abroad of debentures, bonds or notes, and limitations and restrictions respecting acceptance liabilities, liabilities of one borrower, and aggregate liabilities.

The Board nevertheless retains authority to impose conditions regarding the operations of foreign subsidiaries of domestic bank holding companies similar to those conditions that it deems prudent to impose upon Edge Act corporations and their foreign subsidiaries. Bank holding company subsidiaries engaged in foreign activities would, in any case, specifically be required to obtain the Board's approval for the establishment of branches or agencies in the United States or of banking branch offices in any foreign country new to their operations and for the issuance in the United States of any debentures, bonds, promissory notes, or similar obligations, other than instruments or obligations due within 1 year.

As a matter of policy, the Board considers that, in general, bank holding companies seeking to engage in foreign banking activities that involve the receipt of deposits in the United States should do so through Edge Act corporations or Agreement corporations.

To implement its determination, the Board has amended § 222.4 of its Regulation Y by adding paragraph (f) to read as follows:

§ 222.4 Nonbanking activities.

(f) *Foreign activities of domestic holding companies.* (1) Any bank holding company may, with the consent of the Board, own or control voting shares of any company in which a company organized under section 25(a) of the Federal Reserve Act (12 U.S.C. 611-631) may invest other than a company that accepts deposits or similar credit balances in the United States.

(2) The procedures governing the Board's consent shall be the same as those set forth in § 211.8 of this chapter (Regulation K). In addition, the Board grants its general consent for any bank holding company to acquire from any of its subsidiaries any shares the subsidiary holds with the consent of the Board pursuant to Parts 211 or 213 of this chapter (Regulations K and M). The Board may at any time, upon notice, suspend the general consent procedures with respect to any bank holding company or with respect to the acquisition of shares of companies engaged in particular kinds of activities.

(3) It shall be a condition to the Board's specific consent to the continued holding of voting shares of any subsidiary of a bank holding company which are acquired or held on the basis of an

exemption under section 4(c) (13) of the Act that the subsidiary may take the following actions only with prior Board approval: (a) Establish branch offices or agencies in the United States or to engage in receiving deposits in any foreign country (other than a foreign country in which it already has such an activity with the Board's approval) or (b) issue in the United States any debentures, bonds, promissory notes, or similar obligations, other than instruments or obligations due within 1 year.

(4) A bank holding company shall inform the Board, through its Federal Reserve Bank within 30 days after the close of each semiannual period, of all shares acquired or disposed of during that period that are or were held under the authority of this subparagraph. With respect to any acquisition, such information shall (unless previously furnished) include brief descriptions of the business of the companies whose shares were acquired.

Effective date: September 21, 1971. The effect of the amendment is to relieve a restriction in an area related to one in which the Board has exercised regulatory authority for decades. Accordingly, deferral of the effective date would serve no useful purpose.

By order of the Board of Governors, September 9, 1971.

[SEAL]

TYNAN SMITH,
Secretary.

[FR Doc.71-14085 Filed 9-23-71;8:46 am]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

SUBCHAPTER D—APPROVED FORMS, FEDERAL POWER ACT

[Docket No. R-415; Order 438]

PART 141—STATEMENTS AND REPORTS (SCHEDULES)

Addition of New FPC Weekly Fuel Emergency Report Forms; Coal and Oil

SEPTEMBER 17, 1971.

By notice issued March 23, 1971 (36 F.R. March 27, 1971), the Commission proposed to amend Part 141—Statements and Reports (Schedules) in Subchapter D—Approved Forms, Federal Power Act, Chapter I, Title 18 of the Code of Federal Regulations, by adding a new § 141.60 prescribing new Weekly Fuel Emergency Report Forms Nos. 237A (Coal) and 237B (Oil).

The stated objective of the rule making was to require all electric utilities or suppliers whether investor owned, publicly owned or cooperatively owned to submit the proposed Weekly Fuel Emergency Reports whenever the utility, in the proper exercise of due diligence, shall determine that its fuel supplies are threatened or fall below a level which is

necessary to assure reliability of service.

Nine interested parties filed comments, none of which contained any issues not previously considered in our original proposal or which having now been examined requires modification of that proposal. None of the commenting parties requested a conference be held. The amendment and forms will, therefore, be adopted as proposed in the notice.

The Commission finds:

(1) The notice and opportunity to participate in this rule making proceeding with respect to the matters presently before this Commission through the submission in writing of data, views, comments, and suggestions are consistent and in accordance with the procedural requirements prescribed by 5 U.S.C. 553.

(2) In view of the purpose, intent, and effect of the amendment herein ordered, good cause exists for making it effective upon issuance of this order.

(3) Amendment of the Regulations of Federal Power Commission and promulgation of Forms Nos. 237A and 237B, as hereinafter provided, are necessary and appropriate for carrying out the provisions of the Federal Power Act.

The Commission acting pursuant to the authority granted by the Federal Power Act, as amended, particularly sections 202, 301, 304(a), 309, and 311 (49 Stat. 848, 849, 854, 855, 856, 858, 859; 67 Stat. 461; 16 U.S.C. 824a, 825, 825(a), 825h, 825(j) orders:

(A) Part 141—Statements and Reports (Schedules) in Subchapter D—Approved Forms, Federal Power Act, Chapter I, Title 18 of the Code of Federal Regulations is amended by adding new § 141.60 as follows:

§ 141.60 Form No. 237A (Coal) and Form No. 237B (Oil) Weekly Fuel Emergency Report.

These forms are designed to obtain information on a weekly basis from electric utilities or suppliers whether investor owned, publicly owned or cooperatively owned facing fuel emergencies. The report must be filed in the first instance whenever a utility shall determine in the exercise of due diligence that an emergency exists and must be filed weekly thereafter until the emergency terminates. A fuel emergency exists when supplies of fuels for generation are at a level which threatens projected operations or reliability of electric service.

Form 237A pertains to situations where coal is the principal fuel. Form 237B pertains to oil as a principal fuel.

(B) FPC Forms Nos. 237A (Coal) and 237B (Oil) as set out in Attachment A to this order are hereby adopted.

(C) The amendment and forms adopted herein shall be effective upon issuance of this order.

The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL]

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-14079 Filed 9-23-71;8:45 am]

¹ Filed as part of original document.

Title 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Administration, Department of Health, Education, and Welfare

[Regs. 22, further amended]

PART 422—ORGANIZATION AND PROCEDURES

Subpart C—Procedures of the Bureau of Hearings and Appeals

Subpart E—Availability of Information and Records to the Public

HEARINGS AND REVIEW—MATERIALS AVAILABLE TO THE PUBLIC

On June 4, 1971, there was published in the FEDERAL REGISTER (36 F.R. 10880) a notice of proposed rule making with proposed amendments to Subparts C and E of Regulations No. 22. The proposed amendments (1) expand and clarify the provisions relating to the procedures on hearings and appeals with respect to determinations under the Medicare program, (2) reflect that rights to hearings and appeals are applicable to determinations under the Black Lung benefit provisions of the Federal Coal Mine Health and Safety Act of 1969, and (3) add additional manuals and instructions to the list of materials which are available to the public for inspection and copying. Interested persons were given the opportunity to submit within 30 days, data, views, or arguments with regard to the proposed amendments. The 30-day period has passed and no comments have been received. Accordingly, the amendments, as proposed, are adopted without change except that additional items have been added to the list in paragraphs (6) and (7) of § 422.430(b) of health insurance materials which are available for inspection and copying.

(Secs. 205, 1102, 1869, and 1871, 53 Stat. 1368, as amended, 49 Stat. 647, as amended, 79 Stat. 330, 331; sec. 5 of Reorganization Plan No. 1 of 1953, 67 Stat. 18, 631; 42 U.S.C. 405, 1302, and 1395hh; 5 U.S.C. 552. Sec. 422.203(a) of the regulations is also issued under sec. 413 (b) of title IV of the Federal Coal Mine Health and Safety Act of 1969, 83 Stat. 794; 30 U.S.C. 923(b).)

Effective date. These amendments shall be effective upon publication in the FEDERAL REGISTER (9-24-71).

Dated: September 1, 1971.

ROBERT M. BALL,
Commissioner of Social Security.

Approved: September 19, 1971.

ELLIOT L. RICHARDSON,
Secretary of Health,
Education, and Welfare.

Regulations No. 22 of the Social Security Administration are amended as set forth below.

1. Subpart C is amended by revising §§ 422.201, 422.203, and 422.205 to read as follows:

§ 422.201 Material included in this subpart.

This subpart describes in general the procedures relating to hearings before a hearing examiner of the Bureau of Hearings and Appeals, review by the Appeals Council of the hearing examiner's decision or dismissal, and court review. It also describes the procedures for requesting such hearing or Appeals Council review, and for instituting a civil action for court review. For regulations relating to hearings under Part B of title XVIII where an individual enrolled under the supplementary medical insurance plan is dissatisfied with the carrier's determination denying a request for payment, or with the amount of payment, or when he believes that the request for payment is not being acted upon with reasonable promptness, see Subpart H of Part 405 of this chapter.

§ 422.203 Hearing before hearing examiner.

(a) *Right to request a hearing.* (1) After (i) a reconsidered or a revised determination of a claim for benefits or any other right under title II of the Social Security Act, or (ii) a reconsidered or a revised determination as to entitlement to benefits under Part A or Part B of title XVIII of the Act, or (where the amount in controversy is \$100 or more) as to the amount of benefits under Part A of such title XVIII, any party to such a determination may, pursuant to section 205, 221, or 1869 of the Act, as applicable, file a written request for a hearing on the determination. After a reconsidered determination of a claim for benefits under Part B of title IV (Black Lung benefits) of the Federal Coal Mine Health and Safety Act of 1969 (30 U.S.C. 921-924) a party to the determination may file a written request for a hearing on the determination.

(2) After (i) a reconsidered or revised determination that an institution, facility, agency, or clinic does not qualify as a provider of services, or (ii) a determination terminating an agreement with a provider of services, such institution, facility, agency, or clinic may, pursuant to section 1869 of the Act, file a written request for a hearing on the determination. After a reconsidered or revised determination that an independent laboratory or supplier of portable X-ray services does not meet the conditions for coverage of its services or a determination that it no longer meets such conditions has been made, such laboratory or supplier may, pursuant to § 405.1530 of this chapter, file a written request for a hearing on the determination. (For hearing rights of laboratories and suppliers of portable X-ray services, see § 405.1501(c).)

(b) *Request for hearing.* A request for a hearing under paragraph (a) of this section may be made on Form HA-501, "Request for Hearing," or by any other writing requesting a hearing. The request shall be filed at an office of the Social Security Administration, usually a district office or a branch office, or at the

Veterans' Administration Regional Office in the Philippines, or with a hearing examiner or the Appeals Council. A qualified railroad retirement beneficiary may, if he prefers, file a request for a hearing under Part A of title XVIII with the Railroad Retirement Board. Form HA-501 may be obtained from any social security district office or branch office, from the Bureau of Hearings and Appeals, Social Security Administration, Washington, D.C. 20203, or from any other office where a request for a hearing may be filed. (See § 404.918 of this chapter.)

(c) *Decision or other action by hearing examiner.* Generally, the hearing examiner will either decide the case after hearing (unless hearing is waived) or, if appropriate, dismiss the request for hearing. With respect to a hearing on a determination under paragraph (a) (1) of this section, the hearing examiner may certify the case with a recommended decision to the Appeals Council for decision. (See § 404.939 of this chapter.) If the determination on which the hearing request is based relates to the amount of benefits under Part A of title XVIII of the Act, the hearing examiner shall dismiss the request for hearing if he finds that the amount in controversy is less than \$100. Hearing examiner decisions must be based on the evidence of record, under applicable provisions of the law and regulations and appropriate precedents.

§ 422.205 Review by Appeals Council.

Any party to a hearing examiner's decision or dismissal may request a review of such action by the Appeals Council. The Bureau of Health Insurance is a party to a hearing on a determination under § 422.203(a) (2) (see § 405.1532 of this chapter for parties to a hearing on such a determination). This request may be made on Form HA-520, "Request for Review of Hearing Examiner's Action," or by any other writing specifically requesting review. Form HA-520 may be obtained from any social security district office or branch office, from the Bureau of Hearings and Appeals, Social Security Administration, Washington, D.C. 20203, or at any other office where a request for a hearing may be filed.

(a) Whenever the Appeals Council reviews a hearing examiner's decision in accordance with § 404.947 of this chapter and the claimant does not appear personally or through representation before the Council in Washington, D.C., such review will be conducted by a panel of not less than two members of the Council designated in the manner prescribed by the Chairman or Deputy Chairman of the Council. In the event of disagreement between a panel composed of only two members, the Chairman or Deputy Chairman, or his delegate, who must be a member of the Council, shall participate as a third member of the panel. When the claimant appears in person or through representation before the Council in Washington, D.C., the review will be conducted by a panel of not less than three members of the Council

designated in the manner prescribed by the Chairman or Deputy Chairman. Concurrence of a majority of a panel shall constitute the decision of the Appeals Council unless the case is considered as provided under paragraph (d) of this section.

(b) The denial or dismissal of a request for review or the refusal of a request to reopen a hearing examiner's or Appeals Council's decision concerning a determination under § 422.203(a) (1) as provided by §§ 404.947 and 404.952 of this chapter shall be by such member or members of the Appeals Council as may be designated in the manner prescribed by the Chairman or Deputy Chairman.

(c) A review or a denial of review of a hearing examiner's decision or a dismissal of a request for review with respect to (1) denial of certification or termination of an agreement of a provider of services, or (2) whether an independent laboratory or supplier of portable X-ray services does not meet or no longer meets the conditions for coverage of its services under title XVIII (see § 422.203(a) (2)) will be conducted by a panel of at least two members of the Appeals Council designated by the Chairman or Deputy Chairman and one person from the U.S. Public Health Service designated by the Surgeon General, Public Health Service, Department of Health, Education, and Welfare, or his delegate. This person shall serve on an ad hoc basis and shall be considered for this purpose as a member of the Appeals Council. Concurrence of a majority of the panel shall constitute the decision of the Appeals Council unless the case is considered as provided under paragraph (d) of this section.

(d) On call of the Chairman, or upon request of any of its members approved by the Chairman or Deputy Chairman, the Council may consider any case arising under paragraph (a), (b), or (c) of this section en banc. A majority vote of the Appeals Council members present and voting is required for disposition of any case considered by the entire Council.

(e) For detailed information about the time and place for filing a request for review, the functions of the Appeals Council, procedures before the Appeals Council on review, and the rights of parties to the review, see §§ 404.938, 404.941-404.952, 404.954, 404.955, 405.1559, and 405.1561-405.1595 of this chapter.

2. Subpart E is amended by revising §§ 422.428, 422.430, and 422.432 to read as follows:

§ 422.428 Where requests for information or records may be made.

Requests for information, for copies of records, or to inspect or copy records may be made at any of the Social Security Administration district offices or branch offices. Similar requests relating to information or records available in the Bureau of Hearings and Appeals may be made at any of its field offices. For materials which are available or will be made available at district offices and branch offices, see § 422.430. Although

all of the materials listed in § 422.430 are not maintained in all district offices and branch offices, any item listed will be obtained by an office and made available to the requester. For materials in Bureau of Hearings and Appeals field offices, see § 422.432. The materials available at district offices and branch offices are also available at the Social Security Administration headquarters, Social Security Building, 6401 Security Boulevard, Baltimore, Maryland 21235, and at the Washington Inquiries Section of the Office of Public Affairs, Social Security Administration, Department of Health, Education, and Welfare, North Building, Room 4193, 330 Independence Avenue SW., Washington, D.C. 20201. The materials available at the Bureau of Hearings and Appeals field offices are also available at the latter office. In addition, a request for information or a record may be submitted through any office of the Social Security Administration or to any employee of the Social Security Administration in the regular course of his conduct of official business.

§ 422.430 Materials available at district offices and branch offices.

(a) *Materials available for inspection.* The following are available or will be made available for inspection at the district offices and branch offices:

- (1) Compilation of the Social Security Laws.
- (2) The Public Information Regulation of the Department of Health, Education, and Welfare (45 CFR Part 5).
- (3) Regulations of the Social Security Administration under the retirement, survivors, disability, and health insurance programs, i.e., Regulation No. 1 (Part 401 of this chapter), Regulations No. 4 (Part 404 of this chapter), Regulations No. 5 (Part 405 of this chapter), regulations under Part B of title IV (Black Lung Benefits) of the Federal Coal Mine Health and Safety Act of 1969, Regulations No. 10 (Part 410 of this chapter), and Regulations No. 22 (this Part 422).
- (4) Social Security Rulings.
- (5) Social Security Handbook.

(b) *Materials available for inspection and copying.* The following materials are available or will be made available for inspection and copying at the district offices and branch offices:

- (1) Claims Manual of the Social Security Administration.
- (2) Department Staff Manual on Organization, Department of Health, Education, and Welfare, Part 8, Chapter 8-000.
- (3) Handbook for State Social Security Administrators.
- (4) Disability Insurance State Manual.
- (5) Parts 2 and 3 of the Part A Intermediary Manual (Provider Services under Medicare).
- (6) Parts 2 and 3 of the Part B Intermediary Manual (Physician and Supplier Services).
- (7) BHI (Bureau of Health Insurance) Intermediary Letters Related to Parts 2 and 3 of the Part A and Part B Intermediary Manuals.

(8) State Buy-In Handbook (State Enrollment of Eligible Individuals under the Supplementary Medical Insurance Program) and Letters.

(9) Group Practice Prepayment Plan Manual (HIM-8) and Letters.

(10) State Operations Manual (HIM-7).

(11) BHI Letters to State Agencies.

(12) Extended Care Facility Manual (HIM-12).

(13) Hearing Officers Handbook (Supplementary Medical Insurance Program—HIM-21).

(14) Hospital Manual (HIM-10).

(15) Home Health Agency Manual (HIM-11).

(16) Outpatient Physical Therapy Provider Manual (HIM-9).

(17) Provider Reimbursement Manual (HIM-15).

(18) Audit Program Manuals for Hospitals (HIM-16), Home Health Agencies (HIM-17), and Extended Care Facilities (HIM-18).

(19) Service Area Directory (including the addresses and geographic areas serviced by district offices, branch offices, regional offices, and payment centers).

(20) Indexes to the materials listed in paragraph (a) of this section and in this paragraph (b) and an index to the Bureau of Hearings and Appeals Handbook.

§ 422.432 Materials in field offices of the Bureau of Hearings and Appeals.

(a) *Materials available for inspection.* The following materials are available for inspection in the field offices of the Bureau of Hearings and Appeals:

- (1) Title 45 of the Code of Federal Regulations (including the public information regulation of the Department of Health, Education, and Welfare).
- (2) Regulations of the Social Security Administration (see § 422.430(a) (3)).
- (3) Title 5, United States Code.
- (4) Compilation of the Social Security Laws.
- (5) Social Security Rulings.
- (6) Social Security Handbook.

(b) *Handbook available for inspection and copying.* The Bureau of Hearings and Appeals Handbook is available for inspection and copying in the field offices of the Bureau of Hearings and Appeals.

[FR Doc. 71-14114 Filed 9-23-71; 8:50 am]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 71-242]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

Coastwise Transportation

SEPTEMBER 15, 1971.

On the basis of information obtained and furnished by the Department of State, it is found that the Government of Australia extends to vessels of the United States, in ports of Australia, privileges reciprocal to those provided in

§ 4.93 of the Customs Regulations. Therefore, vessels of the Government of Australia are permitted to transport coastwise empty cargo vans, empty lift vans, empty shipping tanks; equipment for use with cargo vans, lift vans, or shipping tanks; empty barges specifically designed for carriage aboard a vessel; empty instruments of international traffic exempted from application of the customs laws by the Secretary of the Treasury pursuant to the provisions of section 322(a), Tariff Act of 1930 (19 U.S.C. 1322(a)); and stevedoring equipment and material under the conditions specified in the applicable proviso to section 27, Merchant Marine Act, 1920, as amended (46 U.S.C. 883).

Accordingly, paragraph (b)(1) of § 4.93, Customs Regulations, is amended by the insertion of "Australia" in appropriate alphabetical order in the list of countries under that paragraph. Paragraph (b)(2) of § 4.93, Customs Regulations, is also amended by the insertion of "Australia" in appropriate alphabetical order in the list of countries under that paragraph.

(80 Stat. 379, sec. 27, 41 Stat. 999, as amended; 5 U.S.C. 301, 46 U.S.C. 883)

Effective date. This amendment shall become effective on the date of its publication in the FEDERAL REGISTER (9-24-71).

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

Approved:

EUGENE T. ROSSIDES,
Assistant Secretary of the Treasury.

[FR Doc. 71-14107 Filed 9-23-71; 8:50 am]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D. 7142]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Sales or Other Dispositions of Term Interests in Property

On June 24, 1971, notice of proposed rule making with respect to the amendment of the Income Tax Regulations (26 CFR Part 1) under sections 1001, 1014, and 1015 of the Internal Revenue Code of 1954 to conform to section 1001(e) of the Internal Revenue Code of 1954 (relating to sales and other dispositions of term interests in property), as added by section 516(a) of the Tax Reform Act of 1969 (83 Stat. 487), was published in the FEDERAL REGISTER (36 F.R. 12018). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the amendment of the regulations as proposed is hereby adopted.

(Sec. 7805 of the Internal Revenue Code of 1954; 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] JOHNNIE M. WALTERS,
Commissioner of Internal Revenue.

Approved: September 20, 1971.

EDWIN S. COHEN,
Assistant Secretary of the
Treasury.

In order to conform the Income Tax Regulations (26 CFR Part 1) to section 1001(e) of the Internal Revenue Code of 1954, relating to certain term interests in property, as added by section 516(a) of the Tax Reform Act of 1969 (Public Law 91-172, 83 Stat. 646), such regulations are hereby amended as follows:

PARAGRAPH 1. Section 1.1001 is amended by adding new subsections (e) and (f) to section 1001 and by revising the historical note, as follows:

§ 1.1001 Statutory provisions; determination of amount of and recognition of gain or loss.

Sec. 1001. *Determination of amount of and recognition of gain or loss.* * * *

(e) *Certain term interests*—(1) *In general.* In determining gain or loss from the sale or other disposition of a term interest in property, that portion of the adjusted basis of such interest which is determined pursuant to section 1014 or 1015 (to the extent that such adjusted basis is a portion of the entire adjusted basis of the property) shall be disregarded.

(2) *Term interest in property defined.* For purposes of paragraph (1), the term "term interest in property" means—

(A) A life interest in property,

(B) An interest in property for a term of years, or

(C) An income interest in a trust.

(3) *Exception.* Paragraph (1) shall not apply to a sale or other disposition which is a part of a transaction in which the entire interest in property is transferred to any person or persons.

(f) *Cross reference.* For treatment of certain expenses incident to the sale of a residence which were deducted as moving expenses by the taxpayer or his spouse under section 217(a), see section 217(e).

[Sec. 1001 as amended by secs. 231(c)(2) and 516(a), Tax Reform Act 1969 (83 Stat. 579, 646)]

PAR. 2. Section 1.1001 is amended by revising paragraph (a) and by adding a new paragraph (f), as follows:

§ 1.1001-1 Computation of gain or loss.

(a) *General rule.* Except as otherwise provided in subtitle A of the Code, the gain or loss realized from the conversion of property into cash, or from the exchange of property for other property differing materially either in kind or in extent, is treated as income or as loss sustained. The amount realized from a sale or other disposition of property is the sum of any money received plus the fair market value of any property (other than money) received. The fair market value of property is a question of fact, but only in rare and extraordinary cases will property be considered to have no fair market value. The general method of computing such gain or loss is prescribed by section 1001 (a) through (d) which

contemplates that from the amount realized upon the sale or exchange there shall be withdrawn a sum sufficient to restore the adjusted basis prescribed by section 1011 and the regulations thereunder (i.e., the cost or other basis adjusted for receipts, expenditures, losses, allowances, and other items chargeable against and applicable to such cost or other basis). The amount which remains after the adjusted basis has been restored to the taxpayer constitutes the realized gain. If the amount realized upon the sale or exchange is insufficient to restore to the taxpayer the adjusted basis of the property, a loss is sustained to the extent of the difference between such adjusted basis and the amount realized. The basis may be different depending upon whether gain or loss is being computed. For example, see section 1015 (a) and the regulations thereunder. Section 1001 (e) and paragraph (f) of this section prescribe the method of computing gain or loss upon the sale or other disposition of a term interest in property the adjusted basis (or a portion) of which is determined pursuant, or by reference, to section 1014 (relating to the basis of property acquired from a decedent) or section 1015 (relating to the basis of property acquired by gift or by a transfer in trust).

(f) *Sale or other disposition of a term interest in property*—(1) *General rule.* Except as otherwise provided in subparagraph (3) of this paragraph, for purposes of determining gain or loss from the sale or other disposition after October 9, 1969, of a term interest in property (as defined in subparagraph (2) of this paragraph) a taxpayer shall not take into account that portion of the adjusted basis of such interest which is determined pursuant, or by reference, to section 1014 (relating to the basis of property acquired from a decedent) or section 1015 (relating to the basis of property acquired by gift or by a transfer in trust) to the extent that such adjusted basis is a portion of the adjusted uniform basis of the entire property (as defined in § 1.1014-5). Where a term interest in property is transferred to a corporation in connection with a transaction to which section 351 applies and the adjusted basis of the term interest (i) is determined pursuant to section 1014 or 1015 and (ii) is also a portion of the adjusted uniform basis of the entire property, a subsequent sale or other disposition of such term interest by the corporation will be subject to the provisions of section 1001(e) and this paragraph to the extent that the basis of the term interest so sold or otherwise disposed of is determined by reference to its basis in the hands of the transferor as provided by section 362(a). See subparagraph (2) of this paragraph for rules relating to the characterization of stock received by the transferor of a term interest in property in connection with a transaction to which section 351 applies. That portion of the adjusted uniform basis of

the entire property which is assignable to such interest at the time of its sale or other disposition shall be determined under the rules provided in § 1.1014-5. Thus, gain or loss realized from a sale or other disposition of a term interest in property shall be determined by comparing the amount of the proceeds of such sale with that part of the adjusted basis of such interest which is not a portion of the adjusted uniform basis of the entire property.

(2) *Term interest defined.* For purposes of section 1001(e) and this paragraph, a "term interest in property" means—

- (i) A life interest in property,
- (ii) An interest in property for a term of years, or
- (iii) An income interest in a trust.

Generally, subdivisions (i), (ii), and (iii) refer to an interest, present or future, in the income from property or the right to use property which will terminate or fall on the lapse of time, on the occurrence of an event or contingency, or on the failure of an event or contingency to occur. Such divisions do not refer to remainder or reversionary interests in the property itself or other interests in the property which will ripen into ownership of the entire property upon termination or failure of a preceding term interest. A "term interest in property" also includes any property received upon a sale or other disposition of a life interest in property, an interest in property for a term of years, or an income interest in a trust by the original holder of such interest, but only to the extent that the adjusted basis of the property received is determined by reference to the adjusted basis of the term interest so transferred.

(3) *Exception.* Paragraph (1) of section 1001(e) and subparagraph (1) of this paragraph shall not apply to a sale or other disposition of a term interest in property as a part of a single transaction in which the entire interest in the property is transferred to a third person or to two or more other persons, including persons who acquire such entire interest as joint tenants, tenants by the entirety, or tenants in common. See § 1.1014-5 for computation of gain or loss upon such a sale or other disposition where the property has been acquired from a decedent or by gift or transfer in trust.

(4) *Illustrations.* For examples illustrating the application of this paragraph, see paragraph (c) of § 1.1014-5.

PAR. 3. Section 1.1014-5 is amended to read as follows:

§ 1.1014-5 Gain or loss.

(a) *Sale or other disposition of a life interest, remainder interest, or other interest in property acquired from a decedent.* (1) Except as provided in paragraph (b) of this section with respect to the sale or other disposition after October 9, 1969, of a term interest in property, gain or loss from a sale or other disposition of a life interest, remainder interest, or other interest in property acquired from a decedent is

determined by comparing the amount of the proceeds with the amount of that part of the adjusted uniform basis which is assignable to the interest so transferred. The adjusted uniform basis is the uniform basis of the entire property adjusted to the date of sale or other disposition of any such interest as required by sections 1016 and 1017. The uniform basis is the unadjusted basis of the entire property determined immediately after the decedent's death under the applicable sections of part II of subchapter O of chapter 1 of the Code.

(2) Except as provided in paragraph (b) of this section, the proper measure of gain or loss resulting from a sale or other disposition of an interest in property acquired from a decedent is so much of the increase or decrease in the value of the entire property as is reflected in such sale or other disposition. Hence, in ascertaining the basis of a life interest, remainder interest, or other interest which has been so transferred, the uniform basis rule contemplates that proper adjustments will be made to reflect the change in relative value of the interests on account of the passage of time.

(3) The factors set forth in the tables contained in § 20.2031-7 or § 20.2031-10, whichever is applicable, of Part 20 of this chapter (Estate Tax Regulations) shall be used in the manner provided therein in determining the basis of the life interest, the remainder interest, or the term certain interest in the property on the date such interest is sold. The basis of the life interest, the remainder interest, or the term certain interest is computed by multiplying the uniform basis (adjusted to the time of the sale) by the appropriate factor. In the case of the sale of a life interest or a remainder interest, the factor used is the factor (adjusted where appropriate) which appears in the life interest or the remainder interest column of the table opposite the age (on the date of the sale) of the person at whose death the life interest will terminate. In the case of the sale of a term certain interest, the factor used is the factor (adjusted where appropriate) which appears in the term certain column of the table opposite the number of years remaining (on the date of sale) before the term certain interest will terminate.

(b) *Sale or other disposition of certain term interests.* In determining gain or loss from the sale or other disposition after October 9, 1969, of a term interest in property (as defined in paragraph (f) (2) of § 1.1001-1) the adjusted basis of which is determined pursuant, or by reference, to section 1014 (relating to the basis of property acquired from a decedent) or section 1015 (relating to the basis of property acquired by gift or by a transfer in trust), that part of the adjusted uniform basis assignable under the rules of paragraph (a) of this section to the interest sold or otherwise disposed of shall be disregarded to the extent and in the manner provided by section 1001 (e) and paragraph (f) of § 1.1001-1.

(c) *Illustrations.* The application of this section may be illustrated by the

following examples, in which references are made to the actuarial tables contained in Part 20 of this chapter (Estate Tax Regulations):

Example (1). Securities worth \$500,000 at the date of decedent's death on January 1, 1971, are bequeathed to his wife, W, for life, with remainder over to his son, S. W is 48 years of age when the life interest is acquired. The estate does not elect the alternate valuation allowed by section 2032. By reference to Table A(2) in paragraph (f) of § 20.2031-10, the life estate factor for age 48, female, is found to be 0.77488 and the remainder factor for such age is found to be 0.22512. Therefore, the present value of the portion of the uniform basis assigned to W's life interest is \$387,440 ($\$500,000 \times 0.77488$), and the present value of the portion of the uniform basis assigned to S's remainder interest is \$112,560 ($\$500,000 \times 0.22512$). W sells her life interest to her nephew, A, on February 1, 1971, for \$370,000, at which time W is still 48 years of age. Pursuant to section 1001 (e), W realizes no loss; her gain is \$370,000, the amount realized from the sale. A has a basis of \$370,000 which he can recover by amortization deductions over W's life expectancy.

Example (2). The facts are the same as in example (1) except that W retains the life interest for 12 years, until she is 60 years of age, and then sells it to A on February 1, 1983, when the fair market value of the securities has increased to \$650,000. By reference to Table A(2) in paragraph (f) of § 20.2031-10, the life estate factor for age 60, female, is found to be 0.63226 and the remainder factor for such age is found to be 0.36774. Therefore, the present value on February 1, 1983, of the portion of the uniform basis assigned to W's life interest is \$316,130 ($\$650,000 \times 0.63226$) and the present value on that date of the portion of the uniform basis assigned to S's remainder interest is \$183,870 ($\$650,000 \times 0.36774$). W sells her life interest for \$410,969, that being the computed value of her remaining life interest in the securities as appreciated ($\$650,000 \times 0.63226$). Pursuant to section 1001(e), W's gain is \$410,969, the amount realized. A has a basis of \$410,969 which he can recover by amortization deductions over W's life expectancy.

Example (3). Unimproved land having a fair market value of \$18,800 at the date of the decedent's death on January 1, 1970, is devised to A, a male, for life, with remainder over to B, a female. The estate does not elect the alternate valuation allowed by section 2032. On January 1, 1971, A sells his life interest to S for \$12,500. S is not related to A or B. At the time of the sale, A is 39 years of age. By reference to Table A(1) in paragraph (f) of § 20.2031-10, the life estate factor for age 39, male, is found to be 0.79854. Therefore, the present value of the portion of the uniform basis assigned to A's life interest is \$15,012.55 ($\$18,800 \times 0.79854$). This portion is disregarded under section 1001(e). A realizes no loss; his gain is \$12,500, the amount realized. S has a basis of \$12,500 which he can recover by amortization deductions over A's life expectancy.

Example (4). The facts are the same as in example (3) except that on January 1, 1971, A and B jointly sell the entire property to S for \$25,000 and divide the proceeds equally between them. A and B are not related, and there is no element of gift or compensation in the transaction. By reference to Table A(1) in paragraph (f) of § 20.2031-10, the remainder factor for age 39, male, is found to be 0.20146. Therefore, the present value of the uniform basis assigned to B's remainder interest is \$3,787.45

(\$18,800 × 0.20146). On the sale A realizes a loss of \$2,512.55 (\$15,012.55 less \$12,500), the portion of the uniform basis assigned to his life interest not being disregarded by reason of section 1001(e)(3). B's gain on the sale is \$8,712.55 (\$12,500 less \$3,787.45). S has a basis in the entire property of \$25,000, no part of which, however, can be recovered by amortization deductions over A's life expectancy.

Example (5). (a) Nondepreciable property having a fair market value of \$54,000 at the date of decedent's death on January 1, 1971, is devised to her husband, H, for life and, after his death, to her daughter, D, for life, with remainder over to her grandson, G. The estate does not elect the alternate valuation allowed by section 2032. On January 1, 1973, H sells his life interest to D for \$32,000. At the date of the sale, H is 62 years of age, and D is 45 years of age. By reference to Table A(1) in paragraph (f) of § 20.2031-10, the life estate factor for age 62, male, is found to be 0.52321. Therefore, the present value on January 1, 1973, of the portion of the adjusted uniform basis assigned to H's life interest is \$28,253 (\$54,000 × 0.52321). Pursuant to section 1001(e), H realizes no loss; his gain is \$32,000, the amount realized from the sale. D has a basis of \$32,000 which she can recover by amortization deductions over H's life expectancy.

(b) On January 1, 1976, D sells both life estates to G for \$40,000. During each of the years 1973 through 1975, D is allowed a deduction for the amortization of H's life interest. At the date of the sale H is 65 years of age, and D is 48 years of age. For purposes of determining gain or loss on the sale by D, the portion of the adjusted uniform basis assigned to H's life interest and the portion assigned to D's life interest are not taken into account under section 1001(e). However, pursuant to § 1.1001-1(f)(1), D's cost basis in H's life interest, minus deductions for the amortization of such interest, is taken into account. On the sale, D realizes gain of \$40,000 minus an amount which is equal to the \$32,000 cost basis (for H's life estate) reduced by amortization deductions. G is entitled to amortize over H's life expectancy that part of the \$40,000 cost which is attributable to H's life interest. That part of the \$40,000 cost which is attributable to D's life interest is not amortizable by G until H dies.

Example (6). Securities worth \$1,000,000 at the date of decedent's death on January 1, 1971, are bequeathed to his wife, W, for life, with remainder over to his son, S. W is 48 years of age when the life interest is acquired. The estate does not elect the alternate valuation allowed by section 2032. By reference to Table A(2) in paragraph (f) of § 20.2031-10, the life estate factor for age 48, female, is found to be 0.77488, and the remainder factor for such age is found to be 0.22512. Therefore, the present value of the portion of the uniform basis assigned to W's life interest is \$774,880 (\$1,000,000 × 0.77488), and the present value of the portion of the uniform basis assigned to S's remainder interest is \$225,120 (\$1,000,000 × 0.22512). On February 1, 1971, W transfers her life interest to corporation X in exchange for all of the stock of X pursuant to a transaction in which no gain or loss is recognized by reason of section 351. On February 1, 1972, W sells all of her stock in X to S for \$800,000. Pursuant to section 1001(e) and § 1.1001-1(f)(2), W realizes no loss; her gain is \$800,000, the amount realized from the sale. On February 1, 1972, X sells to N for \$900,000 the life interest transferred to it by W. Pursuant to section 1001(e) and § 1.1001-1(f)

(1), X realizes no loss; its gain is \$900,000, the amount realized from the sale. N has a basis of \$900,000 which he can recover by amortization deductions over W's life expectancy.

PAR. 4. Section 1.1014-6 is amended by revising paragraph (b)(3)(ii) to read as follows:

§ 1.1014-6 Special rule for adjustments to basis where property is acquired from a decedent prior to his death.

(b) Multiple interests in property described in section 1014(b)(9) and acquired from a decedent prior to his death. * * *

(3) * * *

(ii) In cases of the type described in subdivision (i) of this subparagraph, the basis of any interest which is included in the decedent's gross estate may be ascertained by adding to (or subtracting from) the basis of such interest determined immediately prior to the decedent's death the increase (or decrease) in the uniform basis of the property attributable to the inclusion of the interest in the decedent's gross estate. Where the interest is sold or otherwise disposed of at any time after the decedent's death, proper adjustment must be made in order to reflect the change in value of the interest on account of the passage of time, as provided in § 1.1014-5. For an illustration of the operation of this subdivision, see step 6 of the example in § 1.1014-7.

PAR. 5. Section 1.1015-1 is amended by revising paragraph (b) to read as follows:

§ 1.1015-1 Basis of property acquired by gift after December 31, 1920.

(b) Uniform basis; proportionate parts of. Property acquired by gift has a single or uniform basis although more than one person may acquire an interest in such property. The uniform basis of the property remains fixed subject to proper adjustment for items under sections 1016 and 1017. However, the value of the proportionate parts of the uniform basis represented, for instance, by the respective interests of the life tenant and remainderman are adjustable to reflect the change in the relative values of such interest on account of the lapse of time. The portion of the basis attributable to an interest at the time of its sale or other disposition shall be determined under the rules provided in § 1.1014-5. In determining gain or loss from the sale or other disposition after October 9, 1969, of a term interest in property (as defined in § 1.1001-1(f)(2)) the adjusted basis of which is determined pursuant, or by reference, to section 1015, that part of the adjusted uniform basis assignable under the rules of § 1.1014-5(a) to the interest sold or otherwise disposed of shall be disregarded to the extent and in the manner provided by section 1001(e) and § 1.1001-1(f).

[FR Doc. 71-14146 Filed 9-23-71; 8:50 am]

Title 24—HOUSING AND HOUSING CREDIT

Chapter III—Housing Assistance Administration, Department of Housing and Urban Development

[Docket No. R-71-142]

PROTOTYPE COST LIMITS FOR PUBLIC HOUSING

Correction

In F.R. Doc. 71-13564 appearing at page 18525 in the issue for Thursday, September 16, 1971, in the schedule for Arecibo, P.R., the cost per unit for three bedroom row dwellings, now reading "14,50", should read "14,350" and the cost per unit for three bedroom walkups, now reading "13,500", should read "13,500".

Title 28—JUDICIAL ADMINISTRATION

Chapter II—Subversive Activities Control Board

PART 201—RULES OF PROCEDURE

Proceedings Under Executive Order No. 11605

Correction

In F.R. Doc. 71-13387 appearing at page 18280 in the issue of Friday, September 10, 1971, the reference in § 201.65 to "Executive Order No. 11065" should read "Executive Order No. 11605".

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of Transportation

SUBCHAPTER J—BRIDGES

[CGFR 71-89]

PART 117—DRAWBRIDGE OPERATION REGULATIONS

Passaic River, N.J.

This amendment provides additional regulations for the U.S. 1 and U.S. 9 bridge across the Passaic River, N.J. for the period beginning September 27, 1971, and ending on or about November 7, 1971, to require at least 6 hours' notice at all times during this period. The purpose of this amendment is to allow necessary structural repairs to this bridge.

Since this work is essential to maintain the bridge in a structurally sound condition, and the draws can be opened upon 6 hours' notice, the Coast Guard has found that notice and public procedure thereon are unnecessary.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended

by revising § 117.200(a) to read as follows:

§ 117.200 Newark Bay, Passaic and Hackensack Rivers and their navigable tributaries; General Regulations.

(a) The draws of each bridge shall open promptly on signal except as prescribed in paragraphs (b), (c), and (f) of this section and except that the draw of the U.S. 1 and U.S. 9 bridge across the Passaic River shall open on signal if at least 6 hours' notice has been given.

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

Effective date. This amendment is effective on September 27, 1971, and is revoked November 7, 1971.

Dated: September 15, 1971.

D. H. LUZIUS,
Acting Chief, Office of Operations.
[FR Doc.71-14111 Filed 9-23-71;8:48 am]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration PART 0—STANDARDS OF ETHICAL CONDUCT AND RELATED RESPONSIBILITIES

Employee Activity in Service Organizations

In § 0.735-12, paragraph (e) is amended to read as follows:

§ 0.735-12 Outside employment, activity or compensation.

(e) Employees are encouraged to take part in service organization activities that do not conflict with, or give the appearance of conflicting with, Veterans Administration employment. Thus, an employee may hold an office or position at any level, provided that the combination of Veterans Administration position and service organization position cannot be construed as giving advantage to that organization, and if the employee agrees to disqualify himself from taking part in any activities directed at the Veterans Administration, its policies, procedures or programs, or claims for benefits administered by the Veterans Administration. An employee may not act as a service officer preparing and presenting claims against the Government. Each employee is responsible for assuring that his intended actions are proper and, when in doubt, shall use the interpretation and advisory service established by § 0.735-4. As used in this paragraph, a service organization is an organization usually composed of ex-servicemen, which presents claims from veterans and their dependents for benefits under

laws administered by the Veterans Administration.

(E.O. 11223 of May 8, 1965, 30 F.R. 6469, 3 CFR, 1965 Supp.; 5 CFR 735.104)

This amendment was approved by the Civil Service Commission on September 8, 1971 and is effective on publication in the FEDERAL REGISTER (9-24-71).

Approved: September 20, 1971.

[SEAL] DONALD E. JOHNSON,
Administrator.
[FR Doc.71-14115 Filed 9-23-71;8:48 am]

Title 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Land Management, Department of the Interior PART 2800—RIGHTS-OF-WAY, PRINCIPLES AND PROCEDURES PART 2810—TRAMROADS AND LOGGING ROADS

Miscellaneous Amendments

The purpose of this amendment is to provide for: (1) Protection of the environment; (2) preservation of other resource values in a multiple-use management program; (3) public safety; and (4) equal employment opportunity on rights-of-way across public lands administered by the Bureau of Land Management.

This amendment complies with Executive Order 11514 which directs agency heads to identify any deficiencies or inconsistencies in their agencies' administrative regulations which prohibit or limit full compliance with the purposes and provisions of the National Environmental Policy Act of 1969.

In accordance with the Department's policy on public participation in rule making (36 F.R. 8336) interested parties may submit written comments, suggestions, or objections with respect to the proposed rules to the Director (210), Bureau of Land Management, Washington, D.C. 20240 until October 26, 1971.

Subpart 2800 of Chapter II of Title 43 of the Code of Federal Regulations is amended as follows:

1. Section 2801.1-5 is revised to read as follows:

§ 2801.1-5 Terms and conditions.

An applicant, by accepting a right-of-way, agrees and consents to comply with and be bound by the following terms and conditions:

(a) *State and Federal laws.* To comply with State and Federal laws and regulations applicable to the project for which the right-of-way is approved and to the lands which are included in the right-of-way.

(b) *Equal employment opportunity.* To comply with Executive Order 11246, as amended, 30 F.R. 12319 (1965), and

regulations issued pursuant thereto, 41 CFR Ch. 60 and Part 17 of this title. Each right-of-way permit issued shall contain the equal employment opportunity language set forth in section 202 of E.O. 11246.

(c) *Public access.* (1) To permit free and unrestricted public access to and upon the right-of-way for all lawful and proper purposes except areas designated as restricted by applicant with the consent of the authorized officer in order to protect the public safety or facilities constructed on the right-of-way.

(2) During construction, to regulate public access and vehicular traffic as required to facilitate operations and to protect the public, wildlife, and livestock from hazards associated with the project. For this purpose, applicant shall provide warnings, flagmen, barricades, and other safety measures.

(3) To build and repair such roads, fences, and trails as may be destroyed or injured by construction work and to build and maintain necessary and suitable crossings for all roads and trails that intersect the works constructed, maintained, or operated under the right-of-way.

(d) *Pollution abatement—(1) Pesticides.* To comply with all rules pertaining to the use of pesticides on public lands.

(2) *Water pollution.* To conduct construction work, operation and maintenance in a manner to prevent pollution of, or degradation of the quality of water. Toxic material shall not be released in any lake or water drainage. All construction work and subsequent use of the right-of-way must be consistent with Federal and State water quality standards and public health and safety standards. Unless waived by the authorized officer, dikes or cofferdams shall be installed to separate concrete work areas from lakes or streams during construction. Mobile ground equipment shall be kept within the right-of-way and out of the waters of lakes, streams or rivers except as permitted by the authorized officer.

(3) *Air pollution.* To control emissions from equipment and installations in accordance with Federal and State air quality standards.

(e) *Erosion control.* To conduct all construction, operation, and maintenance activities in a manner to minimize disturbance to vegetation, drainage channels, and streambanks. Construction methods shall be designed to prevent degradation of delicate soil conditions in areas where such degradation would result in detrimental erosion or subsidence. The applicant shall take any other such soil and resource conservation and protection measures on the land covered by the right-of-way as the authorized officer determines are necessary.

(f) *Fire prevention.* To do everything reasonably within his power, both independently and on request of any duly authorized representatives of the United States, to prevent and suppress fires on

or near the lands to be occupied under the right-of-way.

(g) *Sanitation and waste disposal.* To remove or dispose of all waste generated in construction and operation in a manner acceptable to the authorized officer. The term "waste" as used means all discard matter, including, but not limited to, human waste, trash, garbage, refuse, oil drums, petroleum products, ashes, and equipment.

(h) *Esthetics.* To provide for maintenance and enhancement of esthetic values in planning, construction, and operations. All permanent structures shall be painted a color or colors that harmonize with their natural setting or is otherwise appropriate. The authorized officer may require any reasonable measures he deems necessary to protect esthetic values.

(i) *Timber.* To enter into a contract with the United States for the purchase and removal of merchantable timber within the boundaries of the right-of-way prior to cutting operations. Such purchase and removal will be limited to the area actually required to facilitate the installation of the facilities. The contractor must utilize and dispose of all vegetative and other material cut, uprooted, or otherwise accumulated during the construction and maintenance of the project in such manner as to minimize the fire hazard and also in accordance with such instructions as the authorized officer may specify.

(j) *Wildlife.* To take such measures necessary to assure unrestricted passage and movement of wildlife including fish. No blasting shall be permitted within one-quarter (1/4) mile of streams or lakes, without prior written authorization from the State fish and game authority. By written notice from the authorized officer, key wildlife areas may be closed to construction activities during periods of wildfowl nesting, migration and spawning.

(k) *Antiquities and historical sites.* To conduct construction activities across known or suspected archaeological, paleontological, or historical sites in accordance with instructions issued by the authorized officer; to notify the authorized officer immediately of any archaeological, paleontological, or historical finding during construction operations and to suspend operations on the site pending investigation and instruction by the authorized officer.

(l) *Restoration.* To restore the land in a manner approved by the authorized officer.

(m) *Liability.* To indemnify and save and hold harmless the United States against liability for injury or damage to persons, lands or property arising from the occupancy or use of the lands within the right-of-way. Where a right-of-way is granted to a governmental agency which has no legal power to assume a liability with respect to property damages caused by it, such agency in lieu thereof must agree to repair all such damages.

(n) *Notification of address.* To keep the authorized officer informed of his

address, and, in case of a corporation, of the address of its principal place of business and of the names and addresses of its principal officers at all times.

(o) *Management reservations.* That the allowance of the right-of-way shall be subject to the express condition that the exercise thereof will not unduly interfere with the management, administration or disposal by the United States of the lands affected thereby, and that he agrees and consents to the occupancy and use by the United States, its grantees, permittees, or lessees of any part of the right-of-way not actually occupied or required by the project, or the full and safe utilization thereof, for necessary operations incident to such management, administration, or disposal.

(p) *Subsequent authorized works.* The right-of-way herein granted shall be subject to the express covenant that it will be modified, adapted, or discontinued if found by the Secretary to be necessary, without liability or expense to the United States, so as not to conflict with the use and occupancy of the land for any authorized works which may be hereafter constructed thereon under the authority of the United States.

(q) *Other terms and conditions.* To comply with any additional terms and conditions the authorized officer deems are in the public interest for protecting the environment and natural resources within the scope of the applicable statute and regulations.

2. Section 2802.1-5 is amended by the addition of paragraph (c) to read as follows:

§ 2802.1-5 Documents which must accompany application.

(c) *Plan.* Each application must be accompanied by a plan of development and operation which sets forth the means by which the applicant will comply with the terms and conditions required under § 2801.1-5(c) (2) and (3), (d), (e), (g), (h), (j), (k) and (l).

3. In § 2801.1-7(a) the citation of the Act of March 3, 1921, is corrected to read (16 U.S.C. 797a).

4. A new § 2802.1-8 is added to read as follows:

§ 2802.1-8 Performance bond.

(a) (1) Prior to initiation of construction activities, the applicant for the right-of-way may be required to file a performance bond with the office issuing the permit. If a bond is required it shall be conditioned upon the faithful compliance by the applicant with applicable regulations and the terms and conditions of the approved right-of-way. The amount of the bond shall be based on the estimated costs of amelioration of damages and restoration of the lands as determined by the authorized officer, in the event that the grantee violates the terms and conditions of the grant.

(2) Where a bond is required any applicant may elect to post a surety bond, postal money order, certified check, cashier's check, or deposit cash or ne-

gotiable bonds of the U.S. Government. The cash deposit or the market value of such securities shall be maintained in an amount at least equal to the amount of a bond as determined by the authorized officer under paragraph (a) (1) of this section.

(b) The authorized officer shall adjust the required amount of a bond or securities when such action would be consistent with the regulations of this section and shall release such bond or securities upon termination of liability.

(c) Performance bonds will not be required of Federal, State, or other governmental agencies. Where the construction is actually performed for such Federal, State, or governmental agencies by a contractor who would have to post a bond under the terms of paragraph (a) of this section if he were the applicant, such agencies shall require such contractor to furnish a bond, payable to the United States, which meets the requirements of paragraph (a) of this section.

5. A new section 2802.1-9 is added to read as follows:

§ 2802.1-9 Public hearings.

The authorized officer will, when he determines it to be in the public interest, hold public hearings after appropriate notice to consider protection of the environment, other uses and public values, and public safety before acting on the right-of-way application.

6. In paragraph (a) and (c) of § 2802.2-1 and in § 2802.2-2, the word "manager", wherever it appears, is changed to read "authorized officer".

7. Subpart 2811 is amended by revising § 2812.9 to read as follows:

§ 2812.9 Appeals.

An appeal may be taken from any final decision of the authorized officer to the Board of Land Appeals, Office of Hearings and Appeals in accordance with the procedures contained in Subpart E of Part 4, Subtitle A of this title.

W. T. PECORA,

Under Secretary of the Interior.

SEPTEMBER 20, 1971.

[FR Doc. 71-14091 Filed 9-23-71; 8:47 am]

Title 49—TRANSPORTATION

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1072; Amdt. 2]

PART 1033—CAR SERVICE

Distribution of Boxcars

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 20th day of September 1971.

Upon further consideration of Service Order No. 1072 (36 F.R. 8674 and 12168), and good cause appearing therefor:

It is ordered, That:
 § 1033.1072 *Service Order No. 1072* (Distribution of Boxcars) be, and it is hereby, amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., September 30, 1971.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with

the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.
 [FR Doc.71-14139 Filed 9-23-71;8:50 am]

[S.O. 1057; Amdt. 3]

PART 1033—CAR SERVICE

Atchison, Topeka & Santa Fe Railway Co. and St. Louis-San Francisco Railway Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 20th day of September 1971.

Upon further consideration of Service Order No. 1057 (36 F.R. 1202, 8043, and 13926), and good cause appearing therefor:

It is ordered, That:
 § 1033.1057 *Service Order No. 1057*, (The Atchison, Topeka & Santa Fe Railway Co. authorized to operate over tracks of the St. Louis-San Francisco Railway Co.) be, and it is hereby amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., September 30, 1971.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That a copy of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this amendment be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-14140 Filed 9-23-71;8:50 am]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 946]

[Docket No. AO-200-A1]

IRISH POTATOES GROWN IN THE STATE OF WASHINGTON

Notice of Hearing on Proposed Amendments to Marketing Agreement and Order

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674), and in accordance with the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders, as amended (7 CFR Part 900), notice is hereby given of a public hearing to be held in the Moose Hall, Quincy, Wash., beginning at 9 a.m., local time, October 28, 1971, with respect to proposed amendments to Marketing Agreement No. 113 and Order No. 946 (7 CFR Part 946), hereinafter referred to as the "marketing agreement" and "order," respectively, regulating the handling of Irish potatoes grown in the State of Washington. The proposed amendments have not received the approval of the Secretary of Agriculture.

The public hearing is for the purpose of receiving evidence with respect to the economic, marketing, and other conditions relating to the proposed amendments, hereinafter set forth, and to any appropriate modifications thereof.

The proposed amendments to the marketing agreement and order were submitted by the Washington Potato Committee, the administrative agency established pursuant to the marketing agreement and order, with a request for a hearing thereon. The proposals are as follows:

1. Amend § 946.6 to read:

§ 946.6 Handler.

"Handler" is synonymous with "shipper" and means any person (except a common or contract carrier of potatoes owned by another person) who handles potatoes or causes potatoes to be handled.

2. Amend § 946.7 to read:

§ 946.7 Handle.

"Handle" is synonymous with "ship" and means to transport, sell, or in any other way to place potatoes, or cause potatoes to be placed, in the current of commerce within the production area or between the production area and any point outside thereof, or from any point in the adjoining States of Oregon and Idaho to any other point: *Provided*, That the definition of "handle" shall not include the transportation of ungraded

potatoes within the production area for the purpose of having such potatoes prepared for market, or stored, except that the committee may impose safeguards pursuant to § 946.55 with respect to such potatoes.

3. Amend § 946.9 to read:

§ 946.9 Fiscal period.

"Fiscal period" means the period beginning on July 1 of each year and ending June 30 of the following year, or such other period as the Secretary may establish pursuant to recommendation of the committee.

4. Delete §§ 946.13, 946.14, and 946.15.

5. Renumber § 946.16 and amend it to read:

§ 946.13 Grade and size.

"Grade" means any one of the officially established grades of potatoes, and "size" means any one of the officially established sizes of potatoes as defined and set forth in:

(a) The U.S. Standards for potatoes issued by the U.S. Department of Agriculture (§§ 51.1540 to 51.1566 of this title), or amendments thereto or modifications thereof, or variations based thereon;

(b) U.S. Standards for Grades of Potatoes for Processing as issued by the U.S. Department of Agriculture (§§ 51.3410 to 51.3424 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(c) U.S. Standards for Grades of Peeled Potatoes (§§ 52.2421 to 52.2433 of this title), or amendments thereto, or modifications thereof, or variations based thereon; and

(d) State of Washington Standards for Potatoes issued by the State of Washington Director of Agriculture, or amendments thereto, or modifications thereof, or variations based thereon.

6. Add a new section 946.14 as follows:

§ 946.14 Grading.

"Grading" is synonymous with "preparing for market" which means the sorting or separating of potatoes into grades and sizes for market purposes.

7. Renumber § 946.17 and amend it to read:

§ 946.15 Export.

"Export" means shipment of potatoes beyond the boundaries of the 48 contiguous States of the United States.

8. Renumber § 946.18 as § 946.16.

9. Amend paragraph (a) of § 946.25 to read:

§ 946.25 Selection.

(a) Persons selected as committee members or alternates to represent producers shall be individuals who are pro-

ducers in the respective district for which selected, or officers or employees of a corporate producer in such district.

10. Amend paragraph (a) of § 946.27 to read:

§ 946.27 Term of office.

(a) Term of office of committee members and alternates shall be for 3 years beginning on the first day of July and continuing until their successors are selected and have qualified: *Provided, however*, That the terms of office of the initial committee under the amended order shall be determined by the Secretary so that the terms of office of one-third of the initial members and alternates shall be for 1 year, one-third for 2 years, and one-third for 3 years.

11. Amend § 946.30 to read:

§ 946.30 Expenses and compensation.

Committee members and their respective alternates when acting on committee business shall be reimbursed for reasonable expenses necessarily incurred by them in the performance of their duties and in the exercise of their powers under this subpart. In addition, they may receive reasonable compensation at a rate recommended by the committee and approved by the Secretary.

12. Amend § 946.32 to read:

§ 946.32 Nomination.

The Secretary may select the members of the Washington Potato Committee and their respective alternates from nominations which may be made in the following manner, or from among such other qualified persons:

(a) A meeting or meetings of producers and handlers shall be held by the committee in each district for which nominees are to be selected not later than May 1 of each year to designate nominees for members and alternates to the committee; or the committee may conduct nominations by mail in a manner recommended by the committee and approved by the Secretary;

(b) At least one nominee shall be designated for each position as member and for each position as alternate member on the committee which is vacant, or which is to become vacant the following July 1;

(c) The names of nominees shall be supplied to the Secretary in such manner and form as he may prescribe, not later than June 1 of each year, or by such other date as may be specified by the Secretary;

(d) Only producers may participate in designating producer nominees, and only handlers may participate in designating handler nominees. Any person who operates in more than one district or is engaged in producing and handling

potatoes, shall elect the classification (i.e., producer or handler), and the district within which he desires to participate in designating nominees;

(e) Regardless of the number of districts in which a person produces or handles potatoes, each such person is entitled to cast only one vote on behalf of himself, his agents, subsidiaries, affiliates, and representatives in designating nominees for committee members and alternates. An eligible voter's privilege of casting only one vote as aforesaid shall be construed to permit a voter to cast one vote for each position to be filled in the district in which he elects to vote; and

(f) If nominations are not made within the time and in the manner specified in this section, the Secretary may, without regard to nominations, select the committee members and alternates on the basis of the representation provided for in this subpart.

13. Delete § 946.33 and renumber § 946.34, *Vacancies*, as § 946.33.

14. Amend § 946.40 to read:

§ 946.40 Expenses.

The committee is authorized to incur such expenses as the Secretary finds are reasonable and likely to be incurred by it during each fiscal period for its maintenance and functioning, and for such other purposes as the Secretary, pursuant to this subpart, determines to be appropriate. The committee shall submit to the Secretary a budget for each fiscal period, including an explanation of the items appearing therein, and a recommendation as to the rate of assessment for such fiscal period.

15. Amend § 946.41 to read:

§ 946.41 Assessments.

Each handler shall pay to the committee upon demand, his pro rata share of the expenses authorized by the Secretary for each fiscal period. Each handler's pro rata share shall be the rate of assessment per hundredweight fixed by the Secretary times the quantity of potatoes which he handles as the first handler thereof. At any time during or after a fiscal period, the Secretary may increase the rate of assessment as necessary to cover authorized expenses. The payment of expenses for the maintenance and functioning of the committee may be required during periods when no regulations are in effect. If a handler does not pay his assessment within the time prescribed by the committee, the assessment may be increased by a late payment charge or an interest charge, at rates prescribed by the committee with the approval of the Secretary.

16. Amend § 946.42 to read:

§ 946.42 Accounting.

(a) *Excess funds.* At the end of a fiscal period, funds in excess of the year's expenses shall be placed in an operating reserve not to exceed approximately two fiscal periods' operational expenses or such lower limits as the committee, with the approval of the Secretary, may establish. Funds in such

reserve shall be available for use by the committee for expenses authorized pursuant to § 946.40. Funds in excess of those placed in the operating reserve shall be refunded to handlers. Each handler's share of such excess shall be the amount of assessments he paid in excess of his pro rata share of the actual expenses of the committee and the addition, if any, to the operating reserve.

(b) *Accounting of funds upon termination of order.* Any money collected as assessments pursuant to this subpart and remaining unexpended in the possession of the committee after termination of this part shall be distributed in such manner as the Secretary may direct: *Provided*, That to the extent practical, such funds shall be returned pro rata to the persons from whom such funds were collected.

17. Amend § 946.46 and renumber it to read:

§ 946.50 Marketing policy.

(a) Prior to each marketing season, the committee shall consider and prepare a policy statement for the marketing of potatoes. In developing its marketing policy, the committee shall investigate relevant supply and demand conditions for potatoes. In such investigations, the committee shall give appropriate consideration to the following:

(1) Market prices of potatoes, including prices by grade, size, quality, and maturity in different packs of fresh potatoes and of the various forms of processed potatoes;

(2) Supplies of potatoes by grade, size, quality, and maturity in the production area and in other production areas, of fresh potatoes, and the supplies of various forms of processed potatoes;

(3) The trend and level of consumer income;

(4) Establishing and maintaining orderly marketing conditions for potatoes;

(5) Orderly marketing of potatoes as will be in the public interest; and

(6) Other relevant factors.

(b) In the event it becomes advisable to deviate from such marketing policy because of changed supply and demand conditions, the committee shall formulate a revised marketing policy statement in accordance with the appropriate considerations in paragraph (a) of this section.

(c) The committee shall submit a report to the Secretary setting forth such marketing policy. Notice of each such marketing policy and any revision thereof shall be given to producers, handlers, and other interested parties by bulletins, newspapers, or other appropriate media, and copies thereof shall be available for examination at the committee office to all interested parties.

18. Amend § 946.47 and renumber it to read:

§ 946.51 Recommendation for regulation.

The committee shall recommend to the Secretary regulations, or amendments, modifications, suspension, or termination thereof, whenever it finds that such regulations as provided in § 946.52 are

in accordance with the marketing policy established pursuant to § 946.50 and that such regulations will tend to effectuate the declared policy of the act.

19. Amend § 946.48 and renumber it to read:

§ 946.52 Issuance of regulations.

(a) The Secretary shall limit the shipment of potatoes as set forth in this subpart whenever he finds from the recommendation and information submitted by the committee, or from other available information, that it would tend to effectuate the declared policy of the act:

(1) To regulate, in any or all portions of the production area the handling of particular grades, sizes, qualities or maturity of any or all varieties of potatoes during any period;

(2) To regulate the handling of particular grades, sizes, qualities, or maturities of any or all varieties of potatoes, or for any combination of the foregoing during any period in the States of Oregon and Idaho which have been shipped from the production area to specified locations therein for grading or storage pursuant to § 946.54;

(3) To regulate the handling of particular grades, sizes, qualities, or maturities of any or all varieties differently for: different portions of the production area, different uses or outlets, potatoes for pre-peeling to different markets, different packs, or for any combination of the foregoing, during any period;

(4) To regulate the handling of potatoes by establishing in terms of grades, sizes, or both, minimum standards of quality and maturity.

(b) The Secretary may amend any regulation issued under this subpart whenever he finds that such amendment would tend to effectuate the declared policy of the act. The Secretary may also terminate or suspend any regulation whenever he finds that such regulation obstructs or no longer tends to effectuate the declared policy of the act.

(c) The Secretary shall notify the committee of any such regulation issued pursuant to this section and the committee shall give reasonable notice thereof to handlers.

20. Renumber § 946.49 as § 946.53 and amend it to read:

§ 946.53 Minimum quantities.

The committee, with the approval of the Secretary, may establish, for any or all portions of the production area, minimum quantities below which shipments will be free from regulations issued pursuant to this part.

21. Amend § 946.50 and renumber it to read:

§ 946.54 Shipments for specified purposes.

(a) Whenever the Secretary finds, upon the basis of the recommendations and information submitted by the committee, or from other available information, that it will tend to effectuate the declared policy of the act, he shall modify, suspend, or terminate any or all regulations issued pursuant to this part

in order to facilitate shipments of potatoes for the following purposes:

- (1) Livestock feed;
- (2) Charity;
- (3) Export;
- (4) Seed;
- (5) Prepeeling;
- (6) Such other purposes as may be specified by the committee with the approval of the Secretary; and
- (7) Grading or storing between the districts within the production area or to and within specified locations in the adjoining States of Idaho and Oregon.

(b) The Secretary shall give prompt notice to the committee of any modification, suspension, or termination of regulations pursuant to this section, or of any approval issued by him under the provisions of this section.

22. Add a new § 946.55 to read:

§ 946.55 Safeguards.

(a) The committee, with the approval of the Secretary, may prescribe adequate safeguards to prevent shipments pursuant to § 946.54 from entering channels of trade and other outlets for other than the specific purposes authorized therefor, and the transportation of potatoes for grading and storing to points outside the production area.

(b) Safeguards provided by this section may include, but shall not be limited to, requirements that handlers:

(1) Shall obtain the inspection required by § 946.60 or pay the assessment provided by § 946.41, or both, in connection with the potato shipments effected in accordance with § 946.54, and

(2) Shall obtain a Special Purpose Certificate from the committee for shipments of potatoes effected or to be effected under provisions of § 946.54.

(c) The committee, with the approval of the Secretary, shall prescribe rules governing the issuance and the contents of the Special Purpose Certificate.

(d) The committee may rescind, or deny to any handler the Special Purpose Certificate if proof satisfactory to the committee is obtained that potatoes shipped by him for the purpose stated in § 946.54 were handled contrary to the provisions of this section.

(e) The committee shall make reports to the Secretary, as requested, showing the number of applications for such certificates, the quantity of potatoes covered by such applications for such certificates, the number of such applications denied, and certificates granted, the quantity of potatoes shipped under duly issued certificates, and such other information as may be requested by the Secretary.

23. Amend paragraph (a) of § 946.53 and renumber it to read:

§ 946.60 Inspection and certification.

(a) During any period in which the Secretary regulates the shipment of potatoes pursuant to the provisions of this subpart, each handler who first ships potatoes shall, prior to making shipment, cause each shipment to be inspected by an authorized representative of the Federal-State Inspection Service or such

other inspection service as the Secretary shall designate. The committee may, with the approval of the Secretary, prescribe rules and regulations modifying the inspection requirements of this section whenever it is found that an authorized inspector is not readily available to perform such inspection: *Provided*, That all such shipments shall comply with all regulations in effect, and *Provided further*, That proper safeguards to assure compliance are adopted.

24. Delete §§ 946.56 through 946.59.

§§ 946.56-946.59 [Deleted]

25. Amend § 946.70 to read:

§ 946.70 Reports and records.

(a) Upon the request of the committee, with the approval of the Secretary, every handler shall furnish to the committee in such manner and at such time as may be prescribed, such information as will enable the committee to exercise its duties under this subpart.

(b) Each handler shall establish and maintain for at least 2 succeeding years such records and documents with respect to potatoes received and potatoes disposed of by him as will substantiate the required reports.

(c) For the purpose of assuring compliance with the recordkeeping requirements and verifying reports filed by handlers, the Secretary and the committee through its duly authorized employees, shall have access to such records.

(d) All reports and records furnished or submitted by handlers to, or obtained by the employees of, the committee which contain data or information constituting a trade secret or disclosing the trade position, financial condition, or business operations of the particular handler from whom received, shall be treated as confidential, and the reports and all information obtained from records shall at all times be kept in the custody and under the control of one or more employees of the committee who shall disclose such information to no person other than the Secretary, or as authorized by the Secretary. Compilations of general reports from data and information submitted by handlers is authorized subject to the prohibition of disclosure of individual handlers' identity or operations.

26. Make such other changes in the marketing agreement and order as may be necessary to conform to amendments thereto that may result from the hearing pursuant to this notice.

Copies of this notice may be obtained from the Vegetable Branch, Fruit and Vegetable Division, C&MS, U.S. Department of Agriculture, Washington, D.C. 20250, or from the Northwest Marketing Field Office, Fruit and Vegetable Division, Consumer and Marketing Service, 1218 Southwest Washington Street, Portland, OR 97205.

Dated: September 21, 1971.

JOHN C. BLUM,
Deputy Administrator,
Regulatory Programs.

[FR Doc.71-14144 Filed 9-23-71;8:51 am]

[7 CFR Part 989]

RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Proposed Change of Desirable Free Tonnage for Natural Thompson Seedless Raisins

Notice is hereby given of a proposal to change the "desirable free tonnage" as set forth in § 989.54(a) for natural Thompson seedless raisins from 140,000 tons to 131,250 tons. This action would be in accordance with § 989.54(a) of the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), regulating the handling of raisins produced from grapes grown in California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The proposal was recommended by the Raisin Administrative Committee, established under the said marketing agreement and order.

The tonnage of raisins of any varietal type which can be sold as free tonnage during a crop year is designated in § 989.54(a) as "desirable free tonnage" and, until changed, such tonnage for natural Thompson seedless raisins is fixed at 140,000 tons. The Committee has reviewed, as provided in § 989.54(a), shipment data and other matters relating to the desirable free tonnage for 1971-72.

Shipments of free tonnage natural Thompson seedless raisins for the 1970-71 crop year are reported by the Committee to be 130,151 tons, and for the 1969-70 crop year, 130,678 tons. The carryover of free tonnage on September 1, 1971, is reported to be about 20,395 tons. The proposed desirable free tonnage of 131,250 tons from 1971 crop natural Thompson seedless raisins when added to the carryover would provide about 131,650 tons for shipment as free tonnage during the 1971-72 crop year and a carryout of 20,000 tons at the end of the crop year for free tonnage shipments early in the 1972-73 crop year until new crop raisins become available.

No desirable free tonnage is proposed for varietal types other than natural Thompson seedless raisins because no volume regulation is contemplated for them in the 1971-72 crop year.

Consideration will be given to any written data, views, or arguments pertaining to the proposal which are received by the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the seventh day after publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice should be in quadruplicate and will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: September 21, 1971.

ARTHUR E. BROWNE,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc.71-14142 Filed 9-23-71;8:50 am]

[7 CFR Part 989]

**RAISINS PRODUCED FROM GRAPES
GROWN IN CALIFORNIA****Proposed Designation of Preliminary
Free Tonnage Percentage for Natural
Thompson Seedless Raisins
and of Certain Countries for Export
Sales by Handlers of Reserve Tonnage
Raisins**

Notice is hereby given of proposals to designate for natural Thompson Seedless raisins for the 1971-72 crop year: (1) A preliminary free tonnage percentage which would release not less than 65 percent of the proposed desirable free tonnage for such raisins of 131,250 tons, as set forth in the notice of proposed rule making with respect thereto which is also published in this issue of the *FEDERAL REGISTER*; and (2) certain countries for export sale by handlers of reserve tonnage raisins. The designations would be in accordance with §§ 989.54, 989.55, and 989.67 of the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), regulating the handling of raisins produced from grapes grown in California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The proposals were recommended by the Raisin Administrative Committee, established pursuant to said marketing agreement and order.

As to the first proposal, release of not less than 65 percent of the proposed desirable free tonnage of natural Thompson Seedless raisins of 131,250 tons would provide about 85,300 tons of 1971 crop raisins for shipment as free tonnage during the September-February period of the 1971-72 crop year. This is exclusive of the about 20,395 tons of free tonnage carried over on September 1, 1971, from the previous crop year. During the September-February period of the 1970-71 crop year, actual shipment of free tonnage raisins amounted to about 71,600 tons. By February 15, 1972, at the latest, a final free tonnage percentage is to be recommended to the Secretary by the Committee which would tend to release the full desirable free tonnage. As provided in § 989.54(b), the difference between any preliminary or final free tonnage percentage and 100 percent shall be the reserve percentage.

As to the second proposal, the Committee has, pursuant to § 989.67(c), given consideration to the pertinent factors enumerated in § 989.54 of the amended marketing agreement and order and has recommended the countries to which sale

in export of reserve tonnage natural Thompson Seedless raisins may be made by handlers. The countries recommended are the same as those currently in § 989.221, which reads as follows:

The countries to which sale in export of reserve tonnage natural Thompson Seedless raisins may be made by handlers shall be all of those countries, other than Australia, outside of the Western Hemisphere. For purposes of this section, "Western Hemisphere" means the area east of the international dateline and west of 30° W. longitude but excluding all of Greenland and Mexico. All of the countries covered by this section to which sale in export of such reserve tonnage may be made shall be deemed listed in this section for the purposes of § 989.67(c).

Consideration will be given to any written data, views, or arguments pertaining to the proposals which are received by the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than October 8, 1971. All written submissions made pursuant to this notice should be in quadruplicate and will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: September 21, 1971.

ARTHUR E. BROWNE,
*Acting Director, Fruit and Vegetable
Division, Consumer and
Marketing Service.*

[FR Doc. 71-14143 Filed 9-23-71; 8:50 am]

[9 CFR Part 319]

MEAT INSPECTION REGULATIONS**Standard for "Country" Hams and
Pork Shoulders; Extension of Time
for Filing Comments**

On July 17, 1971, there was published in the *FEDERAL REGISTER* (36 F.R. 13273) a notice that the Department is considering a proposal to amend the Federal meat inspection regulations under the Federal Meat Inspection Act (21 U.S.C. 601 et seq.) to provide a standard to establish preparation practices and product characteristics for hams and pork shoulders labeled with the term "Country" or "Country Style." A period of 60 days from the date of publication was provided for the submission by interested persons of comments, views, and data relative to the proposed standard.

The Department has received requests for an extension of the period of time

stipulated for the submission of comments on this notice. These requests indicate that knowledge of the *FEDERAL REGISTER* notice was not available to some of the petitioners for as much as 2 weeks after it was published. They also contend that 60 days is not sufficient time for the development of significant information and data to provide for substantive submissions on the proposed standard.

These circumstances are considered as sufficient justification for an extension of the time originally allotted for filing comments. Any person who wishes to submit written data, views, or arguments concerning the proposed amendments may do so by filing them in duplicate, with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, within 30 days after the date of publication of this notice in the *FEDERAL REGISTER*.

Persons desiring opportunity for oral presentation of views should address such requests to the Standards and Services Division, Consumer and Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, so that arrangements may be made for presentation of such views within the 30-day period. A transcript will be made of all views orally presented.

All written submissions and transcripts of oral views made pursuant to this notice will be made available for public inspection unless the person making the submission requests that it be held confidential and a determination is made that a proper showing in support of the request has been made on the grounds that its disclosure could adversely affect such person by disclosing information in the nature of trade secrets or commercial or financial information obtained from any person and privileged or confidential. If it is determined that a proper showing has been made in support of the request, the material will be held confidential; otherwise notice will be given of denial of such a request and an opportunity afforded for withdrawal of the submission. Requests for confidential treatment will be held confidential (7 CFR 1.27(c)).

Comments on the proposal should bear a reference to the date and page number of this issue of the *FEDERAL REGISTER*.

Done at Washington, D.C., on September 20, 1971.

KENNETH M. McENROE,
*Deputy Administrator, Meat and
Poultry Inspection Program,
Consumer and Marketing
Service.*

[FR Doc. 71-14141 Filed 9-23-71; 8:50 am]

Notices

DEPARTMENT OF STATE

Agency for International Development ASSISTANT ADMINISTRATOR, BUREAU FOR NEAR EAST-SOUTH ASIA

Redelegation of Authority

Pursuant to the authority delegated to me by Delegation of Authority 92, from the Administrator, dated July 29, 1971, and pursuant to the establishment of the Bureau for Supporting Assistance, effective August 1, 1971, as announced in Manual Circular 206.5., I hereby redelegate to the Assistant Administrator, Bureau for the Near East-South Asia, with respect to the country of Jordan, authority to perform all functions which have been delegated to the Coordinator, Bureau for Supporting Assistance, in section 1 A, G, and J of Delegation of Authority 92, retaining for myself concurrent authority to exercise any of the functions herein redelegated.

Such authority may be redelegated. This redelegation of authority is effective immediately and includes ratification of all acts taken prior hereto by the Assistant Administrator, Bureau for the Near East-South Asia, or his designees, with respect to the country of Jordan.

ROBERT H. NOOTER,
Acting Assistant Administrator/Coordinator, Bureau for Supporting Assistance.

SEPTEMBER 2, 1971.

[FR Doc. 71-14094 Filed 9-23-71; 8:46 am]

DEPARTMENT OF THE INTERIOR

National Park Service

[Order 6]

SUPERINTENDENTS, WESTERN REGION

Delegation of Authority

SECTION 1. Delegation. The National Park Service Superintendents of the Western Region, in the administration, operation, and development of the areas under their supervision, are authorized to exercise all of the authority now or hereafter delegated to the Director of the Western Region by the Director, National Park Service, except with respect to the following:

- (a) Authority to approve master plans.
- (b) Acceptance of an offer in settlement of a timber trespass unless (1) the trespass is an innocent one; (2) the damages therefrom do not exceed \$5,000; and (3) payment of the full amount of the damages is offered.

(c) Sales of timber pursuant to the Federal Property and Administrative Services Act of 1949, and the Federal Property Management Regulations when the fair market value of the timber involved in any single transaction exceeds \$1,000.

(d) Approval of programs for destruction and disposition of wild animals which are damaging the land or its vegetative cover, and of permits to collect rare or endangered species.

(e) Acceptance of donations of personal property valued in excess of \$10,000, and acceptance of donations of money in excess of \$10,000.

(f) Authority to designate areas at which recreation fees will be charged as specified by sections 1, 2, and 3 of Executive Order 11200.

(g) Authority to select from the fees established by 43 CFR Part 18 (35 F.R. 18376) the specific fees to be charged at the designated areas in accordance with section 5(a) of Executive Order 11200.

(h) Issuance of revocable special use permits having a term of more than 10 years.

(i) Issuance of concessions permits in excess of 3 years duration or when anticipated annual gross receipts will amount to \$50,000 or more.

(j) Authority to execute, approve, and administer contracts and to issue purchase orders for equipment, supplies, and services in excess of \$2,000.

(k) Authority to contract for acquisition of lands and related property, and options related thereto.

SEC. 2. Delegation. Chief, Office of Administrative Management. The Regional Chief, Office of Administrative Management, is authorized to exercise all the contracting authority now or hereafter vested in the Director, Western Region, except authority to contract for acquisition of lands and related property, and options related thereto.

SEC. 3. Delegation. Regional Chief, Division of Property Management and General Services. The Regional Chief, Division of Property Management and General Services, may execute and approve contracts not in excess of \$50,000 for supplies, equipment, and services.

SEC. 4. Redelegation. A Superintendent may, in writing, redelegate to any officer or employee the authority delegated to him by this order. Each redelegation shall be published in the FEDERAL REGISTER.

SEC. 5. Revocation. This order supersedes Western Region Order No. 4 (31 F.R. 5577, dated April 8, 1966) and Order No. 5 (33 F.R. 9263, dated June 22, 1968).

(National Park Service Order No. 66 (36 F.R. 13802)).

JOSEPH C. RUMBURG, JR.,
Director, Western Region.

[FR Doc. 71-14092 Filed 9-23-71; 8:46 am]

DEPARTMENT OF AGRICULTURE

Packers and Stockyards Administration

HUMBOLDT AUCTION YARD, INC., FORTUNA, CALIF., ET AL.

Notice of Changes in Names of Posted Stockyards

It has been ascertained, and notice is hereby given, that the names of the livestock markets referred to herein, which were posted on the respective dates specified below as being subject to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), have been changed as indicated below.

<i>Original name of stockyard, location, and date of posting</i>	<i>Current name of stockyard and date of change in name</i>
CALIFORNIA	
Humboldt Livestock Auction, Inc., Fortuna, Oct. 2, 1959.	Humboldt Auction Yard, Inc., May 10, 1968.
IOWA	
Mapleton Livestock Auction Co., Mapleton, May 7, 1963.	Mapleton Livestock Sales, Sept. 7, 1971.
NEBRASKA	
Arnold Livestock Sales Company, Inc., Arnold, Jan. 10, 1967.	Arnold Livestock Sales Company, Aug. 1, 1971.
Western Plains Auction Co., Sidney, Jan. 29, 1963.	Western Plains Stockyards, Inc., Sept. 9, 1971.
NEW YORK	
Rusyniak Sales, Camillus, July 12, 1960.	Camillus Livestock Sales, Inc., Aug. 26, 1971.

Done at Washington, D.C., this 20th day of September 1971.

G. H. HOPPER,
*Chief, Registrations, Bonds, and Reports
Branch, Livestock Marketing Division.*

[FR Doc. 71-14145 Filed 9-23-71; 8:50 am]

DEPARTMENT OF COMMERCE

Patent Office
TRADEMARKS

Status Inquiries; Amendment

The notice entitled Status Inquiries which appeared in the FEDERAL REGISTER of August 11, 1971 (36 F.R. 14771-14772), indicated that all status inquiries regarding trademark applications will be entered in the application files. That procedure will not, however, be followed in all cases, and the first paragraph of the notice has, accordingly, been amended to read as follows:

"In order to expedite the handling of inquiries regarding the status of both new and amended applications, the Patent Office has adopted a new procedure. Henceforth, status inquiries should be filed in duplicate and should identify by title and date the last paper known by the applicant to have been filed in the case. Each inquiry should be accompanied by a self-addressed, stamped envelope. Both the original inquiry and the duplicate will be marked with a response and the duplicate will be returned to the applicant. The original inquiry will be entered in the file only if the applicant has requested an estimated date for the next Office action; otherwise, the original inquiry will be placed in a separate file."

Dated: September 14, 1971.

ROBERT GOTTSCHALK,
Acting Commissioner of Patents.

[FR Doc.71-14129 Filed 9-23-71;8:50 am]

DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE

Food and Drug Administration

MOORE & MUNGER, INC., AND LA
WALL & HARRISSON, RESEARCH
LABORATORIES, INC.

Notice of Filing of Petition for Food
Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 2B2721) has been filed by Moore & Munger, Inc., 777 Summer Street, Stamford, Conn. 06901, and La Wall & Harrison, Research Laboratories, Inc., 1921 Walnut Street, Philadelphia, PA 19103, proposing that § 121.2520 *Adhesives* (21 CFR 121.2520) be amended to provide for the safe use of Fischer-Tropsch Waxes as components of adhesives intended for use in contact with food.

Dated: September 15, 1971.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.71-14109 Filed 9-23-71;8:48 am]

Office of Education
APPLICATIONS

Notice of Cutoff Date, Fiscal Year 1972

Pursuant to the authority vested in me by section 3 of Public Law 81-815 (20 U.S.C. 633) and 45 CFR 114.2, notice is hereby given of the cutoff date:

For the purpose of sections 3 and 14 of Public Law 81-815, December 29, 1971, is hereby set as the first date during fiscal year 1972 on or before which completed applications for payments to which an applicant may be entitled under the Act from such funds as may be available for such purposes shall be filed.

Dated: September 10, 1971.

S. P. MARLAND, JR.,
U.S. Commissioner of Education.

[FR Doc.71-14097 Filed 9-23-71;8:46 am]

DEPARTMENT OF
TRANSPORTATION

Coast Guard

[CGFR 71-91]

POPPS FERRY HIGHWAY BRIDGE,
BILOXI BACK BAYNotice of Public Hearing of Proposed
Bridge Alteration

Notice is hereby given that a public hearing will be held on October 20, 1971, regarding the Popps Ferry Highway Drawbridge across Biloxi Back Bay at Biloxi, Miss., by the authority of section 3 of the Act of June 21, 1940 (Truman-Hobbs Act), 54 Stat. 498, 33 U.S.C. 513; section 6(g)(3), 80 Stat. 937, 49 U.S.C. 1655(g)(3); 33 CFR 116.20 and 49 CFR 1.46(c)(6). The hearing will be held in the Board of Supervisors Room of the Second Judicial District Court-house, Biloxi, Miss., beginning at 10 a.m. on October 20, 1971.

A number of complaints have been received alleging that the bridge is obstructive. The existing bridge which has a swing span presently provides horizontal clearances of 91 feet through the south opening.

The purpose of the hearing is to determine whether alterations are needed and if so what alterations are needed, having due regard for the necessity of reasonably free and unobstructed waterborne navigation and that of highway traffic.

The Commander, Eighth Coast Guard District will conduct the hearing to obtain information which he will submit to the Commandant of the Coast Guard in a full report as to whether this bridge unreasonably obstructs navigation; whether watercraft have unreasonable difficulty in passing the draw opening; the changes necessary to render navigation through or under the bridge reasonably free, easy, and unobstructed; the character and the approximate amount of commerce affected by the obstructive

features of the bridge; and whether the commerce affected is sufficient to justify changes in the bridge.

A chart section showing the location of the drawbridge is on file in the office of the Commander, Eighth Coast Guard District, Customhouse, New Orleans, La. 70130.

All interested parties are invited to be present or to be represented at the hearing. They will be given an opportunity to express their views concerning the alteration of the bridge and to suggest any changes that may be considered desirable.

Each person who wishes to make an oral statement should notify the Commander, Eighth Coast Guard District, Customhouse, New Orleans, La. 70130, not later than October 14, 1971, indicating the amount of time required for initial statement. Depending on the number of scheduled statements, it may be necessary to limit the amount of time allocated to each speaker. Persons requesting time to present oral statements will be notified if such allocation is necessary. Written statements and exhibits are encouraged in place of or in addition to oral statements and will be made a part of the record of hearings. Such statements and exhibits may be delivered at the hearing on October 20, 1971, or mailed prior to that date to the Commander (oan), Eighth Coast Guard District, Customhouse, New Orleans, La. 70130.

Dated: September 20, 1971.

C. R. BENDER,
Admiral, U.S. Coast Guard,
Commandant.

[FR Doc.71-14098 Filed 9-23-71;8:47 am]

[CGFR 71-3]

EQUIPMENT, CONSTRUCTION, AND
MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting, and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from April 14, 1970, to April 24, 1970 (List No. 9-70). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of Title 46, United States Code, and section 1333 of Title 43, United States Code, and section 198 of Title 50, United States

Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b) (35 F.R. 4959)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner canceled or suspended by proper authority.

LIFEBOAT WINCHES FOR MERCHANT VESSELS

Approval No. 160.015/70/1, Type H-68 RA lifeboat winch for use with mechanical davits, fitted with wire rope not more than 1/2-inch in diameter and with not more than seven wraps of the falls on the drums; approved for a maximum working load of 6,800 pounds pull at the drums (3,400 pounds per fall); identified by general arrangement dwg. No. W-80115, revision A dated April 17, 1968, Micarta washers not less than 1/8" to be inserted between winch base and foundation, stainless steel bolts to secure winch base to foundation, manufactured by Welin Davit Division, Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, formerly Welin Davit and Boat, effective April 17, 1970. (It supersedes Approval No. 160.015/70/1 dated August 21, 1968, to show change of name and address of manufacturer.)

Approval No. 160.015/85/1, Type B-75 lifeboat winch, approval limited to mechanical components only, and for a maximum working load of 7,500 pounds pull at the drums (3,750 pounds per fall); identified by general arrangement drawing No. W-80412, Rev. C dated March 13, 1968, and drawing list dated February 28, 1969, manufactured by Welin Davit Division, Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, formerly Welin Davit and Boat Division of Continental Copper and Steel Industries, Inc., effective April 17, 1970. (It supersedes Approval No. 160.015/85/1 dated March 7, 1969, to show change of name and address of manufacturer.)

DAVITS FOR MERCHANT VESSELS

Approval No. 160.032/150/2, mechanical davit, steel straight boom sheath screw, Type B-47; approved for a maximum working load of 9,450 pounds per set (4,725 pounds per arm) using not less than 2-part falls; identified by general arrangement dwg. 80049, Rev. C dated January 15, 1969, and drawing list dated September 9, 1969, manufactured by Welin Davit Division, Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, formerly Welin Davit and Boat Division of Lane Lifeboat and Davit Corp., effective April 17, 1970. (It supersedes Approval No. 160.032/150/2 dated September 10, 1969, to show change of name and address of manufacturer.)

Approval No. 160.032/153/1, gravity davit, Type G65S-89; approved for a maximum working load of 13,000 pounds per set (6,500 pounds per arm) using

2-part falls; identified by general arrangement dwg. DE-4051, revision B dated March 27, 1968, and drawing list dated February 28, 1969, manufactured by Welin Davit Division, Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, formerly Welin Davit and Boat Division of Continental Copper and Steel Industries, Inc., effective April 17, 1970. (It supersedes Approval No. 160.032/153/1 dated March 7, 1969 to show change of name and address of manufacturer.)

LIFEBOATS

Approval No. 160.035/98/5, 22.0' x 7.5' x 31.7' steel, oar-propelled lifeboat, 31-person capacity, identified by general arrangement and construction dwg. No. 22-001-01 Rev. A dated March 20, 1970. This boat is built with a wooden or fibrous glass reinforced (FRP) removable interior, manufactured by Lane Lifeboat Division of Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, 46 CFR 160.035-13(c) Marking. Weights: Condition "A"=2,540 pounds; Condition "B"=8,445 pounds, effective April 23, 1970. (It supersedes Approval No. 160.035/98/4 dated September 5, 1968 to show change in name and construction.)

BUOYANT VESTS, KAPOK OR FIBROUS GLASS

Approval No. 160.047/354/0, Type I, Model AK-1, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, approved for use on motorboats of classes A, 1, or 2 not carrying passengers for hire, manufactured by Elvin Salow Co., 273-285 Congress Street, Boston, MA 02210, effective April 14, 1970. (It is an extension of Approval No. 160.047/354/0 dated June 11, 1965.)

Approval No. 160.047/355/0, Type I, Model CKM-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, approved for use on motorboats of classes A, 1, or 2 not carrying passengers for hire, manufactured by Elvin Salow Co., 273-285 Congress Street, Boston, MA 02210, effective April 14, 1970. (It is an extension of Approval No. 160.047/355/0 dated June 11, 1965.)

Approval No. 160.047/356/0, Type I, Model CKS-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, approved for use on motorboats of classes A, 1, or 2 not carrying passengers for hire, manufactured by Elvin Salow Co., 273-285 Congress Street, Boston, MA 02210, effective April 14, 1970. (It is an extension of Approval No. 160.047/356/0 dated June 11, 1965.)

BUOYANT CUSHIONS, KAPOK, OR FIBROUS GLASS

Approval No. 160.048/32/0, group approval for rectangular and trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c) (1) (i), approved for use on motorboats of classes A, 1, or 2 not carrying passengers for hire, manufactured by Elvin Salow Co., 273-285 Congress Street, Boston, MA 02210, effective April 14, 1970. (It is an extension

of Approval No. 160.048/32/0 dated December 20, 1965.)

BUOYS, LIFE, RING, UNICELLULAR PLASTIC

Approval No. 160.050/74/0, 20-inch unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, manufactured by Tuffy Products, Inc., 540 West Third Street, Bloomsburg, PA 17815, buoy bodies made by B. F. Goodrich Sponge Products Division of the B. F. Goodrich Co., Shelton, Conn., as per B. F. Goodrich Sponge Products Division dwg. 12988, revision 3 dated January 13, 1960, materials as per Tuffy Products Bill of Materials dated March 21, 1970, effective April 17, 1970.

Approval No. 160.050/75/0, 24-inch unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, manufactured by Tuffy Products, Inc., 540 West Third Street, Bloomsburg, PA 17815, buoy bodies made by B. F. Goodrich Sponge Products Division of the B. F. Goodrich Co., Shelton, Conn., as per B. F. Goodrich Sponge Products Division dwg. 12988, revision 3 dated January 13, 1960, materials as per Tuffy Products Bill of Materials dated March 21, 1970, effective April 17, 1970.

Approval No. 160.050/76/0, 30-inch unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, manufactured by Tuffy Products, Inc., 540 West Third Street, Bloomsburg, PA 17815, buoy bodies made by B. F. Goodrich Sponge Products Division of the B. F. Goodrich Co., Shelton, Conn., as per B. F. Goodrich Sponge Products Division dwg. 12988, revision 3 dated January 13, 1960, materials as per Tuffy Products Bill of Materials dated March 21, 1970, effective April 17, 1970.

APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

Approval No. 162.020/111/0, John Wood Co. Model No. M-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(102-29, 320-6, 712-2.1, and -3.2) dated January 1, 1958, manufactured by John Wood Co., 100 Washington Street, Conshohocken, PA 19428, effective April 15, 1970. (It reinstates Approval No. 162.020/111/0 that expired April 23, 1969.)

Approval No. 162.020/112/0, John Wood Co. Model No. D-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(102-29, 320-6, 712-2.1, and -3.2) dated January 1, 1958, manufactured by John Wood Co., 100 Washington Street, Conshohocken, PA 19428, effective April 15, 1970. (It reinstates Approval No. 162.020/112/0 that expired April 23, 1969.)

Approval No. 162.020/113/0, John Wood Co. Model No. MG-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(102-29, 320-6, 712-2.1, and -3.2) dated January 1, 1958, manufactured by John Wood Co., 100 Washington Street, Conshohocken, PA 19428, effective April 15,

1970. (It reinstates Approval No. 162.020/113/0 that expired April 23, 1969.)

Approval No. 162.020/114/0, John Wood Co. Model No. DG-30 hot water heater for liquefied petroleum gas service, approved by the American Gas Association, Inc., under Certificate No. 3-(102-29, 320-6, 712-2.1, and -3.2) dated January 1, 1958, manufactured by John Wood Co., 100 Washington Street, Conshohocken, PA 19428, effective April 15, 1970. (It reinstates Approval No. 162.020/114/0 that expired April 23, 1969.)

BACKFIRE FLAME CONTROL, GASOLINE ENGINES; FLAME ARRESTERS; FOR MERCHANT VESSELS AND MOTORBOATS

Approval No. 162.041/45/2, Bendix Model B175-23 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/45/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/46/2, Bendix Model B175-24 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arrester, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/46/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/47/2, Bendix Model B175-25 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/47/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/48/2, Bendix Model B175-29 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/48/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/49/2, Bendix Model B175-30 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/49/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/50/2, Bendix Model B175-31 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/50/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/51/2, Bendix Model B175-32 backfire flame arrester, Bendix dwg. BR179-16-1, "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/51/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/52/2, Bendix Model B175-22A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/52/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/53/2, Bendix Model B175-23A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/53/1 dated September 26, 1966 to show change of name and new flame-arresting element design.)

Approval No. 162.041/54/2, Bendix Model B175-24A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/54/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/55/2, Bendix Model B175-25A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/55/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/56/2, Bendix Model B175-26A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame ar-

resters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/56/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/57/2, Bendix Model B175-27A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/57/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/58/2, Bendix Model B175-28A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/58/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/59/2, Bendix Model B175-29A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/59/1 dated September 26, 1966, to show new flame-arresting element design and name change.)

Approval No. 162.041/60/2, Bendix Model B175-30A backfire flame arrester, Bendix dwg. B179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/60/1 dated September 26, 1966 to show new flame-arresting element design and name change.)

Approval No. 162.041/61/2, Bendix Model B175-31A backfire flame arrester, Bendix dwg. B179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/61/1 dated September 26, 1966 to show new flame-arresting element design and name change.)

Approval No. 162.041/62/2, Bendix Model B175-31A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame-arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/62/1 dated September 26, 1966 to show new

flame arresting element design and name change.)

Approval No. 162.041/63/2, Bendix Model B175-33A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/63/1 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/71/2, Bendix Model B175-34 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/71/1 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/72/2, Bendix Model B175-37 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/72/1 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/73/2, Bendix Model B175-34A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/73/1 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/74/2, Bendix Model B175-36A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/74/1 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/75/2, Bendix Model B175-37A backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/75/1 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/94/1, Bendix Model B175-39 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame

arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/94/0 dated September 26, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/95/1, Bendix Model B175-40 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/95/0 dated October 25, 1966 to show new flame arresting element design and name change.)

Approval No. 162.041/98/1, Bendix Model B175-42 backfire flame arrester, Bendix dwg. BR179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/98/0 dated April 3, 1967 to show new flame arresting element design and name change.)

Approval No. 162.041/106/1, Bendix Model B175-44 backfire flame arrester, Bendix dwg. BR 179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/106/0 dated August 11, 1969 to show new flame arresting element design and name change.)

Approval No. 162.041/108/1, Bendix Model B175-49 backfire flame arrester, Bendix dwg. BR 179-16-1 "Element Strip" dated April 2, 1969, new flame arresting elements for circular flame arresters, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 23, 1970. (It supersedes Approval No. 162.041/108/0 dated October 10, 1969 to show new flame arresting element design.)

Approval No. 162.041/116/0, B175-55 flame arrester with B177-17A element assembly, testing waived because of similarity to B175-49 flame arrester, approval number 162.041/108/0, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 15, 1970.

Approval No. 162.041/117/0, Barbron flame arrester Model 400-24, Part Number A5737, testing waived because of similarity to Model 400-7, CG Approval Number 162.041/7/0, manufactured by Barbron Corp., 14580 Lesure Avenue, Detroit, MI 48227, effective April 24, 1970.

Dated: September 13, 1971.

G. H. READ,
Captain, U.S. Coast Guard, Acting
Chief, Office of Merchant
Marine Safety.

[FR Doc. 71-14101 Filed 9-23-71; 8:47 am]

[CGFR 71-10]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting, and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from July 15, 1970 to August 18, 1970 (List No. 17-70). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of title 46, United States Code, section 1333 of title 43, United States Code, and section 198 of title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b) (35 F.R. 4959)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner canceled or suspended by proper authority.

GAS MASKS, SELF-CONTAINED BREATHING APPARATUS, AND SUPPLIED-AIR RESPIRATORS, FOR MERCHANT VESSELS

Approval No. 160.011/19/4, MSA CHEMOX, 45-minute self-contained oxygen-generating breathing apparatus, with All-Vision Facepiece Assembly, or with All-Vision Cleartone Speaking Diaphragm Facepiece Assembly which may be used in conjunction with the MSA Maskone, Bureau of Mines Approval No. BM-1307, MSA assembly dwg. No. A-48445, revision 29, dated June 19, 1959, manufactured by Mine Safety Appliances Co., 201 North Braddock Avenue, Pittsburgh, PA 15208, effective August 12, 1970. (It is an extension of Approval No. 160.011/19/4 dated August 13, 1965.)

Approval No. 160.011/28/1, M-S-A O, Mask with Cleartone Speaking Diaphragm, Part No. B-75500, or M-S-A O, Mask with Clearvue Facepiece Assembly and Cleartone Speaking Diaphragm, Part No. B-83816, self-contained one-half hour compressed oxygen breathing apparatus, at least one extra fully charged cylinder of oxygen to be included as part of the complete unit, Bureau of Mines Approval No. BM-1309, MSA assembly dwg. Nos. B-75500, revision 3 dated January 7, 1960, or B-83816, revision 5 dated April 11, 1960, manufactured by Mine Safety Appliances Co., 201

North Braddock Avenue, Pittsburgh, PA 15208, effective August 12, 1970. (It is an extension of Approval No. 160.011/28/1 dated August 13, 1965.)

Approval No. 160.011/29/1, M-S-A Air Mask with Clearstone Speaking Diaphragm, Part No. 75196, or M-S-A Air Mask with Clearvue Facepiece Assembly and Clearstone Speaking Diaphragm, Part No. 83815, self-contained one-half hour compressed air breathing apparatus, at least one extra fully charged cylinder of breathing air to be included as part of the complete unit, Bureau of Mines Approval No. BM-1310, MSA assembly dwg. Nos. B-75196, Rev. 3 dated January 7, 1960, or B-83815, Rev. 5 dated April 4, 1960, manufactured by Mine Safety Appliances Co., 201 North Braddock Avenue, Pittsburgh, PA 15208, effective August 12, 1970. (It is an extension of Approval No. 160.011/29/1 dated August 13, 1965.)

Approval No. 160.011/30/0, Globe Guardsman Air Breathing Protector, permissible one-half hour self-contained compressed air breathing apparatus, at least one extra fully charged cylinder of breathing air to be included as part of the complete unit, Bureau of Mines Approval No. 13E-11 for use only with BM 13E-11 facepiece and BM 13E-11 pressure regulator and assembly, assembly dwg. No. 1795-2 GA, Rev. C dated June 13, 1960, manufactured by Globe Safety Products, Inc., 125 Sunrise Place, Dayton, OH 45407, formerly Globe Industries, Inc., effective August 18, 1970. (It is an extension of Approval No. 160.011/30/0 dated October 18, 1965, and change of name of manufacturer.)

SIGNALS, DISTRESS, FLOATING ORANGE SMOKE, FOR MERCHANT VESSELS

Approval No. 160.022/9/0, Smith and Wesson Pyrotechnics, Inc., floating orange smoke signal, general arrangement dwg. No. 6-0088-C dated November 18, 1968, dwg. list No. 6-0088-C dated November 18, 1968, assembly dwg. No. 6-0089-C dated November 13, 1968, dwg. list No. 6-0089-C dated November 13, 1968 and label dwg. No. 6-0087-B Rev. A dated August 5, 1970, manufactured by Smith and Wesson Pyrotechnics, Inc., Post Office Box 247, Jefferson, OH 44047, effective August 12, 1970.

MECHANICAL DISENGAGING APPARATUS, LIFEBOAT, FOR MERCHANT VESSELS

Approval No. 160.033/42/0, Rottmer type, size 0.1, releasing gear, approved for maximum working load of 14,000 pounds per set (7,000 pounds per hook), identified by assembly and calculations dwg. No. R-124 dated November 5, 1949, and revised February 23, 1950, manufactured by Lane Lifeboat & Davit Corp., 150 Sullivan Street, Brooklyn, NY 11231, effective August 11, 1970. (It is an extension of Approval No. 160.033/42/0 dated August 19, 1965.)

Approval No. 160.033/46/1, Rottmer type, size 0-1-C, releasing gear, approved for maximum working load of 16,500 pounds per set (8,250 pounds per hook), identified by assembly and calculations dwg. No. R-133 dated April 4, 1952, and revised April 21, 1953, manu-

factured by Lane Lifeboat & Davit Corp., 150 Sullivan Street, Brooklyn, NY 11231, effective August 11, 1970. (It is an extension of Approval No. 160.033/46/1 dated August 13, 1965.)

HAND PROPELLING GEAR, LIFEBOATS, FOR MERCHANT VESSELS

Approval No. 160.034/16/0, Type M-1, hand-propelling gear, identified by gear assembly dwg. No. H.P. -1 dated February 5, 1960, and revised July 22, 1960, manufactured by Lane Lifeboat & Davit Corp., 150 Sullivan Street, Brooklyn, NY 11231, effective August 8, 1970. (It is an extension of Approval No. 160.034/16/0 dated August 8, 1965.)

LIFEBOATS

Approval No. 160.035/97/7, 22.0' x 7.5' x 3.17' steel, motor-propelled lifeboat, without radio cabin or searchlight Class 1, 29-person capacity, identified by general arrangement and construction dwg. No. 22-001-02 Rev. A dated July 10, 1970, this boat is built with a wooden or fibrous glass reinforced plastic (FRP) removable interior, 46 CFR 160.035-13(c) Marking. Weights: Condition "A" 3598 pounds; Condition "B" 9191 pounds, manufactured by Lane Lifeboat Division of Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, effective July 16, 1970. (It supersedes Approval No. 160.035/97/6 dated November 7, 1969 to show change in construction and name.)

Approval No. 160.035/110/3, 28.0' x 9.79' x 4.12' steel, motor-propelled lifeboat without radio cabin or searchlight, Class I, 62-person capacity, identified by general arrangement and construction dwg. No. 28-001-01 Rev. A dated July 3, 1970, this boat is built with a wooden or fibrous glass reinforced plastic (FRP) removable interior, 46 CFR 160.035-13(c) Marking. Weights: Condition "A" 6320 pounds; Condition "B" 17765 pounds, manufactured by Lane Lifeboat Division of Lane Marine Technology, Inc., 150 Sullivan Street, Brooklyn, NY 11231, effective July 24, 1970. (It supersedes Approval No. 160.035/110/2 dated February 9, 1966 to show change in name and construction.)

Approval No. 160.035/311/3, 24.0' x 8.0' x 3.5' steel, motor-propelled lifeboat without radio cabin or searchlight, Class 1, 37-person capacity, identified by general arrangement dwg. No. 24-9E Rev. J dated June 12, 1970, 46 CFR 160.035-13(c) Marking. Weights: Condition "A"=4,085 pounds; Condition "B"=11,182 pounds, manufactured by Marine Safety Equipment Corp., Foot of Wycoff Road, Farmingdale, NJ 07727, effective August 3, 1970. (It supersedes Approval No. 160.035/311/2 dated August 3, 1965 to show change in address and construction.)

Approval No. 160.035/363/2, 24.0' x 8.0' x 3.5' steel, hand-propelled lifeboat, 40-person capacity, identified general arrangement dwg. No. 24-9G Rev. F dated June 11, 1970, 46 CFR 160.035-13(c) Marking. Weights: Condition "A" 3,980 pounds; Condition "B" 11,358 pounds, manufactured by Marine Safety Equipment Corp., Foot of Wycoff Road, Farmingdale, NJ 07727, effective July 15, 1970.

(It reinstates and supersedes Approval No. 160.035/363/1 terminated November 23, 1969 to show change in address and construction.)

BUOYANT CUSHIONS, KAPOK, OR FIBROUS GLASS

NOTE: For Motorboats of Classes A, 1, or 2 Not Carrying Passengers for Hire.

Approval No. 160.048/9/1, special approval for 14" x 17" x 2" rectangular ribbed-type kapok buoyant cushion, 23-oz. kapok, dwg. No. 1, Rev. 1 dated September 24, 1965, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines, IA 50317, effective August 18, 1970. (It is an extension of Approval No. 160.048/9/1 dated October 8, 1965.)

INFLATABLE LIFE RAFTS

Approval No. 160.051/28/2, 15-person inflatable life raft, identified by general arrangement dwg. PE-E-1047, revision M dated July 20, 1970, and specifications, revision H dated June 18, 1970, manufactured by Uniroyal Inc., Plastic Products Division, Providence, R.I. 02901, effective August 3, 1970. (It supersedes Approval No. 160.051/28/1 dated August 24, 1967 to show design revisions.)

BUOYANT VESTS, UNICELLULAR PLASTIC FOAM

NOTE: For Motorboats of Classes A, 1, or 2 Not Carrying Passengers for Hire.

Approval No. 160.052/243/1, Type II, Model No. 500, adult unicellular plastic foam buoyant vest, dwg. Nos. CP-1 dated March 8, 1961, Rev. 1 dated June 24, 1963, and CP-0 dated March 13, 1961, Rev. 1 dated June 24, 1963, and Bill of Materials dated October 1, 1965, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines, IA 50317, effective August 18, 1970. (It is an extension of Approval No. 160.052/243/1 dated October 27, 1965.)

Approval No. 160.052/244/1, Type II, Model No. 501, child medium unicellular plastic foam buoyant vest, dwg. Nos. CP-2 dated March 10, 1961, Rev. 1 dated June 24, 1963, and CP-0 dated March 13, 1961, Rev. 1 dated June 24, 1963, and Bill of Materials dated October 1, 1965, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines, IA 50317, effective August 18, 1970. (It is an extension of Approval No. 160.052/244/1 dated October 27, 1965.)

Approval No. 160.052/245/1, Type II, Model No. 502, child small unicellular plastic foam buoyant vest, dwg. Nos. CP-0 and CP-3 dated March 13, 1961, Rev. 1 dated June 24, 1963, and Bill of Materials dated October 1, 1965, manufactured by Iowa Fibre Products, Inc., 2425 Dean Avenue, Des Moines, IA 50317, effective August 18, 1970. (It is an extension of Approval No. 160.052/245/1 dated October 27, 1965.)

FIRE PROTECTIVE SYSTEMS

Approval No. 161.002/2/0, "Detect-A-Fire," type 27020, fire alarm thermostat, having temperature ratings of 140° F., 160° F., and 225° F., for use with approved closed-circuit type fire indicating

and alarm systems; approved as affording protection of an area where no point on the overhead is more than 17.5 feet from the thermostat except that the overhead on each side of beams over 12 inches in depth shall be considered as separate areas for the purpose of this space limitation; identified by drawing 27020-2, revision J/8 dated April 29, 1965, manufactured by Fenwal, Inc., Ashland, Mass. 10013, effective July 30, 1970. (It is an extension of Approval No. 161.002/2/0 dated July 30, 1965.)

Approval No. 161.002/3/0, "Detect-A-Fire," type 27021, fire alarm thermostat, having temperature ratings of 140° F., 160° F., and 225° F., for use with approved open-circuit type fire indicating and alarm systems; approved as affording protection of an area where no point on the overhead is more than 17.5 feet from the thermostat except that the overhead on each side of beams over 12 inches in depth shall be considered as separate areas for the purpose of this spacing limitation; identified by drawing 27021-2, revision J/9 dated April 29, 1965, manufactured by Fenwal, Inc., Ashland, Mass. 10013, effective July 30, 1970. (It is an extension of Approval No. 161.002/3/0 dated July 30, 1965.)

SAFETY VALVES (POWER BOILERS)

Approval No. 162.001/226/2, type series 1811-A, consolidated carbon steel body pop safety valve, exposed spring, maximum pressure 300 and 800 p.s.i., maximum temperature 650° F., dwg. No. 315712 dated January 25, 1965, revised February 7, 1966, approved for the following sizes and type numbers:

1½", 1811 FA.	2½", 1811 LA.
1½", 1811 GA.	3", 1811 MA.
1½", 1811 HA.	4", 1811 NA.
1½", 1811 JA.	4", 1811 PA.
2", 1811 KA.	

manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, formerly Manning, Maxwell, and Moore, Inc., effective August 11, 1970. (It supersedes Approval No. 162.001/226/1 dated July 8, 1965, to show addition of "D" temperature class and change of name of manufacturer.)

Approval No. 162.001/227/2, type series 1811-B, consolidated carbon steel body pop safety valve, exposed spring, maximum pressure 300 and 800 p.s.i., maximum temperature 750° F., dwg. No. 315712 dated January 25, 1965, revised February 7, 1966, approved for the following sizes and type numbers:

1½", 1811 FB.	2½", 1811 LB.
1½", 1811 GB.	3", 1811 MB.
1½", 1811 HB.	4", 1811 NB.
1½", 1811 JB.	4", 1811 PB.
2", 1811 KB.	

manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, formerly Manning, Maxwell, and Moore, Inc., effective August 11, 1970. (It supersedes Approval No. 162.001/227/1 dated July 8, 1965 to show addition of "D" temperature class and change of name of manufacturer.)

Approval No. 162.001/228/2, type series 1811-C, consolidated carbon steel body pop safety valve, exposed spring, maximum pressure 300 and 800 p.s.i., maximum temperature 900° F., dwg. No. 315712 dated January 25, 1965, revised February 7, 1966, approved for the following sizes and type numbers:

1½", 1811 FC.	2½", 1811 LC.
1½", 1811 GC.	3", 1811 MC.
1½", 1811 HC.	4", 1811 NC.
1½", 1811 JC.	4", 1811 PC.
2", 1811 KC.	

use of 600# ASA flange is limited to 700 p.s.i., if used at 900° F., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, formerly Manning, Maxwell, and Moore, Inc., effective August 11, 1970. (It supersedes Approval No. 162.001/228/1 dated July 8, 1965 to show addition of "D" temperature class and change of name of manufacturer.)

PRESSURE VACUUM RELIEF VALVES AND SPILL VALVES FOR TANK VESSELS

Approval No. 162.017/104/1, Type A-207, A-207-W, A-209, A-209-W, A-217, A-217-W, A-219, A-222 and A-222-W, pressure vacuum relief valves, vacuum only, with ASTM A-351 Grade CF-8 pressure parts, approved for 25 p.s.i.g. maximum operating pressure, liquefied flammable gas service, manufactured by Midland Manufacturing Corp., 7733 Gross Point Road, Skokie, IL 60076, effective August 12, 1970. (It supersedes Approval No. 162.017/104/0 dated January 22, 1969, to show addition of valve type A-219.)

SAFETY RELIEF VALVES, LIQUEFIED COMPRESSED GAS

Approval No. 162.018/36/1, type 1905, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, 150 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/36/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/37/1, type 1906, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, 300 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/37/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/38/1, type 1910, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, 300 p.s.i. primary service pressure rating, dwg. No.

404217, dated May 17, 1955, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/38/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/39/1, type 1912, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, 600 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/39/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/42/1, type 1905-30, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type, 150 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/42/0 dated February 27, 1968, to show increased pressure rating.)

Approval No. 162.018/43/1, type 1906-30, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type, 300 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/43/0 dated February 27, 1968, to show increased pressure rating.)

Approval No. 162.018/44/1, type 1910-30, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type, 300 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/44/0 dated February 27, 1968, to show increased pressure rating.)

Approval No. 162.018/45/1, type 1912-30, safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type, 600 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, approved for inlet diameters of 1½ inches through 6 inches for a maximum

set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/45/0 dated February 27, 1968, to show increased pressure rating.)

Approval No. 162.018/48/1, type 1905 (special) safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, with Buna-N "O" ring seating surface seal, 150 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, as modified by dwg. No. TP-114, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/48/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/49/1, type 1906 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, with Buna-N "O" ring seating surface seal, 300 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, as modified by dwg. No. TP-114, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/49/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/50/1, type 1910 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, with Buna-N "O" ring seating surface seal, 300 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, as modified by dwg. No. TP-114, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/50/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/51/1, type 1912 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, with Buna-N "O" ring seating surface seal, 600 p.s.i. primary service pressure rating, dwg. No. 404217, dated May 17, 1955, as

modified by dwg. No. TP-114, approved for inlet diameters of 1 inch through 6 inches for a maximum set pressure of 300 p.s.i.g., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. Relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc. (It supersedes Approval No. 162.018/51/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/52/1, type 1905-30 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type with Buna-N "O" ring seating surface seal, 150 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, as modified by dwg. No. TP-116, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/52/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/53/1, type 1906-30 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type with Buna-N "O" ring seating surface seal, 300 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, as modified by dwg. No. TP-116, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/53/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/54/1, type 1910-30 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type with Buna-N "O" ring seating surface seal, 300 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, as modified by dwg. No. TP-116, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/54/0

dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/55/1, type 1912-30 (special), safety relief valve for liquefied compressed gas service (noncorrosive), full nozzle type metal-to-metal seat, bellows type with Buna-N "O" ring seating surface seal, 600 p.s.i. primary service pressure rating, dwg. No. 401401, dated October 1, 1956, as modified by dwg. No. TP-116, approved for inlet diameters of 1½ inches through 6 inches for a maximum set pressure of 300 p.s.i.g., relieving capacity certified by the National Board of Boiler and Pressure Vessel Inspectors letter dated December 12, 1960, to Manning, Maxwell and Moore, Inc., manufactured by Dresser Industrial Valve and Instrument Division, Post Office Box 1430, Alexandria, LA 71301, effective August 13, 1970. (It supersedes Approval No. 162.018/55/0 dated September 20, 1966, to show increased pressure rating.)

Approval No. 162.018/71/0, Lonergan 11-W-200 BT Series safety valves for pressure-temperature limitations as specified on Lonergan dwg. No. A-1884, manufactured by J. E. Lonergan Co., Red Lion Road West of Verree Road, Post Office Box 6167, Philadelphia, PA 19115, effective August 11, 1970.

BACKFIRE FLAME CONTROL, GASOLINE ENGINES: FLAME ARRESTERS; FOR MERCHANT VESSELS AND MOTORBOATS

Approval No. 162.041/123/0, Bendix B175-56 flame arrester with B177-10A brass element assembly, testing waived because of similarities to Model B175-24A, U.S.C.G. Approval No. 162.041/54/2, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective August 18, 1970.

Approval No. 162.041/124/0, Universal-Peerless Co. backfire flame arrester assembly, cast aluminum adapter, with Zenith No. C-177-7 brass element assembly, manufactured by Universal Motor Division, Medalist Industries, 1552 Harrison Street, Oshkosh, WI 54901, effective August 11, 1970.

INCOMBUSTIBLE MATERIALS FOR MERCHANT VESSELS

Approval No. 164.009/54/0, "Thermafiber Glass Fiber," fibrous insulation type incombustible material identical to that described in National Bureau of Standards Report No. TG10210-2028:FP3461 dated August 1, 1958, approved in a density of 3 pounds per cubic foot, manufactured by United States Gypsum Co., 300 West Adams Street, Chicago, IL 60606, effective August 14, 1970. (It reinstates Approval No. 164.009/54/0 terminated September 27, 1968.)

Approval No. 164.009/86/0, Porter Style CGAG woven combination Grade AAA asbestos and fibrous glass (2.5 percent lubricant or less) cloth type incombustible material identical to that described in H. K. Porter letter dated September 1, 1965, approved in weights ½ through 2.50 pounds per square yard, manufactured by H. K. Porter Co., Inc., Thermoid Division, 1250 Porter Building, Pittsburgh, PA 15219, effective August 14,

1970. (It is an extension of Approval No. 164.009/86/0 dated September 8, 1965.)

Dated: September 13, 1971.

G. H. READ,
Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.

[FR Doc.71-14102 Filed 9-23-71;8:47 am]

[CGFR 71-92]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Termination of Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been terminated as herein described during the period from November 23, 1969, to June 18, 1970 (List No. 14-70). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 562p, and 1333 of Title 46, United States Code, section 1333 of Title 43, United States Code, and section 198 of Title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b) (35 F.R. 4959)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 to 164.

Notwithstanding the termination of approval listed in this document, the equipment affected may be used as long as it remains in good and serviceable condition.

LIFEBOATS

The Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, NJ 07727, Approval No. 160.035/229/0 expired and was terminated effective April 1, 1970.

The Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, NJ 07727, Approvals Nos. 160.035/282/1 and 160.035/330/0 expired and were terminated effective December 17, 1969.

The Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, NJ 07727, Approval No. 160.035/343/2 expired and was terminated effective April 15, 1970.

The Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, NJ 07727, Approval No. 160.035/363/1 expired and was terminated effective November 23, 1969.

BUOYANT VESTS, KAPOK OR FIBROUS GLASS

NOTE: For Motorboats of classes A, 1, or 2 not carrying passengers for hire.

The Nu-Way Sporting Goods Company, 708 Eighth Street, Sioux City, IA 51105, Approvals Nos. 160.047/381/0, 160.047/382/0, and 160.047/383/0 expired and were terminated effective June 17, 1970.

BUOYANT CUSHIONS, KAPOK, OR FIBROUS GLASS

NOTE: For Motorboats of classes A, 1, or 2 not carrying passengers for hire.

The Nu-Way Sporting Goods Co., 708 Eighth Street, Sioux City, IA 51105, no longer manufactures certain kapok buoyant cushions and Approval No. 160.048/147/0 was therefore terminated effective June 18, 1970.

APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

The John Wood Co., 100 Washington Street, Conshohocken, PA 19428, no longer manufactures certain liquefied petroleum gas consuming appliances and Approval Nos. 162.020/111/0, 162.020/112/0, 162.020/113/0, and 162.020/114/0 were therefore terminated effective June 18, 1970.

Dated: September 13, 1971.

G. H. READ,
Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.

[FR Doc.71-14103 Filed 9-23-71;8:47 am]

[CGFR 71-93]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from March 26, 1970 to April 10, 1970 (List No. 8-70). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and materials approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of Title 46, United States Code, section 1333 of Title 43, United States Code, and section 198 of Title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b) (35 F.R. 4954)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment,

construction, and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner canceled or suspended by proper authority.

GAS MASKS, SELF-CONTAINED BREATHING APPARATUS, AND SUPPLIED-AIR RESPIRATORS, FOR MERCHANT VESSELS

Approval No. 160.011/34/0, M-S-A Model SW Type N Gas Mask, Part No. 86211 having the Oval Model SW Window-Cator Canister and the All-Vison Facepiece Assembly, or Part No. 86212 having the Oval Model SW Window-Cator Canister and the All-Vison Speaking Diaphragm Facepiece Assembly which may be used in conjunction with the M-S-A Maskone, or Part No. 86218 having the Oval Model SW Window-Cator Canister and the Clearvue Facepiece Assembly; Bureau of Mines Approval No. BM-14F-66A; dwg. Nos. B-86211, Rev. 4 dated June 28, 1967, and C-86218, Rev. 4 dated June 28, 1967, manufactured by Mine Safety Appliances Co., 201 North Braddock Avenue, Pittsburgh, PA 15208, effective April 7, 1970. It supersedes and extends Approval No. 160.011/34/0 dated June 4, 1965 to show minor changes.)

Approval No. 160.011/38/0, M-S-A Ammonia Mask, Part No. 84869 having the Oval Ammonia Canister and the Clearvue Facepiece Assembly, or Part No. 86199 having the All-Vision Facepiece Assembly, or Part No. 86200 having the All-Vision Speaking Diaphragm Assembly which may be used in conjunction with M-S-A Maskone; Bureau of Mines Approval No. BM-14F-58; dwg. Nos. C-84869, Rev. 1 dated November 6, 1961, and B-86197, Rev. 2 dated May 13, 1964, manufactured by Mine Safety Appliances Company, 201 North Braddock Avenue, Pittsburgh, PA 15208, effective April 7, 1970. (It is an extension of Approval No. 160.011/38/0 dated June 4, 1965.)

Approval No. 160.011/41/0, M-S-A Oxygen Mask, demand type, with Clearvue Facepiece and Cleartone Speaking Diaphragm, Part No. 95065, self-contained one-half hour compressed oxygen breathing apparatus, at least one extra fully charged cylinder of oxygen to be included as part of the complete unit, Bureau of Mines Approval No. 13E-09 and MSA assembly dwg. No. D-95065, revision 2 dated February 17, 1969, manufactured by Mine Safety Appliances Co., 201 North Braddock Avenue, Pittsburgh, PA 15208, effective April 7, 1970. (It supersedes Approval No. 160.011/41/0 dated October 19, 1967, to show minor changes.)

Approval No. 160.011/42/0, M-S-A Air Mask, demand type, with Clearvue Facepiece and Cleartone Speaking Diaphragm, Part No. 95066, self-contained one-half hour compressed air breathing apparatus, at least one extra fully charged cylinder of breathing air to be included as part of the complete unit, Bureau of Mines Approval No. 13E-10 and MSA assembly dwg. No. D-95066, revision 2 dated February 17, 1969, manufactured by Mine Safety Appliances Co.,

201 North Braddock Avenue, Pittsburgh, PA 15208, effective April 7, 1970. (It supersedes Approval No. 160.011/42/0 dated October 19, 1967, to show minor changes.)

Approval No. 160.011/45/0, M-S-A Air Mask, pressure demand type, with Clearvue Facepiece and Cleartone Speaking Diaphragm, Part No. 95069, self-contained one-half hour compressed air breathing apparatus, at least one extra fully charged cylinder of breathing air to be included as part of the complete unit, Bureau of Mines Approval No. 13E-10 and MSA assembly dwg. No. D-95069, revision 5 dated February 14, 1969, manufactured by Mine Safety Appliances Co., 201 North Braddock Avenue, Pittsburgh, PA 15208, effective April 7, 1970.

Approval No. 160.011/46/0, M-S-A Oxygen Mask, pressure demand type, with Clearvue Facepiece and Cleartone Speaking Diaphragm, Part No. 95070, self-contained one-half hour compressed oxygen breathing apparatus, at least one extra fully charged cylinder of oxygen to be included as part of the complete unit, Bureau of Mines Approval No. 13E-09 and MSA assembly dwg. No. D-95070 revision 5 dated February 14, 1969, manufactured by Mine Safety Appliances Company, 201 North Braddock Avenue, Pittsburgh, PA 15208, effective April 7, 1970.

LIFEBOATS FOR MERCHANT VESSELS

Approval No. 160.027/62/0, 7.5' x 4.0' (10.5" x 10.0" body section) rectangular lifeboat, fibrous glass reinforced plastic (F.R.P.) shell with unicellular polyurethane foam core, 15-person capacity, dwg. No. 21969 dated February 1, 1965, and revised March 29, 1965, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn, NY 11201, effective April 10, 1970. (It is an extension of Approval No. 160.027/62/0 dated June 22, 1965.)

Approval No. 160.027/63/0, 9.0' x 5.1' (12 1/2" x 12" body section) rectangular lifeboat, fibrous glass reinforced plastic (F.R.P.) shell with unicellular polyurethane foam core, 25-person capacity, dwg. No. 21970 dated February 1, 1965, and revised March 29, 1965, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn, NY 11201, effective April 10, 1970. (It is an extension of Approval No. 160.027/63/0 dated June 22, 1965.)

LIFEBOATS

Approval No. 160.035/439/4, 12.0' x 4.42' x 1.75' oar-propelled F.R.P. lifeboat, 4-person capacity, identified by construction and arrangement drawing 12-5, Rev. G dated March 23, 1970, alternate arrangement identified by general arrangement drawing No. 12-5-SL, Rev. A dated March 23, 1970, 46 CFR 160.035-13(c) Marking. Weights: Condition "A"=319 pounds; Condition "B"=1,071 pounds, approved for use on vessels in bays, sounds, and lakes; and river service. If mechanical disengaging apparatus is fitted, it shall be of an approved type and installed in accordance with drawings approved by the Commandant, approved for six-person capacity as replacement lifeboat, manufactured by

Marine Safety Equipment Corp., Foot of Wycoff Road, Farmingdale, NJ 07727, effective March 31, 1970. (It supersedes Approval No. 160.035/439/3 dated December 16, 1969 to show alternate construction.)

Approval No. 160.035/460/0, 26.0' x 9.0' x 3.83' fibrous glass reinforced plastic (FRP), motor-propelled class 1 lifeboat, 48-person capacity, identified by general arrangement drawing No. 26-2D Rev. A dated February 19, 1970, 46 CFR 160.035-13(c) Marking. Weights: Condition "A"=4,545 pounds; Condition "B"=13,610 pounds, manufactured by Marine Safety Equipment Corp., Foot of Wycoff Road, Farmingdale, NJ 07727, effective March 26, 1970.

BACKFIRE FLAME CONTROL, GASOLINE ENGINES; FLAME ARRESTERS; FOR MERCHANT VESSELS AND MOTORBOATS

Approval No. 162.041/115/0, A175-50 Flame Arrester Assembly with C177-18 Element Assembly, Vane Spacing of 0.026", for Chrysler "6 PAK", manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective April 10, 1970.

Dated: September 13, 1971.

G. H. READ,
Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.

[FR Doc.71-14104 Filed 9-23-71; 8:47 am]

[CGFR 71-94]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from June 30, 1970 to July 2, 1970 (List No. 16-70). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and materials approvals is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of title 46, United States Code, section 1333 of title 43, United States Code, and section 198 of title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b) (35 F.R. 4954). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5

years from the date of issuance, unless sooner canceled or suspended by proper authority.

LIFEBOATS

Approval No. 160.035/465/0, 13.5' diameter x 4.8' depth fibrous glass reinforced plastic (FRP) motor-propelled totally enclosed "Brucker" survival capsule, Model "B", 28-person capacity, as alternate for lifeboat, inflatable liferaft or lifeboat, identified by general and equipment arrangement dwg. No. 9089-101, Rev. B dated April 30, 1970, approved for use only on non-self-propelled drilling rigs, fixed structures and artificial islands, 46 CFR 160.035-13(c) Marking. Weights: Condition "A"=4,973 pounds; Condition "B"=10,203 pounds, manufactured by The Whittaker Corp., 5159 Baltimore Drive, La Mesa, CA 92042, effective June 30, 1970.

BUOYANT VESTS, UNICELLULAR PLASTIC FOAM

NOTE: For motorboats of classes A, 1, or 2 not carrying passengers for hire.

Approval No. 160.052/404/0, Type II, Model L, adult, unicellular plastic foam buoyant vest with vinyl dip coating, dwg. No. 126 dated April 21, 1970, manufactured by Goodenow Manufacturing, 924 West 19th Street, Erie, PA 16502, effective July 2, 1970.

Approval No. 160.052/405/0, Type II, Model M, child medium, unicellular plastic foam buoyant vest with vinyl dip coating, dwg. No. 126 dated April 21, 1970, manufactured by Goodenow Manufacturing, 924 West 19th Street, Erie, PA 16502, effective July 2, 1970.

Approval No. 160.052/406/0, Type II, Model S, child small, unicellular plastic foam buoyant vest with vinyl dip coating, dwg. No. 126 dated April 21, 1970, manufactured by Goodenow Manufacturing, 924 West 19th Street, Erie, PA 16502, effective July 2, 1970.

LIFE PRESERVERS, UNICELLULAR PLASTIC FOAM, ADULT AND CHILD FOR MERCHANT VESSELS

Approval No. 160.055/96/0, Type IA, Model 62, adult vinyl dip coated unicellular plastic foam life preserver, U.S.C.G. Specification Subpart 160.055, dwg. No. 160.055-1A (Sheet 1) and COMDT (MMT-3) letter dated July 1, 1970, manufactured by Taylortec, Inc., 2549 Hickory Avenue, Metairie, LA 70003, effective July 1, 1970.

Approval No. 160.055/97/0, type IA, Model 66, child vinyl dip coated unicellular plastic foam life preserver, U.S.C.G. Specification Subpart 160.055, dwg. No. 160.055-1A (Sheet 2) and COMDT (MMT-3) letter dated July 1, 1970, manufactured by Taylortec, Inc., 2549 Hickory Avenue, Metairie, LA 70003, effective July 1, 1970.

BUOYANT VESTS, UNICELLULAR POLYETHYLENE FOAM, ADULT AND CHILD

NOTE: Approved for use on motorboats of classes A, 1, or 2 not carrying passengers for hire.

Approval No. 160.060/4/0, Type II, Model AE, adult, cloth covered polyethylene foam buoyant vest, Crawford Manufacturing Co., Inc. dwg. Nos. 26 and

29, Rev. 1 dated October 29, 1964, and Bill of Materials dated November 6, 1964, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond, VA 23212, and 12th and Graham Streets, Emporia, KS 66801, for Montgomery Ward & Co., Inc., 619 West Chicago Avenue, Chicago, IL 60610, effective July 1, 1970. (It is an extension of Approval No. 160.060/4/0 dated September 8, 1965.)

Approval No. 160.060/5/0, Type II, Model ME, child medium, cloth covered polyethylene foam buoyant vest, Crawford Manufacturing Co., Inc. dwg. Nos. 27 and 30, Rev. 1 dated October 29, 1964, and Bill of Materials dated November 6, 1964, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond, VA 23212, and 12th and Graham Streets, Emporia, KS 66801, for Montgomery Ward & Company, Inc., 619 West Chicago Avenue, Chicago, IL 60610, effective July 1, 1970. (It is an extension of Approval No. 160.060/5/0 dated September 8, 1965.)

Approval No. 160.060/6/0, Type II, Model SE, child small, cloth covered polyethylene foam buoyant vest, Crawford Manufacturing Co., Inc., dwg. Nos. 28 and 31, Rev. 1 dated October 29, 1964, and Bill of Materials dated November 6, 1964, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond, VA 23212 and 12th and Graham Streets, Emporia, KS 66801, for Montgomery Ward & Company, Inc., 619 West Chicago Avenue, Chicago, IL 60610, effective July 1, 1970. (It is an extension of Approval No. 160.060/6/0 dated September 8, 1965.)

Dated: September 13, 1971.

G. H. READ,
Captain, U.S. Coast Guard, Acting
Chief, Office of Merchant
Marine Safety.

[FR Doc. 71-14105 Filed 9-23-71; 8:47 am]

[CGFR 70-110]

EQUIPMENT, CONSTRUCTION, AND MATERIALS

Approval Notice

1. Certain laws and regulations (46 CFR, Ch. I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from March 16, 1970 to May 7, 1970 (List No. 10-70). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approvals is generally set forth in sections 367,

375, 390b, 416, 481, 489, 526p, and 1333 of title 46, United States Code, section 1333 of title 43, United States Code, and section 198 of title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b) (35 F.R. 4959)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction and materials are set forth in 46 CFR, Parts 160 to 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner canceled or suspended by proper authority.

LIGHTS, WATER: SELF-IGNITING (CALCIUM CARBIDE—CALCIUM PHOSPHIDE TYPE), FOR MERCHANT VESSELS

Approval No. 160.012/1/1, "Res-Q-Lite", self-igniting water light (calcium carbide—calcium phosphide type), dwg. No. A33 dated September 11, 1947, sheets 1 and 2, not approved for use on tank vessels. This approval will be terminated on December 31, 1970, in accordance with FEDERAL REGISTER, Volume 34, Number 208 dated October 29, 1969, manufactured by Coston Supply Co., 44 Hudson Street, New York, NY 10013, effective May 1, 1970. (It is an extension of Approval No. 160.012/1/1 dated July 23, 1965.)

Approval No. 160.012/3/1, "Sav-U-Lite", self-igniting water light (calcium carbide—calcium phosphide type), assembly dwg. No. 1 dated November 9, 1949, revised February 15, 1950, not approved for use on tank vessels. This approval will be terminated on December 31, 1970, in accordance with the FEDERAL REGISTER, Volume 34, Number 208 dated October 29, 1969, manufactured by Automatic Lite Co., 900 North Iris Avenue, Baltimore, MD 21205, effective May 1, 1970. (It is an extension of Approval No. 160.012/3/1 dated July 23, 1965.)

LADDERS, EMBARKATION-DEBARKATION (FLEXIBLE), FOR MERCHANT VESSELS

Approval No. 160.017/41/0, Master Safety Ladder Model No. 1005A, Type II embarkation-debarkation ladder, chain suspension (8-0 lock link chain) steel ears, dwg. No. 16656-0, dated February 19, 1970, approval limited to ladders 70 feet or less in length, manufactured by Robertson and Schwarts, Inc., 163 Main Street, San Francisco, CA 94105, effective May 6, 1970.

WATER, EMERGENCY DRINKING (IN HERMETICALLY SEALED CONTAINERS), FOR MERCHANT VESSELS

Approval No. 160.026/33/0, Container for emergency provisions, dwg. No. 113, dated April 13, 1960, and Specifications Nos. 113 C and 113 S. C., dated April 13, 1960, manufactured by Ash Jon Corp., 257 Water Street, Brooklyn, NY 11201, effective May 4, 1970. (It is an extension of Approval No. 160.026/33/0 dated July 20, 1965.)

HAND PROPELLING GEAR, LIFEBOATS, FOR MERCHANT VESSELS

Approval No. 160.034/12/2, Type B, size 1, hand-propelling gear identified by general arrangement dwg. No. G-1502 dated January 1954, and revised July 8, 1965, manufactured by C. C. Galbraith & Son, Inc., Maple Place & Manchester Avenue, Post Office Box 185, Keyport, NJ 07735, effective May 4, 1970. (It is an extension of Approval No. 160.034/12/2 dated July 30, 1965.)

LIFEBOATS

Approval No. 160.035/459/0, 26.0' x 9.0' x 3.83' fibrous glass reinforced plastic (FRP), oar-propelled lifeboat, 53-person capacity, identified by general arrangement dwg. No. P-26-2A, Rev. A dated April 24, 1970, 46 CFR 160.035-13 (c) Marking. Weights: Condition "A"=3,220 pounds; Condition "B"=13,063 pounds, manufactured by Marine Safety Equipment Corp., Foot of Wycoff Road, Farmingdale, NJ 07727, effective May 5, 1970.

BUOYS, LIFE, RING, UNICELLULAR PLASTIC

Approval No. 160.050/1/2, 30-inch unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, dwg. Nos. 12874, Rev. 2 dated July 15, 1959 and 12988, Rev. 3 dated January 13, 1960, manufactured by B. F. Goodrich Sponge Products, Division of the B. F. Goodrich Co., Shelton, Conn. 06852, effective May 6, 1970. (It is an extension of Approval No. 160.050/1/2 dated July 30, 1965.)

Approval No. 160.050/2/2, 24-inch unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, dwg. Nos. 12874, Rev. 2, dated July 15, 1959, and 12988, Rev. 3 dated January 13, 1960, manufactured by B. F. Goodrich Sponge Products, Division of the B. F. Goodrich Co., Shelton, Conn. 06852, effective May 6, 1970. (It is an extension of Approval No. 160.050/2/2 dated July 30, 1965.)

Approval No. 160.050/3/2, 20-inch unicellular plastic ring life buoy, U.S.C.G. Specification Subpart 160.050, dwg. Nos. 12874, Rev. 2 dated July 15, 1959, and 12988, Rev. 3 dated January 13, 1960, manufactured by B. F. Goodrich Sponge Products, Division of the B. F. Goodrich Co., Shelton, Conn. 06852, effective May 6, 1970. (It is an extension of Approval No. 160.050/3/2 dated July 30, 1965.)

APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

Approval No. 162.020/115/0, Model No. C-281H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/115/0 dated March 16, 1965.)

Approval No. 162.020/116/0, Model No. C-282H range for liquefied petroleum gas service approved by the American Gas

Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/116/0 dated March 16, 1965.)

Approval No. 162.020/117/0, Model No. C-283H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/117/0 dated March 16, 1965.)

Approval No. 162.020/118/0, Model No. C-284H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/118/0 dated March 16, 1965.)

Approval No. 162.020/119/0, Model No. C-285H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0 and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/119/0 dated March 16, 1965.)

Approval No. 162.020/120/0, Model No. C-286H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/120/0 dated March 16, 1965.)

Approval No. 162.020/121/0, Model No. C-291H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/121/0 dated March 16, 1965.)

Approval No. 162.020/122/0, Model No. C-292H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/122/0 dated March 16, 1965.)

Approval No. 162.020/123/0, Model No. C-293H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/123/0 dated March 16, 1965.)

Approval No. 162.020/124/0, Model No. C-294H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/124/0 dated March 16, 1965.)

Approval No. 162.020/125/0, Model No. C-295H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/125/0 dated March 16, 1965.)

Approval No. 162.020/126/0, Model No. C-296H range for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 11-(80-1.0, -3.0, and -1.1).001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/126/0 dated March 16, 1965.)

Approval No. 162.020/127/0, Model No. B280-14-H deep fat fryer for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 13-(13-1.1 and -3.1).001-AX dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/127/0 dated March 16, 1965.)

Approval No. 162.020/128/0, Model No. B-40-14-H deep fat fryer for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 13-(13-1.1 and -3.1).001-AX dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/128/0 dated March 16, 1965.)

Approval No. 162.020/129/0, Model No. B-50-14-H deep fat fryer for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 13-(13-1.1 and -3.1).001-AX dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/129/0 dated March 16, 1965.)

Approval No. 162.020/130/0, Models Nos. A-280-2H and A280-2GGH baking and roasting oven for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 15-27-1.001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/130/0 dated March 16, 1965.)

Approval No. 162.020/131/0, Model No. A290-2H baking and roasting oven for liquefied petroleum gas service approved by the American Gas Association, Inc., under Certificate No. 15-27-1.001 dated January 1, 1959, manufactured by Welbilt Corp., Garland Division, Welbilt Square, Maspeth, N.Y. 11352, effective March 16, 1970. (It is an extension of Approval No. 162.020/131/0 dated March 16, 1965.)

BACKFIRE FLAME CONTROL, GASOLINE ENGINES FLAME ARRESTERS FOR MERCHANT VESSELS AND MOTORBOATS

Approval No. 162.041/68/1, Barbron Model No. 400-17 backfire flame arrester for gasoline engines, dwg. No. A-5523 dated January 6, 1966, alternate base is 0.25 inch high whereas standard base is 0.12 inch high, manufactured by Barbron Corp., 14580 Lesure Avenue, Detroit, MI 48277, effective May 1, 1970. (It supercedes Approval No. 162.041/68/0 dated January 17, 1966, to show alternate base construction.)

Approval No. 162.041/118/0, Bendix Model B175-48 backfire flame arrester with aluminum element strips, Part No. C177-14, replaces Bendix flame arrester Model No. B175-54, Coast Guard Approval No. 162.041/109/0, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective May 6, 1970.

Approval No. 162.041/119/0, Bendix Model B175-46 backfire flame arrester with aluminum element strips, Part No. C177-16, replaces Bendix flame arrester Model No. B175-52, Coast Guard Approval No. 162.041/110/0, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective May 6, 1970.

Approval No. 162.041/120/0, Bendix Model B175-47 backfire flame arrester with aluminum element strips, Part No. C177-15, replaces Bendix flame arrester Model No. B175-53, Coast Guard Approval No. 162.041/111/0, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective May 6, 1970.

Approval No. 162.041/121/0, Bendix Model B175-45 backfire flame arrester with aluminum element strips, Part No. C177-15, replaces Bendix flame arrester Model No. B175-51, Coast Guard Approval No. 162.041/112/0, manufactured by Bendix Corp., Fuel Devices Division, 696 Hart Avenue, Detroit, MI 48214, effective May 6, 1970.

BULKHEAD PANELS FOR MERCHANT VESSELS

Approval No. 164.008/54/0, Marinite ABK, asbestos incombustible binder board type bulkhead panel identical to that described in the National Bureau of Standards Test Report No. TG10210-2182:FR3719 dated August 21, 1969, approved as meeting Class B 15 requirements in a 2-inch thickness. The board may be only installed in the approved 2-inch thickness. For use as a portion of the insulation of an "A" class division as described in NVIC 10-63, the approved board may be considered as having an insulation value equivalent to 1½ P.

Approved drawings 1-3, 4-4, 5-4, and 6-4 dated April 24, 1970, form a part of this certificate, plants located at Manville, N.J., and Billerica, Mass. manufactured by Johns-Manville Sales Corp., 22 East 40th Street, New York, NY 10016, effective April 28, 1970.

INCOMBUSTIBLE MATERIALS FOR MERCHANT VESSELS

Approval No. 164.009/21/2, "Fiberglass Insulation Types PF-334 through PF-336," glass wool insulation type incombustible materials identical to those described in National Bureau of Standards Test Report No. TG10210-1624:FP2806 dated August 9, 1949, approved in a density of 1/2 to 1 pound per cubic foot, manufactured by Owens-Corning Fiberglass Corp., Toledo, Ohio 43601, effective May 7, 1970. (It is an extension of Approval No. 164.009/21/2 dated June 21, 1965.)

Approval No. 164.009/81/1, "Aeroflex," fibrous glass type incombustible material identical to that described in National Bureau of Standards Test Report No. TG10210-2117:FR3648 dated February 23, 1965, and TG10210-2119:FR 3650 dated May 4, 1965, approved densities of 1 1/2 through 2 pounds per cubic foot, Plant: Newark, Ohio, manufactured by Owens-Corning Fiberglass Corp., Toledo, Ohio 43601, effective May 6, 1970. (It is an extension of Approval No. 164.009/81/1 dated May 11, 1965.)

Approval No. 164.009/82/1, "Ultrafine CG No. 1 through CG No. 7" fibrous glass type incombustible material identical to that described in National Bureau of Standards Test Reports Nos. TG10210-2120:FR3651 dated June 7, 1965, and TG10210-2122:FR3653 dated September 17, 1965, approved in a range from 1/2 through 3 pounds per cubic foot density, product manufactured at Plant No. 7, 3031 Fiberglass Road, Kansas City, KS 66115; Mountaintop, Pa., plant: Crestwood Industrial Park, Mountaintop, Pa. 18707, and Berlin, N.J., plant: New Brooklyn and New Freedom Roads, Williamstown Junction, N.J. 08009, manufactured by Certain-Teed/Saint Gobain Insulation Corp., 100 Presidential Boulevard, Bala-Cynwyd, PA 19004, effective April 30, 1970. (It supersedes Approval No. 164.009/82/1 dated October 30, 1967, to show additional plant locations.)

Approval No. 164.009/84/0, Grade AAA "Glassbestos" woven asbestos-glass cloth type incombustible material identical to that described in Raybestos-Manhattan letter dated February 25, 1965, approved in weights of 1.10 and 1.40 pounds per square yard, manufactured by Raybestos-Manhattan, Inc., Asbestos Textile Division, Manheim, PA 17545, effective May 4, 1970. (It is an extension of Approval No. 164.009/84/0 dated July 9, 1965.)

Approval No. 164.009/107/0, "Foiled Ultrafine CG No. 1 through CG No. 7" aluminum faced fibrous glass type incombustible material identical to that described in National Bureau of Standards Test Report No. TG 10210-2154-3691 dated October 10, 1967, and Gustin-Bacon letters dated June 8, 1967, and June 23,

1967, approved in a range from 1/2 through 3 pounds per cubic foot density, product manufactured at Plant No. 7, 3031 Fiberglass Road, Kansas City, KS 66115; Mountaintop, Pa., plant: Crestwood Industrial Park, Mountaintop, Pa. 18707, and Berlin, N.J., plant: New Brooklyn and New Freedom Roads, Williamstown Junction, N.J. 08009, manufactured by Certain-Teed/Saint Gobain Insulation Corp., 100 Presidential Boulevard, Bala-Cynwyd, PA 19004, effective April 30, 1970. (It supersedes Approval No. 164.009/107/0 dated October 20, 1967, to show additional plant locations.)

Dated: September 13, 1971.

G. H. READ,
Captain, U.S. Coast Guard, Acting Chief, Office of Merchant Marine Safety.

[FR Doc.71-14106 Filed 9-23-71;8:47 am]

National Highway Traffic Safety Administration

EXPERIMENTAL SAFETY VEHICLE PROGRAM

Notice of Availability of Public Information

A public information file has been established for material concerning the Experimental Safety Vehicle (ESV) program being conducted by the Department of Transportation under the National Traffic and Motor Vehicle Safety Act of 1966. As a part of this program, the Department has contracted with four companies for the development of experimental safety vehicles in the family sedan weight class (4000 lbs.) Two of the companies, AMF and Fairchild Industries, are scheduled to deliver their vehicles in late December 1971. The other companies, General Motors Corp. and Ford Motor Co., expect to deliver their prototype vehicles in October 1972 and January 1973, respectively. In addition, memoranda of understanding have been concluded between the United States and West Germany, Japan, Great Britain, and Italy for the development of experimental safety vehicles in lighter weight classes.

The public information file contains pertinent background information on the ESV program, including the development contracts with the companies named above; memoranda of understanding with the foreign governments named above; supporting research reports and other reports officially disseminated to participating foreign governments; phase I reports on the U.S. ESV program definition phase; and technical information from governments and manufacturers participating in the ESV program. The materials in the file are available for inspection and copying Monday through Friday, from 8 a.m. to 4 p.m., at the following address: National Highway Traffic Safety Administration, Room 5119, 400 Seventh Street SW., Washington, DC.

This notice is issued under the authority of sections 106 and 119 of the Na-

tional Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1395, 1407), and the delegation of authority at 49 CFR 1.51.

Issued on September 20, 1971.

DOUGLAS W. TOMS,
Administrator.

[FR Doc.71-14099 Filed 9-23-71;8:47 am]

ATOMIC ENERGY COMMISSION

[Docket No. 50-341]

DETROIT EDISON CO.

Change of Date of Hearing

In the matter of the Detroit Edison Co. (Enrico Fermi Atomic Power Plant Unit No. 2).

On September 7, 1971, the Atomic Safety and Licensing Board announced that the initial session of evidentiary hearings in the above-entitled proceeding would commence on October 19, 1971 in Monroe, Mich. It has become necessary for good cause to postpone the Hearing for 1 week. Accordingly, notice is hereby given that the Hearing in the above-entitled proceeding relating to matters including radiological health and safety, technical and financial qualifications and common defense and security, will commence at 10 a.m. on Tuesday, October 26, 1971 at the:

Michigan National Guard Armory, 15483 South Dixie Highway, Monroe, MI 48161.

Additional sessions of evidentiary hearings relating to matters raised under the National Environmental Policy Act (NEPA) will be announced by the Board at a future date.

Issued: September 17, 1971, Germantown, Md.

ATOMIC SAFETY AND LICENSING BOARD,
ROBERT M. LAZO,
Chairman.

[FR Doc.71-14077 Filed 9-23-71;8:45 am]

NEVADA TEST SITE

Notice of Availability of the General Manager's Final Environmental Statement

Notice is hereby given that a document entitled "Final Environmental Statement—Nevada Test Site," 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, DC 20545, and in the Commission's Nevada Operations Office, Post Office Box 14100, Las Vegas, NV 89114; the San Francisco Operations Office, 2111 Bancroft Way, Berkeley, CA 94704; the Chicago Operations Office, 9800 South Cass Avenue, Argonne, IL 60439; and the Oak Ridge Operations Office, Post Office Box E, Oak Ridge, TN 37830. This statement covers all underground noncratering nuclear

tests of one megaton or less for fiscal year 1972 at the Commission's Nevada Test Site. Included with the statement are the comments received from Federal and State agencies on the draft statement of which notice of availability was published in the FEDERAL REGISTER, Volume 36, No. 79, dated April 23, 1971, and the AEC's response to these comments.

The Environmental Statement, including the comments and AEC's responses, will be furnished upon request addressed to the Assistant General Manager for Operations, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Dated at Germantown, Md., this 20th day of September 1971.

For the Atomic Energy Commission.

W. B. McCool,
Secretary of the Commission.

[FR Doc.71-14078 Filed 9-23-71;8:45 am]

[Docket No. 50-247]

CONSOLIDATED EDISON COMPANY OF NEW YORK

Order Convening Hearings on October 5, 1971 and November 1, 1971

In the matter of Consolidated Edison Company of New York, Inc. (Indian Point Station Unit No. 2).

Upon a consideration of the status of the record herein, and after an exchange of telegrams and a conference telephone call with attorneys for the parties to this proceeding as to their convenience and availability for schedules for this proceeding, and in view of the intended submission of further evidence from Consolidated Edison Company of New York, Inc. (applicant), the Regulatory Staff of the Commission, and the New York State Atomic Energy Council, the Atomic Safety and Licensing Board has concluded that two sessions of hearings should be scheduled, the first to receive the further direct evidence that the foregoing parties intend to present, and the second hearing to be of unlimited duration in order to complete all matters of which complete submittals have been made by direct evidence at that time.

Wherefore, it is ordered, In accordance with the Atomic Energy Act, as amended, and the rules of practice of the Commission, that the following sessions of hearings shall be convened:

(1) An evidentiary hearing shall convene and be in session commencing from 9 a.m., local time, October 5 and 6, 1971, in the All-Purpose Room of the Springvale Inn, 500 Albany Post Road, Croton-on-Hudson, NY, to receive further direct evidence from any of the parties who have completed the preparation of their evidence, to have such clarification interrogation as will be helpful in preparation for cross-examination and to consider procedures and schedules for a later session of this proceeding that will expedite and complete the presentation of all evidence.

(2) An evidentiary hearing shall convene at 9 a.m. on November 1, 1971, in the All-Purpose Room of the Springvale Inn, 500 Albany Post Road, Croton-on-Hudson, NY, and shall be of unlimited duration, but identified in time on the record on a day-to-day basis, in an endeavor to receive and consider all matters of evidence, by way of direct and cross-examination, on all items as to which complete submittal can be made as of that date, in an endeavor to conclude the hearing in this proceeding in all respects possible.

Issued: September 17, 1971, Germantown, Md.

ATOMIC SAFETY AND LICENSING BOARD,
SAMUEL W. JENSCH,
Chairman.

[FR Doc.71-14108 Filed 9-23-71;8:47 am]

CIVIL AERONAUTICS BOARD

LOFTLEIDIR, H. F. AND SEABOARD WORLD AIRLINES, INC.

Notice of Proposed Approval

Application of Loftleidir, H. F. and Seaboard World Airlines, Inc. for approval pursuant to section 408(b) of the Federal Aviation Act of 1958, as amended, Docket 23790.

Notice is hereby given, pursuant to the statutory requirements of section 408(b) of the Federal Aviation Act of 1958, as amended, that the undersigned intends to issue the attached order under delegated authority on September 28, 1971. Prior to that time, interested persons may file comments or request a hearing with respect to the action proposed in the order.

Dated at Washington, D.C., September 20, 1971.

[SEAL] A. M. ANDREWS,
Director, Bureau of
Operating Rights.

Issued under delegated authority.

ORDER OF APPROVAL

By application filed September 2, 1971, Loftleidir, H.F. (Loftleidir) and Seaboard World Airlines, Inc. (Seaboard) jointly requested approval, pursuant to section 408(b) of the Federal Aviation Act of 1958, as amended, (the Act) of the sale of one Douglas DC 8-63F aircraft bearing U.S. Registration No. N8631SW, by Seaboard to Loftleidir. The agreement, which is to become effective on October 1, 1971, provides for total payments of \$10,767,500 plus interest to be paid in equal installments over an 8-year period at the completion of which title will pass to the purchaser.

Loftleidir is a foreign air carrier which holds a permit authorizing it to engage in foreign air transportation between the United States, Iceland and Europe. Seaboard is a United States certificated air carrier operating all cargo and mail services over transatlantic route 119. Seaboard's certificate does not include authorization to serve points in Iceland.

Seaboard's fleet presently consists of 11 DC-8-63F and three DC-8-55F aircraft.

Three of the 63F series aircraft are presently under lease to Loftleidir. While two of these stretch jets are under lease until April 30, 1972, the lease on the third will expire on September 30, 1971. The instant transaction has been arranged to enable Loftleidir to provide a replacement for the latter aircraft.

In support of the request, Seaboard contends that it is the judgment of Seaboard's directors and management that the aircraft in question is no longer required by the company in the operation of its certificated services due to the continuing excess of transatlantic cargo capacity over demand and because of a reduction in Department of Defense utilization of Seaboard aircraft below that which was planned when its stretch jets were acquired; and that if Seaboard were unable to dispose of this unneeded aircraft, it would be seriously handicapped by being forced to absorb the added expense of unnecessary and unused equipment. Seaboard further alleges that the aircraft sales transaction was entered into after arms' length bargaining, is fair to all parties, and is consistent with the public interest; that the transaction in no way impairs Seaboard's ability to perform its authorized services; and that the transaction does not affect the control of Seaboard create a monopoly nor tend to restrain competition.

No objections to approval of the transaction have been received.

Upon consideration of the foregoing, it is concluded that the sale of one DC-8-63F aircraft to Loftleidir by Seaboard may involve the purchase by the former of a substantial portion of the properties of the latter within the meaning of section 408 of the Act, and, therefore, that the transaction is subject to such section. The transaction does not affect the control of an air carrier directly engaged in the operation of aircraft in air transportation, does not result in creating a monopoly and does not tend to restrain competition. Moreover, no person disclosing a substantial interest in this proceeding is currently requesting a hearing and it is concluded that the public interest does not require a hearing. Consequently, it is not found that the transaction is contrary to the public interest or that the conditions of section 408 will be unfulfilled.

Notice of intent to dispose of the application without hearing has been published in the FEDERAL REGISTER and a copy of such notice has been furnished to the Attorney General not later than the day following date of such publication, both in accordance with the provisions of section 408(b) of the Act.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.13, it is found that the transaction described herein should be approved under section 408(b) of the Act without a hearing.

Accordingly, it is ordered, That:

The sale of one DC-8-63F aircraft by Seaboard World Airlines, Inc. to Loftleidir, H.F. be and it hereby is approved.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within ten days after the date of this order.

Because of the imminence of the sale transaction requires immediate action, this order shall become effective on issuance, and the filing of petitions for review shall not stay its effectiveness.

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-14130 Filed 9-23-71;8:49 am]

¹ Orders 70-5-29, May 7, 1970; 70-5-111, May 21, 1970; and 71-6-146, June 29, 1971.

[Docket No. 23694]

**SERVICIO AEREO DE HONDURAS, S.A.
(SAHSA)****Notice of Postponement of Prehearing
Conference**

Notice is hereby given that the prehearing conference in the above-entitled proceeding now assigned to be held on September 28, 1971, is postponed until further notice. The postponement is at the request of the applicant.

Dated at Washington, D.C., September 20, 1971.

[SEAL]

WILLIAM H. DAPPER,
Hearing Examiner.

[FR Doc.71-14131 Filed 9-23-71;8:49 am]

[Docket No. 23763; Order 71-9-76]

**DELTA AIR LINES, INC., AND
NATIONAL AIRLINES, INC.****Order of Investigation and Suspension
Regarding San Francisco-Las Vegas
Excursion Fare**

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 20th day of September 1971.

By tariff¹ marked to become effective October 3, 1971, Delta Air Lines, Inc. (Delta), proposes to establish a round-trip coach excursion fare of \$37.04 from San Francisco to Las Vegas and return. National Airlines, Inc. (National), has filed to match Delta's fare.² Passengers using the fare must depart Las Vegas before midnight of the day following the day of departure from San Francisco. The fare is blacked out on Friday and Saturday eastbound and on Saturday and Sunday westbound, and is 49 percent less than the regular round-trip coach fare. The tariffs are marked to expire March 31, 1972.

Delta asserts that the purpose of the fare is to generate additional traffic by appealing to those people who would be interested in making a short 1-night visit to Las Vegas at an attractive price. It contends that the short return limit and the peak travel period blackouts on weekends will minimize diversion of existing traffic. Delta estimates that the fare will generate 20 round-trip passengers per day, and divert two passengers from existing regular or excursion fares. It forecasts a net revenue contribution of approximately \$11,000 per month, after consideration of \$6.86 incremental expense per round-trip passenger.

Western Air Lines, Inc. (Western) has filed a complaint requesting that the proposal be suspended and investigated.³ Western asserts that the proposal is directed at the same segment of the population which would utilize its recently instituted off-peak coach fares,⁴ and that diversion will far exceed the 10 percent estimated by Delta. It further

asserts that such a drastic fare reduction should not be permitted in this short-haul, high-cost market.

In answer to the complaint, Delta alleges that the severe restrictions on use of the fare justify the sizeable discount, while at the same time assuring a minimum of diversion.

Upon consideration of the tariff proposal, the complaint and answer thereto, and all other relevant matters the Board finds that the proposal may be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial or otherwise unlawful, and should be investigated. The Board further concludes that the fare should be suspended pending investigation.

In our opinion, the proposal raises a potential for unnecessary diversion and revenue dilution, particularly in light of the off-peak coach fare recently introduced by Western. This fare provides a 25-percent discount for travel during comparable periods and should prove attractive to the market which Delta allegedly seeks. In any event, we believe the generative effect of this fare should be tested before a further discount is considered.

Moreover, such diversion as does occur will be substantially at the expense of carriers other than Delta, and particularly Western who carried 57 percent of the traffic in the San Francisco-Las Vegas market during the year ended June 1970. By way of contrast, Delta's participation during that period amounted to less than 1 percent. In addition, other carriers' traffic in the San Francisco-Reno market would be exposed to diversion since the off-peak coach fare in that market is the same as that here proposed by Delta to Las Vegas, a substantially more distant point. In these circumstances, we conclude that the proposal should be suspended pending investigation.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a), 403, 404, and 1002 thereof,

It is ordered, That:

1. An investigation be instituted to determine whether the fare and provisions in Delta Air Lines, Inc.'s, CAB No. 150; the fare and provisions in National Airlines, Inc.'s, CAB No. 144; the Fare Class YE2 Application on 22d Revised Page 896 and YE2 Class Fare between Las Vegas and San Francisco/Oakland/San Jose on 40th Revised Page 914 of CAB No. 136 issued by Airline Tariff Publishers, Inc., agent; and Rule 151 on 11th and 12th Revised Pages 62 of Airline Tariff Publishers, Inc., agent's CAB No. 142, and rules, regulations, or practices affecting such fares and provisions are or will be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful fares and provisions, and rules, regulations, or practices affecting such fares and provisions;

2. Pending hearing and decision by the Board, Delta Air Lines, Inc.'s, CAB No.

150; National Airlines, Inc.'s, CAB No. 144; the Fare Class YE2 Application on 22d Revised Page 896 and YE2 Class Fare between Las Vegas and San Francisco/Oakland/San Jose on 40th Revised Page 914 of Airline Tariff Publishers, Inc., agent's CAB No. 136; and Rule 151 on 11th and 12th Revised Pages 62 of Airline Tariff Publishers, Inc., agent's CAB No. 142 are suspended and their use deferred to and including December 31, 1971, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. Except to the extent granted herein, the complaint of Western Air Lines, Inc., in Docket 23763 is hereby dismissed;

4. The proceeding ordered herein be assigned for hearing before an Examiner of the Board at a time and place hereafter to be designated; and

5. Copies of this order be served upon Delta Air Lines, Inc., National Airlines, Inc., and Western Air Lines, Inc., which are hereby made parties to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.⁵

[SEAL]

HARRY J. ZINK,
Secretary.

[FR Doc.71-14132 Filed 9-23-71;8:49 am]

CIVIL SERVICE COMMISSION**CIVIL AERONAUTICS BOARD****Notice of Grant of Authority to Make
Noncareer Executive Assignment**

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Civil Aeronautics Board to fill by noncareer executive assignment in the excepted service the position of Director, Bureau of International Affairs.

UNITED STATES CIVIL SERVICE
COMMISSION,

[SEAL]

JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.71-14121 Filed 9-23-71;8:48 am]

DEPARTMENT OF AGRICULTURE**Notice of Title Change in Noncareer
Executive Assignment**

By notice of November 17, 1967, F.R. Doc. 67-13608, the Civil Service Commission authorized the departments and agencies to fill by noncareer executive assignment, certain positions removed from Schedule C of Civil Service Rule VI by 5 CFR 213.3301a on November 17, 1967. This is notice that the title of one such position so authorized to be filled by noncareer executive assignment has been

⁵ Dissenting statement of Member Minetti filed as part of the original document.

¹ Delta Air Lines, Inc., Tariff CAB No. 150.

² National Airlines, Inc., Tariff CAB No. 144.

³ Western has also filed a defensive tariff.

⁴ See Order 71-8-40, Aug. 10, 1971.

changed from Assistant Administrator for Export Programs, Foreign Agricultural Service, to Assistant Administrator for Market Development, Foreign Agricultural Service.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-14122 Filed 9-23-71;8:48 am]

DEPARTMENT OF COMMERCE

Notice of Title Changes in Noncareer Executive Assignments

By notice of December 23, 1970, F.R. Doc. 70-17227 the Civil Service Commission authorized the Department of Commerce to fill by noncareer executive assignment the position of Chief Counsel, National Oceanic and Atmospheric Administration. This is notice that the title of this position is now being changed to General Counsel, National Oceanic and Atmospheric Administration.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-14123 Filed 9-23-71;8:48 am]

DEPARTMENT OF COMMERCE

Notice of Revocation of Authority to Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Commerce to fill by noncareer executive assignment in the excepted service the position of Deputy Administrator for Legislative Implementation, Maritime Administration, Office of the Administrator.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-14124 Filed 9-23-71;8:49 am]

ENVIRONMENTAL PROTECTION AGENCY

Notice of Grant of Authority to Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Environmental Protection Agency to fill by noncareer executive assignment in the excepted service the position of Special Assistant to the Administrator, Office of the Administrator.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[FR Doc.71-14125 Filed 9-23-71;8:49 am]

FEDERAL MARITIME COMMISSION

STATES MARINE INTERNATIONAL, INC., ET AL.

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Mrs. Amy Scupi, Galland, Kharasch, Calkins & Brown, Canal Square, 1054 31st Street NW., Washington, DC 20007

States Marine International, Inc., Global Bulk Transport Inc., and Isthmian Lines, Inc.

Agreement No. 9803-2, among the above mentioned parties, modifies the basic agreement to enlarge the scope to include "Ports on the Red Sea north of Cape Guardafui, ports in the Gulf of Aden, and ports in the Persian Gulf."

Dated: September 21, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-14119 Filed 9-23-71;8:48 am]

KAISER AETNA AND COLUMBIA RIVER TERMINAL CO.

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Mr. Steven R. Schell, Black, Hetterline, Beck, & Rappleyea, 12th Floor, the Bank of California Tower, Portland, Oreg. 97205

Agreement No. T-2343-2, between Kaiser Aetna (Kaiser), as assignee from Westward Properties, Inc. (Westward), and Columbia River Terminal Co. (Columbia), modifies the basic agreement which provides for Columbia to operate a marine terminal facility as the agent of Kaiser. The purpose of the modification is to (1) amend certain services performed by Columbia under Westward's tariff including its billing and collection procedures; (2) amend the payment of utilities; (3) limit Westward's ability to contract with third parties without Columbia's consent; and (4) amend the compensation and renewal provisions of the agreement.

Dated: September 21, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-14120 Filed 9-23-71;8:48 am]

FEDERAL POWER COMMISSION

[Docket No. RP72-35]

FLORIDA GAS TRANSMISSION CO.

Notice of Proposed Changes in Rates and Charges

SEPTEMBER 16, 1971.

Take notice that on September 1, 1971, Florida Gas Transmission Co. (Florida Gas) filed changes in its FPC Gas Tariff, original volume No. 1 to become effective October 1, 1971. The proposed rate

changes would increase charges for jurisdictional sales by 0.1 cent per MMB.t.u. or \$64,750 annually, based on volumes for the 12-month period ended December 31, 1969, as adjusted. The proposed increase would be applicable to Florida Gas' jurisdictional rate schedules G and I.

Florida Gas states that the reason for the proposed rate increase is an increase in its cost of purchased gas as a result of the rate increase filing of Southern Natural Gas Co. in Docket No. RP72-22 and the filing of certain producers acting in accordance with the Commission Opinions Nos. 595 and 598.

Copies of the proposed tariff changes were served on Florida Gas' customers and the Florida Public Service Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 27, 1971, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not 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.

Any order or orders issued in these proceedings will be subject to the Commission's statement of policy implementing the Economic Stabilization Act of 1970 (Public Law 91-379, 84 Stat. 799, as amended by Public Law 92-15, 85 Stat. 38) and Executive Order 11615, including such amendments as the Commission may require.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-14116 Filed 9-23-71;8:48 am]

[Docket No. RP71-102]

GREAT LAKES GAS TRANSMISSION CO.

Notice of Filing of Motion for Approval of Settlement Agreement and Revised Tariff Sheets

SEPTEMBER 17, 1971.

Take notice that on September 8, 1971, Great Lakes Gas Transmission Co. (Great Lakes) filed in Docket No. RP71-102 a motion for approval of an attached settlement agreement, together with a schedule of proposed rates. The settlement agreement is stated to result from discussion among Great Lakes, the Commission's staff, and interested parties.

The settlement agreement would resolve all issues in Docket No. RP71-102 and generally provide for specified reduced rates to become effective as of November 1, 1971, for revised rates in the event Great Lakes' cost of debt de-

creases or increases, and for refunds to its customers of any amount included in the rates filed subject to the agreement which are subsequently found unwarranted as a result of an original cost audit by the Commission staff upon final and unappealable order of the Commission.

Copies of the settlement agreement, the settlement cost of service, and a schedule of the proposed rates were served on all of Great Lakes' customers, parties of record, and interested State commissions.

Comments or objections relating to the proposed settlement agreement may be filed with the Federal Power Commission, Washington, D.C. 20426, on or before September 30, 1971.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-14080 Filed 9-23-71;8:45 am]

[Docket No. CP72-55]

MICHIGAN WISCONSIN PIPE LINE CO.

Notice of Application

SEPTEMBER 16, 1971.

Take notice that on September 3, 1971, Michigan Wisconsin Pipe Line Co. (applicant), 1 Woodward Avenue, Detroit, MI 48226, filed in Docket No. CP72-55 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the acquisition by purchase and operation of certain natural gas facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, applicant seeks authorization to acquire by purchase from Hunt Oil Co. and Hunt Industries (Hunt) existing gas supply gathering facilities extending from Grand Isle Block 25 Field, Offshore Louisiana to a point of interconnection with Tennessee Gas Pipeline Co.'s 24-inch main pipeline located in Lafourche Parish, La. Applicant has contracted to purchase such gathering facilities from the sellers at their depreciated book cost.

Applicant states that the acquisition of the gathering facilities will be beneficial to it and its customers because it will afford the applicant direct access to substantial additional natural gas reserves within economic reach of the gathering facilities. Coincident with the execution of the contract for the purchase of the gathering facilities, Hunt and applicant amended their gas sales contract to provide for the dedication of all reserves controlled by Hunt in parts of Blocks 14 and 15, Grand Isle Area, Offshore Louisiana. The new dedication adds approximately 3,700 acres to the acreage originally committed to applicant under the gas sales contract, thus bringing the total to some 7,500 acres now committed to the applicant.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 5, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a

petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-14117 Filed 9-23-71;8:48 am]

[Docket No. CP72-61]

NORTHERN NATURAL GAS CO.

Notice of Application

SEPTEMBER 17, 1971.

Take notice that on September 8, 1971, Northern Natural Gas Co. (Applicant), 2223 Dodge Street, Omaha, NE 68102, filed in Docket No. CP72-61 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain facilities and the exchange of natural gas with El Paso Natural Gas Co. (El Paso), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that it has acquired certain new natural gas reserves in the Gomez Field of Pecos County, Tex., and that it has incurred an obligation to take volumes from these reserves on a daily basis. There are additional volumes of gas available from other wells for which Applicant has made substantial prepayments. Applicant desires to take volumes available in the Gomez Field that are in excess of the capacity of its gas treating facilities. In order to provide for the treatment of volumes in excess of its plant's capacity, Applicant has entered into an exchange agreement with El Paso whereby excess capacity of the El Paso

Waha Treating Plant will be used for Applicant.

To facilitate this exchange, Applicant proposes to construct and operate approximately 4,000 feet of 10-inch pipeline and a measuring station to interconnect with El Paso's 24-inch Gomez pipeline and to deliver to El Paso up to 50,000 Mcf per day, on a best efforts basis. El Paso will redeliver the volumes of residue gas after treatment, to Applicant, at the tailgate of the Mobil Oil Corp.'s Cayanosa Processing Plant in Pecos County. Applicant states that it will pay El Paso 2½ cents per Mcf of raw gas delivered to El Paso for treatment and transportation.

The estimated cost of the facilities proposed herein is \$78,855, which cost Applicant states will be financed from cash on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 11, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-14081 Filed 9-23-71;8:45 am]

[Docket No. CP71-186]

PANHANDLE EASTERN PIPE LINE CO.

Notice of Extension of Time and Postponement of Hearing

SEPTEMBER 16, 1971.

On September 9, 1971, Panhandle Eastern Pipe Line Co. filed a motion for

an extension of time within which to file direct prepared testimony and exhibits, and to postpone the hearing.

Upon consideration, notice is hereby given that the time is extended to and including September 28, 1971, within which Panhandle Eastern Pipe Line Co. shall file with the Commission and serve on the intervener, the Commission Staff and the Presiding Examiner its proposed direct presentation in support of its application; the hearing is postponed, to commence at 10 a.m. e.d.s.t., on October 12, 1971, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-14082 Filed 9-23-71;8:45 am]

[Dockets Nos. RP72-23, RP72-24]

TRUNKLINE GAS CO.

Order Providing for Hearing, Rejecting Proposed Revised Tariff Sheets, Accepting and Suspending Proposed Alternative Revised Tariff Sheets, and Permitting Interventions

SEPTEMBER 16, 1971

Trunkline Gas Co. (Trunkline), on August 17, 1971, tendered for filing in Docket No. RP72-23 revised tariff sheets¹ proposing changes in its FPC Gas Tariff, Original Volume No. 1, to become effective on September 17, 1971. The proposed tariff changes would be applicable to all of Trunkline's sales and services under jurisdictional rate schedules and provide for an increase in annual revenues of \$36,235,189, based upon sales for the 12-month period ended May 31, 1971, as adjusted.

In addition to increases in rate levels, the tendered tariff sheets also include: (i) A modification in rate design whereby the commodity portion of each two-part rate is separated into "capacity" and "gas supply" components; (ii) a provision to adjust such capacity components in relation to variations of monthly sales from a base load factor; and (iii) a purchased gas adjustment clause.

Trunkline states that the reasons and bases for the proposed rate increases are increases in cost of capital, Federal and State income and other taxes, purchased gas costs, cost of labor, materials, supplies and services. Trunkline also reflects in the proposed rates a projected 10 million Mcf annual reduction in sales and an increase in depreciation expense both of which the company related to declining gas reserves. The proposed rates reflect a claimed 8.75 percent rate of return on overall invested capital.

Trunkline's filing consists of two alternate sets of revised tariff sheets, the first of which contains a new section to be included in the general terms and conditions of the tariff, providing for adjustments for changes in gas supply

¹ The revised tariff sheets (excluding Purchased Gas Adjustment clause) are listed in Appendix A hereto.

costs and a provision for flow-through of gas supplier refunds.² The alternate set is comprised of identical sheets, with all reference to a purchase gas adjustment provision removed. Trunkline's requests that, if the Commission finds that the proposed purchase gas adjustment provision is prohibited by section 154.38(d) (3) of the Commission's regulations under the Natural Gas Act and does not waive the terms of that section for purposes of Trunkline's filing, the Commission accept for filing the alternate revised sheets, which do not contain a purchase gas adjustment provision nor a provision for flow-through of gas supplier refunds.

The reasonableness of including a purchase gas adjustment provision in the applicant's tariff has not been tested in any evidentiary proceeding. If accepted at this time, this provision would become operative after suspension. The purchase gas adjustment provision raises a number of substantive issues which should be fully explored and resolved before the rates and charges are subjected to changes by application of this proposed adjustment provision. Accordingly, we deem it inappropriate at this time to waive the provisions of section 154.38(d) (3) of the Commission's regulations under the Natural Gas Act to permit the filing of the revised tariff sheets, containing a purchase gas adjustment provision. From and after the effective date of the proposed alternate revised tariff sheets, and prior to the determination of this issue, however, Applicant will not be precluded from requesting permission to track supplier rate increases which increase the purchase gas cost included in this filing.

On August 17, 1971, Trunkline filed in Docket No. RP72-24, a petition for authorization to use liberalized depreciation with normalization for accounting and rate purposes on all eligible pre-1970 properties effective at the same time its proposed increased rates become effective in Docket No. RP72-23. Trunkline requests that this issue be consolidated with proceedings concerning the general rate increase requested in Docket No. RP72-23.

Review of the rate filing indicates that the issues therein raised 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.

Petitions to intervene were filed by the parties listed in Appendix B hereto.

The Commission finds:

(1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in Trunkline's FPC Gas Tariff, as proposed to be amended in Dockets Nos. RP72-23 and RP72-24, and that the proposed

² Proposed Original Sheets Nos. 21-D, 21-E, 21-F, 21-G, and 21-H.

tariff sheets listed in Appendix A hereto be suspended, and the use thereof be deferred as herein provided.

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

(3) The participation of the named petitioners in Appendix B hereto may be in the public interest.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 5 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing shall be held commencing with a prehearing conference on November 30, 1971, at 10 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426, concerning the lawfulness of the rates, charges, classifications, and services contained in Trunkline's FPC Gas Tariff, as proposed to be revised herein.

(B) Pending such hearing and decision thereon, Trunkline's revised tariff sheets listed in Appendix A hereto, are suspended, and the use thereof deferred until February 17, 1972, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) Trunkline's revised tariff sheets containing a purchase gas adjustment provision are hereby rejected for filing. These proposed tariff sheets may be made a part of the record herein, to be considered, along with any modifications thereof or alternative provisions submitted by the parties or the Commission Staff, as a proposed purchased gas adjustment provision to be included in Trunkline's tariff.

(D) At the prehearing conference on November 30, 1971, Trunkline's prepared testimony (Statement P), together with its entire rate filing as submitted and served on August 17, 1971, shall be admitted to the record as its complete case-in-chief under the Natural Gas Act, and Order No. 254, 28 FPC 495, subject to appropriate motions, if any, by parties to the proceeding. All parties will be expected to come to the conference fully prepared to effectuate the provisions of §§ 1.18 and 2.59 of the Commission's rules of practice and procedure, including a useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto.

(E) On or before January 7, 1972, the Commission Staff shall serve its prepared testimony and exhibits. The prepared testimony and exhibits of any and all intervenors shall be served on or before January 24, 1972. Any rebuttal evidence by Trunkline shall be served on or before February 7, 1972. Cross-examination on the evidence filed will commence on February 15, 1972.

(F) A Presiding Examiner to be designated by the Chief Examiner for that

purpose (see Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding; shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in section 2.59 of the Commission's rules of practice and procedure.

(G) The petitioners named in Appendix B are hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission; *Provided, however*, That the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in the respective petitions to intervene: *And provided, further*, That the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(H) Dockets Nos. RP72-23 and RP72-24 are hereby consolidated for purposes of hearing and decision.

This order is subject to the Commission's Statement of Policy Implementing the Economic Stabilization Act of 1970 (Public Law 91-379, 84 Stat. 799, as amended by Public Law 92-15, 85 Stat. 38) and Executive Order 11615, including such amendments as the Commission may require.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

APPENDIX A

TRUNKLINE GAS COMPANY

Alternate Tariff Sheets (Excludes Purchased Gas Adjustment Clause)

Alternate Third Revised Sheet No. 3-A.
Tenth Revised Sheet No. 5-A.
Original Sheet No. 5-A. 1.
Thirteenth Revised Sheet No. 6-A.
Original Sheet No. 6-A. 1.
Third Revised Sheet No. 6-D.
Twelfth Revised Sheet No. 9.
Eleventh Revised Sheet No. 9-F.
Twelfth Revised Sheet No. 9-G.
Original Sheet No. 9-G. 1.
Eighth Revised Sheet No. 9-R.
First Revised Sheet No. 9-AG.

APPENDIX B

PETITIONERS TO INTERVENE

Battle Creek Gas Co.
Central Illinois Light Co.
Central Illinois Public Service Co.
City of Indianapolis, Ind.
Columbia Gas Transmission Corp.
Consumers Power Co.
General Service Customer Group.
General Services Administration.
Illinois Power Company.
Indiana Gas Co., Inc.
Kokomo Gas and Fuel Co.
Laclede Gas Co.
Michigan Consolidated Gas Co.
Michigan Gas Utilities Co.
Mississippi River Transmission Corp.
Northern Indiana Public Service Co.

NOTICE OF INTERVENTION

Michigan Public Service Commission.

[FR Doc. 71-14083 Filed 9-23-71; 8:45 am]

FEDERAL RESERVE SYSTEM

FIDELITY AMERICAN BANKSHARES, INC.

Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of Fidelity American Bankshares, Inc., Lynchburg, Va., for approval of acquisition of 80 percent or more of the voting shares of the Culpeper National Bank, Culpeper, Va.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Fidelity American Bankshares, Inc., Lynchburg, Va., a registered bank holding company, for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of the Culpeper National Bank, Culpeper, Va. (Bank).

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Comptroller of the Currency, and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on July 20, 1971 (36 F.R. 13350), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the applicant and the banks concerned, and the convenience and needs of the communities to be served, and finds that:

Applicant, the eighth largest banking organization in Virginia, controls five banks which hold combined deposits of approximately \$310.7 million, representing 3.9 percent of the total commercial bank deposits held by Virginia banks. (All banking data are as of December 31, 1970, adjusted to reflect holding company formations and acquisitions through July 31, 1971.) Upon acquisition of the Culpeper National Bank (\$23.1 million deposits), applicant would increase its share of deposits in the State by only 0.3 percentage points, representing no significant increase in applicant's control of deposits in the State, or change in its present ranking. In a separate application filed concurrently with the instant matter, applicant proposes to acquire 80 percent or more of the voting shares of Metompkin Bank and Trust Company, Parksley, Va. Affiliation of both banks would increase applicant's share of the

total Virginia commercial bank deposits to 4.3 percent and would not, therefore, have any significant effect on the concentration of banking resources in Virginia or on applicant's statewide competitive position.

Bank operates its main office, together with two branches, in the town of Culpeper. Bank's service area includes all of Culpeper County and fringe areas of the bordering counties of Rappahannock, Madison, Fauquier, and Orange. Six banking organizations compete within this service area, the largest of which controls 25.9 percent of the service area deposits. Bank ranks second in size, with 24.5 percent of such deposits, although another Culpeper bank is of comparable size, holding 24.4 percent. A branch of the second largest banking organization in Virginia ranks fourth in area deposits with 15.2 percent, while the two remaining institutions are rural banks located 12 and 15 miles from Culpeper. Because of the number of banking alternatives available over a relatively widespread and essentially rural area, it does not appear that consummation of applicant's proposed acquisition would have any detrimental effect on other competing banks.

Applicant's subsidiary office closest to Bank is located 90 miles southwest of Culpeper. There is no meaningful existing competition between Bank and this office, or any of applicant's other offices. It also appears unlikely that consummation of this proposal would preclude potential competition in the light of the facts of record, notably, the distances involved and the unlikelihood that applicant would enter Bank's market de novo. Based on the foregoing, and the record before it, the Board concludes that consummation of the proposed acquisition would not have an adverse effect on competition in any relevant market.

The banking factors, as they relate to applicant, its subsidiaries, and Bank are satisfactory and consistent with approval of the application. Considerations relating to the convenience and needs of the area lend some weight toward approval. Although the more important banking needs of the area are being served at the present time, affiliation of Bank with applicant will increase Bank's loan limits, enable Bank to meet the need for mortgages, provide a broader range of loans, and achieve internal operating economies which could ultimately benefit its customers. It is the Board's judgment that consummation of the proposed transaction would be in the public interest, and that the application should be approved.

It is hereby ordered. On the basis of the record, that said application be and hereby is approved for the reasons summarized above, provided that the action so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Richmond pursuant to delegated authority.

By order of the Board of Governors,¹
September 16, 1971.

[SEAL]

TYNAN SMITH,
Secretary.

[FR Doc.71-14086 Filed 9-23-71; 8:45 am]

FIDELITY AMERICAN BANKSHARES, INC.

Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of Fidelity American Bankshares, Inc., Lynchburg, Va., for approval of acquisition of 80 percent or more of the voting shares of Metompkin Bank and Trust Co., Parksley, Va.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Fidelity American Bankshares, Inc., Lynchburg, Va., a registered bank holding company, for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of Metompkin Bank & Trust Co., Parksley, Va. (Bank).

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Virginia Commissioner of Banking, and requested his views and recommendation. The Commissioner recommended approval.

Notice of receipt of the application was published in the FEDERAL REGISTER on July 20, 1971 (36 F.R. 13350), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the applicant and the banks concerned, and the convenience and needs of the communities to be served, and finds that:

Applicant, the eighth largest banking organization in Virginia, controls five banks which hold combined deposits of approximately \$310.7 million, representing 3.9 percent of the total commercial bank deposits held by Virginia banks. (All banking data are as of December 31, 1970, adjusted to reflect holding company formations and acquisitions through July 31, 1971.) Upon acquisition of Metompkin Bank & Trust Co. (\$6.2 million deposits), applicant would increase its share of deposits in the State by only 0.1 percentage point, representing no significant increase in applicant's control of deposits in the

¹ Voting for this action: Vice Chairman Robertson and Governors Mitchell, Maisel, and Brimmer. Absent and not voting: Chairman Burns and Governors Deane and Sherrill.

State, or change in its present ranking. In a separate application filed concurrently with the instant matter, applicant proposes to acquire 80 percent or more of the voting shares of the Culpeper National Bank, Culpeper, Va. Affiliation of both banks would increase applicant's share of the total Virginia commercial bank deposits to 4.3 percent and would not, therefore, have any significant effect on the concentration of banking resources in Virginia or on applicant's statewide competitive position.

Bank operates its main office in Parksley, one branch in Bloxom 4 miles north of the main office, and a second branch in Oak Hall 14 miles northeast of Parksley. All offices are located in Accomack County, on Virginia's eastern shore between the Chesapeake Bay and the Atlantic Ocean. Bank is one of six banking institutions in Accomack County (Bank's relevant market), where it ranks fifth in size with 11.7 percent of area deposits. Applicant's subsidiary office closest to Bank is located 85 miles away via two bridge-tunnel toll facilities, and apparently no significant present competition exists between Bank and this office, or any of applicant's other offices. It also appears unlikely that consummation of this proposal would foreclose potential competition because of Virginia's restrictive branching laws, the wide separation between applicant's offices and Bank, and the presence of many other banking offices in the intervening area. Based on the foregoing, and the record before it, the Board concludes that consummation of the proposed acquisition would not have an adverse effect on competition in any relevant market.

The financial condition and management of Applicant and its subsidiaries are satisfactory and the prospects of each are favorable. On the contrary, however, the financial condition of Bank is unsatisfactory and the capital base of the institution can provide only a limited margin of protection for the safety of depositors' funds. Applicant has made a commitment to supply adequate capital if this proposal is authorized. Thus, considerations relating to the banking factors weigh strongly in favor of approval of the application.

Although there is no indication that present banking needs of the area are not being adequately served at the present time, it is apparent that consummation of the proposal would not only strengthen the Bank but provide the managerial skill to offer a wide range of banking services that would serve to benefit the public. Considering the possible loss of a banking institution in the area, the convenience and needs of the community weigh heavily in favor of approval of the application. It is the Board's judgment that consummation of the proposed transaction would be in the public interest, and that the application should be approved.

It is hereby ordered. On the basis of the record, that said application be and hereby is approved for the reasons summarized above, provided that the action so approved shall not be consummated

(a) before the 30th calendar day following the date of this Order or (b) later than 3 months after the date of this Order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Richmond, pursuant to delegated authority.

By order of the Board of Governors,¹
September 16, 1971.

[SEAL] TYNAN SMITH,
Secretary.

[FR Doc.71-14087 Filed 9-23-71;8:45 am]

FIRST NATIONAL HOLDING 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 National Holding Corp., which is a bank holding company located in Memphis, Tenn., for prior approval by the Board of Governors of the acquisition by applicant of 100 percent of the voting shares of White Creek Bank & Trust Co., White Creek, Tenn.

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 St. Louis.

¹ Voting for this action: Vice Chairman Robertson and Governors Mitchell, Maisel, and Brimmer. Absent and not voting: Chairman Burns and Governors Daane and Sherrill.

Board of Governors of the Federal Reserve System, September 17, 1971.

[SEAL] TYNAN SMITH,
Secretary.

[FR Doc.71-14088 Filed 9-23-71;8:45 am]

MIDLAND INVESTMENT CORP.

Order Approving Action To Become a Bank Holding Company

In the matter of the application of Midland Investment Corp., Casper, Wyo., for approval of action to become a bank holding company through the acquisition of at least 80 percent of the voting shares of Hilltop National Bank, Casper, Wyo.

There has come before the Board of Governors, pursuant to section 3(a)(1) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(1)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Midland Investment Corp., Casper, Wyo., for the Board's prior approval of action whereby Applicant would become a bank holding company through the acquisition of at least 80 percent of the voting shares of Hilltop National Bank (Bank), Casper, Wyo.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Comptroller of the Currency, and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on July 17, 1971 (36 F.R. 13300), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the Applicant and the banks concerned, and the convenience and needs of the communities to be served, and finds that:

Applicant is a nonoperating corporation formed for the purpose of acquiring Bank (deposits of \$7.2 million) as a subsidiary, Bank is the fourth largest of six banks in the Casper banking market and holds 4.3 percent of area deposits. (All banking data are as of December 31, 1970, and reflect holding company formations and acquisitions approved through July 31, 1971.)

Since Applicant has no present operations or subsidiaries and since the proposed acquisition involves only a corporate reorganization in the nature of a transfer of ownership of Bank from individuals to a holding company, consum-

mation of the proposal would eliminate neither existing nor potential competition and would not appear to have any adverse effects on any other banks in the area involved. Thus, factors related to competition are consistent with approval.

Applicant has no immediate plans to make any new services available, but has stated that it will augment the capital structure of Bank, which would enable Bank more adequately to serve its customers. Applicant has arranged to borrow \$300,000 from an unaffiliated bank which Applicant proposes to use to strengthen Bank's financial condition. Although, as a result of this loan, Applicant's debt to equity ratio is higher than normally preferred, Applicant's plan for servicing its debt appears to be reasonable and no impairment of Bank's financial condition seems likely. Applicant's proposal to strengthen the capital structure of Bank lends weight in favor of approval of the application. It is the Board's judgment that the proposed transaction would be in the public interest and the application should be approved.

It is hereby ordered, On the basis of the record, that said application be and hereby is approved for the reasons summarized above, provided that the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Kansas City pursuant to delegated authority.

By order of the Board of Governors,¹
September 16, 1971.

[SEAL] TYNAN SMITH,
Secretary.

[FR Doc.71-14089 Filed 9-23-71;8:46 am]

T G BANCSHARES CO.

Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of T G Bancshares Co., St. Louis, Mo., for approval of acquisition of 99.8 percent or more of the voting shares of Continental Bank and Trust Co., Richmond Heights, Mo.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by T G Bancshares Co., St. Louis, Mo., a bank holding company, for the Board's prior approval of the acquisition of 99.8 percent or more of the voting shares of Continental Bank and Trust Company, Richmond Heights, Mo. (Bank).

¹ Voting for this action: Vice Chairman Robertson and Governors Mitchell, Maisel, and Brimmer. Absent and not voting: Chairman Burns and Governors Daane and Sherrill.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Commissioner of Finance for the State of Missouri, and requested his views and recommendations. The Commissioner responded that his office had no objection to approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on July 24, 1971 (36 F.R. 13820), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the Applicant and the banks concerned, and the convenience and needs of the communities to be served, and finds that:

Applicant, the eighth largest bank holding company and the ninth largest banking organization in Missouri, has two subsidiary banks with \$130.4 million in deposits, representing approximately 1.1 percent of the total commercial bank deposits in the State. (All banking data are as of December 31, 1970, adjusted to reflect holding company formations and acquisitions approved by the Board through August 31, 1971.) Consummation of the proposal herein would increase Applicant's share of deposits only slightly, and its ranking among the State's other banking organizations would remain the same.

Bank (\$13.7 million deposits), with 2 percent of the area's deposits, ranks 14th of the 18 banks located in its primary service area, which is approximated by the east central portion of St. Louis County and a small segment of the city of St. Louis. Applicant's two subsidiary banks are located approximately seven and 29 miles from Bank, and neither competes with Bank to any significant extent. Moreover, in light of geographical barriers, Missouri's restrictive branching law, and the presence of numerous alternative banking facilities, it appears unlikely that consummation of the proposal herein would foreclose any significant potential competition. As a result of its affiliation with Applicant, Bank should be able to compete more effectively with the larger banks in its service area.

Based upon the foregoing, the Board concludes that consummation of the proposal would not have an adverse effect on competition in any relevant area. Considerations relating to the financial and managerial resources and prospects are regarded as consistent with approval as they relate to Applicant and its subsidiaries, and lend strong weight in support of approval as they relate to Bank, since Applicant would provide Bank with additional qualified management personnel and

strengthen Bank's capital structure. Considerations relating to the convenience and needs of the communities to be served lend some additional weight in support of approval; Applicant proposes to expand Bank's trust operations and to increase its lending capabilities through participations with Applicant's lead bank in St. Louis. It is the Board's judgment that the proposed transaction would be in the public interest, and that the application should be approved.

It is hereby ordered, On the basis of the record, that said application be and hereby is approved for the reasons summarized above: *Provided*, That the action so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board or by the Federal Reserve Bank of St. Louis pursuant to delegated authority.

By order of the Board of Governors,¹
September 16, 1971.

[SEAL] TYNAN SMITH,
Secretary.

[FR Doc.71-14090 Filed 9-23-71;8:46 am]

ALABAMA BANCORPORATION Formation of One-Bank Holding Company

Alabama Bancorporation, Birmingham, Ala., has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of action whereby Applicant would become a bank holding company through acquisition of 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to The First National Bank of Birmingham, Birmingham, Ala.

The application may be inspected at the Federal Reserve Bank of Atlanta.

Section 3(c) of the Act requires that the Board consider the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the Applicant and the bank concerned, and the convenience and needs of the communities to be served.

Any person wishing to comment on the application should submit his views in writing to the Reserve Bank to be received not later than October 7, 1971.

Pursuant to § 222.3(b) of Regulation Y, this application shall be deemed to be approved on October 22, 1971, unless the Applicant is notified to the contrary before that time, or is granted approval at an earlier date.

Board of Governors of the Federal Reserve System, September 17, 1971.

[SEAL] TYNAN SMITH,
Secretary.

[FR Doc.71-14095 Filed 9-23-71;8:46 am]

¹ Voting for this action: Vice Chairman Robertson and Governors Mitchell, Malsel, and Brimmer. Absent and not voting: Chairman Burns and Governors Daane and Sherrill.

HAWAII BANCORPORATION, INC.

Formation of One-Bank Holding Company

Hawaii Bancorporation, Inc., Honolulu, Hawaii, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of action whereby applicant would become a bank holding company through acquisition of 80 percent or more of the voting shares of Bank of Hawaii, Honolulu, Hawaii.

The application may be inspected at the Federal Reserve Bank of San Francisco.

Section 3(c) of the Act requires that the Board consider the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the applicant and the bank concerned, and the convenience and needs of the communities to be served.

Any person wishing to comment on the application should submit his views in writing to the Reserve Bank to be received not later than October 4, 1971.

Pursuant to § 222.3(b) of Regulation Y, this application shall be deemed to be approved on October 18, 1971, unless the applicant is notified to the contrary before that time, or is granted approval at an earlier date.

Board of Governors of the Federal Reserve System, September 17, 1971.

[SEAL] TYNAN SMITH,
Secretary.

[FR Doc.71-14096 Filed 9-23-71;8:45 am]

FEDERAL TRADE COMMISSION

CIGARETTE TESTING RESULTS

Tar and Nicotine Content; Correction

In F.R. Doc. 71-11608 appearing at page 15074 in the issue of Thursday, August 12, 1971, the entry reading "Life * * * king size, filter" is hereby corrected to read "Life * * * 100 mm., filter" and the entry reading "Old Goal Straights" should read "Old Gold Straights".

By direction of the Commission dated September 21, 1971.

[SEAL] CHARLES A. TOBIN,
Secretary.

[FR Doc.71-14244 Filed 9-23-71;11:51 am]

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

Modification to Area Wage Determination Decisions for Specified Localities in Certain States

Modification to area wage determination decisions for specified localities in

California, Georgia, Indiana, Iowa, Kansas, Massachusetts, Michigan, Missouri, Montana, New York, Pennsylvania, Tennessee, Texas, Utah, and Washington.

Area wage determination decisions published in the FEDERAL REGISTER on the following dates:

Decision No.	Date
AM-1598, AM-1599, AM-1602	Aug. 6, 1971.
AM-1721, AM-1728, AM-1735	Aug. 11, 1971.
AM-351, AM-352, AM-354, AM-355, AM-356, AM-357, AM-358, AM-359, AM-360, AM-361, AM-362, AM-363, AM-364	Aug. 13, 1971.
AM-374, AM-380, AM-383, AM-384, AM-386, AM-391, AM-392, AM-393, AM-394	Aug. 18, 1971.
AM-451, AM-499, AM-470, AM-499, AM-500, AM-501, AM-502, AM-1853, AM-1855	Aug. 20, 1971.
AM-2448, AM-3555, AM-3616, AM-3622, AM-3624	Aug. 25, 1971.
AM-2489, AM-2508, AM-2522, AM-2523	Aug. 27, 1971.
AM-2527	Sept. 3, 1971.

are hereby modified as set forth below.

These modifications are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since these determinations were issued.

The determinations of prevailing rates and fringe benefits made in these modifications have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 P.R. 306 following Secretary of Labor's Order No. 24-70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of the Code of Federal Regulations, "Procedure for predetermination of wage rates," and of Secretary of Labor's Orders 13-71 and 15-71 (36 P.R. 8755, 8756). The prevailing rates and fringe benefits determined in the foregoing area wage determination decisions, as hereby modified, shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

The modifications are effective from their date of publication in the FEDERAL REGISTER until the end of the 120-day period for which the determinations being modified were issued and are to be used in accordance with the provisions of 29 CFR, Part 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rule making procedures prescribed in 5 U.S.C. No. 553 is set forth in the document being modified.

The modifications to the area wage determination decisions listed above are set forth below.

Signed at Washington, D.C., this 17th day of September 1971.

HORACE E. MENASCO,
Administrator, Employment
Standards Administration.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
<i>WD No. AM-2527-36 F.R. 172, Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara, and Ventura Counties, Calif., Modification No. 1</i>						
CHANGE:						
Carpenters:						
Carpenters	\$6.33	\$0.61	\$0.75	\$0.50	\$0.01	.....
Saw filers	6.41	.61	.75	.50	.01	.....
Table power saw operator	6.43	.61	.75	.50	.01	.....
Shinglers	6.46	.61	.75	.50	.01	.....
Hardwood floor workers; millwrights	6.53	.61	.75	.50	.01	.....
Pneumatic nailer	6.58	.61	.75	.50	.01	.....
Piledrivermen:						
Rock slingers	6.44	.61	.75	.50	.01	.....
Bridge, dock carpenters; derrick bargemen	6.46	.61	.75	.50	.01	.....
Head rock slingers	6.56	.61	.75	.50	.01	.....
<i>WD No. AM-461-36 F.R. 16367, Brevard and Volusia Counties, Fla. Modification No. 1</i>						
CHANGE:						
Location—Brevard and Volusia Counties (Cape Kennedy, Kennedy Space Flight Center, and Patrick Air Force Base only).						
<i>WD No. AM-469-36 F.R. 16418, Fulton, Cobb, and De Kalb Counties, Ga. Modification No. 1</i>						
CHANGE:						
Building construction:						
Plumbers and steamfitters	7.35	.35	.35		.63	.....
<i>WD No. AM-470-36 F.R. 16416, Chatham County, Ga. Modification No. 1</i>						
CHANGE:						
Building construction:						
Glassers	3.375					.....
<i>WD No. AM-551-36 F.R. 16877, Allen County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Electricians	7.35	.18	1%		.64%	.....
Line construction:						
Linemen	6.21	.15	1%		0.23%	.....
Cable splicers	6.52	.15	1%		.23%	.....
Heavy equipment operators:						
Class A	5.84	.15	1%		.23%	.....
Class B	5.12	.15	1%		.23%	.....
Ground truck driver with winch	4.66	.15	1%		.23%	.....
Senior ground truck driver with winch	4.32	.15	1%		.23%	.....
Ground truck driver without winch	3.70	.15	1%		.23%	.....
Groundman:						
0 to 12 months	3.45	.15	1%		.23%	.....
After 1 year	2.97	.15	1%		.23%	.....
<i>WD No. AM-555-36 F.R. 15282, Bartholomew County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Bricklayers (Commercial)	6.85					.....
Stonemasons	6.85				0.07%	.....
Electricians	7.90	2%	2.5%			.....
Marble setters	6.85					.....
Plumbers (Camp Atterbury)	7.65	\$0.25	\$0.15		\$0.04	.....
Steamfitters (Camp Atterbury)	7.45	.25	.35		.04	.....
Terrazzo workers	6.85					.....
Tile setters	6.85					.....
Line construction:						
Heavy equipment operator "A"	6.21	.15	1%		0.23%	.....

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
OMIT:						
Building construction:						
Cable splicers	\$7.60	2%	2.5%		.5%	
<i>WD No. AM-353-36 F.R. 15287, Benton and Tippecanoe Counties, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Bricklayers	\$7.50	\$0.35			\$0.01	
Stonemasons	7.50	.35			.01	
Electricians	7.40	.125	1%		.1%	
Marble masons	7.50	.35			\$0.01	
Painters:						
Brush	6.50					
Stage	6.75					
Spray	9.75					
Tapers	6.75					
Boatswain chair and elevator shaft	6.50					
Plumbers	6.72	.30	\$0.30	.50	.03	
Plumbers and steamfitters (hazardous and high work)	6.97	.30	.30	.50	.03	
Steamfitters	6.72	.30	.30	.50	.03	
Terrazzo workers	7.05	.35			.01	
Tile setters	7.05	.35			.01	
Line construction:						
Heavy equipment operator "A"	6.21	.15	1%		0.25%	
Operating engineers—Tunnel and sewer construction:						
Auto patrol, boom cat, bulldozer, concrete pump, fork lift, hoist mechanic on job, push dozer, scoops, "Tourrapull or similar type, tractor shovel (high lift), tractor with winch	6.66	.15	\$0.20		\$0.02	
OMIT:						
Building construction:						
Carpenters, power saw operators	6.05	.20	.15		.02	
Cable splicers	6.85	.125	1%		.1%	
<i>WD No. AM-354-36 F.R. 15295, Dearborn County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Plasterers	5.30				.01	
Line construction:						
Heavy equipment operator "A"	6.21	.15	1%		0.25%	
<i>WD No. AM-355-36 F.R. 15297, Delaware County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Electricians	7.30	.20	1%		.1%	
Elevator constructors	7.06	.195	\$0.20	2%+a&b	\$0.005	
Elevator constructors' helpers	5.57	.195	.20	2%+a&b	.005	
Elevator constructors' helpers (prob.)	3.98					
Line construction:						
Heavy equipment operator "A"	6.21	.15	1%		0.25%	
<i>WD No. AM-356-36 F.R. 15303, Grant County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Marble setters	6.93	.20	\$0.20		\$0.02	
Plumbers	6.88	.25	.30		.02	
Steamfitters	6.88	.25	.30		.02	
Terrazzo workers	6.68	.20	.20		.02	
Tile setters	6.68	.30	.20		.02	
Operating engineers, tunnel and sewer:						
Auto patrol, boomcat, bulldozer, concrete pump, fork lift, hoist mechanic on job, push dozer, scoops, "Tourrapull or similar type, tractor shovel (high lift), tractor with winch	6.66	.15	.20		.02	
<i>WD No. AM-357-36 F.R. 15310, Lake County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Hammond area:						
CHANGE:						
Pipefitters	7.65	.27	.30		.02	
OMIT:						
Painters:						
Sign painters	5.02		.15	e&f		
Sign painters' helpers (Senior)	4.34		.15	e&f		
Sign painters' helpers (Junior)	2.50		.15	e&f		
Sign hangers	4.72		.15	e&f		
Footnotes:						
a. Holidays: A through F plus Good Friday.						
b. One week's paid vacation after 1 year's employment; after 5 years, 2 weeks or 10 working days; 1 additional day for each year, 6 through 9 years; after 10 years, 3 weeks; after 15 years, 4 week's vacation.						
Remainder of county:						
CHANGE:						
Pipefitters	7.65	.27	.30		.02	
OMIT:						
Line construction: (North of Route 30)						
Linemen	6.50	.15	1%		0.25%	
Heavy equipment operator "A"	5.90	.15	1%		.25%	
Senior ground truck driver w/winch	4.42	.15	1%		.25%	
Groundmen truck driver w/winch	4.12	.15	1%		.25%	
Groundmen truck driver w/winch	3.77	.15	1%		.25%	
Cable splicers	6.83	.15	1%		.25%	
ADD:						
Label to line construction, Indiana Area II: Remainder of county.						
CHANGE:						
Tunnel and sewer construction:						
Remainder of county:						
Laborers:						
Sewer:						
Rodmen and chainman	5.20	.13	\$0.25		\$0.02	
Toolhousemen and waterboys	5.20	.13	.25		.02	
Truck drivers:						
Tank trucks over 400-gallon capacity	5.35	\$7.00	\$8.00	.20		
<i>WD No. AM-358-36 F.R. 15319, La Porte County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
La Porte County, excluding Michigan City:						
Bricklayers	8.33	.30	.25		.02	
Elevator constructors	8.06	.195	.20	2%+a&b	.005	
Elevator constructors' helpers	5.64	.195	.20	2%+a&b	.005	

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
CHANGE—Continued						
Building construction—Continued						
La Porte County, excluding Michigan City—Continued						
Elevator constructors' helpers (prob.)	\$4.03					
Marble setters	8.33	\$0.30	\$0.25		\$0.02	
Piledrivermen	7.76	.40	.40		.02	
Stonemasons	8.33	.30	.25		.02	
Terrazzo workers	8.33	.30	.25		.02	
Tile setters	8.33	.30	.25		.02	
Michigan City, La Porte County:						
Carpenters	7.76	.40	.40		.02	
Electricians	8.50	.35	5 1/2%		.25	
Elevator constructors	8.06	\$0.195	\$0.20	2%+a&b	\$0.005	
Elevator constructors' helpers	5.64	.195	.20	2%+a&b	.005	
Elevator constructors' helpers (prob.)	4.03					
Piledrivermen	7.76	.40	.40		.02	
Soft floor layers	7.76	.40	.40		.02	

Indiana 10-PEO S

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
Building construction, entire county:						
Power equipment operators:						
Oilers and firemen	\$5.00	\$0.30	\$0.30		\$0.02	
Heaters, mechanical (1 to 5)	5.10	.30	.30		.02	
Pumps (1 to 3) not over 300 ft. apart	5.35	.30	.30		.02	
Hoist, sags; winch, two small electric on one job; air compressors, up to 110 cu. ft.	5.47	.30	.30		.02	
Tractors, all sizes; welding machines (2 to 5); air compressors, over 110 cu. ft.	5.55	.30	.30		.02	
Hoist, single drum; motors and boilers, used on construction work regardless of motive power; forklift, small; concrete mixers two-bag capacity or more	5.82	.30	.30		.02	
Conveyor	5.67	.30	.30		.02	
Rollers, grade all sizes; highlift shovels; core drill; forklift—up to 10-ton; graders, elevating; grasser; bulldozer D-7 and under	5.77	.30	.30		.02	
Endloaders, up to 4 cu. yds.	5.82	.30	.30		.02	
Scops and similar type machines; winch trucks; motor patrols (all types); endloaders, 4 yds. and above; backhoes, small; bulldozers, D-8 and over	5.87	.30	.30		.02	
Hoist, brick (inside or outside stacks)	6.05	.30	.30		.02	
Ross carriers and similar type machines; steam rigs of all types; trenching machines; tractors, with side booms; winch tractors; mechanic; hoist (two-drum); hoist (two tuggers); hoist; piledrivers; pumperete and similar type; cranes, all gas, elec., diesel, steam, etc. (all attachments); derricks (all); engines, locomotive; forklifts, lull and similar types; forklift, over 10 tons; air compressors and valve for piling; articulated loader with boom; boiler and valve for piling; combination tigger hoist and compressor; concrete mixers (27 cu. ft. capacity and over and all other machines of a like nature, regardless of motive power); concrete towers, 3/4 yd. and over; conveyor and generator comb. (ory and similar type equipment)	6.32	.30	.30		.02	

WD No. AM-559-88 F.R. 15397, Marion County, Ind. Modification No. 1

CHANGE:					
Building construction:					
Electricians	7.90	2%	2.5%		0.5%
Elevator constructors	7.96	\$0.195	\$0.20	2%+b&c	\$0.005
Elevator constructors' helpers	5.57	.195	.20	2%+b&c	.005
Elevator constructors' helpers (prob.)	3.98				
Plumbers	7.65	.25	.15		.04
Pipefitters and steamfitters	7.45	.25	.35		.04
Line construction:					
Heavy equipment operator "A"	6.21	.15	1%		0.25%
ADD:					
Building construction:					
Bricklayers	8.05	.25	\$0.20		\$0.03
OMIT:					
Building construction:					
Cable splicers	7.60	2%	2.5%		0.5%

WD No. AM-920-56 F.R. 15223, Monroe County, Ind. Modification No. 1

CHANGE:					
Building construction:					
Carpenters	7.00	\$0.25	\$0.10		\$0.01
Cement masons	6.90				
Electricians	6.95	.30	1%		0.1%
Elevator constructors	7.96	.195	\$0.20	2%+a&b	\$0.005
Elevator constructors' helpers	5.57	.195	.20	2%+a&b	.005
Elevator constructors' helpers (prob.)	3.98				
Millwrights	7.25	.25	.10		.01
Piledrivermen	7.25	.25	.10		.01
Soft floor layers	7.00	.25	.10		.01
Line construction:					
Heavy equipment operator "A"	6.21	.15	1%		0.25%

WD No. AM-901-56 F.R. 15840, Porter County, Ind. Modification No. 1

CHANGE:					
Building construction:					
Carpenters	7.76	.40	\$0.40		\$0.02
Millwrights	7.76	.40	.40		.02
Piledrivermen	7.76	.40	.40		.02
Pipefitters	7.65	.27	.30		.02
Soft floor layers	7.76	.40	.40		.02
Line construction:					
Linemen	6.21	.15	1%		0.25%
Cable splicers	6.52	.15	1%		.25%
Heavy equipment operators:					
Class A	5.84	.15	1%		.25%
Class B	5.12	.15	1%		.25%
Ground truck driver with winch	4.06	.15	1%		.25%
Senior ground truck driver with winch	4.32	.15	1%		.25%
Ground truck driver without winch	3.70	.15	1%		.25%
Groundman:					
0 to 12 months	3.45	.15	1%		.25%
After 1 year	3.97	.15	1%		.25%
Truck drivers:					
Tank truck over 400 gallon capacity	5.35	\$7.00	\$5.00	\$0.20	

Indiana 10-PEO-8

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. fr.	Other
Building construction, entire State:						
Power equipment operators:						
Oilers and firemen.....	\$5.00	\$0.30	\$0.30		\$0.02	
Heaters, mechanical (1 to 5).....	5.10	.30	.30		.02	
Pumps (1 to 3) not over 300 ft. apart.....	5.35	.30	.30		.02	
Hoist, sagon; winch, two small electric on one job; air compressors, up to 110 cu. ft.....	5.47	.30	.30		.02	
Tractors, all sizes; welding machines (2 to 5); air compressors, over 110 cu. ft.....	5.55	.30	.30		.02	
Hoist, single drum; motors and boilers, used on construction work regardless of motive power; forklift, small; concrete mixers two-bag capacity or more.....	5.62	.30	.30		.02	
Conveyor.....	5.67	.30	.30		.02	
Rollers, grade all sizes; highlift shovels; core drill; forklift—up to 10-ton; graders, elevating; greaser; bulldozer D-7 and under.....	5.77	.30	.30		.02	
Endloaders, up to 4 cu. yds.....	5.83	.30	.30		.02	
Scoops and similar type machines; winch trucks; motor patrols (all types); endloaders, 4 yds. and above; backhoes, small; bulldozers, D-8 and over.....	5.87	.30	.30		.20	
Hoist, brick (inside or outside stacks).....	6.05	.30	.30		.02	
Road carriers and similar type machines; steam rigs of all types; trenching machines; tractors, with side booms; winch tractors; mechanic; hoist (two-drum); hoist (two tuggers); hostler; piledrivers; pumperette and similar type; cranes, all gas, elec., diesel, steam, etc. (all attachments); derricks (all); engines, locomotive; forklifts, haul and similar types; forklift, over 10 tons; air compressors and valve for piling; articulated loader with boom; boiler and valve for piling; combination tugger hoist and compressor; concrete mixers (27 cu. ft. capacity and over and all other machines of a like nature, regardless of motive power); concrete towers, 3/4 yd. and over; conveyor and generator comb. (oury and similar type equipment).....	6.32	.30	.30		.02	
<i>WD No. AM-362-36 F.R. 15518, St. Joseph County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Elevator constructors.....	8.06	.195	.20	2%+a&b	.005	
Elevator constructors' helpers.....	5.64	.195	.20	2%+a&b	.005	
Elevator constructors' helpers (prob.).....	4.03					
OMIT:						
Building construction:						
Painters, sandblaster.....	6.20		.20			
<i>WD No. AM-363-36 F.R. 15555, Vanderburgh County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Cement masons.....	6.40	.30	.20			
Electricians.....	6.86	.30	1%		.125%	
Marble setters' helpers.....	4.55					
Painters:						
Brush and roller.....	6.20	.30				
Plasterers.....	7.20					
Sheet metal workers.....	7.05	.25	.25			
OMIT:						
Building construction:						
Painters:						
High work to 75 ft.....	6.95	.30				
High work 100 ft. and over.....	7.55	.30				
ADD:						
Building construction:						
Painters:						
High work 40 to 75 ft.....	6.95	.30				
<i>WD No. AM-364-36 F.R. 15555, Vigo County, Ind. Modification No. 1</i>						
CHANGE:						
Building construction:						
Carpenters.....	6.43	.25	.30		.02	
Millwrights.....	6.53	.25	.30		.02	
Piledrivermen.....	6.53	.25	.30		.02	
Elevator constructors.....	7.96	.195	.20	2%+a&b	.005	
Elevator constructors' helpers.....	5.87	.195	.20	2%+a&b	.005	
Elevator constructors' helpers (prob.).....	3.96					
Glaziers.....	7.27					
Soft floor layers.....	6.43	.25	.30		.02	
Line construction:						
Heavy equipment operators "A".....	6.21	.15	1%		.25%	
<i>WD No. AM-2, 443-36 F.R. 16796, Cerro Gordo County, Iowa. Modification No. 1</i>						
CHANGE:						
Bricklayers; stonemasons.....						
	6.30		\$0.20			
<i>WD No. AM-3, 625-36 F.R. 16818, Johnson, Leavenworth, Wyandotte, and Miami Counties, Kans. Modification No. 2</i>						
CHANGE: Johnson, Leavenworth, and Wyandotte Counties:						
Highway construction, power equipment operators:						
Group I.....	85.00	.40	.25	.50	.05	
Group II.....	7.75	.40	.25	.50	.05	
Group III.....	7.50	.40	.25	.50	.05	
Group IV.....						
Mechanic's helper; oiler.....	7.25	.40	.25	.50	.05	
Clamshells, 3 yards or over.....	8.25	.40	.25	.50	.05	
Crane or rigs, 80 feet of boom or over (including jib).....	8.25	.40	.25	.50	.05	
Crane or rigs, 200 feet of boom or over.....	8.50	.40	.25	.50	.05	
Dragline, 3 yards or over.....	8.25	.40	.25	.50	.05	
Hoisting engine—such additional drum over one drum.....	8.00	.40	.25	.50	.05	
Pile drivers, 80 feet of boom or over (including jib).....	8.25	.40	.25	.50	.05	
Shovels, 3 yards or over.....	8.25	.40	.25	.50	.05	
Men working in tunnels or shafts (not air shafts or coffer dams) of twenty-five (25) feet or more in length or depth will be paid fifty (50) cents per hour above the regular classification.						

Classification	Basic hourly rates	Fringe benefits payments				
		H&W	Pensions	Vacation	App. tr.	Other
CHANGE: Johnson and Wyandotte Counties:						
Laborers:						
General laborer:						
Carpenter tenders, salamander tenders, dumpman and ticket takers on stock piles, flagmen, loading trucks under bins, hoppers and conveyors, trackmen and all other General Laborers.....						
	\$6.73	\$0.40	\$0.40	\$0.50	\$0.10	
First semiskill:						
Air tool operator, cementhandler (bulk or sack), chain or concrete saw, deck hands, dumpman on earth fill, grade checkers on cuts and fills, geologic bugles man, material batch hopper man, scaeman, material mixer man (except on manholes, coffer dams, abutments and pier hole men working below ground, riprap pavers rock, block or brick, signalman, Scaffolds over 10 ft. not self-supported from ground up, skipman on concrete paving, vibrator man, wire mesh setters on concrete paving, all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipelines, power tool operator, all work in connection with hydraulic or general dredging operations, form setter helpers padiers (paving only).....						
	6.825	.40	.40	.50	.10	
Second semiskill:						
Crusher feeder, men handling crossote ties or crossote materials, men working with and handling epoxy material or materials (where special protection is required), head pipe layer on sewer work, topper of standing trees, batter board man on pipe and ditch work, feeder man on wood pulverizers, board and willow mat weavers and cable tiers on river work, all laborers working on underground tunnels where compressed air is not used....						
	6.925	.40	.40	.50	.10	
Third semiskill:						
Spreader or screedman on asphalt machine, asphalt raker, laser beam man, barco tamper, jacksot or any other similar tamp, wagon driller, churn drills, air track drills and all other similar drills, cutting torch man, formsetters, liners and stringline men on concrete paving, curb, gutters and etc., hot mastic kettelman, hot tar applicator, hand blade operators, manhole builders helpers and marmen on brick or block manholes, sand blasting and gunnite nozzle man, rubbing concrete, air-tool operator in tunnels.....						
	7.05	.40	.40	.50	.10	
Fourth semiskill:						
Manhole builder (brick or block), dynamite and powdermen, welder, leadman or working foreman, tunnel leadman or working foreman.....						
	7.15	.40	.40	.50	.10	
WD No. AM-5,224-30 F.R. 16853, Leavenworth County, Kans., Modification No. 2						
CHANGE:						
"Site preparation and grading", power equipment operators:						
Group I.....						
	8.00	.40	.25	.50	.05	
Group II.....						
	7.75	.40	.25	.50	.05	
Group III.....						
	7.50	.40	.25	.50	.05	
Group IV:						
Mechanic's helper; oiler.....						
	7.25	.40	.25	.50	.05	
Clamshells, 3 yards or over.....						
	8.25	.40	.25	.50	.05	
Crane or rigs, 80 feet of boom or over (including jib).....						
	8.25	.40	.25	.50	.05	
Crane or rigs, 200 feet of boom or over.....						
	8.50	.40	.25	.50	.05	
Dragline, 3 yards or over.....						
	8.25	.40	.25	.50	.05	
Hoisting engine—each additional drum over one drum.....						
	8.00	.40	.25	.50	.05	
Pile drivers, 80 feet of boom or over (including jib).....						
	8.25	.40	.25	.50	.05	
Shovels, 3 yards or over.....						
	8.25	.40	.25	.50	.05	
Men working in tunnels or shafts (not air shafts or coffer dams) of twenty-five (25) feet or more in length or depth will be paid fifty (50) cents per hour above the regular classification.						
WD No. AM-1,398-30 F.R. 14578, Essex County, Mass., Modification No. 1						
CHANGE:						
Building, heavy and highway construction:						
Carpenters and soft floor layers:						
Lawrence.....						
	7.45	.30	.30			
WD No. AM-1,398-30 F.R. 14583, Hampden County, Mass., Modification No. 1						
CHANGE:						
Building, heavy and highway construction:						
Bricklayers, cementmasons, plasterers, marblemasons, stonemasons, terrazzo workers, and tile setters:						
Remainder of county.....						
	7.35	.30	.25			
Carpenters and soft floor layers:						
Remainder of county.....						
	7.05	.30	.30		.02	
Elevator constructors:						
Elevator constructors.....						
	6.50	.17	.185	$\frac{1}{2}\% + b + c$	.005
Elevator constructors' helpers.....						
	4.55	.17	.185	$\frac{1}{2}\% + b + c$	.005
WD No. AM-1,602-30 F.R. 14824, Middlesex County, Mass., Modification No. 1						
Building, heavy and highway construction:						
Omit:						
Footnote:						
d. Labor Day.						
WD No. AM-374-30 F.R. 15782, Alpena County, Mich., Modification No. 1						
CHANGE:						
Asbestos workers.....						
	7.95	.44	.95		.01	
ADD:						
Ironworker—fence erector.....						
	7.00	7%	12%	14.5%	.04	
WD No. AM-380-30 F.R. 15909, Genesee County, Mich., Modification No. 1						
CHANGE:						
Asbestos workers.....						
	7.95	\$0.44	\$0.95		.01	
ADD:						
Ironworkers—fence erectors.....						
	7.00	7%	12%	14.5%	.04	
WD No. AM-382-30 F.R. 15822, Huron County, Mich., Modification No. 1						
CHANGE:						
Asbestos workers.....						
	7.95	\$0.44	\$0.95		.01	
ADD:						
Ironworkers—fence erectors.....						
	7.00	7%	12%	14.5%	.04	
WD No. AM-384-30 F.R. 15828, Ingham County, Mich., Modification No. 1						
CHANGE:						
Asbestos workers.....						
	7.95	\$0.44	\$0.95		.01	
Elevator constructors.....						
	9.115	.195	.20	2% + b & c	.005	
Elevator constructors' helpers.....						
	7.0%JR	.195	.20	2% + b & c	.005	
ADD:						
Ironworkers—fence erectors.....						
	\$7.00	7%	12%	14.5%	.04	

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
<i>WD No. AM-386-56 F.R. 15557, Kent County, Mich. Modification No. 2</i>						
CHANGE:						
Ironworkers—structural	\$4.21					
Ironworkers—reinforcing	4.98					
Glaziers	4.75					
Laborers	3.53					
Painters	4.60					
Roofers	4.25					
Truckdrivers	4.29					
Label or laborers as previously issued to read heavy construction.						
<i>WD No. AM-391-80 F.R. 15881, Saginaw County, Mich. Modification No. 2</i>						
CHANGE:						
Asbestos workers	7.95	\$0.44	\$0.95		\$0.01	
ADD:						
Ironworkers—fence erectors	7.00	7%	12%	14.5%	.04	
<i>WD No. AM-392-86 F.R. 15867, St. Clair County, Mich. Modification No. 1</i>						
CHANGE:						
Elevator constructors	9.22	\$0.195	\$0.20	2%+b&c	.005	
Elevator constructors' helpers	70%J R	.195	.20	2%+b&c	.005	
Sheet metal workers	8.25	.38	4%	10%	.02	
ADD:						
Ironworkers—fence erectors	7.00	7%	12%	14.5%	.04	
<i>WD No. AM-393-86 F.R. 15872, Washtenaw County, Mich. Modification No. 2</i>						
CHANGE:						
Asbestos workers	7.95	.44	.95		.01	
Electricians	7.45	.36	.30	10%	1/4 of 1%	
Elevator constructors	9.115	.195	.20	2%+b&c	.005	
Elevator constructors' helpers	70%J R	.195	.20	2%+b&c	.005	
Sheet metal workers	8.25	.38	4%	10%	.02	
ADD:						
Ironworkers—fence erectors	7.00	7%	12%	14.5%	.04	
<i>WD No. AM-394-86 F.R. 15877, Wayne, Oakland, Macomb Counties, Mich. Modification No. 2</i>						
CHANGE:						
Elevator constructors	\$9.22	\$0.195	\$0.20	2%+b&c	.005	
Elevator constructors' helpers	70%J R	.195	.20	2%+b&c	.005	
Sheet metal workers	8.25	.38	4%	10%	.02	
ADD:						
Ironworkers—Fence erectors	7.00	7%	12%	14.5%	.04	
<i>WD No. AM-5, 618-86 F.R. 16883, Clay, Jackson, Platte, and Ray Counties, Mo., Modification No. 2</i>						
CHANGE:						
Heavy and highway construction, power equipment operators:						
Group I	8.00	\$0.40	\$0.25	\$0.50	.05	
Group II	7.75	.40	.25	.50	.05	
Group III	7.50	.40	.25	.50	.05	
Group IV	7.25	.40	.25	.50	.05	
Clamshells, 3 yards or over	8.25	.40	.25	.50	.05	
Crane or rigs, 80 feet of boom or over (including jib)	8.25	.40	.25	.50	.05	
Crane or rigs, 200 feet of boom or over	8.50	.40	.25	.50	.05	
Drum lines, 3 yards and over	8.25	.40	.25	.50	.05	
Holting engine—each additional drum over one drum	8.00	.40	.25	.50	.05	
Pile drivers, 80 feet of boom or over (including jib)	8.25	.40	.25	.50	.05	
Shovels, 3 yards and over	8.25	.40	.25	.50	.05	

10—Missouri—LAB-2,3

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
CHANGE: Heavy and highway construction:						
Laborers:						
General laborer:						
Carpenter tenders, salamander tenders, dumpman and ticket takers on stock piles, flagmen, loading trucks under bins, hoppers and conveyors, trackmen and all other General Laborers	8.73	\$0.40	\$0.40	\$0.50	\$0.10	
First semiskill:						
Air-tool operator, cement handler (bulk or sack), chain or concrete saw, deck hands, dumpman on earth fill, grade checkers on cuts and fills, geologic buggies man, material batch hopper man, scaleman, material mixer man (except on manholes, coffer dams, abutments and pier hole men working below ground, riprap pavers rock, block or brick, signalman, scaffolds over 10 ft. not self-supported from ground up, skipman on concrete paving, vibrator man, wire mesh setters on concrete paving, all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipelines, power tool operator, all work in connection with hydraulic or general dredging operations, form setter helpers pudlers (paving only)	6.825	.40	.40	.50	.10	
Second semiskill:						
Crusher feeder, men handling cressote ties or cressote materials, men working with and handling epoxy material or materials (where special protection is required), head pipe layer on sewer work, topper of standing trees, batter board man on pipe and ditch work, feeder man on wood pulverizers, board and willow mat weavers and cable tiers on river work, all laborers working on underground tunnels where compressed air is not used	6.925	.40	.40	.50	.10	
Third semiskill:						
Spreader or screed man on asphalt machine, asphalt raker, laser beam man, baroc tamper, Jackson or any other similar tamp, wagon driller, churn drills, air track drills and all other similar drills, cutting torch man, form setters, liners and stringline men on concrete paving, curb, gutters and etc., hot mastic kettelman, hot tar applicator, hand blade operators, manhole builders helpers and mortarmen on brick or block manholes, sand blasting and gunnite nozzle men, rubbing concrete, air-tool operator in tunnels	7.05	.40	.40	.50	.10	
Fourth semiskill:						
Manhole builder (brick or block), dynamite and powdermen, welder, leadman or working foreman, tunnel leadman or working foreman	7.15	.40	.40	.50	.10	

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
<i>WD No. AM-2,522-56 F.R. 17109, eastern counties, Montana. Modification No. 1. Blaine, Carter, Custer, Daniels, Dawson, Fallon, Garfield, McCone, Petroleum, Phillips, Powder River, Prairie, Richland, Roosevelt, Sheridan, Valley, Wibaux</i>						
CHANGE:						
Line construction (jobs over 69,000 volts):	\$6.43	\$.25	1%		1%	
Cable splicer.....	6.10	.25	1%		1%	
Linemen; pole sprayer.....	5.61	.25	1%		1%	
Line equipment operator; powderman.....	4.64	.25	1%		1%	
Groundmen.....						
ADD:						
Line construction (jobs 69,000 volts or less):	6.24	.25	1%		1%	
Cable splicer.....	5.54	.25	1%		1%	
Line equipment operator; powderman.....	4.39	.25	1%		1%	
Experienced groundmen (2 yrs.); truckdrivers.....	3.91	.25	1%		1%	
Groundmen; pole digger (groundmen).....						
<i>WD No. AM-2,523-56 F.R. 17113, western counties, Montana. Modification No. 1. Beaverhead, Big Horn, Broadwater, Carbon, Cascade, Chouteau, Deer Lodge, Fergus, Flathead, Gallatin, Glacier, Golden Valley, Granite, Hill, Jefferson, Judith Basin, Lake, Lewis and Clark, Liberty, Lincoln, Madison, Meagher, Mineral, Missoula, Musselshell, Park, Pondera, Powell, Ravalli, Rosebud, Sanders, Silver Bow, Stillwater, Sweetgrass, Teton, Toole, Treasure, Wheatland, Yellowstone</i>						
CHANGE:						
Line construction (remaining counties) (jobs over 69,000 volts):	6.43	.25	1%		1%	
Cable splicer.....	6.10	.25	1%		1%	
Linemen; pole sprayer.....	5.61	.25	1%		1%	
Line equipment operator; powderman.....	4.64	.25	1%		1%	
Groundmen.....						
ADD:						
Line construction (remaining counties) (jobs 69,000 volts or less):	6.24	.25	1%		1%	
Cable splicer.....	5.54	.25	1%		1%	
Line equipment operator; powderman.....	4.39	.25	1%		1%	
Experienced groundmen (2 yrs.); truckdrivers.....	3.91	.25	1%		1%	
Groundmen; pole digger (groundmen).....						
<i>WD No. AM-1,721-56 F.R. 14908, New York, Bronx, Kings, Queens and Richmond Counties, N.Y. Modification No. 1</i>						
CHANGE:						
Building construction:						
Under laborers:	7.75	\$0.25	\$0.25			
Cement concrete workers.....	6.55	.70	.50			
Plasterers' helpers (N.Y.-Bronx-Richmond).....	7.115	7%+.50	13%	10%	.03	
Sprinkler fitters.....	7.115	7%+.50	13%	10%	.03	
Steamfitters.....	6.66	\$0.45	\$0.555			
Tile setters.....						
<i>WD No. AM-1,728-56 F.R. 14945, Nassau County, N.Y. Modification No. 1</i>						
CHANGE:						
Building construction:						
Electricians and linemen.....	8.25	0%	9.5%	75%	14%	
Laborers (building):	6.75	\$0.50	\$0.70	\$0.51		
Laborers, building.....	6.75	.50	.70	.51		
Mason tenders.....	6.75	.50	.70	.51		
Mortar mixers.....	7.115	7%+.50	13%	10%	\$0.03	
Sprinkler fitters.....	7.115	7%+.50	13%	10%	.03	
Steamfitters.....	6.66	\$0.45	\$0.555			
Tile setters.....						
<i>WD No. AM-1,735-56 F.R. 14980, Suffolk County, N.Y. Modification No. 1</i>						
CHANGE:						
Building construction:						
Electricians and linemen.....	8.25	0%	9.5%	75%	14%	
Laborers, building:	6.75	\$0.50	\$0.70	\$0.51		
Laborers.....	6.75	.50	.70	.51		
Mason tenders.....	6.75	.50	.70	.51		
Mortar mixers.....	7.115	7%+.50	13%	10%	.03	
Sprinkler fitters.....	7.115	7%+.50	13%	10%	.03	
Steamfitters.....	6.66	\$0.45	\$0.555			
Tile setters.....						
<i>WD No. AM-1,835-56 F.R. 16370, Erie County, Pa. Modification No. 1</i>						
CHANGE:						
Building construction:						
Ironworkers:	8.73 $\frac{1}{2}$	.28	.19		.01
Structural.....	8.73 $\frac{1}{2}$	.28	.19		.01
Ornamental.....	8.73 $\frac{1}{2}$	.28	.19		.01
Reinforcing.....						
<i>WD No. AM-1,855-56 F.R. 16221, Lackawanna County, Pa. Modification No. 1</i>						
CHANGE:						
Building construction:						
Elevator constructors.....	7.66	.195	.20	1 $\frac{1}{2}$ %+a+b	.005	
Elevator constructors' helpers.....	5.36	.195	.20	1 $\frac{1}{2}$ %+a+b	.005	
Elevator constructors' helpers (prob.).....	3.83					
Laborers (over 13 miles from Scranton):	6.00	.23	.50			
Laborers.....						
Jack hammer operator, vibrator, wagon drill, dynamite, gas buggies, 2-inch pumps, concrete mixers (up to two bags).....	6.15	.23	.50			
Scaffold builders.....	6.15	.23	.50			
Pipelayers (concrete and clay).....	6.15	.23	.50			
Plasterers tenders.....	6.15	.23	.50			
Asphalt workers.....	6.15	.23	.50			
<i>WD No. AM-129-56 F.R. 10476, Roane and Anderson Counties, Tenn. Modification No. 1</i>						
CHANGE:						
Building construction:						
Electricians (Oak Ridge in Anderson County, and Roane and Scott Counties):	6.21	.20	1%		0.5%	
Electricians and linemen.....	6.71	.20	1%		.5%	
Cable splicers.....						
Electricians (remaining area):	6.35		1%		.5%	
Electricians and linemen.....	6.75		1%		.5%	
Cable splicers.....						

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
OMIT:						
Building construction:						
Electricians (Oak Ridge in Anderson County, and Roane and Scott Counties):						
Groundmen, first year	\$4.38	\$0.15			.5%	
Groundmen, after first year	4.78	.15			.5%	
Electricians (remaining area):						
Groundmen:						
First year	3.80		1%		.3%	
After first year	4.30		1%		.3%	
Truckdriver w/o winch	4.20		1%		.3%	
Truckdriver w/winch	4.70		1%		.3%	
Hole digger and/or heavy equipment operator	6.00		1%		.3%	
ADD:						
Building construction:						
Water well drill operators	3.00					
Water well drill helpers	2.00					
<i>WD No. AM-500-36 F.R. 16478, Davidson County, Tenn. Modification No. 1</i>						
CHANGE:						
Building construction:						
Elevator constructors	6.115	.195	\$0.20	2%+a&b	\$0.005	
Elevator constructors' helpers	4.28	.195	.20	2%+a&b	.005	
Elevator constructors' helpers (prob.)	3.06					
<i>WD No. AM-501-36 F.R. 16488, Hamilton County, Tenn. Modification No. 1</i>						
CHANGE:						
Building construction:						
Carpenters and soft floor layers	5.73	.15	.15		.02	
Millwrights	6.13	.15	.15		.02	
Piledrivermen	5.855	.15	.15		.02	
<i>WD No. AM-502-36 F.R. 16486, Knox County, Tenn. Modification No. 1</i>						
CHANGE:						
Building construction:						
Electricians and line construction:						
Electricians and linemen	6.35		1%		0.5%	
Cable splicers	6.75		1%		.5%	
Sheet metal workers	6.63	.27	\$0.20		\$0.02	
OMIT:						
Building construction:						
Electricians and line construction:						
Groundmen, first year	3.80		1%		0.3%	
Groundmen, after first year	4.30		1%		.3%	
Truckdriver w/o winch	4.20		1%		.3%	
Truckdriver w/winch	4.70		1%		.3%	
Hole digger and/or heavy equipment operator	6.00		1%		.3%	
<i>WD No. AM-555-36 F.R. 16773, Bexar County, Tex. Modification No. 1</i>						
CHANGE:						
Building construction:						
Laborers:						
Common laborers	3.47	.18	\$0.10		\$0.02	
Air tool operator (jackhammer, vib.)	3.56	.18	.10		.02	
Bell hole man	3.58	.18	.10		.02	
Mason tenders	3.58	.18	.10		.02	
Mortar mixers	3.84	.18	.10		.02	
Plasterers' tenders	3.84	.18	.10		.02	
Pipelayers, concrete and clay (nonmetallic)	3.47	.18	.10		.02	
Plasterers	6.375				.01	
<i>WD No. AM-558-36 F.R. 17139, Statewide, Utah</i>						
CHANGE:						
Ironworkers:						
Ornamental, reinforcing, fence erector, structural						
Steel erection (power equipment operator):	6.63	.35	.50		.05	
Group 1:						
Assistant to engineer (oller)	6.54	.55	.75	.55	.14	
Group 2:						
Assistant to engineer (truck crane oiler); compressor; generator, gasoline or diesel driven (100 kw.)	6.53	.55	.75	.55	.14	
Group 3:						
Compressors, generators and/or welding machines or combination (2 to 6); deck engineer; instrument man; signalman (using mechanical equipment); fork lift	7.58	.55	.75	.55	.14	
Group 4:						
Heavy duty repairman; tractor operator	7.60	.55	.75	.55	.14	
Group 4-A:						
Combination heavy-duty repairman; welder	7.91	.55	.75	.55	.14	
Group 5:						
"A" frame or boom truck; boom cat; Chicago boom; crawler cranes and truck cranes (15 tons m.r.c. or less), self-propelled boom-type lifting device; single drum hoist; tigger hoist; Chief of party	8.26	.55	.75	.55	.14	
Group 6:						
Crawler cranes and truck cranes (over 15 tons m.r.c.); derricks (two operators required when swing engine remote from hoist); highline cableway (signalman required); tower cranes mobile; universal Liebherr and tower cranes (and similar types) (in the erection, dismantling and moving of equipment, there shall be an additional operating engineer); two or more drum hoist	8.57	.55	.75	.55	.14	
Group 7:						
Operator of helicopter	9.73	.55	.75	.55	.14	

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
CHANGE:						
Piledriving (power equipment operator):						
Group 1:						
(a) Assistant to engineer (fireman, oiler, deckhand)	\$0.21	\$0.55	\$0.75	\$0.55	\$0.14	
(b) Compressor operator (electrically, gas or diesel powered, etc.)	6.46	.55	.75	.55	.14	
(c) Truck crane oiler	6.56	.55	.75	.55	.14	
Group 2:						
(a) Operator of Tugger Hoist (Hoisting materials only)	7.04	.55	.75	.55	.14	
(b) Compressor operator (2 to 6) (electrically, gas or diesel powered); generator operator (electrically, gas or diesel driven, 100 kw.); pump operator (2 to 6); welding machine operator (2 to 6) (gas or diesel powered)	7.20	.55	.75	.55	.14	
Group 3:						
"A" frames; deck engineer; fork lift operator; self-propelled boom-type lifting device	7.42	.55	.75	.55	.14	
Group 3-A:						
Heavy-duty repairman and/or welder	7.71	.55	.75	.55	.14	
Group 4:						
Operating engineer in lieu of assistant to engineer tending boiler or compressor attached to crane piledriver; operator of piledriving rigs, skid or floating and derrick barges; operator of diesel or gasoline powered crane piledriver (w/o boiler) up to and including 1 cu. yd. rating; truck crane operator (up to and including 25 tons) (hoisting material only) (Assistant to engineer required) (not driving piles)	8.12	.55	.75	.55	.14	
Group 5:						
Operator of diesel or gasoline powered crane piledriver (w/o boiler) over 1 cu. yd. rating; operator of crane (w/steam, flash boiler, pump or compressor attached); operator of steam powered crawler or universal-type driver (Raymond or similar type); truck crane operator (over 25 tons) (hoisting material or performing piledriving work)	8.24	.55	.75	.55	.14	

4-WAS-LAB-1-2-3-c

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Other
WD No. AM-2,189-86 F.R. 17290, Chelan, Douglas, Kittitas, Okanogan, and Yakima Counties, Wash. Modification No. 1						
CHANGE: Laborers (Chelan, Douglas, Kittitas, Okanogan, and Yakima Counties west of the 120th meridian):						
General labor; carpenter tender; form stripper; rip-rap man; track laborer; stake hopper; choke setter; fence laborer	34.65	50.30	50.30		50.02	
Air track and wagon drill helper; crusher feeder; dump and stock pile man; Powderman helper; sloper, over 20 feet	4.75	.30	.30		.02	
Power buggy; drill chipper; grinder and similar light power tools; faller and buckler (hand); grout man (power)	4.80	.30	.30		.02	
Asphalt raker and spreader; cement handler; sack of bulk; dope pot tender; house wreckers; jack-hammer; pavement breaker; tamper vibrator; track spike puller; concrete saw and similar heavy power tools; nozzleman (air and water)	4.85	.30	.30		.02	
Formsetter; steel forms; grade checker; swinging stage or bosun chair over water or over 25 feet in height	4.90	.30	.30		.02	
Air track and wagon drill operator; chain saw operator; gunite man; high sealer; pipe layer and caulker; pipe wrapper; sand blaster; timberman; open ditch; mortarman and hod carrier	4.95	.30	.30		.02	
Faller and buckler (chain saw); powderman	5.00	.30	.30		.02	
Caisson workers, free air	5.05	.30	.30		.02	
Tunnel shafts, free air:						
Topman and bull gang	4.75	.30	.30		.02	
Chuck tender; mucker and laborer; nipper; brakeman	4.80	.30	.30		.02	
Powderman helper	4.90	.30	.30		.02	
Miner (including monolithic worker); retimberman; maintenance man; spader	5.00	.30	.30		.02	
Miner; shaft and raise	5.05	.30	.30		.02	
Powderman	5.15	.30	.30		.02	

[FR Doc.71-13930 Filed 9-23-71;8:45 am]

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 Orders 595 and 621 (31 F.R. 12981 and 36 F.R. 12819) 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 con-

ditions 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.

Angelica Uniform Co., Eminence, Mo.; 8-16-71 to 8-15-72 (women's and men's washable uniforms).

Angelica Uniform Co., Marquand, Mo.; 7-22-71 to 7-21-72 (men's pants).

Angelica Uniform Co., Summersville, Mo.; 8-16-71 to 8-15-72 (women's uniforms and men's and women's smocks).

Ashland Crafts, Inc., Ashland, Ky.; 8-8-71 to 8-7-72 (children's dresses).

Bernice Industries, Inc., Bernice, La.; 8-2-71 to 8-1-72 (boys' shirts).

Blue Bell, Inc., Hackleburg, Ala.; 7-26-71 to 7-25-72 (sport shirts).

Chatham Knitting Mills, Inc., Chatham, Va.; 7-22-71 to 7-21-72; 8 learners (men's zipper jackets).

Clayburne Manufacturing Corp., Clayton, Ga.; 8-5-71 to 8-4-72 (men's shirts).

Dickson Manufacturing Co., Plant No. 1, Dickson, Tenn.; 8-8-71 to 8-7-72 (men's shirts).

Garan, Inc., Clinton, Ky.; 8-16-71 to 8-15-72 (men's and boys' shirts and girls' and ladies' blouses).

Gary Co., Inc., Gallatin, Tenn.; 8-14-71 to 8-13-72 (men's shirts).

Glenn's All-American Sportswear, Inc., Amory, Miss.; 8-12-71 to 8-11-72 (men's pants).

Greensboro Manufacturing Co., Greensboro, Ga.; 8-17-71 to 8-16-72 (men's and boys' slacks).

H & H Manufacturing Corp., Statham, Ga.; 8-17-71 to 8-16-72 (men's pants).

Hagale Industries, Inc., Ozark, Mo.; 7-27-71 to 7-26-72 (men's and boys' pants).

Hamburg Shirt Corp., Hamburg, Ark.; 8-8-71 to 8-7-72 (boys' shirts).

Hartsville Garment Co., Hartsville, Tenn.; 7-26-71 to 7-25-72 (men's shirts).

The Hercules Trouser Co., Wellston, Ohio; 7-30-71 to 7-29-72 (men's and boys' pants).

Iva Manufacturing Co., Iva, S.C.; 8-2-71 to 8-1-72; 8 learners (ladies' blouses, dresses and culottes).

Jamestown Manufacturing Corp., Jamestown, Tenn.; 8-6-71 to 8-5-72 (men's and boys' pants and sport shirts).

Jester Kids Clothes, Inc., Tarpon Springs, Fla.; 8-1-71 to 7-31-72 (children's underwear and shirts and infants' crawlers).

Katz Underwear Co., Plant No. 1, No. 2, Honesdale, Pa.; 8-13-71 to 8-12-72 (women's and misses' nightwear).

Kellwood Co., Calhoun City, Miss.; 8-8-71 to 8-7-72 (boys' pants).

Kingstree Industries, Inc., Kingstree, S.C.; 8-15-71 to 8-14-72; 10 learners (ladies' sportswear).

Levi Strauss & Co., Morrilton, Ark.; 8-9-71 to 8-8-72 (men's and boys' pants).

Meadow Sportswear, Inc., Bay Minette, Ala.; 8-13-71 to 8-12-72 (men's dress shirts).

Plantersville Sportswear, Inc., Plantersville, Miss.; 8-5-71 to 8-4-72 (men's slacks).

Roman's Inc., Scranton, Pa.; 8-17-71 to 8-16-72; 7 learners (men's, ladies' and boys' jackets).

Royal Manufacturing Co., Inc., Washington, Ga.; 7-22-71 to 7-21-72 (men's and boys' sport shirts).

Salant & Salant, Inc., Marked Tree, Ark.; 8-5-71 to 8-4-72 (children's and boys' pants).

Somerville Manufacturing Co., Inc., Vivian, La.; 7-24-71 to 7-23-72 (men's slacks).

Sportswear Unlimited, Iva, S.C.; 8-2-71 to 8-1-72; 10 learners (ladies' blouses and dresses).

Warsaw Manufacturing Co., Warsaw, N.C.; 7-26-71 to 7-25-72; 10 learners (ladies' house dresses).

White County Industries, Sparta, Tenn.; 7-23-71 to 7-22-72 (men's and boys' woven pants).

Wildwood Clothing Co., Inc., Wildwood, N.J.; 8-1-71 to 7-31-72; 10 learners (men's and ladies' slacks and shorts).

Williamson-Dickie Manufacturing Co., McAllen, Tex.; 8-11-71 to 8-10-72 (men's and boys' work pants).

Williamson-Dickie Manufacturing Co., Wehaco, Tex.; 8-18-71 to 8-17-72 (men's and boys' pants).

Woodbury Manufacturing Co. Inc., Woodbury, Tenn.; 8-6-71 to 8-5-72 (men's and boys' knit shirts).

The following plant expansion certificates were issued authorizing the number of learners indicated:

Bernice Industries, Inc., Bernice, La.; 8-2-71 to 2-1-72; 29 learners (boys' shirts).

Brew-Schneider Manufacturing Co., Inc., Blakely, Ga.; 8-16-71 to 2-15-72; 10 learners (ladies' and men's washable service garments).

Iva Manufacturing Co., Iva, S.C.; 8-13-71 to 2-12-72; 15 learners (ladies' blouses, dresses, and culottes).

Johnsonville Manufacturing Co., Johnsonville, S.C.; 7-22-71 to 1-21-72; 20 learners (ladies' jeans, shorts, and jamaicas).

Ronella Sportswear, Inc., Clarkton, N.C.; 7-23-71 to 1-22-72; five learners (ladies' and children's knit blouses and pants).

Sportswear Unlimited, Iva, S.C.; 8-13-71 to 2-12-72; 12 learners (ladies' blouses and dresses).

Stitchcraft, Inc., Athens, Ga.; 7-28-71 to 1-24-72; 20 learners (ladies' dresses).

Wilson Shirt Co., Midville, Ga.; 8-16-71 to 2-15-72; 10 learners (work clothes).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.80 to 522.85, as amended).

Co-op Glove Manufacturing, Inc., Shuqualak, Miss.; 8-9-71 to 8-8-72; 10 learners for normal labor turnover purposes (work gloves).

Edmont-Wilson, Haynesville, La.; 8-12-71 to 8-11-72; 10 percent of the total number of machine stitchers for normal labor turnover purposes (work gloves).

Indianapolis Glove Co., Inc.; 7-30-71 to 7-29-72; 10 percent of the total number of machine stitchers for normal labor turnover purposes (work gloves).

Lambert Manufacturing Co., Chillicothe, Mo.; 7-22-71 to 7-21-72; 10 learners for normal labor turnover purposes (leather work gloves).

Wells Lamont Corp., Oak Grove, La.; 8-3-71 to 8-2-72; 10 learners for normal labor turnover purposes (leather 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).

Virginia Maid Hosiery Mills, Inc., Pulaski, Va.; 8-8-71 to 8-7-72; 5 percent of the total number of factory production workers for normal labor turnover purposes (ladies' 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).

Junior Form Lingerie Corp., Boswell, Pa.; 8-9-71 to 8-8-72; 5 percent of the total number of factory production workers for normal labor turnover purposes (ladies' underwear).

Royal Manufacturing Co., Inc., Crawfordville, Ga.; 7-24-71 to 7-23-72; five learners for normal labor turnover purposes (men's shorts).

Royal Manufacturing Co., Inc., Washington, Ga.; 7-22-71 to 7-21-72; 5 percent of the total number of workers engaged in the production of woven shorts, T-shirts, and thermal underwear for normal labor turnover purposes (men's and boys' woven shorts, knitted T-shirts, and thermal underwear).

Signal Knitting Mills, Inc., Tazewell, Tenn.; 7-28-71 to 7-27-72; 5 percent of the total number of factory production workers for normal labor turnover purposes (men's and boys' T-shirts and briefs).

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:

Carlita Corp., Hormigueros, P.R.; 7-8-71 to 7-7-72; 11 learners for normal labor turnover purposes in the occupation of machine stitching, for a learning period of 480 hours at the rates of \$1.22 an hour for the first 240 hours and \$1.35 an hour for the remaining 240 hours (ladies' and men's dress and sport gloves).

Emily, Inc., Adjuntas, P.R.; 7-26-71 to 12-6-71; 10 learners for normal labor turnover purposes in the occupation of sewing machine operating, for a learning period of 320 hours at the rate of \$1.33 an hour (brasieres) (replacement certificate).

Glamourette Fashion Mills, Inc., Quebradillas, P.R.; 7-12-71 to 7-11-72; 14 learners for normal labor turnover purposes in the occupations of: (1) 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; and (2) machine stitching-seaming, for a learning period of 320 hours at the rates of \$1.22 an hour for the first 160 hours and \$1.39 an hour for the remaining 160 hours (sweaters and related products).

Mesana Dyeing & Finishing, Inc., Quebradillas, P.R.; 7-12-71 to 7-11-72; 12 learners for normal labor turnover purposes in the occupations of: (1) Machine stitching and pressing, for a learning period of 320 hours at the rates of \$1.22 an hour for the first 160 hours and \$1.39 an hour for the remaining 160 hours; and (2) kettle handlers and dyers, for a learning period of 240 hours at the rate of \$1.22 an hour (sweaters and related products).

Puritan Caribbean, Inc., Cidra, P.R.; 7-19-71 to 7-18-72; 17 learners for normal labor turnover purposes in the occupation of machine 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 (sweaters and shifts).

Ricardo Corp., Hormigueros, P.R.; 7-8-71 to 7-7-72; 14 learners for normal labor turnover purposes in the occupation of machine stitching, for a learning period of 480 hours at the rates of \$1.22 an hour for the first 240 hours and \$1.35 an hour for the remaining 240 hours (ladies' and men's dress and semidress gloves).

Wendy Textile Mills, Inc., Quebradillas, P.R.; 7-12-71 to 7-11-72; five learners for normal labor turnover purposes in the occupations of: (1) 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; and (2) machine stitching-seaming, for a learning period of 320 hours at the rates of \$1.22 an hour for the first 160 hours and \$1.39 an hour for the remaining 160 hours (sweaters and related products).

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 16th day of September 1971.

ROBERT G. GRONWALD,
Authorized Representative
of the Administrator.

[FR Doc.71-14093 Filed 9-23-71; 8:46 am]

INTERSTATE COMMERCE COMMISSION

ASSIGNMENT OF HEARINGS

SEPTEMBER 21, 1971.

Cases assigned for hearing, postponement, cancellation, or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

FF-C-45, Honolulu Freight Service vs. Star Forwarders, Inc., assigned November 1, 1971, Room 1540, U.S. Courthouse, 312 N. Spring Street, Los Angeles, CA.
MC 113855 Sub 238, International Transport, Inc., assigned November 3, 1971, in Room 1540, U.S. Courthouse, 312 N. Spring Street, Los Angeles, CA.
MC 83539 Sub 304, C & H Transportation Co., Inc., assigned November 4, 1971, in Room 1540, U.S. Courthouse, 312 N. Spring Street, Los Angeles, CA.

MC 125433 Sub 25, F-B Truck Line Co., assigned November 8, 1971, in Jack Tar Hotel, Cathedral Hill-Van Ness and Geary, San Francisco, CA, and on November 15, 1971, in the Sheraton Motor Inn, 1000 Northeast Multnomah, Portland, OR.

MC 125433 Sub 16, F-B Truck Line Co., assigned November 8, 1971, in Jack Tar Hotel, Cathedral Hill-Van Ness and Geary, San Francisco, CA, and on November 15, 1971, in the Sheraton Motor Inn, 1000 Northeast Multnomah, Portland, OR.

No. 35420, Arizona Intrastate Freight Rates and Charges—1971, assigned November 29, 1971, at Phoenix, Ariz., is canceled and re-assigned to December 1, 1971, at Phoenix, Ariz., hearing room to be designated later.

MC 110585 (Sub-No. 15), Republic Van & Storage Co., Inc., Extension 49 States, assigned November 15, 1971, in Courtroom 7, third floor, U.S. Courthouse, Ninth and Chestnut Streets, Philadelphia, PA.

MC 51146 Sub 200, Schnelder Transport & Storage, Inc., assigned November 2, 1971, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 64373 Sub 6, Clarkson Bros. Machinery Haulers, Inc., assigned November 3, 1971, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 107409 Sub 36, Ratliff & Ratliff, Inc., assigned November 8, 1971, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 86679 Sub 48, Brown Transport Corp., assigned October 18, 1971, at Atlanta, Ga., is postponed indefinitely.

MC 115840 Sub 42, Colonial Fast Freight Lines, Inc., Application dismissed.

MC 111545 Sub 158, Home Transportation Co., Inc., Application dismissed.

MC 105881 Sub 44, M. R. & R. Trucking Co., Application dismissed.

Investigation and Suspension Docket No. 8637, Mechanical Protective Service of Perishables—Nationwide, assigned October 4, 1971, at San Francisco, in Room 503, 555 Battery Street. Since Room 503, 555 Battery Street will not be available beyond the first week of the scheduled continued hearing the Hearing Examiner will, if the continued hearing extends beyond 1 week, designate the hearing room in which the further hearing will be held.

MC 30605 Sub 146, The Santa Fe Trail Transportation Company, assigned November 1, 1971, at the Oil and Gas Commission, 4515 N. 7th Ave., Phoenix, Ariz.

MC 135202, Leon Parent Trucking Co., Inc., now assigned September 21, 1971, at Chicago, Ill., is canceled and application dismissed.

MC 118763 Sub 188, Carl Subler Trucking, Inc., assigned for continued hearing on October 12, 1971, at the Offices of the Interstate Commerce Commission, Washington, D.C.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-14137 Filed 9-23-71;8:49 am]

[Notice 755]

MOTOR CARRIER TRANSFER PROCEEDINGS

SEPTEMBER 21, 1971.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered

proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-73076. By order of September 17, 1971, the Motor Carrier Board approved the transfer to Rex C. Ewing, Jr., doing business as Ewing Bros. Auto Body, 1200 North "A" Street, Las Vegas, NV 89106, of the operating rights in Certificate No. MC-117380, issued May 10, 1966, to Robert W. Ewing and Rex C. Ewing, Jr., a partnership, doing business as Ewing Bros. Auto Body, 1200 North "A" Street, Las Vegas, NV 89106, authorizing the transportation of wrecked or disabled motor vehicles and trailers between specified portion of Nevada, Utah, and California; and between points in Mojave County, Ariz., on the one hand, and, on the other, points in specified portion of Nevada, Utah, and California.

No. MC-FC-73102. By order of September 17, 1971, the Motor Carrier Board approved the transfer to Public Trucking Corp., Edgewater, N.J., of Certificate No. MC-134100, issued June 8, 1970, to Mid-City Warehouse Corp., New York, N.Y., authorizing the transportation of: General commodities, usual exceptions, between New York, N.Y., and points in Westchester and Nassau Counties, and Orange and Rockland Counties, in a radial movement. William D. Traub, practitioner, 10 East 40th Street, New York, NY 10016.

No. MC-FC-73108. By order of September 17, 1971, the Motor Carrier Board approved the transfer to Paragon Travel Agency, Inc., New Bedford, Mass., of License No. MC-12331, issued April 5, 1961, to Arnold Tours, Inc., doing business as Arnold Tours, Boston, Mass., authorizing the conduct of operations as a broker, in arranging for the transportation of passengers, and their baggage, between points in Massachusetts, on the one hand, and, on the other, points in the United States, except Alaska, and Hawaii. S. Harrison Kahn, attorney, Suite 733, Investment Building, Washington, D.C. 20005. Francis V. Goggins, attorney, 60 East 42d Street, New York, N.Y.

No. MC-FC-73118. By order of September 17, 1971, the Motor Carrier Board approved the transfer to Monmouth Leasing Corp., East Brunswick, N.J., of a portion of Certificate No. MC-47662 (Sub-No. 2), issued May 2, 1968, to MacEvoy, Inc., Philadelphia, Pa., authorizing the transportation of: General commodities, with the usual exceptions, from Philadelphia, Pa., to points in a specified portion of New Jersey. Robert B. Pepper, practitioner, 174 Brower Avenue, Edison, NJ 08817.

No. MC-FC-73161. By order of September 17, 1971, the Motor Carrier Board approved the transfer to West Suburban Motor Express, Inc., Hillside, Ill., of the certificate of registration in No. MC-56624 (Sub-No. 1) issued April 24, 1964,

to John Victor Cardosi, doing business as West Suburban Motor Express, Hillside, Ill., evidencing a right to engage in transportation in interstate or foreign commerce solely within the State of Illinois, pursuant to certificate No. 2340 MC dated March 26, 1945, and reissued June 21, 1955, by the Illinois Commerce Commission. H. R. Begley, 72 West Adams Street, Chicago, IL 60603, attorney for applicants.

No. MC-FC-73168. By order of September 17, 1971, the Motor Carrier Board approved the transfer to Fred Egly doing business as Fred's Bus Line, 217 North Locust Avenue, Lawrenceburg, TN 38464, of the operating rights in certificates Nos. MC-111317 and MC-111317 (Sub-No. 2) issued August 30, 1957 and August 29, 1958, respectively, to J. C. Oliver doing business as Oliver Bus Line, 217 North Locust Avenue, Lawrenceburg, TN 38464, authorizing the transportation of passengers and their baggage between Lawrenceburg, Tenn., and Listerhill, Ala.; passengers and their baggage, and mail, and express, in the same vehicle with passengers between Iron City, Tenn., and Listerhill, Ala.; and passengers and their baggage between Collinwood, Tenn., and Listerhill, Ala., and Wilson Dam, Ala.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 71-14136 Filed 9-23-71;8:49 am]

[Rev. S. O. 994; ICC Order 54; Amdt. 4]

PENN CENTRAL TRANSPORTATION CO.

Rerouting or Diversion of Traffic

Upon further consideration of ICC Order No. 57 (Penn Central Transportation Co., George P. Baker, Richard C. Bond, Jervis Langdon, Jr., and Willard Wirtz, Trustees), and good cause appearing therefor:

It is ordered, That:

ICC Order No. 57 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., October 31, 1971, unless otherwise modified, changed, or suspended.

It is further ordered, That this amendment shall become effective at 11:59 p.m., September 30, 1971, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., September 21, 1971.

INTERSTATE COMMERCE
COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[FR Doc.71-14138 Filed 9-23-71;8:49 am]

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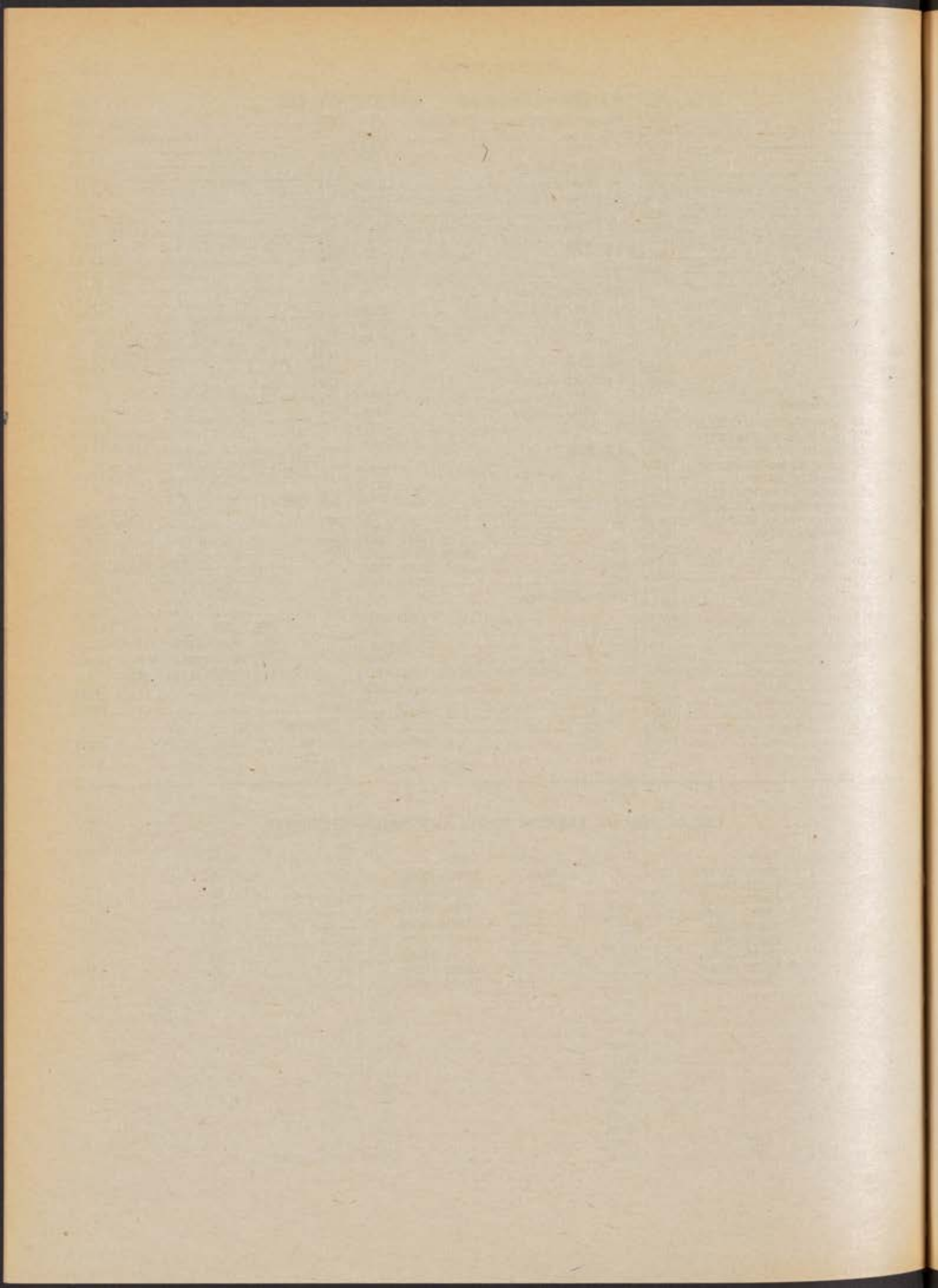
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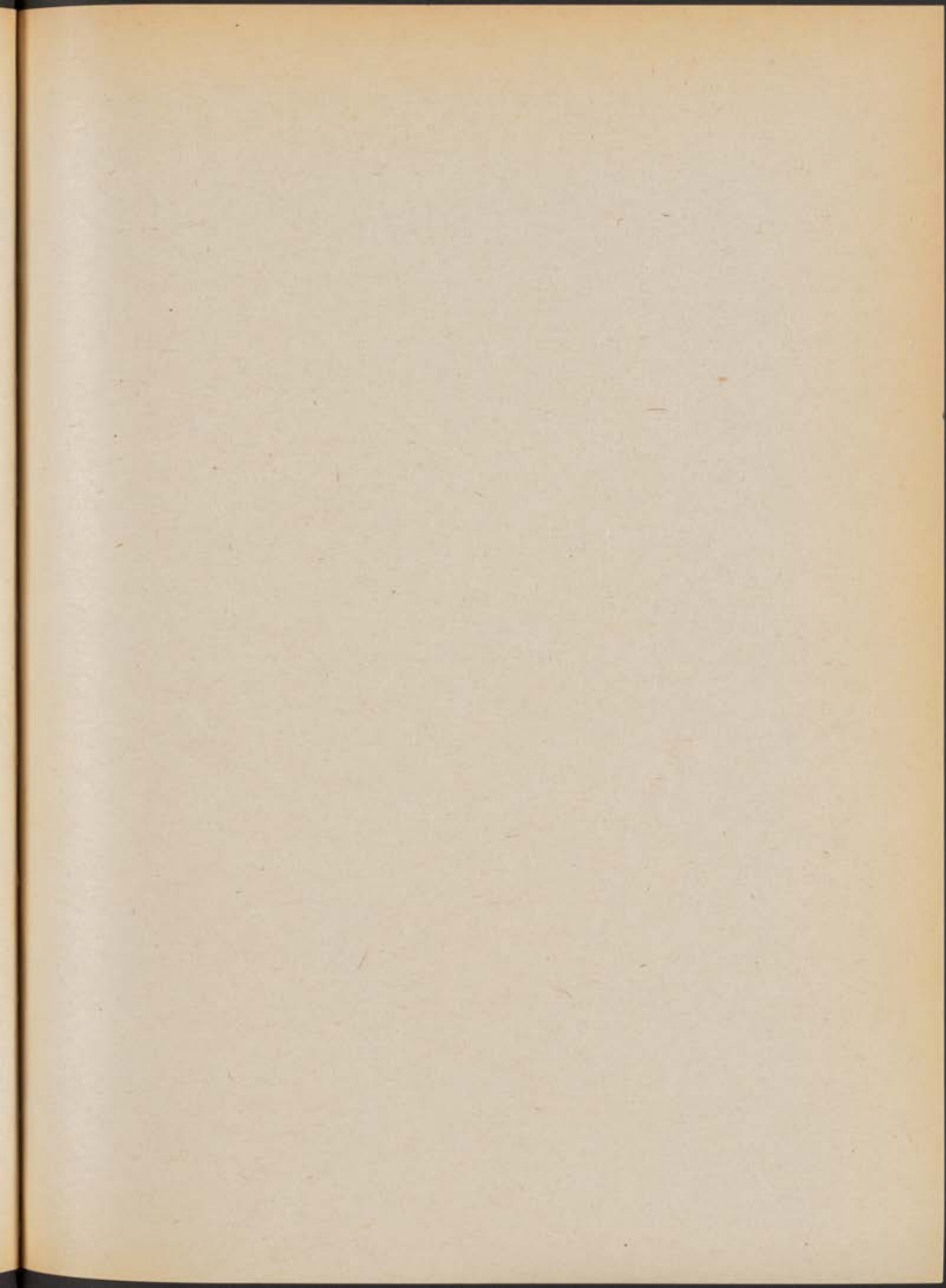
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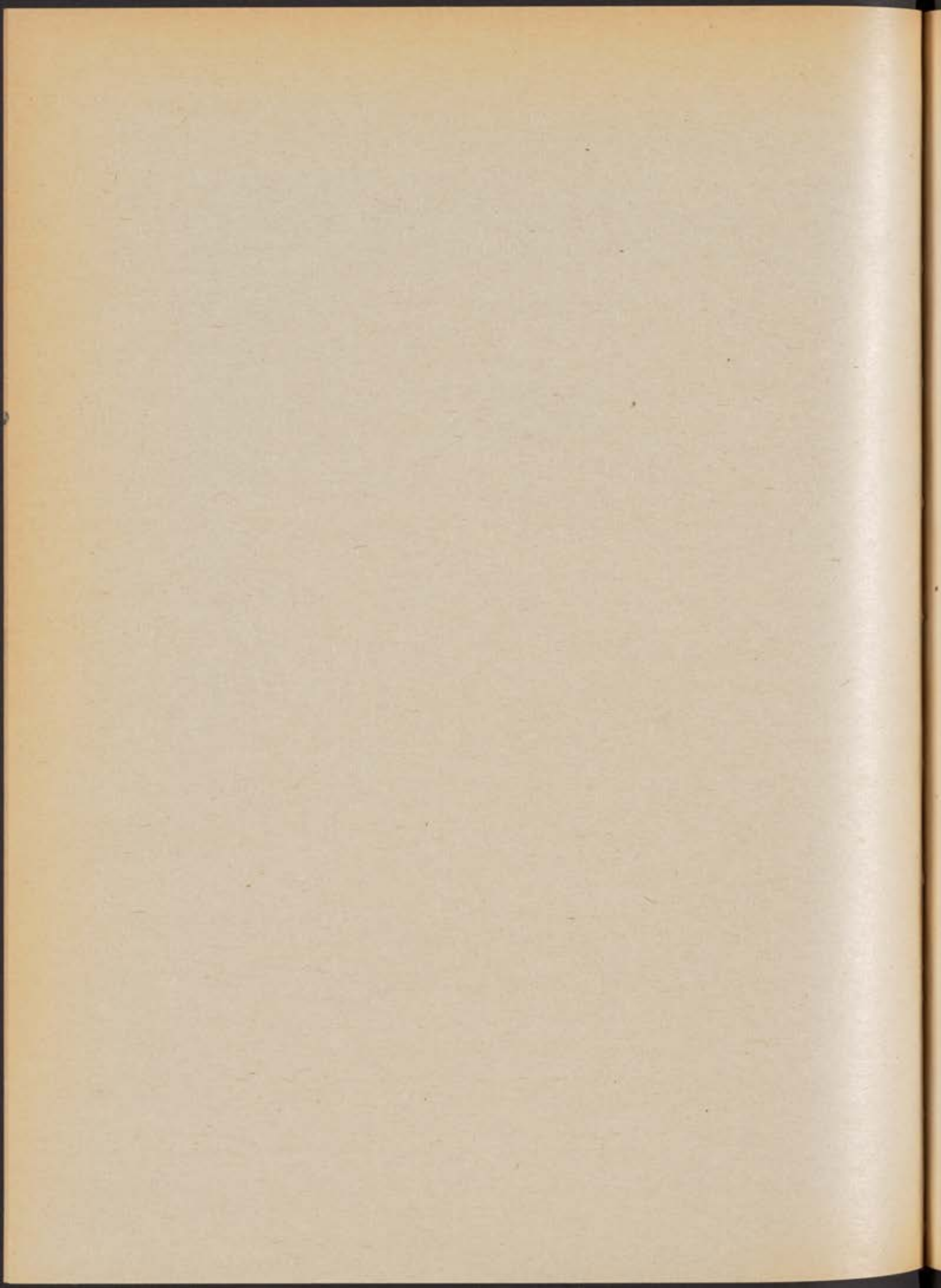
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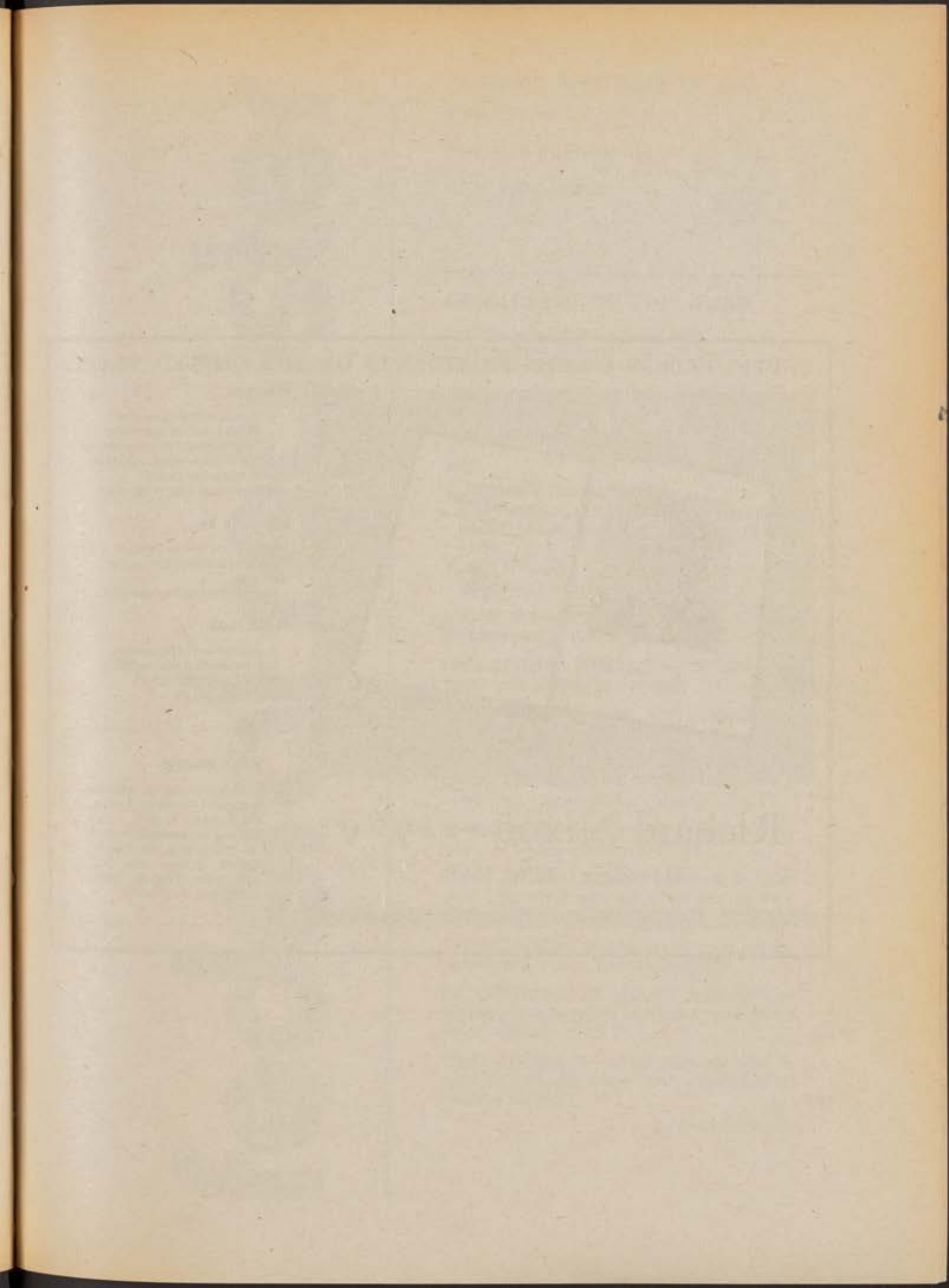
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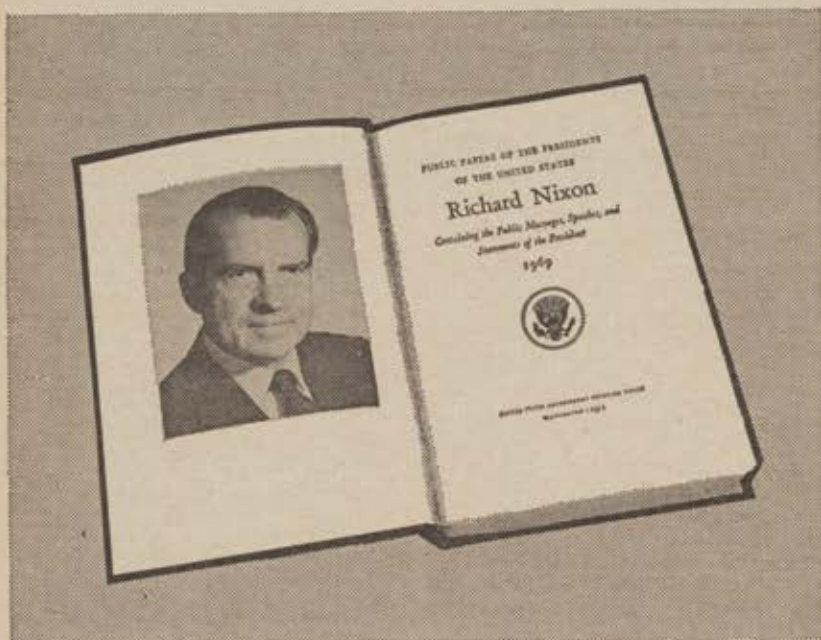








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